

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Friday, 11th February, 2022 in the The Capesthorpe Room - Town
Hall, Macclesfield SK10 1EA

PRESENT

Councillors D Edwardes, A Harewood and J Wray

OFFICERS IN ATTENDANCE

Helen Davies- Democratic Services Officer
Kim Evans- Licensing Team Leader
Phil Jennings- Legal Officer

ALSO PRESENT

Councillor Kate Parkinson- Local Ward Councillor
David Taylor- Applicant
Jason Kent- Representative for the Applicant

Local Residents with relevant representations:

Graham Hughes
Brian and Geraldine Hurd
Mike Reed- (attended via Microsoft Teams)
Tom Britton (attended via Microsoft Teams)

1 APPOINTMENT OF CHAIRMAN

RESOLVED: That Councillor David Edwardes be appointed as Chairman

2 DECLARATIONS OF INTEREST

There were no declarations of interest.

3 APPLICATION TO VARY A PREMISES LICENCE AT: ASH FARM, PARK LANE, LITTLE BOLLINGTON, ALTRINCHAM, WA14 4TJ.

The Sub-Committee considered a report regarding an application to vary a Premises License, under the Licensing Act 2003 in respect of Ash Farm, Park Lane, Little Bollington, Altrincham, WA14 4TJ together with objections and support.

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

- the Applicant;
- a representative for the Applicant;

- The Local Ward Councillor; and
- Five residents making relevant representation.

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 with some modification:

Licensed Premises

Ash Farm
Park Lane
Little Bollington
Altrincham

The opening hours of the Premises:

Monday to Saturday: 08:00 – 00.00 (Midnight)

Sunday: 08.00 – 23.30

From the end of permitted hours on New Years Eve to 02.00 on New Years Day.

Sale and Supply of alcohol

Monday to Saturday: 10.00 – 00.00(Midnight)

Sunday: 12.00 – 23.30

Christmas Day: 12.00 – 23.30

From the end of permitted hours on New Years Eve to 02.00 on New Years Day.

Conditions 4, 5 & 6 of "Conditions consistent with the Operating Schedule" in Annex 2 of Premises Licence PR/0132 are removed.

In Annex 3 "Conditions attached after a hearing by the Licensing Authority" there is added the following:

- Regular noise assessments shall be undertaken by a competent person (either the Licensee or Manager) around the boundary of the site and steps shall be taken to reduce the level of noise where it is likely to cause a disturbance to local residents.

- The noise assessments shall be undertaken during the operating hours of the premises.
- A written record shall be made of those assessments in a log book, kept for that purpose and shall include; the time and date of the checks, the person making them, and in what location and the outcome - including any remedial action in order to reduce the level of noise where it is likely to cause a disturbance to local residents.
- There shall be notices located around the entire licensed area to advise customers to be considerate regarding noise levels particularly at sensitive times in respect of nearby residential neighbours.
- The Licence Holder/Designated Premises Supervisor or responsible person nominated by him in charge of the Premises shall ensure that the Premises, including the car park, are vacated quietly within thirty minutes of the terminal hour of the Licence.
- Conspicuous notices shall be positioned at all exits from the Premises requesting patrons to make the minimum amount of noise on leaving.
- Patrons who require taxis shall be permitted to stay inside the barn whilst waiting for taxis.
- There shall be no disposal of bottles outside the premises between the hours of 21.00 and 09.00.
- No disposal of refuse outside the premises or deliveries made to the premises between 2100 and 0700.
- Recorded CCTV images will be maintained and stored for a period of twenty-eight days.
- A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to provide a Police officer or an authorised officer of the licensing authority data or footage upon request. All requests for footage are to be provided within a reasonable time scale.
- Designated supervisors will need to be able to demonstrate the following:
 - Recordings are fit for their intended purpose.
 - Good quality images are presented to the officer in a format that can be replayed on a standard computer.
 - The supervisor has an understanding of the equipment/training.
 - Management records are kept,
 - Maintenance agreements and records are maintained,
 - Data Protection principles and signage are in place.
 - When there is any specific event or pre-booked private function, the Premises Licence Holder or Designated Premises Supervisor shall conduct an assessment of the need for door supervisors, taking into account any advice offered by the Police.

- Where the assessment shows that door supervision is required, supervisors shall be engaged at such times and ratios as are assessed to be necessary.
- When such Door supervision is employed a written record shall be kept on the premises by the Designated Premises Supervisor of every person employed on the premises as a door supervisor in a register kept for that purpose. That record shall contain the following details:
 - The door supervisor's name, date of birth, contact telephone number and home address.
 - His/her Security Industry Authority licence number.
 - The time and date he/she starts and finishes duty.
 - The time of any breaks taken whilst on duty.
 - Each entry shall be signed by the door supervisor.
 - Record of all incidents taking place in the venue
- The register shall be available for inspection on demand by an Authorised Officer of the Council, the Security Industry Authority or a Police Constable.
- Where such hire includes the retail sale of alcohol such bookings shall:
 - Only be accepted with no less than 48 hours' notice.
 - Be recorded in a register kept for this purpose and shall be made available for inspection by Police or another authorised officer.
- The name, address and contact details of the person making the booking to be recorded and retained in accordance with GDPR.
- A Challenge 25 policy shall be operated at the Premises at all times.
- The only forms of ID that shall be accepted (at the discretion of the Management) as proof of age are:
 - A valid passport.
 - A valid photographic driving licence.
 - A PASS approved proof of age card.
 - A HM Services Warrant Card or other reliable photo ID (that has been approved for acceptance by the Police or an Officer of the Local Authority).
- Publicity materials notifying customers of the operation of the Challenge 25 scheme shall be displayed at the premises.
- The Designated Premises Supervisor or Premises Licence Holder shall operate and maintain an up-to-date Register of Refusals of Sale of Alcohol, indicating the date, time and reason for refusal which shall be made available for inspection by Local Authority Officers and the Police.
- The DPS or other responsible person shall check and sign the register once a week. Alternatively, an electronic point of sale refusals log shall be kept.

- A documented training programme shall be introduced for all staff in a position to sell, serve or deliver alcohol. A written record for each member of staff shall be kept of the content of such training and shall be made available for inspection at the request of Local Authority Officers and Police.
- The DPS or Premises Licence Holder shall conduct regular training reviews with all members of staff authorised to sell, serve or deliver alcohol in order to reinforce the training and to promote best practice. A written record for each member of staff shall be kept of the content of such reviews and shall be made available for inspection at the request of Local Authority Officers and Police.
- Under 18's events will not take place without prior consultation with the Police and Local Authority Officers. The consultation shall take place not less than 10 days before any planned event.

The meeting commenced at 3.08* pm and concluded at 5.15 pm

Councillor David Edwardes (Chair)

*In order to ensure the sub-committee was quorate, the meeting start time was delayed.