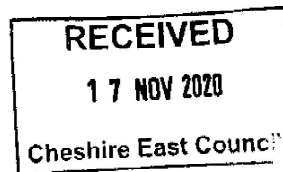


The Licensing Section,
Cheshire East Council,
Municipal Buildings,
Earle Street,
Crewe
CW1 2BJ



14th November, 2020

Dear Sir/ Madam,

Re: Licensing Act 2003: Application for a Premise Licence: The Tytherington Club

We have been made aware of an application by The Club (UK) Ltd for a licence for certain licensable activities at the Tytherington Club, Dorchester Way, Macclesfield. Primarily these activities relate to the provision of:

Live Music (indoors & outdoors) Monday to Sunday 12:00 noon – 01:00 hours;
Recorded Music (indoors & outdoors) Monday to Sunday 24 hours per day;
Performance of Dance & anything similar to Live Music, Recorded Music and
Dance (indoors) Monday to Sunday 12:00 noon – 01:00 hours; Late Night
Refreshment (indoors) Monday to Sunday 23:00 – 02:00 hours; Sale of Alcohol
(for consumption on the premises) Monday to Sunday 11:00 – 02:00 hours.

The applicants can be in no doubt that the Club premises are situated on the edge of in what by any standards, is an established residential area bordering open countryside. Indeed, that has been the case since 1990. Since my wife and I moved to our house, there have been occasional events at the Club which have caused some noise pollution, but nothing that could have been of widespread impact. Indeed, at no time have we expressed our concern or objected to these occasions. We assume that the existing licence arrangements have been suitable for these events. However, the granting a licence for the activities specified in this application will undoubtedly increase the potential for noise pollution and disturbance to residential amenity.

It would appear that under the provisions of the Environmental Protection Act 1990, noise contributes a statutory nuisance if it *unreasonably and substantially interferes with the use and enjoyment of a home or other premises*. Furthermore, the legislation confirms that at night, there are restrictions to noise coming from premises between 11pm and 7am. I am not aware of any amendments to the legislation which change that position. No doubt such legislation will be taken into account in consideration of this application, but it must be the case that residential amenity would be substantially affected should the proposed activities take place. Residential amenity is a

