

CHESHIRE EAST COUNCIL

LICENSING ACT SUB-COMMITTEE

Date of meeting: 25th August 2010
Report of: CAROLE KERR, LICENSING OFFICER
Title: APPLICATION FOR PREMISES LICENCE.
LAND AT WEST STREET, WOOLSTANWOOD, CREWE.

1.0 Report Summary

- 1.1 The report provides details of an application from Co-operative Group Food Ltd for a Premises Licence for a proposed convenience retail store, selling groceries, sundry items and alcohol. Representations relating to the application have been received by the Licensing Authority.

2.0 Recommendations

- 2.1 The Licensing Act Sub-Committee is requested to:
- 2.1.1. consider the representation received; and
- 2.1.2. determine the application for the grant of the Premises Licence

3.0 Reasons for Recommendations

- 3.1. The Licensing Act Sub-Committee has the power to determine this application. The Sub-Committee is asked to make the decision within 2.1 above taking into consideration the promotion of the licensing objectives and must also have regard to the Council's Statement of Licensing Policy and Guidance published under section 182 of the Licensing Act 2003.

4.0 Wards affected

- 4.1. Crewe West

5.0 Local Ward Members

- 5.1. Cllrs J Weatherill, R Parker and R Cartlidge

6.0 Policy Implications

- 6.1 The Council has adopted a Statement of Licensing Policy under the 2003 Act relating to its functions as a Licensing Authority under the Act.

7.0. Financial Implications for transition Costs (Authorised by the Borough Treasurer)

7.1. None.

8.0. Financial Implications 2010/2011 and beyond (Authorised by the Borough Treasurer)

8.1 None.

9.0. Legal Implications (Authorised by the Borough Solicitor)

9.1. In accordance with the provisions of section 18 of the Licensing Act 2003, in determining the application, the Licensing Authority must, having regard to the representations, take such steps (if any) as it considers necessary for the promotion of the licensing objectives. Section 18 provides that the authority may:

- (a) grant the licence subject to conditions
- (b) exclude from the scope of the licence any of the licensable activities to which application relates.
- (c) refuse to specify a person on the licence as the Premises Supervisor.
- (d) reject the application.

10.0 Risk Management

10.1 The Licensing Act Sub-Committee will hear representations made on behalf of both the applicant and the objectors and will make a decision on the basis of the evidence presented to it. The Act provides a right of appeal to the Magistrates' Court against the decision of the Local Authority.

11.0 Background and Options

11.1 On 12th July 2010 an application was submitted by Co-operative Group Food Ltd for a Premises licence for a proposed new store on land at West Street, Woolstanwood, Crewe. A copy of the location plan is attached for information at **Appendix A.**

11.2 The application is for the sale by retail of alcohol from 06:00hrs to 23:00hrs (Monday –Sunday). The proposed opening hours of the premises are from 06:00 to 23:00hrs.

11.3 The application site is land on which the George public house was formerly situated. The premises were recently demolished and the land acquired by Co-op Group Food Ltd. The area of the site is bounded on all sides by residential dwellings and a small retail outlet (angling supplies). The site is situated opposite a Community Centre and a Gymnasium.

**11.4 Relevant Representation
Responsible Authorities.**

11.4.1 The Police do not object to the application.

11.4.2 Environmental Health do not object to the application.

11.4.3 No comments have been received from any of the other Responsible Authorities.

11.4.4 Public Objections

A written representation has been received from an interested party who states within his letter that he is making representation on his own behalf and also that of residents in the area (the names and addresses of whom have been supplied to the Licensing Authority). A copy of the representation is attached as **Appendix B**.

11.5 In making its decision, the Sub-Committee must have regard to both the evidence submitted by the applicant in support of the application and that of interested parties relating to the representation.

12.0 Overview of Year One and Term one issues.

12.1 Not applicable.

13.0 Access to Information.

There are no background papers associated with this report.

Name: Carole M Kerr
Designation: Licensing Officer
TEL No: 01270 537124
E.mail: carole.kerr@cheshireeast.gov.uk