

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Monday, 21st September, 2015 at Council Chamber - Town Hall,
Macclesfield, SK10 1EA

PRESENT

Councillor W S Davies (Chairman)

Councillors B Dooley and A Harewood

Officers in attendance

Kim Evans, Licensing Manager

Tracey Billington, Licensing Officer

Hamish Roscoe, Environmental Health Officer

Aoife Ryan, Solicitor

Rachel Graves, Democratic Services Officer

8 APPOINTMENT OF CHAIRMAN

RESOLVED:

That Councillor S Davies be appointed Chairman for the meeting.

Councillor S Davies in the chair

9 DECLARATIONS OF INTEREST

There were no declarations of interest.

10 APPLICATION FOR A PREMISES LICENCE AT HOLFORD HALL, MARQUEE & GROUNDS, CHESTER ROAD, PLUMLEY, CHESHIRE, WA16 0UA

The Sub-Committee considered a report regarding an application for a premises licence at Holford Hall, Marque and Grounds, Chester Road, Plumley.

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

- the applicant
- a solicitor for the applicant
- four representative of the applicant
- a solicitor for local residents
- five local residents
- a representative of the Parish Council
- a representative of the Residents Association
- a representative of the Environmental Health Service

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

- The Secretary of State's Guidance under section 182 of the Licensing Act 2003
- Cheshire East Borough Council's Statement of Licensing Policy
- The four licensing objectives (namely the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm)
- All the evidence, including the oral representations made at the meeting and the written representations of interested parties, the following course of action had been agreed:

RESOLVED:

That the application for a premises licence be granted in the following terms and subject to the following conditions:

Sale and Supply of Alcohol (for consumption on the premises only)

Monday to Sunday 10.30 to 00.30

Seasonal Variation: from the start of permitted hours on New Years Eve to the end of permitted hours on New Year's Day. An extra hour on the day that British Summer Time commences.

Provision of Late Night Entertainment

Plays (to take place indoors only)

Films (to take place both indoors only)

Live and recorded music (to take place indoors only)

Performance of Dance (to take place indoors only)

Monday to Sunday 10.30 to 00.30

Seasonal Variation from the start of permitted hours on New Years Eve to the end of permitted hours on New Year's Day. An extra hour on the day that British Summer Time commences.

Late Night Refreshment (to take place indoors)

Monday to Sunday 23.00 to 01.00

Seasonal Variation from the start of permitted hours on New Years Eve to the end of permitted hours on New Year's Day. An extra hour on the day that British Summer Time commences.

Hours Premises are Open to the Public

Monday to Sunday 24 hours a day

- 1 No Regulated entertainment shall take place in the marquee or in the grounds of Holford Hall
- 2 All staff will be briefed on the event timetable, site layout, emergency procedures and other relevant site specific information
- 3 Open containers of alcohol shall not be removed from the premises.
- 4 A digital hard drive CCTV system will be in operation to cover internal and external areas of the premises, any area where customers have legitimate access must be sufficiently illuminated for the purposes of CCTV. All CCTV recorded images will have sufficient clarity/quality/definition to enable facial recognition. CCTV will be kept in an unedited format for a period of 31 days, and DVDs subsequently produced will be in a format so it can be played back on a standard personal computer or standard DVD player. Any person left in charge of the premises must be trained in the use of any such CCTV equipment and able to produce/download/ burn CCTV images upon request by a person from a Responsible Authority. CCTV will be maintained on a regular basis and kept in good working order. CCTV maintenance records to be kept, details of contractor used and work carried out to be recorded. Where the recording is on a removable medium(ie videotape, compact disc, flash card etc) a secure storage system to store those recording mediums will be provided.
- 5 Any person who tried to gain entry to the premises, who is involved in disorderly conduct or anti-social behaviour outside of the premises will not be permitted entry. The Premises Licence Hold or DPS shall ensure that any person within the premises who is involved in disorderly conduct or anti-social behaviour inside the premises will be removed from the premises.
- 6 Staff will be trained in how to recognise and refuse service to customers who have had too much to drink, how to handle potential trouble makers and how to diffuse difficult situations.
- 7 The need for door security will be assessed by the Premises Licence Holder or DPS and door staff will be employed when and where the risk assessment deems this appropriate.
- 8 All firefighting equipment will be inspected and serviced in line with the appropriate British Standard.
- 9 Appropriate fire safety and information signs shall be displayed.
- 10 All staff will be trained in the safe handling of emergencies and emergency protocols. Emergency exits will be unlocked and kept clear at all times.

- 11 Staff will ensure that glasses and bottles are collected on an on-going and frequent basis, make regular inspections for broken glass and clear up glass and any spillages as quickly as possible.
- 12 The Premises Licence Holder will ensure that any complaints from local residents are managed appropriately and will ensure that local residents are provided with more than one point of contact with whom to address matters of concern. Records of all complaints to be kept for a period of no less than six months and made available to the Responsible Authorities on request.
- 13 Notices to be displayed requesting patrons to respect local residents and leave the premises quietly.
- 14 Car Park Staff are to use their best endeavours to ensure patrons leave quietly.
- 15 Local Taxi numbers shall be available for customer to assist in ordering a taxi.
- 16 Entry by children under the age of 18 to the premises is prohibited unless accompanied by an adult.
- 17 The premises will prominently display appropriate signage indicating that it is an offence to buy or attempt to buy alcohol for a person who is under 18 and for a person under the age of 18 to buy or attempt to buy alcohol.
- 18 Management will take all necessary steps 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.
- 19 Tamper-proof noise limiting devices shall be fitted to the sound systems within the premises and all amplified music played at the premises must pass through this sound limiter at a level agreed in advance with the Council's Environmental Health Office. The noise limiters shall not be altered without prior agreement with Environmental Health.
- 20 No Equipment shall be used at the premises which includes the use of subwoofers.
- 21 While live or recorded music takes place, the Licensee of management shall undertake regular monitoring of noise levels at the nearest noise sensitive locations or other representative positions to be agreed.
- 22 A written record shall be maintained of all noise assessments and shall include: the time and date of the checks, the person making them, location of the assessment and the results including any

remedial action taken to reduce the level of noise where required. Records shall be kept for no less than six months and shall be made available upon request by a Police Officer or an Authorised Officer of the Local Authority.

- 23 Management will give careful consideration to the type of performers hired at the location. All externally-contracted performers will be asked to sign a document ensuring that Management retain effective control over all sound levels.
- 24 There will be no external speakers for the use of amplified music, speech or dance permitted in the open air.
- 25 All external windows and doors shall be closed whilst regulated entertainment is taking place, except for normal access and egress or in case of emergency.
- 26 Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- 27 Trouthall Lane will only be used for access purposes, but never for egress.
- 28 There shall be no firework displays at the premises without prior written consent from the Licensing Authority.
- 29 The plan of the premises be amended to include only Holford Hall Barn.

The Applicant and Parties who had made relevant representations were reminded of their right to appeal this decision to the Magistrates Court within 21 days.

The meeting commenced at 10.00 am and concluded at 4.38 pm

Councillor W S Davies (Chairman)