

**For publication**

**Application for a New Premises Licence by The Birdcage  
Chesterfield Ltd, in respect of  
The Birdcage, 35 Derby Road, Chesterfield, S40 2EF**

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Meeting:	Assistant Director – Health and Wellbeing <i>(Licensing Committee decision delegated to the Assistant Director – Health and Wellbeing under the emergency arrangements approved by Standards and Audit Committee on 19 March, 2020 and enacted by the Chief Executive on 20 March, 2020)</i>
Date:	Wednesday 29 <sup>th</sup> April, 2020 (deferred from 8 <sup>th</sup> April 2020)
Cabinet portfolio:	Health and Wellbeing
Report by:	Steve Ashby, Licensing Officer

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**1.0 Purpose of report**

- 1.1 To present further information that has been received in respect of this application for a new premises licence in respect of

The Birdcage,  
35 Derby Road,  
Chesterfield,  
S40 2EF.

1.2 In response to the circulation of the hearing papers on 1<sup>st</sup> April 2020, we have received a further submission from a representor and also from the applicant. The applicant forwards several photographs showing quiet streets around the venue. The representor points out the perceived detrimental impact upon existing business and family life in the area.

1.3 Their comments are copied in below.

1.4 **Additional comment from a representor**

The report I see relays the concerns I expressed re traffic, parking, noise & anti social behaviour.

I'd like to add/mention another factor that I mentioned that this type of enterprise simply isn't needed with the venues so close by such as Derby Road Deli & the One Stop Costa machine. It's baseless economically and I'm sure these other businesses are not happy. Forgive me if that point was mentioned in your report & I missed it.

The business owner's assertion that his office will be next door is baseless. He will not be a resident & there that often.

I further don't accept it will be beneficial to the street scene. Litter, people congregating would have the exact opposite effect. There would be much better options.

To conclude, for the peace of mind & quality of life for residents the unit is CLEARLY best for a daytime enterprise only with a swift footfall/turnaround. Derby Road does not need it - it's at its limit for traffic and antisocial behaviour WOULD ensue. I would urge a total rejection of any music & alcohol licence. Coffee shops don't have alcohol do they for takeaway, or for having on premises.

1.5 Additional comment from the applicant

I might just add the following, I have been taking pictures at different time of the day and have noted that the streets in this area are almost empty. There are no council parking restrictions such as permits etc! or yellow lines, I do not feel that parking is a valid issue. I expect our busy times to be Saturday and Sunday, on these days the Derby Road Deli which operates on the opposite corner is closed and there is nearly a full one side of these street with empty car parking spaces. In addition if parking outside a property is privilege then we can get at least 3 outside the corner shop and 4 in the rear car park!! So 7 cars can park without even impacting on the street.

Not sure this helps but just thought I would mention it.





I have attached some pictures, these have been taken at various times of the day and are the immediate surrounding streets. As you can see the area is quiet, this can be easily witnessed by anyone driving wishes to take a drive down this area. Having worked in the area for some weeks I can also confirm never seeing anyone using the road as a rat run!!



The picture above shows a delivery we had on a Saturday morning!! you can see that we was not struggling for a parking space.

1.6 I forward these additional comments for your information.

Steve Ashby  
LICENSING OFFICER  
03.04.2020

For more information on this report please contact the author,  
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