

CHESHIRE EAST COUNCIL

Minutes of a meeting of the **Licensing Act Sub-Committee**
held on Friday, 25th February, 2022 in the Council Chamber, Municipal
Buildings, Earle Street, Crewe CW1 2BJ

PRESENT

Councillors D Edwardes, L Smetham and S Davies

OFFICERS IN ATTENDANCE

Helen Davies- Democratic Services Officer
Richard Hellon- Licensing Enforcement Officer
Phil Jennings- Legal Officer

ALSO PRESENT

Andy Watt & Andy Ozard- Individuals who have requested the review of the
Premises License.
Margaret Hopely- Environmental Health Officer
PC Matt Stonier- Cheshire Police
Tim Shields- Solicitor for Marstons Brewery Plc
Tony Pilley- Area Operations Manager of the Oddfellows
Mark Brickhill- Local Resident with relevant representation

1 APPOINTMENT OF CHAIRMAN

RESOLVED: That Councillor David Edwardes be appointed as Chairman

2 DECLARATIONS OF INTEREST

In the interests of openness and transparency, Councillor David Edwardes
declared that he had received email correspondence in relation to the
application, but he had not opened the emails and this did not
predetermine him in any way.

3 APPLICATION TO REVIEW A PREMISES LICENCE AT THE ODDFELLOWS ARMS, 97 WELSH ROW, NANTWICH, CW5 5ET

The Sub-Committee considered a report for an application to review a
Premises Licence under the section 34 of the Licensing Act 2003 in
respect of Oddfellows Arms, 97 Welsh Row, Nantwich, CW5 5ET, together
with objections and support.

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

the Applicant,
a Solicitor for the Applicant; and
two Local Resident Objectors.

After a full hearing of the application and in accordance with the rules of procedure, the Chairman of the Sub-Committee reported that after taking account of:

- The Secretary of State's Guidance under section 182 of the Licensing Act 2003;
- Cheshire East Borough Council's Statement of Licensing Policy;
- the four licensing objectives (namely the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm) and the steps appropriate to promote them; and
- All the evidence, including the oral representations made at the meeting
- and the written representations of interested parties.

The Sub-Committee were unable to reach a decision on the day and reconvened via Microsoft Teams on the 3 March at 2pm to further discuss and determine the review of the Premises License.

The following course of action was agreed:

RESOLVED:

That following review, the existing Premises Licence be MODIFIED as follows:

The opening hours of the premises

Monday 11:00 to 00:00
Tuesday 11:00 to 00:00
Wednesday 11:00 to 00:00
Thursday 11:00 to 00:00
Friday 11:00 to 01:00
Saturday 11:00 to 01:00
Sunday 11:00 to 00:00

There is no change to the existing seasonal variation and non-standard timings.

Sale and supply of alcohol for consumption both on and off the premises only

1. No nuisance shall be caused by noise coming from the premises or by vibration transmitted through the structure of the premises.
2. Refuse such as bottles shall be disposed of from the premises at a time (i.e. between 08:00 and 20:00) when it is not likely to cause a disturbance to residents in the vicinity of the premises.

3. There shall be placed at all exits from the premises, in a place where they can be seen and easily read by the public (or member and their guests), notices requiring customers to leave the premises and the area quietly.
4. Children under the age of 16 shall not be permitted to remain on the premises after 21:00.

Annex 3 - Conditions attached after a hearing by the Licensing Authority there is added the following conditions:

- Use of the beer garden for the consumption of alcohol will cease at 22.30 each evening.
- Amplified live music internal to the Premises will cease at 22.30 Sunday to Thursday and Midnight on Friday and Saturday evenings.
- Unamplified live music externally will cease at 22.30 each evening.
- Amplified live music externally will cease at 19.00 each evening.
- Live music events in the external areas of the Premises are limited to 6 occasions per calendar year.

The meeting commenced at 2.00 pm and concluded at 4.52 pm
The Microsoft Teams meeting commenced on the 3 March 2022 at 2.00 pm
and concluded at 5.06 pm

Councillor David Edwardes (Chair)