

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Tuesday, 31st August, 2010 at The Capesthorne Room - Town Hall,
Macclesfield SK10 1DX

PRESENT

Councillor P Whiteley (Chairman)

Councillors H Davenport and J Goddard

OFFICERS PRESENT:

Mr J Hopper (Licensing Officer) and Mrs K Khan (Licensing Solicitor)

10 APPOINTMENT OF CHAIRMAN

RESOLVED:

That Councillor P Whiteley be elected Chairman for the meeting.

11 DECLARATIONS OF INTEREST

No declarations of interest were made.

12 APPLICATION FOR A PREMISES LICENCE - SAINSBURY'S SUPERMARKET, 9 - 13 CANUTE PLACE, KNUTSFORD, CHESHIRE

The Sub-Committee considered a report regarding an application by Sainsbury's Supermarket Ltd, 9-13 Canute Place, Knutsford, for the grant of a Premises Licence under section 17 of the Licensing Act 2003.

The Solicitor representing Sainsbury's Ltd, the Area Manager for Sainsbury's Ltd, the Store Manager for the Sainsbury's Supermarket Ltd, 9-13 Canute Place, Knutsford and an objector attended the hearing and made representations with respect to the application.

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.

The following course of action had been agreed:

RESOLVED – That the application to grant a Premises Licence for Sainsbury's Supermarket Ltd be granted as follows:

Sale and supply of alcohol (for consumption off the premises only)
Monday to Sunday 06.00 to 24.00

Late Night Refreshment

Monday to Sunday 23.00 to 24.00

The provision of late night refreshment will take place both indoors and outdoors.

Other times the premises are proposed to be open:

Monday to Sunday 00.01 to 24.00

Non Standard Timings. The applicant may elect not to open the store, or part(s) of the store 24 hours every day but requires the flexibility to do so subject to statutory or operational restrictions.

In addition the following conditions volunteered by the applicant and imposed on the licence:-

1. Think 21 – The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 21 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced
2. Refusals – All cashiers shall be trained to record refusals of sales of alcohol in a refusals register. The register will contain:
 - Details of the time and date the refusal was made;
 - The name of the staff member refusing the sale;
 - Description of the person attempting to purchase;
 - Details of the alcohol the person attempted to purchase.

This register will be available for inspection by a police officer on request.

The Sub-Committee wished to highlight the fact that should problems relating to the licensing objectives be linked to the operation of licensable activities at this premises then Responsible Authorities or Interested Parties may call for a review of the licence at any time.

Parties who made relevant representations were reminded of the right to appeal decisions to the Magistrates Court within 21 days.

The meeting commenced at 9.30 am and concluded at 10.30 am

Councillor P Whiteley (Chairman)