

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Monday, 18th January, 2016 at The Capesthorne Room - Town Hall,
Macclesfield SK10 1EA

PRESENT

Councillor W S Davies (Chairman)

Councillors E Brooks and B Dooley

OFFICERS IN ATTENDANCE

Tracey Billington, Licensing Officer
Kim Evans, Licensing Team Leader
Peter Jones, Lawyer
Martin Kilduff, Licensing Officer
Julie Zientek, Democratic Services Officer

18 APPOINTMENT OF CHAIRMAN

RESOLVED –That Councillor S Davies be appointed Chairman.

19 DECLARATIONS OF INTEREST

Councillor E Brooks declared that Wilmslow Guild was in her Ward but that she had not been involved with the application and had kept an open mind.

20 APPLICATION TO VARY A PREMISES LICENCE - WILMSLOW GUILD, 1 BOURNE STREET, WILMSLOW, CHESHIRE SK9 5HD

The Sub-Committee considered a report regarding an application to vary a Premises Licence for Wilmslow Guild, 1 Bourne Street, Wilmslow.

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

- the applicant
- a number of local residents

The meeting was adjourned from 11.30am to 12.10pm to enable Members of the Sub-Committee to seek advice with regard to whether the provision of recorded music accompanied by ballroom dancing was incidental and, if so, whether it had been deregulated or whether a licence was still required.

When the meeting was reconvened, Mr P Jones clarified for the benefit of all present that there were exemptions from the need for a licence for

music entertainment in defined circumstances, including music that was incidental to other activities that were not classed as regulated entertainment. The applicant had been informed that a licence was not required for the proposed ballroom dancing activity but he had requested that his application be determined by the Sub-Committee.

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 variation to the Premises Licence be granted as applied for.

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 10.30 am and concluded at 12.30 pm

Councillor W S Davies (Chairman)