

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Sub Committee**
held on Wednesday, 26th June, 2024 in the Committee Suite 1,2 & 3,
Westfields, Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor R Moreton (Chair)
Councillors A Heler and J Smith

OFFICERS IN ATTENDANCE

Kim Evans, Licensing Team Leader
Tracey Billington, Licensing Enforcement Officer
Mark Vyse, Environmental Health
Gary Coghlan, Lawyer
Sam Jones, Democratic Services Officer

1 APPOINTMENT OF CHAIR

RESOLVED:

That Councillor R Moreton be appointed as Chair.

2 DECLARATION OF INTERESTS

In the interests of openness, Councillor A Heler declared that she had been in to the venue twice.

3 APPLICATION FOR THE VARIATION OF A PREMISES LICENCE - CUBAR, HIGH STREET, SANDBACH, CW11 1AL

The Sub-Committee considered a report for an application for a variation of a premises licence - CUBAR, High Street, Sandbach, CW11 1AL.

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

- Phillip Bebbington (applicant)
- Corry Jones and Graham Newall (objectors)

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

- The oral and written representations made by all parties to the hearing
- The licensing objective of the prevention of public nuisance

- The Secretary of State's Guidance under the Licensing Act 2003 (Dec 2022)
- Cheshire East Council's Statement of Licensing Policy

The following course of action had been agreed:

RESOLVED:

That the application for a variation of a premises licence - CUBAR, High Street, Sandbach, CW11 1AL, be GRANTED as set out in the Operating Schedule accompanying the application, any mandatory conditions that must be included on the licence in accordance with the Licensing Act 2003 and the additional conditions set out in below:

For the avoidance of doubt the committee took no account of personal statements made by the Applicant concerning 1 of the objectors to the grant of the licence which the objector stated were defamatory as those statements were of no relevance to the licensing objectives.

Additional Conditions

1. Any live or recorded music emanating from the premises shall not be clearly audible at the boundary of the nearest residential property.
2. Recorded music after 2300hrs shall be background music only.

The meeting commenced at 2.04 pm and concluded at 3.13 pm

Councillor R Moreton (Chair)