



## **Licensing Sub Committee Hearing** **Panel**

Date: Monday, 29 April 2019

Time: 10.00 am

Venue: Council Antechamber - Level 2, Town Hall Extension

This is a **Revised Agenda** containing an additional item of business (Item 4.1) that was not listed on the original agenda.

### **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. That lobby can also be reached from the St. Peter's Square entrance and from Library Walk.

**There is no public access from the Lloyd Street entrances of the Extension.**

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

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**Councillors** – Paul (Chair), Grimshaw and Lynch

## Revised Agenda

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**1. Urgent Business**

To consider any items which the Chair has agreed to have submitted as urgent.

**2. Appeals**

To consider any appeals from the public against refusal to allow inspection of background documents and/or the inclusion of items in the confidential part of the agenda.

**3. Interests**

To allow Members an opportunity to [a] declare any personal, prejudicial or disclosable pecuniary interests they might have in any items which appear on this agenda; and [b] record any items from which they are precluded from voting as a result of Council Tax/Council rent arrears; [c] the existence and nature of party whipping arrangements in respect of any item to be considered at this meeting. Members with a personal interest should declare that at the start of the item under consideration. If Members also have a prejudicial or disclosable pecuniary interest they must withdraw from the meeting during the consideration of the item.

**4. Application for a Temporary Event Notice for McDonald's Restaurant, 336 Wilmslow Road, Manchester, M14 6XQ.** 5 - 36

The report of the Head of Planning, Building Control and Licensing is attached.

**4.1 Application for a New Premises Licence for MRH Princess, Princess Filling Station, Princess Parade, Princess Road, Manchester, M14 7FS** *[additional item of business]* 37 - 92

The report of the Head of Planning, Building Control and Licensing is attached.

**5. Exclusion of the Public**

The officers consider that the following item or items contains exempt information as provided for in the Local Government Access to Information Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. The Committee is recommended to agree the necessary resolutions excluding the public from the meeting during consideration of these items. At the time this agenda is published no representations have been that this part of the meeting should be open to the public.

**6. Application for a Personal Licence (JA)** 93 - 104

The report of the Head of Planning, Building Control and Licensing is attached.

## Information about the Committee

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The Licensing and Appeals Committee fulfills the functions of the Licensing Authority in relation to the licensing of taxi drivers.

A procedure has been agreed which governs how the Panel will consider such applications.

Decisions made by the Panel will be under delegated authority and will not require to be referred to the Council for approval. Meetings are controlled by the Chair, who is responsible for seeing that the business on the agenda is dealt with properly.

Copies of the agenda are published on the Council's website. Some additional copies are available at the meeting from the Governance Support Officer.

The Council is concerned to ensure that its meetings are as open as possible and confidential business is kept to the strict minimum. When confidential items are involved these are considered at the end of the meeting at which point members of the public are asked to leave.

Smoking is not allowed in Council buildings.

Joanne Roney OBE  
Chief Executive  
Level 3, Town Hall Extension,  
Albert Square,  
Manchester, M60 2LA

## Further Information

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

Beth Morgan  
Tel: 0161 234 3043  
Email: [b.morgan@manchester.gov.uk](mailto:b.morgan@manchester.gov.uk)

This revised agenda was issued on **25 April 2019** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension (Mount Street Elevation), Manchester M60 2LA.

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**Manchester City Council  
Report for Resolution**

**Report to:** Licensing Subcommittee Hearing Panel – 29 April 2019

**Subject:** McDonald's Restaurant, 336 Wilmslow Road, Manchester, M14 6XQ -  
ref: 230636

**Report of:** Head of Planning, Building Control and Licensing

**Summary**

Submission of a temporary event notice where an objection notice has been given.

**Recommendations**

That the Panel consider the objection notice(s) and give a counter notice where it considers it appropriate.

**Wards Affected:** Old Moat

<b>Manchester Strategy Outcomes</b>	<b>Summary of the contribution to the strategy</b>
A thriving and sustainable City: supporting a diverse and distinctive economy that creates jobs and opportunities	Licensed premises provide a key role as an employer, in regeneration, and in attracting people to the city. The efficient processing of applications as well as effective decision making in respect of them, plays an essential role in enabling businesses to thrive and maximise contribution to the economy of the region and sub-region.
A highly skilled city: world class and home grown talent sustaining the city's economic success	An effective Licensing regime will enable growth in our City by supporting businesses who promote the Licensing Objectives.
A progressive and equitable city: making a positive contribution by unlocking the potential of our communities	The Licensing process provides for local residents and other interested parties to make representations in relation to licensing applications. Representations have to be directly related to the licensing objectives.
A liveable and low carbon city: a destination of choice to live, visit and work.	An effective licensing system supports and enables growth and employment in our City with neighbourhoods that provide amenities suitable to the surrounding communities.

A connected city: world class infrastructure and connectivity to drive growth	
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**Full details are in the body of the report, along with any implications for:**

- Equal Opportunities Policy
- Risk Management
- Legal Considerations

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**Financial Consequences – Revenue**

None

**Financial Consequences – Capital**

None

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**Contact Officers:**

Name: Fraser Swift  
 Position: Principal Licensing Officer  
 Telephone: 0161 234 1176  
 E-mail: f.swift@manchester.gov.uk

Name: Patrick Ware  
 Position: Technical Licensing Officer  
 Telephone: 0161 234 4858  
 E-mail: p.ware@manchester.gov.uk

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**Background documents (available for public inspection):**

- Manchester City Council Statement of Licensing Policy 2016 - 2021
- Guidance issued under section 182 of the Licensing Act 2003, April 2017
- Licensing Act 2003 (Hearings) Regulations 2005
- Any further documentary submissions by any party to the hearing

## 1. **Introduction**

- 1.1 On 15/04/2019, a temporary event notice (TEN) was given under s100A of the Licensing Act 2003 in respect of McDonald's Restaurant, 336 Wilmslow Road, Manchester, M14 6XQ in the Old Moat ward of Manchester. A location map of the premises is attached at **Appendix 1**.
- 1.2 In accordance with Licensing Act 2003 regulations, Greater Manchester Police (GMP) and Licensing Out of Hours Compliance (LOOH) were notified of the TEN.
- 1.3 Where either GMP or LOOH is satisfied that allowing the premises to be used in accordance with the TEN would undermine a licensing objective, they must give an objection notice to the relevant licensing authority, the premises user, and to every other relevant person.
- 1.4 The objection notice must be given no later than three working days after the day on which the objector is given the TEN.
- 1.5 An objection notice has been received in respect of this TEN and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

## 2. **The Notice**

- 2.1 A copy of the TEN is attached at **Appendix 2**.
- 2.2 The premises user is Mrs Lorraine Feeney.
- 2.3 The description of the event is Extension of licensable activities to 24 hrs: Parklife
  - 2.3.1 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music 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 TEN.
  - 2.3.2 Any further details provided relating to any of the individual licensable activities are specified on the TEN at **Appendix 2**.
  - 2.3.3 The premises are subject to a premises licence issued under the Licensing Act 2003. A copy of the licence is included at **Appendix 4**.
- 2.4 **Activities unsuitable for children**
  - 2.4.1 The premises user has not highlighted 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.
- 2.5 **Further documentation accompanying the application**

2.5.1 The applicant has submitted the following documents in support of the TEN, which are included with the application form at **Appendix 2**:

- Information re management of the premises during the TEN

**3. Objection Notice(s)**

3.1 An objection notice was received from GMP in respect of the TEN (**Appendix 3**). The personal details of all members of the public have been redacted. Original copies of these objections will be available to the Panel at the hearing.

3.2 Summary of the objections:

Party	Grounds of representation	Recommends
<b>GMP</b>	Concerns about the prevention of crime and disorder and prevention of public nuisance licensing objectives. The premises are located in the Fallowfield Cumulative Impact Policy Area. It is considered that persons returning from Parklife are likely to be intoxicated and loud leading to a greater number of incidents and a subsequent increase in disruption to nearby residential properties over the three day period of the TEN and at a time when fewer officers are on duty.	Serve a counter notice

**4. Key Policies and Considerations**

**4.1 Legal Considerations**

4.1.1 Hearings under the Licensing Act 2003 operate under the Licensing Act 2003 (Hearings) Regulations 2005.

**4.2 New Information**

4.2.1 In accordance with Regulation 18 of the Licensing Act 2003 (Hearings) Regulations 2005, the authority may take into account documentary or other information produced by a party in support of their application, representations or notice either before the hearing or, with the consent of all parties, at the hearing.

**4.3 Hearsay Evidence**

4.3.1 The Panel may accept hearsay evidence and it will be a matter for the Panel to attach what weight to it that they consider appropriate. Hearsay evidence is evidence of something that a witness neither saw nor heard, but has heard or read about.



#### 4.4 **The Secretary of State's Guidance to the Licensing Act 2003**

- 4.4.1 The Secretary of State's Guidance to the Licensing Act 2003 is provided for all parties involved in licensing. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.
- 4.4.2 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The Guidance is therefore binding on all licensing authorities to that extent. However, the Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons.
- 4.4.3 Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.

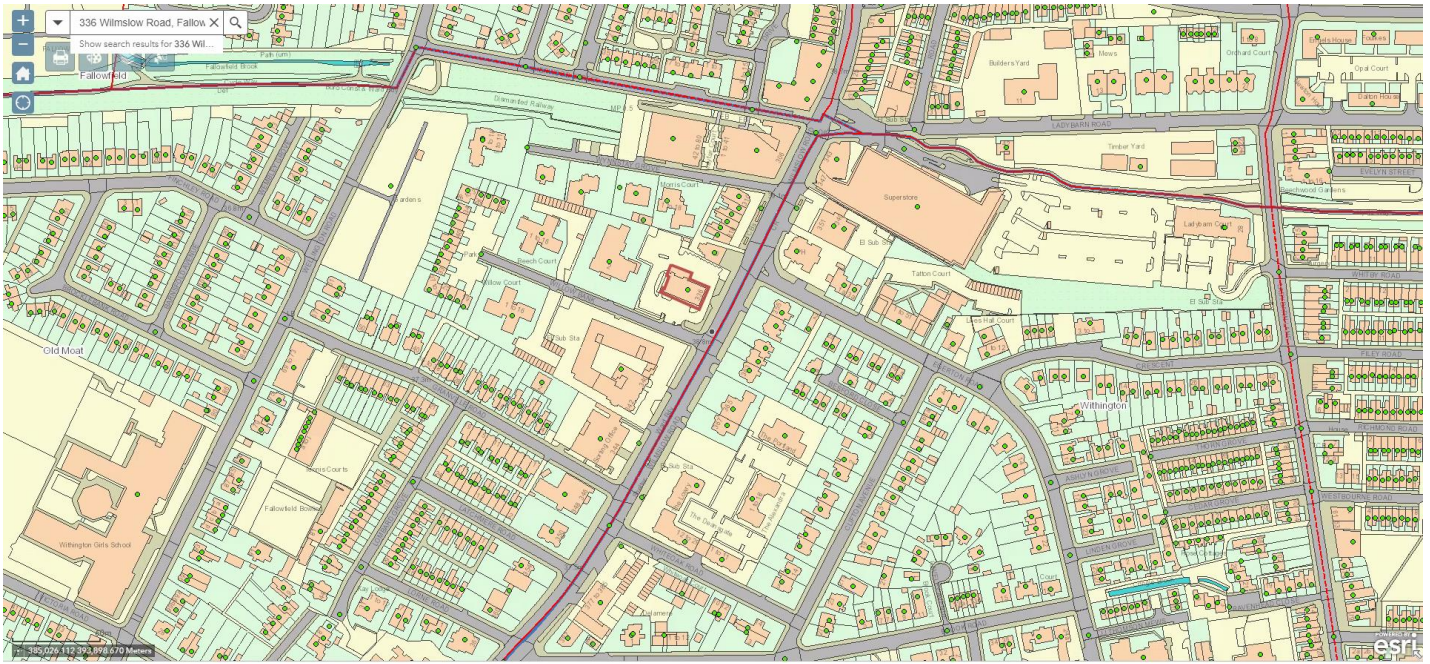
#### 4.5 **Manchester Statement of Licensing Policy**

- 4.5.1 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' its statement of licensing policy.
- 4.5.2 The Licensing Policy sets out the vision the licensing authority has for the regulation of licensed premises throughout Manchester and outlines the standards expected in order to ensure the promotion of the licensing objectives in the city. The Panel may depart from the policies should it consider doing so would benefit the promotion of the licensing objectives. Reasons are to be given for any such departure from the Policy.
- 4.5.3 Section 4 of the Policy (Operation of the Policy) sets out how the Licensing Policy is intended to be used in practice for licence applications and licensed premises.
- 4.5.4 Where the authority considers that to impose one or more of the conditions from a premises licence or club premises certificate in force at the premises on the Temporary Event Notice (insofar as such conditions are not inconsistent with the event) is appropriate for the promotion of the licence objectives, the policy is to give notice to the premises user that includes a statement of the conditions imposed. Copies of this notice will be provided for GMP and LOOH.
- 4.5.5 Where, following any representations at the hearing, the licensing authority is not satisfied the event will ensure the promotion of the licensing objectives, the policy is to issue a counter-notice against the Temporary Event Notice.

#### **Conclusion**

- 4.6 A licensing authority must carry out its functions under this Act ("licensing functions") with a view to promoting the licensing objectives:

- the prevention of crime and disorder
  - public safety;
  - the prevention of public nuisance; and
  - the protection of children from harm.
- 4.7 In considering the matter, the Panel should take into account any objections that have been received from GMP or LOOH, and representations made by the applicant or premises user as the case may be. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council's licensing policy statement.
- 4.8 Having regard to the objection notice(s), the panel must give the premises user a counter notice if it considers it appropriate for the promotion of a licensing objective to do so.
- 4.9 If the panel decides not to give a counter notice the panel may impose one or more conditions on the TEN if –
- the authority considers it appropriate for the promotion of the licensing objectives to do so,
  - the conditions are also imposed on a premises licence or club premises certificate that has effect in respect of the same premises, or any part of the same premises, as the temporary event notice, and
  - the conditions would not be inconsistent with the carrying out of the licensable activities under the temporary event notice.
- 4.10 All licensing determinations should be considered on the individual merits of the notification.
- 4.11 The Panel'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. Findings on any issues of fact should be on the balance of probability.
- 4.12 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 4.13 The Panel is asked to determine the temporary event notice.



McDonald's Restaurant  
336 Wilmslow Road, Manchester, M14 6XQ

Premises Licensing  
Manchester City Council

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Survey100019568.



**PREMISE NAME:** McDonald's Restaurant

**PREMISE ADDRESS:** 336 Wilmslow Road, Manchester, M14 6XQ

**WARD:** Old Moat

**HEARING DATE:** 29/04/2019

From: <[noreply@manchester.gov.uk](mailto:noreply@manchester.gov.uk)>  
Date: Fri, 12 Apr 2019 at 18:48  
Subject: Submission of TEN: McDonald's MCD Manchester Ltd 336 Wilmslow Road  
Fallowfield Manchester M14 6XQ, 8th, 9th and 10th June , ASA/3079042  
To: <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

This is application reference ASA/3079042  
The payment transaction number for this application is ASA/368298

The application was made on 12 Apr 2019 18:48:25:4841.

This application has been saved as

page\_1

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===title===

Mrs

-----

===title\_oth===

-----

===surname===

Feeney

-----

===forename===

Lorraine

-----

===prev\_name===

Feeney

-----

===dob===

██████████

-----

===place\_of\_birth===

██████████

-----

===ni\_number===

[REDACTED]

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===address===

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

-----

===telephone===

[REDACTED]

-----

===telephone\_evening===

[REDACTED]

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===telephone\_mobile===

[REDACTED]

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===telephone\_fax===

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===email===

[REDACTED]

-----

===alt\_address===

-----

===alt\_phone===

-----

===alt\_phone\_evening===

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===alt\_phone\_mobile===

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page\_2

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===premises===

McDonald's  
MCD Manchester Ltd  
336 Wilmslow Road  
Fallowfield  
Manchester  
M14 6XQ

-----

===premises\_licence\_number===

133579

-----

===club\_premises\_certificate\_number===

-----

===premises\_part===

-----

===premises\_describe===

This is a fast food restaurant serving food and non alcoholic drinks

-----

===premises\_event===

This is to extend the trading hours from midnight to 24 hours for the weekend of Parklife.

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page\_3

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===alcohol\_sell===

No

-----

===alcohol\_supply===

No

-----

===entertainment\_check===

No

-----

===refreshment\_check===

Yes

-----

===late\_temp\_event\_notice\_check===

No

===activity\_dates===

8th, 9th and 10th June

-----

===activity\_times===

00:00 - 06:00

-----

===max\_number\_people===

400

-----

===alcohol\_on\_or\_off===

Please choose...

-----

===entertainment\_provision===

No

===entertainment\_time===

page\_4

-----

===personal\_licence\_check===

0

-----

===personal\_issue\_auth===

Oldham Council

-----

===personal\_licence\_no===

PA2890



-----

===personal\_licence\_issue\_date===  
15/03/2019

-----

===personal\_licence\_issue\_expire===  
indefinite

-----

===personal\_licence\_details===

-----

===previous\_check===  
No

-----

===previous\_detail===

-----

===activity\_24\_check===  
No

-----

===associate\_check===  
Yes

-----

===associate\_check\_yes===

-----

===ass\_prev\_check\_24===  
Yes

-----

===ass\_prev\_check\_year===  
Yes

-----

===ass\_check\_yes===

-----

===person\_check\_24===

No

-----

page\_5

-----

===Declaration===

Yes

-----

===completing\_name===

Lorraine Feeney

-----

===completing\_capacity===

Operations and Human Resources Manager

-----

===amount===

21.00

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===Uploaded files===

From: **Lorraine Feeney** <[REDACTED]>  
Date: Tue, 23 Apr 2019 at 17:13  
Subject: RE: Objection to Temporary Event Ref: 230636/PW5: McDonald's  
Restaurant, 336 Wilmslow Road, Manchester, M14 6XQ (Old Moat ward) 08/06/2019  
to 10/06/2019  
To: <[Alan.Isherwood@gmp.police.uk](mailto:Alan.Isherwood@gmp.police.uk)>, <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>  
Cc: <[CentralLicensing@gmp.police.uk](mailto:CentralLicensing@gmp.police.uk)>, <[caroline.sharkey@manchester.gov.uk](mailto:caroline.sharkey@manchester.gov.uk)>

Dear All,

Sorry for the late reply to this objection, I was on annual leave last week. Unfortunately on the TENS there isn't much room to submit the plans for the management of the overnights, which I now know I could have submitted separately. If possible could these be reviewed before we attend the hearing. The restaurant has a 24 hours premises licence granted so this TENS was to cover planning.

I understand the concerns the police have with this temporary event notice taking place over Parklife Weekend and had put a plan in place, if this was successful to ensure that we do not undermine the Prevention of Crime and Disorder by ensuring the restaurant has Three security guards scheduled to work from 11pm to 7am on these overnights. They would ensure that no one would be loitering outside, where this could be seen as a public nuisance. Manage the customers coming in and out of the restaurant at both entrances / exits to avoid overcrowding and also avoid any disturbances, where the police would have to be called. They would be inside the restaurant, so the noise these revellers make would be contained inside the restaurant, where they would only be purchasing food and drinks and using the toilet facilities, instead of hanging around on the streets. The security guards will also ensure that no Alcohol is consumed on the premises or brought into the restaurant.

The restaurant would operate a face to face Drive Thru policy to avoid using the customer order display outside, this reduces the noise levels from outside the restaurant dramatically as The Drive Thru window is adjacent to Abduls and away from the residents and hotel, the use of this would be minimal, as most of the customers would be dining inside the restaurant. All windows would remain closed in the drive thru until a car was present at the order taker window. The car parks south and east of the restaurant would be cornered off to avoid anyone Parking in this area. No deliveries from our suppliers or loading / unloading activities will take place between the hours of 10pm and 8am.

Frequent litter patrols would take place throughout the night by qualified managers and staff members paired up and where needed a security guard to ensure their safety and customer safety is a priority. Rubbish collected would be kept inside the restaurant in the bin area to avoid using the large metal bin containers in the corral until after 8am the next day.

One other point to note is that we have previously had TEN's at the Fallowfield restaurant that were very well managed with no incidents. Thank you for taking the time to read this and please let me know if you have anything further to add.

Kind Regards  
Lorraine Feeney  
Operations and Human Resources Manager  
MCD Manchester Ltd  
[REDACTED]

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

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## GREATER MANCHESTER POLICE



To: Manchester City Council  
Licensing Unit  
Manchester Town Hall

To: Mrs Lorraine Feeney



16<sup>th</sup> April 2019

Dear Madam

Please accept this letter as formal notification that Greater Manchester Police wish to object, under Section 104(2) of the Licensing Act 2003, to the **TEMPORARY EVENT NOTICE** detailed below, as we are satisfied that granting the application under these circumstances would undermine the Prevention of Crime and Disorder and the Prevention of Public Nuisance Objectives.

<b>PREMISES NAME:</b>	<b>McDonalds</b>
<b>ADDRESS:</b>	336 Wilmslow Road Fallowfield Manchester M14 6XQ
<b>DATE OF EVENT:</b>	08/06/19 – 10/06/19
<b>TIME OF EVENT:</b>	0001 – 0000hrs

The premises are situated in an area where there are already problems with anti-social behaviour and crime in the night time economy and, because of this, the area is subject to a Cumulative Impact Policy which was specifically introduced to address these issues.

Although the CIP is not grounds in itself to object to a Temporary Event in this area it gives a clear indication of the issues that are occurring.

The TEN has been applied for to specifically target people who are returning from the Parklife Festival who, recent festivals will tell us, are likely to be intoxicated and very loud.

The premises are also situated in very close proximity to residential properties.

**GREATER MANCHESTER POLICE**

Therefore the local policing team who cover this area of Fallowfield are extremely concerned that by allowing the premises to remain open 24 hours for 3 days will mean that the number of incidents will increase at a time when there are fewer Police officers on duty and this is likely to cause an unacceptable level of disruption to the nearby residents.

Therefore Greater Manchester Police ask that this application is refused.

Signed:.....PC 17659 Isherwood..... (rank/pin/name)

Date/Time 16/04/19.....0700hrs.....



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

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# MANCHESTER CITY COUNCIL

## LICENSING ACT 2003 PREMISES LICENCE

<b>Premises licence number</b>	133579
<b>Granted</b>	07/02/2011
<b>Latest version</b>	Licence Transfer 226133 granted 13/02/2019

### Part 1 - Premises details

<b>Name and address of premises</b>
<b>McDonald's Restaurant</b> 336 Wilmslow Road, Manchester, M14 6XQ
<b>Telephone number</b>
0161 224 4954

<b>Licensable activities authorised by the licence</b>
1. The provision of late night refreshment.

<b>The times the licence authorises the carrying out of licensable activities</b>
-----------------------------------------------------------------------------------

<b>Provision of late night refreshment</b>							
<b>Standard timings</b>							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	2300
Finish	0500	0500	0500	0500	0500	0500	0500
Licensed to take place both indoors and outdoors.							
<b>Seasonal variations and Non standard Timings:</b>							
None							

<b>Hours premises are open to the public</b>							
<b>Standard timings</b>							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0000	0000	0000	0000	0000	0000	0000
Finish	2400	2400	2400	2400	2400	2400	2400
<b>Seasonal variations and Non standard Timings:</b>							
None							

### Part 2

<b>Details of premises licence holder</b>	
<b>Name:</b>	MCD Manchester Ltd
<b>Address:</b>	243 Barlow Moor Road, Manchester, M21 7QL
<b>Registered number:</b>	07153381

<b>Details of designated premises supervisor where the premises licence authorises for the supply of alcohol</b>
Not applicable

### Annex 1 – Mandatory conditions

#### Door Supervisors

1. Only individuals licensed by the Security Industry Authority shall be used at the premises to undertake security activities, which include guarding against: -
  - (a) Unauthorised access or occupation (e.g. through door supervision),
  - (b) Outbreaks of disorder, or
  - (c) Damage,
 unless otherwise entitled by virtue of section 4 of the Private Security Industry Act 2001 to carry out such activities.

### Annex 2 – Conditions consistent with the operating schedule

1. An effective and adequate CCTV system equipped with a recording facility shall be installed, maintained and operated at the premises. Recorded images shall be retained for 28 days and shall be available to the Police upon request.
2. All staff shall have safety and security training.
3. Staff shall be provided with comprehensive, ongoing training to make the aware of all legislation relevant to their employment.
4. The premises operate a “No Open Alcohol Containers” Policy.
5. The premises shall liaise with the Fire Service and Environmental Health Officers to ensure public safety.
6. The management and staff shall ensure that the premises and the area immediately abutting the frontage of the premises is kept free from litter.
7. The management shall take reasonable steps to encourage customers to leave the premises quietly and respect local residents.

### Annex 3 – Conditions attached after hearing by the licensing authority

1. Signs shall be displayed at the exit from the premises requesting that customers respect local residents and leave the premises in a quiet manner.
2. Staff shall take all reasonable steps to ensure people do not congregate outside the premises in such numbers that can cause a disturbance to local residents. If congregation does arise, staff shall take all reasonable steps to move them on from the area.
3. Litter shall be removed from outside the premises at regular intervals and after close of business.

Condition attached following Premises Licence Variation 133579 Granted 29/01/2013:

4. All loudspeakers outside the restaurant shall be turned off from midnight to 0600 and during that period all ‘drive thru’ orders are to be placed directly between customer and member of staff

### Annex 4 – Plans

See attached

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

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**Manchester City Council  
Report for Resolution**

**Report to:** Licensing Subcommittee Hearing Panel – 29 April 2019

**Subject:** MRH Princess, Princess Filling Station, Princess Parade, Princess Road, Manchester, M14 7FS - (App ref: new premises licence 227671)

**Report of:** Head of Planning, Building Control and Licensing

**Summary**

Application for the grant of a premises licence which has attracted objections.

**Recommendations**

That the Panel determine the application.

**Wards Affected:**

Fallowfield

Manchester Strategy Outcomes	Summary of the contribution to the strategy
A thriving and sustainable City: supporting a diverse and distinctive economy that creates jobs and opportunities	Licensed premises provide a key role as an employer, in regeneration, and in attracting people to the city. The efficient processing of applications as well as effective decision making in respect of them, plays an essential role in enabling businesses to thrive and maximise contribution to the economy of the region and sub-region.
A highly skilled city: world class and home grown talent sustaining the city’s economic success	An effective Licensing regime will enable growth in our City by supporting businesses who promote the Licensing Objectives.
A progressive and equitable city: making a positive contribution by unlocking the potential of our communities	The Licensing process provides for local residents and other interested parties to make representations in relation to licensing applications. Representations have to be directly related to the licensing objectives.
A liveable and low carbon city: a destination of choice to live, visit and work.	An effective licensing system supports and enables growth and employment in our City with neighbourhoods that provide amenities suitable to the surrounding communities.

A connected city: world class infrastructure and connectivity to drive growth	

**Full details are in the body of the report, along with any implications for:**

Equal Opportunities Policy  
 Risk Management  
 Legal Considerations

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**Financial Consequences – Revenue:** None

**Financial Consequences – Capital:** None

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**Contact Officers:**

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 Position: Principal Licensing Officer  
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 E-mail: [f.swift@manchester.gov.uk](mailto:f.swift@manchester.gov.uk)

Name: Helen Howden  
 Position: Technical Licensing Officer  
 Telephone: 0161 234 4294  
 E-mail: [premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)

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**Background documents (available for public inspection):**

Manchester City Council Statement of Licensing Policy 2016 - 2021  
 Guidance issued under section 182 of the Licensing Act 2003, April 2017  
 Licensing Act 2003 (Hearings) Regulations 2005  
 Any further documentary submissions by any party to the hearing



## 1. **Introduction**

- 1.1 On 07/03/2019, an application for the grant of a premises licence under s17 of the Licensing Act 2003 was made in respect of MRH Princess, Princess Filling Station, Princess Parade, Princess Road, Manchester, M14 7FS in the Fallowfield ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

## 2. **The Application**

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is Malthurst Limited.

The description of the premises by the applicant is "A petrol forecourt store selling a range of groceries, household goods and alcohol, situated at Princess Parade, Fallowfield, Manchester, M14 7FS"

- 2.3 The proposed designated premises supervisor is Mr Mohammed Naeem Latif

### 2.4 **The licensable activities applied for:**

Provision of late night refreshment:  
Mon to Sun 11pm to 5am

The supply of alcohol for consumption off the premises only:  
Mon to Sun 24 hours per day

Opening hours:  
Mon to Sun 24 hours per day

- 2.4.1 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music 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.

2.4.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 2**.

**2.5 Activities unsuitable for children**

2.5.1 The applicant has not highlighted 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.

**2.6 Steps to promote the licensing objectives**

2.6.1 The applicant proposes to promote the licensing objectives by taking the steps identified in the operating schedule.

2.6.2 These steps must be translated into conditions by the licensing authority to be included in any granted premises licence, unless the conditions are modified by the Panel following consideration of relevant representations. These conditions are set out in the Schedule of Conditions at **Appendix 4**.

**3. Relevant Representations**

3.1 A total of two relevant representations were received in respect of the application (**Appendix 3**). The personal details of all members of the public have been redacted. Original copies of these representations will be available to the Panel at the hearing.

Other Persons:

- Resident x 2.

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
<b>Resident 1</b>	This resident lives near to the premises and comments that “there is enough trouble round here with different issues without them being able to purchase alcohol at the garage.” The representation comments that the area already suffers from “terrible anti-social behaviour issues” which would escalate. The objector believes that the area already has a “very high crime rate”. Other issues raised are broken glass and fights, which are of a particular concern with regard to children in the area.	Not stated
<b>Resident 2</b>	This resident lives near to the premises and considers that if a licence is granted it will “encourage youths to smash glass bottles and leave cans”. The objector comments that there are existing problems in the area with teenagers. In	Not stated

	<p>addition, the objector is concerned about the sale of alcohol to people who are driving and considers that this would encourage people to drink and drive.</p>	
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3.3 No conditions are proposed by the objectors so there are none to include in the Schedule of Conditions (**Appendix 4**).

3.4 No agreements on conditions have been reached.

#### **4. Key Policies and Considerations**

##### **4.1 Legal Considerations**

4.1.1 Hearings under the Licensing Act 2003 operate under the Licensing Act 2003 (Hearings) Regulations 2005.

##### **4.2 New Information**

4.2.1 In accordance with Regulation 18 of the Licensing Act 2003 (Hearings) Regulations 2005, the authority may take into account documentary or other information produced by a party in support of their application, representations or notice either before the hearing or, with the consent of all parties, at the hearing.

##### **4.3 Hearsay Evidence**

4.3.1 The Panel may accept hearsay evidence and it will be a matter for the Panel to attach what weight to it that they consider appropriate. Hearsay evidence is evidence of something that a witness neither saw nor heard, but has heard or read about.

##### **4.4 The Secretary of State's Guidance to the Licensing Act 2003**

4.4.1 The Secretary of State's Guidance to the Licensing Act 2003 is provided for all parties involved in licensing. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.

4.4.2 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The Guidance is therefore binding on all licensing authorities to that extent. However, the Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons.

4.4.3 Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.

#### 4.5 **Manchester Statement of Licensing Policy**

- 4.5.1 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' its statement of licensing policy.
- 4.5.2 The Licensing Policy sets out the vision the licensing authority has for the regulation of licensed premises throughout Manchester and outlines the standards expected in order to ensure the promotion of the licensing objectives in the city. The Panel may depart from the policies should it consider doing so would benefit the promotion of the licensing objectives. Reasons are to be given for any such departure from the Policy.
- 4.5.3 Section 4 of the Policy (Operation of the Policy) sets out how the Licensing Policy is intended to be used in practice for licence applications and licensed premises.
- 4.5.4 Relevant to this application and the grounds of the representations made, the Panel are recommended to have regard to the following sections of the Policy:

##### ***Section 6: What we aim to encourage***

This section identifies certain types of venues and initiatives the licensing authority aims to encourage in order to promote an inclusive evening and night-time economy not simply focused on the consumption of alcohol. We aim to encourage:

- Premises that will extend the diversity of entertainment and attract a wider range of participants
- Live music, especially original material, which will provide a range of live performances and styles of music, provided that such entertainment does not undermine the licensing objectives
- National cultural institutions, global sports events and cultural festivals
- Non-drink-led premises, including restaurants, cafes, theatres and cinemas
- Communication and integration with local residents and businesses through licensees consulting with those in the local area prior to an application
- Participation in Pubwatches, off licence forums and other crime-reduction partnerships
- Engagement with the NITENET radio scheme and DISC secure information sharing platform by city centre venues through the Cityco Manchester Business Crime Reduction Partnership
- Designing out crime in the layout of the premises

### **Section 7: Local factors**

This section sets out key issues that applicants are expected to take into account relevant to the individual characteristics of the premises when preparing their operating schedule and address any local factors relevant to their premises.

Having regard to the grounds of the representations made, the Panel are recommended to have regard to the following Factors:

- Identified risk factors specific to the licensed premises
- Evidence of pre-existing problems in the area
- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance

### **Section 8: Manchester's standards to promote the licensing objectives**

This section identifies the standards that the licensing authority expects of licensed premises in Manchester. It is recognised that not all standards will be appropriate to apply in every situation to every premises, and applicants are not obliged to include all standards in their operating schedule. The degree to which standards would be appropriate is expected to be proportionate to the risk posed against the promotion of the licensing objectives having regard to the individual circumstances of the premises. The standards are not exhaustive and the licensing authority will have regard to any relevant issues raised in any representation that may fall outside them.

MS2 Effective general management of the premises

MS3 Responsible promotion and sale of alcohol

MS5 Prevent on-street consumption of alcohol

MS10 Operate effective cleansing arrangements, including ensuring the premises and surrounding area are kept clean and free of litter, and adequate arrangements for the secure and responsible storage of refuse

MS11 Ensure the wellbeing of children on the premises

MS12 Prevent underage sales of alcohol, including proxy sales

### **Conclusion**

4.6 A licensing authority must carry out its functions under this Act ("licensing functions") with a view to promoting the licensing objectives:

- the prevention of crime and disorder

- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

- 4.7 In considering the matter, the Panel 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. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council's licensing policy statement.
- 4.8 Having regard to the representations, the Panel must take such of the steps set out below that it considers appropriate for the promotion of the licensing objectives:
- a) To grant the licence subject to:
    - i. the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate, and
    - ii. any mandatory conditions that must be included in the licence;
  - b) To exclude from the scope of the licence any of the licensable activities to which the application relates;
  - c) To refuse to specify the person proposed in the application as the designated premises supervisor;
  - d) To reject the application.
- 4.9 The conditions consistent with the operating schedule may be modified to alter or omit any of them or to add any new condition, including restricting the times at which licensable activities authorised by the licence can take place.
- 4.10 All licensing determinations should be considered on the individual merits of the application.
- 4.11 The Panel'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. Findings on any issues of fact should be on the balance of probability.
- 4.12 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 4.13 The Panel is asked to determine the application.



MRH Princess  
Princess Filling Station, Princess Parade, Princess  
Road, Manchester, M14 7FS

Premises Licensing  
Manchester City Council

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Survey100019568.





**PREMISE NAME:** MRH Princess

**PREMISE ADDRESS:** Princess Filling Station, Princess Parade, Princess Road, Manchester, M14 7FS

**WARD:** Fallowfield

**HEARING DATE:** 29/04/2019



**Application for a premises licence 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.

I/We Malthurst Limited

*(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			
MRH Princess Princess Parade Fallowfield			
Post town	Manchester	Postcode	M14 7FS

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£42,000

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- |    |                                                      |                                     |                             |
|----|------------------------------------------------------|-------------------------------------|-----------------------------|
| a) | an individual or individuals *                       | <input type="checkbox"/>            | please complete section (A) |
| b) | a person other than an individual *                  |                                     |                             |
|    | i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
|    | ii as a partnership (other than limited liability)   | <input type="checkbox"/>            | please complete section (B) |
|    | iii as an unincorporated association or              | <input type="checkbox"/>            | please complete section (B) |
|    | iv other (for example a statutory corporation)       | <input type="checkbox"/>            | please complete section (B) |
| c) | a recognised club                                    | <input type="checkbox"/>            | please complete section (B) |
| d) | a charity                                            | <input type="checkbox"/>            | 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)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>			I am 18 years old or over <input type="checkbox"/>	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>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over		<input type="checkbox"/>	Please tick yes
<b>Nationality</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential 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.

<b>Name</b> Malthurst Limited
<b>Address</b>  Gladstone Place 36-38 Upper Marlborough Road St Albans AL1 3UU
<b>Registered number (where applicable)</b> 03445529
<b>Description of applicant (for example, partnership, company, unincorporated association etc.)</b> Company

Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
0 5	0 4	2 0 1 9

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

A petrol forecourt store selling a range of groceries, household goods and alcohol, situated at Princess Parade, Fallowfield, Manchester, M14 7FS.

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)
- f) recorded music (if ticking yes, fill in box F)
- 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) **Supply of alcohol** (if ticking yes, fill in box J) **In all cases complete boxes K, L and M**

A

<b>Plays</b> Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Tue					
			<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> (please read guidance note 6)		
Wed					
Thur					
Fri					
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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
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 exhibition of films</u></b> (please read guidance note 5)		
Thur					
Fri			<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)		
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

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

## F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
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 playing of recorded music</u></b> (please read guidance note 5)		
Thur					
Fri			<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					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)	Both	<input type="checkbox"/>
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	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<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)		
Fri					
Sat			<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)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	00:00	05:00	<b>Please give further details here</b> (please read guidance note 4)  The provision will take place inside the premises but customers may leave the premises with items purchased.		
	23:00	24:00			
Tue	00:00	05:00			
	23:00	24:00			
Wed	00:00	05:00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5)		
	23:00	24:00			
Thur	00:00	05:00			
	23:00	24:00			
Fri	00:00	05:00	<b>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</b> (please read guidance note 6)		
	23:00	24:00			
Sat	00:00	05:00			
	23:00	24:00			
Sun	00:00	05:00			
	23:00	24:00			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption</b> – <b>please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	00:00	24:00			
Tue	00:00	24:00			
Wed	00:00	24:00			
Thur	00:00	24:00	<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Fri	00:00	24:00			
Sat	00:00	24:00			
Sun	00:00	24:00			

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):

<b>Name</b> Mohammed Naeem Latif	
<b>Date of birth</b>	██████████
<b>Address</b>	
██████████	
<b>Postcode</b>	██████████
<b>Personal licence number (if known)</b>	
<b>Issuing licensing authority (if known)</b>	

**K**

**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).**

The premises sell alcohol and other age restricted products.

**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	00:00	24:00	
Tue	00:00	24:00	
Wed	00:00	24:00	
Thur	00:00	24:00	
Fri	00:00	24:00	
Sat	00:00	24:00	
Sun	00:00	24:00	
			<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)

**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)**

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

1. A CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose.
2. The CCTV system shall be capable of producing immediate copies on site. Copies of recordings will either be recorded on good quality video tape or digitally on to CD/DVD or other equivalent medium.
3. Any recording will be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The precise positions of the camera may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
5. The system will display, on any recording, the correct time and date of the recording.
6. The CCTV system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.

**c) Public safety**

There will at all times be adequate levels of staff maintained at the premises. Such staff levels will be disclosed, on request, to the licensing authority and police.

**d) The prevention of public nuisance**

Adequate waste receptacles for use by customers shall be provided in and immediately outside the premises.

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

The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.

Signage informing customers of the age verification policy adopted at the premises will be prominently displayed.



	proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	[REDACTED]
Date	7 March 2019
Capacity	Agent

**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)			
<b>EMF/28715/185/RPB</b>			
<b>Winckworth Sherwood LLP</b>			
<b>Minerva House</b>			
<b>5 Montague Close</b>			
Post town	<b>London</b>	Postcode	<b>SE1 9BB</b>
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

**Checklist:**

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [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 or my share code issued by the Home Office online right to work checking service (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.**

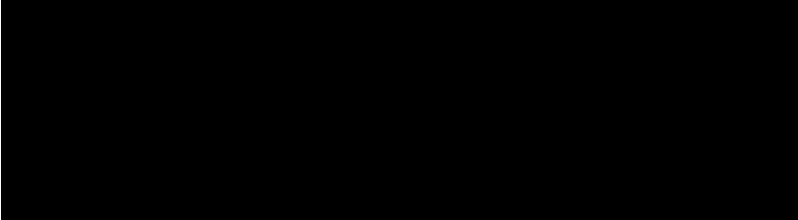
**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT 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> <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</li> </ul>
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CONSENT OF INDIVIDUAL TO BEING SPECIFIED AS  
PREMISES SUPERVISOR



hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for a new premises licence by MALTHURST LIMITED

relating to a premises licence for MRH PRINCESS, PRINCESS PARADE, FALLOWFIELD, MANCHESTER, M14 7FS

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

concerning the supply of alcohol at MRH PRINCESS, PRINCESS PARADE, FALLOWFIELD, MANCHESTER, M14 7FS

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal Licence No:

Personal Licence issuing Authority:

Signed:



Name: MUHAMMAD  
NAEEM HAFIZ

Date: 05/11/2018

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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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RECEIVED

- 1 APR 2019

PREMISES TEAM

To Whom it may concern

I am writing this letter to object for the application for alcohol to be sold at B P Princess on Princess Road

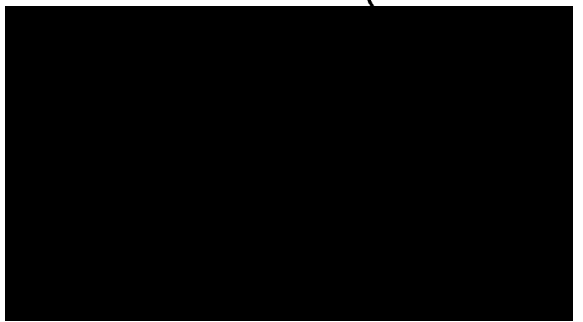
I object because I live [redacted] and there is enough trouble round here with different issues without them being able to purchase alcohol at the garage

1) Around here has terrible Anti social behaviour issues already and with alcohol this would just escalate.

2) The area already has a very high crime rate which is sure the police would verify.

3) I have 7 Grandchildren and I would fear for their safety when they are here because there would be broken glass everywhere and fights regularly people shouting abuse etc. feel free to contact me if you need to [redacted]

RECEIVED  
- 1 APR 2019  
PREMISES TEAM



To whom it may concern

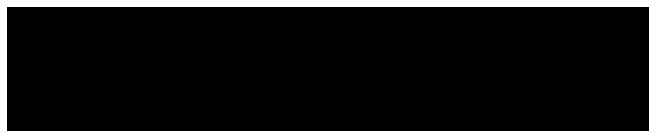
Regarding Service Station Princess Road

I strongly object to Alcohol being sold there  
because of the trouble it will cause people  
that live [REDACTED]

it will encourage youths to smash glass  
bottles and leave tin can's in the passage  
way behind garage [REDACTED]

[REDACTED] enough trouble and  
noise with teenagers already dont  
want anymore also I dont agree with  
selling alcohol to Drivers it encourages  
Drink Drives and causes traffic  
accidents

Yours Sincerely





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

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## Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> <li>1. A CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose.</li> <li>2. The CCTV system shall be capable of producing immediate copies on site. Copies of recordings will either be recorded on good quality video tape or digitally on to CD/DVD or other equivalent medium.</li> <li>3. Any recording will be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.</li> <li>4. The precise positions of the camera may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.</li> <li>5. The system will display, on any recording, the correct time and date of the recording.</li> <li>6. The CCTV system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.</li> <li>7. There will at all times be adequate levels of staff maintained at the premises. Such staff levels will be disclosed, on request, to the licensing authority and police.</li> <li>8. Adequate waste receptacles for use by customers shall be provided in and immediately outside the premises.</li> <li>9. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.</li> <li>10. Signage informing customers of the age verification policy adopted at the premises will be prominently displayed.</li> </ol>	N/A	Applicant

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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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