



**AGENDA PAPERS FOR  
LICENSING SUB-COMMITTEE MEETING**

**Date: Thursday, 9 May 2019**

**Time: 6.30 pm**

**Place: Meeting Room 9 Trafford Town Hall, Talbot Road, Stretford, Manchester,  
M32 0TH**

**A G E N D A** **PART I** **Pages**

**1. ATTENDANCES**

To note attendances, including Officers and any apologies for absence.

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

A maximum of 15 minutes will be allocated to public questions submitted in writing to Democratic Services ([democratic.services@trafford.gov.uk](mailto:democratic.services@trafford.gov.uk)) by 4pm on the working day prior to the meeting. Questions must be within the remit of the Committee or be relevant to items appearing on the agenda and will be submitted in the order in which they were received.

**3. APPLICATIONS WITH ALL PARTY AGREEMENT (STANDING ITEM)**

To receive an update on applications where all parties have reached agreement and to decide, in each case, whether to:

Agree that a hearing is not necessary and determine to grant the licence and attach the agreed conditions: or

Agree that a hearing will be necessary with all the parties present.

**4. APPLICATION FOR THE GRANT OF A PREMISES LICENCE - CHESHIRE BARN, SHAY LANE, HALE BARN, WA15 8UD**

To consider a report of the Head of Regulatory Services.

5. **URGENT BUSINESS (IF ANY)**

Any other item or items which by reason of special circumstances (to be specified) the Chairman of the meeting is of the opinion should be considered at this meeting as a matter of urgency.

**SARA TODD**  
Chief Executive

Membership of the Committee

Councillors A. Duffield, J. Holden and D. Jarman

Further Information

For help, advice and information about this meeting please contact:

Mrs Ruth Worsley, Democratic & Scrutiny Officer  
Email: [ruth.worsley@trafford.gov.uk](mailto:ruth.worsley@trafford.gov.uk)

This agenda was issued on **Tuesday, 30 April 2019** by the Legal and Democratic Services Section, Trafford Council, Trafford Town Hall, Talbot Road, Stretford M32 0TH.

## AGENDA ITEM NO.

### TRAFFORD COUNCIL

THE LICENSING SUB-COMMITTEE – 9<sup>th</sup> MAY 2019 (DEFERRED FROM 17<sup>th</sup> APRIL 2019)

### REPORT OF THE HEAD OF REGULATORY SERVICES

### REPORT REF. NO.

APPLICATION FOR THE GRANT OF A PREMISES LICENCE – THE CHESHIRE BARN, SHAY LANE, HALE BARNS, WA15 8UD

### PURPOSE

To advise Members of an application for the Grant of a premises licence for premises to be known as the Cheshire Barn which has attracted representations from local residents and the Council's Environmental Pollution Team.

### OPTIONS

The Sub-Committee should take such steps as they consider necessary for the promotion of the Licensing Objectives in accordance with the provisions of subsection 18(4) of the Licensing Act 2003.

**Nigel Smith**  
Head of Regulatory Services

#### Further Information From:

Name: Joanne Boyle  
Licensing Team Leader  
Extension: 4129

Proper Officer for the purposes of L.G.A 1972, S.100D  
(background papers): Head of Regulatory Services

#### **Appendices:**

- Appendix A – Application and Operating Schedule (including layout of premises)
- Appendix B – Representation from Environmental Pollution
- Appendix C – Representations from local residents

## 1. Background

- 1.1 The premises are situated within the grounds of a property previously known as Davenport Green Hall which houses a number of buildings including the Hall itself and a converted barn.

These buildings were previously licensed as follows:

Name	Holder/Licence Type	Date
Davenport Green Hall (inc. Barn Conversion)	Gilds Events Limited Premises Licence PL000558	Granted; 19/03/2008
	Maze Hospitality Services PL000558	Transferred: 17/04/2008
	Davenport Green Hall Limited PL000558 Director: Mohammed Isaq Director: Nina Khan	Transferred: 24/03/2010
Cheshire Barn Conversion & Hall	Cheshire Hall Limited PL000558 Director: Amani Khan	Transferred: 22/05/2015
		Went into receivership Licence lapsed 14/02/2017

## 2. Application for the Grant of a Premises Licence

- 2.1 On 25<sup>th</sup> February 2019 the Licensing Section received an application (**Appendix A**) from Mr Mohammed Haroon Ejaz Khan for the grant of a premises licence for premises to be known as Cheshire Barn, Shay Lane, Hale Barns, WA15 8UD.

- 2.2 The application requests the grant of a licence to allow the following licensable activities:

Live music (Indoors & Outdoors)	10.00 to 23.00 10:00 to 00.00	Sun to Wed Thurs to Sat
Recorded Music (Indoors & Outdoors)	10.00 to 23.00 10.00 to 00.00	Sun to Wed Thurs to Sat
Lat4e Night Refreshment (Indoors & Outdoors)	23.00 to 00.00	Thurs to Sat
Performance of dance		

and similar entertainment (Indoors & Outdoors)	10.00 to 23.00 10.00 to 00.00	Sun to Wed Thurs to Sat
Supply of alcohol (On and off)	10.00 to 23.00 10.00 to 00.00	Sun to Wed Thurs to Sat

- 2.3** The applicant has complied with all requirements under the application process including advertising the application in a newspaper, advertising by way of public notice at the premises and submitting a copy of the complete application to all Responsible Authorities. The application is deemed to be correctly submitted.

### **3. Representations**

- 3.1** The Licensing Section has received representations against the grant of the licence from three local residents and a representation from the Council's Environmental Pollution Team all on the grounds of prevention of public nuisance - see attached Appendices B and C.
- 3.2** The Licensing Section has also received comments from the Planning Department on the current planning permission for the premises - see Appendix D.

### **4. Licensing Policy and Guidance**

- 4.1** The Committee are respectfully referred to the Council's own Licensing Policy relating to the Licensing Act 2003 objectives and to the Secretary of State's Guidance. (Copy available at meeting)

### **5. Options**

- 5.1** The Sub-Committee to take such steps as they consider necessary for the promotion of the Licensing Objectives in accordance with the provisions of subsection 18 (4) of the Licensing Act 2003. The steps specified are:

**5.1.1** To grant the licence subject to-

- Conditions consistent with the operating schedule accompanying the application modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and;
- Any mandatory conditions which must be included under the Licensing Act 2003

- 5.1.2** to exclude from the scope of the licence any of the licensable activities to which the application relates;
  - 5.1.3** to refuse to specify a person in the licence as the premises supervisor;
  - 5.1.4** to reject the application.
- 5.2** The Sub-Committee is advised that any findings on any issues of fact should be on the balance of probability and any decision should be based on the individual merits of the application.
- 5.3** The Sub-Committee, in arriving at its decision, must have regard to relevant provisions of national guidance and its own statement of licensing policy and reasons should be given for any departure.

# **APPENDIX A**

## **APPLICATION AND OPERATING SCHEDULE (including premises layout and external area)**

25 FEB 2019

TRAFFORD  
COUNCILTrafford  
Application for a premises licence  
Licensing Act 2003For help contact  
[licensing@trafford.gov.uk](mailto:licensing@trafford.gov.uk)  
Telephone: 0161 912 4144

\* required information

**Section 1 of 21**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

Mohammed Haroon Ejaz

\* Family name

KHAN

\* E-mail

mrhk@hotmail.co.uk

Main telephone number

Include country code.

Other telephone number

07714343671

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader  
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

Is the applicant's business registered in the UK with Companies House?

Yes  No

Note: completing the Applicant Business section is optional in this form.

Is the applicant's business registered outside the UK?

Yes  No

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.



Continued from previous page...

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Applicant Business Address**

If the applicant has one, this should be the applicant's official address - that is an address required of the applicant by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

An agent that is a business or organisation, including a sole trader

A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Agent Business**

Is your business registered in the UK with Companies House?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK?  Yes  No

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 21**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

**Section 3 of 21**

**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

**Confirm The Following**

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

**Section 4 of 21**

**INDIVIDUAL APPLICANT DETAILS**

**Applicant Name**

Is the name the same as (or similar to) the details given in section one?

- Yes                       No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes                       No

Continued from previous page...

### Current Residential Address

Is the address the same as (or similar to) the address given in section one?

Yes

No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name	<input type="text" value="1"/>
Street	<input type="text" value="Broughton Road,"/>
District	<input type="text"/>
City or town	<input type="text" value="Newcastle under Lyme"/>
County or administrative area	<input type="text" value="Staffordshire"/>
Postcode	<input type="text" value="ST5 0PQ"/>
Country	<input type="text" value="United Kingdom"/>

### Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

Yes

No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail	<input type="text" value="mrhk@hotmail.co.uk"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text" value="07714343671"/>
* Date of birth	<input type="text" value="04"/> / <input type="text" value="12"/> / <input type="text" value="1983"/> dd mm yyyy
* Nationality	<input type="text" value="British"/>
Right to work share code	<input type="text"/>

Documents that demonstrate entitlement to work in the UK

Right to work share code if not submitting scanned documents

### Section 5 of 21

#### OPERATING SCHEDULE

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

*Continued from previous page...*

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

Restaurant, Bar and Wedding and Event Venue

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

**Section 6 of 21**

**PROVISION OF PLAYS**

See guidance on regulated entertainment

Will you be providing plays?

Yes  No

**Section 7 of 21**

**PROVISION OF FILMS**

See guidance on regulated entertainment

Will you be providing films?

Yes  No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will you be providing indoor sporting events?

Yes  No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes  No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will you be providing live music?

Yes  No

**Standard Days And Timings**

Continued from previous page...

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music may be amplified

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

Yes  No

Standard Days And Timings

MONDAY

Start 10:00

Start

End 23:00

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start 10:00

Start

End 23:00

End

WEDNESDAY

Start 10:00

Start

End 23:00

End

THURSDAY

Start 10:00

Start

End 00:00

End

FRIDAY

Start 10:00

Start

End 00:00

End

SATURDAY

Start 10:00

Start

End 00:00

End

Continued from previous page...

SUNDAY

Start 10:00

End 23:00

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

- Indoors
- Outdoors
- Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Recorded music will be amplified

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

- Yes
- No

Standard Days And Timings

MONDAY

Start 10:00

End 23:00

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 10:00

End 23:00

Start

End



Continued from previous page...

WEDNESDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the performance of dance take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music will be amplified or unamplified to accompany any dance

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

Section 13 of 21

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes                       No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

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SATURDAY

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End

SUNDAY

Start

End

Start

End

Give a description of the type of entertainment that will be provided

Continued from previous page...

Will this entertainment take place indoors or outdoors or both?

Indoors       Outdoors       Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

Yes       No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Give timings in 24-hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

THURSDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes  No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

On the premises  Off the premises  Both

If the sale of alcohol is for consumption on  
the premises select on, if the sale of alcohol  
is for consumption away from the premises  
select off. If the sale of alcohol is for  
consumption on the premises and away  
from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

**Name**

First name

Family name

Date of birth  /  /   
dd mm yyyy

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

Continued from previous page...

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 21**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

None

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

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THURSDAY

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End

FRIDAY

Start

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Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Section 18 of 21**

**LICENSING OBJECTIVES**

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

The following new steps have been identified by risk assessment in relation to the four licensing objectives  
We have also considered the terms of your local licensing policy in preparing this application as well as the conditions that were attached to the previous licence for the premises.

b) The prevention of crime and disorder

CCTV must be installed and cover all public areas inside the premises, immediately outside and any areas where smokers are allowed to congregate. The CCTV unit shall be positioned in a secure part of the licensed premise and not within any private area of the location.

Access to the system should be allowed immediately to the Police, Trading Standards or Local Authority Officers in accordance with the Data Protection Act where it is necessary to do so for the prevention of crime and disorder, prosecution or apprehension of offenders or where disclosure is required by law. All images must be kept for a 28-day period and to be produced to the Police, Trading Standards or Local Authority Officers in relation to the investigation of crime and / or disorder issues and suspected licence breaches, upon request or within 24 hours of such request where it is necessary to do so for the prevention of crime and disorder, prosecution or apprehension of offenders or where disclosure is required by law.

The CCTV system must be maintained so as to be fully operational and record images at all times the premises is open for licensable activity and when persons are on the premises.

The CCTV system should be fully maintained in accordance with the manufacturers / installers instructions and a record kept of the maintenance undertaken.

There will be notices displayed throughout the premises stating that CCTV is in operation.

The CCTV system clock must be set correctly and maintained (taking account of GMT and BST).

There should be a member of staff available at all times who is trained and capable of operating the CCTV system and also



*Continued from previous page...*

downloading any footage required by the police, local authority officers or trading standards officers

There will be a zero tolerance policy in relation to drugs at the premises and there shall be regular checks by management to prevent the use of drugs by patrons. Drugs seized shall be stored securely and handed to the Police.

The Designated Premises Supervisor shall identify the requirement for door staff at all times by way of a risk assessment. Where the Risk Assessment identifies the need for Door Staff to be deployed, Door staff will be of sufficient number to be able to control entry to the premises and deal with any instances of disorderly behaviour within the premises simultaneously. Door staff must remain at the premises until such time the premises are closed, and all members of the public have left the venue.

A written record must be kept on the premises by the Designated Premises Supervisor of every person employed on the premises as a door supervisor in a register kept for that purpose. That record to contain the following details:

- The door supervisors name, date of birth and home address
- His/her security Authority licence number
- The time, date he/she starts and finishes duty
- Each entry shall be signed by the door supervisor

That register shall be kept fully updated at all times at remain at the licensed premise and be available for inspection immediately upon demand by an Authorised officer of the Council, the Security Industry Authority or Police.

#### c) Public safety

Means of escape will be maintained unobstructed and clearly identifiable

Any gas and electrical appliances on the premises will have current safety certificates

The Designated Premises Supervisor shall ensure that a written log of any accident or incidents is kept on the premises with all the details recorded of dates, times incident and staff involved etc.

Adequate and appropriate first aid equipment will be available

Fire extinguishers to be regularly checked. A Fire risk assessment to be completed and made available for inspection by an authorised officer of the Fire and Rescue Service. All fire alarms, smoke detectors and emergency lighting to be tested regularly.

#### d) The prevention of public nuisance

Notices to be displayed requesting patrons to disperse quietly from the premises.

Regular checks by staff of the immediate outside area and to encourage patrons to conduct themselves in an orderly manner.

To encourage persons to use the litter bins and conduct a daily litter sweep.

No open bottles or containers to leave the grounds of the premises.

All areas to be cleared of bottles/glasses on a regular basis and exits/entrances to be kept clear at all times in case of an emergency.

Commercial refuse shall be removed regularly but considerately to local residents.

Telephone numbers for local taxi firms shall be made available.

##### Noise and Vibration

Noise from music and associated sources (including DJ's and amplified voices) must not be audible to such an extent that it constitutes a nuisance at any noise sensitive properties.

All external doors and windows shall be kept closed after 23:00 each day when regulated entertainment is being provided except in the event of an emergency.

The licence holder or his representative shall conduct regular assessments of the noise coming from the premises on every occasion the premises are used for regulated entertainment and shall take steps to reduce the level of noise where it is likely to cause disturbance to local residents. A written record shall be made of those assessments in a log book kept for that purpose and shall include, the time and date of the checks, the person making them and the results including any remedial action.

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

*Continued from previous page...*

member and their guests) notices requiring customers to leave the premises and the area quietly. (Note, this may also include a reference to vehicles).

A Noise limiter device or system shall be installed on the premises and used to the satisfaction of the Licensing Authority and with prior agreement of the Licensing Authority on the settings to be used on the device.

No fireworks or other pyrotechnics shall be used other than with prior consent of the Licensing Authority.

Quarterly Meetings

The applicant shall invite local residents to a meeting once a quarter to discuss any issues of concern.

e) The protection of children from harm

The premises must adopt the challenge 25 scheme to tackle underage sales. All staff must be fully trained in its use before being allowed to sell alcohol and a record is to be kept of staff training in relation to the challenge 25 scheme.

The Designated Premises Supervisor (DPS) must ensure that all staff training must be refreshed at least every 6 calendar months.

Both initial and subsequent refresher training in relation to the sale of alcohol will contain a written or electronic test to be undertaken by the staff member and this record must be signed and dated by both the member of staff and the Designated Premises Supervisor.

All records of staff training, including written/electronic tests must be kept fully updated at all times and held at the licensed premises. These records must be made available immediately to Police Officers, Police Licensing Officers or Trading Standards Officers upon request.

A refusals register must be held at the premises and contain details of the time and date of any sales that are refused in relation to persons that are under age. The refusals register must also contain details of the staff member refusing the sale. This refusals register must be checked on a monthly basis by the designated premises supervisor or duty manager and endorsed accordingly by the DPS or duty manager with the time and date of inspection. This register can be written or electronic.

Persons purchasing alcoholic drinks who appear to be under the age of 25 must be required to produce proof of age by way of identification. The only acceptable forms of identification permitted to verify proof of age shall be:

(a) a current and valid passport;

(b) a current and valid photo ID driving licence; or

(c) a current and valid proof of age scheme card with the PASS approved hologram.

The refusals register or, when electronic a print out of refusals must be produced and made available for inspection at the time of the visit by any Responsible Authority.

The premises shall have house rules relating to children and this will be the responsibility of the DPS.

**Section 19 of 21**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

**Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

*Continued from previous page...*

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

**Continued from previous page...**

If the document is not a passport, a **copy of the whole document should be provided.**

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

#### **Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

**Section 20 of 21**

**NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

## Section 21 of 21

### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00

Continued from previous page...

Capacity 80000-89999 £56,000.00  
Capacity 90000 and over £64,000.00

\* Fee amount (£)

### DECLARATION

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/trafford/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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

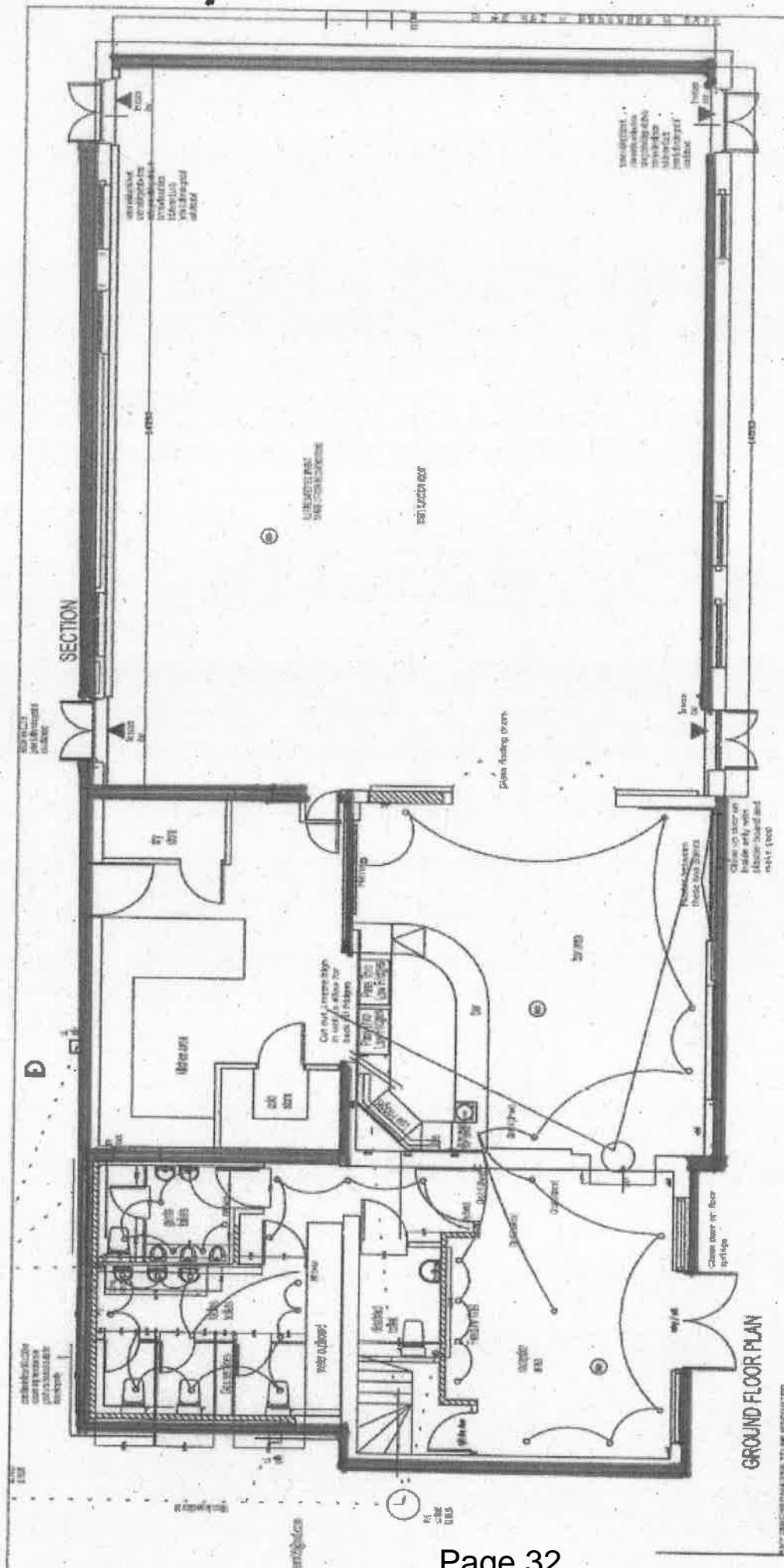
**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**



**OFFICE USE ONLY**

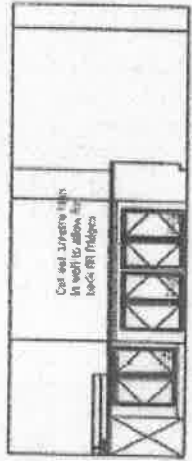
Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

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— EXTENT OF LICENSABLE AREA

'THE CHESHIRE BAR'



SCALE :- 1 - 1250

GROUND FLOOR PLAN

# **APPENDIX B**

## **Representation from Environmental Protection**

**BOROUGH OF TRAFFORD****MEMORANDUM****From:** Pollution and Licensing**To:** Licensing Manager**FAO:** Joanne Boyle**Ref:** NFA/162974**Ref:****Tel:** 0161 912 4026**Date:** 25 March 2019**Ext:**

**If telephoning please ask** Miss N Ali  
**for:**

**Subject:** The Cheshire Barn, Shay Lane, Hale Barns, Altrincham

The above application has been reviewed. It is understood that the Cheshire Barn has permission to operate within the following hours under condition 5 of planning permission H/66693:

Condition 5. The use of the building and site hereby permitted shall not take place outside the following times: 1130 to 2400 hrs on Thursdays, Fridays and Saturdays - 1130 to 2000hrs on Sundays, Mondays, Tuesdays and Wednesdays. All customers and guests and associated vehicles including taxis, associated with this use of the building and land, must leave the premises/application site by 2400 hrs Thursdays, Fridays and Saturdays and 2000hrs Sundays, Mondays, Tuesdays and Wednesdays.

The Pollution Section has historically been in receipt of numerous noise complaints from local residents and carried out significant noise investigations over many years relating to the above premises and associated activities. The investigations led to the serving of an abatement notice for statutory noise nuisance and subsequent prosecution for non-compliance with the noise abatement notice.

The Pollution Section has concerns regarding the external element of the application. It is understood that the applicant wishes to have the provision of live music, provision of recorded music, provision of performance of dance, provision of anything of a similar description to live music, recorded music or performance of dance and late night refreshment both indoors and outdoors. The proposals for the provision of live music, recorded music and performance of dance are to include amplified music. The applicant also wishes to supply alcohol on and off the premises.

The proposed hours for all of the above mentioned activities are:

- Sunday to Wednesday 10.00 hours to 23.00 hours
- Thursday to Saturday 10.00 hours to 00.00 hours

These hours are similar to the hours in the previous licence for the premises, PL000558. This new application proposes to extend the hours of opening by 1 hour to 01.00 hours on Thursday to Saturday.

The Pollution Section, being concerned about the external element of the application and the additional hours, e-mailed the applicants agent in this regard. The agent responded by agreeing to remove the external element of the regulated entertainment as per e-mail below:



Re ELECTRONIC  
SERVICE - NEW Prem

Whilst the amendment to remove these elements is welcome, the Pollution Section is still concerned about the application with regard to the prevention of public nuisance and would object to the application as amended.

The Pollution Section is likely to support the application if the hours are in line with the permitted hours of use of the premises and the inclusion of the following additional conditions to those proposed by the applicant to promote the licensing objectives d)The prevention of public nuisance;

Additional conditions:

No amplified music/sound/speakers shall be permitted to any external part of the site.

No food or drink shall be taken into the external areas after 2300 hours on Thursdays, Fridays and Saturdays and 2000hrs Sundays, Mondays, Tuesdays and Wednesdays.

N Ali

N Ali  
Environmental Health Officer

**Pickup, Jade**

---

**From:** Ali, Nasreen  
**Sent:** 22 March 2019 19:20  
**To:** Licensing  
**Subject:** FW: ELECTRONIC SERVICE - NEW Premises Licence Application - The Cheshire Barn

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

**Categories:** Licensing Act 2003 - General

For info..

**Nasreen Ali**  
**Environmental Health Officer**  
**Pollution and Housing Team**  
**Regulatory Services**  
**Trafford Council,**  
**Trafford Town Hall,**  
**Talbot Road,**  
**Stretford**  
**M32 0YJ**

**Tel: 0161-912-4026**

**E-mail: [nasreen.ali@trafford.gov.uk](mailto:nasreen.ali@trafford.gov.uk)**

**Trafford Council is a well-performing, low-cost council delivering excellent services to make Trafford a great place to live, learn, work, and relax. You can find out more about us by visiting [www.trafford.gov.uk](http://www.trafford.gov.uk).**

**From:** Glyn Cross  
**Sent:** 22 March 2019 12:44  
**To:** Ali, Nasreen  
**Cc:** Pickup, Jade  
**Subject:** Re: ELECTRONIC SERVICE - NEW Premises Licence Application - The Cheshire Barn

Hi Nasreen,

I have now been in contact with the applicant over the issues you have highlighted in your email and he has confirmed that he is happy to amend the application for the Premises Licence to change the provision of all regulated entertainment to be indoors only. The Supply of alcohol and the consumption of alcohol will remain as both indoors and outdoors, this would allow customers to

continue to use the outdoor areas to drink and smoke etc. after 23:00 but would prevent any dancing, singing and playing of music outdoors after 23:00.

There is already agreed conditions on the licence regarding the doors/windows being closed after 23:00 each day and a noise limiter being required so this should ensure there is no outbreak of noise nuisance from the premises after 23:00.

When we spoke on the telephone I believe that you agreed that provided the regulated entertainment was only going to be indoors then you were happy to agree with this amendment.

With regard to your concerns about the licensed times, the application asks for the same licensed hours as were in place on the previous licence, namely times on Sunday to Wednesday until 23:00 and Thursday to Saturday until 00:00. The opening hours of the Premises are 1 hour after the end of licensed hours this is to allow for customers to drink up and vacate the premises.

At present there are no plans for the external areas of the property and if there were to be any requests to use the external areas then the Applicant would have to either apply for Temporary Event Notices or submit a further Licence Application, both of which would have to be approved by the Responsible Authorities and subject to representations by those Authorities.

I believe that we have addressed all your concerns and I hope that you can now confirm that you can now remove your representation against the Licence and the Licence can now be granted.

I will copy this response to Licensing for their information. I would be obliged if you or Licensing could let me know what I need to do to amend the application to change the provision requirement on the Licence.

Many thanks,

Glyn Cross

Trent Licensing  
01782 596464  
07922197788  
[glyncross1404@gmail.com](mailto:glyncross1404@gmail.com)

On Fri, 15 Mar 2019 at 17:59, Ali, Nasreen <[Nasreen.Ali@trafford.gov.uk](mailto:Nasreen.Ali@trafford.gov.uk)> wrote:

Dear Mr Cross,

Further to our telephone conversation earlier today I wish to confirm the points discussed. I have reviewed the above application and noted that the applicant wishes to have provision of live music, provision of recorded music, provision of performance of dance, provision of anything of a similar description to live music, recorded music or performance of dance and late night refreshment both indoors and outdoors but the plan submitted with the application does not show any external areas.

I am concerned about the external element of the application and would like to know what the applicants detailed proposals are in this regard. Please can you also advise whether further plans relating to the external areas are likely to be submitted as part of this application.

I have reviewed the previous licence for the premises and note that this application would like to further extend hours of opening on a Thursday, Friday and Saturday until 1am. This again is something that concerns me and I would like clarification on this proposed extension of hours.



# **APPENDIX C**

## **Representations**

*Brook House, Shay Lane, Hale Barns, Altrincham WA15 8UE*

*Telephone (0161) 250 7071*

13 March 2019

Licensing application PL071660 postal reference LA0076/19

RECEIVED

15 MAR 2019

Dear Sirs,

My wife and I wish to object strongly to this application concerning The Cheshire Barn aka Davenport Green Hall or The Tudor Hall.

For the last year the residents of Shay Lane have been able to return to a normal life after the High Court issued an injunction against Mohammed Isaq (the key person behind commercial activities on this site) in relation to illegal car parking that was taking place on the premises. Furthermore, functions at the premises granted under previous applications appeared to have diminished markedly.


These premises were the subject of numerous complaints from residents in the past and several prosecutions by Trafford Council over many years for many different reasons. During the last decade Mr Isaq and his associates

- i) have been fined for disobeying noise disturbance regulations in relation to functions held on the premises.
- ii) have also been fined and ordered to cease operations in relation to disgraceful food hygiene matters on the premises.
- iii) have had a planning application overturned by the Inspectorate, regarding the wrongful erection of a permanent marquee.
- iv) A High Court injunction was enforced against them for the illegal use of their land for airport car parking.
- v) Furthermore, Mr Isaq has recently served a prison sentence for wilfully disobeying fire safety regulations, potentially putting people's lives at great risk. This was at a separate property that he owns.

In all, the applicant has continually shown a complete disregard for the relevant rules and regulations for over a decade. The rules are set down by the appropriate authorities to protect both the environment and the neighbourhood from noise pollution and disturbance.

In our opinion and bearing in mind the previous history of enforcement action at this site, he is not a fit person to be granted another licence. If it were granted, you can be sure that some enforcement action down the line might be required against future transgressions. We would respectfully request that this application be turned down.

Yours faithfully

  
Humphrey Wright

  
Helen E Wright

**Boyle, Joanne**

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**From:** Pickup, Jade on behalf of Licensing  
**Sent:** 26 March 2019 07:19  
**To:** Boyle, Joanne  
**Subject:** URGENT Ref LA0076/19 -Premises Licence -The Cheshire Barn Shay Lane Hale Barns Cheshire WA15 8UD. Objection  
**Attachments:** IMG-6248.JPG  
**Importance:** High

Yours sincerely,

*Jade Pickup*

Jade Pickup  
**Licensing Officer**  
Place Directorate - Regulatory Services  
Trafford Town Hall  
Talbot Road  
Stretford  
M32 0TH.  
Telephone: 0161 912 4242

**From:** David gadsby [r]  
**Sent:** 25 March 2019 19:06  
**To:** Licensing  
**Subject:** Ref LA0076/19 -Premises Licence -The Cheshire Barn Shay Lane Hale Barns Cheshire WA15 8UD. Objection

With reference to the above premises licence proposal I wish to object on the grounds of the well documented issues over the last decade that local residents have experienced from events at the Cheshire Barn and taking place within the grounds of Davenport Green Hall.

Thank you

David Gadsby  
Shay Lane  
Altrincham  
WA15 8UE

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**SUPPLEMENTARY INFORMATION**

**TRAFFORD COUNCIL**

THE LICENSING SUB-COMMITTEE – 9<sup>th</sup> MAY 2019 (DEFERRED FROM 17<sup>th</sup> APRIL 2019)

REPORT OF THE HEAD OF REGULATORY SERVICES

REPORT REF. NO.

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE – THE CHESHIRE BARN, SHAY LANE, HALE BARN, WA15 8UD**

**PURPOSE**

The purpose of this additional information is to advise the Sub-Committee of the enforcement history in respect of the premises to be known as Cheshire Barn (formerly operated as Cheshire Hall and Davenport Green Hall).

**Nigel Smith**  
**Head of Regulatory Services**

Further Information From:

Name: Joanne Boyle  
Licensing Team Leader  
Extension: 4129

## **Pollution**

1. Environmental Protection Act 1990, Section 80, Notice in Respect of a Statutory Nuisance was served on the owner of Davenport Green Hall on 4<sup>th</sup> September 2008. The Council was satisfied of the likely recurrence of a statutory noise nuisance under section 79 (1) g of the Act at Davenport Green Hall arising from noise from amplified music and required the owner of the premises to prohibit the recurrence of the same.
2. The owner of Davenport Green Hall was prosecuted on 11<sup>th</sup> November 2011 at Sale Magistrates for 4 breaches of the noise abatement notice which was served in September 2008. The offences related to incidents of loud amplified music amounting to non-compliance with the abatement notice served.

Mr Mohammed Isaq pleaded guilty and was fined £3,500 for each offence, resulting in a total fine of £14,000. Costs were awarded to the Council.

## **Environmental Health**

1. Prosecution in 2015 relating to offences from December 2014. In total there were 10 food hygiene offences on Davenport Green Hall Ltd which led to Mr Isaq being prohibited from ever running a food business. The Company was fined approximately £40,000 and £23,000 costs; neither of which have been paid.

## **Planning**

1. Unauthorised Marquee – Enforcement Ref:ENF1352: - The Council issued a planning enforcement notice dated 21<sup>st</sup> July 2010 seeking removal of an unauthorised marquee used for wedding functions. An appeal against the enforcement notice was held at a public Inquiry in April 2011, the appeal was dismissed in May 2011. The applicant challenged this decision at the High Court and Court of Appeal both appeals were dismissed. The Council successfully prosecuted the applicant in December 2013 for breach of the enforcement notice. The Marquee was removed January 2014.
2. Unauthorised Airport Car-Parking – Enforcement Ref:ENF1407 – The Council issued a planning enforcement notice dated 15th September 2015 seeking cessation of the airport related car parking. An appeal against the enforcement notice was held at an informal hearing in June 2017, the appeal was dismissed July 2017. The applicant ignored the requirements of the enforcement notice and continued with the unauthorised airport car parking. The Council applied for an interim injunction through the High Court which was granted on the 17th January 2018, the applicant immediately ceased the unauthorised airport car parking.

## **Trading Standards**

1. Following a large number of complaints about the airport parking business being run at Davenport Green Hall, Trading Standards commenced an investigation in September 2017. As a result Mr Mohamed Isaq and three other members of his family are awaiting trial at Manchester Crown Court in June 2019. Charges include Consumer Protection from Unfair Trading, Fraudulent Trading and Money Laundering.

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