



Licensing Sub Committee Hearing Panel

Date: Monday, 5 February 2024

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

Councillors - Andrews, T Judge and Riasat

Supplementary Agenda

4. **Application for a New Premises Licence - New York Krispy Fried Chicken, 62 Bury Old Road, Manchester, M8 5BN** 3 - 14
Now contains additional information as submitted by the applicant.

Further Information

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

This supplementary agenda was issued on **Wednesday, 31 January 2024** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 2, Town Hall Extension (Library Walk Elevation), Manchester M60 2LA

28 January 2024

Sent by email to [REDACTED]

Dear [REDACTED]

**APPLICATION FOR A NEW PREMISES LICENCE
NEW YORK KRISPY FRIED CHICKEN, 62 BURY OLD ROAD,
MANCHESTER M8 5BN**

I hope you are keeping well.

I am contacting you on behalf of Zobia Hussain in respect of her application above.

The Council have sent me a copy of your representation and I thought I would contact you to outline this application further, and to explain the steps that would be taken to promote the licensing objectives.

This is a new business venture and the premises is to be refurbished, with a big investment, as a new café/takeaway which will offer a variety of food and soft drinks for customers to either consume on site or takeaway.

The licence application is to allow the business to sell hot food/drinks (soft drinks only – no alcohol is proposed) after 11pm. A licence is not required prior to 11pm.

The application includes a document called an Operating Schedule – this is an important document showing the various steps that would be taken at the shop to promote the licensing objectives. Each of these steps become legally enforceable licence conditions should the application be approved.

You may not have seen the proposed operating schedule for this business - and so I attach a copy for your information below. The proposed conditions include;

a CCTV camera system;

regular litter checks outside the premises and;

keeping an incident log.

Every application involves an extensive consultation exercise carried out with the various responsible authorities including the Police, the Councils Licensing Authority, Trading Standards, Environmental Health, Public Health, Child Protection, Planning, etc

Please note that none of the Responsible Authorities have submitted any representations against this application – they are all satisfied that the application can be granted.

In particular, the Police are important as they are the Council's main source of information regarding local crime and disorder. The Police are satisfied that this application would promote the licensing objectives.

For your information, there is support for the application from a local Ward Councillor.

I note your concerns and would like to advise that the applicant, Mrs Hussain, is a responsible person who will run this business well and very professionally. As I say above, there will be a big investment in the business.

She will of course do everything that she can to prevent any problems in the community. For example, there will be a top quality CCTV system and images will be made available to the Police and Council upon request.

In your representation, you refer to the crime rate in the area including issues such as drugs, stabbings and gun culture. This new business is just looking to sell hot food and drinks to customers and it has absolutely no connection to these issues. The Police have been fully consulted on this application and they have no issues with it at all.

Please note that matters such as traffic and parking are not matters that the Council can take into account when determining a licence application. The Council's Licensing Authority will be able to confirm this.

Licensed premises are extremely well-regulated - they must fully comply with all of their licence conditions. If they don't, then the Authorities can take action - this includes enforcement action, prosecution, a licence review, revocation of the licence, etc.

If there are any issues or problems with an existing business then the matter should be reported to the Authorities to investigate. The Police and the Council will target any 'problem premises' and take action if something goes wrong.

Likewise, if there was evidence of problems at this shop (or indeed any licensed premises) in the future then a licence can be reviewed - the matter would then be considered by the Council's Licensing Sub Committee.

I hope the above information is helpful and informative. I ask you to give Mrs Hussain the opportunity to demonstrate that her new business will not cause any issues with a licence .

I look forward to hearing from you and please do not hesitate to contact me if you have any queries.

Yours sincerely

Ian Rushton
JL Licensing
07909 511953
Email - ijrushy@hotmail.com

PLEASE SEE THE PROPOSED CONDITIONS BELOW

Operating schedule/proposed licence conditions

This is a brand new business venture and the site, which is currently empty, will be refurbished with a big investment to become a new café / hot food takeaway selling a variety of food for customers to consume on site or takeaway. The premises is well positioned with many other shops and businesses nearby.

Prevention of crime and disorder

A CCTV camera system providing images in all lighting conditions shall be used covering the interior and the immediate exterior (customer entrance) of the shop. Images will be retained for a period of at least 28 days and be made available to the Police and other responsible authorities upon request within a reasonable time period and in accordance with data protection legislation.

The CCTV recording equipment shall be kept in a secure environment under the control of the premises licence holder and/or another named responsible individual.

The licence holder shall be vigilant and monitor the area immediately outside the shop to ensure that youths do not cause annoyance by congregating.

Any incidents of crime and disorder at the premises, witnessed by staff, will be recorded in an incident book(s) kept at the premises. This book will be kept available for inspection.

Public safety

No specific risks under the Licensing act 2003 have been identified, and the applicant is aware of the need to comply with other legislative requirements to ensure the safety of all persons on site.

Prevention of public nuisance

A notice(s) shall be on display asking customers to leave the premises quietly.

Staff will monitor the area immediately outside the premises on a regular basis to check for, and properly dispose of, any litter.

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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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