

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Friday, 2nd October, 2020 Virtually

PRESENT

Councillors D Edwardes and S Handley and M Goldsmith

OFFICERS IN ATTENDANCE

Kim Evans- Licensing Officer
Alison Burquest- Legal/Litigation Solicitor
Helen Davies- Democratic Services Officer

ALSO PRESENT

Gemma Douglas and Lisa Hamlet, the Applicants
Michelle Hazelwood, the Solicitor for the Applicants
Nick Green, an Objector

1 APPOINTMENT OF CHAIRMAN

RESOLVED- That Councillor Mark Goldsmith be appointed as Chairman.

2 DECLARATIONS OF INTEREST

There were no declarations of interest.

3 APPLICATION FOR A VARIATION OF A PREMISES LICENCE AT EIGHT FARMERS, 104 PARKERS ROAD, LEIGHTON, CHESHIRE, CW1 4PY

The Sub-Committee considered a report regarding an application by Marston's PLC for a variation to the Premises Licence under section 34 of the Licensing Act 2003 in respect of Eight Farmers, 104, Parkers Road, Leighton, Cheshire, CW1 4PY. The report outlined the evidence presented by the parties in relation to the variation.

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

- the applicants;
- a Solicitor for the applicants; and
- a resident and objector.

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) and the steps appropriate to promote them; and
- 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 outlined in the application:

The premises licence Holder seeks to offer the provision of food more widely externally as well as internally. It is also considering following the end of lock down the opportunity to use the extensive car park facilities for Christmas markets/fairs farmers markets and car boot events during which there may be sales of alcohol externally and possibly the provision of late night refreshment on rare occasions; such as Bonfire night and Halloween when people may remain outside for an event but sales of alcohol externally will have ceased.

It is therefore proposed that the external area and car park area the description of which is identified upon drawing named site plan as the area edged red. The area to interior of the premises remains unchanged.

Application is made in respect of only the sale of alcohol and late night refreshment to the same hours as that permitted under the licence.

Application is made to licence the external areas as follows:

Late Night Refreshment

Monday to Sunday

23:00 to 23:30

Retail Sale of alcohol

Monday to Saturday

10:00 to 22:30

Sunday

11:00 to 22:30

No application is made to amend the licensable activities nor the times in respect of which they operate internally.

In addition to these conditions, the Sub-Committee agreed to the following conditions:

- The use of the carpark area for events involving licensable activities is to be limited to 12 days in any calendar year;
- Written notice is to be given to Cheshire Constabulary, Environmental Health and the Licensing Authority at least 7 working days of events being held in the carpark; and
- The provision of late-night refreshment outdoors is to be limited to 12 days in any calendar year and to coincide with those days on which events are held in the carpark.

The meeting commenced at 10.00 am and concluded at 11.54 am

Councillor Mark Goldsmith (Chairman)