

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Wednesday, 14th December, 2016 at Committee Suite 1,2 & 3,
Westfields, Middlewich Road, Sandbach CW11 1HZ

PRESENT

Councillor W S Davies (Chairman)

Councillors T Dean and I Faseyi

OFFICERS IN ATTENDANCE

Kim Evans, Licensing Team Leader

Peter Jones, Lawyer

Jennifer Knight, Senior Licensing Officer

Julie Zientek, Democratic Services Officer

19 APPOINTMENT OF CHAIRMAN

RESOLVED –That Councillor S Davies be appointed Chairman.

20 DECLARATIONS OF INTEREST

There were no declarations of interest.

21 APPLICATION TO VARY A PREMISES LICENCE - RUMBA, 27 PICKFORD STREET, MACCLESFIELD SK11 6JD

The Sub-Committee considered a report regarding an application to vary a Premises Licence for Rumba, 27 Pickford Street, Macclesfield SK11 6JD.

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

- four representatives of the applicant
- two local residents
- two representatives of Cheshire East Borough Council's Regulatory Services and Health Department

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

- (a) That the part of the application requiring a variation of the operating schedule for the provision of regulated entertainment in the external areas be refused.
- (b) That the conditions of the licence be modified by the insertion into Annex 3 of the current licence ['Conditions attached after a hearing by the Licensing Authority'] of the following conditions:
 - i. All licensable activities will cease in the external area at 01:00 hours
 - ii. At least one member of staff will monitor the external area whilst licensable activities are taking place.
 - iii. Licensable activities will cease outside at 01:00 hours
 - iv. The volume of music and voice levels arising from the external area will be monitored and controlled so as to ensure that it is unlikely to cause nuisance to residents/businesses in the immediate vicinity.
 - v. A phone number will be provided to any residents/businesses in the vicinity to contact should they experience any nuisance from the premises.
 - vi. When the external bar is open, it will be supervised at all times.
- (c) That, subject to the above, the application be granted so as to:
 - Amend the plan to licence external seating and a bar area for the sale of alcohol and the provision of late night refreshment
 - Vary the premises licence to permit an extension of licensable activities indoors from 02:00 to 02:30 hours on Friday and Saturday.
 - Amend the fourth condition of Annex Two of the current licence ['Conditions transferred from Public Entertainment Licence] to increase the last entry to the premises from the current terminal hour of 01:00 to 02:00 hours

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 1.00 pm and concluded at 3.23 pm

Councillor W S Davies (Chairman)