

**SPEAKERS PANEL (LIQUOR LICENSING)**

**Day:** Tuesday  
**Date:** 16 August 2022  
**Time:** 10.00 am  
**Place:** Committee Room 2, Tameside One, Market Square,  
Ashton-Under-Lyne, OL6 6BH

Item No.	AGENDA	Page No
1.	<b>APOLOGIES FOR ABSENCE</b> To receive any apologies for absence.	
2.	<b>DECLARATIONS OF INTEREST</b> To receive any declarations of interest.	
3.	<b>MINUTES</b> To approve as a correct record the Minutes of the proceedings of the meetings of the Speakers' Panel (Liquor Licensing) held on 17 June and 28 June 2022.	1 - 14
4.	<b>APPLICATION FOR A PREMISES LICENCE – MOTTRAM CRICKET CLUB, BROADBOTTOM ROAD, MOTTRAM, SK14 6JA</b> To consider the attached report of the Assistant Director, Operations and Neighbourhoods.	15 - 110

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# Agenda Item 3

## SPEAKERS PANEL (LIQUOR LICENSING)

17 June 2022

Commenced: 10.38am

Terminated: 1.00pm

**Present:** Councillors Drennan (Chair), Bowerman and Gosling

**In Attendance:**

Ian Saxon	Director of Place, TMBC
Gemma Lee	Regulatory Compliance Officer, TMBC
Rifat Iqbal	Senior Solicitor, TMBC
Ashleigh Melia	Solicitor, TMBC
PC Foley	Greater Manchester Police
Inspector Swift	Greater Manchester Police (Part Meeting)
James Beevor	Applicant
James Hunt	Applicant's representative
Alan Davies	Applicant's friend

### 1. DECLARATIONS OF INTEREST

Councillor Bowerman declared, on the grounds of public interest, that she was acquainted with PC Wilson following involvement in a recent community clean-up event. She further declared that this did not prejudice her professional integrity in hearing the licensing application and reaching a decision with panel members.

### 2. MINUTES

That the Minutes of the meeting of the Speakers' Panel (Liquor Licensing) held on 6 December 2022 be approved as a correct record.

### 3. APPLICATION TO TRANSFER A PREMISES LICENCE AND VARIATION OF A PREMISES LICENCE TO SPECIFY AN INDIVIDUAL AS THE DESIGNATED PREMISES SUPERVISOR - MOLLY MALONES, 4-6 GEORGE STREET, ASHTON-UNDER-LYNE, TAMESIDE OL6 6AQ

Mr Saxon presented the report to the Panel and identified the steps available to the Panel in determining each of the applications.

Mr Saxon informed the Panel of the brief background to each application as set out in the report and summarised the representation received from the Police.

The Premises Licence for Molly Malones, 4-6 George Street, Ashton-under-Lyne was surrendered by the previous licence holder on 25 April 2022. Section 50 of the Licensing Act 2003 allows for a surrendered licence to be reinstated where a valid transfer application is made no later than 28 days after the licence lapsed. A site plan, including an up to date photograph of the premises was attached at **Appendix 1** to the report.

On 3 May 2022, the Licensing Office received simultaneous applications for the transfer of the licence and variation of licence to specify an individual as a Designated Premises Supervisor (DPS). The applications were to transfer the Licence to Mr James Beevor and specify him as the DPS, with immediate effect in both cases. A copy of these applications were attached at **Appendix 2** to the report.

On 14 May 2022, the Licensing Authority received a notice from Greater Manchester Police objecting to the applications, including a detailed account of their reasons stating the grounds for being satisfied that the exceptional circumstances of the case were such that granting the transfer of licence to Mr Beevor would undermine the crime prevention objective. At the same time a notice was also submitted stating the grounds for being satisfied that the exceptional circumstances of the case were such that granting the applications to specify Mr Beevor as DPS would undermine the crime prevention objective. A copy of the notices and supporting information provided with those notices was attached at **Appendix 3** to the report.

On 25 May 2022, the applicant was notified of the representation received from Greater Manchester Police and invited to attend the hearing. In response to this notification the Regulatory Services Manager (Licensing) received communication via post from Mr Beevor on 31 May 2022 and by email on 8 June 2022, providing Mr Beevor's version of events. These letters were attached at **Appendix 4** to the report.

Between 10 and 14 June 2022, the Licensing Authority exchanged communications via email with Mr Beevor and his representative Mr James Hunt. The emails together with documents sent in by Mr Hunt and by PC Foley of Greater Manchester Police were attached at **Appendix 5** of the report.

The following submissions were made by the Applicant's (Mr Beevor's) representative Mr Hunt, in support of the Application:

- That Mr Beevor holds a personal licence however there is no basis for revoking the personal licence
- That Greater Manchester Police (GMP) have objected to both applications on the basis of:
  - A penalty notice for breaking lockdown regulations;
  - Fare dodging;
  - An allegation/charge of common assault in respect of an incident on 12 May 2022; and
  - Allegations that the applicant and the premises were in an unclean and unhygienic state on 12 May 2022
- That the public house was not open for business on 12 May 2022
- That none of the above would or can form the basis of legal proceedings to revoke Mr Beevor's personal licence
- Even if Mr Beevor was to be convicted of common assault, that would not be a ground to revoke his personal licence
- That Mr Beevor denies the charge of common assault
- Why then was Mr Beevor asked to attend Speaker's Panel to decide if he is to be allowed to open and run Molly Malone
- In what society was a man to be ruined financially when faced with unproven allegations that if proved would not disqualify him from being a publican
- Mr Hunt stated the Local Authority believes that the Police have "carte blanche" to introduce any evidence to support their objection
- That the core issue is that there is no basis to justify Mr Beevor from the right to be a publican
- That in the opinion of Greater Manchester Police, Mr Beevor can be a publican in theory but cannot be a publican of Molly Malone
- That legal proceedings of misfeasance in the public office will be needed to establish why Greater Manchester Police are so concerned that Mr Beevor should not be the publican of Molly Malone
- That this is a case of "autocratic police overreach" and an "ignorant disregard of common humanity and of the Rule of Law in a civilised society"
- Mr Hunt stated he has asked the Chief Constable of Greater Manchester Police and his assistant superintendent if the Chief Constable gave his authority for the issue of the objection notice and that the Chief Constable's silence "has been deafening"
- That PC Foley evidently believes he has the Chief Constable's authority to speak for him

- Mr Hunt stated with reference to the Police and who is at fault it must first be clear how this “monstrous position has been reached”
- Mr Hunt questioned how in a civilised society we “could be witnessing this travesty of human rights and common humanity”
- Mr Hunt stated with reference to the Human Rights Act 1998 and that all citizens:
- Have a right to a fair trial
- Have a right to protection of property, and to peaceful of one’s “possessions”
- That Mr Beevor’s “possession” is his right to occupy and run Molly Malone
- Mr Hunt questioned whether it can be the legal position that these two rights exist in legal theory but not in reality
- That Mr Beevor can have his fair trial at the Crown Court in a year and in the meantime Greater Manchester Police have destroyed his business and finances by “extra-judicial police diktat” questioning whether this can be so
- That to understand how the “abomination of this question comes to be asked, we must understand the incidious way that the fascist state is born and takes fight”
- That the licensing laws prior to 2003 did not suit “big business” and that the big brewers and big pub chains must have hated the pre “DPS world”
- Lay Magistrates who knew a locality decided cases on the good character of the publican: one man or one woman who were charged with opening the pub to ensure good order and local happiness
- That this system must have favoured the “little man” and “little woman” over the corporation.
- Mr Hunt questioned whether, if big pubs fell out with its licence manager, they would find their pub closed until the next quarterly session of the licensing magistrates
- That a new system must have been conceived that would ensure bureaucratic efficiency
- That the council would exercise quasi-judicial process and that a Speaker’s Panel with suitable legal advice would make the decision
- Mr Hunt questioned whether this was wise or sensible and whether it was compatible with the Human Rights Act 1998
- That it is the duty of all Tribunals to interpret legislation to succeed with principles of the European Convention of Human Rights
- That the Tribunal under advice from Rifat Iqbal could end the proceedings speedily and that it can throw out the “outrageous police diktat objection” to the transfer and variation
- Mr Hunt queried whether Rifat Iqbal felt that such a robust recommendation and interpretation of the law is “not for her” but thinks it is for the men and women of the Speaker’s Panel, men and women who are not versed in the law and practice of the courts
- That the laws of evidence and hearsay and the importance of evidence being given under oath are not the bailiwick of the Panel Members – it must be assumed
- Mr Hunt referred to the years 1939-1945 and 1215 and stated the fact that the European Convention of the Human Rights was adopted by our civilised nationals in 1948. The horrors and abomination of the Second World War had given men and women dreadful issues in fascism
- Mr Hunt referred to the Nazi party coming into power in Germany lawfully before the Fuhrer by emergency orders over time, “laid the foundations for tyranny and genocide”
- that Mussolini described fascism as the state and corporations working together and questioned whether, with the history of the 2003 laws now understood, can any of us deny that provenance.
- what we are to conclude given that that lockdown penalties are seemingly to count against Mr Beevor in the opinion of Greater Manchester Police
- that the Prime Minister and the Chancellor of the Exchequer of the United Kingdom of Great Britain and Northern Ireland are safe in office despite a flagrant breach of lockdown regulations but that Mr Beevor is to be prohibited from running Molly Malone
- That the Metropolitan Police can turn a blind eye but that the Greater Manchester Police can destroy the “little man” but that Mr Beevor is not a little man and that he is a free man of England

- That all are equal under the law and have been from 1215
- That England expects that Rifat and the members of this Speakers Panel will do their duty

The legal advisor to the Panel requested Mr Hunt to keep his submissions relevant to the applications before the Panel. Mr Beevor wanted to address the Panel with submissions that he had put in writing and sent prior to today's hearing to the licensing authority. Mr Beevor was directed to the report and written submissions contained at Appendix 4. Mr Beevor informed the Panel he had not seen the report that was before the Panel.

Council officer Carolyn Eaton, confirmed a copy of the report with complete agenda pack for today's Panel hearing had been sent out to Mr Beevor's representative, Mr Hunt.

The Panel adjourned the hearing at 11:10am to enable Mr Beevor to cross reference his papers that he had brought with him against the papers contained at appendix 4 of the report.

The Panel resumed hearing the application at 11:25am

The following submissions were made by the Applicant, Mr Beevor in support of his applications:

- The Panel were referred to **Appendix 4** of the report comprising of Mr Beevor's written representations
- Mr Beevor stated he was frightened for his life from the previous tenants attending at the premises who appeared to be career criminals
- The bailiffs were dressed in plain ordinary clothing and Mr Beevor was not convinced of their role as they were not wearing high vis jackets. Mr Beevor stated he was happy to put things aside and had called the Police first.
- Mr Beevor stated he was cleaning the pub and it was like a construction site on the day, 12 May 2022 and had worked a long time to save money for the premises lease
- Mr Beevor stated a lot of petty minded things had been put against him however the Prime Minister had breached the lockdown rules and it didn't seem right to Mr Beevor then being held to account.

Mr Hunt was given a further opportunity to put forward any further matters:

- Three intruders had arrived at the premises on 12 May 2022, who had not identified themselves
- These intruders did not identify themselves, Mr Beevor proceeded to call 999
- Before the Police had arrived at the premises Mr Beevor proceeded to show his lease for the premises to the persons attending and demonstrate that he was not liable for the gas charges
- The Police arrived at the premises and proceeded to handcuff Mr Beevor
- Mr Beevor was not questioned at the premises. The bailiffs would have left and the Police would have done if only they had asked questions of Mr Beevor

The following submissions were made by PC Foley on behalf of Greater Manchester Police:

- PC Foley requested the Panel disregard the previous offences cited in the Police representation
- Following the arrest of Mr Beevor the Police had no option but to submit a representation
- The Police believe there were exceptional circumstances giving rise to the representation being submitted
- PC Foley stated the Police believe it would put the public at risk should Mr Beevor be granted the licences
- PC Foley stated the Police need to be satisfied Mr Beevor is of good character.
- Running a pub is a challenging job in a challenging environment and would require the designated premises supervisor to run it in an appropriate manner.
- PC Foley stated he had been unable to locate any call from Mr Beevor to the Police and had only located a phone call from the bailiffs to the Police requesting assistance on 12 May 2022 at the premises

- PC Foley stated Mr Beevor had admitted to constructing the weapon, the Police have photos and is part of an ongoing investigation, which could be shown to the Panel
- PC Foley stated he would risk being highly criticised if he had not made representations and something happened at the premises

All parties were provided with the opportunity to ask questions in relation to the representations made.

All parties were invited to provide a brief statement in summary.

Members of the Panel then retired to carefully consider the written submissions, representations and questions and answers during the hearing in addition to all the information provided. The Panel were accompanied by the Legal Representative and the Principal Democratic Services Officer who provided legal and procedural advice only and took no part in the decision making process.

### **DECISION / REASONS**

In determining this matter, the Panel had due regard to:

- all oral and written evidence and submissions
- the Council's Statement of Licensing Policy,
- the relevant sections of the Licensing Act 2003 and Regulations made thereunder
- the Guidance issued by the Secretary of State under section 182 of that Act.

The Panel determined the applications to Transfer and Vary the Premises Licence to Specify an individual as the Designated Premises Supervisor pursuant to section 42 of the Act and section 37 of the Act having regard to the relevant representations and the requirement to take such steps as it considers appropriate to promote the licensing objective of prevention of crime and disorder being relevant to this application.

The Panel have not taken into consideration any previous convictions against Mr Beevor and the state of the premises on 12 May 2022.

The key points identified by the Panel are as follows:

1. on 12 May 2022 the public house was not open for business;
2. on 12 May 2022 Mr Beevor had in his possession a knife on a pole that was seen by the bailiffs and seized by the Police from the premises;
3. Mr Beevor does not accept any wrongdoing of having in his possession a knife on a pole. Mr Beevor explained he had this out of fear of 'career criminals' breaking into his premises;
4. Mr Beevor stated he had made a call to the Police on 12 May 2022 seeking their assistance out of fear when he believed that someone was attempting to break into his premises, PC Foley stated he had been unable to find any call log from Mr Beevor;
5. PC Foley believes it is likely the licensing objective will be undermined if the licence is granted given Mr Beevor had armed himself with a weapon in the premises that he had put together being a knife taped to a pole;
6. The Panel heard Molly Malone's is a pub in a busy town centre and noted PC Foley's concern in relation to how would Mr Beevor react in a challenging or situation of conflict.

It was not for the Panel to make findings in relation to guilt or innocence.

However, the Panel can be confident that Mr Beevor had a weapon in his possession on the premises being a knife taped to a pole.

The Panel were satisfied there had been exceptional circumstances giving rise to the Police objection.

The Panel in reaching their decision noted the premises was not open and trading at the time however there was a likelihood that the crime and disorder objective would be undermined if the licences were granted. The Panel was satisfied that the crime and disorder objective had been engaged.

The Panel must have confidence that Applicants are able to conduct themselves in a manner to safeguard and uphold the licensing objectives and not seek to take the law into their own hands.

The Panel had considered the options available.

On balance, having carefully considered all of the available information, the Panel decided that the applications to Transfer and Vary the Premises Licence to Specify an individual as the Designated Premises Supervisor be refused to ensure the safeguarding of the prevention of crime and disorder licensing objective

The Panel thanked those attending the hearing for their contribution and assisting the Panel in reaching its decision.

**RESOLVED**

**That the applications to Transfer and Vary the Premises Licence to Specify an individual as the Designated Premises Supervisor be refused.**

**CHAIR**

## **SPEAKERS PANEL (LIQUOR LICENSING)**

**28 June 2022**

**Commenced: 10.10am**

**Terminated: 1.20pm**

**Present:** Councillors Drennan (Chair), Bowden and Warrington

**In Attendance:**

<b>James Horton</b>	<b>Regulatory Compliance Officer, TMBC</b>
<b>Sharon Campbell</b>	<b>Regulatory Compliance Officer, TMBC</b>
<b>Rifat Iqbal</b>	<b>Solicitor, TMBC</b>
<b>Timothy Watson</b>	<b>Trading Standards Officer, TMBC</b>
<b>James Mallion</b>	<b>Population Health</b>
<b>PC Foley</b>	<b>Greater Manchester Police</b>
<b>Iqbal Shamraiz</b>	<b>Licence Holder and DPS</b>
<b>Tony Dales</b>	<b>Representative of the Licence Holder</b>
<b>Naresh Mistry</b>	<b>Employee at Best One attended in capacity of interpreter and to address any queries as required</b>

### **3. DECLARATIONS OF INTEREST**

Councillor Bowden declared, on the grounds of public interest, that she was acquainted with PC Foley through a mutual family acquaintance. She further declared that this did not prejudice her professional integrity in hearing the licensing application and reaching a decision with panel members.

### **4. REVIEW OF A PREMISES LICENCE - BEST ONE, 39 CANTERBURY STREET, ASHTON UNDER LYNE OL6 6HX**

Mr Horton presented the report to the Panel and identified the steps available to the Panel in determining the review (s52 (4) Licensing Act 2003). Mr Horton informed the Panel of the brief background to the review as set out in the report and summarised the representations received.

Timothy Watson, Trading Standards Officer, presented the Review application on behalf of Tameside MBC Trading Standards Service. Mr Watson referred the Panel to the Review Application, his witness statement and the exhibits identified in the statement (all appended to the Report to the Panel).

Mr Watson stated the following in response to questions:

- Mr Watson confirmed Mr Shamraiz was not present at the premises on 17 February 2022 and was present on 21 July 2021.
- Asked whether Iqbal Shamraiz and Shamraiz Hussain are the same person, Mr Watson confirmed he believes they are and was of the view the member of the public providing the intel may have made a mistake.

Mr Watson confirmed no chemical testing was carried out on the tobacco items seized, the fact was the labelling was incorrect and did not feel it necessary to carry out any testing.

James Mallion presented a representation on behalf of Tameside MBC Population Health. Mr Mallion referred the Panel to his written representation (appended to the Report to Panel).

No questions were asked of Mr Mallion and at this point Mr Mallion excused himself from the Panel hearing.

Regulatory Compliance Officer Sharon Campbell submitted a representation on behalf of the Licensing Authority. Ms Campbell referred the Panel to the content of the representation (appended to the report to Panel).

Ms Campbell stated the following in response to questions:

- Asked about the final compliance visit:
  - Ms Campbell stated the CCTV was operational but the footage could not be downloaded. Efforts were made by the staff to download the footage however a new member of staff had not had the training on how to use the system.
  - Ms Campbell stated high volume spirits containing 14% alcohol were next to the wines and beers and not behind the counter, this was raised with a member of staff who said it would be rectified and there was no reason to believe it wouldn't be
  - Ms Campbell confirmed no follow-up visit was undertaken.

Asked why it had taken so long to reach this stage, Ms Campbell stated they were unable to act on the first complaint and worked jointly with Trading Standards and the Police who had also received complaints, the full picture was required to take matters forward.

PC Foley presented a representation on behalf of Greater Manchester Police. PC Foley referred the Panel to his statement (appended to the report to Panel).

PC Cocks was not in attendance and PC Foley proceeded to read from the statement submitted by PC Cocks (appended to the report to Panel).

PC Foley stated the following in response to questions:

- Asked if they had identified the lady who brought a bunch of keys to the premises on 17 February 2022 and identified herself as Mr Shamraiz's wife, PC Foley stated she had identified herself as the proprietor but did not say whose wife she was.
- Asked the three incidents that PC Foley had referenced:
  - involved members of the public and not staff from the shop. Mr Dales requested a record be made that the panic button had been pressed in the premises and the Police had then attended.
- Had nothing to do with illicit tobacco

The following submissions were made by Mr Dales on behalf of the Licence Holder:

- Mr Dales stated he was representing Mr Shamraiz and with Mr Mistry in attendance who was at the premises on the dates when the incidents before the Panel took place and would be able to answer any questions
- No mitigation in buying and selling illicit cigarettes
- Mr Shamraiz's actions have put the business under threat.
- He is married with four children and has a single point of income
- Mr Shamraiz has not been in trouble before with the premises being run correctly until 2021 when these situations occurred
- Reference was made to Mr Dales' involvement at the premises post-February 2022 when he met with Mr Shamraiz and Mr Mistry. The premises were being run well, staff displayed a good knowledge of refusals policy and challenge 25 policy.
- Mr Mistry demonstrated good knowledge and was unhappy with Mr Shamraiz selling illicit cigarette.
- Mr Shamraiz is the DPS however Mr Mistry has assisted with the running of the business and has played a supporting role.
- Mr Dales stated he had conducted a licensing health check. The premises was operating satisfactorily, it was clear they needed a document. Mr Dales provided Mr Shamraiz with a due diligence folder and submitted this at the hearing for inspection. Staff have been trained on how to use the folder documents and on the licensing objectives.
- Mr Mistry was identified as supervisor when Mr Shamraiz is not present.

- Mr Dales had recommended Mr Mistry progress with obtaining his personal licence and has knowledge on selling alcohol and retail of age restricted products. Whilst Mr Mistry has only recently obtained his personal licence, he has 40 years' experience in the industry.
- The flavoured rum products and CCTV matter highlighted by Ms Campbell, Mr Dales had checked the location of the spirits and he had missed them, Mr Dales explained they are a cheaper version of Malibu products and contain 15% alcohol. It was a genuine error by staff who had put them there and not realised these items had to be behind the counter. This was rectified by the staff, it was a small number of bottles and not a large quantity.
- Regarding the CCTV on the compliance visit Mr Dales stated he had previously inspected the CCTV and it was in working order and shown how images are downloaded and this was demonstrated by Mr Shamraiz that images could be downloaded from his mobile phone. Mr Dales stated he had no idea what had happened on the day, however this had been rectified and the location of the hard drive has been moved enabling the signal from the wireless mouse to be picked up.
- In conclusion the issue of the illicit cigarettes Mr Shamraiz is responsible for his actions and is fully aware he must suffer the consequences and he accepts his days as the Designated Premises Supervisor are numbered.
- Mr Dales further stated Mr Mistry was in attendance today and an opportunity for the committee to remove Mr Shamraiz as opposed to a revocation of the licence and they would install Mr Mistry to take over the premises licence so that he has full responsibility of the shop and its running. Mr Mistry has extensive experience and was very much against what was going on. If Mr Mistry takes over he will be in control with Mr Shamraiz's role changing and Mr Dales would address his involvement in his submissions.

The Licence Holder addressed the Panel and stated:

- He was very sorry and had made a big mistake which was his first and last time
- He had got it wrong with someone and accepts this.
- He apologised for his actions and stated the shop was his only income and he had four children to support and it would not happen again.

The Licence Holder stated the following in response to questions:

- Mr Shamraiz stated he had only bought the illicit cigarettes one time and that it would not happen again
- Mr Mistry answered to a question asked of him that he had 23 years' experience of working at Tescos and various other supermarkets, he was able to state the licensing objectives and stated he had objected to the selling of the illicit cigarettes.
- Mr Mistry stated he was in attendance at some of the Council and Police visits and when asked for the key to the coffee cabinet, he was unable to provide this as it was not on the shelf where it was usually kept. Mr Mistry stated he was unaware the illicit cigarettes were in the coffee cabinet but was aware of Mr Shamraiz selling the illicit tobacco and had not personally sold any illicit tobacco.
- Mr Shamraiz when asked stated there is no high turnover of staff, there are four members of staff including Mr Shamraiz and Mr Mistry.
- It was noted the Police had said the members of staff at the shop were obstructive, when questioned why he thought he was an appropriate person when illicit tobacco was being sold at the premises, Mr Mistry stated he was unaware the illicit tobacco was there in the cabinet, he knew of Mr Shamraiz selling the illicit tobacco and had told Mr Shamraiz that it was not a good idea
- Mr Shamraiz stated he had only bought illicit tobacco on one occasion, Mr Horton challenged this assertion stating evidence stated on four occasions illicit cigarettes/ tobacco was on the premises. Mr Shamraiz stated he had retained a sample packet of illicit cigarettes to show Mr Dales when he attended at the premises to demonstrate what he had been offered.
- Mr Shamraiz stated there had been 100s of visits by the Council and the Police with no issues until this last year.
- Ms Campbell queried whether her last compliance visit form was included in the due diligence file. Mr Dales confirmed it was and stated he carries out an inspection visit every

- three months which is documented and his fees are paid by Mr Shamraiz. Mr Dales stated he has been able to give good feedback on visits and ensure any problems have been rectified. The due diligence has come after February and it has taken place this year and has closed the loop on what was good licensing work but the selling of illicit cigarettes caused frustration.
- Asked by PC Foley in relation to the selling of the illicit tobacco, Mr Mistry stated he knew of Mr Shamraiz selling illicit tobacco, with the sleeve seen behind the counter once and on that occasion Mr Mistry had said to Mr Shamraiz to not sell the items. Mr Mistry stated he had not sold any of the illicit cigarettes in the shop and worked the morning shift from 7am, usually working 30 hours a week and coming to the shop to pass time. Mr Mistry stated when asked by members of the public for cheap cigarettes he would state they do not sell them. Mr Mistry stated they sell a lot of coffee from the premises and he changes the coffee machine and on that day the key was not in its place, apparently Mr Shamraiz had taken it home.
  - In response to questions asked by Councillor Warrington, Mr Shamraiz confirmed:
    - prior to the selling of illicit cigarettes and tobacco in 2021 the income was adequate for the needs of Mr Shamraiz and his family. Mr Shamraiz stated someone who had come to the shop and he bought the items and sold them and had made this one mistake selling one or two packets a week.
    - the public would ask for the cigarettes under the counter and confirmed he had never sold them to children stating he would not sell to those underage and that can included alcohol.
    - he would never again buy or sell these items in the future
  - Mr Dales stated Mr Shamraiz was not aware of how dangerous these types of cigarettes are not only from a chemical point of view but also that they stay lit and cause fires and can kill people. Mr Dales stated he has picked up on this in the training folder and sat the staff down and has noted the sale of these products is on an increase and the 'white van man' is on increase.
  - Mr Dales agreed with Councillor Warrington that this activity was exploiting vulnerable people. Mr Shamraiz stated he had been influenced by these people and added that his 9 year old daughter had passed away, he had been very sad by this and had made this mistake and wanted one more chance
  - In response to questions asked by Councillor Bowden, Mr Shamraiz confirmed he knew the licensing laws, the licensing objectives and knew what they mean. Mr Dales added the due diligence folder has a section on the training that has been delivered.
  - Mr Dales stated when he first attended the premises he expected to see a lot of issues and in relation to the licensing laws there were no issues and were in need of documenting matters.
  - In response to questions asked by Councillor Dearden:
    - Mr Mistry stated he had obtained his personal licence approximately three weeks ago from Tameside Council.
    - Mr Shamraiz confirmed someone had sold him the illicit cigarettes and he had brought them onto the premises.
    - Mr Shamraiz stated he would be at the shop 7 days. Mr Dales added the cash and carry took up a lot of time which is done by Mr Shamraiz

Councillor Bowden queried the intelligence alleging Mr Shamraiz sold tobacco from his car, which Mr Shamraiz denied. Councillor Bowden further stated the Panel's concern that it would carry on to which Mr Shamraiz confirmed he had not done such a thing and wouldn't do it.

All parties were provided with the opportunity to ask questions in relation to the representations made.

All parties were invited to provide a brief statement in summary.

Members of the Panel then retired to carefully consider the written submissions, representations and questions and answers during the hearing in addition to all the information provided. The

Panel were accompanied by the Legal Representative and the Principal Democratic Services Officer who provided legal and procedural advice only and took no part in the decision making process.

## **DECISION/REASONS**

In determining this matter, the Panel had due regard to:

- The report to Panel
- The Review application and representations
- all oral and written evidence and submissions
- the Council's Statement of Licensing Policy,
- the relevant sections of the Licensing Act 2003 and Regulations made thereunder
- the Guidance issued by the Secretary of State under section 182 of that Act.

The Panel noted that in determining this review it must, having regard to the application and any relevant representations, take such steps as identified in s52(4) of the Licensing Act 2003 as it considers appropriate for the promotion of the licensing objectives, in particular, the protection of children from harm and the prevention of crime and disorder.

The Panel noted statutory guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 at section 11.27 advises that where licensed premises are involved in illegal activity such as the sale and storage of illicit tobacco, this should be treated particularly seriously. Also, in accordance with section 11.28 of the guidance, even if the criminal activity was a first instance occurrence, the Committee should consider revocation of the licence.

The Panel noted the recent history of relevant events at the premises, summarised as follows:

- Between June 2021 and February 2022 TMBC Trading Standards authority and the GMP
  - received 3 anonymous complaints that the premises were selling illicit/ counterfeit tobacco;
  - conducted 2 test purchases where illicit/counterfeit tobacco was sold to the test purchaser from the premises;
  - carried out 2 joint visits with an officer from the Licensing authority and on both occasions illicit/ counterfeit tobacco items were found
- a letter had been sent to the DPS in September 2021 advising him of the offences of selling illicit/ counterfeit tobacco and had been acknowledged by him however offences continued to be committed with illicit/ counterfeit tobacco being sold from the premises thereafter.
- A compliance visit was carried out on 28 May 2022 by the Licensing authority where it was noted a due diligence file was in place and up to date with a new refusals register, with staff training and authorisations in place. In the main it was noted the premises were compliant with the licensing objectives with advice given to move some high percentage alcohol products to behind the counter and resolve an issue with the CCTV download facility.

The Panel noted with concern the health statistics for the Borough/postcode area arising from the use of tobacco and the impact of tobacco consumption on young persons.

The Panel noted that:

- The DPS stated that he had made a mistake and through his interpreter Mr Mistry, that he had been influenced by those selling the illicit/ counterfeit tobacco.
- The DPS had recently taken steps to instruct a licensing consultant who had reviewed the operation of the premises and had implemented various steps and measures to improve the working practices at the premises.
- The DPS accepted as a result of his mistake he was aware the Panel may proceed to remove him from his position as DPS.
- Mr Mistry had experience in the off-licence trade and had been working at the premises as an employee for some six years and whilst he was aware of the Licence Holder selling illicit/ counterfeit tobacco and had advised him against this, Mr Mistry had not partaken in any such sales.

- Mr Mistry had recently obtained his personal licence with a view to stepping up his involvement and responsibilities at the premises.
- Mr Dales stated a number of conditions had already been adopted and implemented at the premises that the Licensing authority had requested in the statement of Ms Campbell.

The Panel concluded that:

There appears to have been a recent issue at the premises regarding age restricted products.

The Licence Holder/DPS is responsible for managing the premises and in doing so must promote the licensing objectives.

The Panel notes there are no conditions on the Premises Licence and notes the comments made by Ms Campbell and in her statement for conditions to be considered to be added to the Premises Licence.

Despite the advice letter being sent in September 2021 illicit/counterfeit tobacco continued to be sold from the premises.

The Panel has considered all available options.

The Panel notes the very recent measures taken by the Licence Holder. Whilst the Panel has, seriously considered revoking the premises licence, on balance, the Panel has concluded that the DPS be removed having lost all confidence in his ability to manage the premises and having regard to proportionality Mr Shamraiz be given a further opportunity to demonstrate that with:

- the additional measures identified by him and recently put into place
- a short licence suspension (to reflect the seriousness of the situation and allow the licence holder time to fully implement the required changes)
- the imposition of conditions to ensure that staff are fully/appropriately trained

he can promote the licensing objectives.

### **STEPS TAKEN PURSUANT TO S52(4) LICENSING ACT 2003**

The steps to be taken that are considered appropriate to promote the licensing objectives are:

1. That the licence be suspended for a period of 3 months being appropriate and proportionate to promote the licensing objectives.
2. That the DPS be removed as a result of poor management at the premises
3. Conditions to be inserted in Annex 3 of the licence:
  - a. CCTV
    - i. Recorded CCTV footage must be provided to a representative of any responsible authority on request. Such footage must be provided in an immediately viewable format and must include any software etc. which is required to view the footage. Any discs, portable drives or other storage media onto which footage is transferred must be provided by the premises and sufficient stock of such storage media must be kept on the premises at all times.
    - ii. A member of staff who is trained to operate the system and supply footage must be present at the premises at all times when licensable activities are taking place.
    - iii. The Designated Premises Supervisor must ensure that the CCTV system is checked at least once every week by a suitably trained member of staff. This check must include the operation of the cameras, the recording facilities, the facilities for providing footage and the accuracy of the time & date. A written record of these checks must be kept, including a legible signature of the person carrying out the check. This written record must be kept on the premises at all times and made available to a representative of any responsible authority on request.

- b. Challenge 25 - The premises must operate a "Challenge 25" scheme at the premise in relation to age verification for alcohol sales and other age-restricted products. Signs and/or posters must be displayed in prominent positions inside the premise to inform customers of this condition.
- c. Proxy Notices - The premise must display, in a prominent position, a notice or notices explaining that it is an offence for adults to purchase alcohol and other age-restricted products and then supply it to persons under 18.
- d. Refusals book - A refusals book must be kept at the premises and must be used to record all refusals to sell alcohol for any reason. Where other age restricted products are sold at the premise, any refusals to sell such items to underage persons or persons who appear underage must be recorded. The details to be recorded must be as follows:
  - (i) Time, day & date of refusal
  - (ii) Item refused
  - (iii) Name & address of customer (if given)
  - (iv) Description of customer
  - (v) Details of i.d. offered (if shown) - The refusals book must be made available for inspection by any responsible authorities on request.
- e. Staff training - Any staff employed at the premises will receive training by the Designated Premises Supervisor on first appointment and at least every three months thereafter. Training will include input on preventing underage sales, sales of alcohol to people who are drunk, application of the drugs policy, age-restricted products and any other relevant matters. A written record will be kept of all training carried out. This record must be kept on the premises and made available for inspection by any responsible authority.
- f. List of Authorised Persons - The Designated Premises Supervisor must maintain a written record of all members of staff who are authorised to sell alcohol and age-restricted products. This record must include a photograph of the relevant members of staff to be kept on the premises at all times and be made available to a representative of any responsible authority on request.
- g. Purchasing Policy - A purchasing of alcohol and tobacco policy must be implemented at the premises by the designated premises supervisor.
- h. Purchasing records - All purchases of alcohol and tobacco products must be made from reputable wholesalers and all purchases must be recorded. These records must be made available on request to the police or authorised officer

Any future issues may lead to the premises licence being revoked.

The Panel thanked those attending the hearing for their contribution and assisting the Panel in reaching its decision.

## **RESOLVED**

**That:**

- (i) the licence be suspended for a period of 3 months;**
- (ii) the DPS be removed as a result of poor management at the premises; and**
- (iii) Conditions to be inserted in Annex 3 of the licence as follows:**
  - a. CCTV**
    - i. Recorded CCTV footage must be provided to a representative of any responsible authority on request. Such footage must be provided in an immediately viewable format and must include any software etc. which is required to view the footage. Any discs, portable drives or other storage media onto which footage is transferred must be provided by the premises and sufficient stock of such storage media must be kept on the premises at all times.**
    - ii. A member of staff who is trained to operate the system and supply footage must be present at the premises at all times when licensable activities are taking place.**

- iii. **The Designated Premises Supervisor must ensure that the CCTV system is checked at least once every week by a suitably trained member of staff. This check must include the operation of the cameras, the recording facilities, the facilities for providing footage and the accuracy of the time & date. A written record of these checks must be kept, including a legible signature of the person carrying out the check. This written record must be kept on the premises at all times and made available to a representative of any responsible authority on request.**
- b. **Challenge 25 - The premises must operate a "Challenge 25" scheme at the premise in relation to age verification for alcohol sales and other age-restricted products. Signs and/or posters must be displayed in prominent positions inside the premise to inform customers of this condition.**
- c. **Proxy Notices - The premise must display, in a prominent position, a notice or notices explaining that it is an offence for adults to purchase alcohol and other age-restricted products and then supply it to persons under 18.**
- d. **Refusals book - A refusals book must be kept at the premises and must be used to record all refusals to sell alcohol for any reason. Where other age restricted products are sold at the premise, any refusals to sell such items to underage persons or persons who appear underage must be recorded. The details to be recorded must be as follows:
  - (i) Time, day & date of refusal
  - (ii) Item refused
  - (iii) Name & address of customer (if given)
  - (iv) Description of customer
  - (v) Details of i.d. offered (if shown) - The refusals book must be made available for inspection by any responsible authorities on request.**
- e. **Staff training - Any staff employed at the premises will receive training by the Designated Premises Supervisor on first appointment and at least every three months thereafter. Training will include input on preventing underage sales, sales of alcohol to people who are drunk, application of the drugs policy, age-restricted products and any other relevant matters. A written record will be kept of all training carried out. This record must be kept on the premises and made available for inspection by any responsible authority.**
- f. **List of Authorised Persons - The Designated Premises Supervisor must maintain a written record of all members of staff who are authorised to sell alcohol and age-restricted products. This record must include a photograph of the relevant members of staff to be kept on the premises at all times and be made available to a representative of any responsible authority on request.**
- g. **Purchasing Policy - A purchasing of alcohol and tobacco policy must be implemented at the premises by the designated premises supervisor.**
- h. **Purchasing records - All purchases of alcohol and tobacco products must be made from reputable wholesalers and all purchases must be recorded. These records must be made available on request to the police or authorised officer.**

**CHAIR**

<b>Report to:</b>	<b>SPEAKERS' PANEL (LIQUOR LICENSING)</b>
<b>Date:</b>	16 August 2022
<b>Reporting Officer:</b>	Emma Varnam – Assistant Director, Operations & Neighbourhoods
<b>Subject:</b>	<b>APPLICATION FOR A PREMISES LICENCE – MOTTRAM CRICKET CLUB, BROADBOTTOM ROAD, MOTTRAM, SK14 6JA</b>
<b>Report Summary:</b>	Members are requested to determine the application
<b>Recommendations:</b>	<p>Having regard to the application and the relevant representations, Members are invited to take such steps (if any) as it considers appropriate for the promotion of the licensing objectives. The steps available are:</p> <ul style="list-style-type: none"><li>(a) to grant the licence subject to –<ul style="list-style-type: none"><li>(i) such conditions that the authority considers appropriate for the promotion of the licensing objectives, and</li><li>(ii) current mandatory conditions;</li></ul></li><li>(b) to exclude from the scope of the licence any of the licensable activities to which the application relates;</li><li>(c) to refuse to specify a person in the licence as the premises supervisor;</li><li>(d) to reject the application.</li></ul>
<b>Corporate Plan:</b>	Living Well – Improve satisfaction with local community
<b>Policy Implications:</b>	Members are provided with policy guidelines to assist in the decision making process.
<b>Financial Implications:</b> <b>(Authorised by the statutory Section 151 Officer &amp; Chief Finance Officer)</b>	There are limited financial implications for the Council, as detailed in the report, however, any legal challenge to a policy decision may potentially incur costs.
<b>Legal Implications:</b> <b>(Authorised by the Borough Solicitor)</b>	<p>If the Panel rejects the application that decision can be challenged by the Applicant. If the Panel grants the licence the Applicant can appeal against any of the conditions imposed on the licence or against a decision to refuse to specify a person in the licence as the premises supervisor.</p> <p>Any person who made relevant representations can appeal against the decision to grant the licence or against any of the conditions imposed on the licence or on the grounds that the Panel should have refused to specify a person in the licence as the premises supervisor. Any challenge would be by way of an appeal to the Magistrate's Court which may dismiss the appeal, substitute for the decision appealed against any other decision which could have been made by the licensing authority, or remit the case to the licensing authority to dispose of it in accordance with the direction of the court and may make such order as to costs as it thinks fit. If an appeal were successful the Magistrates would be unlikely to</p>

order costs against the Local Authority if the authority had acted honestly, reasonably, properly and on grounds that reasonably appeared to be sound, in exercise of its public duty.

**Risk Management:**

Failure to give full consideration to the determination of licensing issues has the potential to impact on public safety.

**Access to Information:**

The author of the report is Mike Robinson, Regulatory Services Manager (Licensing)

**Background Information:**

The background papers relating to this report can be inspected by contacting Mike Robinson



Telephone: 0161 342 4122



e-mail: [mike.robinson@tameside.gov.uk](mailto:mike.robinson@tameside.gov.uk)

- 1.1 Section 17 of the Licensing Act 2003 outlines the procedure whereby an application can be made to the Licensing Authority for a premises licence.
- 1.2 Section 18(3) of the Licensing Act 2003 states that where relevant representations are made in respect of such an application, the authority must:
  - (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
  - (b) having regard to the representations, take such steps as mentioned in subsection (4) (if any) as it considers appropriate for the promotion of the licensing objectives.
- 1.3 The steps mentioned in subsection (4) are:
  - (a) to grant the licence subject to –
    - (i) such conditions that the authority considers appropriate for the promotion of the licensing objectives, and
    - (ii) current mandatory conditions;
  - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
  - (c) to refuse to specify a person in the licence as the premises supervisor;
  - (d) to reject the application.

## **2. REPORT**

- 2.1 Mottram Cricket Club, Broadbottom Road, Mottram, SK14 6JA is a licensed premises. A location map, including photograph of the premises is attached at **Appendix 1**.
- 2.2 Mottram Cricket Club has held a Club Premises Certificate since 24 November 2005. A copy of this Club Premises Certificate is attached at **Appendix 2**.
- 2.3 The Club Premises Certificate allows the supply of alcohol by or on behalf of a club to a member of the club and the sale of alcohol by or on behalf of a club to a guest of a member.
- 2.4 The current licensable activities and timings are detailed below:-

### **Performance of a Play**

Sunday 12:00 - 22:30

Monday - Saturday 11:00 - 23:00

Good Friday 11:00 - 23:00

### **Performance of Live Music (Indoors)**

Sunday 12:00 - 22:30

Monday - Saturday 11:00 - 23:00

Good Friday 11:00 - 23:00

### **Playing of Recorded Music (Indoors)**

Sunday 12:00 - 22:30

Monday - Saturday 11:00 - 23:00

Good Friday 11:00 - 23:00

### **The supply of alcohol by or on behalf of a club, or to the order of, a member of the club for consumption ON the premises only (Indoors)**

Sunday 12:00 - 22:30

Monday - Saturday 11:00 - 23:00

Good Friday 11:00 - 23:00

**The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption ON the premises where the sale takes place (Indoors)**

Sunday 12:00 - 22:30

Monday - Saturday 11:00 - 23:00

Good Friday 11:00 - 23:00

**Provision of Regulated Entertainment (Indoors)**

Sunday 12:00 - 22:30

Monday - Saturday 11:00 - 23:00

Good Friday 11:00 - 23:00

- 2.5 The Licensing Department received two complaints on 1 July 2021 and 12 July 2021 in relation to anti-social behaviour at the premises. Following receipt of these complaints, a visit was conducted by Licensing where it was found that members of the public who were not members of the club were being served alcohol. The Club was then informed that they were required to apply for a premises licence if they wanted to sell alcohol to members of the public.
- 2.6 On 9 February 2022, the Licensing Office received a premises licence application from Mottram Cricket Club.
- 2.7 A Speakers Panel (Liquor Licensing) Hearing was arranged for 4 April 2022, this hearing did not take place due to the application not being advertised correctly during the consultation period by the applicant. The application was therefore rejected and Mottram Cricket Club were advised to submit a new application.
- 2.8 On 24 May 2022, the Licensing Office received a premises licence application from Mottram Cricket Club. A copy of this application is attached at **Appendix 3**.
- 2.9 The licensable activities and timings that have been applied for are as follows:-

**Live Music (indoors and outdoors)**

Monday - Thursday 10:00 - 23:00

Friday – Saturday 10:00 – 00:00

Sunday 10:00 – 23:00

**Recorded Music**

Monday - Thursday 10:00 - 23:00

Friday – Saturday 10:00 – 00:00

Sunday 10:00 – 23:00

**Late Night Refreshment (indoors and outdoors)**

Monday - Thursday 10:00 - 23:30

Friday – Saturday 10:00 – 00:30

Sunday 10:00 – 23:30

**Supply of Alcohol (for consumption on the premises only)**

Monday - Thursday 10:00 - 23:00

Friday – Saturday 10:00 – 00:00

Sunday 10:00 – 23:00

- 2.10 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music, for audiences of no more than 500 people, between the hours of 0800 and 2300 hours have been deregulated and so should not be regarded as licensable activities for the purposes of this application.

- 2.11 It came to the attention of the Licensing Authority that the press notice advertising the application had incorrectly provided for the following activities: Live Music, Recorded Music and Supply of alcohol, being applied for an extra hour. Clarification was sought from the applicant who have confirmed that the hours listed above and on the application (Appendix 3) are correct.
- 2.12 The consultation for this application was extended due to the notice advertised by the applicant in the Tameside Correspondent, dated 3 June 2022, stated the following; Representation may be made for 28 consecutive days from the date of this notice. The end of the consultation was extended to 1 July 2022 to reflect the date advertised in the paper. A copy of the press notice is attached at **Appendix 4**.
- 2.13 All new premises licence applications are advertised on the Council's website. An administrative error incorrectly showed the supply of alcohol to be for consumption both on and off the premises. This was corrected on 22 June 2022. Further, the Licensing Authority confirmed with the applicant that the application seeks only to supply alcohol for consumption on the premises.
- 2.14 Prior to the end of the consultation, discussions took place between Licensing and the applicant and conditions were agreed. These conditions are attached at **Appendix 5**.

### **3 REPRESENTATIONS & EVIDENCE SUBMITTED**

#### **Members of the Public**

- 3.1 A representation has been received from Ward Members Councillor Jacqueline North, Councillor Janet Cooper and Councillor Jacqueline Owen. This representation is attached at **Appendix 6**.

Further representations have been received from 21 members for the public. These representations are attached at **Appendix 7 to 29**.

#### **Location Map**

- 3.2 A map showing the premises together with a key identifying the properties that have submitted a representation is attached at **Appendix 30**.

### **4 HOME OFFICE GUIDANCE**

In determining this application the Panel must have regard to the Council's Statement of Licensing Policy and the statutory guidance issued pursuant to s182 of the Licensing Act 2003. The statutory guidance includes the following:

Determining actions that are appropriate for the promotion of the licensing objectives:

9.42 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.43 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

9.44 Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to

achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination

## **5 CONCLUSION AND OPTIONS FOR THE PANEL**

- 5.1 Panel are requested to consider the evidence and decide what (if any) steps to take as it considers appropriate for the promotion of the licensing objectives. The options available to the Panel are;
- (a) to grant the licence subject to –
    - (i) such conditions that the authority considers appropriate for the promotion of the licensing objectives, and
    - (ii) current mandatory conditions;
  - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
  - (c) to refuse to specify a person in the licence as the premises supervisor;
  - (d) to reject the application.





# Club Premises Certificate

## Licensing Act 2003

CP0005

## THIS LICENCE IS ISSUED BY



Tameside MBC  
Licensing Department  
Tame Street Depot  
Tame Street  
Stalybridge  
Tameside  
SK15 1ST  
web: [www.tameside.gov.uk](http://www.tameside.gov.uk)  
Tel: 0161 342 4262

## Club Details

## NAME OF CLUB IN WHOS NAME THIS CERTIFICATE IS GRANTED AND RELEVANT POSTAL ADDRESS OF CLUB

**Mottram Cricket Club**

Cricket Ground And Premises Broadbottom Road Mottram Tameside SK14 6JA Telephone: 01457 765383

## IF DIFFERENT FROM ABOVE THE POSTAL ADDRESS OF CLUB PREMISES TO WHICH THIS CERTIFICATE RELATES, OR IF NONE, THE ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Not applicable

## WHERE THE CLUB CERTIFICATE IS TIME LIMITED THE DATES:

Not applicable

## QUALIFYING CLUB ACTIVITIES AUTHORISED BY THE CERTIFICATE:

- A** - Performance of A Play;
- E** - Performance Of Live Music;
- F** - Playing Of Recorded Music;
- K** - The supply of alcohol by or on behalf of a club, or to the order of, a member of the club for consumption;
- N** - Provision of Regulated Entertainment;

## THE TIMES THE CERTIFICATE AUTHORISES THE CARRYING OUT OF CLUB QUALIFYING ACTIVITIES:

Activity (and Area if applicable)	Description	Times
<b>A - Performance of A Play</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>E - Performance Of Live Music (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>F - Playing Of Recorded Music (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>K - The supply of alcohol by or on behalf of a club, or to the order of, a member of the club for consumption ON the premises only (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>M - The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption ON the premises where the sale takes place (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>N - Provision of Regulated Entertainment (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00

# Club Premises Certificate

Licensing Act 2003

CP0005

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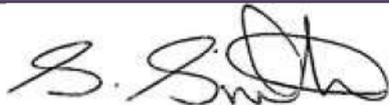
## THE OPENING HOURS OF THE CLUB:

Description	Times	
Good Friday	11:00	23:00
Monday-Saturday	11:00	23:00
Sunday	12:00	22:30

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

The supply of Alcohol by or on behalf of a club, or to an order of, a member of the club for consumption **ON** the Premises  
The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption **ON** the premises where the sale takes place

## SIGNED ON BEHALF OF THE ISSUING LICENCE AUTHORITY

 Sharon Smith

**Head of Public Protection - Operations & Neighbourhoods**

Date on which this licence takes effect:

**19th February 2014**

## ANNEXES

### Annex 1 – Mandatory conditions

#### 62 The General Conditions

- (1) The general conditions that a club must satisfy if it is to be a qualifying club in relation to a qualifying club are the following.
- (2) Condition 1 is that the rules of the club persons may not-
- a) be admitted to membership, or
  - b) be admitted, as candidates for membership, to any of the privileges of membership,
- without an interval of at least two days between their nomination or application for membership and their admission.
- (3) Condition 2 is that under the rules of the club persons becoming members without prior nomination or application may not be admitted to the privileges of membership without an interval of at least two days between their becoming members and their admission.
- (4) Condition 3 is that the club is established and conducted in good faith as a club (see section 63).
- (5) Condition 4 is that the club has at least 25 members.
- (6) Condition 5 is that alcohol is not supplied, or intended to be supplied, to members on the premises otherwise than by or on behalf of the club.

#### 63 The additional conditions for the supply of alcohol

- (1) The additional conditions that a club must satisfy if it is to be a qualifying club in relation to the supply of alcohol to members or guests are the following.
- (2) Additional condition 1 is that (so far as not managed by the club in general meeting or otherwise by the general body of members) the purchase of alcohol for the club, and the supply of alcohol by the club, are managed by a committee whose members-
- a) are members of the club;
  - b) have attained the age of 18 years; and
  - c) are elected by the members of the club.

This section is subject to section 65 (which makes special provision for industrial and provident societies, friendly societies etc.)

- (3) Additional condition 2 is that no arrangements are, or are intended to be, made for any person to receive at the expense of the club any commission, percentage or similar payment on, or with reference to, purchases of alcohol by the club.
- (4) Additional condition 3 is that no arrangements are, or are intended to be, made for any person directly or indirectly to derive any pecuniary benefit from the supply of alcohol by or on behalf of the club to members or guests, apart from-
- a) any benefit accruing to the club as a whole, or
  - b) any benefit which a person derives indirectly by reason of the supply giving rise or contributing to a general gain from the carrying on of the club.

#### 65 Industrial and Provident Societies, Friendly Societies etc.

- (1) Subsection (2) applies in relation to any club which is -
- a) a registered society, within the meaning of the Industrial and Provident Societies Act 1965 (c.12) (see section 74(1) of the Act),
  - b) a registered society, within the meaning of the Friendly Societies Act 1974 (c.46) (see section 111(1) of the Act),

- c) a registered friendly society, within the meaning of the Friendly Societies Act 1992 (c.40) (see section 116 of the Act).
- (2) Any such club is to be taken for the purposes of this Act to satisfy additional condition 1 in subsection (2) of section 64 if and to the extent that –
- a) the purpose of alcohol for the club, and
  - b) the supply of alcohol by the club,
- are under the control of the members or a committee appointed by the members or a committee appointed by the members.
- (3) References in this Act, other than this section, to–
- a) Subsection (2) of section 64, or
  - b) additional condition 1 in this section.
- (4) Subject to subsection (5), this Act applies in relation to an incorporated friendly society as it happens in relation to a club, and accordingly –
- a) the premises of the society are to be treated as the premises of a club,
  - b) the members of the society are to be treated as the members of the club, and
  - c) anything done by or on behalf of the society is to be treated as done by or on behalf of the club.
- (5) In determining for the purposes of section 61 whether an incorporated friendly society is a qualifying club in relation to a qualifying club activity, the society is to be taken to satisfy the following conditions –
- a) condition 3 in subsection (4) if section 62,
  - b) condition 5 in subsection (6) of that section,
  - c) the additional conditions in section 64.
- (6) In this section incorporated friendly society has the same meaning as in the Friendly Act 1992 (see section 116 of the Act).

**The following conditions came into force on 6th April 2010**

1. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
1. (2) In this paragraph, an irresponsible promotion means anyone or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children–
- 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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
  - 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;
  - d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on–
    - (i) the outcome of a race, competition or other event or process, or
    - (ii) the likelihood of anything occurring or not occurring;

- e) 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.
- (2) The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
- (3) The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
- 4.(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- 4.(2) The policy must require individuals who appear to the responsible person to be under 18 year(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 a holographic mark.
- (5) The responsible person shall 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: % pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml; and
  - b) customers are made aware of the availability of these measures.

## Annex 2 - Conditions Consistent With The Operating Schedule

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

(i) None given with this application

### (b) The prevention of crime and disorder

(i) None given with this application

### (c) Public safety

(i) None given with this application

### (d) The prevention of public nuisance

(i) None given with this application

### (e) The protection of children from harm

(i) None given with this application

## Annex 3 - Conditions Attached After A Hearing By The Licensing Authority

Not Applicable

## Annex 4 – Authorised Plans

As attached



# Club Premises Certificate Summary

Licensing Act 2003

CP0005

## THIS LICENCE IS ISSUED BY



Tameside MBC  
Licensing Department  
Tame Street Depot  
Tame Street  
Stalybridge  
Tameside  
SK15 1ST  
web: [www.tameside.gov.uk](http://www.tameside.gov.uk)  
Tel: 0161 342 4262

## Club Details

### NAME OF CLUB IN WHOS NAME THIS CERTIFICATE IS GRANTED AND RELEVANT POSTAL ADDRESS OF CLUB

#### Mottram Cricket Club

Cricket Ground And Premises Broadbottom Road Mottram Tameside SK14 6JA Telephone: 01457 765383

### IF DIFFERENT FROM ABOVE THE POSTAL ADDRESS OF CLUB PREMISES TO WHICH THIS CERTIFICATE RELATES, OR IF NONE, THE ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Not applicable

### WHERE THE CLUB LICENCE CERTIFICATE IS TIME LIMITED THE DATES:

Not applicable

### QUALIFYING CLUB ACTIVITIES AUTHORISED BY THE CERTIFICATE:

- A** - Performance of A Play;
- E** - Performance Of Live Music;
- F** - Playing Of Recorded Music;
- K** - The supply of alcohol by or on behalf of a club, or to the order of, a member of the club for consumption;
- N** - Provision of Regulated Entertainment;

### THE TIMES THE CERTIFICATE AUTHORISES THE CARRYING OUT OF CLUB QUALIFYING ACTIVITIES:

Activity (and Area if applicable)	Description	Times
<b>A - Performance of A Play</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>E - Performance Of Live Music (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>F - Playing Of Recorded Music (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>K - The supply of alcohol by or on behalf of a club, or to the order of, a member of the club for consumption ON the premises only (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>M - The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption ON the premises where the sale takes place (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00
<b>N - Provision of Regulated Entertainment (Indoors)</b>	Sunday	12:00 - 22:30
	Monday - Saturday	11:00 - 23:00
	Good Friday	11:00 - 23:00

# Club Premises Certificate Summary

Licensing Act 2003

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Licensing Department  
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SK15 1ST  
web: [www.tameside.gov.uk](http://www.tameside.gov.uk)  
Tel: 0161 342 4262

## THE OPENING HOURS OF THE CLUB:

Description	Times	
Good Friday	11:00	23:00
Monday-Saturday	11:00	23:00
Sunday	12:00	22:30

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

The supply of Alcohol by or on behalf of a club, or to an order of, a member of the club for consumption **ON** the Premises  
The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption **ON** the premises where the sale takes place

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

Access to the premises by children is prohibited

## SIGNED ON BEHALF OF THE ISSUING LICENCE AUTHORITY

A handwritten signature in black ink, appearing to read "S. Smith".

Sharon Smith

**Head of Public Protection - Operations & Neighbourhoods**

Date on which this licence takes effect:

**19th February 2014**

**Application for a premises license to be granted  
under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

We Mottram Cricket Club

*(Insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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**

**Part 1 – Premises details**

Postal address of premises or, if none, Ordnance Survey map reference or description	Mottram Cricket Club 36-54 Broadbottom Road Mottram in Longdendale
<b>Post town</b>	Hyde
	Postcode SK14 6JA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<b>£ 3,350.00</b>

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as	Please tick as appropriate
a) an individual or individuals *	please complete section (A)
b) a person other than an individual *	
i as a limited company/limited liability partnership	please complete section (B)
ii as a partnership (other than limited liability)	please complete section (B)
iii as an unincorporated association or	please complete section (B)

- iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a  
 statutory function or  
 a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

M r	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over		Please tick yes	
<b>Nationality</b>					

Current residential address if different from premises address			
Post town		Postcode	
<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			

**SECOND INDIVIDUAL APPLICANT (if applicable)**

M r	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over		Please tick yes	
<b>Nationality</b>					
Current postal address if different from premises address					
Post town		Postcode			
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(B) OTHER APPLICANTS**

**Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.**

Name Mottram Cricket Club
Address 36-54 Broadbottom Road, Mottram-in-Longdendale, Hyde SK14 6JA

Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.) Recognised Club.
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

<p>Please give a general description of the premises (please read guidance note 1)          Single storey building used for used for dual purposes of running village cricket club and offering licensable premises to visitors.          Building essentially split into two areas:-          (1) Main Lounge, Bar, Seating and Kitchen Area          (2) Changing rooms and toilet facilities</p>
---

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

-----
-------

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)

- e) live music (if ticking yes, fill in box E) X
- f) recorded music (if ticking yes, fill in box F) X
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)  
(if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I) X

**Supply of alcohol** (if ticking yes, fill in box J) X

**In all cases complete boxes K, L and MA**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)	
Tue				
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)	
Thur				
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Sat				
Sun				

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)	
Tue			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)	
Wed			<b><u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Thur				
Fri				
Sat				
Sun				

C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4)	
Day	Start	Finish		
Mon			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)	
Tue				
Wed				
Thur				<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)
Fri				
Sat				
Sun				

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors
Day	Start	Finish		Outdoors
				Both
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)	
Tue				
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)	
Thur				
Fri			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Sat				
Sun				

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both <input checked="" type="checkbox"/>
Mon	1000	2300	<b><u>Please give further details here</u></b> (please read guidance note 4) Regular Open Mic night- one Friday a month Ad Hoc Music performances for Charity	
Tue	1000	2300		
Wed	1000	2300	<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)	
Thur	1000	2300		
Fri	1000	0000	<b><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Sat	1000	0000		
Sun	1000	2300		

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon	1000	2300	<b><u>Please give further details here</u></b> (please read guidance note 4) Recorded music used as background music, as alternative to the TV being watched.	
Tue	1000	2300		
Wed	1000	2300	<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)	
Thur	1000	2300		
Fri	1000	0000	<b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Sat	1000	0000		
Sun	1000	2300		

# G

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors
Day	Start	Finish		Outdoors
				Both
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)	
Tue				
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)	
Thur				
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Sat				
Sun				

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing	
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors
Mon				Outdoors
				Both
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)	
Wed			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)	
Thur			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Fri				
Sat				
Sun				

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both X
Mon	1000	2330	<b><u>Please give further details here</u></b> (please read guidance note 4) Sale of alcohol for consumption indoors (bar area) and outdoors (patio seating) and across Cricket Club footprint (pitch area)	
Tue	1000	2330		
Wed	1000	2330	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)	
Thur	1000	2330		
Fri	1000	0030	<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Sat	1000	0030		
Sun	1000	2330		

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises <input checked="" type="checkbox"/>
				Off the premises
				Both
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)	
Mon	1000	2300		
Tue	1000	2300		
Wed	1000	2300		
Thur	1000	2300		
Fri	1000	0000		
Sat	1000	0000		
Sun	1000	2300		

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

Name Adrian John Henley Davis	
Date of birth [REDACTED]	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) Tameside M.B.C	

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon			<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 6)
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

Mottram CC is a member lead club, where visitors are known to staff  
Safety/engagement of all members is paramount  
We are located in local community and always willing to engage in dialogue on potential concerns or queries.  
Challenge 25, full CCTV and conduct notices are all established.

**b) The prevention of crime and disorder**

CCTV installed both interior and exterior and we are happy to review these arrangements with the Police and Licencing team.  
All bottles and glasses removed from all areas once empty  
All crime/disorder reported to the Police as soon as possible  
Robust Challenge 25 Policy in place  
Anti drug policy in place, happy to discuss further as required.

**c) Public safety**

Suitable Risk assessments undertaken and recorded  
Fire doors maintained and unobstructed  
Clear signposted access for Emergency vehicles  
Adequate arrangements in place for disabled visitors to move freely indoors  
Sufficient lighting installed both internally and externally  
Exit doors regularly checked to ensure safe function.

**d) The prevention of public nuisance**

Noise management plan in operation  
Main exit / entry point has a lobby to minimise noise escape  
Empty bottle disposal not permitted between 2300-0700  
Litter bins available inside and outside – emptied daily  
External lighting does not disturb neighbours.

**e) The protection of children from harm**

Patio is a non-smoking area  
Challenge 25 policy is in place  
Adult entertainment and nudity is not permitted  
Cricket club has appointed Child Safety Officer.

**Checklist:**

**Please tick to indicate  
agreement**

I have made or enclosed payment of the fee. X

I have enclosed the plan of the premises. X

I have sent copies of this application and the plan to responsible authorities and others where applicable. X

I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. X

I understand that I must now advertise my application. X

I understand that if I do not comply with the above requirements my application will be rejected. X

[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

**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.**

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

<b>Declaration</b>	<ul style="list-style-type: none"><li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li></ul>
--------------------	--

	<ul style="list-style-type: none"> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li> </ul>
Signature	A. Davis
Date	19/5/22
Capacity	Designated Premises Supervisor

For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)		
Post town		Postcode
Telephone number (if any)		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)		



and any premises licence to be granted or varied in respect of this application made by

Mottram Cricket Club

---

*[name of applicant]*

concerning the supply of alcohol at

Mottram Cricket Club, 36-54 Broadbottom Road, Mottram in Longdendale  
SK14 6JA

---

*[name and address of premises to which application relates]*

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

██████████

---

*[insert personal licence number, if any]*

Personal licence issuing authority

Tameside M.B.C

---

*[insert name and address and telephone number of personal licence issuing authority, if any]*

Signed

A.Davis

Name (please print)

Adrian Davis

---

19/05/22



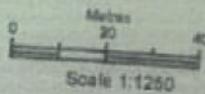
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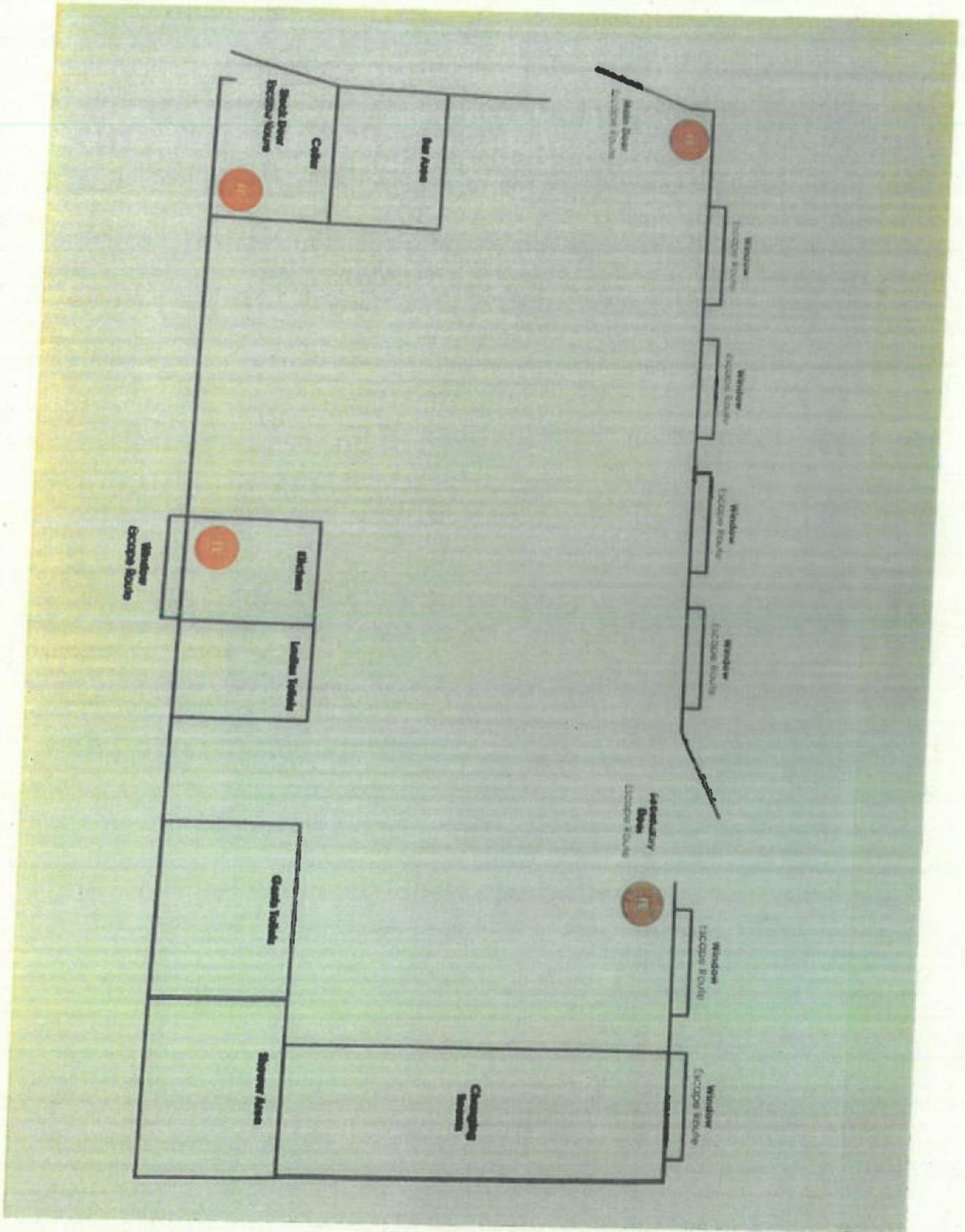
The representation of a road, track or path is no evidence of a right of way.

The representation of features as lines is no evidence



Supplied by: Outlet User  
Serial number: 0016290  
Centre coordinates: 399129 390133

Further information may be found on the



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# PUBLIC NOTICE

Adrian Davis is applying for the Grant of a Premises Licence for

**Mottram Cricket Club, 36-54 Broadbottom Road, Mottram-in-Longdendale, Hyde SK14 6JA**

The Licence if granted is to enable the following activities to take place:

- Sale of alcohol on the premises
- Provision of regulated entertainment of recorded and live music
  - Provision of facilities for regulated entertainment of recorded and live music
  - Provision of late night refreshment:

Monday 10am-11.30pm / Tuesday 10am-11.30pm / Wednesday 10am-11.30pm  
Thursday 10am-11.30pm / Friday 10am-0030hrs / Saturday 10am-0030 / Sunday 10am-11.30pm

Any person wishing to make representations in relation to this application may do so by writing to **The Licensing Dept, Room 3.73, Council Offices Wellington Road, Ashton-u-Lyne OL6 6DL.**

Representation may be made for 28 consecutive days from the date of this notice.

A copy of the application for the grant of the above licence is kept by **The Licencing Dept, Room 3.73, Council Offices, Wellington Road, Ashton-u-Lyne OL6 6DL.**

The application can be viewed Mon to Thurs 9am to 4pm and 9am to 3.30pm on Fridays, except bank holidays. It is an offence knowingly or recklessly to make a false statement in connection with an application.

The maximum fine for which a person is liable on summary conviction for making a false statement is a Level 5 fine on the standard scale.

**Dated: June 3rd, 2022**

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**1. Challenge 25**

The premises must operate a "Challenge 25" scheme at the premise in relation to age verification for alcohol sales and other age-restricted products. Signs and/or posters must be displayed in prominent positions inside the premise to inform customers of this condition.

**2. Proxy Notices**

The premise must display, in a prominent position, a notice or notices explaining that it is an offence for adults to purchase alcohol and then supply it to persons under 18

**3. Notices to Customers**

Notices requesting customers to leave quietly must be displayed in a prominent position next to each entrance/exit. The Designated Premises Supervisor must ensure that customers are encouraged to keep noise to a minimum when leaving the premise.

**4. CCTV**

(a) A tamper-proof digital colour CCTV system must be installed and maintained at the premises to the satisfaction of Greater Manchester Police.

(b) The system must run and record continuously for 24 hours a day, 7 days per week and recorded footage must be stored for a minimum of 28 days.

(c) The system must provide a clear head and shoulders view to an evidential quality on every entry/exit route and within any other vulnerable areas as identified by Greater Manchester Police.

(d) Recorded footage must be provided to a representative of any responsible authority on request. Such footage must be provided in an immediately viewable format and must include any software etc. which is required to view the footage. Any discs, portable drives or other storage media onto which footage is transferred must be provided by the premises and sufficient stock of such storage media must be kept on the premises at all times.

(e) A member of staff who is trained to operate the system and supply footage must be present at the premises at all times when licensable activities are taking place.

(f) The Designated Premises Supervisor must ensure that the CCTV system is checked at least once every week by a suitably trained member of staff. This check must include the operation of the cameras, the recording facilities, the facilities for providing footage and the accuracy of the time & date. A written record of these checks must be kept, including a signature of the person carrying out the check. This written record must be kept on the premises at all times and made available to a representative of any responsible authority on request.

(g) Suitable signage informing customers that a CCTV system is in operation must be placed in prominent positions within the premises, including information on the Data Protection Act and the Human Rights Act.

**5. Staff Training**

Any staff employed at the premises will receive training by the Designated Premises Supervisor on first appointment and at least every three months thereafter. Training will include input on preventing underage sales, sales of alcohol to people who are drunk, application of the drugs policy and any other relevant matters. A written record will be kept of all training carried out. This record must be kept on the premises and made available for inspection by any responsible authority.

**6. List of Authorised Persons**

The Designated Premises Supervisor must maintain a written record of all members of staff who are authorised to sell alcohol. This record must include a photograph of the relevant members of staff to be kept on the premises at all times and be made available to a representative of any responsible authority on request.

**7. Drug Policy**

The management of the premises must introduce a strict “zero tolerance” policy in respect of the use and/or supply of illegal drugs on the premises. The policy to include checks of the toilet areas every half-hour whilst the premises are open and suitable signage to be placed in prominent areas within the premises.

#### **8. Glass Collection**

In order to minimise the risk of persons becoming injured by broken glass, the designated premises supervisor must ensure that empty glasses, bottles and other containers are collected and disposed of regularly and at least every half-hour whilst the premise is open.

#### **9. Doors & Windows**

To prevent noise nuisance, all windows and doors at the premise must be kept closed at any time when regulated entertainment, live music (amplified or unamplified), recorded music or any other type of entertainment (amplified or unamplified) is being performed at the premise, except to allow people to enter or exit.

#### **10. Entertainment to be Inaudible**

Noise generated by indoor regulated entertainment, live music (amplified or unamplified), recorded music or any other type of entertainment (amplified or unamplified) must be inaudible at the nearest noise sensitive location.

#### **11. Perimeter Inspections**

The Designated Premises Supervisor must ensure that perimeter inspections are undertaken every hour when regulated entertainment, live music (amplified or unamplified), recorded music or any other type of entertainment (amplified or unamplified) is taking place. These inspections must be recorded in a book which must be made available for inspection to Local Authority Officers and Greater Manchester Police on request.

#### **12. Outdoor Events**

The premises licence holder will notify the Licensing Authority at least 8 weeks prior to any outdoor event where licensable activities will be taking place.

An Event Management Plan will be submitted at least 30 days before the event and subject to the approval by the Licensing Authority.

The premises licence holder must notify residents on Broadbottom Road (30-32, 54-56 and 73-107) of any outdoor events at least 14 days prior to the event and provide a contact telephone number of a staff member that will be present, so that any issues can be reported.

New premises application Mottram Cricket Club , 36-54 Broadbottom Rd

We are writing to express our concerns as local councillors over some parts of the application submitted by Mottram Cricket Club.

We appreciate how integral the cricket club has been and continues to be for the life of the village and continue to be impressed by the very active support and training offered to young players in its junior sections.

Our concerns centre on:

- The application to play live and or recorded music outdoors , Sun-Thur 10.00 - 23.00 and Fri-Sat 10.00 – 00.00
- The provision of late-night refreshment outdoors Sun -Thur 10.00 – 23.30 and Fri – Sat 10.00 – 00.30

The club is situated in a residential area with homes surrounding the grounds and directly opposite.

We oppose the granting of these parts of the application on the grounds of:

1. The potential for public nuisance from the inevitable noise created by live and or recorded music played outside in a residential area.
2. The necessity to protect neighbouring residents from anti-social behaviour from guests outside in the club grounds late at night and when leaving events late at night.
3. The ability for both these types of nuisances to affect residents 7 days a week 365 days of the year.

Yours ,

Cllr Janet Cooper, Cllr Jacqueline North, Cllr Jacqueline Owen

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TAMESIDE MBC  
 LICENSING SECTION  
 TAME ST DEPOT  
 TAME ST  
 STALYBRIDGE  
 SK15 1 ST



cc, Mottram Councillors

**REVISED LICENCE APPLICATION , MOTTRAM CRICKET CLUB, 36-54  
 BROADBOTTOM RD, MOTTRAM, SK14 6JA**

Dear Sirs,

I see the above premises have now reapplied for a revised licence with extended hours on all days of the week from 10am until 0030 hours. It is somewhat irrelevant the times they have stated they will close as the average at weekends is 2am and beyond, the club, its committee, and bar Manager Mr Davies simply do not care about the rabble now associated with the premises, team members of the cricket club taking drugs, drugs sold in the premises, lack of Police authorised CCTV, No real records of those working the bar, illegally paid in cash, and left to close up on their own without the presence of any authorised personnel.

Recently the club has ventured out into private functions which is quite simply a nightmare for local residents, smoking of cannabis, smashing of bottles, screaming, levels of noise more associated with a football match,

**THE CLUB NEEDS TO BE ORDERED TO SORT THE ISSUES OUT OR FACE CLOSURE. IT IS BECOMING A SCUMBAG ZONE**

Several residents of

Broadbottom Rd  
 Mottram  
 Hyde  
 Cheshire  
 SK14 6JA

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■ Broadbottom Road  
Mottram  
Hyde  
Cheshire  
SK14 6JA

RECEIVED  
09 JUN 2022  
Licensing  
Tameside MBC

Landline:-

04/06/2022

**Application for a Premises Licence by Mottram Cricket Club**

**To whom it may concern**

I would like to point out that 54 Broadbottom Road is not part of Mottram Cricket Club. It is a private dwelling none of which belongs to the cricket club. I would therefore like 54 to be removed from the application. This error has been made clear to the cricket club on more than one occasion.

I have no objection to the times applied for on this current application.

However, I would ask that the music - live and recorded and the consumption of refreshments is restricted to the clubhouse and terrace only. This would not only isolate the level of noise but also, from a health and safety point of view, contain the amount of food and glassware etc left outside encouraging vermin.

On 14/03/22 a meeting was held at Mottram Cricket Club attended by representatives of the cricket club, neighbours who had made representation and a council representative.

It was agreed at that meeting that neighbours would be given notice of extraordinary events that may impact on access to their property and parking on Broadbottom Road.

This was part of the previous application but I would hope that this courtesy would apply to the current licence application.

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1 of 2

■■■■■■■■■■  
■■■■ Broadbottom Rd  
Mottram, Hyde  
Cheshire. SK14 6JA  
20/06/22

Tameside MBC  
Licensing  
Tame St Depot,  
Tame St.  
Stalybridge SK15 1ST

Dear Sir/Madam,

**Mottram Cricket Club, Application for Premises License Dated 25<sup>th</sup> May 2022.**

I write in connection with Mottram Cricket Club's re-application for a Premises Licence.

I grew up at the above address and have never made any complaints to the Cricket Club as I understand the need for sport, recreation and entertainment.

Whilst I consider the amenity of a Cricket Club an asset in this community, I believe that the issue of a Premises License would enable the Club to hold non-cricket related functions that would be inappropriate for this residential area.

The License would permit Public Nuisance to be created seven days and nights a week through amplified live/recorded music and public address systems from 10-00 hrs to 23-00 hrs Sunday to Thursdays and up to midnight Fridays and Saturdays. The serving of refreshments will continue beyond these times. If Off Sales are permitted (not clear on Tameside's Register) it will result in more street litter and provide an opportunity for alcohol to be supplied to minors. As the Club is not within walking distance of other licensed premises, patrons leaving one establishment upon closing will have to drive to the Club for extended drinking hours, which vastly increases the risk of drink-drive accidents in the area. The Club already have insufficient parking for their present levels of activity, and additional functions generated by a Premises Licence and extended opening times will only exacerbate the situation. If the proposed changes were in place when I was in my childhood and teen years, this would not have made for a healthy environment due to the impact on sleep, ability to study, and general peace and safety.

At the last application consultation, we were promised two-weeks' notice of all outside events to be held by the Club; unfortunately, this notice will not mitigate the effects on those who wish to enjoy their gardens and who live close to

the Club, unless they move away during the times of the outside events. The associated noise of people and vehicles leaving the Club will extend beyond the licensed hours.

In addition to the above there are some inconsistencies with the Application.

- 1) Four notices have been posted on the Ashworth Lane/Broadbottom Road boundaries, unfortunately one of these notices has been affixed to the outside face of the entrance gate which is frequently left open during the day and folded against the inside face of the hedge thus hiding the notice from passers-by on Broadbottom Road. Compliant display could have been achieved by affixing the second notice to the Club's notice-board, telegraph pole or the lamppost on that boundary.
- 2) The consultation period unfortunately extended over the Platinum Jubilee weekend and whilst compliant with guidelines, this further denied people the opportunity to comment within the timescales.
- 3) The notice of the Application has again been published in the Tameside Correspondent, which, was not circulated in this area at the date of the previous application and is not listed in Tameside's guidance notes. This notice is dated 3<sup>rd</sup> June 2022 and specifies a closing date 28 consecutive days after the date of the Notice for comments/objections which is the 1st of July
- 4) Tameside's Register of Applications specifies the 21<sup>st</sup> of June as the closing date for comments/objections. 21<sup>st</sup> June or 1<sup>st</sup> July? This confusion will no doubt have an effect on the public response.
- 5) The notice contained in the Tameside Correspondent specifies the address for comments/objections to be the Wellington Road office, this differs from the Tame Street address specified in the guidance notes. This is irregular.
- 6) Tameside's Register of Applications does not make mention of Off Sales on this re-application. The word 'both' is randomly stated. Is this a typo? The public do not appear to have been properly informed of the Club's intentions.

Given the inconsistencies, errors and conflicting information that have occurred in the Application, I would suggest that it does not comply with Tameside's Guidelines for this License Application and is therefore invalid.

Yours sincerely,

██████████

1 of 2

■ Broadbottom Rd  
Mottram, Hyde  
Cheshire. SK14 6JA  
16/06/22

Tameside MBC  
Licensing  
Tame St Depot,  
Tame St.  
Stalybridge SK151ST

Dear Sir/Madam,

**Draft**

**Mottram Cricket Club, Application for Premises License Dated 25<sup>th</sup> May 2022.**

I write in connection with Mottram Cricket Club's re-application for a Premises Licence.

Whilst I am glad to hear the sound of a cricket matches and consider the amenity of a Cricket Club an asset in the community, I believe that the issue of a Premises License would enable the Club to hold non-cricket related functions that would be inappropriate in the quiet residential area that we presently enjoy.

The License if granted would permit Public Nuisance to be created seven days and nights a week by the use of amplified live/recorded music and public address systems from 10-00 hrs to 23-00 hrs Sunday to Thursdays and up to midnight Fridays and Saturdays. The serving of refreshments will continue beyond these times. The Club is listed on Trustpilot as "friendly with cheap alcohol", the cheap alcohol will encourage patronage particularly if Off Sales are permitted (not clear on Tameside's Register). The Club have insufficient parking for their present levels of activity and additional functions generated by a Premises Licence and extended opening times will only make the situation worse.

At the last application consultation we were promised two weeks notice of all outside events to be held by the Club, unfortunately this notice will do nothing to mitigate the effects on those living close to the Club.

I have no wish to live close to an Off License or Pub and the associated noise of people and vehicles leaving the Club will extend beyond the licensed hours.

In addition to the above there appear to be some inconsistencies with the Application.

- 1) Four notices have been posted on the Ashworth Lane/Broadbottom Road boundaries, unfortunately one of these notices has been affixed to the outside face of the entrance gate which is left open during the day thus hiding the notice from passers by on Broadbottom Road.
- 2) The consultation period unfortunately extended over the Platinum Jubilee weekend and whilst compliant with guidelines, this further denied people the opportunity to comment within the timescales.
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- 4) Tameside's listing of Applications specifies the 21<sup>st</sup> of June as the closing date for comments/objections. 21<sup>st</sup> June or 1<sup>st</sup> July? This confusion will no doubt have an effect on the public response.
- 5) Tameside's listing of Applications does not make mention of 'Off Sales' on this re-application. Only the word 'both' is randomly stated. The Public have not been properly informed as to the Club's intentions.
- 6) The notice contained in the Tameside Correspondent specifies the address for comments/objections to be Wellington Road office, this differs from the Tame Street address specified in the guidance notes. This is irregular.

Given the inconsistencies, errors and conflicting information and instructions that have occurred in the Application, I would suggest that it does not comply with Tameside's Guidelines for License Applications, and is therefore invalid.

Once again, The Club have shown disregard for the guidelines and Mottram Residents.

Yours sincerely,

██████████



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1 of 2

[REDACTED]  
[REDACTED] Broadbottom Rd  
Mottram, Hyde  
Cheshire. SK14 6JA  
20/06/22

Tameside MBC  
Licensing  
Tame St Depot,  
Tame St.  
Stalybridge SK15 1ST

Dear Sir/Madam,

**Mottram Cricket Club, Application for Premises License Dated 25<sup>th</sup> May 2022.**

I write in connection with Mottram Cricket Club's re-application for a Premises Licence.

I have lived at the above address for over 40 years and have never made any complaints to the Cricket Club as I understand the need for sport, recreation and entertainment.

Whilst I am glad to hear the sound of cricket matches and consider the amenity of a Cricket Club an asset in the community, I believe that the issue of a Premises License would enable the Club to hold non-cricket related functions that would be inappropriate in the quiet residential area that we presently enjoy.

The License if granted, would permit Public Nuisance to be created seven days and nights a week by the use of amplified live/recorded music and public address systems from 10-00 hrs to 23-00 hrs Sunday to Thursdays and up to midnight Fridays and Saturdays. The serving of refreshments will continue beyond these times. If Off Sales are permitted (not clear on Tameside's Register) it will result in more street litter and provide an opportunity for alcohol to be supplied to minors. The Club have insufficient parking for their present levels of activity and additional functions generated by a Premises Licence and extended opening times will only make the situation worse.

At the last application consultation we were promised two-week's notice of all outside events to be held by the Club, unfortunately this notice will do nothing to mitigate the effects on those who wish to enjoy their gardens and who live close to

the Club, unless they move away during the times of the outside events. The associated noise of people and vehicles leaving the Club will extend beyond the licensed hours.

In addition to the above there are some inconsistencies with the Application.

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Given the inconsistencies, errors and conflicting information that have occurred in the Application, I would suggest that it does not comply with Tameside's Guidelines for this License Application and is therefore invalid.

Yours sincerely,

[Redacted signature block]

phones

[Redacted text]

[Redacted text]

1 of 2

Licensing Dept.  
Tame St Depot,  
Tame St.  
Stalybridge SK15 1ST

Dear Sir/Madam,

**Mottram Cricket Club, Application for Premises License Dated 25<sup>th</sup> May 2022.**

I write in connection with Mottram Cricket Club's re-application for a Premises Licence.

I appreciate the need for sport, recreation and entertainment to be provided locally, am happy to hear the sound of cricket matches and consider the amenity of a Cricket Club an asset in the community, however I believe that the issue of a Premises License would enable the Club to hold non-cricket related functions that would be inappropriate in the residential area that I presently enjoy.

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Yours sincerely,

[Redacted signature area]

[Redacted address area]

BROAD BOTTOM ROAD

WYTHRAVE

[Handwritten flourish]

1 of 2

Licensing Dept.  
Tame St Depot,  
Tame St.  
Stalybridge SK15 1ST

Dear Sir/Madam,

**Mottram Cricket Club, Application for Premises License Dated 25<sup>th</sup> May 2022.**

I write in connection with Mottram Cricket Club's re-application for a Premises Licence.

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Yours sincerely,

[Redacted Signature]

[Redacted Name]

Broadbottom Rd

1 of 2

Licensing Dept.  
Tame St Depot,  
Tame St.  
Stalybridge SK15 1ST

Church view  
Dowl Bottom Road  
Mottram  
SK14 6JA  
21/6/22

Dear Sir/Madam,

**Mottram Cricket Club, Application for Premises License Dated 25<sup>th</sup> May 2022.**

I write in connection with Mottram Cricket Club's re-application for a Premises Licence.

I appreciate the need for sport, recreation and entertainment to be provided locally, am happy to hear the sound of cricket matches and consider the amenity of a Cricket Club an asset in the community, however I believe that the issue of a Premises License would enable the Club to hold non-cricket related functions that would be inappropriate in the residential area that I presently enjoy.

The License if granted, would permit Public Nuisance to be created seven days and nights a week by the use of amplified live/recorded music and public address systems from 10-00 hrs to 23-00 hrs Sunday to Thursdays and up to midnight Fridays and Saturdays. The serving of refreshments will continue beyond these times. If Off Sales are permitted (not clear on Tameside's Register) it will result in more street litter and provide an opportunity for alcohol to be supplied to minors. The Club have insufficient parking for their present levels of activity and additional functions generated by a Premises Licence and extended opening times will only make the situation worse.

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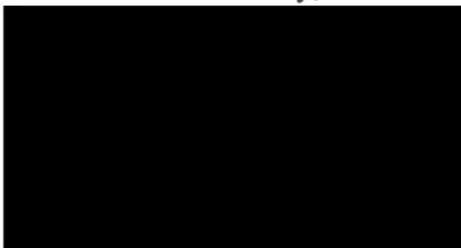
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Given the inconsistencies, errors and conflicting information that have occurred in the Application, I would suggest that it does not comply with Tameside's Guidelines for this License Application and is therefore invalid.

Yours sincerely,



Licensing Dept.  
Tame St Depot,  
Tame St.  
Stalybridge SK15 1ST

████████████████████  
████████████████████  
Church View  
Broadbottom Road  
Mottram  
SK14 6JA  
19 June 2022

Dear Sir/Madam,

**Mottram Cricket Club, Application for Premises License Dated 25<sup>th</sup> May 2022.**

I write in connection with Mottram Cricket Club's re-application for a Premises Licence.

I appreciate the need for sport, recreation and entertainment to be provided locally, am happy to hear the sound of cricket matches and consider the amenity of a Cricket Club an asset in the community, however I believe that the issue of a Premises License would enable the Club to hold non-cricket related functions that would be inappropriate in the residential area that I presently enjoy.

The License if granted, would permit Public Nuisance to be created seven days and nights a week by the use of amplified live/recorded music and public address systems from 10-00 hrs to 23-00 hrs Sunday to Thursdays and up to midnight Fridays and Saturdays. The serving of refreshments will continue beyond these times. If Off Sales are permitted (not clear on Tameside's Register) it will result in more street litter and provide an opportunity for alcohol to be supplied to minors. The Club have insufficient parking for their present levels of activity and additional functions generated by a Premises Licence and extended opening times will only make the situation worse.

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[Redacted signature]

[Redacted contact information]

1 of 2

Licensing Dept.  
Tame St Depot,  
Tame St.  
Stalybridge SK15 1ST

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BROADBOTTOM RD  
MOTTAM.

[Redacted]

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[Redacted Signature]

[Redacted]  
Broadbottom Road  
Mattram

[Redacted]

1 of 2



 Broadbottom Rd  
Mottram  
SK14-6JA.

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Tame St Depot,  
Tame St.  
Stalybridge SK15 1ST

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19-6-22

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Motham.

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(20<sup>th</sup> June 2022) Page 88

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*Broadbottom Rd  
Mottross*

[Redacted]

*(20th June 2022)*

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*for*



*Broadbottom Road  
Mottram Hyde SK14 6JA*

1 of 2

██████████ BROADBOTTOM RD  
MOTTRAM  
NR HYDE  
CHESHIRE  
SK14 6BA

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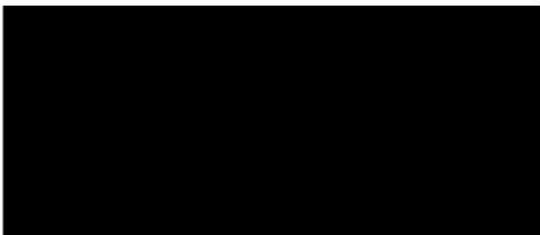
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SK14 6JA

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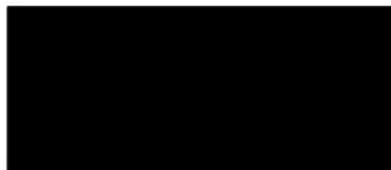
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Broadbottom Rd.

SK14 6JA

18<sup>th</sup> June 2022

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I appreciate the need for sport, recreation and entertainment to be provided locally, am happy to hear the sound of cricket matches and consider the amenity of a Cricket Club an asset in the community, however I believe that the issue of a Premises License would enable the Club to hold non-cricket related functions that would be inappropriate in the residential area that I presently enjoy.

The License if granted, would permit Public Nuisance to be created seven days and nights a week by the use of amplified live/recorded music and public address systems from 10-00 hrs to 23-00 hrs Sunday to Thursdays and up to midnight Fridays and Saturdays. The serving of refreshments will continue beyond these times. If Off Sales are permitted (not clear on Tameside's Register) it will result in more street litter and provide an opportunity for alcohol to be supplied to minors. The Club have insufficient parking for their present levels of activity and additional functions generated by a Premises Licence and extended opening times will only make the situation worse.

At the last application consultation we were promised two-week's notice of all outside events to be held by the Club, unfortunately this notice will do nothing to mitigate the effects on those who wish to enjoy their gardens and who live close to

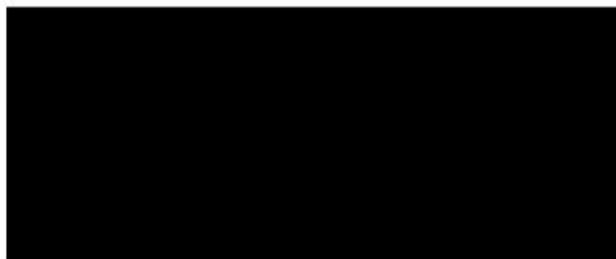
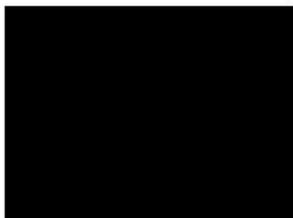
the Club, unless they move away during the times of the outside events. The associated noise of people and vehicles leaving the Club will extend beyond the licensed hours.

In addition to the above there are some inconsistencies with the Application.

- 1) Four notices have been posted on the Ashworth Lane/Broadbottom Road boundaries, unfortunately one of these notices has been affixed to the outside face of the entrance gate which is frequently left open during the day and folded against the inside face of the hedge thus hiding the notice from passers-by on Broadbottom Road. Compliant display could have been achieved by affixing the second notice to the Club's notice-board, telegraph pole or the lamppost on that boundary.
- 2) The consultation period unfortunately extended over the Platinum Jubilee weekend and whilst compliant with guidelines, this further denied people the opportunity to comment within the timescales.
- 3) The notice of the Application has again been published in the Tameside Correspondent, which, was not circulated in this area at the date of the previous application and is not listed in Tameside's guidance notes. This notice is dated 3<sup>rd</sup> June 2022 and specifies a closing date 28 consecutive days after the date of the Notice for comments/objections which is the 1<sup>st</sup> of July
- 4) Tameside's Register of Applications specifies the 21<sup>st</sup> of June as the closing date for comments/objections. 21<sup>st</sup> June or 1<sup>st</sup> July? This confusion will no doubt have an effect on the public response.
- 5) The notice contained in the Tameside Correspondent specifies the address for comments/objections to be the Wellington Road office, this differs from the Tame Street address specified in the guidance notes. This is irregular.
- 6) Tameside's Register of Applications does not make mention of Off Sales on this re-application. The word 'both' is randomly stated. Is this a typo? The public do not appear to have been properly informed of the Club's intentions.

Given the inconsistencies, errors and conflicting information that have occurred in the Application, I would suggest that it does not comply with Tameside's Guidelines for this License Application and is therefore invalid.

Yours sincerely,



*ASHworth Lane  
MOTtram.*

1-1

[REDACTED]  
 [REDACTED] BROADBOTTOM Rd  
 MOTTRAM HYDE  
 CHESHIRE  
 SK14 6JA  
 18-06-22

TAMESIDE MBC  
 LICENSING DEPOT  
 TAME ST DEPOT  
 TAME ST  
 STALYBRIDGE  
 SK15 1ST

DEAR SIR/MADAM

MOTTRAM CRICKET CLUB, APPLICATION FOR  
 PREMISES LICENSE DATED 25<sup>TH</sup> MAY 2022

I AM WRITING TO YOU, TO LET YOU KNOW THAT  
 I [REDACTED] AM IN COMPLETE AGREEMENT  
 WITH THE ENCLOSED LETTER MY WIFE HAS  
 COMPILED, AND THAT WE BOTH HAVE CONCERNS  
 REGARDING YOUR APPLICATION.

A CRICKET CLUB EVENT WAS ON LAST EVENING  
 17-06-22 AND OUR ROAD WAS HEAVING WHEN THE  
 VEHICLES FINALLY LEFT THE PAVEMENT AND ROAD  
 WAS STREWN WITH McDONALDS LITTER EMPTIED  
 OUT OF PARKED CARS. WHICH WE HAVE TO THEN  
 CLEAN UP.

YOURS SINCERELY

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1-2

  
 BROADBOTTOM Rd  
 MOTTRAM HYDE  
 CHESHIRE  
 SK14 6JA  
 17-06-22

TAMESIDE MBC  
 LICENSING DEPOT  
 TAME ST DEPOT  
 TAME ST  
 STALYBRIDGE  
 SK15 1ST

DEAR SIR/MADAM

RE:- MOTTRAM CRICKET CLUB LICENSING APPLICATION  
 DATED 25<sup>TH</sup> MAY 2022

I AM WRITING TO YOU REGARDING THE ABOVE  
 CRICKET CLUBS RE-APPLICATION FOR A PREMISES  
 LICENCE.

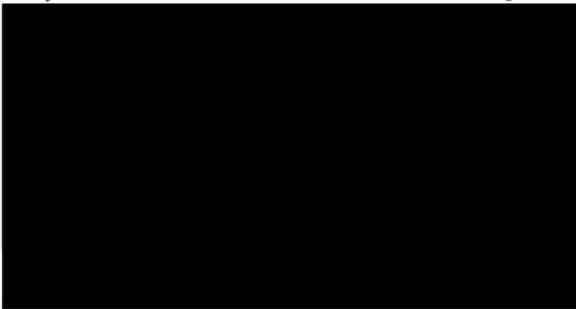
HAVING ONLY LIVED IN MOTTRAM FOR 3 YEARS  
 I HAVE NOTICED AN INCREASE IN TRAFFIC ON  
 BROADBOTTOM ROAD, ESPECIALLY DURING THE CRICKET  
 SEASON, VEHICLES ARE PARKED ALONG BOTH SIDES  
 OF THE ROAD FROM TOP TO BOTTOM.

IF YOUR PROPOSED APPLICATION BE GRANTED THE  
 VOLUME OF TRAFFIC AND NOISE WOULD CONTINUE  
 INTO THE EARLY HOURS ALMOST EVERY EVENING.  
 I COULD THEREFORE NOT HELP BUT WONDER  
 HOW THIS WOULD AFFECT MY PEACE AND PRIVACY  
 BEING SITUATED IN A DOUBLE FRONTED BUNGALOW  
 WITH BEDROOM AND Page 101 SITUATED ON THE  
 FRONT OF THE PROPERTY.

I AM TOTALLY IN FAVOUR OF THE CRICKET CLUB BEING USED FOR CRICKET, HOWEVER I DONT THINK IT WOULD BE FAIR FOR THE RESIDENTS TO PUT UP WITH MORE NOISE DISTURBANCE AND INCREASED LITTER NOT TO MENTION THE ANTI. SOCIAL BEHAVIOUR TO MUCH ALCOHOL CAN CAUSE.

I BELIEVE THERE ARE INCONSISTENCIES WITH THE APPLICATION, AND THAT THEY DO NOT COMPLY WITH TAMESIDES GUIDELINES FOR THIS APPLICATION MAKING IT INVALID.

YOURS SINCERELY



MY HOME WILL MAKE IT IMPOSSIBLE FOR ME TO CROSS THE ROAD. THEREFORE, SHOULD THIS APPLICATION BE GRANTED I WOULD BE GRATEFUL IF MEASURES COULD BE IMPLEMENTED TO PREVENT PARKING OUTSIDE MY HOUSE.

Yours Faithfully



2

████████████████████  
 ██████████ BROADBOTTOM RD  
 MOTTRAM. SK14 6JA

LICENSING DEPT  
 TAME ST DEPOT  
 TAME ST, SK15 1ST

21/06/22

DEAR SIR/MADAM

PREMISES LICENSE APPLICATION, MOTTRAM  
 CRICKET CLUB

I HAVE LIVED AT THIS ADDRESS SINCE 1965 AND APPRECIATE THE VALUE OF THE CRICKET CLUB AND THE AMENITY THAT THEY HAVE PROVIDED SINCE 1878.

I AM HOWEVER CONCERNED THAT THE EXTENDED HOURS AND NOISE GENERATED BY NON-CRICKET ACTIVITIES WILL BE TOTALLY INAPPROPRIATE TO THIS QUIET RESIDENTIAL AREA.

UNFORTUNATELY I HAVE AN EYESIGHT PROBLEM AND ENHANCED PARKING OUTSIDE

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Dear Rebecca,

Following receiving the letter dated 24 June regarding the licence application for Mottram Cricket club, I'm writing to confirm that I still have concerns regarding the application. The concerns are in relation to the prevention of crime and disorder, public safety, and the prevention of public nuisance.

As a resident of Mottram and a neighbour to the cricket club I am deeply concerned with the proposal to extend the hours until such a time. We already on occasion experience loud music, loud voices and loud singing from the club, especially in the summer, which knowing that it will close at a reasonable time, can be tolerated to a point. Regularly we experience anti-social parking when matches or events are taking place at the club. The village is a quiet community, the venue is a cricket club and not a nightclub and should not be turned into such a venue in a peaceful country village.

Concerns:

1. Why have an extra 30 mins on top of the other areas being extended for the late night refreshments?
2. Alcohol and music from 10am during the week and weekends is excessive and will lead to anti-social behaviour through all day drinking. The noise of people leaving the venue, under the influence of alcohol in the early hours is a big concern, something that occurs now on occasion. Unsociable behaviour from having longer drinking time and the trouble this could bring to the village needs to be considered. Increased noise, enabling a drinking culture and attracting the types of people who like to party into late hours would make Mottram an unfavourable place to be a resident.
3. There are no transport links in the evening for people to leave by, only taxi which leads to more traffic late at night, doors slamming and people hanging about, making noise on the street in front of our houses.
4. Nowhere in the information provided is there confirmation of how the council or CC will ensure that antisocial parking is to be managed. We currently have issues with anti-social parking, blocking our drives and view of the road, along with paths being blocked by cars parking on them.
4. Outdoor music until 11 on weekdays or until midnight is not acceptable. This is a peaceful village environment which we want to remain that way.

I would like to support the CC but the request is unreasonable and concerns above have not been answered in this application or the previous one. Hopefully a compromise can be found and answers provided to the concerns. At the moment the request is excessive for a village cricket club. We live here for the quiet, country setting, not to be near a nightclub or live music setting and all that those things bring.

Regards

██████████

██████████ Church View

Broadbottom Road.

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The Licensing Section  
 TMBC  
 Tame St Depot  
 Stalybridge  
 SK15 1ST



29/5/2022

Dear Sir/Madam

I write with regard to the application for a Premises Licence at Mottram Cricket Club.

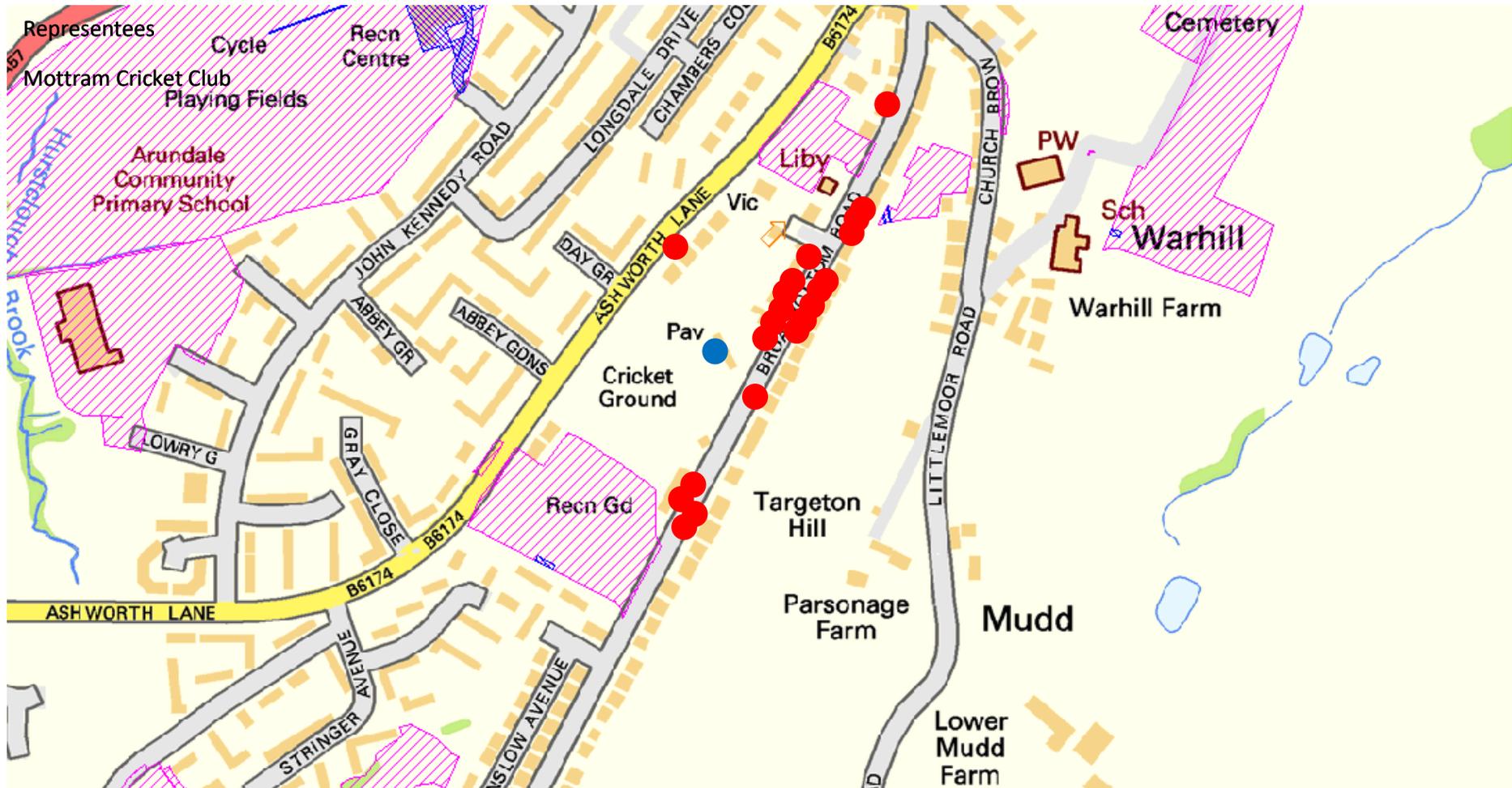
I note that representation should be with you 28 days from the 25th May 2022. I have not been able to comply due to the lack of information available. I have not been up-dated on this very important issue either by post from the council, or a leaflet from the Cricket Club. We run/walk past the club 3 times a week & have not seen the application notice, which is taped to just one single lamp post. The lamp post is set back amongst the hedge making it very difficult to see the leaflet.

I will for clarity I will bullet point just some of my objections/questions.

- Have the cricket club carried out any impact statements or Health & Safety/due diligence for the following issues on Broadbottom Rd?
- Recent correspondence between myself & Ian Hall of traffic operations TMC (email dated 23/5/22) Ian has highlighted speeding vehicles directly in this vicinity & this information has been passed to the police for enforcement
- There will be increased traffic levels-late at night going in & out of the venue (12.30 am on Saturdays)
- There will be increased noise- the club will effectively be an off-licence and music venue in the middle of a conservation area
- Where does the club expect people to park when attending the venue-the club simply does not have enough parking facilities-will cars be parked on the road?
- How will Taxis turn in & out of this venue late at night, in the dark, in the winter, quietly?
- Will the Club be allowed to hold weddings & parties in the future?
- Alcohol sales are already available at Tesco Hattersley; we don't need more alcohol consumption
- Anti-social behavior linked to alcohol is already an issue in many towns/cities, why allow this possibility to happen in Mottram?
- There will be increase litter-beer cans, fast food thrown on Broadbottom Rd - we already have an issue with this now
- It does look like we may have more hours of off-licence, music, noise & vehicle activity than we will have of cricket
- Will the cricket club hold an 'open-day' to allow people who live here to speak?

██████████  
 ██████████ Broadbottom Rd  
 Mottram  
 Via Hyde  
 Cheshire  
 SK14 6JB

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- Representees
- Mottram Cricket Club

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