

Licensing Act Sub-Committee

Agenda

Date: Friday, 5th February, 2021
Time: 10.00 am
Venue: Virtual Meeting via Microsoft Teams

How to Watch the Meeting

For anybody wishing to view the meeting live please click in the link below:

[Click here to view the meeting](#)

or dial in via telephone on 141 020 3321 5200 and enter Conference ID 442 696 941# when prompted.

Please turn off your camera and microphone when entering the meeting and ensure they remain turned off throughout.

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 in the report.

It should be noted that Part 1 items of Cheshire East Council decision-making meetings are audio recorded and the recordings are uploaded to the Council's website.

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.

For requests for further information

Contact: Helen Davies
Tel: 01270 685705
E-Mail: helen.davies@cheshireeast.gov.uk

3. **Application for a Premises Licence at La Petite Frog, South Park, Park Grove, Macclesfield, SK11 8AD** (Pages 9 - 52)

To consider the above application.

Membership: Councillors M Goldsmith, M Benson and K Flavell

CHESHIRE EAST COUNCIL**Procedure for Hearings – Licensing Act 2003
COVID-19**

This procedure has been drawn up to take account of the restrictions placed on the Country by the Government in its response to the COVID-19 pandemic and the Council's move towards the holding of virtual meetings.

As a Licensing Authority we are conscious that all Hearings of this nature must be run in accordance with the rules of natural justice and that any modifications to the format of the hearing should not undermine the requirements to hold a fair hearing.

It is the Council's intention to run the Hearing as close a possible to our procedure for Hearings set out in our Statement of Licensing Policy. However, it will be necessary to make a number of specific alterations.

The Council does not intend to hold any Hearings just on the pre Hearing papers (eg applications and written representations). The Council considers that a Licensing determination based solely on written material and without the opportunity for amplification, clarification, and questions does not best serve the decision-making process.

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.

Platform

The Council will use Microsoft Teams for all Hearings. This platform can be accessed on a landline, mobile, laptop or tablet. The Democratic Services Officers will ensure that the meeting is set up within the Microsoft Teams platform. All parties to the Hearing will received the Notice of Hearing required by the regulations and an email invitation with specific joining instructions for Microsoft Teams.

Web Casting

All Council meetings are web cast through the Council's website. This will continue to be the case during any lockdown period and will allow members of the public to listen to proceedings from their own home.

Connectivity Test

The Council will require Members, officers, and all parties to the Hearing to be available for a connectivity test 30 minutes before the start of the Hearing. This is to ensure that any issues can be identified and overcome before the start of the meeting. Notes on how this test will be conducted will be sent directly to parties.

Technical Issues

If during the course of the meeting, the Chairman determines any technical issues (for example, parties dropping out of the meeting or parties being unable to hear or follow proceedings etc) are compromising the integrity of the Hearing, the Chairman will have discretion to adjourn the matter to later date. The test the Chairman will use when considering any adjournment is what is best in the public interest (including the right of all parties to have a fair hearing). Any adjournment will either be to a date when technical issues can be overcome or to a date when a full hearing with all parties physically present can be held.

Etiquette

In order to maximise effectiveness of the Hearing all parties should:

- Identify themselves at the start of the Hearing when asked to do so by the Chairman
- Put their webcam and microphone on mute all times other than when addressing the Committee
- Indicate that you want to speak by using the chat function
- Only address the Committee when called to do so by the Chairman

Committee Reports

The Committee report and all relevant information will be posted on the Council's website at least 7 days prior to the Hearing. A link to the documents will be provided with the Notice of Hearing. The Committee report pack will be paginated and all parties should refer to this pack rather than their own bundles.

Late Evidence

Parties should submit any evidence for consideration of the Committee prior to the drawing up of the Committee agenda packs. This will mean that all information in containing in one paginated bundle that can be referred to by the parties (referencing pages numbers).

Evidence submitted on the day of the hearing can only be included when all parties to the hearing agree. It will ultimately be for the members of the Committee to decide if late evidence is accepted.

Decisions

In accordance with Hearings Regulations the Committee will make a determination at the end of the Hearing and the decision will be given within 5 working days. Some decisions are required to be given at the end of the Hearing, in this case the public meeting will resume once Members have deliberated and formed their decision.

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 and will draw up the decision notice.
- **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	Other Persons (who have made representations)	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	Other Persons (who have made representations)	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 they should be stating their objections.)
12	Committee Members	May ask <u>questions</u> of the Responsible Authorities represented at the meeting
13	Other Persons (who have made representations)	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.
14	Applicant	Or his representative or witnesses may ask <u>questions</u> of the Local Residents, by way of clarification.
15	Committee Members	May ask <u>questions</u> of the Local Residents.
16	Chairman	To invite both Responsible Authorities and Local Residents to make their closing addresses.
17	Applicant	Or his representative will <u>briefly summarise the application</u> and comment on the observations and any suggested conditions.
18	Close of Public Meeting	When the Chairman determines that all relevant information has been heard and no further matters are to be discussed, the public meeting will end. All parties to the hearing (including

		Licensing Officers and Responsible Authorities) will be excluded from the platform.
18	Committee	<p><u>Will retire</u> to consider the application. They will be accompanied by their Legal Advisor and the Democratic Services Officer. This means that the Members of the Committee can determine the matter in private session. And can take the opportunity to seek legal advice.</p> <p>Members will give their decision with 5 working days by the issuing of a decision notice.</p>

Notes

1. The Committee can exclude members of the press and public from participation in a Hearing; 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 be excluded from 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 Chairman 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. Other Persons 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 will provide its decision in writing



Working for a brighter future together

Version
Number:

Key Decision Y/N

Date First
Published: >

Licensing Act Sub Committee

Date of Meeting: 5th February 2021

Report Title: Application for a Premises Licence at La Petite Frog, South Park, Park Grove, Macclesfield, SK11 8AD

Senior Officer: Frank Jordan - Executive Director Places

1. Report Summary

- 1.1. The report provides details of an application for a Premises Licence, under section 17 of the Licensing Act 2003 and outlines the evidence presented by the parties in relation to the new grant application.

2. Recommendations

- 2.1. The Licensing Act Sub-Committee is requested to determine the application for a Premises Licence by Kaye Harrison, in respect of:

La Petite Frog
South Park
Park Grove
Macclesfield
SK11 8AD

- 2.2. The Licensing Act Sub-Committee is requested to consider the application and any relevant representations and determine what steps, if any, it considers are appropriate to promote the Licensing Objectives.
- 2.3. Acting in the capacity of the Licensing Authority, Members must seek to promote the Licensing Objectives and where Members consider that

matters have engaged one or more of the Objectives, they may exercise their discretion. The Licensing Objectives are:

- a) The prevention of crime and disorder
- b) Public Safety
- c) The prevention of public nuisance
- d) The protection of children from harm

2.4. Members of the Licensing Sub-Committee are reminded that they may not exercise discretion in any case, merely because it considers it desirable to do so. Careful consideration should be given to the application and the evidence presented by the parties in relation to the review.

2.5. Finally, Members are also reminded that in determining the application, consideration also needs to be given to:

- a) The rules of natural justice;
- b) The provisions of the Human Rights Act 1998.

3. 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 and the Council's Constitution.

4. Other Options Considered

4.1. Not applicable.

5. Background

5.1. The application for a premises licence was originally received on the 7th October 2020 however due to missing documents, information and payment it was not sent for consultation. The application was resubmitted on the 30th November 2020 however again the application had missing supporting documentation and the form itself had contradicting information. The application was finally completed and sent out for consultation on the 10th December 2020.

5.2. The operating schedule indicates that the relevant licensable activities applied for are:

- The Sale and Supply of Alcohol for Consumption Both On and Off the Premises.

5.3. The hours applied for are as followed:

- Supply of alcohol
Monday to Sunday 11:00 to 22:00.

The full details of the application are set out at **Appendix 1**.

5.4. Responsible Authorities:

5.4.1. The Licensing Team have not received representations from any of the responsible authorities.

5.5. Other Persons:

5.5.1. The Council has received 5 representations against the application which are set out at **Appendix 2**.

5.5.2. The Licensing Team have also been contacted by ANSA Parks, landowner of South Park, who have informed us that they do not give permission for the area to be used on a daily basis but only for events at the park. This email is set out in **Appendix 4**.

5.5.3. An objector has raised the issue that South Park has controls on the consumption of alcohol by way of a Designated Public Place Order (DPPOs). This Order would have been made by the former Borough of Macclesfield. The Anti-social Behaviour, Crime and Policing Act 2014 contained provisions that changed DPPOs into Public Space Protection Orders (PSPOs). A PSPO is only extant for three years and will expire if not renewed. All DPPOs that became PSPOs therefore expired in November 2019 if not renewed. A decision was taken not to renew any such PSPOs due to a lack of supporting evidence for their continuation. Any signage is being periodically removed. Therefore, South Park does not have any controls on the consumption of alcohol from a DPPO or PSPO. This point should therefore be given the appropriate weight by the Sub-Committee

5.5.4. Objections have also been raised on the basis of need for this licence to be granted. Members will be aware that need is not a consideration that the Licensing Sub-Committee can take into consideration.

6. Implications of the Recommendations

6.1. Legal Implications

6.1.1. 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 conditions as are consistent with the operating schedule accompanying the application, modified to such extent as the authority considers appropriate for the promotion of the licensing objectives and any mandatory conditions that must be included on the licence in accordance with the Licensing Act 2003;
- b) Exclude from the scope of the licence any of the Licensable Activities to which the application relates;
- c) Refuse to specify a person in the licence as the Premises Supervisor;
- d) Reject the application.

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

6.1.3. Members are also reminded of the statutory obligation placed on the Local Authority under section 17 of the Crime and Disorder Act 1998 to through all of its various functions, and Licensing is one of those functions to do all that it can to prevent Crime and disorder, Anti-social Behaviour, behaviour adversely affecting the environment and re-offending.

6.2. Finance Implications

6.2.1. There are no financial implications.

6.3. Policy Implications

6.3.1. The Licensing Authority has adopted a Statement of Licensing Policy in accordance with section 5 of the Licensing Act 2003.

6.3.2. The Licensing Authority must also have due regard to the guidance issued under section 182 of the Licensing Act 2003.

- 6.3.3. Members should provide reason(s) for any decision taken and should set out the reasoning where they determine to depart in any way from the Policy or Guidance.

6.4. Equality Implications

- 6.4.1. There are no direct equality implications.

6.5. Human Resources Implications

- 6.5.1. There are no human resources implications.

6.6. Risk Management Implications

- 6.6.1. The Licensing Sub-Committee will hear representations made on behalf of both the applicant and the 'relevant person' who has submitted their representation and will make a decision on the basis of the evidence presented to it. The Licensing Act 2003 makes provision for appeal to the Magistrates' Court of any decision made by the Licensing Authority.

6.7. Rural Communities Implications

- 6.7.1. There are no direct implications for rural communities.

6.8. Implications for Children & Young People/Cared for Children

- 6.8.1. There are no direct implications for children and young people.

6.9. Public Health Implications

- 6.10.1 There are no direct implications for public health.

6.10. Climate Change Implications

- 6.10.1. There are no direct implications for Climate Change.

7. Ward Members Affected

- 7.1. Macclesfield Central – Councillor Liz Braithwaite
- 7.2. Macclesfield Central – Councillor Ashley Farrall

8. Consultation & Engagement

- 8.1. Consultation in respect of submitting an application for a Premises Licence application is prescribed in the Licensing Act 2003 and has been fully complied with.

9. Access to Information

- 9.1. The background papers relating to this report can be made available by contacting the report writer.

10. Contact Information

- 10.1. Any questions relating to this report should be directed to the following officer:

Name: Nathan Murphy

Job Title: Acting Senior Licensing Officer

Email: nathan.murphy@cheshireeast.gov.uk

Appendix 1 – Application

Appendix 2 – Representations submitted from Other Persons

Appendix 3 – Map of area and plan of the Premises

Appendix 4 – ANSA Parks email



Cheshire East
Application for a premises licence
Licensing Act 2003

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

* required information

Section 1 of 21

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

cheshire-east-1006171

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

Kaye

* Family name

Harrison

* E-mail

[REDACTED]

Main telephone number

[REDACTED]

Include country code.

Other telephone number

[REDACTED]

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

Are you:

- ☒ 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House?

☐ Yes ☒ No

Is your business registered outside the UK?

☐ Yes ☒ No

Business name

N/A

If your business is registered, use its registered name.

VAT number

- None

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

Legal status

Sole Trader

Continued from previous page...Your position in the business Home country

The country where the headquarters of your business is located.

Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country **Section 2 of 21****PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

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 **Further Details**Telephone number Non-domestic rateable value of premises (£)

Section 3 of 21**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☒ An individual or individuals
- ☐ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21**INDIVIDUAL APPLICANT DETAILS****Applicant Name**

Is the name the same as (or similar to) the details given in section one?

- ☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- ☒ Yes ☐ No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes
 ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes
 ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

* Date of birth

dd mm yyyy

* Nationality

British

Documents that demonstrate entitlement to work in the UK

Right to work share code

N/A

Right to work share code if not submitting scanned documents

Add another applicant

Section 5 of 21**OPERATING SCHEDULE**

When do you want the premises licence to start?

 / /
 dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end

 / /
 dd mm yyyy

Provide a general description of the premises

Continued from previous page...

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

La Petite Frog has been established at the South Park in Macclesfield for some time now. Our premises is a mobile catering unit / van, which is situated in the car park at South Park. The vehicle is there [on the car park] everyday, but is taken home at the end of each working day. Please see enclosure No 5 relating to its location within the car park. The business is operated in a safe and responsible manner, providing refreshments and the opportunity to socialize. We are applying for this Premises License to include alcohol within our beverages and drinks, which will include spirits in coffee, glass of Prosecco, Mulledd Wine etc.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 21**PROVISION OF PLAYS**

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes ☒ No

Section 7 of 21**PROVISION OF FILMS**

See guidance on regulated entertainment

Will you be providing films?

☐ Yes ☒ No

Section 8 of 21**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes ☒ No

Section 9 of 21**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 21**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will you be providing live music?

☐ Yes ☒ No

Section 11 of 21

Continued from previous page...

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

☐ Yes

 ☒ No
Section 12 of 21**PROVISION OF PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing performances of dance?

☐ Yes

 ☒ No
Section 13 of 21**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes

 ☒ No
Section 14 of 21**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

☐ Yes

 ☒ No
Section 15 of 21**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

☒ Yes

 ☐ No
Standard Days And Timings**MONDAY**Start End Start End **TUESDAY**Start End Start End **WEDNESDAY**Start End Start End

Give 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 11:00

End 22:00

Start

End

FRIDAY

Start 11:00

End 22:00

Start

End

SATURDAY

Start 11:00

End 22:00

Start

End

SUNDAY

Start 11:00

End 22:00

Start

End

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.

Our Mobile Catering License and the supporting plan, Enclosure No5 shows the location of our mobile catering unit, where refreshments will be supplied from. We have a small seating area next to our unit along with a table for for sauces, napkins, coffee stirrers etc.

We carry out our business function throughout the course of the year, subject to the weather.

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

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

We can confirm that the times listed in the column on the left will be the times of business and we do not wish to supply alcohol outside of these hours.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Kaye

Family name

Harrison

Continued from previous page...

Date of birth

dd	mm	yyyy	

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

PERS3357

Issuing licensing authority
(if known)

Cheshire East Council

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☒ Electronically, by the proposed designated premises supervisor
- ☐ As an attachment to this application

Reference number for consent
form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21**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

Give 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.

N/A

Section 17 of 21**HOURS PREMISES ARE OPEN TO THE PUBLIC****Standard Days And Timings**

Continued from previous page...

MONDAY

Start

End

Start

End

Give 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

State any seasonal variations

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

Our Mobile Catering License and the supporting plan, Enclosure No5 shows the location of our mobile catering unit, where refreshments will be supplied from. We have a small seating area next to our unit along with a table for for sauces, napkins, coffee stirrers etc.

We carry out our business function throughout the course of the year, subject to the weather.

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

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

We can confirm that the times listed in the column on the left will be the times of business and we do not wish to supply alcohol outside of these hours.

Continued from previous page...

Section 18 of 21

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)

List here steps you will take to promote all four licensing objectives together.

- 1, We have a food safety risk assessment in place and we are formerly members of NCASS - membership Number 20430
- 2, We have recently secured the services of a chartered H&S advisor and we will liase with Chester East Council for guidance and advise relating to our licenses
- 3, We endevaour to follow the BBPA guidelines
- 4, We will be COVID secure
- 5, We will continue to promote staff development and training

b) The prevention of crime and disorder

- 1, Engagement with our Community Policing Team covering the South Park area
- 2, Become members of the pub watch scheme
- 3, Staff training initiatives e.g. Awards for personal license holder
- 4, Security in design - involvement of local council and the police crime and disorder forums
- 5, Use of Social Media platforms
- 6, Staff aware of barred customers and vulnerable individuals
- 7, Cashing up at the end of the day, done away from the mobile catering unit
- 8, Staff trained in good, polite behavior to avoid confrontation
- 9, No sale or supply of alcohol in association with promotions on the premises that glamourise or encourage anti-social behavior
- 10, Age verification policy - https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/118352/age-verification-policy.pdf <https://www.wsta.co.uk/challenge-25>

c) Public safety

- 1, Maintain liaison and a positive relationship with the local Police and invite them to mobile catering unit
- 2, Staff to report and log any complaints
- 3, Operative our business in a safe and responsible manner
- 4, Display signage relating to the sale and consumption of alcohol
- 5, Seek advice from the local environmental health department if so required
- 6, Control the amount of people in the area by way e.g. queue barriers
- 7, Working with our safety consultant, produce a suitable and sufficient risk assessment
- 8, Staff training e.g. age verification policy, the legal requirement not to sell alcohol to intoxicated or vulnerable customers / individuals, and training in avoiding confrontation and potential violence
- 9, Have a incident log book
- 10, A Dispersal Policy
- 11, The continuous monitoring of our undertaking

d) The prevention of public nuisance

- 1, Adherence to our hours of day
- 2, Mobile catering unit to be maintained and fit for use
- 3, The mobile catering unit is located some 100 metres from the nearest residential
- 4, Effective consultation and communication with our neighbors
- 5, Staff to report and log any complaints
- 6, Control the numbers in the area in line with our COVID arrangements

e) The protection of children from harm

We are a secure mobile catering unit and provide food and beverages to our customers, most of which are included in a

Continued from previous page...

family unit.

With respects to drinks containuing alchol we would implment the following:

- 1, Children will be unable to access alchol
- 2, Children must be supervised at all times by a responsible adult
- 3, We would have in place an age verification policy
- 4, We would log any incidents
- 5, Signage would be displayed regarding the law on alcohol consumption

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21**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.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

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 you are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event 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 (£)

100.00

ATTACHMENTS**AUTHORITY POSTAL ADDRESS**

Continued from previous page...

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.

Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I

* understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or

* her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15).

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

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	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

Add another signatory

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

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/cheshire-east/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

[REDACTED]

From: [REDACTED]
Sent: 02-Jan-2021 12:23
To: LICENSING (Cheshire East)
Subject: Licensing Application Concerns: South Park Car Park, Macclesfield SK11 8AD

Follow Up Flag: Follow up
Flag Status: Completed

Dear Sir/Madam,

I am writing in objection to the licensing application of Kaye Harrison for the supply and sale of alcohol at South Park Car Park in Macclesfield.

[REDACTED]

Our concerns are four-fold:

1. That the proposed application conflicts with the spirit of current pandemic restrictions on social activities including pub closures. The premises in question already draws significant footfall to the park for socially distanced hot drinks etc, which has increased littering in the park. We are concerned that this license would further increase footfall to the park affecting people's ability to socially distance plus adding alcohol to the mix will only make people more disinhibited.
2. The proposed hours are disproportionate even in normal times. The license we hold for our direct access to the park proposes that the park should be closed at dusk, however this is no longer maintained. Access to the park itself is not and cannot be restricted from the car park. This would lead to a noise and light pollution for the surrounding houses.
3. Antisocial behaviour. The car park is adjacent to the skate park where there are existing issues of antisocial behaviour and while not all users are of legal age to drink some will be, this could lead to underage drinking and further antisocial behaviour.
4. The car park is also adjacent to a nursery where small children play in a fenced play area, allowing alcohol consumption immediately adjacent will surely not be conducive to an appropriate environment for small children.

I trust that the council will take this matter seriously and not approve this application.

I also request that the content of this email only be shared with the applicant in an anonymised form (excluding my name, address and contact details) if shared at all.

I would appreciate to be kept informed of the outcome.

Best wishes

[REDACTED]

This page is intentionally left blank

the Licensing Section
Cheshire East Council
Municipal Buildings
Earle Street
Crewe CW1 2BJ.

NV 5451 1245 6GB

27 December 20

Regarding License Application
for Kay Harrison to sell alcohol
in South Park, Macclesfield.

- 4 JAN 2021

Cheshire East Council

My husband I feel that it is totally unnecessary for
a license to sell alcohol to be granted to the above
Kay Harrison in South Park, Macclesfield.

The car park is very small & gets very busy with
dog walkers, loose dogs, children & toddlers now
that there is a van selling drinks & snacks
there. Queues form & get in the way of moving
traffic & people are socialising in groups.

Regular dog walkers & elderly people, like ourselves,
will not want to be caught up with people drinking
alcohol, especially now that normal public houses
have had to close because of the Covid Virus.
It would be inadvisable to attract drinkers to the
park where school children & youths walk to &
from school.

There is also an infants day nursery close by in
the grounds.

There are houses all around the park who will be disturbed by extra cars parked and there will be little control after dark as the park is untot and covers a large area.

Like many other old people, our daily exercise for our health and enjoyment will be totally destroyed by any further disruption to the peace and quiet, for which the park was originally gifted in the 1920's.

Trusting that you will take full and careful consideration of our remarks and objections,

Yours faithfully



From: [REDACTED]
Sent: 03-Jan-2021 11:25
To: LICENSING (Cheshire East)
Subject: Application by Kaye Harrison in respect of South Park Car Park, Macclesfield. SK11 8AD

Follow Up Flag: Follow up
Flag Status: Completed

To the licensing section.

Application by Kaye Harrison in respect of South Park Car Park, Macclesfield. SK11 8AD for the sale and supply of alcohol Monday to Sunday 11.00 to 22.00 each day. (application 10th Dec. 2020)

I object to the application based on the following concerns:-

The venue is a public Park where Families with children are able to enjoy the outdoor space. Alcohol being available to purchase within the park setting will encourage people to drink in the Park especially during the warm summer periods.

This can easily turn a safe environment for children, families and Dog walkers into a dangerous environment, not just from the point of anti social behaviour through excessive alcohol consumption but by the litter and discarded glass bottles and tins that will surely be a byproduct.

The location is surrounded by quiet residential housing and during warm weather there is already an issue with anti social behaviour in the Park late at night and into the early hours of the morning of which the Police are already aware. Alcohol served till 10.00pm each night will only add to this problem. As where alcohol is involved, the possibility for inappropriate behaviour is always increased.

If people require alcohol there are Public Houses within short walking distance of the Park where drinks can be purchased and enjoyed in a controlled and regulated environment.

Selling alcohol from the Car Park of South Park also opens the doors to and encourages underage drinking as it makes it rather easy for a young adult age to purchase a quantity of alcohol which then requires little effort in distributing it to teenagers eager to disappear into the quieter corners of the Park to drink.

South Park is owned and maintained by Cheshire East Council, and is already the subject of an Alcohol Designation Order. I presume therefore that the Council will ultimately be responsible for antisocial behaviour caused by alcohol and liable for its consequences.

I trust this representation will be noted and acknowledged.

Yours faithfully,

[REDACTED]
3rd Jan. 2021.

This page is intentionally left blank

[REDACTED]

From: [REDACTED]
Sent: 05-Jan-2021 14:46
To: LICENSING (Cheshire East)
Subject: Objection to Alcohol Trading application in South Park, Macclesfield
Attachments: Alcohol Trading application in South Park Jan 2021.pdf

Follow Up Flag: Follow up
Flag Status: Completed

To the licencing section, Cheshire East Council

Dear Sir/Madam,

I would like to register my very strong objection to a Premises Licence application relating to the Sale & Supply of Alcohol for Consumption both on and off the premises Monday to Sunday 11.00 to 22.00 each day by Kaye Harrison in respect to South Park Car Park, Park Grove, Macclesfield SK11 8AD (please see the attached notice which was delivered to my address).

I am a resident whose property [REDACTED]
[REDACTED]

My reasons are as follows:

1. I am very concerned that extension of any alcohol licence in the South Park Car Park (or elsewhere in the Park grounds) would encourage drunkenness and bad behaviour around the park.
2. There is a high likelihood that it would transform the current peaceful and tranquil environment in the park, particularly on summer evenings.
3. There is a purpose-built skateboard area about 50 yards from the location and in direct line of sight of the car park. This is used by quite a number of youths who congregate there and it is logical to assume that a number of them would be encouraged to drink when alcohol is so readily available within a few yards.
4. It is completely unnecessary in terms of any potential "service to the community" as the area is already served by many pubs nearby.
5. The car park is heavily used by people bringing their children for a walk or to use the playground facilities in the park.
6. It can be assumed that the youths who socialise in groups on the different greens of the pitch and put course will be encouraged to drink. They often congregate well into the evening in the summer.
7. There will be an increase in littering in the park, and likely of a more dangerous type with more glass bottles and metal cans.

This is my first and only time I have objected to any Council application.

I have no idea who the licence applicant is, and have nothing against them, but this is a very bad idea. Please reject the application.

Yours sincerely,

[REDACTED]

This page is intentionally left blank

South Park Car Park, South Park, Park Grove, Macclesfield, SK11 8AD

APPLICATION FOR APREMISES LICENCE: LICENSING ACT 2003

Notice is hereby given that I, Kaye Harrison, have applied on the 10 December 2020 to Cheshire East Council in respect of the premises known as South Park Car Park, South Park, Park Grove, Macclesfield, SK11 8AD for a Premises Licence to provide the following licensable activities:

- The Sale and Supply of Alcohol for Consumption Both On and Off the Premises Monday to Sunday 11.00 to 22.00 Each Day.

Representations shall be made in writing to the below address on or before the following date: 7 January 2021

The Licensing Section
Cheshire East Council
Municipal Buildings
Earle Street
Crewe
CW1 2BJ

Or by e-mail to: licensing@cheshireeast.gov.uk

The application may be inspected at the Licensing Section of Cheshire East Council by prior appointment during normal office hours.

It is an offence on summary conviction, to knowingly or recklessly make a false statement in connection with this application, the maximum fine for which is, unlimited.

This page is intentionally left blank

From: [REDACTED]
Sent: 07-Jan-2021 08:30
To: LICENSING (Cheshire East)
Subject: South Park Car Park, South Park, Park Grove, Macclesfield, SK11 8AD APPLICATION FOR APREMISES LICENCE: LICENSING ACT 2003

Follow Up Flag: Follow up
Flag Status: Completed

Hi
Please find my comments relating to the application.

The comments relate to consumption of alcohol **off the premises** and the **hours of operation**.

Le Petite Frog operates a small café service in the car park. It is great to see this in the car park offering light refreshments to park goers and hope that it is and continues to be a successful business.

Anti-Social Behaviour

South Park have signs up identifying South Park as a designated area to prevent anti-social drinking. This was done under the Criminal Justice and Police Act 2001. It is not clear when this was done or if the Park is still a designated area.

However this means that in the past there was a need to designate South Park owing to anti-social behaviour.

There have been a number (albeit a small number) of antisocial behaviour by people late on in the park causing nuisance in the last few years including 2020.

The application refers to alcohol being consumed off the premises and being sold up to 22:00 each day. It would seem that after purchase the most likely place to drink would be in the park area. In principle, there should be no objection to this if people drink and behave responsibly. However the likelihood of antisocial behaviour will be increased if people can purchase and consume alcohol late in the evening during dusk/darkness. Some of these people may already be under the influence of alcohol before purchasing from the facility in South Park. The anti-social behaviour may include, but not be limited to, drinking and causing trouble, being noisy and dropping litter.

Litter

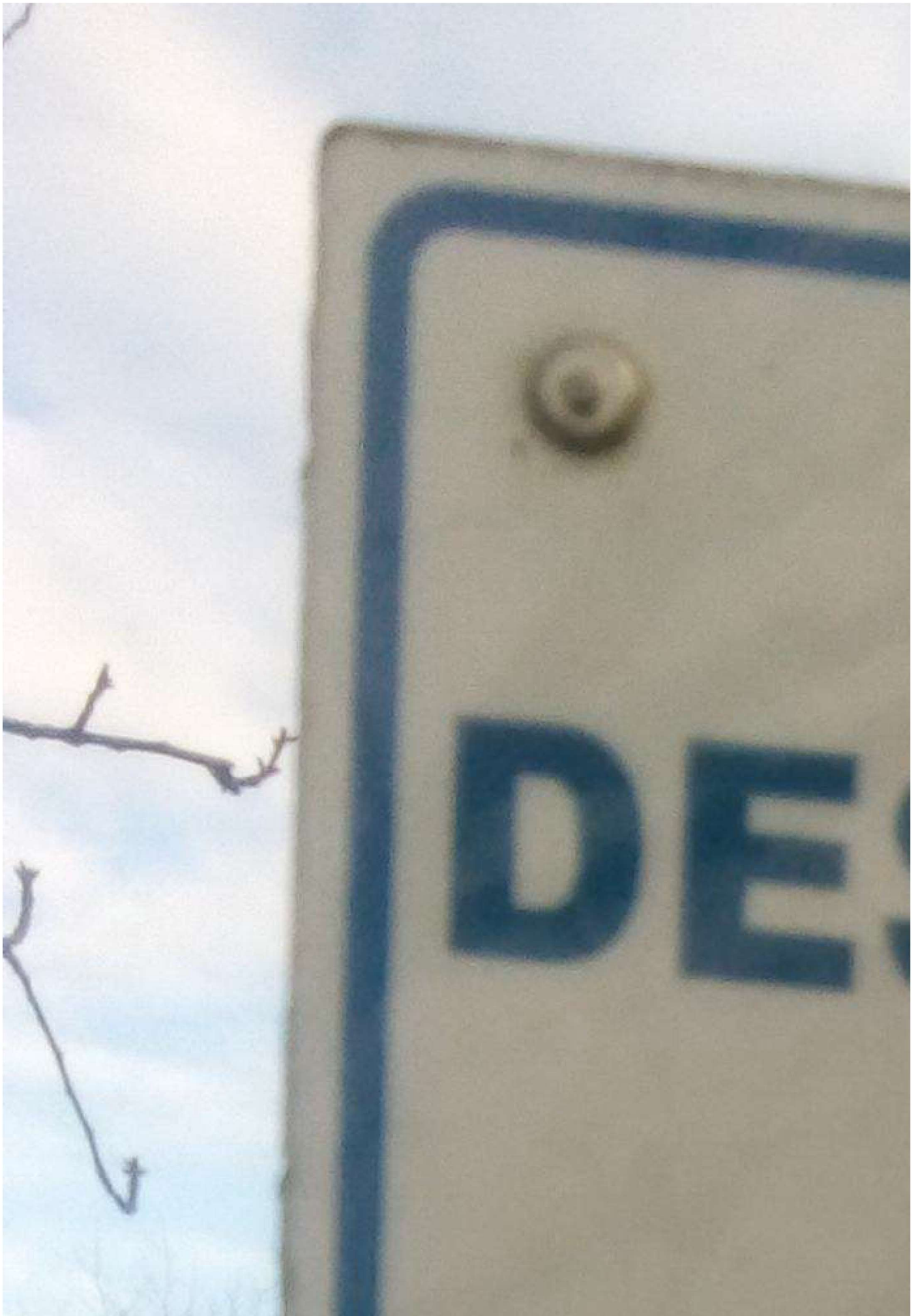
Unfortunately, even though dropping litter is a criminal offence, some members of our society continue this practice. It is a known problem in parts of Macclesfield including South Park. 'Don't be a Tosser' posters are in place in South Park, I am guessing these posters were provided by the local authority, however litter is still dropped in the Park on a daily basis.

The sale of alcohol in containers or receptacles may lead to an increase in the litter in South Park especially when the drink is consumed 'off the premises'. As indicated above 'off the premises' could/would most likely be in the park area. Again litter dropping will be more likely later in the evening during dusk and darkness and/or when people are under the influence of alcohol.

Over the last few months it has been good to see an increase in the use of the park especially by families. Unfortunately, with the COVID 19 restrictions, there has also been an increase in drinking in the park with cans and bottles being left littering the park area and on occasions broken bottles. Selling alcohol for consumption in the park may add to this problem.

In summary:

The main issues relate to alcohol being consumed **off the premises** and **the hours of operation** (e.g after 18:00).



South Park Car Park, South Park, Park Grove, Macclesfield, SK11 8AD

APPLICATION FOR APREMISES LICENCE: LICENSING ACT 2003

Notice is hereby given that I, Kaye Harrison, have applied on the 10 December 2020 to Cheshire East Council in respect of the premises known as South Park Car Park, South Park, Park Grove, Macclesfield, SK11 8AD for a Premises Licence to provide the following licensable activities:

- ☐ The Sale and Supply of Alcohol for Consumption Both On and Off the Premises Monday to Sunday 11.00 to 22.00 Each Day.

Representations shall be made in writing to the below address on or before the following date: 7 January 2021

The Licensing Section
Cheshire East Council
Municipal Buildings
Earle Street
Crewe
CW1 2BJ

Or by e-mail to: licensing@cheshireeast.gov.uk

The application may be inspected at the Licensing Section of Cheshire East Council by prior appointment during normal office hours.

It is an offence on summary conviction, to knowingly or recklessly make a false statement in connection with this application, the maximum fine for which is, unlimited.

This page is intentionally left blank



This page is intentionally left blank



This page is intentionally left blank



This page is intentionally left blank

From: [REDACTED]
Sent: 13 January 2021 09:19
To: Kaye Harrison
Cc: LICENSING (Cheshire East)
Subject: [OFFICIAL] South Park Licensing Application - Alcohol

Follow Up Flag: Follow up
Flag Status: Completed

Dear Kaye

It was good to catch up last night regarding South Park, I didn't wish just to mail you without a prior conversation.

Whilst I was disappointed to hear of the License application in this way, I fully understand the frustrations of the corporate processes.

South Park in 2006 became an 'alcohol free zone' under the Criminal Justice and Police Act 2001. This was following a spate of serious police related issues with alcohol mis-use in a number of local parks

However, it is not intended to be totally restrictive and the normal park license come into effect, with discretionary powers, for eventing, with permissions, and say a family bringing along a bottle of wine for a picnic wouldn't be viewed in breach.

Pre C-19, I note you applied for a large number of one-off 'tens' last year to support events, both costly and time-consuming for all involved.

Whilst we are not able to support an ongoing daily/weekly sale of alcohol in the park, I can fully understand the necessity for a full application to support eventing, and your catering unit has become a welcomed hub in the park for the local community.

Although if approved you must appreciate this does not give you exclusive rights, that is down to the individual event organisers discretion.

From a park management perspective I would be interested to know, your methods of sale, times, how served, how managed and any anti-social behavior issues addresses. Again, if any approval we would require this information please in advance of any event.

Please let myself / [REDACTED] know how the application proceeds.

Regards, [REDACTED]

Ansa Environmental Hub, Cledford Lane, Middlewich, CW10 0JR
OR, West Lodge, Queens Park, Victoria Ave, CREWE Cheshire CW2 7SE, Tel: 01270 686708



ANSA Registered in England and Wales with Company number 08714767, Registered office: Westfields, Middlewich Road, Sandbach, CW11 1HZ.
ANSA Environmental Services Limited is a company owned and controlled by Cheshire East Borough Council.
The contents of this e-mail must not be forwarded, copied or circulated without the permission of the sender.

This page is intentionally left blank