

## LICENSING SUB-COMMITTEE

26 MARCH 2019

### PRESENT

Councillor A. Duffield (in the Chair),  
Councillors S. Thomas and M. Whetton.

#### In attendance

C. Myers	Solicitor,
J. Boyle	Licensing Team Leader,
R. Worsley	Democratic and Scrutiny Officer.

#### Also present to observe only

L Horner	Legal Services,
A. Haddad	Licensing Officer.

### **51. APPLICATION TO VARY A PREMISES LICENCE UNDER S34 OF THE LICENSING ACT 2003 - CARTERS ARMS, 367 NORTHENDEN ROAD, SALE M33 2PG**

The Head of Regulatory Services submitted a report requesting Members to consider an application for a variation of the premises licence for Carters Arms, 367 Northenden Road, Sale, M33 2PG which had attracted representations from local residents and Pollution Control, Trafford Council.

All parties present at the hearing were invited to address the Sub-Committee.

Representations were made on behalf of the applicant by Mr. Robson, Associate John Gaunt & Partners and against the application by a local resident and Councillor Patel.

#### RESOLVED –

- (1) That the application by John Gaunt & Partners on behalf of Marston's PLC for the grant of a variation to the premises licence for Carters Arms, 367 Northenden Road, Sale, M33 2PG be granted, subject to compliance with the conditions outlined in the decision notice.
- (2) That the issue of the licence be delegated to the Head of Regulatory Services.

## LICENSING SUB-COMMITTEE DECISION NOTICE

- Sub Committee Members:** Councillor A Duffield (Chair)  
Councillor D Jarman  
Councillor M Whetton
- Applicant:** Marston's PLC
- Type of Licence:** Grant of a Variation of a Premises Licence: Carters Arms,  
367 Northenden Road Sale M33 2PG
- Representors:** Local Residents  
Mrs P G Tracey & Mr P King – not in attendance  
Mrs J Ledger – in attendance  
Ms C Mc Cleave – not in attendance  
Councillor L Patel – in attendance on behalf of Mrs J Ledger &  
Mrs C McLeave
- Environmental Health – not in attendance  
Miss Ali – Environmental Health Officer
- Parties Present:** On behalf of Applicant – in attendance  
Mr P Robson – John Gaunt & Partners  
Mr C Deacon - Business Manager  
Mr C Waite - Licensee  
Mrs N Waite - Designated Premises Supervisor
- Officers  
Caroline Myers – Solicitor  
Lisa Horner – Legal Services - To Observe Only  
Joanne Boyle - Licensing Team Leader  
Miss A Haddad – Licensing Officer - To Observe Only  
Ruth Worsley – Democratic and Scrutiny Officer
- Date of Hearing:** 26 March 2019  
**Time Commence:** 6.00 p.m.  
**Time Terminated:** 6.55 p.m.

## LICENSING SUB-COMMITTEE DECISION

The Sub-Committee decided that the representations received from Local Residents are relevant / are not relevant representations.

To grant a variation of the premises licence as follows:

Amendment of existing condition:

“Use of beer garden or outside area should not be permitted beyond 21:00 or dusk (whichever is sooner)”

to

“Customers shall not be permitted to use the beer garden / outside area beyond 21:00 except for the purposes of smoking, however, no food or drink shall be taken into the area after 21:00”

Additional Conditions

CCTV signs be clearly placed in the outside area and bar area where they can be easily seen and read.

Signs to be placed to notify that any drinks or food shall not be consumed in the outside area after 21:00.

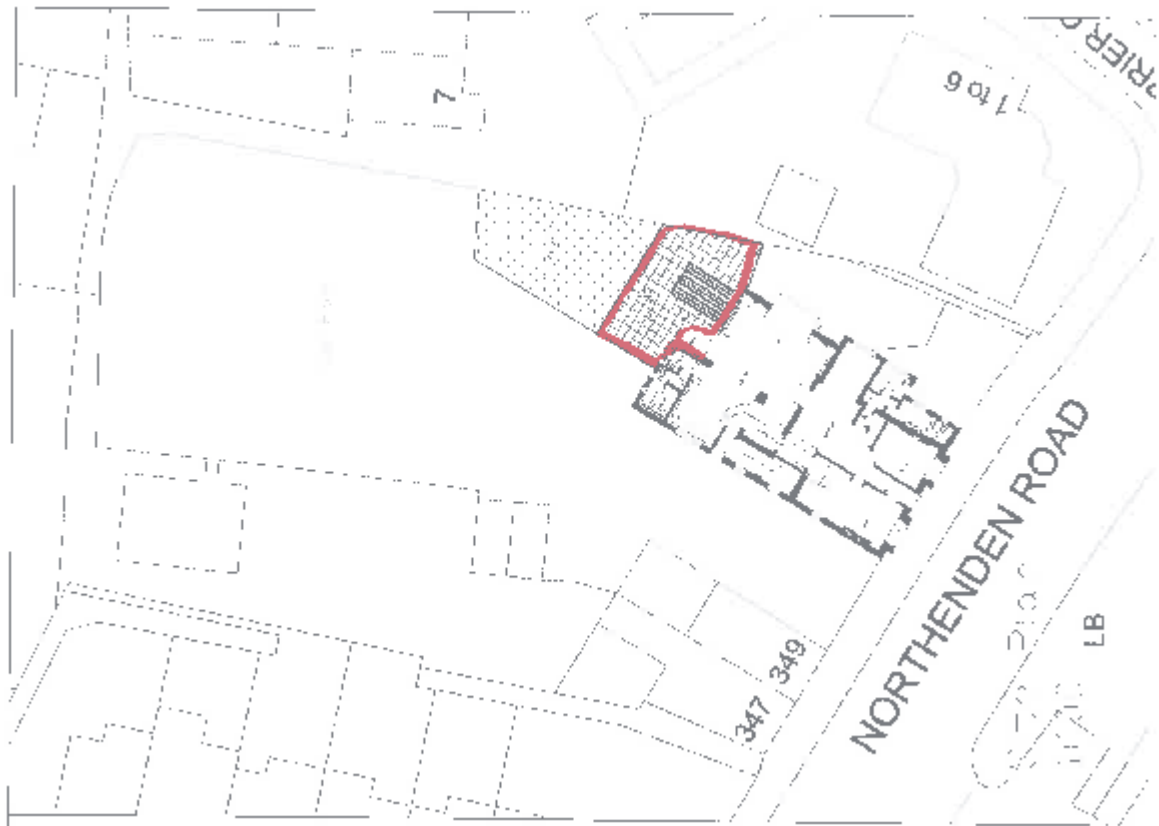
That smoking by customers in the outside area is restricted to the patio, as per the agreed attached plan, after 21:00.

## LICENSING SUB-COMMITTEE’S REASONS FOR REACHING ITS DECISION

The Sub-Committee considered the Licensing Act 2003 and regulations, the Guidance and the Council’s Licensing Policy and the application.

The Sub-Committee carefully considered the concerns raised by local residents and balanced those concerns with the interests of the applicant and the licensing objectives.

The Sub-Committee noted the willingness of the Licensee to work with and maintain good relations with local residents.



Ground Floor  
153

**52. QUESTIONS FROM MEMBERS OF THE PUBLIC**

No questions from members of the public were received.

**Licensing Sub-Committee**  
**26 March 2019**

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The meeting commenced at 6.00 pm and finished at 6.55 pm