



## **Licensing Sub Committee Hearing Panel**

Date: Wednesday, 12 April 2023

Time: 10.00 am

Venue: Council Antechamber, Level 2, Town Hall Extension

This is a **supplementary agenda** containing additional information about the business of the meeting that was not available when the agenda was published

### **Access to the Council Antechamber**

Public access to the Council Antechamber is on Level 2 of the Town Hall Extension, using the lift or stairs in the lobby of the Mount Street entrance to the Extension.

**There is no public access from any other entrances of the Extension.**

## **Membership of the Licensing Sub Committee Hearing Panel**

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Councillors - Flanagan, Hilal and T Judge

## Supplementary Agenda

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5. **Application for a New Premises Licence - Sam Off Licence, 20a Swan Street, Manchester, M4 5JW** 3 - 10  
Now contains additional information submitted by the applicant's agent.

## Further Information

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

Callum Jones  
Tel: 0161 234 4940  
Email: [callum.jones@manchester.gov.uk](mailto:callum.jones@manchester.gov.uk)

This supplementary agenda was issued on **Thursday, 6 April 2023** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 2, Town Hall Extension (Library Walk Elevation), Manchester M60 2LA

**From:** Optimised Training Centre <[REDACTED]>

**Sent:** 05 April 2023 12:37

**To:** Premises Licensing <Premises.Licensing@manchester.gov.uk>; Gareth Hall <gareth.hall@manchester.gov.uk>; 13795@gmp.police.uk <13795@gmp.police.uk>; Sonia Cooke <Sonia.Cooke@manchester.gov.uk>

**Subject:** Re: Fw: Objection 285626/PW5 Off Licence

Dear Gareth Hall, PC Hussain, and Sonia Cooke,

We have not yet received a response to our email below, you will be aware that the hearing will be held on the 12/04/2023. I would be grateful if you could please confirm if you are still making representation considering the conditions offered.

Kind regards  
[REDACTED]

On 14/03/2023 07:46 PM, Optimised Training Centre wrote:

> Good afternoon,

>

> Please note that this email has been forwarded to the licensing

> Department, PC Hussain and Mr Gareth Hall.

>

> We are in receipt of the representation made in regards to the  
> application for the grant of a premises licence at 20 Swan street,  
> Manchester M4 5JW. I would like to take this opportunity to try and  
> address the concerns raised in the hope that the representation can be  
> withdrawn.

>

> Firstly we would like to address the concern regarding the start time  
> for the sale of alcohol. We understand that there are other licensed  
> premises such as nightclubs which are licensed until 7am which can  
> offer consumers of alcohol to leave the nightclubs and access more  
> alcohol which can cause problems and undermine the licensing  
> objectives we are therefore proposing to change the start time for the  
> sale of alcohol Monday to Sunday to 10am. This will prevent consumers  
> accessing more alcohol after leaving the nightclubs.

>

> We would also like to offer the following conditions which we hope  
> will satisfy the concerns made.

>

> 1, A Challenge 25 policy will be strictly followed by all staff. No  
> member of staff shall be permitted to sell alcohol until trained in  
> the operation of the Challenge 25 policy. Any person who appears to be  
> under the age of 25 who attempts to buy alcohol shall be challenged to  
> provide age verification in the form of a passport, photo driving  
> licence or PASS accredited card. Where proper verification is not  
> provided the sale shall be refused. A record of the refusal shall be  
> kept in the refusals log, identifying the member of staff who refused  
> the sale. The refusal log will be always kept on the premises and made  
> available to responsible authorities upon request.

>

> 2, The premises shall display prominent signage indicating at any

- > point of sale, that the Challenge 25 scheme is in operation.
- >
- > 3, A refusals record will be kept at the premises which details all
  - > refusals to sell alcohol. This record must include the date and time
  - > of the incident, the name of the staff member who refused the sale,
  - > and the reason the sale was refused. All entries must be made within
  - > 24 hours of the refusal. The record must be made available for
  - > inspection by an officer of a Responsible Authority
- >
- > 4, All staff other than personal license holders must receive training
  - > regarding the: -
  - > · Four licensing principles contained in the Licensing Act 2003
  - > · Responsible retailing of alcohol, and the law
  - > · The conditions attached to the premises licence
- >
- > 5, Training must include evidence that the trainee has gained
  - > knowledge and understanding of the training, which may consist of a
  - > test or quiz, completed by the trainee. Documented records of training
  - > completed shall be kept for each member of staff. Training shall be
  - > regularly refreshed and at no greater than 6 monthly intervals.
  - > Training records shall be made available for inspection upon request
  - > by a police officer or an authorised officer of Manchester City
  - > Council.
- >
- > 6, A minimum of 2 persons must be employed and on duty at the premises
  - > between 22:00 and 02:00 on Friday and Saturday who are specifically
  - > tasked to maintain the safety of customers who may be vulnerable, ill
  - > or in distress as a result of alcohol and/or drug-related
  - > intoxication. Such persons must be trained on drunkenness,
  - > vulnerability, and drugs awareness in the night-time economy; and
  - > responding to these matters.
- >
- > 7, All staff will receive training on proxy sale of alcohol and other
  - > age restricted products. Training will be documented and made
  - > available to responsible authorities upon request.
- >
- > 8, The premises shall operate a CCTV system that complies with the
  - > minimum requirements of the GMP Police Licensing Team.
- >
- > 9, The premises licence holder must ensure that: CCTV cameras are
  - > located within the premises to cover all public areas including all
  - > entrances and exits.
  - > The system records clear images permitting the identification of
  - > individuals. The CCTV system is able to capture a minimum of 24 frames
  - > per second and all recorded footage must be securely retained for a
  - > minimum of 31 days. The CCTV system operates at all times while the
  - > premises are open for licensable activities. All equipment must have a
  - > constant and accurate time and date generation. The CCTV system is
  - > fitted with security functions to prevent recordings being tampered
  - > with, i.e. password protected. There must be at least one member of
  - > trained staff at the premises during operating hours able to provide
  - > viewable copies on request to police or authorised local authority
  - > officers as soon as is reasonably practicable in accordance with the
  - > Data Protection Act 1998 (or any replacement legislation). CCTV hard

- > drive needs to be replaced the previous / old hard drive will be kept
- > on site for a minimum of 31 days and made immediately available to any
- > of the responsible authorities on request.
- >
- > 10, All spirits and expensive alcohol will be kept behind the counter
- > and out of reach of customers.
- >
- >
- > I hope by adding the above conditions to the licence you will be able
- > to withdraw your representation.
- >
- > There is mention of a condition included in the application which
- > appears to have great concerns which is "The Designated Premises
- > Supervisor will arrange to monitor levels of noise from both inside
- > and outside the premises and remedial action will be taken as
- > appropriate. Doors and windows will be kept closed as deemed necessary
- > by the Designated Premises Supervisor."
- > This is a condition which has been requested by many environmental
- > health officers in different cities. According to them sound made from
- > a small off licence shop can travel a distance and cause nuisance to
- > others. As this condition has been requested by other authorities for
- > similar applications we decided to put this condition on. We are more
- > than happy to have this condition amended. You will be aware that we
- > are not in a position at this stage to have conditions removed.
- >
- > Lastly regarding your concern regarding the DPS. Mr Bereket has been
- > very worried about the visit and was very nervous on the day. He
- > explained that the reason for this is that he dose not want to risk
- > not getting the licence as he is paying a lot of money for the
- > premises. He is a qualified person and holds a personal licence. He
- > has also knowledge of the trade as he has run other similar business
- > in Manchester.
- >
- > I hope that I have been able to address all your concerns. We are not
- > aware of any other representations. If you wish to suggest any further
- > conditions or amended any of the conditions offered we are very happy
- > to consider.
- >
- > I hope to hear from you soon.
- >
- > Kind regards
- > [REDACTED]
- > (Representative)
- >
- > Optimised Training Centre Ltd
- > [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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