

# Licensing Act Sub-Committee

## Agenda

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**Date:** Friday, 30th June, 2023  
**Time:** 10.00 am  
**Venue:** The Capesthorne Room - Town Hall, Macclesfield SK10 1EA

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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.

3. **Application for a Review of the Premises Licence for the premises known as Puss in Boots, 198 Buxton Road, Macclesfield, SK10 1NR (Pages 7 - 102)**

To consider the above application.

**Membership:** Councillors M Brooks, D Edwardes and R Kain

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For requests for further information

**Contact:** Jennifer Ashley

**Tel:** 01270 685705

**E-Mail:** [Jennifer.ashley@cheshireeast.gov.uk](mailto:Jennifer.ashley@cheshireeast.gov.uk)

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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.

<b>1</b>	<b>Chairman</b>	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)
<b>2</b>	<b>Licensing Officer</b>	Will introduce and summarise the application, highlighting areas of contention or dispute.
<b>3</b>	<b>Committee Members</b>	May ask questions of the Licensing Officer
<b>4</b>	<b>Applicant</b>	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	<b>Responsible Authorities</b>  (who have made representations)	Each in turn may ask <u>questions</u> of the applicant, by way of clarification.
6	<b>Other Persons</b>  (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	<b>Committee Members</b>	Each in turn may ask <u>questions</u> of the applicant.
8	<b>Applicant</b>	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	<b>Responsible Authorities</b>	Will make their representations.
10	<b>Applicant</b>	Or his representative or witnesses to ask <u>questions</u> of Responsible Authorities represented at the meeting, by way of clarification.
11	<b>Other Persons</b>  (who have made representations)	May ask <u>questions</u> of the Responsible Authorities represented at the meeting, by way of clarification.  <b>(Note: This is not the point at which they should be stating their objections.)</b>
12	<b>Committee Members</b>	May ask <u>questions</u> of the Responsible Authorities represented at the meeting
13	<b>Other Persons</b>  (who have made representations)	Those who have objected to the application will be invited <b><u>to make observations on the application</u></b> and present the bases of their objections.
15	<b>Applicant</b>	Or his representative or witnesses may ask <u>questions</u> of the other persons, by way of clarification.
16	<b>Committee Members</b>	May ask <u>questions</u> of the other persons.
17	<b>Chairman</b>	To invite both <b>Responsible Authorities</b> and <b>Other Persons</b> to make their closing addresses.

18	<b>Applicant</b>	Or his representative will <u>briefly summarise the application</u> and comment on the observations and any suggested conditions.
19	<b>Committee</b>	<u>Will retire</u> to consider the application. The Committee may request the Legal Advisor to advise on legal issues.
20	<b>Committee</b>	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.

### **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. 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 returns to announce its decision to all present.



*Working for a brighter future together*

## **Licensing Act Sub-Committee**

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**Date of Meeting:** 30<sup>th</sup> June 2023

**Report Title:** Application to review a Premises Licence:  
  
Puss In Boots  
198 Buxton Road  
Macclesfield  
SK10 1NR

**Report of:** Jayne Traverse, Executive Director – Place

**Ward(s) Affected:** Macclesfield East

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### **1. Purpose of Report**

- 1.1. To allow Members of the Sub-Committee to determine an application to review a Premises Licence made under the Licensing Act 2003 for the following premises:

**Puss In Boots  
198 Buxton Road  
Macclesfield  
SK10 1NR**

### **2. Executive Summary**

- 2.1 The report provides details of an application to review a Premises Licence, under section 51 of the Licensing Act 2003 and outlines the evidence presented by the parties in relation to the review.

### **3. Recommendations**

- 3.1. 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.

- 3.2.** 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:
- The prevention of crime and disorder
  - Public Safety
  - The prevention of public nuisance
  - The protection of children from harm
- 3.3.** Members of the Licensing Sub-Committee are reminded that they may not exercise discretion in any case, merely because it considers it desirable to do so. Careful consideration should be given to the application and the evidence presented by the parties in relation to the application.
- 3.4.** 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

#### **4. Reasons for Recommendations**

- 4.1.** 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.

#### **5. Other Options Considered**

- 5.1.** Not applicable

#### **6. Background**

- 6.1.** An application to review the Premises Licence for Puss in Boots, 198 Buxton Road, Macclesfield, SK10 1NR, was received by this Authority on 13<sup>th</sup> April 2023. A copy of the full review application is attached at **Appendix 1**.
- 6.2.** The Premises Licence subject to the review is PR/0176 (most recently re-issued 4<sup>th</sup> August 2022), a copy of which is attached at **Appendix 2**.
- 6.3.** The Licensable Activities currently authorised by PR/0176 can be found in the following tables:

**6.4. Live Music (to take place indoors)**

	<b>Start</b>	<b>End</b>
<b>Monday</b>	10:00	23:00
<b>Tuesday</b>	10:00	23:00
<b>Wednesday</b>	10:00	23:00
<b>Thursday</b>	10:00	23:00
<b>Friday</b>	10:00	23:00
<b>Saturday</b>	10:00	23:00
<b>Sunday</b>	10:00	23:00

**6.5. Recorded Music (to take place indoors)**

	<b>Start</b>	<b>End</b>
<b>Monday</b>	10:00	00:00
<b>Tuesday</b>	10:00	00:00
<b>Wednesday</b>	10:00	00:00
<b>Thursday</b>	10:00	00:00
<b>Friday</b>	10:00	00:00
<b>Saturday</b>	10:00	00:00
<b>Sunday</b>	10:00	00:00

**6.6. Performance of Dance (to take place indoors)**

	<b>Start</b>	<b>End</b>
<b>Monday</b>	10:00	00:00
<b>Tuesday</b>	10:00	00:00
<b>Wednesday</b>	10:00	00:00
<b>Thursday</b>	10:00	00:00
<b>Friday</b>	10:00	01:00
<b>Saturday</b>	10:00	01:00
<b>Sunday</b>	10:00	00:00

When hours for sale of alcohol are extended, these hours are also extended.

**6.7. Indoor Sports**

	<b>Start</b>	<b>End</b>
<b>Monday</b>	10:00	23:00
<b>Tuesday</b>	10:00	23:00
<b>Wednesday</b>	10:00	23:00
<b>Thursday</b>	10:00	23:00
<b>Friday</b>	10:00	23:00
<b>Saturday</b>	10:00	23:00
<b>Sunday</b>	10:00	23:00

When hours for sale of alcohol are extended, these hours are also extended.

**6.8. Film Exhibitions (to take place indoors)**

	<b>Start</b>	<b>End</b>
<b>Monday</b>	10:00	00:00
<b>Tuesday</b>	10:00	00:00
<b>Wednesday</b>	10:00	00:00
<b>Thursday</b>	10:00	00:00
<b>Friday</b>	10:00	01:00
<b>Saturday</b>	10:00	01:00
<b>Sunday</b>	10:00	00:00

When hours for sale of alcohol are extended, these hours are also extended.

**6.9. Sale and supply of alcohol (to take place indoors – on and off sales)**

	<b>Start</b>	<b>End</b>
<b>Monday</b>	10:00	00:00
<b>Tuesday</b>	10:00	00:00
<b>Wednesday</b>	10:00	00:00
<b>Thursday</b>	10:00	00:00
<b>Friday</b>	10:00	01:00
<b>Saturday</b>	10:00	01:00
<b>Sunday</b>	12:00	00:00

**Non-standard timings: From the end of permitted hours on New Years Eve to the commencement of permitted hours on New Years Day. Sunday and Monday at Bank Holiday Weekends, Christmas Eve and Boxing Day to finish at 01:00.**



**6.10. Provision of facilities for making music (to take place indoors)**

	<b>Start</b>	<b>End</b>
<b>Monday</b>	10:00	00:00
<b>Tuesday</b>	10:00	00:00
<b>Wednesday</b>	10:00	00:00
<b>Thursday</b>	10:00	00:00
<b>Friday</b>	10:00	01:00
<b>Saturday</b>	10:00	01:00
<b>Sunday</b>	10:00	00:00

When hours for sale of alcohol are extended, these hours are also extended.

**6.11. Provision of facilities for dancing (to take place indoors)**

	<b>Start</b>	<b>End</b>
<b>Monday</b>	10:00	00:00
<b>Tuesday</b>	10:00	00:00
<b>Wednesday</b>	10:00	00:00
<b>Thursday</b>	10:00	00:00
<b>Friday</b>	10:00	01:00
<b>Saturday</b>	10:00	01:00
<b>Sunday</b>	10:00	00:00

When hours for sale of alcohol are extended, these hours are also extended.

**6.12. Late Night Refreshment (to take place indoors)**

	<b>Start</b>	<b>End</b>
<b>Monday</b>	23:00	00:00
<b>Tuesday</b>	23:00	00:00
<b>Wednesday</b>	23:00	00:00
<b>Thursday</b>	23:00	00:00
<b>Friday</b>	23:00	01:00
<b>Saturday</b>	23:00	01:00
<b>Sunday</b>	23:00	00:00

When hours for sale of alcohol are extended, these hours are also extended.

**6.13. Opening hours**

	<b>Open</b>	<b>Close</b>
<b>Monday</b>	10:00	00:30
<b>Tuesday</b>	10:00	00:30
<b>Wednesday</b>	10:00	00:30
<b>Thursday</b>	10:00	00:30
<b>Friday</b>	10:00	01:30
<b>Saturday</b>	10:00	01:30
<b>Sunday</b>	12:00	00:30

**Non-standard timings: From the end of permitted hours on New Years Eve to the commencement of permitted hours on New Years Day. Sunday and Monday at Bank Holiday Weekends, Christmas Eve and Boxing Day to finish at 01:30.**

**6.14.** Members will note that there is no extension provided to recorded or live music by way of non-standard times.

**6.15.** The following Conditions are currently attached to the Premises Licence:

***Annex 2 - Conditions consistent with the Operating Schedule - Prevention of Crime and Disorder***

*No further risks have been identified which need to be addressed, save as below.*

*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. No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/ Local Authority certification.*

*12. Children under the age of 16 shall not be permitted to enter the premises after 20.00.*

*13. 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*

*14. 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 13 above.*

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

*1. The outside drinking area shall not be used after 23.00*

*2. Doors and windows shall be closed after 22.00, except for access and egress purposes, when regulated entertainment is taking place.*

6.16. The Premises Licence Holder of PR/0176 (since 25<sup>th</sup> June 2020) is:

Ei Group Limited  
3 Monkspath Hall Road  
Shirley  
Solihull  
West Midlands  
B90 4SJ

6.17. The Designated Premises Supervisor (since 4<sup>th</sup> August 2022) is Mr Stephen David Bennett.

6.18. To assist members, the report writer has attached two maps of the location. They are at **Appendix 3** and **Appendix 4**.

6.19. Within the application to review the applicant has provided a link to You Tube footage. There are 58 videos which auto-play. The link is:

[https://youtu.be/\\_Eo\\_CVNWKlg?list=PL6lsniq47c7napwTEHKWobW7YSRpRdsIC](https://youtu.be/_Eo_CVNWKlg?list=PL6lsniq47c7napwTEHKWobW7YSRpRdsIC)

6.20. Members can view all of the videos uploaded onto the above link.

6.21. Of those 58 videos, the applicant has identified the following selection which, in his opinion, best evidences the reasons for the review application:

- **Video title: Puss in Boots evidence 3.**
- **Video title: Puss in Boots evidence 17.**
- **Video title: Puss in Boots evidence 23.**
- **Video title: Puss in Boots evidence 40.**
- **Video title: Puss in Boots evidence 44.**
- **Video title: Puss in Boots evidence 62.**
- **Video title: Puss in Boots evidence 68.**

6.22. After reading the review application form itself and the introductory papers provided by the applicant, Members will find copies of correspondence between the applicant and the Premises Licence Holder.

6.23. Following those items of correspondence there is information dated 23<sup>rd</sup> August 2022 and 24<sup>th</sup> August 2022 from the applicant regarding contacting Police in relation to youths at the beer garden by the canal tow-path.

6.24. The next piece of information provided by the applicant is a copy of a Macclesfield Express newspaper article dated 28<sup>th</sup> September 2016. This article relates to an incident with a knife outside of the premises. The article describes how two youths, one of whom had a knife, were walking past the

premises and subsequently became involved in an altercation with other males outside.

- 6.25.** The applicant has provided another article from the Macclesfield Express, this one dated 8<sup>th</sup> March 2017. The article relates to a violent incident involving the chef working at the Puss in Boots at that period of time.
- 6.26.** There follows further correspondence between the applicant and the Premises Licence Holder regarding noise and scaffolding.
- 6.27.** Also within the review application is a noise nuisance diary. The dates noted are between 11<sup>th</sup> December 2021 and 1<sup>st</sup> April 2023. Some of the dates listed relate purely to alleged noise from music or people; other allegations relate to noise as well as live music taking place after the end time of 23:00 noted on the Premises Licence.
- 6.28.** On some of those dates live music was in fact authorised to end at a later time due to Temporary Event Notices; on other dates it was not.
- 6.29.** For ease of reading, the report writer has created the following table (where there is an allegation of live music going beyond 23:00) to show which dates were indeed authorised:

<b>Date</b>	<b>Licensable activity complained about</b>	<b>Alleged end time</b>	<b>Authorised end time</b>	<b>Type of authorisation in place</b>	<b>Live music authorised after 23:00?</b>
11/12/21	Live music	23:45	23:00	Premises Licence	No
19/11/22	Live music	23:42	00:00	TEN	Yes
03/12/22	Live music	23:45	23:00	Premises Licence	No
31/12/22	Live music	00:36	23:00	Premises Licence	No
18/02/23	Live music	23:45	00:00	TEN	Yes
01/04/23	Live music	23:28	00:00	TEN	Yes

- 6.30.** There was also a Temporary Event Notice in place on 11<sup>th</sup> March 2023, however there is no allegation relating to the time that Licensable activities ended on that date.
- 6.31.** Following Members reading the noise nuisance diary there is a copy of a social media thread called 'The Original Macc Chat' regarding the Puss in Boots. This relates to an alleged incident when a group of customers with special needs entered the premises.
- 6.32.** The applicant has then included a hand-written document dated 13<sup>th</sup> December 2022 together with a Land Registry plan, both of which relate to

Planning. However, Members will be aware that Planning does not fall within the Licensing regime.

- 6.33.** The following table lists previous complaints to Licensing about the Puss in Boots:

<b>Date received</b>	<b>Nature of complaint</b>	<b>Result of complaint</b>
14/07/14	Noise nuisance from people drinking outside.	No data recorded.
14/08/17	Noise and vibration from the premises.	Instructions provided regarding the review process.
04/07/18	DPS had left premises and had not been replaced.	Complainant was incorrect. DPS was still in place.
01/05/21	Noise from the premises and a canal boat.	This matter had already been investigated by Environmental Protection. No statutory noise nuisance identified. Licensing provided instructions regarding the review process.
13/10/22	Series of emails provided to Licensing between complainant and the Premises Licence Holder.	Recorded for information only. No official complaint made.

- 6.34.** There have been no previous reviews of this premises licence.

- 6.35.** With regard to the grounds for review, the applicant believes that the premises is undermining the following Licensing Objectives:

- The prevention of crime and disorder
- Public Safety
- The prevention of public nuisance
- The protection of children from harm

## **7. Consultation and Engagement**

- 7.1.** The review consultation began on 13<sup>th</sup> April 2023.

- 7.2.** The application was advertised as required for the 28 days consultation period at the premises, on Cheshire East Council's website and at Macclesfield Town Hall.

- 7.3.** The review application was also sent for consultation to the Responsible Authorities. No representations were received.

- 7.4.** No representations were received from the public.

## **8. Implications**

### **8.1. Legal**

- 8.1.1. The Sub Committee must determine this application in accordance with section 51 of the Licensing Act 2003. To do so otherwise would render its determination unlawful and invalid.
- 8.1.2. In accordance with the provisions of section 52 (3) of the Licensing Act 2003 the Licensing Authority Sub Committee must, having regard to the representations, made in this application take such steps (if any) as it considers appropriate for the promotion of the licensing objectives.
- 8.1.3. Section 52 (4) provides that the authority may:
- a) to modify the conditions of the licence
  - b) to exclude a licensable activity from the scope of the licence
  - c) to remove the designated premises supervisor
  - d) to suspend the licence for a period not exceeding three months
  - e) to revoke the licence
- and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.
- 8.1.4. Members are reminded that should any conditions be added, they should be practical, enforceable and appropriate to promote the Licensing Objectives.
- 8.1.5. 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 reoffending.
- 8.1.6. Members must give reasons for their determination and notice of it must be communicated to the parties to this hearing. If Members depart from the Statutory Guidance or the Council's Statement of Licensing Policy then their decision notice must set out the reasons for doing so.

### **8.2. Finance**

- 8.2.1. There are no financial implications

### **8.3. Policy**

- 8.3.1. The Licensing Authority has adopted a Statement of Licensing Policy in accordance with section 5 of the Licensing Act 2003.
- 8.3.2. The Licensing Authority must also have due regard to the guidance issued under section 182 of the Licensing Act 2003.

- 8.3.3. 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.

#### **8.4. Equality**

- 8.4.1. There are no equality implications

#### **8.5. Human Resources**

- 8.5.1. There are no human resources implications

#### **8.6. Risk Management**

- 8.6.1. 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

#### **8.7. Rural Communities**

- 8.7.1. There are no implications for rural communities

#### **8.8. Children and Young People/Cared for Children**

- 8.8.1. There are no implications for children and young people

#### **8.9. Public Health**

- 8.9.1. There are no direct implications for public health

#### **8.10. Climate Change**

- 8.10.1. There are no implications for climate change

<b>Access to Information</b>	
Contact Officer:	Richard Hellon, Licensing Enforcement Officer Licensing@Cheshireeast.gov.uk 0300 123 5015
Appendices:	Appendix 1 – Review application Appendix 2 - Premises Licence PR/0176 Appendix 3 - Map Appendix 4 – Map
Background Papers:	<a href="#">Revised Guidance issued under section 182 of the Licensing Act 2003 (publishing.service.gov.uk)</a> <a href="#">Council's Statement of Licensing Policy published under section 5 of the Licensing Act 2003</a> <a href="#">Licensing Act 2003</a> <a href="#">The Licensing Act 2003 (Hearings) Regulations 2005</a>



**Application for the review of a premises licence or club premises certificate 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 GARRY BUTLER

(Insert name of applicant)

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> <u>PUSS IN BOOTS. 198 BUXTON ROAD</u>	
<b>Post town</b> <u>MACCLESFIELD</u>	<b>Post code (if known)</b> <u>SK 10 1NR</u>
<b>Name of premises licence holder or club holding club premises certificate (if known)</b> <u>STEVE BENNETT</u>	
<b>Number of premises licence or club premises certificate (if known)</b> <u>PR/0176</u>	

**Part 2 - Applicant details**

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)



2) a responsible authority (please complete (C) below)



3) a member of the club to which this application relates (please complete (A) below)



**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

Please tick ✓ yes

Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other title  
(for example, Rev)

Surname

BUTLER

First names

GARRY

I am 18 years old or over

Please tick ✓ yes



Current postal  
address if  
different from  
premises  
address

Post town

Post Code

Daytime contact telephone number

E-mail address  
(optional)

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address
Telephone number (if any)
E-mail address (optional)

***This application to review relates to the following licensing objective(s)***

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>



Puss in Boots Video evidence YouTube link.

[https://youtu.be/\\_Eo\\_CVNWKLg?list=PL6lsniq47c7napwTEHKWobW7YSRpRdsIC](https://youtu.be/_Eo_CVNWKLg?list=PL6lsniq47c7napwTEHKWobW7YSRpRdsIC)

Due to the pen drive been  
affected by the Council  
malware protocols the video  
evidence can be viewed  
by the above you tube link.  
This should work safely  
on Council and other  
organisations computers. <sub>GB</sub>

Please state the ground(s) for review (please read guidance note 2)

PLEASE SEE EVIDENCE BUNDLE  
ALL 4 OBJECTIVES

**Please provide as much information as possible to support the application (please read guidance note 3)**

See BUNDLE + VIDEO

7

If yes please state the date of that application

--	--	--	--	--	--	--	--

**If you have made representations before relating to the premises please state what they were and when you made them**

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 3 – Signatures** (please read guidance note 4)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

Date

Capacity

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

**If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)**

**Notes for Guidance**

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.





## Per Drive Contents

8

The video covers over 12 months and includes [REDACTED] more from both beer gardens and musical events outside, he lasted about 8 months. pub was that put up for sale.

It then became the unaltered pub in Boots Viking theme bar. They told me they were not interested in music but food. The three people running the pub split and it then became a

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military theme pub. During the time the pub was open it had one event a rock band which lasted to 2345 hrs, soon after it went up for sale again.

We now have a Steve Bennet who is pushing Dave acts. The pub also underwent a £25,000 refurb. I contacted stonegate the owners to see if they would improve soundproofing they declined.

We have had to



deal with the noise over many years and mediation has proved to be expensive and a waste of time

The Current DPS is fully aware of the licence and is breaching it.

I believe the pen drive and paper-work proves this. I have now begun to begin the review process but this will take sometime due to the

11

ammout of paperwork  
involved.

## CONTENTS

12

letter to licencing team

letter from [REDACTED]

letter to Stonegate

letter from Stonegate  
[REDACTED]

letter to [REDACTED] ref  
problems at pub

Cheshire Police incident form  
youths using town Path beer  
Garden for anti Social  
behaviour, Swearing and  
playing music. D.P.S. did  
nothing to stop it over  
several nights. Police  
called after youths threaten  
to put windows in of  
local houses. I have





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also Been made aware of two very serious incidents involving knife fights one outside the pub and one inside which resulted in jail time for the individuals involved. this shows a constant issue with the previous management of this pub.

Email to Stonegate ref  
Push time for live music  
+ return Email from  
Stonegate

14  
Email regional manager  
making DPS aware of  
license

Email from Stonegate  
ref when live music  
and recorded music ends

Emails from licensing

The original march

Treatment of supported  
adults, and threats made  
extract of license

previous public nuisance

2014

Notes on planning  
and Conservation area  
ref advertisement lights



and speakers to  
Beer Garden, Bill boards  
affixed to pub tow  
path side. -



To Licensing

I am providing written and video evidence for the Purs in Boots 198, Buxton Road.

I am including emails for the regional manager of Stonegate, which indicates that live music should finish at 2300 hrs. I also consider that measure which the DPs should carry out ref [REDACTED] letter July 19th 2018 a previous Regional manager —

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are not effective in dealing with the noise issue from music shouting, and foul language from the town path and Central beer garden.

I have included a pen drive with recording of previous events at the Pub. I also note that £25,000 has been on a refurb of the Pub, but the regional manager declined to make any improvement to the soundproofing. After



years of mediation  
and continuous problems  
with the Pub I am now  
completing the paperwork  
for initiating a review.  
I have also included  
a number of recent  
post about the pub on  
the original Mass chat.

I have been  
informed threats were  
made, but these were  
deleted before they could  
be screenshot by myself.  
I believe the pub is  
breaching all four objectives.

Sent 24/6/18  
3/8/18

19



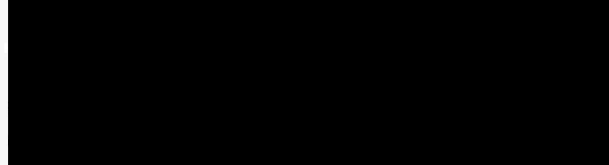
Our Ref: 025199

Your Ref: n/a

RECEIVED

20 JUL 2018

BY:

Date: 19<sup>th</sup> July 2018**Private and Confidential – To be opened by Addressee Only**

Dear [REDACTED]

**Re: Puss in Boots Macclesfield**

We are writing in response to your emails dated 11<sup>th</sup> July 2018, regarding the above public house.

I have discussed the previous issues with noise nuisance at the Puss in Boots with the DPS [REDACTED] and can confirm the following:

- We are installing secondary glazing, intended to commence fitting w/c 23/07/18. If this date changes we will let you know at the earliest possibility.
- When entertainment is on [REDACTED] is documenting that she has been outside to various points to check for noise seepage, and taking relevant action if she can hear the music such as turning it down. This is being documented, and this practice will continue.
- She will ensure she talks to DJs and bands to inform them to be mindful of the volume of the music.
- She is ensuring that any music or licensable activities are undertaken within her premises licence.
- She will ensure relevant signage is displayed for customers to consider the local residents when leaving the premises, and when they are outside smoking.
- She will keep windows and doors closed during entertainment except for access and egress.
- She ensure speakers are facing into the premises not towards the windows.

[REDACTED] is ensuring that she is adhering to her Premises Licence and to the Licensing Objectives, and she is keen to prevent any future noise nuisance and to maintain a positive relationship with the local residents. We hope that the above will prevent any further problems, however if you do have any concerns in future, or if you have any questions regarding the content of this letter please do not hesitate to contact me.

Yours sincerely  
Ei Group plc



Regional Manager

Puss in Boots

198 Buxton Road

Macclesfield

SK10 1NF



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Dear Sir,

I note on your web page that you are refurbishing, the Puss in Boots as a long standing neighbour who lives at the rear of the Pub.

I would ask you to consider as part of your refurb, sound-proofing the pub windows and walls that overlook houses in Roan Mews and the canal side.

I understand your Business Model may not see live music acts, or loud events as part of your plans. However noise from previous events at the pub, alongside the shouting, chanting and swearing became the norm in the outside beer gardens, resulting in residents making numerous complaints.

I feel if we can address the matter by fitting acoustic glazing and sound proofing, you could future proof yourself from further complaints, if you would like to contact me on [REDACTED] I feel this would be the perfect opportunity to discuss the matter and find some common ground. I will send this letter to [REDACTED] the local councilor & [REDACTED] Environmental Health as both have been involved with other tenants of the pub.

Would also be possible to please confirm if Stone gate still have an interest in the pub as a previous regional manager was involved with previous noise issue, please see the letter enclosed.

Yours faithfully

Garry Butler





## Stonegate Group

PUB PARTNERS

21

Our ref: MR/ss/023299/76525/Cas-12278

30<sup>th</sup> March 2022

Sent via email to: [REDACTED]

Dear Mr Butler

**Re. Puss in Boots, Macclesfield**

Thank you for your email sent on 19<sup>th</sup> March 2022, highlighting your concerns regarding the Puss in Boots public house in Macclesfield.

Due to a recent reorganisation within Stonegate Pub Partners, [REDACTED] is no longer responsible for the Puss in Boots, and it now falls within my region. I have reviewed the previous correspondence we have on file relating to noise concerns and checked the proposals for the property work planned for the pub.

- ✕ I can see that measures were implemented following a meeting with the publicans in 2018, which included the installation of secondary glazing and stronger controls and checks by the publican. Our recent property works were intended to improve the external appearance of the property and do not include any more substantial plans, and the current publican should be taking steps to ensure that any events at the pub are monitored and that sound levels are kept to a reasonable level.
- ✕ I will raise your concerns with the publican and check that appropriate measures are in place to limit any noise from the building, and that the terms of the premises license are being adhered to. I would be grateful if you could please provide examples of when and how the pub has caused you disturbance so that I can specifically target these areas of concern.

Thank you for contacting us and I look forward to hearing from you.

Yours sincerely  
Stonegate Pub Partners

[REDACTED]  
Regional Manager



Dear Mr [REDACTED]

With reference to Mr. [REDACTED] letter we were promised sound proofing at the meeting; however what we got was a cheap botch which provides no improvement what's so ever. Regarding signage point 5 of Mr. [REDACTED] letter, this is a requirement of the Puss in Boots license and has still not been done since 2018 (note 10 prevention of public nuisance).

The promise to monitor noise levels by a previous DPS Mrs. [REDACTED] was a farce, and as the pub burns through tenant so quickly it was impossible to get any agreement regarding signage and sound monitoring.

It is also noteworthy that cooking smells from the pub had to be dealt with by intervention of an environmental health officer. Also the food waste left at the side of the pub which I wish to stress, is not down to the current tenant because it been there for 4 years. Highlighting the extremely poor management of the pub for the last decade.

During the time of a pervious tenant (6 months only), the pub held an outside live entertainment (not the 1<sup>st</sup> time) in the canal side beer garden, this took place over 2 nights and produced so many complaints from neighbours, and a warning letter from the environmental health. The pub decided to close the beer garden canal side at 21:00hrs. The pub license provides for live music indoors only. Please note prevention of public nuisance page 3 of the Puss in Boots license states, noise or vibration shall not emanate from the premises so as to cause nuisance to nearby properties. That tenant then left and another one arrived he lasted 8 weeks before the pub went up for sale again.

I have spoken to the new tenant and their plan was to push food not music and sport events.

The winter months keep the beer garden quiet, now spring has arrived we will see if this changes. On the 11/12/21 we had a live rock band playing. This carried on till 23:45 the pub license clearly states live music till 23:00hrs.

I believe the new tenants have split up and have changed the pub from a Viking theme to a military theme. The pub is in close proximity to houses and should consider them in any future plans and at the very minimum abide by Mr. [REDACTED] letter

Yours Sincerely

Garry Butler

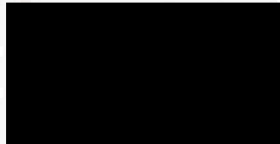
PRIVATE

23



Cheshire Constabulary  
Clemonds Hey  
Oakmere Road  
Winsford  
CW7 2UA

MR GARY BUTLER



Cheshire  
Constabulary

Email	Public.contact@cheshire.pnn.police.uk
Web:	www.cheshire.police.uk
Reference No:	22000624236
Crime Type:	THREATS TO DESTROY OR DAMAGE PROPERTY
Incident Location:	PUSS IN BOOTS, 198 BUXTON ROAD, MACCLESFIELD, UK, SK10 1NF
Date of incident:	23/08/2022 21:56 - 23/08/2022 21:56

Date: **24/08/2022**Dear **MR BUTLER**,

At Cheshire Police we know that being a victim of crime can cause upset and can disrupt your life. In order to reduce these effects we feel that it is important to keep you informed about what has happened since you have reported this matter.

#### WHAT CHESHIRE POLICE HAS DONE FOR YOU SO FAR

We have recorded the details you have supplied to us under the reference number **22000624236**. If you have reported this matter to an insurance company you will need to quote the reference number. We have also undertaken an assessment of your crime.

#### WHAT CHESHIRE POLICE WILL DO NEXT

Unfortunately on the information currently available it is unlikely that we will be able to solve your crime. We want to assure you that the details of your crime have already been added to our intelligence systems. These systems are analysed to look for crime trends and local problems which will be dealt with by your local officers. We will continue to look for links between this and other crimes. This may allow us to solve your crime in the future, and should we discover anything new, we will contact you. If you need to speak to us about your reported crime; perhaps you have new information to pass on, please contact Cheshire Police and quote your reference number above by the following methods:



Email [Public.contact@cheshire.pnn.police.uk](mailto:Public.contact@cheshire.pnn.police.uk) please quote your reference number



Fill in our online incident update form at [www.cheshire.police.uk/](http://www.cheshire.police.uk/)

#### WHAT SUPPORT YOU CAN RECEIVE

You can receive free and confidential information, support and practical help from our victim service, Cheshire Cares. Your needs will be assessed in detail to ensure the right support is provided, whether it be a telephone contact, community visit or referral to a specialist partner. You can view our support page here <https://www.cheshire.police.uk/advice/advice-and-information/wvs/victim-and-witness-support/>

We also have a Victim Information Pack for all victims of crime, which explains your rights under the Code of Practice for Victims of Crime, and provides a guide to the services and support you can

*Cheshire Constabulary is committed to providing a quality service to its customers. You can help us to achieve this by participating in a short telephone survey, if you are contacted by an external market research company working on our behalf.*

PLEASE KEEP THIS LETTER FOR FUTURE REFERENCE



Police called 2156hrs  
23/08/22

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Over several nights we had youths using the tow path beer garden for anti social behaviour ie shouting, swearing and playing music (video taken) after 3 nights of this and no action from the pub which was open. I went to speak to the youths in question, Then they began to threaten to smash windows of local houses.

The DPs MR Bennet either condones this or is completely unaware. or does not care.

MACCLESFIELD EXPRESS WEDNESDAY, SEPTEMBER 28, 2016

# Teen 'lunged' with knife during brawl

**A** TEENAGER lunged at a man with a six inch knife during a brawl outside a pub.

The 17-year-old from Macclesfield, who cannot be named for legal reasons, came within 10cm of connecting to the victim's stomach during the fight outside the Puss in Boots pub.

The altercation started when the teenager along with Dylan Butler, 18, and James Moore, 18, got into a verbal argument with some men outside the Buxton Road venue as they walked past.

During the row Butler punched the complainant Andy Anderson before the 17-year-old pulled a sheath knife from a black bag and thrust it towards another of the men, the

ing ahead of [the others] and went back to help. He held the knife by his hip for a minute."

Anne Ludlow, defending Moore, said: "He had a promising football career with Rochdale FC but had to stop through injury. He started using cannabis to cope. He was in the wrong place at the wrong time."

Butler was sentenced to 60 hours unpaid work, Moore to a four month referral order and the 17-year-old a 12 month referral order.



● James Moore, 18, of Garden Street



● Dylan Butler, 18, of Brynmore Drive

**Bristol Street Motors**  
Exclusive  Motability offer





# Chef attacked diner after food complaints

KAREN BRITTON

**A** CHEF wielded a foot-long knife after customers complained about his food, a court heard.

Marco Antonio Sevilla, 37, had been drinking on duty as a chef in the Puss in Boots pub in Macclesfield and lost his temper when customers complained.

When manager Debbie Threfall confronted him, Sevilla, who'd drunk eight bottles of beer, flew into a rage, becoming abusive and demanding his wages, the hearing was told.

Chester Crown Court heard that Mrs Threfall refused and asked him to leave when Sevilla picked up a kitchen knife and started waving it around close to her - continuing to demand money.

He slammed the knife down, causing it to break before stumbling into the bar to continue his outburst in front of customers. When one customer,

Wayne Lomas, stepped in, he was attacked by Sevilla who pushed his face - knocking him backwards, the court heard.

Sevilla, who was already in prison for other offences, was jailed for six months.

Prosecutor Michael Whitty said: "The defendant said anyone with a problem with the food could talk to him. He took hold of a large kitchen knife, which was up to a foot long, and started waving it around in front of his own face. The kitchen is only about 20ft so Mrs Threfall was concerned what could happen."

Mr Whitty said that Sevilla then went into the pub, adding: "Wayne Lomas asked him to calm down and not to swear in front of his son. He asked Mr Lomas to go outside, said he looked like a healthy man but would not last long for long. He pushed his face into his forefinger and using his whole palm shoved his



face, knocking him backwards,"

Sevilla, of Upper Brook Street, Manchester, pleaded guilty to affray and assault at an earlier hearing.

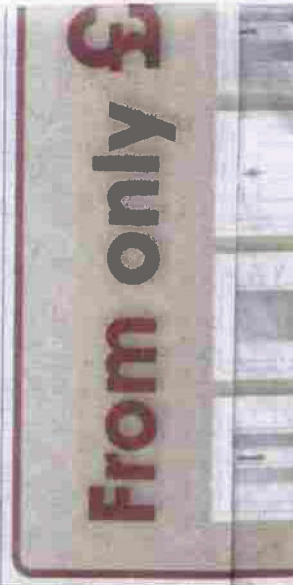
Myles Wilson, defending, said: "He's suffered trauma in his past but must take responsibility. "He had been working there for some time but then his partner started working there too. It was her first night and... and... There's another side to his character. He's a grad-



● The Puss in Boots pub and Marco Sevilla (left)

uate and references say he's intelligent and caring. It's a tragedy he's here."

Judge Nicholas Woodward said: "These are very serious matters. While I accept you have positive sides to your character, you have a long history of committed these offences while on bail."



RE: Puss In Boots 29/10/22

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Fri 28/10/2022 08:48

To: [REDACTED]

Dear Mr Butler

Thank you for your email below, the content of which has been passed to [REDACTED]. [REDACTED] assures me that the current DPS has a clear understanding of their responsibilities under the terms of the premises licence, however, he will make contact with them today to double check the timings of the band and ask that they remain vigilant about not running over the permitted time.

Kind regards

[REDACTED]  
[REDACTED]  
**Customer Care Officer**

Email | [REDACTED]  
Stonegate Group, 3 Monkspath Hall Road, Solihull, B90 4SJ

**From:** [REDACTED]

**Sent:** 27 October 2022 12:13

**To:** [REDACTED]

**Subject:** Puss In Boots 29/10/22

**Attention:** This email originated from outside Stonegate Group. Please take extra care when opening links or attachments. If in doubt, please contact the IT Service Desk.

Dear Mr [REDACTED]

I now know the rock band playing at the Puss in Boots on the 29/10/22, will start at 21:00hrs.

It's clear on my copy of the license that live music finishes at 23:00hrs, unfortunately every previous DPS has ignored this timing. Can you confirm the DPS is applying the license and is adhering to the letter dated 19/7/2018 from [REDACTED]?

Kind Regards  
Garry Butler

**Stonegate Group**

[facebook.com/stonegatepubs](https://www.facebook.com/stonegatepubs)

[twitter.com/stonegatepubs](https://twitter.com/stonegatepubs)

[linkedin.com/company/stonegate-pub-company-limited](https://www.linkedin.com/company/stonegate-pub-company-limited)

This email has been sent by and on behalf of the Stonegate Group. The Stonegate Group is Stonegate Pub Company Limited and its subsidiaries. All Stonegate Group entities are registered in England & Wales at 3 Monkspath Hall Road, Solihull, West Midlands, B90 4SJ. This email, and any attachments, is confidential and may be privileged or otherwise protected from disclosure. It is intended solely for the stated addressee(s) and access to it by any other person is unauthorised. If



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Dear [REDACTED]

01/11/2022

To confirm the rock band on the 29/10/22 was one of the worst noise intrusions, we have endured in the last 30 years we have lived here. It appears that you are spending thousands of pounds on this pub, but refused to carry out any work to reduced amplified music into our houses/gardens if you are unwilling to work with us to improve the sound proofing to a professional standard. I have no option but to seek a review of the license.

\* I also saw no attempt by the DPS to carry out the action promises in [REDACTED] letter dated 19<sup>th</sup> July 20/8/2018 if you have abandoned these promises then please confirm this in writing so I know where we stand.

Another point is on Sunday morning 30/10/22 we had to endure several hours of scaffold building at the rear of the pub adjacent to our house. With ratchet guns, dropping planks and scaffolding poles being installed. I am sure you are aware construction work on a Sunday is restricted by law and does not include work on your pub unless it is an emergency which this clearly was not. This shows a complete lack of consideration the pub has for the local residents, It is also not even summer and we have yet to have customers of the pub screaming obscenities and shouting in the beer gardens.

I hope you will respond in a positive manner however if you do not I will collect evidence which will be used at review.

[REDACTED]  
Environmental health

Regards

G, Butler



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Our ref: MR/ss/023299/77396/Cas-12713

17<sup>th</sup> November 2022

Sent via email to: [REDACTED]

Dear Mr Butler

**Re. Puss in Boots, Macclesfield**

Thank you for your letter sent on 1<sup>st</sup> November 2022 regarding the live music event at the Puss in Boots on 29<sup>th</sup> October, and the scaffolding work which took place on 30<sup>th</sup> October.

I have spoken to the publican about the night in question and am assured that the entertainment finished at 11pm, in accordance with the terms of the premise licence, and the external noise levels were regularly checked to ensure that they were within reasonable limits. I can also confirm that the publican has installed acoustic proofing to the rear of the pub to further minimise any possible disturbance.

\* He is aware of the requirements of the premises licence and is adhering to the conditions contained therein. This includes following the actions that were detailed in [REDACTED] letter to you dated 19<sup>th</sup> July 2018.

\* We regret that the scaffolding works on 30<sup>th</sup> October disturbed you. Our contractors checked with building control who confirmed that work is not restricted on a Sunday, but advise it is carried out within reasonable hours. The scaffolder arrived on site at around 10am which both we and the contractor consider to be acceptable. As I hope you will appreciate, these works would not usually be carried out on a Sunday, however, on this occasion it was necessary due to delays which had been caused by bad weather.

Thank you again for bringing your concerns to our attention.

Yours sincerely  
Stonegate Pub Partners

[REDACTED]  
Regional Manager

**Domestic**

view +

**Barking dogs**

view +

**Cockerels**

view +

**Burglar alarms**

view +

**DIY**

view +

**Construction**

close -

We recommend the following hours of operation for noisy work:

- Monday - Friday 8am - 6pm
- Saturdays 9am - 2pm

~~X~~ No noisy work on Sundays or Bank Holidays \*

There are occasions when construction work is unavoidable at sensitive times (for example rail works). We work with operators to ensure you are informed of the times you may be disturbed.

For further advice for developers in minimising potential noise problems, view our Noise Pollution Leaflet.

- [Construction Site Noise leaflet \(PDF, 68KB\)](#)

**Fireworks**

view +

## What we can't investigate

There are some domestic noises that are not a statutory nuisance and can't be investigated. Case law states that noise from the ordinary and



# NUISANCE RECORD FORM

Keep a note below and on a separate sheet if necessary of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.  
**PLEASE COMPLETE IN BLACK INK**

Remember that action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you must be prepared to produce and give evidence of the alleged nuisance.

Your Details **GARRY BUTLER**

Name: .....

Address: .....

Source of Nuisance Details:  
 Name: **PHS IN BOOTS PH**

Address: **195 BUXTON ROAD**

**MACCLESFIELD**

Telephone No: .....

Telephone No: .....

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
11/12/21	22 30	23 45	Rock BAND PLAYING LIVE MUSIC. ADJACENT TO LARGE WINDOW 40 FEET FROM MY HOUSE. AND PERFORMING TO 23 45 HRS WHEN LICENCE STATES LIVE MUSIC FINISH IS 23 00 hrs CLEARLY HEAR MUSIC & WORDS OF SONG	THIS IS A LONG STANDING Problem which HAS <u>Blighted</u> OUR LIVES FOR OVER 7 YEARS

I certify that the above record is a true statement of the nuisance I am experiencing

Signed: .....

Name (printed) **GARRY BUTLER**

Dated: **12/12/21**



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CONTINUATION SHEET

REF:

Sheet number 2

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
12/12/21			I HAVE ENCLOSED A LETTER FROM THE REGIONAL MANAGER OF THE PUB CHAIN WHICH ACKNOWLEDGES THE PROBLEM BUT A NEW DPS AND IT ALL STARTS AGAIN. I HAVE SPOKEN TO THE PUB- WHO ASSURED ME THAT THIS TYPE OF ENTERTAINMENT WAS NOT IN THERE BUSINESS MODEL	PLEASE NOTE THE PUB IS NOW A VIKING EATING & DRINKING HALL

I certify that  
Signed: 

is a true statement of the nuisance I am experiencing.  
Name (printed) GARRY BURER Dated: 12/12/21

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REF:

# NUISANCE RECORD FORM

Keep a note below and on a separate sheet if necessary of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.  
**PLEASE COMPLETE IN BLACK INK**  
Remember that action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you must be prepared to produce and give evidence of the alleged nuisance.

**Your Details**  
Name: **GARRY BUTLER**  
Address: **[REDACTED]**  
Telephone No: **[REDACTED]**

**Source of Nuisance Details:**  
Name: **POSS IN BOOTS Public House**  
Address: **198 BUXTON RD WACCELES FIELD**  
Telephone No: **[REDACTED]**

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
29/10/22	21-00	2300	LOUD THUDING ROCK MUSIC & SINGING VIDEO TAKEN WHICH WILL BE FORWARDED TO LICENSING WHEN I HAVE COLLECTED MORE EVIDENCE	CAN HEAR THE NOISE IN THE GARDEN. SONS ROOMS AND LOUNGE OF OUR HOUSE.
30/10/22	10-00	12-00	SUNDAY MORNING SCAFFOLDING COMPANY RETURNS USING RATCHET GOWS TO BUILD MORE SCAFFOLDING HAVING BEEN THERE ON SATURDAY	I BELIEVE THIS TO BE RESTRICTED WORK ON A SUNDAY

I certify **[REDACTED]** is a true statement of the nuisance I am experiencing  
Signed **GARRY BUTLER** Name (printed) Dated: **30/11/22**



34

REF:

one of TWO

# NUISANCE RECORD FORM

057797

Keep a note below and on a separate sheet if necessary of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.  
**PLEASE COMPLETE IN BLACK INK**

Remember that action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you must be prepared to produce and give evidence of the alleged nuisance.

## Your Details

Name:

GARRY BUTLER

Address:

[REDACTED]

Telephone No:

[REDACTED]

## Source of Nuisance Details:

Name:

POSS IN BOOTS

Address:

198 DIXON RD

Telephone No:

MACKLESFIELD SK10 1WF

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
20/1/22	1000	1600	ROOFERS AT REAR OF PUB UNABLE TO COMPLETE A SENTENCE WITHOUT USING THE <u>F</u> WORD ALL DAY- VIDEO TAKEN.	THIS HAS BEEN A LONG STAND-ING ISSUE AND HAS COST A GREAT DEAL OF TIME & MONEY I AM NOW STARTING THE WHOLE
29/1/22	2050	23 43	DEEP BASE TUNE AND VOCALS CLEARLY AUDIBLE SONS BEDROOM	
	21 30		DRUM BEAT AUDIBLE EVEN WITH NEW ACUSTIC PROOFING WHICH IS CLAIMED BY STONEGATE	
	22 45		MUSIC CAN BE HEARD IN GARDEN BASS & VOCALS	

I certify that

[REDACTED] is a true statement of the nuisance I am experiencing.

Signed:

G BUTLER

Name (printed)

Dated:

23/11/22

35

REF:

Two of Two

057797

# NUISANCE RECORD FORM

Keep a note below and on a separate sheet if necessary of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.  
**PLEASE COMPLETE IN BLACK INK**

Remember that action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you must be prepared to produce and give evidence of the alleged nuisance.

**Your Details** GARRY BUTLER

Name:

Address:

**Source of Nuisance Details:**

Name:

Address:

Telephone No:

Telephone No:

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
29/11/22	23 00		MUDUE AND VOCALS BEDROOM	PROCESS AGAIN
	23 15		TOW PATH VERY LOUD SONGS & MUSIC	WITH A NEW
	23 22		MUSIC VOCALS AND SONG	DPS & MANAGER
	23 28		MUSIC + SONG + COMMENTS	AS THE PUB
	23 42		Twisk	BURNS THROUGH
				DPS AT AN
				ALARMING
				SPEED

I certify that

Signed:

is a true statement of the nuisance I am experiencing.

Name (printed)

Dated:

23/11/22



36

REF:

# NUISANCE RECORD FORM

Keep a note below and on a separate sheet if necessary of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.  
**PLEASE COMPLETE IN BLACK INK**

Remember that action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you must be prepared to produce and give evidence of the alleged nuisance.

## Your Details

Name: .....

Address: .....

Telephone No: .....

## Source of Nuisance Details:

Name: .....

Address: .....

Telephone No: .....

PUSS IN BOOTS  
 198 BUXTON ROAD  
 MACCLESFIELD

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
3/12/22	21 30	23 45	Poster Page Solo Act + Letters & Emails Stonegate	This pub has blighty our lives for <del>4</del> years with various ops. Bot due to failed medication and the pub changing hand so often. We
3/12/22	21 30	" "	Sons Bedroom Vocals & music clear & loud	
3/12/22	22 40	" "	Vocals & music drum Beat clearly audible	
3/12/22	22 25	" "	loud music & voice Sons bedroom	
3/12/22	22 40	" "	Video from Tow Path	

I certify that

Signed: .....

a true statement of the nuisance I am experiencing.

Name (printed) .....

GARRY BUTLER

Dated: .....

5/12/22

37

(2)

REF:

# NUISANCE RECORD FORM

Keep a note below and on a separate sheet if necessary of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.  
**PLEASE COMPLETE IN BLACK INK**

Remember that action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you must be prepared to produce and give evidence of the alleged nuisance.

## Your Details

Name: [REDACTED]

Address: [REDACTED]

Telephone No: [REDACTED]

## Source of Nuisance Details:

Name:

Address:

Telephone No:

PUSS IN BOOTS  
 198 BOXTON ROAD  
 MACLESFIELD

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
3/12/22	22 45	23 45	Front of Pub very little noise because solo singer AT rear of Pub	now known that the only way forward is to provide video and nuisance forms. THIS Pub has just had £25,000 spent on it
3/12/22	22 50	"	Very loud. Front garden I believe side door is open	
3/12/22	23 01	"	Song. Hi Ho Silver lining window of Pub vibrating BECAUSE OF volume & Bass THIS is with soundproofing fitted. Sings Bedroom	
3/12/22	23 08	"	Noise from Pub plainly past 23 00 hrs Breach of License	

I certify that

Signed:

true statement of the nuisance I am experiencing

Name (printed)

GARRY BUTLER

Dated:

5/12/22



38

(3)

REF:

# NUISANCE RECORD FORM

Keep a note below and on a separate sheet if necessary of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.  
**PLEASE COMPLETE IN BLACK INK**

Remember that action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you must be prepared to produce and give evidence of the alleged nuisance.

**Your Details**  
 Name: GARRY BUTLER  
 Address: [REDACTED]  
 Telephone No: [REDACTED]

**Source of Nuisance Details:**  
 Name: POSS IN BOOTS  
 Address: 145 BUXTON ROAD  
MACELES FIELD  
 Telephone No: [REDACTED]

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
3/12/22	23 14	23 45	Sons Bedroom clearly hear voice & music. Breach of license	And no meaning full attempt has been made to mitigate the problem. I have included several letters to highlight the issues
3/12/22	23 20	" "	Front of house rear Beer Garden song & music plainly heard.	
3/12/22	23 31	" "	music & song refers to first video ref letters and email	
3/12/22	23 45	" "	Finished	

I certify that  
 Signed: [REDACTED]

a true statement of the nuisance I am experiencing

Name (printed) GARRY BUTLER

Dated: 5/12/22

Rock Band UNFINISHED  
39 Business

DIARY SHEETS FOR WRITTEN RECORD OF NUISANCE

Name: Mr Butler Address: [REDACTED] Ref No: 057797/  
Alleged Offender: Puss in Boots, 198 Buxton Road, Macclesfield, Cheshire East, SK10 1NF

Day & Date	Time		Description of nuisance & how you are affected by it	Signature & time record made if different from time witnessed.
	Start	Finish		
31st/12/22	21 30	0036	LOUD ROCK MUSIC LIVE ACT VOCAL DRUMS, CLEARLY AUDIBLE THROUGHOUT THE EVENING. THIS IS AN ON GOING PROBLEM WHICH IS AFFECTING MY AND MY FAMILYS ENJOYMENT OF OUR HOME AND GARDEN AND OUR MENTAL HEALTH & WELL BEING	[REDACTED]
7/1/23	Comment		Edwds tribute for Sunday 8/1/23 Cancelled Edwds Birthday 8/1	[REDACTED]



40

REF:

#

41

REF:

# NUISANCE RECORD FORM

Keep a note below and on a separate sheet if necessary of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.  
**PLEASE COMPLETE IN BLACK INK**  
Remember that action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you must be prepared to produce and give evidence of the alleged nuisance.

## Your Details

Name: [REDACTED]  
Address: [REDACTED]  
Telephone No: [REDACTED]

Source of Nuisance Details:  
Name: PRSS IN BOOTS  
Address: 198 BUXTON ROAD  
MACCLESFIELD  
Telephone No: .....

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
26/2/23 Number [REDACTED]	2100	2230	PEOPLE INTERMITTENTLY SCREAMING INTO A MICROPHONE TRYING TO SING	THIS IS A SUNDAY - NOW DREADING WEEKENDS & THE GOOD WEATHER
11/3/23	2100		KARAOKE again checked at 22.20. FRONT, BACK, & BOTH SIDES. NO NOISE BUT DISCO LIGHTS FLASHING GUY SMOKING AT FRONT OF PUB SAID "ONLY A FEW PEOPLE INSIDE"	

I certify that [REDACTED] is a true statement of the nuisance I am experiencing.  
Signed: G BUTLER Name (printed) Dated: 26/2/23  
11/3/23



REF:

# 41A NUISANCE RECORD FORM

Keep a note below and on a separate sheet if necessary of the date when the nuisance occurs, the time it starts and finishes, and the way in which it affects you.

**PLEASE COMPLETE IN BLACK INK**

Remember that action necessary to resolve this problem may involve legal proceedings. It is important that accurate records are kept and specific times when the nuisance affects you are noted. Phrases such as "all the time", "every day", should be avoided. If Court action is taken you must be prepared to produce and give evidence of the alleged nuisance.

## Your Details

Name: [REDACTED]

Address: [REDACTED]

Telephone No: [REDACTED]

Source of Nuisance Details: Puss in Boots  
 Name: [REDACTED]  
 Address: 1018 Buxton Road  
Macclesfield  
 Telephone No: [REDACTED]

DATE	STARTS	FINISHES	DESCRIPTION OF THE NUISANCE	HOW IT AFFECTS ME
14/23	20 30	23 28	MUSIC starts	The poor manage
	22 00	" "	from town Path music loud	ment of this
	23 25	" "	and continuous	Pub has been
			from Garden overwhelming	the bone of
			noise	our lives and
	23 28	" "	from Garden funeral song	and cause
			music word clearly heard	serious mental
			And the bands are blunder	and economic
				harm to my
				Family

certify that

signed: [REDACTED]

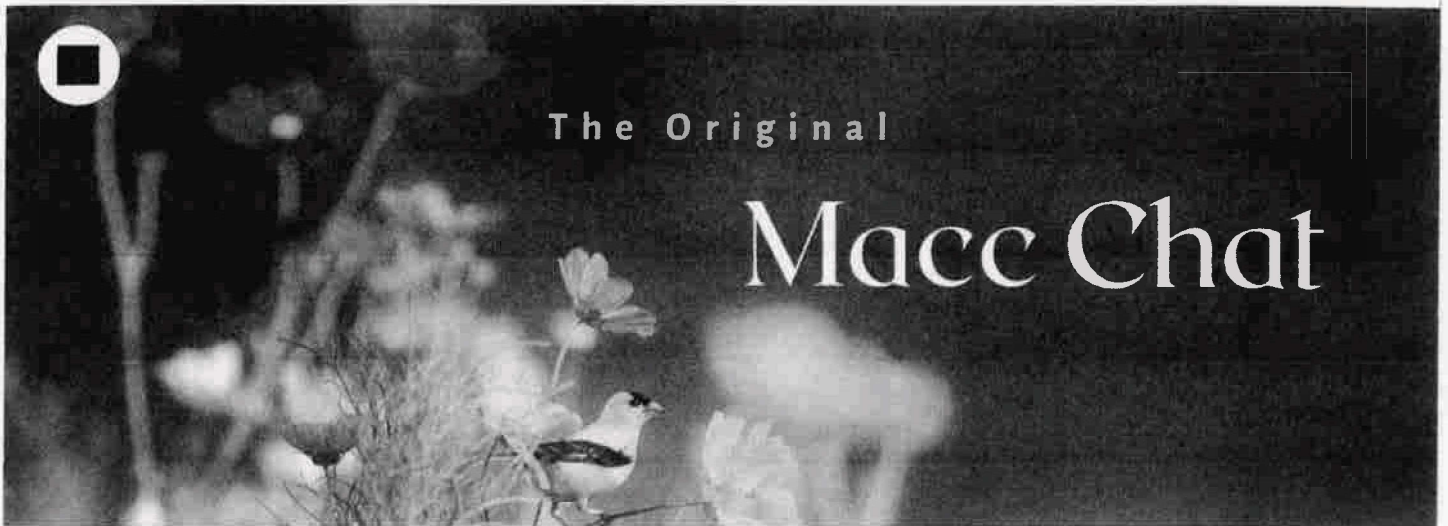
true statement of the nuisance I am experiencing.

Name (printed) G Butler

Dated: 3/4/23



42



## The ORIGINAL Macc Chat

Comments  
ref Puss in Boots

Invite



21 February at 21:05 · 🌐

I am not normally a negative poster but I'm absolutely devastated and disgusted by the actions of the puss in boots this eve. Some of the clients I support (adults with learning disabilities) were out for a walk on this lovely evening and called into their local pub 'the puss in boots' for a quick drink and a game of pool.

They've never been made to feel less welcome anywhere and I'm absolutely astounded at the attitude towards them. The opening comment was "we have pool at 7:30" with an attitude that obviously meant don't be playing on my table all night, then staff member heard a following comment as the gang came through "oh god there's more of them" we won't be visiting this pub again and let me tell you their money spends the same way as everyone else's had you been kind you may have landed yourself some regulars.

Just heartbreaking that people can be so awful in this day and age...shame on you



203

58 comments

Like

Send

All comments



Admin

Absolutely shameful, so sorry you had to experience this, it's just not acceptable 🙄

Like 1 w

43



I'm so sorry that you had to experience that sort of offensive behaviour. You'd think they'd welcome all their customers, especially in the present climate. I'm sure other publicans would make your group welcome. 🙄

Like 1 w



Well done for posting.

Like 1 w 5



Shocking, I have shared this link, shame on them!!!

Like 1 w



Like 1 w



Terrible you were made to feel like that..

Like 1 w



I went in there and was made to feel u welcome. the manager started cleaning up around us at 9:15 then I asked if he wanted us to go he said well yeh it costs more money to run this place than for u 2 2 stay. never going to get custom with that attitude.

Like 1 w



Author

omg!!! And then they'll be pleading that it's because we don't support them when they have to close down.

Like 1 w



yeh exactly. has so much potential that place to, ive only been in twice but definitely wont be returning any time soon.

Like 1 w



Absolutely disgusting behaviour hope hope your taking this further Laura take it to the papers xx

Like 1 w



I am so sorry to read this. The only time we've been there was a year or so ago for a cold drink outside on a walk with the kids. I will happily boycott this place based on your experience and share this with others.

Like 1 w



Shame on you Puss in Boots!



44



Absolutely appalling behaviour - shame on you Puss In Boots ... hope the local media run with this. Disgraceful behaviour ... take your money and custom elsewhere in Macc

Like 1 w



Soon be closed again with that attitude that's shocking

Like 1 w



Absolutely disgraceful behaviour.... Why are some people so cruel

Like 1 w



Awful ...

Like 1 w



What bellends. Did the staff not say anything to them?

Like 1 w



Author

one of my lovely guys clocked what had been said and so the staff turned their attention to making sure he was ok and getting out of there

Like 1 w



Disgusting horrible behaviour

Like 1 w



We went there just before Christmas to celebrate my brothers 30th (who had recently passed away before his 30th ) and they were so rude behind the bar and miserable .. not welcoming at all ... xx

Like 1 w



Wow they need to be reported to licensing don't run a pub if you can't except everyone equally glad I wasn't there they would of had a piece of my mind x

Like 1 w



Discussing behaviour & you are so right too post about it.

Like 1 w



This is total discrimination, I would advise you to contact the police, as any kind of discrimination could be classed as a hate crime! This happened to me in the early 80s, when I supported people with a mental illness, it still brings me to tears rem...  
See more

Like 1 w



45



Like 1 w



[Redacted]

Like 1 w



2



[Redacted]

This is disgusting and totally puts me off going somewhere so derogatory 🤢 Living in the year 2023 and attitudes like this! I have no words!

Like 1 w



[Redacted]

Like 1 w



4



[Redacted]

[Redacted] has a pool table upstairs and the season has now ended so you are welcome there

Like 1 w



14



[Redacted]



Like 1 w



[Redacted]

[Redacted]

Like 1 w



[Redacted]

[Redacted] exactly how he was like with you that time we went in 🤔

Like 1 w



[Redacted]

Who runs it now?

Like 1 w



[Redacted]

[Redacted]

Like 1 w



[Redacted]

I worked at the Puss in boots years ago and the highlight of my week was when a career from [Redacted] used to bring their clients in on a Tuesday evening to play pool and dance to some music! Unfortunately it has gone down hill over the last few years which is a real shame because it's a lovely building/ pub, I know it's abit out of the way but you and your clients are more than welcome to come play pool anytime at the [Redacted] and we as a team will try and accommodate you as best as possible 💖 xxx

Like 1 w



12



[Redacted]

And people wonder why the pub trade is going down hill and we don't have many of them anymore, hospitality requires you to smile be nice welcoming not rude.

46



[Redacted]

Hope the lovely people you support are OK and not daunted from visiting other places. People can be so unnecessarily cruel with thoughtless words.

Like 1 w



[Redacted]

Absolutely disgusting glad you named and shamed the pub

Like 1 w



[Redacted]

[Redacted]

Like 1 w



[Redacted]

Excellent necessary post. I hope those patrons capable of feeling shame express it to the scumbags there that dont by staying away.

Like 1 w



[Redacted] Author

[Redacted] hope he's answered in another post calling me a liar and saying it didn't happen and he has nothing to apologise for

Like 1 w



[Redacted] Author

[Redacted] he says I have a hidden agenda

Like 1 w



[Redacted]

[Redacted] I have never been in but I jog past it sometimes and the smokers outside always look a bit on the rough side.

Like 1 w



[Redacted]

Disgusting why people so intolerant were all human beings plus you won't be missing anything I've not heard one good word for that place. Been told many times a out the landlord I won't repeat as it will get deleted

Like 1 w



[Redacted] Author

[Redacted] that's concerning

Like 1 w



[Redacted]

Only ever been in once and the place looked a dive then, won't be going anytime soon

Like 1 w



[Redacted]

Won't be going any where near the place, disgusting 🙄🙄🙄

Like 1 w



[Redacted]



47



Anyone seen drinking at the puss and boots is getting eggs thrown at them. End of.

Like 1 w



bet you don't 🤔🤔  
🤔)2

Like 1 w



clearly don't know me 🤔

Like 1 w



Shame on you puss in boots! 🤔🤔🤔

Like 1 w



Asbloute disgusting why should you and clients should have not be able to Thier ,it completely wrong Thier ingorance ,I think you should go Thier on principal as Thier nothing wrong with having disabilities people need to learn to be tolerant and only ... See more

Like 1 w



Going in

Like 1 w



Unfortunately it true and happen on many occasions and you think with all knowledge they have now this acceptable and it isn't and pure hate crime xxxx

Like 1 w



Like 1 w



SHAME ON STAFF AND LANDLORD AT THE PUSS IN BOOTS MACCLESFIELD.....

Like 1 w



I am so sorry that you all had to experience that sort of treatment. I admire you for speaking up and being an advocate for the adults you are working with. I hope someone educates those who were working in the pub on that evening.

Like 1 w



An admin turned off commenting for this post.



[REDACTED]'s post

48



23 February at 15:21 · 🌐

... 1

Regarding the previous Puss in boots post.

I feel it only fair for some context and also Steve's side of the opinion.

Having spoken to him his version is that he said there's a pool match in at 7.30pm that is all he said so you were aware of the timeframe so you could let the group know in advance to save any upset.

Also can we point out that Steve also offered to open his

Previous pub [REDACTED] during lockdown so it was possible for the group to continue their routine as they used to visit a lot.

Never have there been any issues with the group being made to feel unwelcome or treated differently in anyway EVER.

We have disabled children and adults in our family and Steve couldn't be a greater person to spend time with.

With the regards the other comment abt there being more of them Steve spoke to the person in question and they said it was taken out of context with what was actually said.

I feel Steve being Lynch Mobbed from a one sided story is totally unacceptable and also slanderous.

If the original poster had any issues they should have raised them with Steve in the first instance. Also working for a company you have a duty to be professional in my opinion.

So for the record Steve is not against anyone with learning difficulties or disabilities and is probably one of the nicest people and vicious out of context stories like this ruin the situation for everyone ie the the group that liked to come and play pool etc.

Screenshots have been taken and also a complaint will be made to the neccacery council and governing bodies regarding NEXT STEP I

This post isn't for a debate is merely for reference and context admin can you please turn the comments off.



39

1 comment

Like

Send

Most recent



[REDACTED] Admin

Thank you [REDACTED]

Like 1 w



49

Notes



RE: Puss in Boot Public House Macclesfield

23/3/22

50

Tue 22/03/2022 10:26

To: [REDACTED]

Dear Mr Butler

Thank you for your email below regarding the Puss in Boots in Macclesfield. Your query has been referred to our Regional Manager for the area, [REDACTED] for further information, and we will be in touch again with more details in due course.

Yours sincerely

[REDACTED]  
[REDACTED]  
**Customer Care Officer**

Email | w: [REDACTED]

Stonegate Group, 3 Monkspath Hall Road, Solihull, B90 4SJ

**From:** [REDACTED]**Sent:** 19 March 2022 11:00**To:** [REDACTED]**Subject:** Re: Puss in Boot Public House Macclesfield

Attention: This email originated from outside Stonegate Group. Please take extra care when opening links or attachments. If in doubt, please contact the IT Service Desk.

Dear [REDACTED]

Thankyou for getting back to me.

In reference to your question, over many years and many tenants, residents have had to deal with loud music, shouting and foul language from the Puss in boots beer gardens. We have dealt with [REDACTED] and [REDACTED] regional managers previously, please see attached letter.

As the pub is undergoing refurbishment, it would be an ideal moment to deal with the noise from live band and recorded music etc via proper soundproofing of windows & walls.

Kind Regards

Garry Butler

**From:** [REDACTED]**Sent:** 17 March 2022 12:16**To:** [REDACTED]**Subject:** FW: Puss in Boot Public House Macclesfield

Good morning Mr Butler

Thank you for your email.

FW: Letter from Stonegate Pub Partners re Puss in Boots, Macclesfield

Wed 13/04/2022 08:21

13/4/21

51

To: [REDACTED]

Dear Mr Butler

Further to my email below, I can confirm that our Regional Manager has ensured that the publican is aware of your concerns and is committed to adhering to the terms of the premises licence.

If you experience any subsequent issues, please let me know and we will review them directly with the publican.

Kind regards

[REDACTED]

[REDACTED]

**Customer Care Officer**

Email | w: [REDACTED]

Stonegate Group, 3 Monkspath Hall Road, Solihull, B90 4SJ

**From:** [REDACTED]

**Sent:** 05 April 2022 10:21

**To:** [REDACTED]

**Subject:** RE: Letter from Stonegate Pub Partners re Puss in Boots, Macclesfield

Dear Mr Butler

Thank you for your letter to [REDACTED] – I can confirm that it has been forwarded to him this morning and we will be in touch with you again in due course.

Yours sincerely

[REDACTED]

[REDACTED]

**Customer Care Officer**

Email | w: [REDACTED]

Stonegate Group, 3 Monkspath Hall Road, Solihull, B90 4SJ

**From:** [REDACTED]

**Sent:** 04 April 2022 17:46

**To:** [REDACTED]

**Subject:** Re: Letter from Stonegate Pub Partners re Puss in Boots, Macclesfield

Attention: This email originated from outside Stonegate Group. Please take extra care when opening links or attachments. If in doubt, please contact the IT Service Desk.

Dear Mrs [REDACTED]

Thank you for sending me the response from [REDACTED] it is greatly appreciated.



RE: Query for [REDACTED]

29/11/22

52

Tue 29/11/2022 09:48

To: [REDACTED]

Dear Mr Butler

Thank you for your email below.

I can advise that the premises licence states that live music should end by 23.00 hours, whereas recorded music can continue to be played until midnight.

Kind regards

[REDACTED]

[REDACTED]

Customer Care Officer

Email | w: [REDACTED]

Stonegate Group, 3 Monkspath Hall Road, Solihull, B90 4SJ

From: [REDACTED]

Sent: 22 November 2022 13:28

To: [REDACTED]

Subject: Query for [REDACTED]

Attention: This email originated from outside Stonegate Group. Please take extra care when opening links or attachments. If in doubt, please contact the IT Service Desk.

Hi [REDACTED]

Would you please forward this query regarding the Puss in Boots live music acts finishing time to [REDACTED] thank you.

Hi [REDACTED]

Could you please give definitive clarification regarding the Puss in Boot pub live music acts finishing time?

As the first time the live act finished at 23:00hr, however the last event finished at 23:43 hours on the 19/11/22 a band called XDC.

Regards

Garry Butler

Stonegate Group

[facebook.com/stonegatepubs](https://www.facebook.com/stonegatepubs)[twitter.com/stonegatepubs](https://twitter.com/stonegatepubs)[linkedin.com/company/stonegate-pub-company-limited](https://www.linkedin.com/company/stonegate-pub-company-limited)



[OFFICIAL] FW: clarification

LICENSING (Cheshire East) [REDACTED]

Thu 24/11/2022 13:58

To: [REDACTED]

24/11/22

53

Thank you for your further email.

I have noted from our records that the [REDACTED] surrendered its licence in September. I have therefore not referred to this premises in the answers given. All conditions on licences are specific to the premises, there are no standard or blanket conditions. Conditions can only be placed on a licence in a limited number of ways; offered up by the applicant, requested by a responsible authority and agree by the applicants, imposed by the Licensing Sub-Committee.

In so far as we can answer your questions, the answers are as follows:

1. Does live music which encompasses Bands, solo singer artist and karaoke does it have to finish at 23:00hr Monday to Sunday as shown on section 8 of the Puss in boots license? As currently we have had two events with the last event ended at 23:45 hours, is this a breach of the license as well a public nuisance this is a new DPS?

✓ Live music (where it is a licensable activity) is not authorised by the licence after 23:00. If you want to make a formal complaint, please provide the evidence you have. If offences are identified you may be required to make a witness statement and attend Court to give evidence.

2. Are they allowed live music/ performer in the beer garden?

Please specify what time you are asking about and state if it is amplified or not amplified

3. Is recorded music with a DJ permitted till 01:00am Friday and Saturday indoors?

Recorded music (where it is a licensable activity) is not authorised by the licence after midnight

4. Performance of dance Friday and Saturday up to 01:00am indoors?

Please clarify your question

5. Provisions of making music indoors Friday and Saturday up to 01:00am does karaoke come under this section?

The provision for making music is no longer a licensable activity

Regards  
Licensing Team

From: [REDACTED]  
Sent: 23 November 2022 19:07  
To: LICENSING (Cheshire East) [REDACTED]  
Subject: clarification

CAUTION: This email originated from outside of the organisation. Do not click links or open attachments unless you recognise the sender and know the content is safe.

Hello,  
Pertaining to your last email can you please give specific clarification on the following situations?



**Section 8 Licensing Act 2003**  
**Extract taken from the public register**

**Premises Licence**

**Premises Licence Number:**

**PR/0176**

Puss In Boots  
198 Buxton Road  
Macclesfield  
Cheshire  
SK10 1NR

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

**Live Music (to take place indoors)**

Monday to Sunday 10.00 to 23.00

**Recorded Music (to take place indoors)**

Monday to Sunday 10.00 to 24.00

**Performance of Dance (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 10:00 to 24:00

When hours for sale of alcohol are extended, these hours are also extended.

**Indoor Sports**

Monday to Sunday 10.00 to 23.00

When hours for sale of alcohol are extended, these hours are also extended.

**Film Exhibitions (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 10:00 to 24:00

When hours for sale of alcohol are extended, these hours are also extended.

**Sale and supply of alcohol (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 12:00 to 24:00

Non standard timings:

From the end of permitted hours on New Years Eve to the commencement of permitted hours on New Years Day.

Sunday and Monday at Bank Holiday Weekends, Christmas Eve and Boxing Day to finish at 01.00.

**Provision of facilities for making music (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 10:00 to 24:00

When hours for sale of alcohol are extended, these hours are also extended.

**Provision of facilities for dancing (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 10:00 to 24:00  
When hours for sale of alcohol are extended, these hours are also extended.

**Late Night Refreshment (to take place indoors)**

Monday to Thursday 23:00 to 24:00  
Friday and Saturday 23:00 to 01:00  
Sunday 23:00 to 24:00  
When hours for sale of alcohol are extended, these hours are also extended.

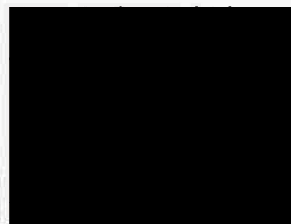
**The opening hours of the Premises:**

Monday to Thursday 10:00 to 00:30  
Friday and Saturday 10:00 to 01:30  
Sunday 12:00 to 00:30  
Non standard timings:  
From the end of permitted hours on New Years Eve to the commencement of permitted hours on New Years Day.  
Sunday and Monday at Bank Holiday Weekends, Christmas Eve and Boxing Day to finish at 01.30.

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

The supply of alcohol shall be for consumption either on or off the premises.

**Premises Licence Holder:**



**Designated Premises Supervisor:**



**Annex 2 - Conditions consistent with the Operating Schedule**

**Prevention of Crime and Disorder**

No further risks have been identified which need to be addressed, save as below.

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. No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/ Local Authority certification.

12. Children under the age of 16 shall not be permitted to enter the premises after 20.00.

13. 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

14. 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 13 above.

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

\* 1. The outside drinking area shall not be used after 23.00

\* 2. Doors and windows shall be closed after 22.00, except for access and egress purposes, when regulated entertainment is taking place.




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Mr G Butler  


**Regulatory Services and Health**  
Municipal Buildings  
Earle Street, Crewe  
CW1 2BJ  
Tel: 01270 686601

DATE: 12 May 2017

OUR REF: 1139133

Please Contact: Direct Dial: 

Dear Mr Butler

**RE: Puss in Boots Public House, Buxton Road, Macclesfield**

Thank you for your request for information made in relation to the complaints received by the Licensing Team in relation to the Puss in Boots, 198 Buxton Road, Macclesfield. This request for information is being dealt with under the Freedom of Information Act 2000.

The premises has held a licence since the Licensing Act 2003 came into effect in 2005 (prior to this date licensing was dealt with by the Magistrates' Court and we have no records of any complaints that may or may not have been made before 2005). One complaint has been received;

14/07/2014

Public nuisance from drinkers seated outside the front of premises

If you are unhappy with the service you have received in relation to your request and wish to make a complaint or request a review, under the Freedom of Information Act you should write to the Customer Relations and Compliance Team, Cheshire East Council, Westfields Floor 1, C/O Municipal Buildings, Earle Street, Crewe, Cheshire, CW1 2BJ.

If you are not content with the outcome of your complaint, you may apply directly to the Information Commissioner for a decision. Generally, the ICO cannot make a decision unless you have exhausted the complaints procedure provided by the Council. The Information Commissioner can be contacted at: The Information Commissioner's Office, Wycliffe House, Water Lane, Wilmslow, Cheshire SK9 5AF.

Yours faithfully



Principal Manager: Regulatory Services and Health

*Cheshire East Council is the brand name of Cheshire East Borough Council*



PLANNING

13/12/22

During the last few days there has been a large amount of work on the lighting above the tow path beer garden.

This includes two 10 ft poles that were erected several weeks ago. The poles have been used to string overhead lights to the Pub. I have also become aware of outdoor speakers that have been fitted to the bottom of a window overlooking the beer garden.

Due to our proximity to the canal the area is deemed a Conservation zone it even requires permission to cut the trees.

I have not yet checked if planning permission has been sought or is required for this change. But as Planning is one of the responsible authorities this maybe come an issue if we go to review?

The issue of noise from the beer garden





is amply demonstrated  
by the Video Pen drive,  
i am also concerned  
that music will be  
played via the speaker.  
which i believe is  
contrary to the license,  
and due to the amount  
of money been spent on  
this area, it clearly show  
that the Pub DPS  
intends to push this  
area. ———

The pub has also put new  
signage on the exterior of the  
front and tow path walls

I have also included a Copy of the Land registry official Copy of title plan. which shows the pub outline, doesn't include the beer garden which they have taken over adjacent to the canal tow path.—



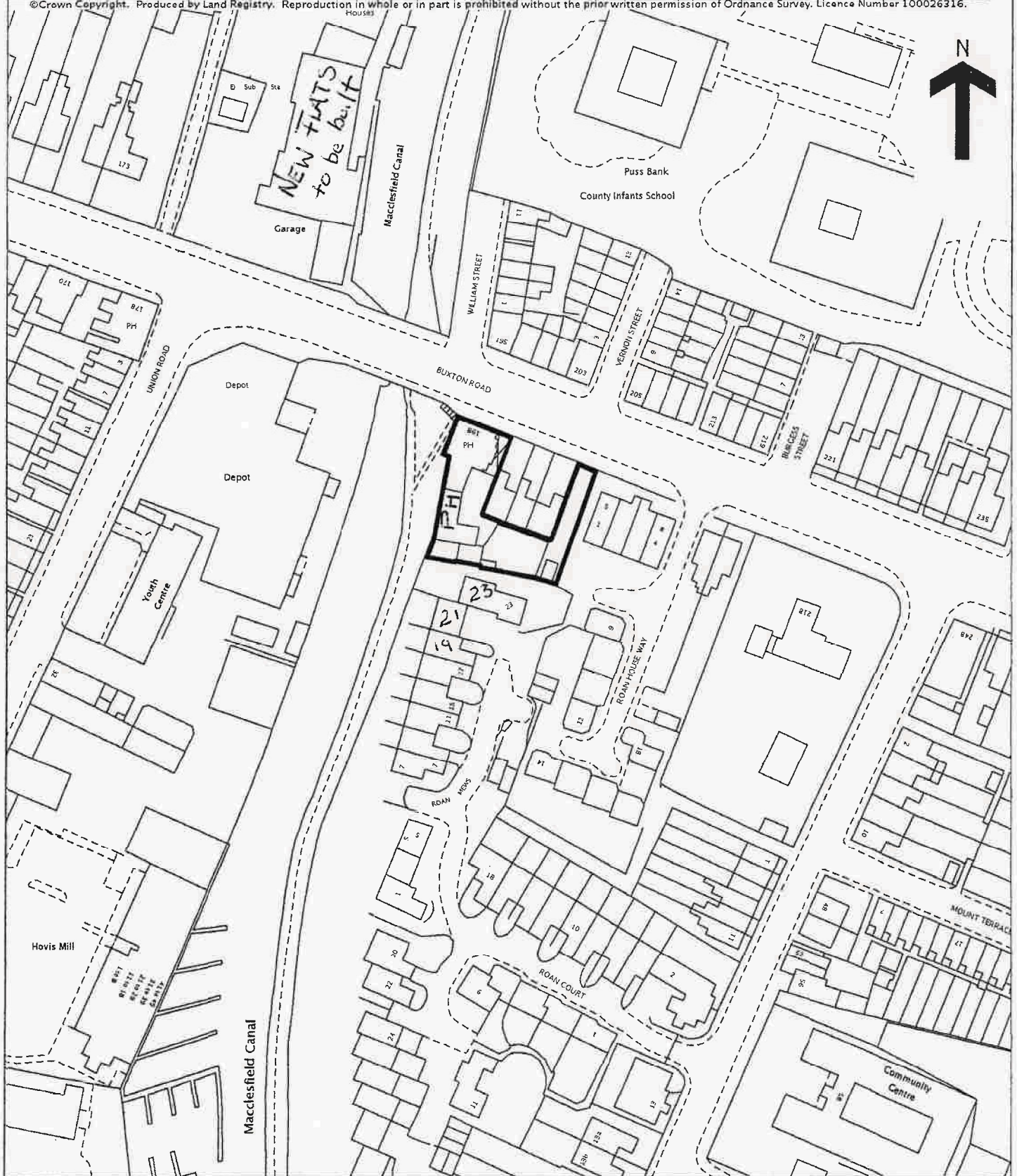
Land Registry  
Official copy of  
title plan

Title number **CH470840**  
Ordnance Survey map reference **SJ92735E**  
Scale **1:1250**  
Administrative area **Cheshire East**



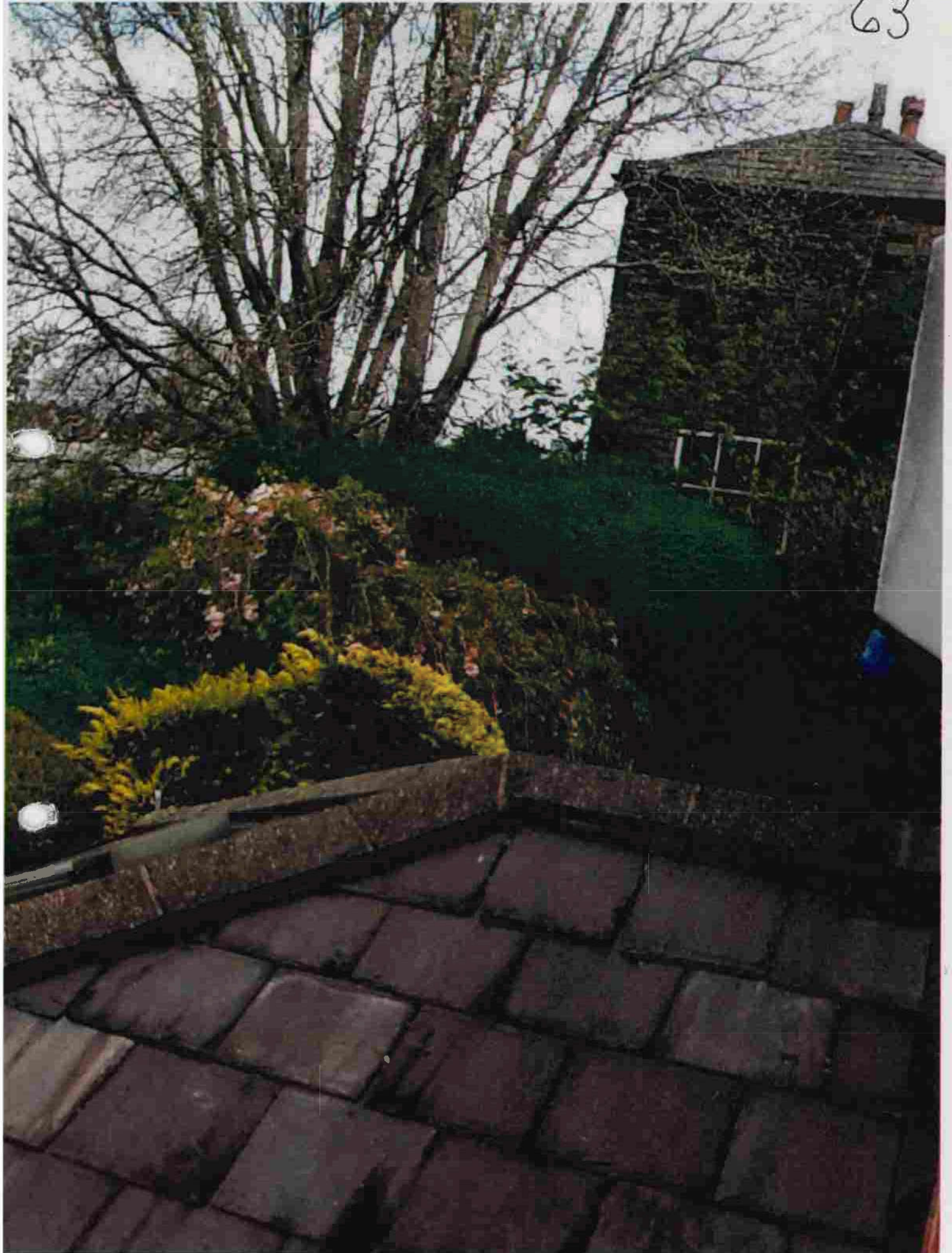
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## Premises Licence

Premises Licence Number:

**PR/0176**

### Part 1 - Premises Details

Postal address of Premises or, if none, ordnance survey map reference or description:	
Puss In Boots 198 Buxton Road	
Post Town: Macclesfield	Post Code: SK10 1NR
Telephone Number: 01625 260021	

Where the Licence is time limited, the dates:
Not applicable.

Licensable activities authorised by the Licence:
Live Music Recorded Music Performance of Dance Indoor Sports Film Exhibitions Sale and supply of alcohol Provision of facilities for making music Provision of facilities for dancing Late Night Refreshment

The times the Licence authorises the carrying out of licensable activities:
<b>Live Music (to take place indoors)</b> Monday to Sunday 10.00 to 23.00
<b>Recorded Music (to take place indoors)</b> Monday to Sunday 10.00 to 24.00
<b>Performance of Dance (to take place indoors)</b> Monday to Thursday 10:00 to 24:00 Friday and Saturday 10:00 to 01:00 Sunday 10:00 to 24:00 When hours for sale of alcohol are extended, these hours are also extended.



**Indoor Sports**

Monday to Sunday 10.00 to 23.00

When hours for sale of alcohol are extended, these hours are also extended.

**Film Exhibitions (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 10:00 to 24:00

When hours for sale of alcohol are extended, these hours are also extended.

**Sale and supply of alcohol (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 12:00 to 24:00

Non standard timings:

From the end of permitted hours on New Years Eve to the commencement of permitted hours on New Years Day.

Sunday and Monday at Bank Holiday Weekends, Christmas Eve and Boxing Day to finish at 01.00.

**Provision of facilities for making music (to take place indoors)**

Monday to Thursday 10:00 to 24:00

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**Provision of facilities for dancing (to take place indoors)**

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**Late Night Refreshment (to take place indoors)**

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Friday and Saturday 23:00 to 01:00

Sunday 23:00 to 24:00

When hours for sale of alcohol are extended, these hours are also extended.

**The opening hours of the Premises:**

Monday to Thursday 10:00 to 00:30

Friday and Saturday 10:00 to 01:30

Sunday 12:00 to 00:30

Non standard timings:

From the end of permitted hours on New Years Eve to the commencement of permitted hours on New Years Day.

Sunday and Monday at Bank Holiday Weekends, Christmas Eve and Boxing Day to finish at 01.30.

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

For consumption either on or off the premises.

**Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of Premises Licence:

Ei Group Limited  
3 Monkspath Hall Road  
Shirley  
Solihull  
West Midlands  
B90 4SJ

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

2562808.

Name, address and telephone number of designated Premises Supervisor where the Premises Licence authorises for the supply of alcohol:

Stephen David Bennett



Personal Licence number and issuing authority of Personal Licence held by designated Premises Supervisor where the Premises Licence authorises for the supply of alcohol:

Personal Licence Number: MBC/PE0218

Issuing Authority: Cheshire East Council

Licence Issued: 11<sup>th</sup> August 2022 effective from 4<sup>th</sup> August 2022

*A. Scott*

Signed By: Amy Scott  
On Behalf of Cheshire East Borough Council

**Annex 1 - Mandatory Conditions (as applicable)**

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
  - b) 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.

**Where a Village Hall is exempt from needing DPS under s.19 Licensing Act 2003**

Every supply of alcohol under the premises licence must be made or authorised by the Management Committee.

**Mandatory condition where the licence authorises the exhibition of films**

The admission of children to the exhibition of any film must be restricted in accordance with section 20 of the Licensing Act 2003. Admission of children must be restricted in accordance with any recommendation made by the British Board of Film Classification or the Licensing Authority.

**Prohibited conditions: plays**

1. In relation to a premises licence which authorises the performance of plays, no condition may be attached to the licence as to the nature of the plays which may be performed, or the manner of performing plays, under the licence.
2. But subsection (1) does not prevent a licensing authority imposing, in accordance with section 18(2)(a) or (3)(b), 35(3)(b) or 52(3), any condition which it considers necessary on the grounds of public safety.

**Mandatory condition: Door supervision**

Each individual engaged in security activities at the premises must either:

- a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- b) be entitled to carry out that activity by virtue of Section 4 of the Private Security Industry Act 2001.

**LICENSING ACT 2003 (MANDATORY LICENSING CONDITIONS)( AMENDMENT) ORDER 2014**

**MANDATORY CONDITIONS**

**Condition 1**

1. The responsible person must ensure that staff on relevant premises no 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:
  - 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 in a manner which carries a significant risk of undermining a licensing objective;
- 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 in a manner which carries a significant risk of undermining a licensing objective;
- d) 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;
- e) Dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

### **Condition 2**

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

### **Condition 3**

1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
2. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
3. 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 either -
  - a) A holographic mark, or
  - b) An ultraviolet feature

### **Condition 4**

The responsible person must 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: 25ml or 35ml; and
  - iii. Still wine in a glass: 125ml;
- b) These measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- c) Where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.



**The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1—

- a) 'duty' is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- b) 'permitted price' is the price found by applying the formula—

$$P = D + (D \times V)$$

Where —

- i. P is the permitted price,
- ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

c) 'relevant person' means, in relation to premises in respect of which there is in force a premises licence—

- i. the holder of the premises licence,
- ii. the designated premises supervisor (if any) in respect of such a licence, or
- iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;

d) 'relevant person' means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

e) 'valued added tax' means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 - Conditions consistent with the Operating Schedule**

### **Prevention of Crime and Disorder**

No further risks have been identified which need to be addressed, save as below.

- 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. No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/ Local Authority certification.
12. Children under the age of 16 shall not be permitted to enter the premises after 20.00.
13. 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

14. 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 13 above.

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

1. The outside drinking area shall not be used after 23.00
2. Doors and windows shall be closed after 22.00, except for access and egress purposes, when regulated entertainment is taking place.

**Annex 4 - Plans**



## Premises Licence Summary

**Premises Licence Number:**

**PR/0176**

### Premises Details

Postal address of Premises or, if none, ordnance survey map reference or description:	
Puss In Boots 198 Buxton Road	
Post Town: Macclesfield	Post Code: SK10 1NR
Telephone Number: 01625 260021	

Where the Licence is time limited, the dates:
Not applicable.

Licensable activities authorised by the Licence:
Live Music Recorded Music Performance of Dance Indoor Sports Film Exhibitions Sale and supply of alcohol Provision of facilities for making music Provision of facilities for dancing Late Night Refreshment

The times the Licence authorises the carrying out of licensable activities:
<b>Live Music (to take place indoors)</b> Monday to Sunday 10.00 to 23.00  <b>Recorded Music (to take place indoors)</b> Monday to Sunday 10.00 to 24.00  <b>Performance of Dance (to take place indoors)</b> Monday to Thursday 10:00 to 24:00 Friday and Saturday 10:00 to 01:00 Sunday 10:00 to 24:00 When hours for sale of alcohol are extended, these hours are also extended.



**Indoor Sports**

Monday to Sunday 10.00 to 23.00

When hours for sale of alcohol are extended, these hours are also extended.

**Film Exhibitions (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 10:00 to 24:00

When hours for sale of alcohol are extended, these hours are also extended.

**Sale and supply of alcohol (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 12:00 to 24:00

Non standard timings:

From the end of permitted hours on New Years Eve to the commencement of permitted hours on New Years Day.

Sunday and Monday at Bank Holiday Weekends, Christmas Eve and Boxing Day to finish at 01.00.

**Provision of facilities for making music (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 10:00 to 24:00

When hours for sale of alcohol are extended, these hours are also extended.

**Provision of facilities for dancing (to take place indoors)**

Monday to Thursday 10:00 to 24:00

Friday and Saturday 10:00 to 01:00

Sunday 10:00 to 24:00

When hours for sale of alcohol are extended, these hours are also extended.

**Late Night Refreshment (to take place indoors)**

Monday to Thursday 23:00 to 24:00

Friday and Saturday 23:00 to 01:00

Sunday 23:00 to 24:00

When hours for sale of alcohol are extended, these hours are also extended.

**The opening hours of the Premises:**

Monday to Thursday 10:00 to 00:30

Friday and Saturday 10:00 to 01:30

Sunday 12:00 to 00:30

Non standard timings:

From the end of permitted hours on New Years Eve to the commencement of permitted hours on New Years Day.

Sunday and Monday at Bank Holiday Weekends, Christmas Eve and Boxing Day to finish at 01.30.

**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:

Ei Group Limited  
3 Monkspath Hall Road  
Shirley  
Solihull  
West Midlands  
B90 4SJ

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

2562808.

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

Stephen David Bennett

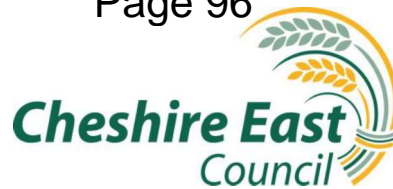
State whether access to the Premises by children is restricted or prohibited:

Children under the age of 16 shall not be permitted to enter the premises after 20.00.

Licence Issued: 11<sup>th</sup> August 2022 effective from 4<sup>th</sup> August 2022



Signed By: Amy Scott  
On Behalf of Cheshire East Borough Council



## Licensing Act 2003 – Premises Licence

### Duration of a Premises Licence

A premises licence has effect until such a time that it is suspended, revoked or surrendered.

### Duty to notify change of name or address

The holder of a premises licence must, as soon as is reasonably practicable, notify the relevant licensing authority of any change of name or address.

Where the designated premises supervisor (DPS) under a premises licence is not the holder of the licence, he should notify the licensing authority of a change in name or address as soon as possible. The DPS must also notify the holder of the premises licence.

*Failure without reasonable excuse to comply with the above is an offence, and a person will be liable on summary conviction to a fine not exceeding level 2 on the standard scale (ie £500)*

### Duty to keep and display licence

The holder of a premises licence must ensure that the licence or a certified copy of it is kept at the premises in the custody of or under the control of the holder of the licence or a person who works at the premises whom the premises licence holder has nominated in writing. A notice should be prominently displayed at the premises specifying the position of any such nominee.

The premises licence holder has a duty to ensure that a summary of the licence or a certified copy of that summary is prominently displayed at the premises.

*Failure without reasonable excuse to comply with the above is an offence, and a person will be liable on summary conviction to a fine not exceeding level 2 on the standard scale (ie £500)*

### Duty to produce licence

A constable or an authorised person may require production of the premises licence for examination. An authorised person must, if requested, produce evidence of his authority to exercise the power.

*Failure without reasonable excuse to comply with the above is an offence, and a person will be liable on summary conviction to a fine not exceeding level 2 on the standard scale (ie £500)*

### Theft or loss of premises licence

Where a premises licence or summary is lost, stolen, damaged or destroyed, the holder of the licence may apply to the relevant licensing authority for a copy of the licence or summary. A fee of £10.50 is payable in relation to such an application.

Where an application is made for a replacement licence or summary the licensing authority must issue the holder of the licence with a licence or summary if it is satisfied that –

- (a) the licence or summary has been lost, stolen, damaged or destroyed; and
- (a) where it has been lost or stolen, the holder has reported that loss or theft to the police.

### Surrender of premises licence

Where the holder of a premises licence wishes to surrender his/her licence he/she may give the licensing authority a notice to that effect. The notice must be accompanied by the premises licence, or where that is not practicable, by a statement of the reasons for the failure to provide the licence. Where a notice of surrender is given, the premises licence lapses on receipt of the notice by the licensing authority.

### Death, incapacity, insolvency of licence holder

A premises licence lapses if the holder of the licence –

- (a) dies,
- (a) becomes mentally incapable (within the meaning of section 13(1) of the Enduring Powers of Attorney Act 1985)
- (b) becomes insolvent,
- (c) is dissolved, or
- (d) if it is a club, ceases to be a recognised club

(subject to provision for re-instatement in certain circumstances).

**Custody of Premises Licence  
Licensing Act 2003 – S.57 (3)(b)**

In accordance with Section 57 (2)(b) of the Licensing Act 2003

I/We ..... being the  
holder(s) of/Director of the company holding

Premises Licence number .....

relating to the premises known as .....

.....

.....

hereby nominate .....

as custodian of the said Premises Licence.

To conform with Section 57 (3)(b) of the Licensing Act 2003 this authorisation is hereby displayed.

.....  
Signed

.....  
Position

**S.57 Duty to keep and produce licence**

*(2) The holder of the premises licence must secure that the licence or a certified copy of it is kept at the premises in the custody or under the control of-*

*(b) a person who works at the premises and whom the holder of the licence has nominated in writing for the purposes of this subsection*

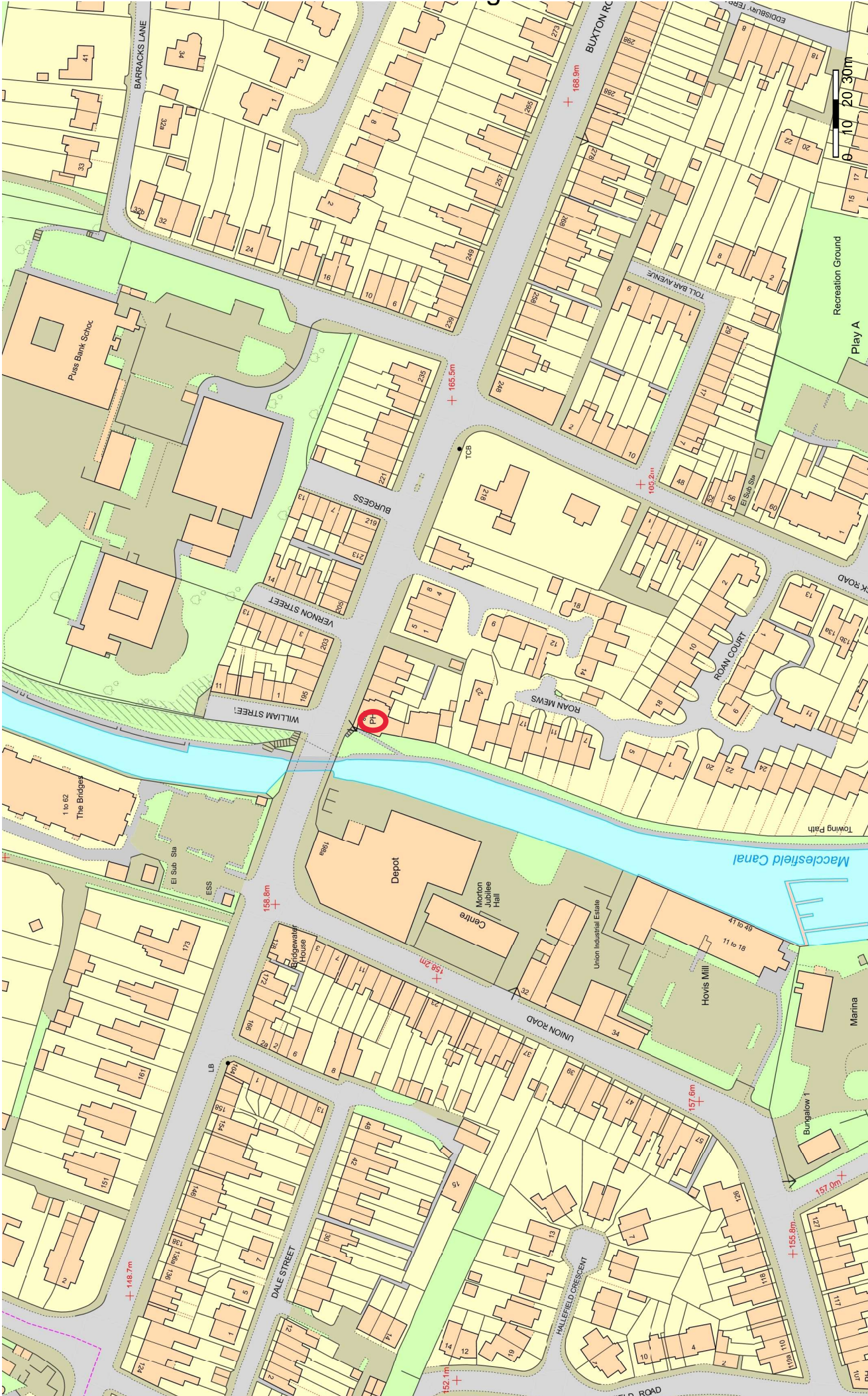
*(3) The holder of the premises licence must secure that-*

*(b) a notice specifying the position held at the premises by any person nominated for the purposes of subsection (2), are prominently displayed at the premises.*

*(4) The holder of a premises licence commits an offence if he fails, without reasonable excuse, to comply with subsection (2) or (3).*



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