

## LICENSING SUB-COMMITTEE

26 JUNE 2019

### PRESENT

Councillor A. Duffield (in the Chair),  
Councillors D. Butt and D. Jarman.

#### In attendance

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

### 1. QUESTIONS FROM MEMBERS OF THE PUBLIC

No questions from members of the public were received.

### 2. APPLICATION FOR THE GRANT OF A VARIATION TO THE PREMISES LICENCE - HALE COUNTRY CLUB, 47 CLAY LANE, HALE, CHESHIRE WA15 7AF

The Head of Regulatory Services submitted a report informing Members of an application received from Hale Country Club Limited for the grant of a variation to the premises licence for Hale Country Club, 47 Clay Lane, Hale WA15 7AF which had attracted representations from Trafford Council Environmental Protection and a local resident against the application.

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

Representations were made in support of the application by Mr D Roberts, Solicitor, Eversheds Sutherland and Mr G Hill / Mr M Foster Solicitors, Hutt Group. Representations were made against the application by Miss Ali, Environmental Health Officer.

#### RESOLVED –

- (1) That the application by Hale Country Club Limited for a variation to the Premises Licence for Hale Country Club be granted as per 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 D Butt

**Applicant:** **Hale Country Club Limited**

**Type of Licence:** **Grant of a Variation of a Premises Licence: Hale Country Club, 47 Clay Lane, Hale, Altrincham WA15 7AF**

**Representors:** Local Resident – not in attendance  
Samantha Jackson

Environmental Protection – in attendance  
Miss Ali – Environmental Health Officer

**Parties Present:** On behalf of Applicant – in attendance  
Mr D Roberts – Solicitor, Eversheds Sutherland  
Ms A Worthington – Paralegal, Eversheds Sutherland  
Mr G Hill – Solicitor, Hutt Group  
Mr M Foster – Solicitor, Hutt Group  
Ms V Tahmasebi – Hutt Group  
Ms A Littler – Hutt Group

Officers  
Candice Manifold – Solicitor  
Joanne Boyle - Licensing Team Leader  
Ruth Worsley – Democratic and Scrutiny Officer

**Date of Hearing:** Wednesday 26 June 2019

**Time Commence:** 6.30 p.m.

**Time Terminated:** 8.22 p.m.

**LICENSING SUB-COMMITTEE DECISION**

In its Final Determination the Licensing Sub-Committee at a hearing held at Trafford Town Hall on 26<sup>th</sup> June 2019, the Council determined:

1. That the representations received from the Environmental Health Team and Local Resident were relevant representations.
2. The Licensing Sub Committee has considered the licensing objectives, including the prevention of public nuisance objective.

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3. To grant a variation of the Premises Licence for the following licensable activities, subject to the following conditions being attached to the Premises Licence:

Outdoors

Playing of recorded music	10:00 to 01:00	Monday to Sunday
Sale of alcohol (On and Off)	10:00 to 01:00	Monday to Sunday
Live music	10:00 to 01:00	Monday to Sunday
Performance of films	10:00 to 01:00	Monday to Sunday
Performance of dance		
And similar entertainment	10:00 to 01:00	Monday to Sunday
Late night refreshment	23:00 to 01:00	Monday to Sunday

Indoors

Playing of recorded music	10:00 to 24:00	Monday to Sunday
Sale of alcohol (On and Off)	10:00 to 24:00	Monday to Sunday
Live music	10:00 to 24:00	Monday to Sunday
Performance of films	10:00 to 24:00	Monday to Sunday
Performance of dance		
And similar entertainment	10:00 to 24:00	Monday to Sunday
Late night refreshment	23:00 to 24:00	Monday to Sunday

For the avoidance of any doubt the reference to the "Premises" shall mean the premises to which the Premises Licence relates to and where licensable activities take place.

For the avoidance of doubt the following conditions listed below at 1- 7 will only relate to outdoor events.

For the avoidance of doubt the following conditions listed below at 1 -7 do not relate to the outdoor event already scheduled for early July 2019, and it is recognized that the Premises Licence Holder will not have sufficient time to prepare the plans in line with these additional conditions.

Conditions of the Premises Licence:

For each outdoor event that takes place at the premises, the Premises Licence Holder must ensure that the following are created for, made available at and implemented from the outset of the event:

1. A noise management plan clearly detailing what steps have been taken in the planning of the outdoor event and will be taken during the course of it, to manage the levels of noise and impact on local residents;
2. A dispersal plan clearly detailing what steps have been taken in the planning of the outdoor event and will be taken during the course of it, to manage both the arrival and dispersal of the attendees, and the noise and impact upon local residents;

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3. A contact plan clearly detailing what steps have been taken in the planning of and preparation for the outdoor event to:
  - a) Inform local residents of the date and time of the event;
  - b) In particular, inform the complainants from the July 2018 event, or the date and time of the event; and
  - c) Inform and re-assure local residents of the steps taken by the Premises to manage the levels of noise and impact; and
  - d) The contact details for the designated premises supervisor (DPS) or other key point of contact at the Premises, on the date of the event
4. The Premises Licence Holder must ensure that the noise management plan, dispersal plan and contact plan is available at each and implemented by the DPS at each outdoor event.
5. The Premises Licence Holder is not required to send the Council copies of the noise management plan, dispersal plan or contact plan for each outdoor event that takes place at the premises, but must ensure that copies of such are retained by themselves.
6. The Premises Licence Holder must ensure that the noise management plan, dispersal plan and contact plan created for each outdoor event are signed, dated and stored electronically or in such other way that evidences that these plans were prepared and stored contemporaneously.
7. The Premises Licence Holder will on request by the police or an authorised officer of the Licensing Authority, make the noise management plan, dispersal plan and/or contact plan created for each outdoor event, available.

Amendment of existing condition:

The Licensing Sub-Committee also determined to grant the required amendment to the existing condition.

“There would be a maximum of six events per annum (only 2 allowed per calendar month) of between the hours 10:00 and midnight; and a maximum of four further events between the hours of 10:00 and 19:00.”

to

“There shall be a maximum of two events per annum between the hours of 10:00 and midnight; a maximum of two further events per annum between the hours of 10:00 and 01:00; and a maximum of four further events between the hours of 10:00 and 19:00. Only two outside events finishing after 19:00 shall be allowed per calendar month”.

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**LICENSING SUB-COMMITTEE'S REASONS FOR REACHING ITS DECISION**

The reason for Sub Committee's decision is:

1. The Sub-Committee considered the Licensing Act 2003 and regulations, the Guidance and the Council's Licensing Policy and the application.
2. The Sub-Committee carefully considered the concerns raised by the Council's Environmental Protection Team and a local resident and balanced those concerns with the interests of the applicant and the licensing objectives.
3. The Sub-Committee recognised that no review was implemented in relation to the previous complaints made.

The Sub-Committee considers that the additional conditions are appropriate and proportionate to the promotion of the licensing objectives.

The meeting commenced at 6.30 pm and finished at 8.22 pm