

CHESHIRE EAST COUNCIL

Representation Form.

Responsible Authority.

POLICE

Your Name	Lesley Halliday
Job Title	Police Licensing Officer
Postal and email address	Warrington Police Station, Charles Stewart House, 55 Museum Street, Warrington, WA1 1NE [REDACTED]
Contact telephone number	[REDACTED]

Name of the premises you are making a representation about.	Rosanero Restaurant
Address of the premises you are making a representation about.	83 Mill Street, Macclesfield, SK11 6NN

Which of the four licensing Objectives does your representation relate to? Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children		
To prevent Public Nuisance		
To prevent crime and disorder	Yes	See Below
Public Safety		

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	See Below:
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COMMENTS:

Cheshire constabulary wish to object the transfer of the premise licence in respect of the above premises, to Mr Kyle Frost-Morgan as we believe that if the transfer is granted it will undermine the licensing objective of prevention of crime and disorder.

On Friday 28th August 2020 the police received an email forwarded from Cheshire East Council Licensing from Claire Millar & Salvatore Di Maio the previous owners of Rosanero Restaurant advising that as of 4pm that day they had sold the company Rosanero Restaurant Ltd who operates from the premises to Miss Emma Warne.

Miss Warne has previously run Thirsty Beak Café, Dukes Court, Macclesfield, with her Mum Ms Tracey Warne and during the time she was running the premises she committed a number of licensing offences, which she later admitted in an interview under caution on 23rd January 2020.

Both the police (PC Bassirat and Licensing officer Lesley Halliday) and the Council's licensing Enforcement Officer Ms Amanda Andrews met with the applicant Mr Kyle Frost-Morgan on Tuesday 3rd November 2020.

Mr Frost-Morgan advised that he has bought the business from Miss Warne and that she now works for him as a self-employed Chef. Mr Frost-Morgan advised that although he has bought the business, he sublet the premises from Miss Warne as she has signed a 10-year lease on the premises. When asked why he had not taken over the lease Mr Frost-Morgan advised it was cheaper for him to sub-let the premises from Miss Warne as it saved on the solicitors fees to transfer the lease. Mr Frost-Morgan has been asked if he can evidence the sale of the business, which he said he could however, the documentation has not been forthcoming.

Having checked the company Rosanero Restaurant Limited on companies' house, it shows that there is only one company director and the person with significant control is Miss Emma Warne.

The police have concerns that although the transfer is to Mr Frost-Morgan it is clear that Miss Warne is involved in the business. Given her previous history where she demonstrated a complete disregard for both the conditions on the premises licence and the licensing objectives, it is the police's view that should this transfer be granted it will undermine the licensing objective of prevention of crime and disorder and we therefore ask the committee to support this objection.

Signed:

Lesley Halliday

Date: 03/11/2020