

Licensing Act Sub-Committee

Agenda

Date: Monday 29th July 2013

Time: 10.00 am

Venue: Council Chamber - Town Hall, Macclesfield, SK10 1EA

The agenda is divided into 2 parts. Part 1 is taken in the presence of the public and press. Part 2 items will be considered in the absence of the public and press for the reasons indicated on the agenda and at the foot of each report.

PART 1 – MATTERS TO BE CONSIDERED WITH THE PUBLIC AND PRESS PRESENT

1. **Appointment of Chairman**

To appoint a Chairman for the meeting.

2. **Declarations of Interest**

To provide an opportunity for Members and Officers to declare any disclosable pecuniary and non-pecuniary interests in any item on the agenda and for Members to declare if they have pre-determined any item on the agenda.

3. **Application to Vary a Premises Licence: Horseshoe Inn, Sandbach Road, Lawton Heath End, Church Lawton, ST7 3RA** (Pages 5 - 40)

To consider an application by Punch Taverns Plc to vary a Premises Licence in respect of the Horseshoe Inn, Sandbach Road, Lawton Heath End, Church Lawton

4. **Application to Vary a Premises Licence: Legh Arms, Brook Street, Knutsford, WA16 8EB** (Pages 41 - 76)

To consider an application by Marston's Plc to vary a Premises Licence in respect of the Legh Arms, Brook Street, Knutsford

For requests for further information

Contact: Julie Zientek

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CHESHIRE EAST COUNCIL

PROCEDURE FOR HEARINGS – LICENSING ACT 2003

The Licensing Committee

The full Licensing Committee consists of fifteen elected Members of the Council. From this full Committee will be drawn sub-committees of three members to deal with licensing functions under the Licensing Act 2003. The Chairman and Vice Chairman of the Licensing Committee shall have the discretion to refer a matter up to a hearing of the full Licensing Committee.

Officers at Hearings

- **The Committee Officer** introduces all parties and records the proceedings
- **The Legal Adviser** provides independent advice to the Members on legal matters and procedure.
- **The Licensing Officer** will introduce the matter and outline the application; the officer will also answer any questions Members may have.

PROCEDURE

NOTE: If the Sub-Committee has not already elected a Chairman, that will be the first item of business.

1	Chairman	The Chairman will: (i) call the matter to be considered; (ii) call for any declarations of interest; (iii) ask all parties to introduce themselves; (iv) summarise the procedure to be followed at the hearing; (v) will consider any request made by a party for another person to appear at the hearing; (v) will advise the parties of any maximum period of time in which it has to present its case (if a maximum is imposed this shall be equal for all parties).
2	Licensing Officer	Will introduce and summarise the application, highlighting areas of contention or dispute.
3	Committee Members	May ask questions of the Licensing Officer
4	Applicant	Will present his/her case, calling witnesses, as appropriate. <i>(If necessary, applicant will produce any notices required by law. Legal Adviser will draw attention to this if required.)</i>
5	Responsible Authorities (who have made representations)	Each in turn may ask <u>questions</u> of the applicant, by way of clarification.

6	Local residents (ie. defined as “interested parties”)	To be invited to ask <u>questions</u> of the applicant, by way of clarification. <i>It is normal practice for a spokesperson only to speak on behalf of a group of residents.</i>
7	Committee Members	Each in turn may ask <u>questions</u> of the applicant.
8	Applicant	May make a <u>statement</u> or ask his witnesses to clarify any matters which he feels are unclear, or may have been misunderstood.
9	Responsible Authorities	Will make their representations.
10	Applicant	Or his representative or witnesses to ask <u>questions</u> of Responsible Authorities represented at the meeting, by way of clarification.
11	Local residents (ie. defined as “interested parties”)	May ask <u>questions</u> of the Responsible Authorities represented at the meeting, by way of clarification. (Note: This is not the point at which local residents should be stating their objections.)
12	Committee Members	May ask <u>questions</u> of the Responsible Authorities represented at the meeting
13	Local residents (ie. defined as “interested parties”)	The local residents who are objecting to the application will be invited <u>to make observations on the application</u> and present the bases of their objections.
15	Applicant	Or his representative or witnesses may ask <u>questions</u> of the Local Residents, by way of clarification.
16	Committee Members	May ask <u>questions</u> of the Local Residents.
17	Chairman	To invite both Responsible Authorities and Local Residents to make their closing addresses.
18	Applicant	Or his representative will <u>briefly summarise the application</u> and comment on the observations and any suggested conditions.
19	Committee	<u>Will retire</u> to consider the application. The Committee may request the Legal Advisor to advise on legal issues.
20	Committee	Will return to <u>give its decision</u> , with reasons, which will be announced by the Chairman and subsequently confirmed in writing to the applicant and to all the parties that made representations.

		In cases where a decision cannot be given at the end of the hearing, parties will be advised of the decision within five working days.
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Notes

1. The hearing shall normally be held in public. There may be occasions on which the Committee find it necessary to exclude members of the press and public; any such decision will be taken on the basis that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing taking place in public.
2. The Chairman may require any person behaving in a disruptive manner to leave the hearing and may (a) refuse to permit that person to return, or (b) permit him/her to return only on such conditions as the authority may specify, but any such person may submit in writing any information which they would have been entitled to provide orally if they had not been required to leave.
3. Prior to the hearing each party shall have given notification and served documentation (eg statements of witnesses or reports of experts) as required. Late representations and evidence will only be considered with the agreement of all parties.
4. Anyone entitled to be heard may be represented by any person, whether or not that person is legally qualified.
5. Hearsay will be permitted but the Sub-Committee will be reminded to give it appropriate weight.
6. Due note shall be taken of the provisions of the Hearings Regulations 2005.
7. The Chair may, in the interests of expediency or convenience of the parties, vary the procedure from time to time, provided notice is given to the parties and the rules of natural justice are observed.

SUMMARY OF PROCEDURE

- 1 Chairman appointed (if this has not been done previously).
- 2 Chairman to call for declarations of interest and request that all parties introduce themselves.
- 3 Chairman summarises the procedure for the hearing
- 4 The Licensing Officer summarises the application
- 5 Applicant to present his/her case.
- 6 Applicant to be questioned by all parties (to clarify points only) following which, he/she can clarify any other matters which he/she feels may have been misunderstood when the application was presented.
- 7 Applicant to be questioned by the Committee.
- 8 Responsible Authorities to make their representations following which they can be questioned by all parties by way of clarification.
- 9 **Local residents** (defined as interested parties) will be invited to present the bases of their objections, following which they can be questioned by all parties by way of clarification.
- 10 The applicant will be invited to sum up his/her case
- 11 Committee/Sub-Committee withdraws to make its decision
- 12 Committee/Sub-Committee returns to announce its decision to all present.

CHESHIRE EAST COUNCIL

LICENSING ACT SUB-COMMITTEE

Date of Meeting:	Monday 29 th July 2013 at 10am
Report of:	Mrs N Cadman, Licensing Officer
Subject/Title:	Application to Vary a Premises Licence: Horseshoe Inn, Sandbach Road, Lawton Heath End, Church Lawton, ST7 3RA

1.0 Report Summary

- 1.1 The report provides details of an Application to Vary a Premises Licence under the Licensing Act 2003 and the proposed operating schedule together with details of relevant representations received in relation to the application.

2.0 Recommendations

- 2.1 The Licensing Act Sub-Committee is requested to determine the Application to Vary a Premises Licence by Punch Taverns Plc in respect of:

Horseshoe Inn
Sandbach Road
Lawton Heath End
Church Lawton
Stoke on Trent
ST7 3RA

- 2.2 Acting in the capacity of Licensing Authority, Members must seek to promote the Licensing Objectives, and where Members consider matters have engaged one or more of the objectives, they may exercise their discretion.
- 2.3 Members of the Licensing Sub-Committee are reminded that they may not exercise discretion in any case, merely because it considers it desirable to, and should provide reason(s) for any decision taken, or where they might consider departing in any way from the Policy or Guidance.

2.4 Licensing Objectives / Guidance / Policy Considerations

- 2.4.1 The relevant representations engage the licensing objectives. The Sub-Committee in respect of this application is referred to the Guidance issued under Section 182 of the Licensing Act 2003, specifically those sections relating to the licensing objectives, premises licenses and hearings. The licensing objectives are (a) the prevention of crime and disorder; (b) public safety; (c) the prevention of public nuisance; and (d) the protection of children from harm.

2.5 Statement of Licensing Policy

2.5.1 Members should carefully consider the relevant sections of the Council's Statement of Licensing Policy.

2.6 Members are reminded that should any conditions be added, they should be practical, enforceable and appropriate to promote the Licensing Objectives.

2.7 Finally, Members are also reminded that in determining the application in accordance with the Licensing Act 2003, Members must also have regard to:

- The rules of natural justice
- The provisions of the Human Rights Act 1998

3.0 Reasons for Recommendations

3.1 The Licensing Act Sub-Committee has the power to determine this application in accordance with the provisions of the Licensing Act 2003.

4.0 Wards Affected

4.1 Odd Rode

5.0 Local Ward Members

5.1 Cllr Rhoda Bailey
Cllr Andrew Barratt

6.0 Policy Implications

6.1 The Licensing Authority has adopted a Statement of Licensing Policy in accordance with section 5 of the Licensing Act 2003 and Guidance issued under section 182 of the Act.

7.0 Financial Implications

7.1 Not applicable.

8.0 Legal Implications

8.1 In accordance with the provisions of section 18 of the Licensing Act 2003 the Licensing Authority must, having regard to the representations, take such steps (if any) as it considers appropriate for the promotion of the licensing objectives. Section 18(4) provides that the authority may:

- (a) Grant the licence subject to the relevant mandatory conditions and conditions consistent with the operating schedule
- (b) Modify the application to such extent as the Authority considers appropriate for the promotion of the Licensing Objectives
- (c) Exclude from the scope of the licence any of the Licensable Activities to which the application relates

- (d) Refuse to specify a person in the licence as the Premises Supervisor
- (e) Reject the application.

9.0 Risk Management

- 9.1 Section 181 and Schedule 5 of the Licensing Act 2003 make provision for appeal to the Magistrates' Court of any decision made by the Licensing Authority.

10.0 Background and Options

- 10.1 The application, received on the 30th May 2013, is for the grant of a Variation of the Premises Licence under section 34 of the Licensing Act 2003.

- 10.2 The operating schedule indicates that the proposed variation is as follows:

- To extend the hours for all existing licensable activities.
- To extend the opening hours of the premises.
- To add the provision of Late Night Refreshment.
- Structural alterations to the layout of the premises.

- 10.3 The hours applied for are as follows:

- **Sale and Supply of Alcohol**
Sunday to Thursday 08:00 to midnight
Friday and Saturday 08.00 to 01:30 hours
- **All Existing Regulated Entertainment**
Sunday to Thursday 08:00 to midnight
Friday and Saturday 08.00 to 01:30 hours
- **Late Night Refreshment**
Sunday to Thursday 23:00 to midnight
Friday and Saturday 23:00 to 01:30 hours
- **Opening Hours of the Premises**
Sunday to Thursday 08.00 to 00.30 hours
Friday and Saturday 08.00 to 02.00 hours

- 10.4 A copy of the application form is attached as Appendix 1 of this report.

- 10.5 A copy of the existing Premises Licence Summary and Conditions is attached as Appendix 2 of this report.

- 10.6 The Designated Premises Supervisor is Mujdat Karatas.

- 10.7 Relevant Representations

Responsible Authorities:

10.7.1 The Police Licensing Officer states: Can I take this opportunity to acknowledge receipt of the following application to which the police make no representations: Application to vary a Premises Licence - Horseshoe Inn, Sandbach Road, Lawton Heath End, Church Lawton, Stoke on Trent, ST7 3RA.

10.7.2 The Environmental Health Officer states: Date received: 30.05.13 name of applicant: The Horseshoe Inn, address to which application relates: Sandbach Road, Lawton Heath End, Church Lawton, Stoke-On-Trent, ST7 3RA. Proposed Conditions: the following conditions should be applied for the Prevention of Public Nuisance: All necessary steps shall be taken to ensure that any noise from the premises shall not be at a level which could cause a noise nuisance at the boundary of the nearest residential premises, therefore:

- Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby residents.
- Refuse such as bottles shall be disposed of from the premises at a time (i.e. between 08:00 to 20:00) when it is not likely to cause a disturbance to residents in the vicinity of the premises.
- There shall be placed at all exits from the premises in a place where they can be seen and easily read by the public, notice requiring customers to leave the premises and the area quietly.
- Whilst regulated entertainment is taking place indoors, all windows and doors shall remain closed.

Recommendation:

It is recommended that assessments of noise from the premises shall be undertaken by a competent person (either the Licensee or Manager) and any necessary remedial action is undertaken to ensure compliance. These assessments shall be undertaken during opening hours of the premises and when entertainment or music is occurring. 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 the results including any remedial action.

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, and that proper supervision of all persons leaving the car park and otherwise leaving the Premises is provided. Conspicuous notices shall be positioned at all exits from the Premises requesting patrons to make the minimum amount of noise on leaving.

Signed: Margaret Hopley | Enforcement Officer | Environmental Protection
Dated: 30 May 2013

10.7.3 There were no responses from any of the other Responsible Authorities.

Other Persons:

10.7.4 The Council has also received 2 letters of objection to this application, which have been deemed relevant. One of the letters of objection is from a local resident and the other is from Church Lawton Parish Council. Copies of these objections are at appendices 5 and 6 of this report.

11.0 Access to Information

The background papers relating to this report can be inspected by contacting the report writer:

Name: Mrs N Cadman
Designation: Licensing Officer
Tel No: 01270 685957
Email: nikki.cadman@cheshireeast.gov.uk

APPENDICES

Appendix 1	Application form
Appendix 2	Existing Premises Licence Summary, Conditions & Plan
Appendix 3	Proposed plan of Premises (larger copies will be available at the meeting)
Appendix 4	Plan of the area
Appendices 5 & 6	Letters of objection

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[Insert name and address of relevant licensing authority and its reference number (optional).]

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We	Punch Taverns PLC

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	LAPRE/0751/05

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Horseshoe Inn Sandbach Road, Lawton Heath End Church Lawton			
OUR REFERENCE: DA/27844/**/897787/JGC			
Post town	STOKE-ON-TRENT	Post code	ST 7 3RA
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£32,250.00	

Part 2 – Applicant details

Daytime contact telephone number		01283 501600		
E-mail address (optional)				
Current postal address if different from premises address		Jubilee House Second Avenue		
Post Town	BURTON UPON TRENT	Postcode	DE14 2WF	
Daytime contact telephone number	01283 501600	Daytime contact telephone number	01283 501600	Daytime contact telephone number

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes ☐ No ☒

If not, from what date do you want the variation to take effect?
Upon completion of structural alterations

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Vary premises licence to alter the hours for licensable activities to permit all current licensable activities at the following times

Sunday – Thursday 08.00am – 00.00 midnight
Friday & Saturday 08.00am - 01.30am

Vary the premises licence to permit the premises to open at the following times;

Sunday – Thursday 08.00am – 00.30 midnight
Friday & Saturday 08.00am - 02.00am

Add provision of late night refreshment to premises licence at the following times;

Sunday – Thursday 23.00 – 00.00 midnight
Friday & Saturday 23.00 - 01.30am

AND

Structural alterations to the layout of the premises, including;

New fully glazed screen to entrance lobby.

1No new structural openings to entrance lobby with new screen adj,

3No openings with new brickwork piers between entrance / dining area and;

1No to opening adjacent bar servery.

3No door openings blocked up, 1No to left hand side access lobby & 2No service access doors.

Fire alarm and emergency lighting upgrade works,

New screen / machine position adj bar servery,

General refurbishment, internal sparkle and upgrade works elsewhere

New fixed / Booth seating to trading areas with dwarf wall to booth seating. New circular booths to dining area to be situated on raised platform,

New balustrade / step up to dining area with booth seating,

Walls removed to area featuring new fireplace detail,

New section of front bar to bar area,

New screen to rear exit in Bar area,

New Ladies / Gents toilet location with fire exit doors being removed

New balustrade / step up to dining area with booth seating.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

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Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☒
- f) recorded music (if ticking yes, fill in box F) ☒
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☒

Provision of late night refreshment (if ticking yes, fill in box I) ☒

Sale by retail of alcohol (if ticking yes, fill in box J) ☒

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)	Will the performance of a play take place	Indoors	<input type="checkbox"/>
	indoors or outdoors or both – please tick (please read guidance note 2)	Outdoors	<input type="checkbox"/>
	As per current licence		

Day	Start	Finish	Both	<input type="checkbox"/>
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Mon			Please give further details here (please read guidance note 3)	
-----	--	--	--	--

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Tue		
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Wed			State any seasonal variations for performing plays (please read guidance note 4)	
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As per current licence

Thur		
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Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)	
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Sat		
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As per current licence

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Sun		
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B

Films	Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Standard days and timings (please read guidance note 6)		Outdoors	<input type="checkbox"/>
		As per current licence	

Day	Start	Finish	Both	<input type="checkbox"/>
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Mon			Please give further details here (please read guidance note 3)

As per current licence

Tue		
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Wed		
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State any seasonal variations for the exhibition of films (please read guidance note 4)

As per current licence

Thur		
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Fri		
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Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)

Sat		
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As per current licence

Sun		
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C

Indoor sporting events Standard days and timings (please read guidance note 6)	Please give further details (please read guidance note 3) As per current licence	
Day	Start	Finish
Mon		
Tue		
Wed		
Thur		
Fri		
Sat		
Sun		

State any seasonal variations for indoor sporting events
 (please read guidance note 4)

 As per current licence

Non standard timings. Where you intend to use the
premises for indoor sporting events at different times to
those listed in the column on the left, please list (please read
 guidance note 5)

D

Boxing or wrestling entertainments	<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2) As per current licence	Indoors	<input type="checkbox"/>
Standard days and timings (please read guidance note 6)		Outdoors	<input type="checkbox"/>

Day	Start	Finish	Both	<input type="checkbox"/>
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Mon			<u>Please give further details here</u> (please read guidance note 3)	
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			As per current licence	
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Tue				
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Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)	
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			As per current licence	
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Thur				
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Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
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Sat			As per current licence	
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Sun				
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E

Live music	Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Standard days and timings (please read guidance note 6)		Outdoors	<input type="checkbox"/>
		As per current licence	

Day	Start	Finish	Both	<input type="checkbox"/>
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Mon	08.00	00.00	Please give further details here (please read guidance note 3)	
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			As per current licence
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Tue	08.00	00.00
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Wed	08.00	00.00	State any seasonal variations for the performance of live music (please read guidance note 4)
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			As per current licence
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Thur	08.00	00.00
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Fri	08.00	01.30	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)
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Sat	08.00	01.30	As per current licence
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Sun	08.00	00.00
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F

Recorded music Standard days and timings (please read guidance note 6)	Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
		Outdoors	<input type="checkbox"/>
		Both	<input type="checkbox"/>

Day	Start	Finish	
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Mon	08.00	00.00	Please give further details here (please read guidance note 3)

As per current licence

Tue	08.00	00.00
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Wed	08.00	00.00
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State any seasonal variations for the playing of recorded music (please read guidance note 4)

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As per current licence

Thur	08.00	00.00
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Fri	08.00	01.30
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Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)

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Sat	08.00	01.30
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As per current licence

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Sun	08.00	00.00
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G

Performances of dance			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Standard days and timings (please read guidance note 6)				Outdoors	<input type="checkbox"/>
			As per current licence	Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
			As per current licence		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
			As per current licence		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat			As per current licence		
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)	Please give a description of the type of entertainment you will be providing As per current licence
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Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/>	Outdoors <input type="checkbox"/>	Both <input type="checkbox"/>
Mon	08.00	00.00				

Tue	08.00	00.00	Please give further details here (please read guidance note 3)

As per current licence

Wed	08.00	00.00

Thur	08.00	00.00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)

Fri	08.00	01.30	As per current licence

Sat	08.00	01.30	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)

Sun	08.00	00.00	As per current licence

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish		
Mon	23.00	00.00	Please give further details here (please read guidance note 3)	
Tue	23.00	00.00		
Wed	23.00	00.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)	
Thur	23.00	00.00		
Fri	23.00	01.30	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)	
Sat	23.00	01.30		
Sun	23.00	00.00		

J

Supply of alcohol Standard days and timings (please read guidance note 6)	Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises <input type="checkbox"/>
		Off the premises <input type="checkbox"/>

Day	Start	Finish	Both <input checked="" type="checkbox"/>
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Mon	08.00	00.00	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)

As per current licence

Tue	08.00	00.00
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Wed	08.00	00.00
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Thur	08.00	00.00	<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 5)

As per current licence

Fri	08.00	01.30
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Sat	08.00	01.30
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Sun	08.00	00.00
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K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

AWP machines

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4) As per current licence
Day	Start	Finish	
Mon	08.00	00.30	
Tue	08.00	00.30	
Wed	08.00	00.30	
Thur	08.00	00.30	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)
Fri	08.00	02.00	As per current licence
Sat	08.00	02.00	
Sun	08.00	00.30	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence ☒
- I have enclosed the relevant part of the premises licence ☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

As per existing premises licence

b) The prevention of crime and disorder

As per existing premises licence

c) Public safety

As per existing premises licence

d) The prevention of public nuisance

As per existing premises licence

e) The protection of children from harm

As per existing premises licence

Checklist:

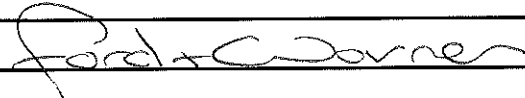
Please tick to indicate agreement

- | | |
|--|-------------------------------------|
| <input type="checkbox"/> I have made or enclosed payment of the fee. | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> I have sent copies of this application and the plan to responsible authorities and others where applicable. | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> I understand that I must now advertise my application. | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> I have enclosed the premises licence or relevant part of it or explanation. | <input checked="" type="checkbox"/> |
| <input type="checkbox"/> I understand that if I do not comply with the above requirements my application will be rejected. | <input checked="" type="checkbox"/> |

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	29 May 2013
Capacity	Solicitors for the applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Ford & Warren Solicitors
Westgate Point
Westgate

Our ref: DA/27844/897787/JGC

Post town	LEEDS	Post code	LS1 2AX
Telephone number (if any)	0113 243 6601		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
clientmail@forwarn.com			

PART B
Premises Licence Summary

Premises Licence Number:**LAPRE/0751/05****Premises Details**

Postal address of Premises or, if none, ordnance survey map reference or description:

The Horseshoe Inn
 Sandbach Road
 Lawton Heath End
 Church Lawton, Stoke-On-Trent

Post Town: Alsager

Post Code: ST7 3RA

Telephone Number: 01270 876070

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Supply of Alcohol
 Performance of Recorded Music
 Performance of Live Music
 Making Music
 Provision of facilities for Dancing
 Similar Regulated Entertainment

The time the Licence authorises the carrying out of licensable activities:

All permitted licensable activities

Monday To Saturday 10:00 - 00:00

Sunday 12.00 - 00.00

Friday, Saturday, Sunday and Monday of every Bank Holiday, Thursday of Easter weekend,
 Christmas Eve and Boxing Day - one additional hour on to the finishing time

The opening hours of the Premises:

Monday	10:00 - 00:30
Tuesday	10:00 - 00:30
Wednesday	10:00 - 00:30
Thursday	10:00 - 00:30
Friday	10:00 - 00:30
Saturday	10:00 - 00:30
Sunday	12:00 - 00:30

Where the Licence authorises supplies of alcohol, whether these are on and/or off supplies:

Alcohol is supplied for consumption both on and off the Premises

Name, (registered) address of holder of Premises Licence:

Punch Taverns Plc
Jubilee House
Second Avenue
Burton Upon Trent
Staffordshire
DE14 2WF

Registered number of holder, for example company number, charity number (where applicable):

Company No: 03752645

Name of designated Premises Supervisor where the Premises Licence authorises for the supply of alcohol:

Mujdat Karatas

State whether access to the Premises by children is restricted or prohibited:

Restricted

Licence issued on 14th June 2013

Signed by Amanda Hinton on behalf of
Cheshire East Borough Council

Annex 1 - Mandatory Conditions

1. No supply of alcohol may be made under this Premises Licence –
 - (a) at a time when there is no designated premises supervisor in respect of the Premises Licence, or
 - (a) at a time when the designated premises supervisor does not hold a Personal Licence or his Personal Licence is suspended.
2. Every supply of alcohol under this Premises Licence must be made or authorised by a person who holds a Personal Licence.

LICENSING ACT 2003 (MANDATORY LICENSING CONDITIONS) ORDER 2010

MANDATORY CONDITIONS

Condition 1

(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

Condition 2

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

Condition 3

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Condition 4

(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Condition 5

The responsible person shall ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

- (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.

Annex 2 - Conditions consistent with the Operating Schedule

- 1 A sign will be located at the exit(s) requesting that customers leaving the premises do so quietly and with consideration to neighbours.
- 2 When regulated entertainment is taking place after 19.00 windows and doors, save for entrance and exit purposes, will be kept shut.
- 3 Capacity must not exceed 150 persons
- 4 Pub will adhere to the smoking charter
- 5 The proof of age scheme 'Challenge 21' will be operated for all sales of alcohol.
- 6 The Designated Premises Supervisor will be a member of the local Alsager Pubwatch and they or another senior member of staff will attend the local Pubwatch meetings.

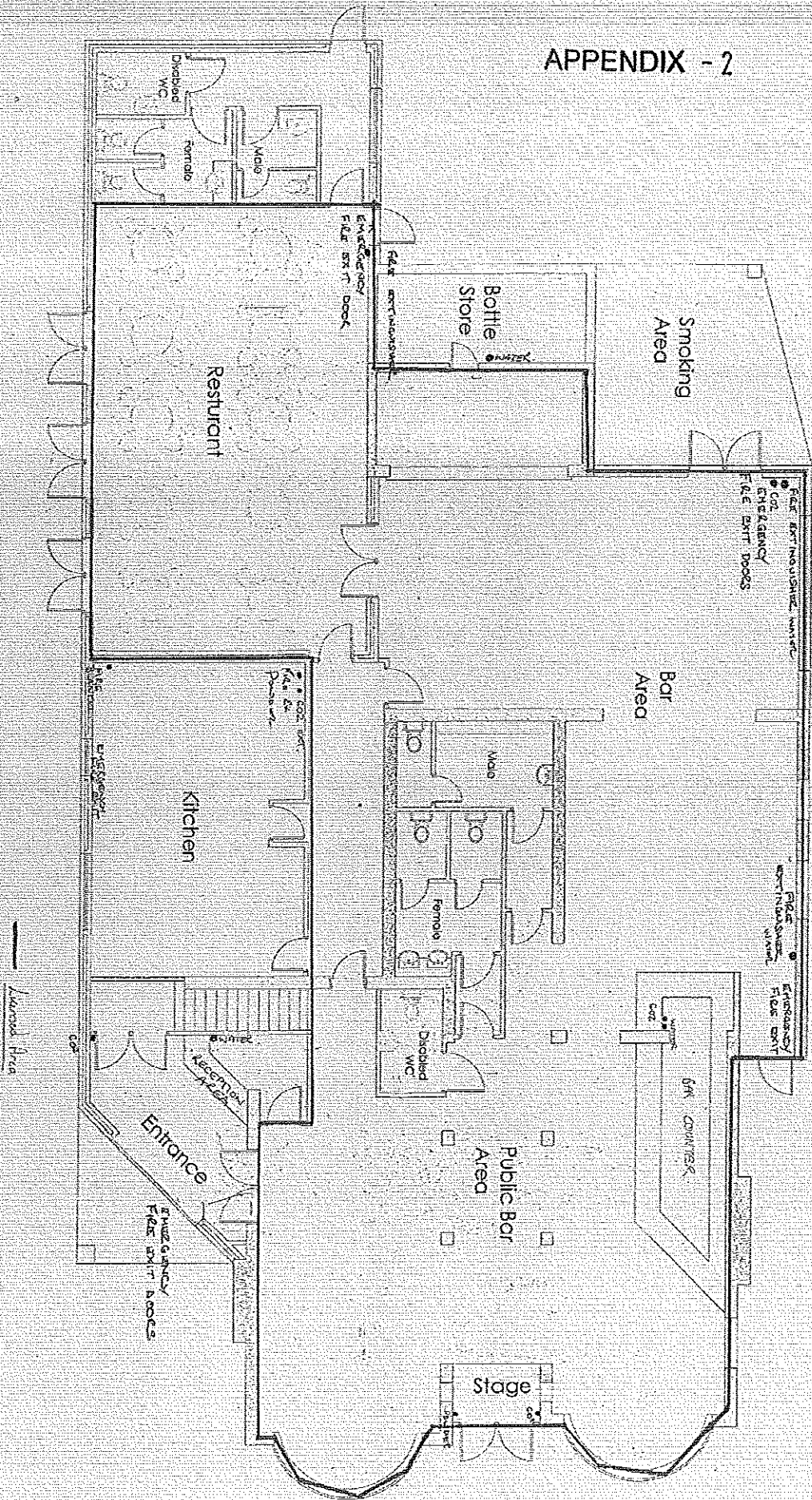
Annex 3 - Conditions attached after a hearing by the Licensing Authority

Not applicable.

Annex 4 - Plans

The Plan 0751/05 can be viewed at the Licensing Authority.

APPENDIX - 2



The Horseshoe Inn

Sandbach Rd, Lawton Heath End, Church Lawton, Stoke-On-Trent, Staffordshire ST7 3KA

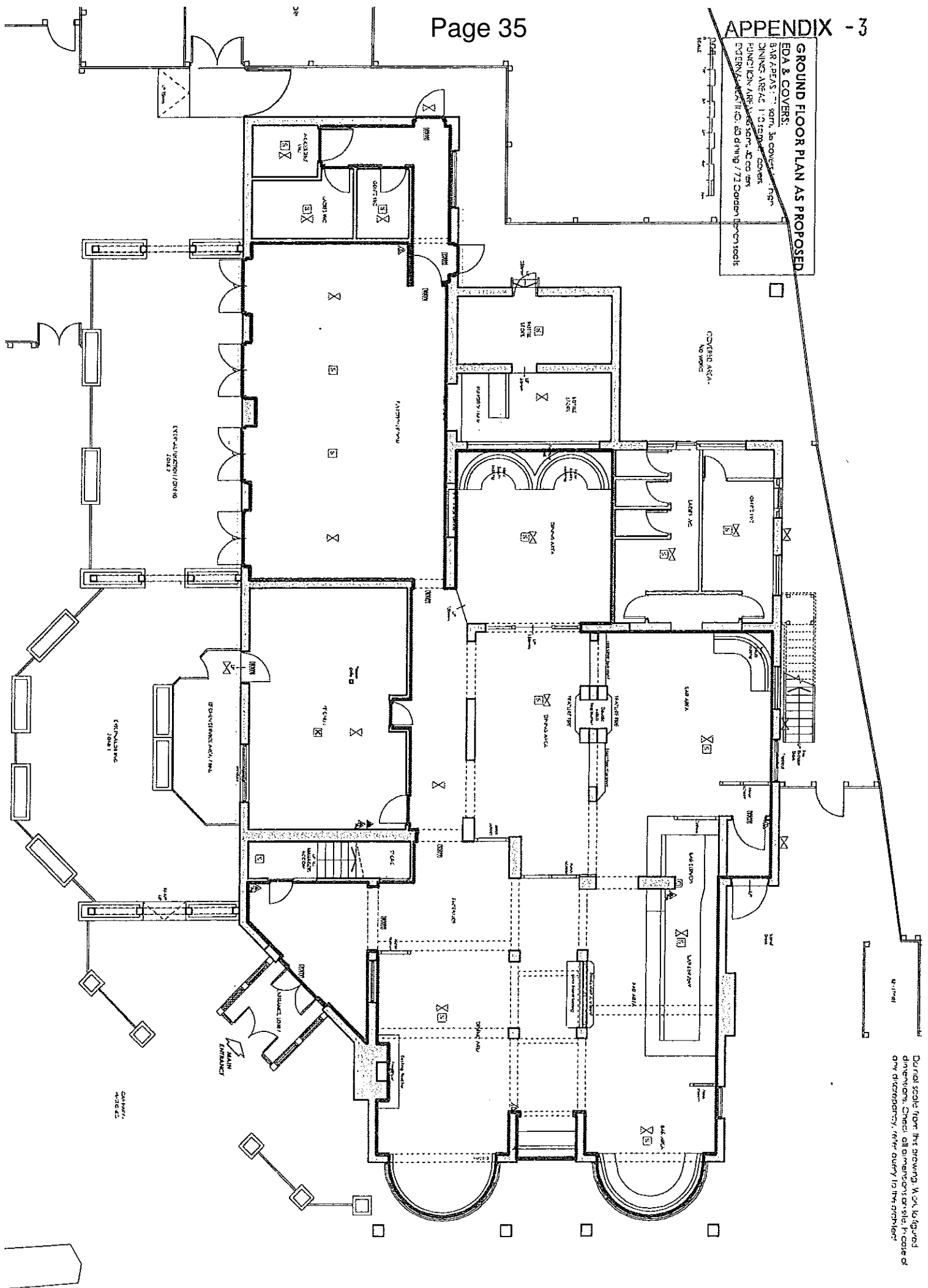
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Date: September 2007

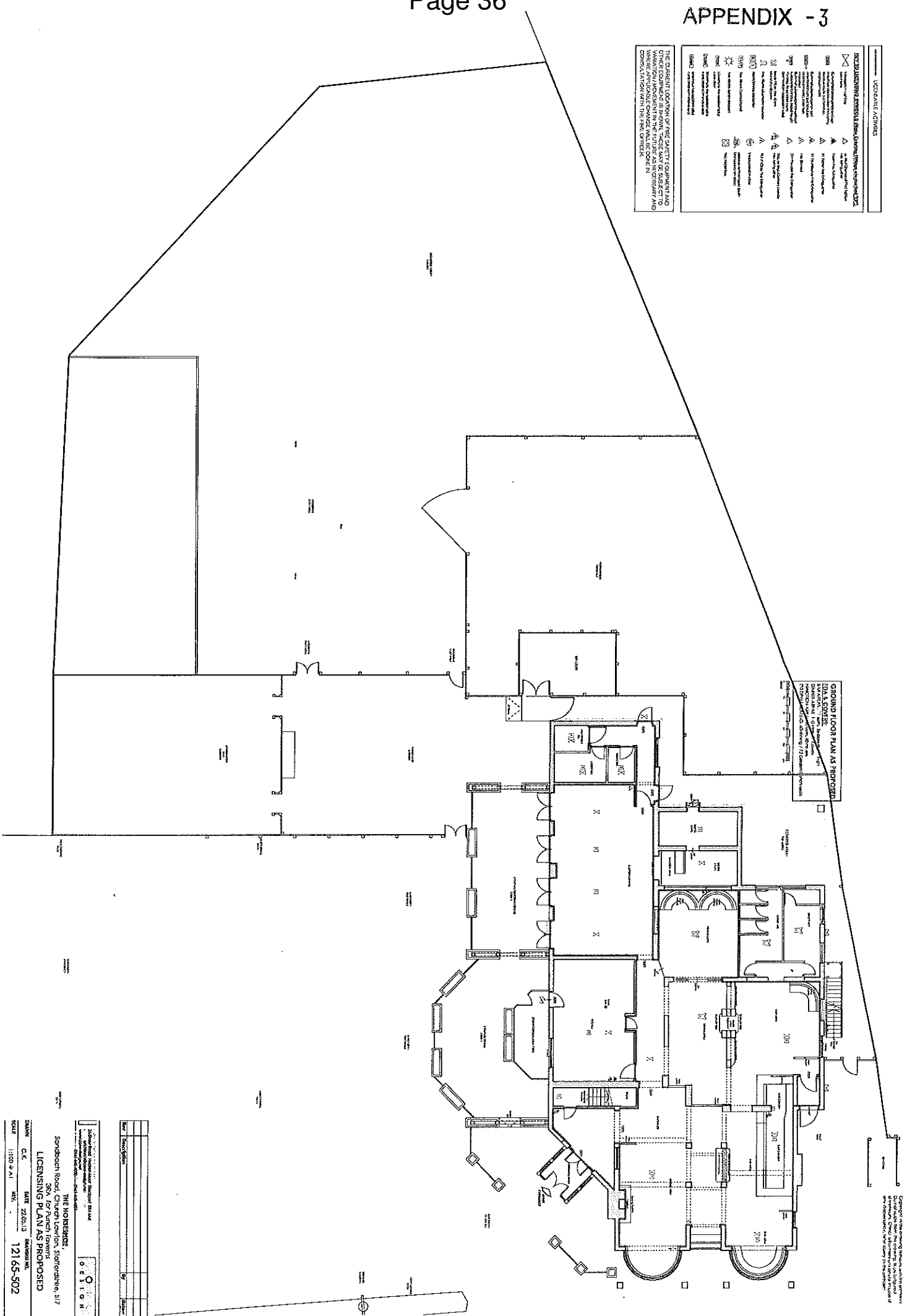
GROUND FLOOR PLAN AS PROPOSED.

EDA & COVERS:

BAR AREA: 130m, 3a covers 130m
DINING AREA: 130m, 3b covers 130m
FUNCTION AREA: 130m, 3c covers 130m
EXTERNAL: 130m, 3d covers 130m



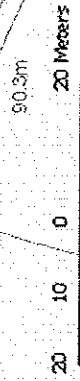
LEGEND	
	Fire Alarm Control Unit
	Fire Alarm Sounder
	Fire Alarm Bell
	Fire Alarm Horn
	Fire Alarm Siren
	Fire Alarm Strobe
	Fire Alarm Speaker
	Fire Alarm Bell (Small)
	Fire Alarm Sounder (Small)
	Fire Alarm Bell (Large)
	Fire Alarm Sounder (Large)
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	Fire Alarm Sounder (Medium)
	Fire Alarm Bell (Small, Different)
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	Fire Alarm Sounder (Small, Different 2)
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	Fire Alarm Sounder (Medium, Different 2)
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	Fire Alarm Sounder (Small, Different 3)
	Fire Alarm Bell (Large, Different 3)
	Fire Alarm Sounder (Large, Different 3)
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	Fire Alarm Sounder (Medium, Different 3)
	Fire Alarm Bell (Small, Different 4)
	Fire Alarm Sounder (Small, Different 4)
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	Fire Alarm Sounder (Large, Different 4)
	Fire Alarm Bell (Medium, Different 4)
	Fire Alarm Sounder (Medium, Different 4)
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	Fire Alarm Bell (Small, Different 9)
	Fire Alarm Sounder (Small, Different 9)
	Fire Alarm Bell (Large, Different 9)
	Fire Alarm Sounder (Large, Different 9)
	Fire Alarm Bell (Medium, Different 9)
	Fire Alarm Sounder (Medium, Different 9)
	Fire Alarm Bell (Small, Different 10)
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	Fire Alarm Sounder (Large, Different 10)
	Fire Alarm Bell (Medium, Different 10)
	Fire Alarm Sounder (Medium, Different 10)



THE HORENDE, Sunderland Road, Church Lorton, Salford, S17 38A, for Punch Towers LICENSING PLAN AS PROPOSED	
DATE	22/05/13
BY	12165-S02
FOR	11/07/13

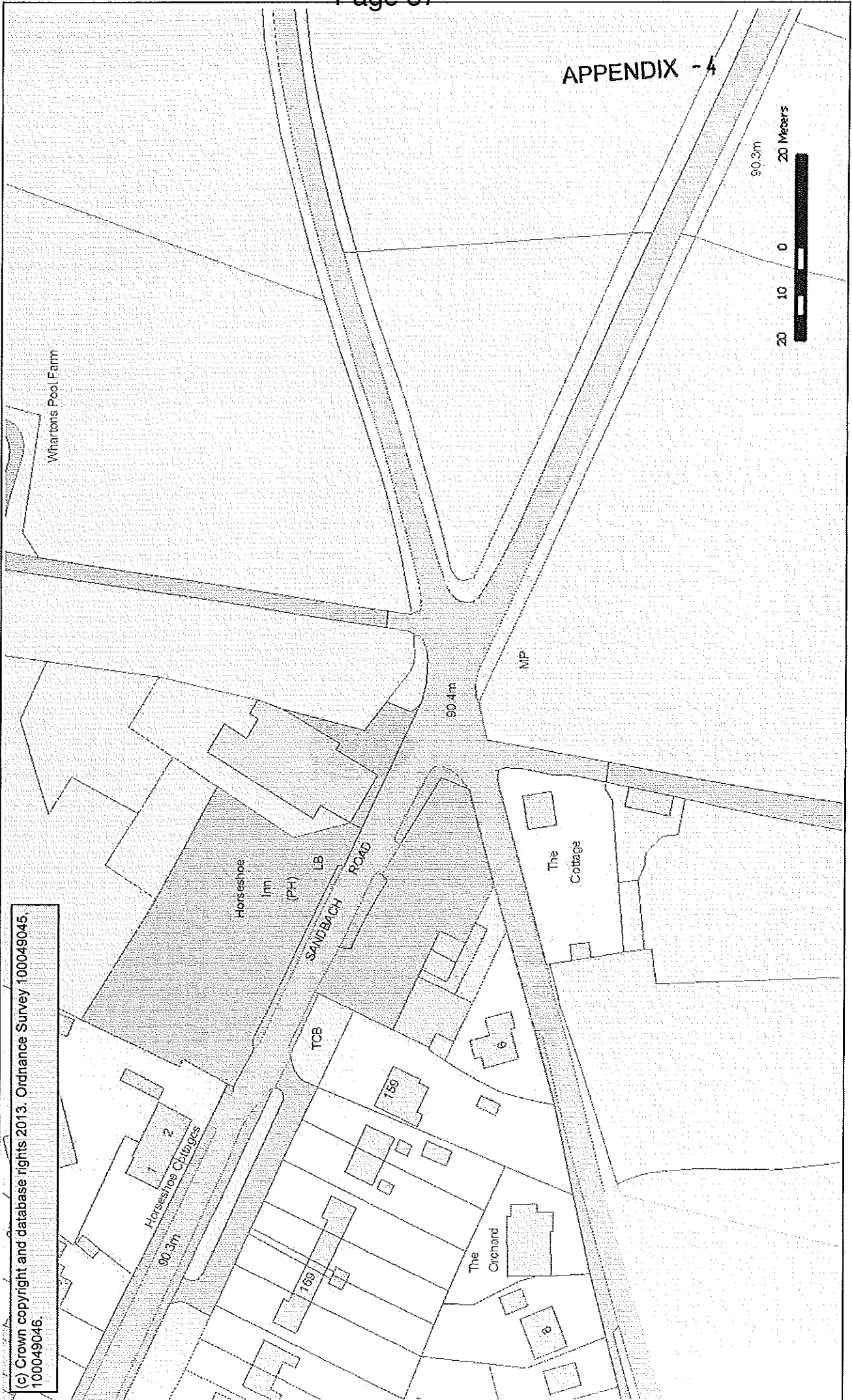
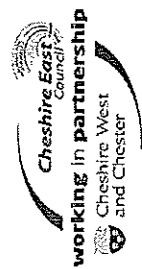


APPENDIX - 4



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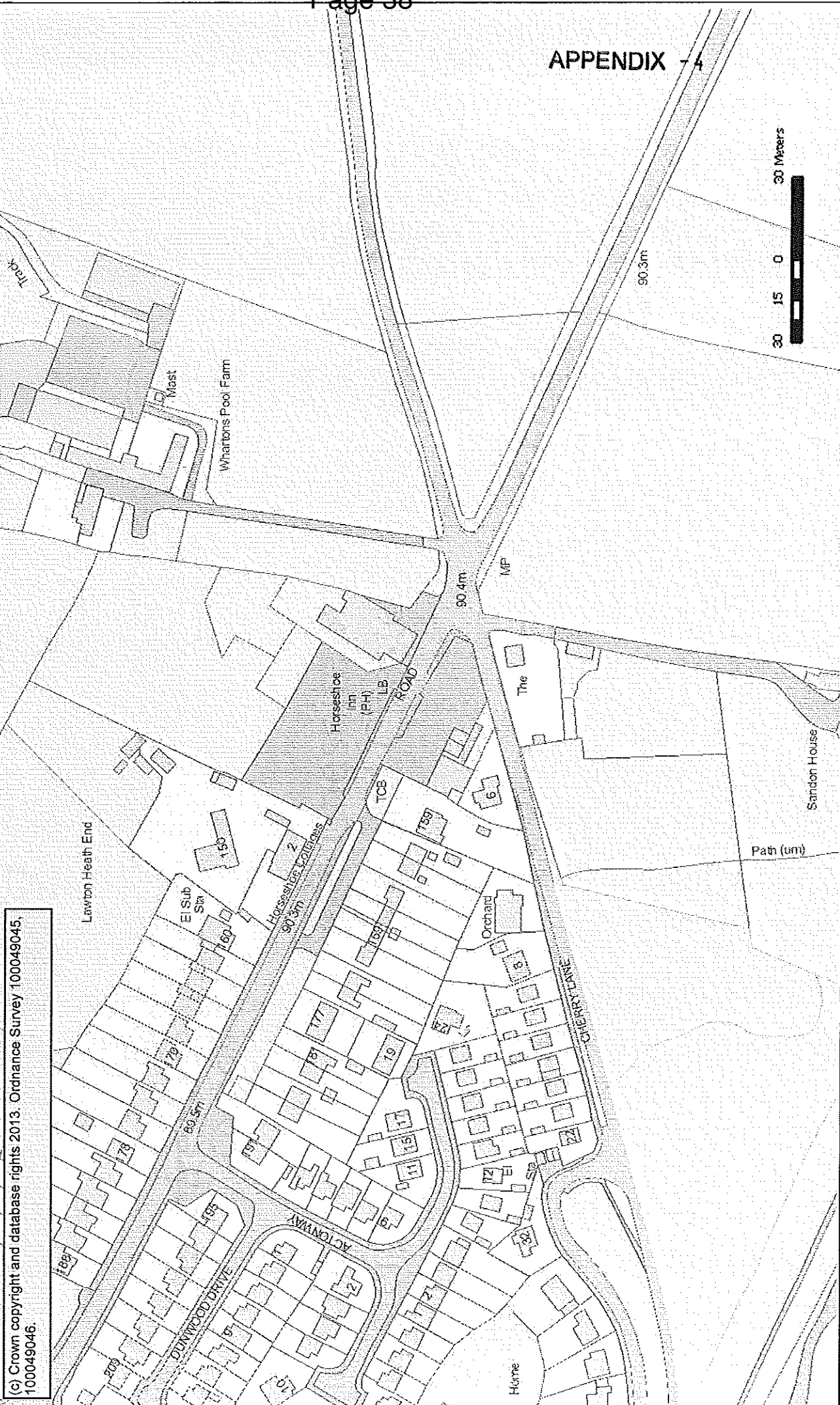
Cheshire CC WebGIS





APPENDIX 4

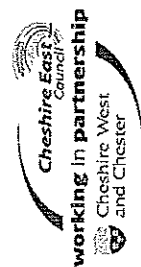
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Cheshire CC WebGIS

Horseshoe Inn, Church Lawton



1 JUL 2013

KENNERLEY, Bruce

From: Samantha Brookes [clparishclerk@gmail.com]
Sent: 01 July 2013 14:32
To: LICENSING (Cheshire East)
Subject: Application for a Variation of a Premise License - Horseshoe Inn, Church Lawton

Dear Licensing Section,

Application for a Variation of a Premise License - Horseshoe Inn, Church Lawton, ST7 RA.

The Parish Council object to the application to extend the licensing hours at the Horseshoe Inn from the existing time of 00.30am to 1.30am Friday - Saturday.

We have received complaints from neighbouring properties concerned about the level of noise that maybe generated at this time in the morning.

Although the Horseshoe Inn is located in a rural area it also situated in a residential street & consideration should be given to neighbouring properties. It is very quiet at this time in the morning & concerns are that noise will travel to neighbouring properties.

Kind regards,

--

Samantha Brookes

Parish Clerk

On behalf of Church Lawton Parish Council

E-mail CLparishclerk@gmail.com

Tel. no. 01270 883337

RECEIVED
1 JUL 2013

APPENDIX - 6

To Cheshire East Council
Development Management
P O Box 606
Municipal Buildings
Earle Street, Crewe

Dear Sir,

Town and Country Planning (General Development Procedure) Order 1995

Application Number: **13/1842C**

Proposal **Proposed external and internal works**

Location **Horseshoe Inn, SANDBACH ROAD, CHURCH LAWTON, ST7 3RA**

I am writing in conjunction with the above application relating to the proposed extension to the licensing for trading hours at the Horseshoe Inn.

Our home is directly opposite the Horseshoe Inn and we are very concerned and would like to strongly object to any extension off opening hours. In recent months we have been witness to a number of incidents relating to people leaving the above premises late at night with fighting and loud confrontation involving police presence. We have experienced damage and theft, which has been also evident to the late finishing hours at the pub.

Over the past two years there has been several activities at the pub which included, late disco's, Karaoke, and live bands. The music levels were intolerable and disturbing, sometime resulting in violent behaviour.

In addition our neighbours, ' & I would
also like this letter to reflect and represent there objection.

I would welcome further consideration of the above application and would be happy to formally represent the above objection and attend any formal discussion in the future

CHESHIRE EAST COUNCIL

LICENSING ACT SUB-COMMITTEE

Date of Meeting:	Monday 29 July 2013 at 12.30pm
Report of:	Mrs N Cadman, Licensing Officer
Subject/Title:	Application to Vary a Premises Licence: Lekh Arms, Brook Street, Knutsford, WA16 8EB

1.0 Report Summary

- 1.1 The report provides details of an Application to Vary a Premises Licence under the Licensing Act 2003 and the proposed operating schedule together with details of relevant representations received in relation to the application.

2.0 Recommendations

- 2.1 The Licensing Act Sub-Committee is requested to determine the Application to Vary a Premises Licence by Marston's PLC in respect of:

Lekh Arms
Brook Street
Knutsford
Cheshire
WA16 8EB

- 2.2 Acting in the capacity of Licensing Authority, Members must seek to promote the Licensing Objectives, and where Members consider matters have engaged one or more of the objectives, they may exercise their discretion.
- 2.3 Members of the Licensing Sub-Committee are reminded that they may not exercise discretion in any case, merely because it considers it desirable to, and should provide reason(s) for any decision taken, or where they might consider departing in any way from the Policy or Guidance.

2.4 Licensing Objectives / Guidance / Policy Considerations

- 2.4.1 The relevant representations engage the licensing objectives. The Sub-Committee in respect of this application is referred to the Guidance issued under Section 182 of the Licensing Act 2003, specifically those sections relating to the licensing objectives, premises licenses and hearings. The licensing objectives are (a) the prevention of crime and disorder; (b) public safety; (c) the prevention of public nuisance; and (d) the protection of children from harm.

2.5 Statement of Licensing Policy

- 2.5.1 Members should carefully consider the relevant sections of the Council's Statement of Licensing Policy.

2.6 Members are reminded that should any conditions be added, they should be practical, enforceable and appropriate to promote the Licensing Objectives.

2.7 Finally, Members are also reminded that in determining the application in accordance with the Licensing Act 2003, Members must also have regard to:

- The rules of natural justice
- The provisions of the Human Rights Act 1998

3.0 Reasons for Recommendations

3.1 The Licensing Act Sub-Committee has the power to determine this application in accordance with the provisions of the Licensing Act 2003.

4.0 Wards Affected

4.1 Knutsford

5.0 Local Ward Members

5.1 Cllr Stewart Anthony Gardiner
Cllr Olivia Hunter
Cllr Peter Stephen Raynes

6.0 Policy Implications

6.1 The Licensing Authority has adopted a Statement of Licensing Policy in accordance with section 5 of the Licensing Act 2003 and Guidance issued under section 182 of the Act.

7.0 Financial Implications (Authorised by the Director of Finance and Business Services)

7.1 Not applicable.

8.0 Legal Implications (Authorised by the Borough Solicitor)

8.1 In accordance with the provisions of section 18 of the Licensing Act 2003 the Licensing Authority must, having regard to the representations, take such steps (if any) as it considers appropriate for the promotion of the licensing objectives. Section 18(4) provides that the authority may:

- (a) Grant the licence subject to the relevant mandatory conditions and conditions consistent with the operating schedule
- (b) Modify the application to such extent as the Authority considers appropriate for the promotion of the Licensing Objectives
- (c) Exclude from the scope of the licence any of the Licensable Activities to which the application relates
- (d) Refuse to specify a person in the licence as the Premises Supervisor
- (e) Reject the application.

9.0 Risk Management

- 9.1 Section 181 and Schedule 5 of the Licensing Act 2003 make provision for appeal to the Magistrates' Court of any decision made by the Licensing Authority.

10.0 Background and Options

- 10.1 The application, received on the 4th June 2013, is for the grant of a Variation of the Premises Licence under section 34 of the Licensing Act 2003.

- 10.2 The operating schedule indicates that the proposed variation is as follows:

- To extend the hours for all existing licensable activities.
- To extend the opening hours of the premises.
- To amend the plan attached to the Premises Licence.
- To amend the conditions attached to the Premises Licence.

- 10.3 The hours applied for are as follows:

- **Sale and Supply of Alcohol**
Sunday to Thursday 08:00 to 01.00 hours
Friday and Saturday 08.00 to 02.00 hours
With non standard timings: terminal hour of 02.00 hours on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.
On the occasion of British Summertime an additional hour is requested.
- **All Existing Regulated Entertainment**
Sunday to Thursday 11.00 to 01.00 hours
Friday and Saturday 11.00 to 02.00 hours
With non standard timings: terminal hour of 02.00 hours on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.
On the occasion of British Summertime an additional hour is requested.
- **Late Night Refreshment**
Sunday to Thursday 23:00 to 01.00 hours
Friday and Saturday 23:00 to 02.00 hours
With non standard timings: terminal hour of 02.00 hours on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.
On the occasion of British Summertime an additional hour is requested.
- **Opening Hours of the Premises**
Sunday to Thursday 08.00 to 01.30 hours
Friday and Saturday 08.00 to 02.30 hours
With non standard timings: terminal hour of 02.30 hours on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.
On the occasion of British Summertime an additional hour is requested.

- Application is made to remove Conditions 12 and 13 of Annex 2 of the Premises Licence relating to children's entertainment. Also to amend Condition 1 of Annex 3 (conditions attached after a hearing of the Licensing Authority) to enable the outside area to be available for the sale of alcohol and consumption of alcohol until 01.00hrs on New Years Eve/Day.

- 10.4 A copy of the application form is attached as Appendix 1 of this report.
- 10.5 A copy of the existing Premises Licence Summary and Conditions is attached as Appendix 2 of this report.
- 10.6 The Designated Premises Supervisor is Mr Tim Coulston.
- 10.7 Relevant Representations

Responsible Authorities:

10.7.1 The Police Licensing Officer states: Application received 4th June 2013 from Marston's Plc to vary a Premises Licence - Legh Arms, Brook Street, Knutsford, WA16 8EB. There are no Police objections.

10.7.2 There were no responses from any of the other Responsible Authorities.

Other Persons:

10.7.3 The Council has received a letter of objection to this application, which has been deemed relevant. The Designated Premises Supervisor, Mr Coulston met with the objectors and attempts have been made to negotiate amendment of the hours and conditions of the variation application, however no agreement has been reached. A copy of this letter of objection and correspondence relating to the negotiation is at appendix 5 of this report.

11.0 Access to Information

The background papers relating to this report can be inspected by contacting the report writer:

Name: Mrs N Cadman
Designation: Licensing Officer
Tel No: 01270 685957
Email: nikki.cadman@cheshireeast.gov.uk

APPENDICES

- | | |
|------------|--|
| Appendix 1 | Application form |
| Appendix 2 | Existing Premises Licence Summary, Conditions & Plan |
| Appendix 3 | Proposed plan of Premises (larger copies will be available at the meeting) |
| Appendix 4 | Plan of the area |
| Appendix 5 | Letter of objection and related correspondence. |

in my inbox
12/6

EMAILED Page 45
LESP. AUTHORITIES

PAID £190-

RECEIVED

APP/167791

APPENDIX 1
5 JUN 2013

20.4.16.2013

026887



Cheshire East
Application to vary a premises licence
Licensing Act 2003

For help contact
licensing@cheshireeast.gov.uk
Telephone: 0300 123 5015

* required information

Section 1 of 17

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

NJR/Legh

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes

☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Marston's PLC

* Family name

n/a

* E-mail

nikki.rennie@flintbishop.co.uk

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☒ Applying as a business or organisation, including as a sole trader

☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is the applicant's business registered in the UK with Companies House?

☒ Yes

☐ No

* Registration number

00031461

* Business name

Marston's PLC

If the applicant's business is registered, use its registered name.

* VAT number

GB

100019352

Put "none" if the applicant is not registered for VAT.

* Legal status

Public Limited Company

Continued from previous page...

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☒ An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

☐ A private individual acting as an agent

Agent Business

* Is your business registered in the UK with Companies House? ☒ Yes ☐ No

* Registration number

* Business name

If your business is registered, use its registered name.

* VAT number

Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page...* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name * Street District * City or town County or administrative area * Postcode * Country **Section 2 of 17****APPLICATION DETAILS**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description
Postal Address Of PremisesBuilding number or name Street District City or town County or administrative area Postcode Country **Premises Contact Details**Telephone number Non-domestic rateable value of premises (£) **Section 3 of 17**

*Continued from previous page...***VARIATION**

Do you want the proposed variation to have effect as soon as possible?

☒ Yes

☐ No

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe briefly the nature of the proposed variation

Application is made to amend the plan attached to the Premises Licence.
 Application is made to amend the opening hours of the premises to 08:00 daily.
 Application is made to amend the sale of alcohol to 08:00 daily.
 Application is also made to amend the terminal hour for all licensable activities to 01:00 Sunday to Thursday and 02:00 Fridays and Saturdays.

Section 4 of 17**PROVISION OF PLAYS**

Will the schedule to provide plays be subject to change if this application to vary is successful?

☐ Yes

☒ No
Section 5 of 17**PROVISION OF FILMS**

Will the schedule to provide films be subject to change if this application to vary is successful?

☒ Yes

☐ No
Standard Days And Timings**MONDAY**
 Start

 End

 Start

 End
TUESDAY
 Start

 End

 Start

 End
WEDNESDAY
 Start

 End

 Start

 End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

*Continued from previous page...***THURSDAY**Start End Start End **FRIDAY**Start End Start End **SATURDAY**Start End Start End **SUNDAY**Start End Start End

Will the exhibition of films take place indoors or outdoors or both?

☒ Indoors☐ Outdoors☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the exhibition of film.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.

On the occasion of British Summertime an additional hour is requested.

Section 6 of 17**PROVISION OF INDOOR SPORTING EVENTS**

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Continued from previous page...

☒ Yes☐ No**Standard Days And Timings**

MONDAY

Start 11:00

End 01:00

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 11:00

End 01:00

Start

End

WEDNESDAY

Start 11:00

End 01:00

Start

End

THURSDAY

Start 11:00

End 01:00

Start

End

FRIDAY

Start 11:00

End 02:00

Start

End

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 02:00

Start

End

12/6/13
Confirmed
by e-mail,
01.00

01.00 ✓
or ante.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for indoor sporting events.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for indoor sporting events at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.

On the occasion of British Summertime an additional hour is requested.

Section 7 of 17**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

☐ Yes

☒ No
Section 8 of 17**PROVISION OF LIVE MUSIC**

Will the schedule to provide live music be subject to change if this application to vary is successful?

☒ Yes

☐ No
Standard Days And Timings**MONDAY**

Start 11:00

End 01:00

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 11:00

End 01:00

Start

End

WEDNESDAY

Start 11:00

End 01:00

Start

End

THURSDAY

Start 11:00

End 01:00

Start

End

FRIDAY

Start 11:00

End 02:00

Start

End

*Continued from previous page...***SATURDAY**Start End Start End **SUNDAY**Start End Start End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors☐ Outdoors☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.

On the occasion of British Summertime an additional hour is requested.

Section 9 of 17**PROVISION OF RECORDED MUSIC**

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

☒ Yes☐ No**Standard Days And Timings****MONDAY**Start End Start End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

*Continued from previous page...***TUESDAY**

Start 11:00

End 01:00

Start

End

WEDNESDAY

Start 11:00

End 01:00

Start

End

THURSDAY

Start 11:00

End 01:00

Start

End

FRIDAY

Start 11:00

End 02:00

Start

End

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 01:00

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors☐ Outdoors☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for playing recorded music.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

Continued from previous page...

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.

On the occasion of British Summertime an additional hour is requested.

Section 10 of 17**PROVISION OF PERFORMANCES OF DANCE**

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

☒ Yes

☐ No

Standard Days And Timings**MONDAY**

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of dance take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

Continued from previous page...

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of dance.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.
On the occasion of British Summertime an additional hour is requested.

Section 11 of 17**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

☐ Yes

☒ No
Section 12 of 17**PROVISION OF LATE NIGHT REFRESHMENT**

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☒ Yes

☐ No
Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start 23:00

End 01:00

Start

End

WEDNESDAY

Start 23:00

End 01:00

Start

End

THURSDAY

Start 23:00

End 01:00

Start

End

FRIDAY

Start 23:00

End 02:00

Start

End

SATURDAY

Start 23:00

End 02:00

Start

End

SUNDAY

Start 23:00

End 01:00

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

☐ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.

On the occasion of British Summertime an additional hour is requested.

Section 13 of 17**SUPPLY OF ALCOHOL**

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☒ Yes

☐ No

Standard Days And Timings**MONDAY**

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption?

☐ On the premises ☐ Off the premises ☒ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Application is made to enable licensable activities to terminate at 02:00 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.
On the occasion of British Summertime an additional hour is requested.

Section 14 of 17**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

NONE

Section 15 of 17**HOURS PREMISES ARE OPEN TO THE PUBLIC****Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start 08:00

End 01:30

Start

End

THURSDAY

Start 08:00

End 01:30

Start

End

FRIDAY

Start 08:00

End 02:30

Start

End

SATURDAY

Start 08:00

End 02:30

Start

End

SUNDAY

Start 08:00

End ~~02:30~~

Start

End

*an ante
- confirmed
by e-mail
12/6/13*

01.30

X

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Application is made to enable the premises to remain open until 02:30 on a Sunday preceding a statutory Bank Holiday, Christmas Eve and Boxing Day.

On the occasion of British Summertime an additional hour is requested.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Application is made to remove conditions 12 and 13 of annex 2 as children's entertainment does not take place at the premises and to remove condition 1 of annex 3 for New Years Eve/Day (otherwise it will remain unchanged).

☒ I have enclosed the premises licence

Continued from previous page...

☐ I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 17**LICENSING OBJECTIVES**

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

If the club wishes members and their guests to be able to consume alcohol on the premises select on, if the club wishes people to be able to purchase alcohol to consume away from the premises select off. If the club wishes people to be able to do both select both.

This application may be amended during the application period to reflect any agreements that may be reached with the responsible authorities and interested parties.
It is not proposed that the premises will be operated in a significantly different way. The additional hours are requested to enable the premises to have flexibility to remain open a little later.

b) The prevention of crime and disorder

The purpose of applying for sale of alcohol earlier is to enable the premises to cater for champagne breakfasts for events such as Chester Races and Weddings.

c) Public safety

d) The prevention of public nuisance

It is proposed that the outside bar shall close at 23:30 given the current Licence condition requiring no consumption of alcohol after 23:30 outside.
Application is however made to enable the outside area to be available for the sale of alcohol and consumption of alcohol until 01:00 on New Years Eve.

e) The protection of children from harm

Section 17 of 17**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
Variation Fees are determined by the non domestic rateable value of the premises.

Continued from previous page...

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

ATTACHMENTS**AUTHORITY POSTAL ADDRESS****Address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

☐ Ticking this box indicates you have read and understood the above declaration

Continued from previous page...

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

Date (dd/mm/yyyy)

Add another signatory

One you're finished you need to do the following:

1. Save this form to your computer by clicking to file/save as...
 2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/cheshire-east/change-1> to upload this file and continue with your application
- Don't forget to make sure you have all your supporting documentation to hand.

PART B
Premises Licence Summary

Premises Licence Number:**PR/0076****Premises Details**

Postal address of Premises or, if none, ordnance survey map reference or description:	
Legh Arms Brook Street	
Post Town: Knutsford	Post Code: WA16 8EB
Telephone Number: 01565 633420	

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Live Music
 Recorded Music
 Performance of Dance
 Film Exhibitions
 Sale and supply of alcohol
 Indoor sporting events
 Provision of facilities for making music
 Provision of facilities for dancing
 Late Night Refreshment

The time the Licence authorises the carrying out of licensable activities:

Live Music

Monday to Sunday 11.00 to 00.30

Recorded Music

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended.

Performance of Dance

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended.

Indoor sporting events

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended.

Film Exhibitions

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended.

Sale and supply of alcohol

Monday to Sunday 11.00 to 00.30

New Years Eve: 11.00 to end of permitted hours New Years Day

Non-standard timings: To permit the premises to open for licensable activities to show the broadcast of televised sporting events of national or international interest outside normal operating hours such opening times for this purpose to be confirmed upon 7 days prior notice in writing to the police before the premises intend to open, such notification to include the opening times and the sporting event which is to be shown

Provision of facilities for making music

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended

Provision of facilities for dancing

Monday to Sunday 11.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended

Late Night Refreshment

Monday to Sunday 23.00 to 00.30

Non-standard timings: when hours for sale of alcohol are extended hereunder then these hours are also extended

The opening hours of the Premises:

Monday to Sunday 11.00 to 01.00

Non-standard timings: The premises will close 30 minutes after the end of the non-standard timings identified in relation to the sale of alcohol above.

Where the Licence authorises supplies of alcohol, whether these are on and/or off supplies:

For consumption either on or off the Premises

Name, (registered) address of holder of Premises Licence:

Marston's Plc
Marston's House
Brewery Road
Wolverhampton
WV1 4JT

Registered number of holder, for example company number, charity number (where applicable):

00031461

Name of designated Premises Supervisor where the Premises Licence authorises for the supply of alcohol:

Tim Coulston

State whether access to the Premises by children is restricted or prohibited:

Children under the age of 16 shall not be permitted to enter the premises after 9 pm

Licence Granted: 4th March 2013

Signed by Varessa Selfe
on behalf of Cheshire East Borough Council

Annex 1 - Mandatory Conditions

1. No supply of alcohol may be made under this Premises Licence –

- (a) at a time when there is no designated premises supervisor in respect of the Premises Licence, or
- (a) at a time when the designated premises supervisor does not hold a Personal Licence or his Personal Licence is suspended.

2. Every supply of alcohol under this Premises Licence must be made or authorised by a person who holds a Personal Licence.

LICENSING ACT 2003 (MANDATORY LICENSING CONDITIONS) ORDER 2010

MANDATORY CONDITIONS

Condition 1

(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

Condition 2

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

Condition 3

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Condition 4

(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Condition 5

The responsible person shall ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

- (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.

Annex 2 - Conditions consistent with the Operating Schedule

Prevention of Crime and Disorder

1. Any person exercising a security activity (as defined by paragraph 2(1)(a) of schedule 2 of the Private Security Industry Act 2001) shall be licensed by the Security Industry Authority.
2. Such a person will be employed at the premises at the discretion of the designated premises supervisor/holder of the Premises Licence.
3. Any person as defined in condition (1) will clearly display his name badge at all times whilst on duty.
4. No customer apparently carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.
5. Where CCTV is installed with recording facilities such recordings shall be retained for a period of 30 days and made available within a reasonable time upon request by the Police.
6. Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.

Public Safety

7. To comply with the reasonable requirements of the fire officer from time to time.
8. To comply with the reasonable requirements of the building control officer.

Prevention of Public Nuisance

9. Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.
10. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

Protection of Children from Harm

11. Children under the age of 16 shall not be permitted to enter the premises after 9pm.
12. Where there is provided in the Premises an entertainment for children, or an entertainment at which the majority of the persons attending are children, then, if the number of children attending the entertainment exceeds one hundred, it shall be the duty of the person providing the entertainment to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate, and to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and to take all other reasonable precautions for the safety of the children
13. Where the occupier of the Premises permits, for hire or reward, the Premises to be used for the purpose of an entertainment, he shall take all reasonable steps to secure the observance of the provisions of condition 12 above.

General – All Licensing Objectives

14. The Designated Premises Supervisor or a nominated member of staff shall represent the premises at the Knutsford Pub Watch Group.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

1. The outside drinking area shall not be used for the consumption of alcohol after 23.30

Annex 4 - Plans

Attached

REGION

Proposed Site Remediation
Remedial and

NAME **LAST** **FIRST**
Lynn Annis
Brook Street, Knutsford
Cheshire, WAT16 8EP

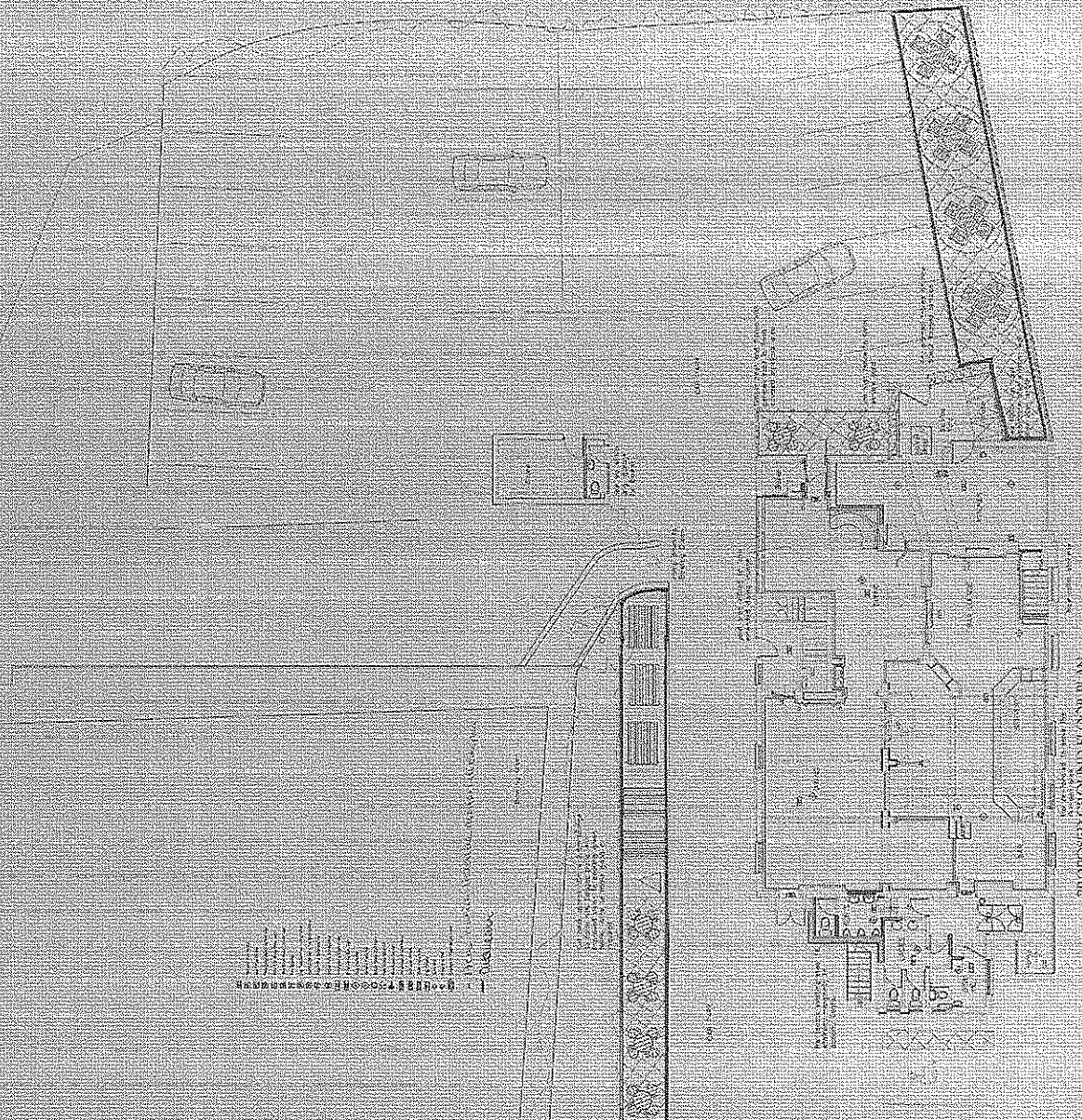
CLUB
Marathon

DATE	SCALE
DATE	SCALE

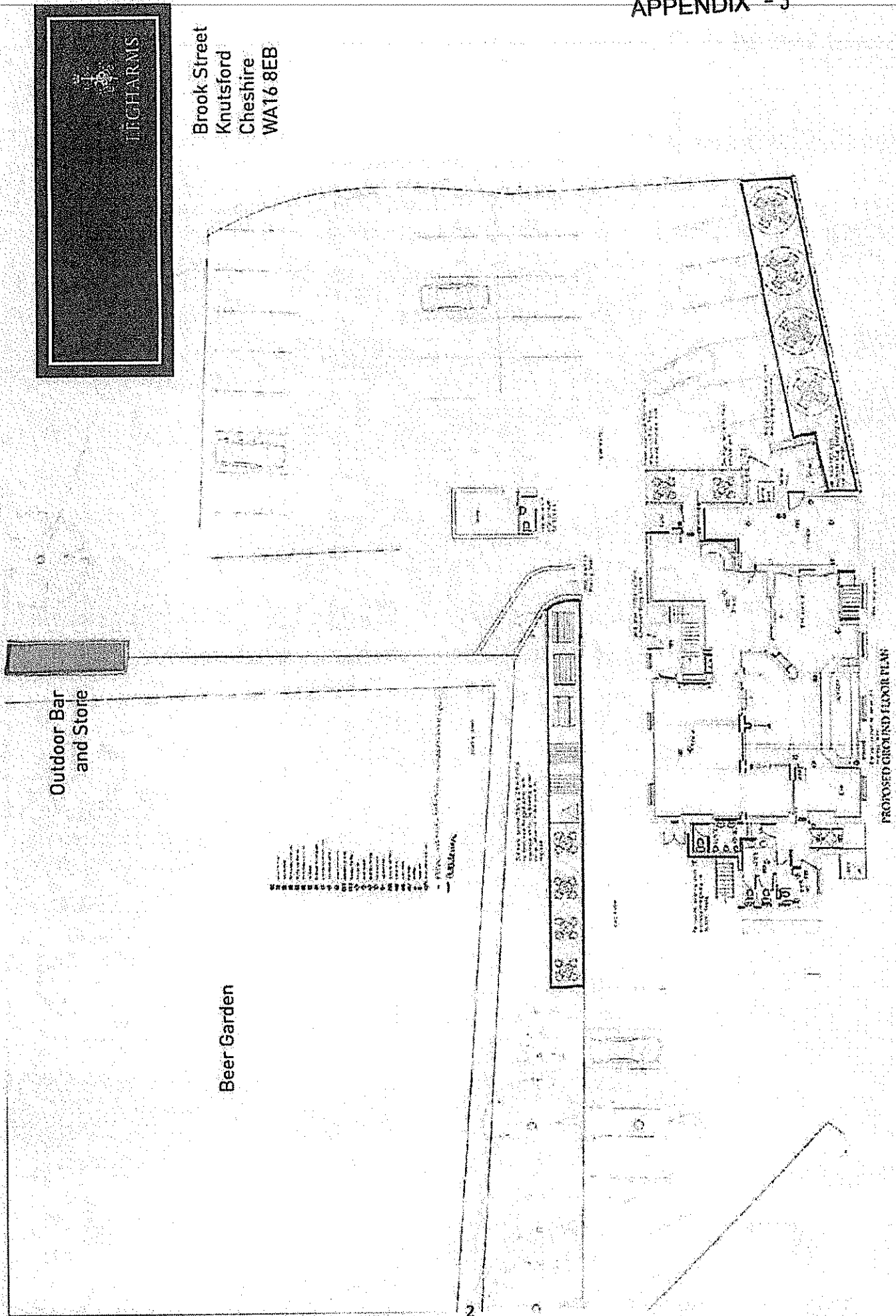
Imperial
and Associates Ltd

1 Sentinel Court, Wilkinson Way
Off Hastingen Road
Blickling, Lancashire
BB1 1EH

Tel: 01254 606889 • Mobile: 07987542131
Fax: 01254 606840 Email: info@jmsf.co.uk

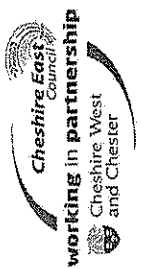


PROPOSED GROUND FLOOR PLAN

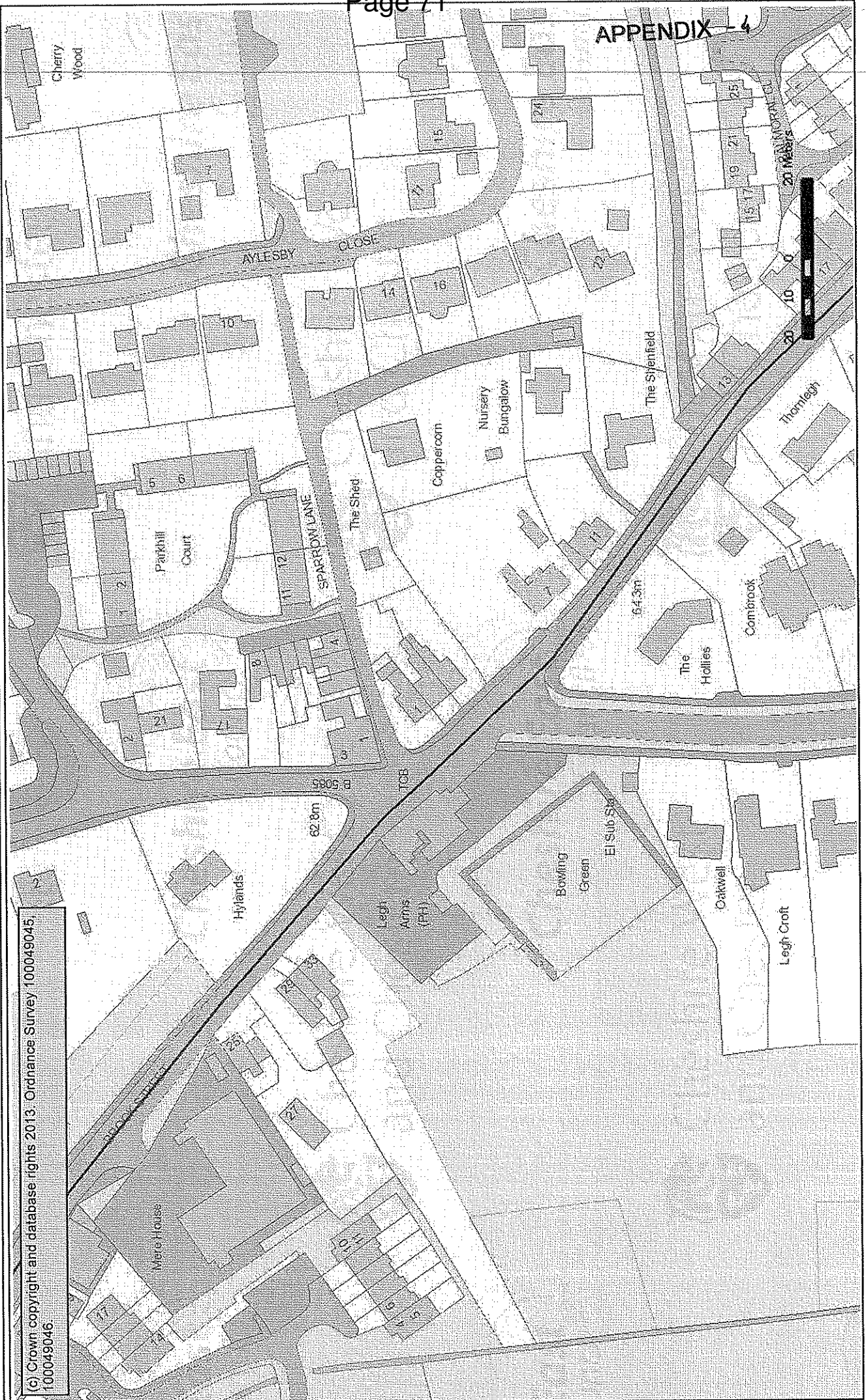


Cheshire CC WebGIS

LEGH ARMS, KNUTSFORD



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100049046.



The Licensing Section
Cheshire East Council
Macclesfield Town Hall
Market Place
Macclesfield
Cheshire
SK10 1DS

RECEIVED
27 JUN 2013

24 June 2013

Dear Sirs

Amendment to license of Legh Arms, Knutsford

We understand that an application has been submitted to amend the license for the Legh Arms public house on Brook Street, Knutsford. A notice is posted on the building, though we note that there is no reference to this in the Premises License Applications section of the Cheshire East website.

We live opposite the Legh Arms and object to the proposed amendments.

We are disrupted on occasion by patrons leaving the Legh Arms who can be noisy. In addition, if the Legh Arms has live music, this can be clearly heard in our home, particularly if they leave their windows/door open. We are concerned that if the license were extended further that this nuisance would be far greater.

The Legh Arms is situated in a residential area, rather than the town centre near other non-residential buildings. Our children's bedrooms are situated at the front of our home, and face the Legh Arms. We feel that allowing the extension of the license will disturb many local residents, including us.

We have in the past received marketing literature from the current owners of the Legh Arms. Among other things it said they want "locals to feel ... valued". In the circumstances we feel this should include considering the impact the pub has on local residents.

We would ask that these points and the impact on local residents are taken into account when considering the application made by the Legh Arms.

Yours

Your Ref:

Our Ref: AX/KH/Legh Arms

Date: 02 July 2013

Flint Bishop

SOLICITORS

CONTACT
KAREN HUGHESFAX NUMBER
01332 207 601DIRECT DIAL
01332 226151

02 July 2013

Variation of Premises Licence Legh Arms, Knutsford

Your correspondence dated 24 June 2013 has been forwarded by the Licensing Authority. I act for the Legh Arms and have referred your concerns on to the premises. My clients take the concerns of their neighbours very seriously and would wish to have an opportunity to provide you with assurances that their proposals will not have an impact on the Licensing objective to prevent public nuisance. Given that you live in close proximity to these premises we would be most grateful to have the opportunity of discussing your concerns with you and with this in mind, I am enquiring as to whether you would be prepared to meet with us at the premises to discuss the proposals and hopefully a way forward. I note that you have concerns currently with regard to noise emanating from these premises and would hope to be able to reach agreement with yourselves with regard to conditions being placed on the Premises Licence with regard to ensuring that noise does not emanate from the premises so as to cause you any further nuisance.

Should you feel able to meet and discuss this matter I would be most grateful if you could contact us to enable us to make the necessary arrangements.

Yours sincerely

Karen Hughes
Solicitor
For and on behalf of Flint Bishop LLP



Certificate No. F05517727



Certificate No. F05517702

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Your Ref:

Our Ref: AX/KH/Legh Arms

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Flint Bishop

SOLICITORS

CONTACT
KAREN HUGHESFAX NUMBER
0870 191 8678DIRECT DIAL
01332 226151

10 July 2013

Variation of Premises Licence Legh Arms, Knutsford

I understand your meeting took place on Monday evening with Mr Coulston from the Legh Arms. He has advised that your main concern relates to the live music provision being extended on this Licence. Mr Coulston understands your concerns and is more than happy to remove any extension to the current provision for live music at his premises.

In addition to the current conditions which already require that noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties, he would also volunteer a condition whereby during noise generating events, doors and windows shall remain closed save for access and egress after 21:00.

If there are any other issues which you would wish to see addressed, I would be most grateful if you could contact me.

Moving forward should any issues arise I am sure Mr Coulston would be more than happy to meet with you further and ensure that he retains a positive relationship with his neighbours.

Should you be agreeable to the above, I would be most grateful if you could notify the Licensing Authority and I will amend our application accordingly.

Should you have any queries with regard to the above, again please do not hesitate to contact me.

Yours sincerely



Karen Hughes
Solicitor

For and on behalf of Flint Bishop LLP



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From:
Sent: 10 July 2013 20:16
To: [timcoulston](#)
Cc: [karen.hughes](#); SELFE, Vanessa
Subject: Legh Arms, Knutsford

Tim,

Thank you for meeting with me on Monday, and for providing a copy of the Licencing Application, which you say is to amend a long outdated licence. As I explained, I had not seen the formal application previously therefore didnt know the full extent of the proposed changes.

I hope you dont mind my response by email but I wanted to set out our suggested alterations to the application so that you can consider this. I had begun to prepare this prior to receipt of the letter from your solicitors.

I acknowledge the changes you wish to make and the suggestion that there was no real plan to do anything differently during evenings. I am however mindful of how any change might impact us, and further that if the pub were to change hands in the future that the new tenant may wish to abuse the longer opening hours. You will be aware we have had problems with noise due to patrons leaving the premises in the past. I am keen to resolve this amicably and with this in mind suggest the following (with reference to the application filed):

Sections 1-4:
no changes required

Section 5 - Films:
Provision of films may have a different meaning in the licencing world but I wasnt aware that any films were shown, hence why is there any need to change this? We would be willing to agree to an end time of 00:00 (midnight) every day. Similarly, I see no reason to extend hours in relation to Bank Holidays, Christmas etc. I did not understand the basis of seeking an additional hour in relation to British Summertime as I thought such changes took effect at 02:00 and would therefore be after your licenced hours anyway, but for the avoidance of doubt, this isnt agreed.

Section 6 - Sport:
I know you have sought to avoid showing some sporting events, particularly football. In the circumstances, and as above, I dont see the need to extend this past 00:00 midnight. I make the same points as above regarding Bank Holidays, Christmas and British Summertime.

Section 7 - Boxing:
no changes required

Section 8 - Live Music:
This was the key issue we had due to previous noise/disruption. I note you have suggested limiting this to 00:00 midnight as an end time every day, including Bank Holidays, Christmas and British Summertime. I agree to your suggestion. Further, I note that you agree that when live music is being played that all doors and windows should be closed.

Section 9 - Recorded Music:

I would like to be clear that this relates to incidental music rather than a DJ playing recorded music. I think it is reasonable to have incidental music during normal opening hours therefore see section 15 below. Please note this is not an agreement for disco/DJ as I consider that should follow the same lines as live music (section 8 above).

Section 10 - Dance:

Firstly I assume there is an error on the application as an end time of 02:00 is specified for Sunday, which is not in line with other parts of the application. In any event if this is a "performance of dance" I again think this should follow the timings suggested for live music, as it is likely to be accompanied by music and is a live act. On that basis, I don't see the need to extend this past 00:00 midnight. I make the same points as above regarding Bank Holidays, Christmas and British Summertime.

Section 11:

no changes required

Section 12 - Late night refreshment:

Extension agreed in principle but with the end time to follow that of supply of alcohol (see below). We would propose an end time of 00:30 for Monday to Sunday, and 01:00 on Friday and Saturday.

Section 13 - Supply of alcohol:

There is an error on the application in relation to Saturdays as two end times are proposed, I assume you were seeking 02:00. We have no objection to the start time of 08:00. The end time may however affect us if patrons are leaving the pub later as they can sometimes be noisy. We would propose an end time of 00:30 for Monday to Sunday, and 01:00 on Friday and Saturday. We agree to allow an extension to 01:00 on Christmas Eve, Boxing Day, the eve of Bank Holidays, but no amendment in relation to British Summertime.

Section 14:

no changes required

Section 15 - Opening hours:

Following the above points, we would agree opening at 08:00 but an end time of 01:00 Monday to Sunday, and 01:30 on Friday and Saturday. We agree to allow the extension to 01:30 on Christmas Eve, Boxing Day, the eve of Bank Holidays, but no amendment in relation to British Summertime.

Section 16 - objectives:

Reference should be made to the need to have doors and windows closed during live performances, and for staff to ensure/police that patrons leave the premises in an orderly fashion, as we discussed when we met recently.

I hope that this compromise is acceptable, though I would be willing to discuss further if you wish.

In view of the short timescales involved, I have copied this to the council and your solicitors.

Kind regards,