

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Monday, 20th November, 2017 at Committee Suite 1,2 & 3,
Westfields, Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor W S Davies (Chairman)

Councillors A Harewood and M Parsons

OFFICERS IN ATTENDANCE

Kim Evans, Licensing Team Leader

Peter Jones, Lawyer

Jennifer Knight, Senior Licensing Officer

Julie Zientek, Democratic Services Officer

19 APPOINTMENT OF CHAIRMAN

RESOLVED –That Councillor S Davies be appointed Chairman.

20 DECLARATIONS OF INTEREST

There were no declarations of interest.

21 APPLICATION FOR A PREMISES LICENCE - SUBURBAN GREEN, 4 HAWTHORN LANE, WILMSLOW SK9 1AA

The Sub-Committee considered a report regarding an application for a Premises Licence for Suburban Green, 4 Hawthorn Lane, Wilmslow SK9 1AA.

The following attended the hearing and made representations with respect to the application:

- three representatives of the applicant
- a representative of local residents

The Sub-Committee was informed that some of the interested parties who had submitted objections were unable to attend and were not represented at the meeting. Following advice from the Lawyer present at the meeting, the Sub-Committee agreed to proceed in the absence of those interested parties, taking account of their written representations.

After a full hearing of the application and in accordance with the rules of procedure, the Chairman of the Sub-Committee reported that, after taking account of:

- The Secretary of State's Guidance under section 182 of the Licensing Act 2003
- Cheshire East Borough Council's Statement of Licensing Policy
- The four licensing objectives (namely the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm)
- All the evidence, including the oral representations made at the meeting and the written representations of interested parties

the following course of action had been agreed:

RESOLVED - That the application for a premises licence be granted as applied for, subject to:

- (a) The imposition of the measures contained within the operating schedule and annexes, as set out in the Application, as conditions of the licence, including the Dispersal and Smoking/AI Fresco Dining Policies.
- (b) The following agreed condition requested by Cheshire East Council's Environmental Protection Team:

There shall be no disposal of refuse including bottles outside the premises or deliveries made to the premises between 21:00 hours and 07:00 hours.

- (c) The following discretionary condition:

There shall be no admittance to the premises after midnight save and insofar as to readmit customers having temporarily left the premises to smoke.

The Applicant and Parties who had made relevant representations were reminded of their right to appeal this decision to the Magistrates' Court within 21 days of service of the written notice of the decision.

The meeting commenced at 2.00 pm and concluded at 3.20 pm

Councillor W S Davies (Chairman)