

Licensing Act 2003

Premises Licence

PL000667



must be licensed by the Security Industry Authority..

ADDITIONAL MANDATORY CONDITIONS (28th May 2014)

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1:

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(b) "permitted price" is the price found by applying the formula

$$P = D + (D \times V)$$

Where

(i) P is the permitted price

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol

and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence

(i) the holder of the premises licence

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

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4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ADDITIONAL MANDATORY CONDITIONS (1st October 2014)

5. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purposes of encouraging the sale or supply of alcohol for consumption on the premises:
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise)
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner

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- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)
- 6. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 7.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:
 - (a) a holographic mark
 - or
 - (b) an ultraviolet feature
- 8. The responsible person must ensure that:
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures
 - (i) beer or cider: ½ pint
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available

Annex 2 – Conditions Consistent with the Operating Schedule

- 1. Staff shall receive appropriate and adequate training with regard to the sale of alcohol to those under age and those who are intoxicated.

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2. Escape routes and exits shall be kept unobstructed, in good order and free from trip hazards.
3. Anyone who appears to be under the age of 18 and who is attempting to buy alcohol shall be required to produce 'proof of age' before such sale is made.

Annex 3 – Conditions Attached After a Hearing of the Licensing Committee

1. Use of beer gardens or outside areas as outlined in red on the enclosed plan should not be permitted beyond 23 :00 hours.
2. Noise from music and associated sources (including D Js and amplified voices) must not be audible to such an extent that it constitutes a nuisance at any noise sensitive properties.
3. All external doors and windows shall be kept closed when regulated entertainment is being provided inside the premises except in the event of an emergency.
4. There shall be placed at all exits from 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.
5. No fireworks or other pyrotechnics shall be used other than with the prior consent of the Licensing Authority.

Thursday 18th January, 2018

6. When the area outlined in yellow on the certified plans referenced PL000667-18012018 (4), is used for an outside event, a risk assessment shall be completed for that event, including details in respect of health and safety risks, security provision and limitation of noise.

In respect of Outside Events :

- i. There would be a maximum of six events per annum (only 2 allowed per calendar month) between the hours of 10 :00 and midnight ; and a maximum of four further events between the hours of 10 :00 and 19 :00.
- ii. The premises licence holder will have at least one sound engineer in attendance at every event. The sound engineer will monitor noise levels from the event at frequent intervals.
- iii. The premises licence holder will only use audio systems that have been designed to distribute audio evenly across the event allowing noise levels to be kept to a minimum.
- iv. The premises licence holder will ensure that there is a security team in place for all events. The security team will manage attendees and ensure they arrive and depart in

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a manner which causes minimum disruption to neighbours.

7. The premises licence holder will provide Environmental Health with a contact number of a representative of its' house security team that will have responsibility for ensuring noise levels at any events are controlled.

A handwritten signature in black ink that reads 'J.B. Veitch'.

Signature of Authorised Officer

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Premises Licence Summary

PL000667



POSTAL ADDRESS OF PREMISES OR, IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Hale Country Club

47 Clay Lane, Hale, Altrincham, Cheshire, WA15 7AF

WHERE THE LICENCE IS TIME LIMITED, THE DATES

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE AND THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Films-Indoors and Outdoors Monday to Sunday - 10:00 to 00:00

Seasonal Variations :

On New Year's Eve the provision of licensable activities may continue until the end of the hours permitted on New Year's Day.

An additional hour to the standard and non-standard timings for licensable activities is permitted on the day when British Summertime commences.

Live Music-Indoors & Outdoors Monday to Sunday - 10:00 to 00:00

Seasonal Variations :

On New Year's Eve the provision of licensable activities may continue until the end of the hours permitted on New Year's Day.

An additional hour to the standard and non-standard timings for licensable activities is permitted on the day when British Summertime commences.

Dance-Indoors & Outdoors Monday to Sunday - 10:00 to 00:00

Seasonal Variations :

On New Year's Eve the provision of licensable activities may continue until the end of the hours permitted on New Year's Day.

An additional hour to the standard and non-standard

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LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE AND THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

	timings for licensable activities is permitted on the day when British Summertime commences.
Like music/dance-Indoors & Outdoors	Monday to Sunday - 10:00 to 00:00 Seasonal Variations : On New Year's Eve the provision of licensable activities may continue until the end of the hours permitted on New Year's Day. An additional hour to the standard and non-standard timings for licensable activities is permitted on the day when British Summertime commences.
LN Refreshments-Indoors	Monday to Sunday - 23:00 to 00:00 Seasonal Variation : New Year's Eve = 06.30 to 02.00 (following day)
Alcohol - On & Off premises	Monday to Sunday - 10:00 to 00:00 Seasonal Variations : New Year's Eve = 06.30 to 02.00 (following day)

THE OPENING HOURS OF THE PREMISES

Monday to Friday - 06:30 to 00:30
Saturday and Sunday - 08:00 to 00:30
Seasonal Variations :
New Year's Eve = 06.30 to 02.30 (following day)

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL, WHETHER THESE ARE ON AND/OR OFF SUPPLIES

The sale of alcohol for consumption ON and OFF the premises.

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NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE AVAILABLE) OF LICENCE HOLDER

Hale Country Club Limited
Hale Country Club, 47 Clay Lane, Hale, Altrincham,
Cheshire, WA15 7AF

Telephone : 0161 903 9587

REGISTERED NUMBER OF HOLDER, WHERE APPLICABLE (E.G. COMPANY NUMBER, CHARITY NUMBER)

5970110

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Ms Danica Jayne Wladarz

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Licence No: WBC/PL2354

Issued by : Warrington

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

No restrictions.

Signature of Authorised Officer

APPENDIX C

Representations

Pickup, Jade

From: Ali, Nasreen
Sent: 15 May 2019 12:37
To: Licensing
Cc: Boyle, Joanne
Subject: Full Variation to premises licence PL 000667: Hale Country Club, 47 Clay Lane, Timperley, Altrincham
Attachments: NFA04970.doc

Dear Licensing team,

Please find attached my comments relating to the above application.

Kind Regards

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

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Boyle, Joanne

From: Boyle, Joanne
Sent: 07 June 2019 12:00
To: Ali, Nasreen
Subject: Hale Country Club - Variation to Premises Licence - Committee Hearing - 26th June 2019

Hearing of Application for the Variation of a Premises Licence – PL000667
Premises: Hale Country Club, Hale, WA15 7AF

I refer to your representation against the above application and write to advise you that a meeting of the Licensing Sub-committee has been arranged to consider all the representations and to determine the application.

The hearing will take place in Meeting Room 9, Ground Floor, Trafford Town Hall, Talbot Road, Stretford, Manchester, M32 0TH at 6.30 p.m. on Wednesday 26th June 2019.

You are invited to attend the meeting in support of your representation.

A copy of the report to be considered by the Licensing Sub-Committee will be available to view on the Council's website at least 5 clear working days before the date of the hearing.

Visit: www.trafford.gov.uk (Homepage>About your Council>Committees>Committee details>Meetings) or if you wish us to send you a copy of the report please email: licensing@trafford.gov.uk .

Please do not hesitate to contact me if you have any queries.

Joanne Boyle

Joanne Boyle | Licensing Team Leader
Place Directorate
Regulatory Services - Licensing
Trafford Town Hall
Talbot Road
Stretford
M32 0TH.
Tel: 0161 912 4129
Email: joanne.boyle@trafford.gov.uk
GCSX: joanne.boyle@trafford.gcsx.gov.uk

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BOROUGH OF TRAFFORD**MEMORANDUM****From:** Pollution and Licensing**To:** Licensing Manager**FAO:****Ref:** NFA/164101**Ref:****Tel** 0161 912 4026**Date:** 17 May 2019**Ext:**

If telephoning please ask Miss N Ali
for:

Subject: Full Variation to premises licence PL 000667: Hale Country Club, 47 Clay Lane, Timperley, Altrincham

The application for a full variation to the premises licence at the above premises has been reviewed. The current licence, PL000667, for the premises allows for various forms of regulated entertainment, late night refreshment and alcohol provision between the hours of 10.00 to 00.00 on Mondays to Sundays.

The forms of regulated entertainment include films, live music, dance and entertainment like music/dance both indoors and outdoors of the premises.

Late night refreshment is only for within the premises and alcohol is allowed to be served on and off the premises. The opening hours for the premises are: Monday to Friday; 06.30 to 00.30 and Saturday, Sunday; 08.00 to 00.30.

Annex 3 of the licence contains 7 conditions attached after a hearing of the Licensing Committee on the 18th January 2018. The conditions are aimed at the prevention of public nuisance. In particular, Condition 6, which is divided into 4 parts, is in respect of outside events at Hale Country Club.

Condition 6 (i) is as follows:

There would be a maximum of six events per annum (only 2 allowed per calendar month) between the hours of 10.00 and midnight: and a maximum of 4 further events between the hours of 10.00 and 19.00.

The applicant advises that the nature of the proposed variation is: 'The application is for a variation of the premises licence in respect of outside events in the area outlined yellow on the premises licence plan to extend the permitted hours for licensable activities including: films, recorded and live music, performance of dance and similar entertainment, sale of alcohol and late night refreshments by one hour until 01.00 and opening hours until 01.30 on up to 2 events in any one calendar year and to include the provision of recorded music during event hours and amend the existing condition at Annex 3, condition 6 (i) to reduce the number of total events from 10 to 8 per annum. Accordingly a new condition 6 (i) shall read: "6(i) There would be a maximum of 2 events per annum between the hours of 10.00 and midnight, a maximum of 2 further events per annum between the hours of 10.00 and 01.00: and a maximum of 4 further events between the hours of 10.00 and 19.00. Only 2 outside events finishing after 19.00 shall be allowed per calendar month."

The Operating schedule of the application provides further information and seeks to:

1. Extend the hours of regulated entertainment (films/live music/recorded music (not currently included in licence: PL 000667)/performance of dance/ Anything similar) by 1 hour to 01.00 Monday to Sunday (Indoors and Outdoors)
2. Extend the hours for the provision of late night refreshment by 1 hour to 01.00 Monday to Sunday and to allow for the provision of late night refreshment, which was previously just indoors to also include the outdoors.
3. Extend the hours for the provision of alcohol by 1 hour to 01.00 Monday to Sunday (Indoors and Outdoors)
4. Change the hours that the premises are open to the public from: Monday to Friday 06.30 to 00.30, Saturday and Sunday 08.00 to 00.30 to: Monday to Sunday 06.00 to 01.30. This would extend the hours of opening towards the end of each day of the week by 1 hour to 01.30 and at the beginning of the day by 30 minutes (Monday to Friday) and 2 hours (weekends).
5. Amend the existing condition at Annex 3, condition 6 (i) to reduce the number of total events from 10 to 8 per annum.
6. Propose a new condition; "6(i) There would be a maximum of 2 events per annum between the hours of 10.00 and midnight, a maximum of 2 further events per annum between the hours of 10.00 and 01.00: and a maximum of 4 further events between the hours of 10.00 and 19.00. Only 2 outside events finishing after 19.00 shall be allowed per calendar month."

Although the information provided in the nature of variation section refers to the changes to the outside areas only for 2 events per calendar year, the body of the application (operating schedule) proposes a number of changes, every day of the week for all activities, both indoors and outdoors.

Having sought clarification on this aspect from colleagues in Licensing and the applicant, it is understood that the proposed variation is strictly for the outside areas on only the 2 days per annum in which the various forms of entertainment, late night refreshment and alcohol would be provided outdoors until 01.00 and the premises open to the public until 01.30. The proposal regarding recorded music is for it to be provided until midnight indoors and until 01.00 in the outside area on 2 days per annum. In addition to this, condition 6 i) would be amended to reduce the total number of events from 10 to 8 in line with the number of events and hours previously stated (proposed new condition 6 i)).

There has been a history of noise complaints relating to external events at this and other similar premises in the Borough, in particular, where marquees have been used. Indeed, a noise abatement notice was required to be served under the provisions of the Environmental Protection Act 1990 in 2008 on the site adjacent to Hale Country Club due to the significant noise and disturbance caused to local residents by a live music event being held on the site.

The Pollution Section objected to a similar application on the Hale Country Club site in both 2011 and 2017. It is considered that noise from such external regulated entertainment events cannot be adequately controlled so as to prevent public nuisance. Certainly, amplified music being played in an external area with minimal mitigation and exacerbated by the playing of low frequency bass beat music; can cause serious impact and intrusion particularly during the spring / summer months when it is not unreasonable for local residents to open their windows for ventilation purposes.

This has been clearly demonstrated in relation to an event which was held in the outside area of the premises on the 6th July 2018, where the Pollution section received 3 separate complaints from residents living various distances from the club. Extracts from the complainants e-mails are reproduced below for information:

06/07/18 @ 20.22. Complainant lives 950m away from Hale Country Club

'Hale Country Club and Spa are playing music all evening. The music has a loud bass to it and is a disturbance in our garden. We have come inside to avoid it and we can still hear this in our home. They appear to have erected a marquee for the summer so I assume this will be ongoing for months now'

06/07/18 @ 22.06. Complainant lives 681m away from Hale Country Club (reference to mother who lives in vicinity also being affected)

'There is live music and DJ on the football pitch in front of Hale Country Club on Clay Lane. Its far too loud, i can hear it inside my house. My mum lives on the Wellgreen and can hear it and she is deaf. I have tried to ring them and have been on hold and not able to talk to anyone. I am concerned this is going to be a regular occurrence.'

06/07/18 @ 23.51. Complainant lives 611m away from Hale Country Club

'Loud music coming from Clay Lane area of Hale. It is now 23.50 and it is still going. This is ridiculous and has happened before. Obviously previous complaints from residents have no effect.'

The Pollution section liaised with the designated premises supervisor regarding these complaints. Although the designated premises supervisor was not present at this particular event, she provided the following information on how the event was managed;

As discussed this event was managed by Hale Country Club's in house security team and Make Events Limited (a leading full service event management company in the North West).

Make Events engaged a Sound Engineer to monitor noise levels at the event. The Sound Engineer reported in to Make Events' Project Manager, the representative from Make Events that had responsibility for the event on behalf of Make Events. The Project Manager and Hale Country Club's security team both reported in to Hale Country Club's management team, who were ultimately responsible for the organisation and management of the event.

Throughout the event the Project Manager and the Sound Engineer monitored noise levels both inside the venue and outside the venue, the latter being our primary concern. The Sound Engineer and the Project Manager were given the mandate of ensuring noise levels from the event were not at a level which would disturb Hale Country Club's neighbours and had authority to unilaterally adjust the noise levels at the event if they considered the event was not complying with this mandate.

The Sound Engineer has provided the below summary of the audio system used at the event:

"The sound system was designed taking into consideration the residential area and Country Club surrounding the marquee. We utilised cardioid subwoofer enclosures and directional line array boxes. The choice of cardioid subwoofers enabled us to reduce rear sub levels by around 30dB - 40 dB. The specified subwoofers operate from 40Hz -95Hz. We adopted a small ground stacked line array to enable and reduction of 3dB every doubling of distance compared to a reduction 6dB every doubling of distance that you would have from a conventional point source system. Therefore a lower SPL energy was achieved. Due to the size of the marquee we also chose to adopt three sets of delay speakers in order to keep the overall SPL level lower compared to one large system at one end of the marquee.

The entire system was controlled via digital amplifiers and monitored from front-of-house.

We opted for a "silent stage" and all performers utilised in-ear- monitoring (excluding the DJ who had one monitor). This enabled us to keep noise levels down further."

Mr Davies was our Head of Security at the event and had responsibility for dealing with any complaints. He also worked with the Sound Engineer and Project Manager to monitor noise levels.

It is evident that despite the presence of a sound engineer, carefully chosen audio systems and a security team in place for the event, 3 separate local residents, living at varying distances from the club, contacted the Council's Pollution team to complain about noise from the event. It is also likely that a number of other residents in the vicinity of Hale Country Club may have been affected by noise from this event.

The Pollution Section is not aware of any additional outside events at the premises since the 6th July 2018 and no contact has been made by the club to date, to advise of any additional proposed events.

The extension of hours of external events by 1 hour on 2 occasions per annum has the potential to impact upon local residents as late as 01.30. Allowing the external areas to be used even later

than currently permitted will inevitably result in an increase in activity in an area at a time where there was no activity previously. In addition, 2 further events up until 00.00, 4 further events between the hours of 10.00 and 19.00 and the option to apply for Temporary Event Notices, could impact upon local residents in a negative way on a regular basis.

The complaints received relating to the outside event at the premises have clearly demonstrated that the noise associated with such events is inevitable and detrimental. If licensing hours are extended beyond what is currently permitted, problems of nuisance are likely to occur. Therefore, the Pollution section objects to the above variation on the grounds of public nuisance.

N Ali

Nasreen Ali
Environmental Health Officer

Pickup, Jade

From: samantha jackson <jacksonsamantha210@gmail.com>
Sent: 16 May 2019 16:05
To: Licensing
Subject: Re: Variation of licence Hale Country Club

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Licensing Act 2003 - General

Dear Ms Pickup

Please accept this as my objection to the variation of the licence at Hale Country Club ref La0153/19.

I am objecting on the grounds of the prevention of a public nuisance.

They had an outdoor event last year and the noise was terrible. It prevented me from sitting in my garden and having my bedroom windows open a hot evening.

The variation of their licence could cause an ongoing public nuisance affecting all the residents around the area.

I have put my objection in writing and posted it.

Regards

Samantha Jackson
The Tannery
Clay Lane
Hale
Cheshire
WA157TR

Sent from my iPhone

> On 14 May 2019, at 10:38, Licensing <licensing@trafford.gov.uk> wrote:

>

> Hi Samantha,

>

> Thank you for your email below advising that you would like to make an objection to the above application.

>

> I have discussed your objection with my manager who has advised that in order for us to pursue your objection we would require further detail.

>

> I have attached the guidance to help you in making your representation.

>

> Yours sincerely,

> Jade Pickup

> Licensing Officer

> Place Directorate - Regulatory Services Trafford Town Hall Talbot Road

> Stretford

> M32 0TH.

RECEIVED

20 MAY 2019

Samantha Jackson
 The Tannery
 Clay Lane
 Hale
 WA15 7TR

Dear Sir/Madam,

Re Variation of licence Hale Country Club
 LA 0153/19

I am writing to object to the variation of
 the above licence, on the grounds of it could
 lead to a public nuisance.

They held an outdoor event last week
 The live music was extremely loud
 and it prevented me sitting in my
 garden and having my windows open
 on a hot evening.

Yours faithfully



Samantha Jackson
 The Tannery
 Clay Lane
 Hale
 Cheshire
 WA15 7TR