



Licensing Sub Committee Hearing Panel

Date: Monday, 28 January 2019

Time: 10.00 am

Venue: Council Antechamber - Level 2, Town Hall Extension

Everyone is welcome to attend this committee meeting.

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

Councillors – Stone (Chair), Grimshaw and Lynch

Agenda

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 Premises Licence Variation for Bliss Club, Albion Wharf, 19 Albion Street, Manchester, M1 5LN.

5 - 48

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

5. Application for a Premises Licence Variation for 256 Wilmslow Rd, M14 6LB

49 - 144

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

Information about the Committee

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

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

This agenda was issued on **Friday, 18 January 2019** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension (Mount Street Elevation), Manchester M60 2LA

This page is intentionally left blank

**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 28 January 2019

Subject: Bliss Club, Albion Wharf, 19 Albion Street, Manchester, M1 5LN -
(App ref: Premises Licence variation223087)

Report of: Head of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Committee determine the application.

Wards Affected:

Deansgate

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 Policy and implementation 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

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

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

Name: Ria Page
Position: Technical Licensing Officer
Telephone: 0161 234 4399
E-mail: Premises.licensing@manchester.gov.uk

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
Any further documentary submissions by any party to the hearing

1. **Introduction**

- 1.1 On 06/12/2018, an application for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 was made in respect of Bliss Club, Albion Wharf, 19 Albion Street, Manchester, M1 5LN in the Deansgate ward of Manchester. A location map 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. **Current Licence**

- 2.1 The premises licence holder is Horeca Investments Ltd and a copy of the current licence is attached at **Appendix 2**.

3. **The Application**

- 3.1 A copy of the application is attached at **Appendix 3**.

- 3.2 The variation is to

Vary the opening hours, supply of alcohol hours and regulated entertainment hours

Provision of regulated entertainment (films, live music, recorded music)

Current: Sunday to Thursday 12 noon to 12 Midnight
Friday and Saturday 12 noon to 4 am

Proposed: Sunday to Thursday 12 noon to 4am
Friday and Saturday 12 Noon to 6am

Proposed additional activity: Anything of a similar description to live music, recorded music or performances of dance

Proposed hours: Sunday to Thursday 12 noon to 4 am

Friday and Saturday 12 noon to 6am

Supply of alcohol for consumption on the premises only:

Current hours: Sunday to Thursday 12 noon to 12 Midnight
Friday and Saturday 12 noon to 4am

Proposed hours: Sunday to Thursday 12 noon to 4am
Friday and Saturday 12 noon to 6am

Opening hours:

Current hours: Sunday to Thursday 12 noon to 12.30 am
Friday and Saturday 12 noon to 4.30

Proposed hours: Sunday to Thursday 12 noon to 4.30am
Friday and Saturday 12 noon to 6.30am

- 3.2.1 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.
- 3.2.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 3**.
- 3.3 **Activities unsuitable for children**
 - 3.3.1 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.
- 3.4 **Steps to promote the licensing objectives**
 - 3.4.1 The applicant proposes to promote the licensing objectives by taking the steps identified in the operating schedule.
 - 3.4.2 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**.
- 4. **Relevant Representations**
 - 4.1 A total of 4 relevant representations were received in respect of the application (**Appendix 5**). The personal details of all members of the public have been redacted. Original copies of these representation will be available to the Committee at the hearing.

Responsible Authorities:

- Greater Manchester Police;
- MCC Licensing and Out of Hours Compliance Team;

Other Persons:

- Jurys Inn (Local Business)
- Residents (x1).

4.2 Summary of the representations:

Party	Grounds of representation	Recommendation
GMP	Applicant has not satisfactorily demonstrated how they will deal with any potential issues extending the hours may cause	Refuse
Licensing and Out of Hours Compliance	The grant of this licence is likely to lead to increased public nuisance, specifically noise by from patrons due to the extension in operational hours and an increase in litter in the vicinity of the premises.	Refuse
Jurys Inn (Local Business)	Public Nuisance, specifically anti-social behaviour including shouting/arguing, people urinating in the car park, excessive noise and litter from the make shift smoking area and the use of the fire door for smoking patrons.	None
Residents (x1)	Public Nuisance, specifically anti-social behaviour and noise from the venue (music and patrons exiting)	None

4.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at **Appendix 4**.

5. Key Policies and Considerations

5.1 Legal Considerations

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

5.2 New Information

- 5.2.1 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.

5.3 **Hearsay Evidence**

- 5.3.1 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.

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

- 5.4.1 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.
- 5.4.2 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.
- 5.4.3 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.

5.5 **Manchester Statement of Licensing Policy**

- 5.5.1 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.
- 5.5.2 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.
- 5.5.3 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.
- 5.5.4 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
- Proximity of takeaways and licences to nightlife entertainment areas
- Consistency with relevant Council strategies
- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance

- Ability to clean and maintain the street scene

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.

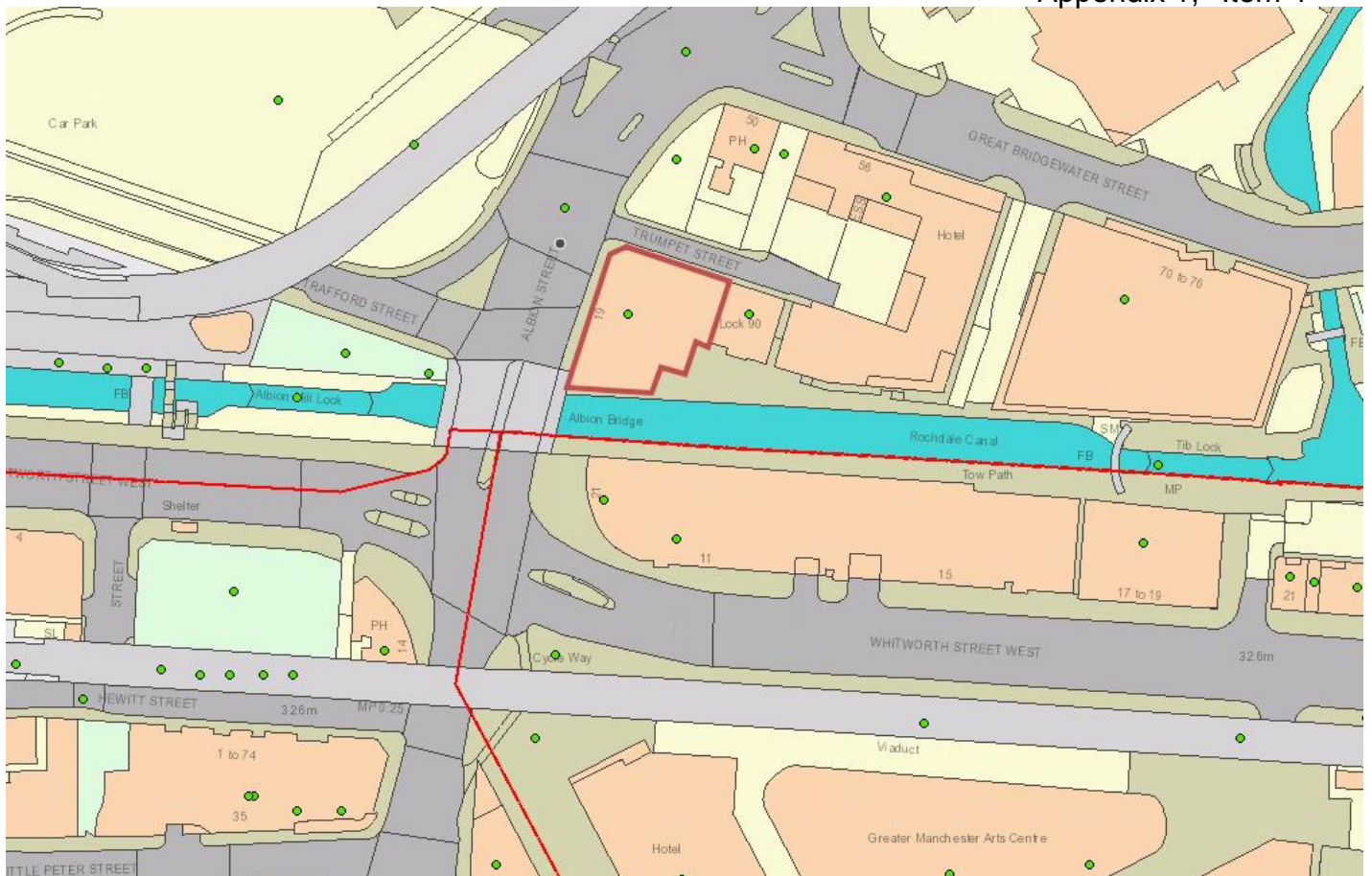
- | | |
|------|--|
| MS1 | Implement effective security measures at the premises |
| MS2 | Effective general management of the premises |
| MS4 | Prevent the use of illegal drugs, new psychoactive substances (NPS) and the spiking of drinks at the premises |
| MS8 | Prevent noise nuisance from the premises |
| MS9 | Effectively manage exterior spaces (e.g. beer gardens, smoking areas, table and chair areas on the highway) |
| 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 |

6. Conclusion

- 6.1 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.
- 6.2 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.

- 6.3 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 the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate;
 - b) To reject the whole or part of the application
- 6.4 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.
- 6.5 However, conditions should not be imposed on a licence which are unrelated to the variation sought.
- 6.6 All licensing determinations should be considered on the individual merits of the application.
- 6.7 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.
- 6.8 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.
- 6.9 **The Panel is asked to determine the application.**

This page is intentionally left blank



Bliss Club
Albion Wharf, 19 Albion Street, Manchester, M1 5LN

Premises Licensing
Manchester City Council

© Crown copyright and database rights 2015.
Ordnance Survey 100019568.



PREMISE NAME:	Bliss Club
PREMISE ADDRESS:	Albion Wharf, 19 Albion Street, Manchester, M1 5LN
WARD:	Deansgate
HEARING DATE:	28/01/2019



MANCHESTER CITY COUNCIL

LICENSING ACT 2003 PREMISES LICENCE

Premises licence number	198158
Granted	11/07/2017
Latest version	Re-issued with corrections 01/12/2017

Part 1 - Premises details

Name and address of premises
Bliss Club Albion Wharf, 19 Albion Street, Manchester, M1 5LN [REDACTED] [REDACTED]

Licensable activities authorised by the licence
<ol style="list-style-type: none"> 1. The sale by retail of alcohol*. 2. The provision of regulated entertainment, limited to: Exhibition of films; Live music; Recorded music. 3. The provision of late night refreshment. <p>* All references in this licence to "sale of alcohol" are to sale by retail.</p>

The times the licence authorises the carrying out of licensable activities
--

Sale by retail of alcohol							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1200	1200	1200	1200	1200	1200	1200
Finish	2400	2400	2400	2400	0400	0400	2400
The sale of alcohol is licensed for consumption on the premises only.							
Seasonal variations and Non standard Timings:							
<u>Valentine's Day, St George's Day, Christmas Eve, Christmas Day, Boxing Day and New Year's Day (when falling on Sunday, Monday, Tuesday, Wednesday or Thursday):</u> terminal hour 02:00							
When falling on Friday or Saturday the terminal hour will be 04:00.							
On the Sundays preceding a Bank Holiday Monday: terminal hour 04:00.							
<u>New Year:</u> From the start time on New Year's Eve to the terminal hour for New Year's Day.							
<u>On the day British Summer Time commences:</u> One additional hour following the terminal hour.							

Exhibition of films; Live music; Recorded music							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1200	1200	1200	1200	1200	1200	1200
Finish	2400	2400	2400	2400	0400	0400	2400
Licensed to take place indoors only.							
Seasonal variations and Non standard Timings: <u>Valentine's Day, St George's Day, Christmas Eve, Christmas Day, Boxing Day and New Year's Day (when falling on Sunday, Monday, Tuesday, Wednesday or Thursday): terminal hour 02:00</u> When falling on Friday or Saturday the terminal hour will be 04:00. <u>On the Sundays preceding a Bank Holiday Monday: terminal hour 04:00.</u> <u>New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day.</u> <u>On the day British Summer Time commences: One additional hour following the terminal hour.</u>							

Provision of late night refreshment							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	2300
Finish	2400	2400	2400	2400	0400	0400	2400
Licensed to take place indoors only.							
Seasonal variations and Non standard Timings: <u>Valentine's Day, St George's Day, Christmas Eve, Christmas Day, Boxing Day and New Year's Day (when falling on Sunday, Monday, Tuesday, Wednesday or Thursday): terminal hour 02:00</u> When falling on Friday or Saturday the terminal hour will be 04:00. <u>On the Sundays preceding a Bank Holiday Monday: terminal hour 04:00.</u> <u>New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day.</u> <u>On the day British Summer Time commences: One additional hour following the terminal hour.</u>							

Hours premises are open to the public							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1200	1200	1200	1200	1200	1200	1200
Finish	0030	0030	0030	0030	0430	0430	0030
Seasonal variations and Non standard Timings: <u>Valentine's Day, St George's Day, Christmas Eve, Christmas Day, Boxing Day and New Year's Day (when falling on Sunday, Monday, Tuesday, Wednesday or Thursday): terminal hour 02:00</u> When falling on Friday or Saturday the terminal hour will be 04:00. <u>On the Sundays preceding a Bank Holiday Monday: terminal hour 04:00.</u> <u>New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day.</u> <u>On the day British Summer Time commences: One additional hour following the terminal hour.</u>							

Part 2

Details of premises licence holder	
Name:	Horeca Investments Ltd
Address:	14 Welbeck Terrace, Katherine Street, Ashton-Under-Lyne, OL6 7TN
Registered number:	10615157

Details of designated premises supervisor where the premises licence authorises for the supply of alcohol	
Name:	Piotr Pawel Mitrega
Address:	[REDACTED]
Personal Licence number:	PA2805
Issuing Authority:	Tameside Metropolitan Borough Council

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.

Supply of alcohol

2. No supply of alcohol may be made under this premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence or,
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
5.
 - (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price, which is less than the permitted price.
 - (2) For the purposes of the condition set out in (1) above–
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - (b) “permitted price” is the price found by applying the formula–

$$P = D + (D \times V)$$

where –

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or

- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by paragraph (2)(b) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4)
 - (a) Sub-paragraph (4)(b) applies where the permitted price given by paragraph (2)(b) on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
 - (b) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
- 6.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- 7. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 8. The responsible person must ensure that –
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;

- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold the customer is made aware that these measures are available.

For the purposes of conditions 6, 7 and 8 above, a responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

Exhibition of films

9. The admission of children under the age of 18 to film exhibitions permitted under the terms of this certificate shall be restricted in accordance with any recommendations made:
 - (a) by the British Board of Film Classification (BBFC) where the film has been classified by that Board, or
 - (b) by the Licensing Authority where no classification certificate has been granted by the BBFC, or where the licensing authority has notified the club which holds the certificate that section 20 (3) (b) (74 (3)(b) for clubs) of the Licensing Act 2003 applies to the film.

Annex 2 – Conditions consistent with the operating schedule

None

Annex 3 – Conditions attached after hearing by the licensing authority

1. Staff shall be trained in the requirements of the Licensing Act 2003 with regard to the Licensing Objectives.
2. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.
3. Recorded CCTV images will be maintained and stored for a period of thirty one days and shall be produced to the Police or Licensing Authority upon request.
4. CCTV will be in operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player.
5. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request.
6. Plans indicating the position of CCTV cameras to be submitted to the Police prior to the premises opening.
7. SIA registered door staff shall be employed at the premises on Fridays and Saturdays at a ratio of 1:75 customers from 10pm until close.
8. At all other times, SIA registered door staff shall be employed at the premises, in accordance with a risk assessment, to be carried out by the DPS. When employed, door staff will wear high visibility armbands.
9. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - i. the number of door staff on duty;
 - ii. the identity of each member of door staff;
 - iii. the times the door staff are on duty.
10. Sales of alcohol for consumption off the premises shall not permitted.

11. Staff will be trained in the laws relating to under age sales, and that training shall be documented and repeated at 6 monthly intervals.
12. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.
13. A first aid box will be available at the premises at all times.
14. Regular safety checks shall be carried out by staff.
15. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.
16. The premises shall maintain an Incident Log and public liability insurance.
17. The Premises Licence Holder/DPS will not engage the services of an external promoter.
18. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises.
19. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
20. The exterior of the building shall be cleared of litter at regular intervals.
21. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.
22. Doors and windows at the premises are to remain closed after 11pm, save for access and egress.
23. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).
24. The emptying of bins into skips, and refuse collections will not take place between 11pm and 8am.
25. Except in cases of emergency, patrons will not be permitted to access the canal side area at any time.
26. There will be no external speakers.
27. The canal side elevation (including the extension roof) will be soundproofed and the external canal side windows will be covered to ensure there will be no opportunity for any sound or light pollution to Hacienda residents.
28. Prior to the premises opening to the public the Premises Licence Holder will consult the City Council's Environmental Health Team to check the sound levels in order to ensure compliance with the "no nuisance" conditions.
29. A "Challenge 25" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 25. The only acceptable forms of identification shall be photographic driving licences, passports, HM forces cards, or a form of identification with the "PASS" hologram.
30. Staff training will include the Challenge 25 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.
31. Notices advising what forms of ID are acceptable must be displayed.
32. Notices must be displayed in prominent positions indicating that the Challenge 25 policy is in force.
33. Persons under the age of 18 shall not be permitted access to the premises.

Annex 4 – Plans

See attached

Application to vary a premises licence 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 Horeca Investments LTD

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 198158

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 19 Albion Street Albion Wharf			
Post town	Manchester	Postcode	M1 5LN
Telephone number at premises (if any)	[REDACTED]		
Non-domestic rateable value of premises	£30,000.00		

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address			
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

☒ Yes☐ No

If not, from what date do you want the variation to take effect?

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

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

Variation of public opening hours.

Variation of supply of alcohol hours.

Variation of regulated entertainment hours to anything of the description of live music and recorded music.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment**Please tick all that apply**

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

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

Plays 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					
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<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)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" 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	12:00	04:00			
Tue	12:00	04:00			
Wed	12:00	04:00			
Thur	12:00	04:00	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Fri	12:00	06:00			
Sat	12:00	06:00	<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> (please read guidance note 6)		
Sun	12:00	04:00			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<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> (please read guidance note 6)
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="checked" 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	12:00 -----	04:00 -----			
Tue	12:00 -----	04:00 -----			
Wed	12:00 -----	04:00 -----	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur	12:00 -----	04:00 -----			
Fri	12:00 -----	06:00 -----	<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> (please read guidance note 6)		
Sat	12:00 -----	06:00 -----			
Sun	12:00 -----	04:00 -----			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" 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	12:00 -----	04:00 -----			
Tue	12:00 -----	04:00 -----			
Wed	12:00 -----	04:00 -----			
Thur	12:00 -----	04:00 -----	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Fri	12:00 -----	06:00 -----			
Sat	12:00 -----	06:00 -----	<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> (please read guidance note 6)		
Sun	12:00 -----	04:00 -----			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance 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						
Tue						
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)			
Thur						
Fri			<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> (please read guidance note 6)			
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing Commercial music entertainment will be provided for the public.		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	12:00	04:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	12:00	04:00	<u>Please give further details here</u> (please read guidance note 4)		
Wed	12:00	04:00			
Thur	12:00	04:00	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri	12:00	06:00			
Sat	12:00	06:00	<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> (please read guidance note 6)		
Sun	12:00	04:00			

I

Late night refreshment Standard days and timings (please read guidance note 7)			<u>Will the provision of late night refreshment 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				
Mon			<u>Please give further details here</u> (please read guidance note 4)			
Tue						
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)			
Sat						
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Mon	12:00	04:00			
Tue	12:00	04:00			
Wed	12:00	04:00			
Thur	12:00	04:00	<u>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</u> (please read guidance note 6)		
Fri	12:00	06:00			
Sat	12:00	06:00			
Sun	12:00	04:00			

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).

Children are prohibited from being on the premises.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5) .
Day	Start	Finish	
Mon	12:00	04:30	
	-----	-----	
Tue	12:00	04:30	
	-----	-----	
Wed	12:00	04:30	
	-----	-----	
Thur	12:00	04:30	<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> (please read guidance note 6)
	-----	-----	
Fri	12:00	06:30	
	-----	-----	
Sat	12:00	06:30	
	-----	-----	
Sun	12:00	04:30	
	-----	-----	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence ☒
- I have enclosed the relevant part of the premises licence ☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

We will operate a strong code of conduct of staff and ensure that all staff members are trained so that they are aware of the premises license and the requirements to meet the four licensing objectives. There will be particular attention to:

1. Vigilance in preventing use and sale of illegal drugs in and around the premises. We will operate a zero tolerance policy in regards to this.
2. Ensure that there is no harm or danger to the public.

As a licensed premises we know that it is necessary to carry out our functions and operate our business with a purpose of promoting these objectives. We promise to support these objectives.

b) The prevention of crime and disorder

1. CCTV system installed to monitor entrances, exits and other parts of the premises in order to address the prevention of crime objective.
2. A clear and legible notice indicating the approved hours under the terms of the premises license during which licensable activities are permitted.
3. Clear and conspicuous notices warning against all potential criminal activity such as theft/drugs will be displayed.

c) Public safety

1. Fire risk assesment to be produced and in place.
2. Training and implementation of under age I.D checks.
3. CCTV system images stored securely for a period of 31 days and provided to appropriate authorities on request in line with GDPR.
4. Door supervisors to be present at all opening hours.
5. All areas of the premises to be maintained at all times.

d) The prevention of public nuisance

1. Strict policy on service of alcohol to those under the influence.
2. Noise reduction measures to address the public nuisance objective.
3. Noise policy clearly advertised, staff trained to ensure they monitor this.
4. Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.
5. Rear doors to be closed and only used in emergency.

e) The protection of children from harm

1. Children to be prohibited from being on the premises.
2. Staff to be suitably trained and operate a challenge 25 policy.
3. Well trained staff on requirement for person's identification and age establishment

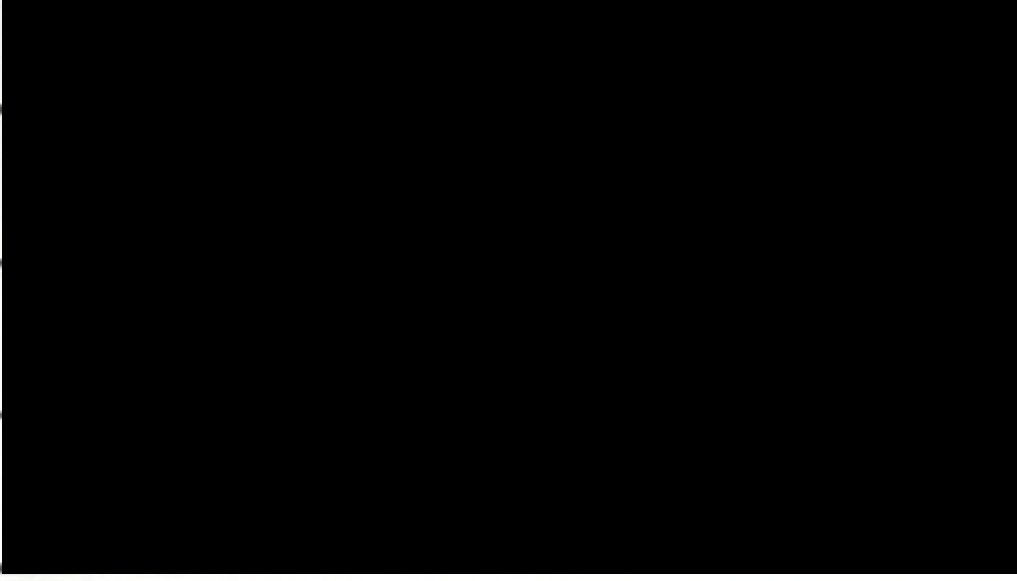
Checklist:**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
I have not made or enclosed payment of the fee because this application has been made in
relation to the introduction of the late night levy. ☐
- I have sent copies of this application and the plan to responsible authorities and others where
applicable. ☐
- I understand that I must now advertise my application. ☐
- I have enclosed the premises licence or relevant part of it or explanation. ☐
- I understand that if I do not comply with the above requirements my application will be
rejected. ☐

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING
LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003,
TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

Part 5 – Signatures (please read guidance note 11)

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

Signature		
Date		
Capacity		

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd 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 address for correspondence associated with this application (please read guidance note 14)

Albion Wharf
19 Albion street

Post town	Manchester	Post code	M1 5LN
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. We will operate a strong code of conduct of staff and ensure that all staff members are trained so that they are aware of the premises license and the requirements to meet the four licensing objectives. There will be particular attention to: <ol style="list-style-type: none"> a. Vigilance in preventing use and sale of illegal drugs in and around the premises. 2. We will operate a zero tolerance policy in regards to this. 3. CCTV system installed to monitor entrances, exits and other parts of the premises in order to address the prevention of crime objective. 4. A clear and legible notice indicating the approved hours under the terms of the premises license during which licensable activities are permitted. 5. Clear and conspicuous notices warning against all potential criminal activity such as theft/drugs will be displayed. 6. Fire risk assessment to be produced and in place. 7. Training and implementation of underage I.D checks. 8. CCTV system images stored securely for a period of 31 days and provided to appropriate authorities on request in line with GDPR. 9. Door supervisors to be present at all opening hours. 10. All areas of the premises to be maintained at all times. 11. Strict policy on service of alcohol to those under the influence. 12. Noise reduction measures to address the public nuisance objective. 13. Noise policy clearly advertised, staff trained to ensure they monitor this. 14. Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly. 	N/A	Applicant

Schedule of Licence Conditions

<p>15. Rear doors to be closed and only used in emergency.</p> <p>16. Children to be prohibited from being on the premises.</p> <p>17. Staff to be suitably trained and operate a challenge 25 policy.</p> <p>18. Well trained staff on requirement for person's identification and age establishment</p>		
Conditions proposed by objectors	Agreed	Representation by:
None – Greater Manchester Police have requested application be refused.	No	Greater Manchester Police
None – Licensing and Out of Hours have requested application be refused.	No	Licensing and Out of Hours
None	No	Jurys Inn
None	No	Local Resident

GREATER MANCHESTER POLICE - REPRESENTATION

About You

Name	PC Alan Isherwood
Address including postcode	1 st Floor Manchester Town Hall Extension Lloyd Street Manchester
Contact Email Address	alan.isherwood@gmp.police.uk
Contact Telephone Number	0161 856 6017

About the Premises

Application Reference No.	LPV 223087
Name of the Premises	Bliss Club
Address of the premises including postcode	Albion Wharf, 19 Albion Street, Manchester M1 5LN

Your Representation

Please outline your representation below and continue overleaf. This should describe the likely effect of the grant of the variation on the licensing objectives on and in the vicinity of the premises in question.

Please accept this as formal notification of the Greater Manchester Police objection to the premises licence in relation to the above premises on the grounds of Prevention of Crime and Disorder and the Prevention of Public Nuisance, Public Safety and the Protection of Children from Harm.

The application is seeking to allow the premises to extend their hours by 4 hours Sunday to Thursday (until 4am) and by 2 hours on Friday and Saturday (until 6am) in an area where there is one of the highest concentrations of assaults and disorder within the City Centre. A significant number of officers who are deployed on the weekend policing operation Custodian are located in the Deansgate Locks area due to the issues that the area attracts and in the early hours a significant number of the calls made to the police relate to the premises in this area and the locality in general.

All of the other venues in this vicinity finish trading at 4am on a weekend and by allowing this premises to remain open for another 2 hours will almost certainly attract this unruly element to the premises and cause issues.

The applicant has not satisfactorily demonstrated how they will deal with this potential issue anywhere within the application which leads GMP to believe that they have not anticipated this problem.

We therefore ask that this application is refused.


**MANCHESTER
CITY COUNCIL**
Licensing & Out of Hours Compliance Team - Representation

Name	Signe Johansen
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	signe.johansen@manchester.gov.uk
Telephone Number	0161 234 1220

Premise Details

Application Ref No	223087
Name of Premises	Bliss Club
Address	Albion Wharf, 19 Albion Street, Manchester, M1 5LN

Representation

Outline your representation regarding the above application below. This representation should describe the likely effect of the grant of the licence/certificate on the licensing objectives and on the vicinity of the premises.

The Licensing and Out of Hours Team have assessed the likely impact of the grant of this application taking into account a numbers of factors, including the nature of the area, hours applied for and any potential risk that the granting of this could lead to issues of public nuisance.

The premises is on Albion Street within a building containing an Army Recruitment Centre and offices. The nearest residential property is directly across within close proximity from the premises in the Hacienda complex on Whitworth Street separated by a canal which is a building of 200 apartments.

The application is for the supply of alcohol and provision of regulated entertainment on the premises from 12:00 hours until 04:00 Sunday to Thursday and 12:00 hours until 06:00 hours Friday and Saturday with a premise closing time 30 minutes after.

As a result of this assessment we have concerns that the grant of this application is likely to lead to issues of public nuisance. These concerns are that the grant of this licence is likely to lead to increased noise by from patrons due to the extension in operational hours and an increase in litter in the vicinity of the premises.

Consulting the Statement of Licensing Policy the following is relevant-

Paragraph 7.26 refers to consideration the Authority should make to prevention of nuisance such as noise disturbance from people entering and leaving the premises, prevention of disturbance by people outside the premises, litter from premises.

Paragraph 7.31 states that the lateness of terminal hour for the premises will often be a contributory factor in the potential for disturbance.

Paragraph 7.39 discusses ensuring the streets are cleaned following the departure of night time crowds but ahead of the arrival of other users the following morning.

Manchester Standard MS1 is in regard to implementation of safety measures at the premises including effective management of queues outside the premises and the employment of SIA registered door security.

I believe that this application does not address the concerns the authority has that the Policy and Licensing Objectives will be upheld.

The premises were inspected on 7 December 2017. Most of the conditions on the premises licence were being met the following were not:

Door supervisors. The premises had not yet agreed a door contract.

A Dispersal and Smoking Policy will be implemented and adhered to. At that time a receptacle was needed in the outside area.

The following was also needed to uphold the licensing objectives.

The premises needed to check who the waste contract was with.

A full fire risk assessment needed to be carried out as soon as possible.

The premises was found to be compliant at a follow up visit on 15th December 2017.

On 20th June 2018, LOOHT received a complaint from a resident reporting noise from their external areas from music and people. Officers did not attend to witness but a follow up discussions were held with the licence holder of the premises to remind them of their obligation to uphold the public nuisance licence objective.

LOOHT have completed a number of proactive visits to the premises.

On these visits officers from the LOOHT have noticed a large accumulation of used cigarette butts and litter directly around the premises perimeter, specifically the area delineated for patrons smoking. Management at the premises were spoken to about this on 27/1/18 and 17/4/18 there was a meeting between the case officer and premises where the litter issue was discussed to reiterate their obligation to uphold the public nuisance licensing objective. On 23/5/18 and 29/7/18 LOOHT visited again and made specific reference to the management of the premises to the litter build up outside of the premises during LOOHT night time observations.

The venue has continuously undermined the prevention of public nuisance licence objective by not clearing the litter created by patrons of Bliss and has been regularly discussed with the premises licence holder.

On 3 occasions LOOHT noted a large amount of patrons just stood outside the premises in a designated area. Officers also witnessed on proactive visits patrons using nitrous oxide on Trumpet Street in the smoking area. Officers did not intervene at the time but passes the information onto me as the case officer.

During a visit 14/10/18 LOOHT officers observed that there was a person not registered with the Security Industry Authority (SIA) male carrying out door security duties. Officers spoke to management who advised he was a steward. LOOHT noted to the management that he appeared to be carrying

out door security duties and this must not continue as he is not SIA registered. Not upholding the Crime and Disorder licensing objective.

The premises have applied for their annual allowance of TENs, however during monitoring it is believed that at least 7 of those have not been used. Therefore the authority cannot rely on these as a true reflection of how the premises would be run if the application were to be granted.

LOOHT have considered the application, and do not feel that the operating schedule demonstrates that the proposed Premises Licence Holder or the Designated Premise Supervisor has a clear understanding of how he is going to uphold the prevention of public nuisance objective.

Due to this we ask that this application is refused.

In the event the application goes through to a hearing, I reserve the right to include additional information to support my application.

Recommendation:	Refuse Application
-----------------	--------------------

From: [REDACTED]
Date: Thu, 13 Dec 2018 at 15:35
Subject: Objection to Variation of Licence at Bliss Club
To: premises.licensing@manchester.gov.uk <premises.licensing@manchester.gov.uk>

To whom it may concern

I would like to make a formal objection for the extension of permitted hours for Bliss Club.

We are neighbours of this facility and we currently suffer from anti-social behaviour including shouting/arguing, people urinating in our car park area, excessive noise from the make shift smoking area, litter from cigarette butts from the make shift smoking area. The smoking area is an open fire door with a temporary fence, however this is a concern as it blocks emergency service vehicle access to our property. I also disagree with a fire exit being used for access to a smoking area.

We have people who visit Manchester for work and leisure sleeping in our property and the location and activity from this property often causes us issues and complaints and is not giving a positive view of the locality.

Should you need further information please don't hesitate to contact me

Kind regards

[REDACTED]

[REDACTED]

[REDACTED]

Jurys Inn
56 Great Bridgewater Street
Manchester M1 5LE

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]
Date: Wed, 2 Jan 2019 at 22:53
Subject: Reference: 223087/AM2
To: <premises.licensing@manchester.gov.uk>

As a resident of The Hacienda Apartments [REDACTED]
[REDACTED], I wish to raise the following objections to the above application:

Noise from the venue (music and people leaving the venue) would adversely affect residents living in the vicinity of Bliss and also guests of the nearby Jurys Inn Hotel.

The supply of alcohol until 4am/6am could subject local residents to more antisocial behaviour and noise.

Police resources are already stretched and it makes no sense at all for this venue to be able to open longer and serve alcohol for a longer period of time which will undoubtedly lead to more noise nuisance and antisocial behaviour.

Regards.

[REDACTED]

--
Premises Licensing
Manchester City Council
Level 1 Town Hall Extension
Albert Square
PO Box 532
M60 2LA
Tel: 0161 234 5004 (call centre)
Email: premises.licensing@manchester.gov.uk
Web: www.manchester.gov.uk/licensing

Manchester City Council Report for Resolution

Report to: Licensing Subcommittee Hearing Panel – 28 January 2019

Subject: 256, 256 Wilmslow Road, Manchester, M14 6LB - Premises
Licence variation 221276

Report of: Head of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Committee 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 Policy and implementation 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

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

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

Name: Ashia Maqsood
Position: Technical Licensing Officer
Telephone: 0161 234 4139
E-mail: a.maqsood@manchester.gov.uk

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
Any further documentary submissions by any party to the hearing

1 Introduction

- 1.1 On 15/10/2018, an application was made for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 in respect of 256, 256 Wilmslow Road, Manchester, M14 6LB in the Fallowfield ward of Manchester. A location map of the premises is attached at Annex 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 Current Licence

- 2.1 The premises licence holder is Sanctuary Leisure Limited and a copy of the current licence is attached at Annex 5.

3 The Application

- 3.1 A copy of the application is attached at Annex 2.
- 3.2 The **variation is to** replace the conditions in Annex 2 and Annex 3 conditions from the current licence with the submitted operating schedule and policies.
 - 3.2.1 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.
 - 3.2.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at Annex 2.

3.3 Activities unsuitable for children

- 3.3.1 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.

3.4 Steps to promote the licensing objectives

3.4.1 The applicant proposes to promote the licensing objectives by taking the steps identified in the proposed operating schedule

3.4.2 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 Annex 3.

3.5 Further documentation accompanying the application

3.5.1 The applicant has submitted the following documents in support of their application, which are included at Annex 6:

- Smoking Policy
- Dispersal Policy

4 Relevant Representations

4.1 A total of **10** relevant representations were received in respect of the application (Annex 4). The personal details of all members of the public have been redacted. Original copies of these representation will be available to the Committee at the hearing.

Responsible Authorities:

- MCC Licensing and Out of Hours Compliance Team;

Other Persons:

- Withington Ward Councillor;
- Residents (x8).

4.2 Summary of the representations:

Party	Grounds of representation	Recommends
Licensing and Out of Hours Compliance	<p>The Out of Hours team are satisfied with the proposed operating schedule submitted with regard to the conditions, though they wish to retain the existing condition 1 under Annex 3.</p> <p>They also propose additional conditions to be attached to the licence to reduce public nuisance and anti-social behaviour.</p>	Grant with conditions
Withington Ward Councillor	Concerns regarding crime and disorder, noise, litter and the health and safety of both staff, customers and local residents. The objector	Refuse

	states that the variation application is not sufficient enough to address their concerns.	
Residents (x8)	<p>The proposed variation will have an adverse impact on the local area and will undermine the licensing objectives.</p> <p>Concerns over the fear of violence, excessive alcohol/drug consumption of patrons, anti-social behaviours as a result of excessive alcohol/drug consumption, littering and noise disturbances. The variation will have an adverse impact on the users of the adjacent premises The Holy Innocents Church.</p> <p>The proposed variation offers less detail than the licensing conditions currently imposed.</p>	Refuse

- 4.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at Annex 3.

5 Key Policies and Considerations

5.1 Legal Considerations

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

5.2. New Information

- 5.2.1. 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.

5.3. Hearsay Evidence

- 5.3.1. 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.

5.4. The Secretary of State's Guidance to the Licensing Act 2003

- 5.4.1. The Secretary of State's Guidance to the Licensing Act 2003 is provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act. It also provides information to magistrates' courts hearing appeals against licensing decisions and has been made widely available for the benefit of those who run licensed premises, their legal advisers and the general

public. 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.

- 5.4.2. 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.
- 5.4.3. 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.

5.5. Manchester Statement of Licensing Policy

- 5.5.1. 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.
- 5.5.2. 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.
- 5.5.3. Section 4 of the Policy (Operation of the Policy) sets out that an opposed application that complies with the Policy will not necessarily be granted, nor will an opposed application that does not comply with it necessarily be refused.
- 5.5.4. Where there is objection to an operating schedule that departs from the Policy, the Panel hearing an opposed application will normally expect to be given a good reason for the departure if it is to be asked to make an exception to the Policy.
- 5.5.5. The licensing authority will not interfere with an operating schedule that does not comply with the Policy where the steps proposed are sufficient to meet the licensing objectives in the individual circumstances of the case.
- 5.5.6. There are a number of references in the Policy to the licensing authority's expectations of applicants. The licensing authority will not apply the Policy rigidly, but will always have regard to the merits of the case with a view to promoting the licensing objectives.
- 5.5.7. 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 5 Special Policy Area

The premises is located within the following special policy area:

Fallowfield and Wilmslow Road

The effect of the Special Policy is that the Council will refuse applications for a new Premises Licence or Club Premises Certificate, or variation of an existing licence or certificate, whenever it receives relevant representation, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced. In relation to variations, this includes any variation that seeks to add a licensable activity, increase the capacity/size of a licensed premises, or extend the hours for licensable activities, but will usually exclude minor variations.

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
- Consistency with relevant Council strategies
- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance
- Proximity to sensitive uses
- Ability to clean and maintain the street scene

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.

- MS1 Implement effective security measures at the premises
- MS2 Effective general management of the premises
- MS3 Responsible promotion and sale of alcohol
- MS4 Prevent the use of illegal drugs, new psychoactive substances (NPS) and the spiking of drinks at the premises
- MS5 Prevent on-street consumption of alcohol
- MS6 Provide a Duty of Care for intoxicated or vulnerable customers and medical emergencies
- MS7 Maintain a safe capacity
- MS8 Prevent noise nuisance from the premises

MS9 Effectively manage exterior spaces (eg beer gardens, smoking areas, table and chair areas on the highway)

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

6 Conclusion

6.1 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.

6.2 In considering the matter, the Committee 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.

6.3 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 the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate;
- b) To reject the whole or part of the application

6.4 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.

6.5 However, conditions should not be imposed on a licence which are unrelated to the variation sought.

6.6 All licensing determinations should be considered on the individual merits of the application.

- 6.7 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.
- 6.8 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.
- 6.9 The Panel is asked to determine the application.



256
256 Wilmslow Road, Manchester, M14 6LB

Premises Licensing
Manchester City Council

© Crown copyright and database rights 2015.
Ordnance Survey 100019568.



PREMISE NAME: 256

PREMISE ADDRESS: 256 Wilmslow Road, Manchester, M14 6LB

WARD: Fallowfield

HEARING DATE: 27/11/2018

Application to vary a premises licence 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 Sanctuary Leisure Limited

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

049511

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
256, 256 Wilmslow Road, Fallowfield

Post town

Manchester

Postcode

M14 6LB

Telephone number at premises (if any)

Non-domestic rateable value of premises £110000

Part 2 – Applicant details

Daytime contact
telephone number

E-mail address (optional)

Current postal address if
different from premises
address

Post town

Postcode

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? ☒ Yes ☐ No

If not, from what date do you want the variation to take effect? DD MM YYYY

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

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☐ No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

The purpose of this application is to remove the existing Annex 2 and 3 conditions and replace with the attached operating schedule and policies.

There are to be no other changes to the licence.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

--

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3)	Please tick all that apply
a) plays (if ticking yes, fill in box A)	<input type="checkbox"/>
b) films (if ticking yes, fill in box B)	<input type="checkbox"/>
c) indoor sporting events (if ticking yes, fill in box C)	<input type="checkbox"/>
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	<input type="checkbox"/>
e) live music (if ticking yes, fill in box E)	<input type="checkbox"/>
f) recorded music (if ticking yes, fill in box F)	<input type="checkbox"/>
g) performances of dance (if ticking yes, fill in box G)	<input type="checkbox"/>
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	<input type="checkbox"/>

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

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<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 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Thur					
Fri			<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> (please read guidance note 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Wed			
Thur			
Fri			<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> (please read guidance note 7)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur					
Fri			<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> (please read guidance note 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
Fri			<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> (please read guidance note 7)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<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> (please read guidance note 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 5)		
Wed					
			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Thur					
Fri			<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> (please read guidance note 7)		
Sat					
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon			<u>Please give further details here</u> (please read guidance note 5)			
Tue						
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7)			
Sat						
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>	
				Off the premises	<input type="checkbox"/>	
				Both	<input type="checkbox"/>	
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)			
Mon						
Tue						
Wed						
Thur						<u>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</u> (please read guidance note 7)
Fri						
Sat						
Sun						

K

<p>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 10).</p> <p>n/a</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon	00:01	00:00	
Tue	00:01	00:00	
Wed	00:01	00:00	
Thur	00:01	00:00	<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> (please read guidance note 7)
Fri	00:01	00:00	
Sat	00:01	00:00	
Sun	00:01	00:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

As above, the existing annex 2 and 3 conditions are to be removed and replaced with the attached operating schedule and policies.

Please tick as appropriate

- I have enclosed the premises licence ☒
- I have enclosed the relevant part of the premises licence ☒

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

Please see attached operating schedule and policies.

b) The prevention of crime and disorder

Please see attached operating schedule and policies.

c) Public safety

Please see attached operating schedule and policies.

d) The prevention of public nuisance

Please see attached operating schedule and policies.

e) The protection of children from harm

Please see attached operating schedule and policies.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I understand that I must now advertise my application. ☒
- I have enclosed the premises licence or relevant part of it or explanation. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	Kuit Steinart Levy LLP
Date	15 October 2018
Capacity	Solicitors and Authorised Agents

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

Kuit Steinart Levy LLP, 3 St Mary's Parsonage

Post town	Manchester	Post code	M3 2RD
Telephone number (if any)	0161 838 7888		

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.

OPERATING SCHEDULE

A) The Prevention of Crime and Disorder

1. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.
2. Recorded CCTV images will be maintained and stored for a period of twenty-eight days and shall be produced to the Police or Licensing Authority upon request.
3. CCTV will be in operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player.
4. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request.
5. During University term time, door staff shall be employed at the premises from 21:00 until close at a ratio of 1:100 subject to a minimum of 3 door staff on Fridays and Saturdays and a minimum of 2 door staff Sunday to Thursday.
6. Out of University term time, door staff shall be employed at the premises from 21:00 until close on Fridays and Saturdays subject to a minimum of 2 door staff. At all other times, door staff shall be employed in accordance with a risk assessment to be carried out by the premises licence holder or designated premises supervisor.
7. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - (i) the number of door staff on duty;
 - (ii) the identity of each member of door staff;
 - (iii) the times the door staff are on duty.
8. Polycarbonate, or other such safety glass as agreed with the police, shall be in use at the premises from 21:00 daily. At all other times, the premises licence holder or designated premises supervisor shall undertake a continued risk assessment in terms of the use of polycarbonate or other such safety glass and implement its use where deemed appropriate.
9. The designated premises supervisor or nominated member of staff will regularly attend, and fully support the local Pubwatch or similar scheme whilst ever in operation.
10. No persons carrying open or sealed containers of alcohol shall be admitted to the premises except from the beer garden area.
11. No persons shall be permitted to remove open containers of alcohol from the premises except to the beer garden area.
12. Staff will be trained in the requirements of the Licensing Act 2003 with regard to the licensing objectives and the laws in relation to under age sales and the sale of alcohol to intoxicated persons. That training shall be documented and repeated at 6 monthly intervals.
13. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.

B) Public Safety

1. A first aid box will be available at the premises at all times.
2. Regular safety checks shall be carried out by staff.

3. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.
4. The premises shall maintain public liability insurance.
5. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following:
 - a. all crimes reported;
 - b. any complaints received;
 - c. any ejections;
 - d. any incidents of disorder;
 - e. seizure of drugs or offensive weapons;
 - f. any faults in the CCTV system;
 - g. any visit by a responsible authority or emergency service.

C) The Prevention of Public Nuisance

1. The beer garden area shall cease to be used at midnight, with the exception of a designated smoking area.
2. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises.
3. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
4. The exterior of the building shall be cleared of litter at regular intervals.
5. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.
6. Doors and windows at the premises are to remain closed after 11pm, save for access and egress.
7. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).
8. The emptying of bins into skips, and refuse collections will not take place between 11pm and 8am.

D) The Protection of Children From Harm

1. A "Challenge 21" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 21. The only acceptable forms of identification shall be photographic driving licences, passports, HM forces cards, or a form of identification with the "PASS" hologram.
2. Staff training will include the Challenge 21 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.
3. Notices advising what forms of ID are acceptable must be displayed.
4. Notices must be displayed in prominent positions indicating that the Challenge 21 policy is in force.

256 WILMSLOW ROAD
SMOKING & AL FRESCO DINING POLICY

1. Any outside area used by customers wishing to dine, drink or smoke shall be clearly delineated and covered by the CCTV system which will be installed at the premises.
2. The outside area shall be monitored by staff or door staff regularly at all times it is in use.
3. The area will be cleaned regularly.
4. Suitable receptacles shall be provided for smokers to dispose of cigarette butts.
5. Signs will be displayed in the area requesting customers keep noise to a minimum.
6. Patrons who disregard signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.
7. Open containers of alcohol shall not be permitted to be taken beyond the boundary of the outside area.

256 WILMSLOW ROAD

DISPERSAL POLICY

The purpose of this Dispersal Policy is to ensure, so far as it is possible, that minimum disturbance or nuisance is caused to our neighbours and to ensure that the operation of the premises makes the minimum impact upon the neighbourhood in relation to potential nuisance and anti-social behaviour. This will be achieved by exercising pro-active measures towards and at the end of the evening.

By ensuring that this Dispersal Policy document is brought to the attention of Management and Staff we will seek to encourage the efficient, controlled and safe dispersal of our patrons during our closing period.

1. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons.
2. Staff Members (including door personnel when employed) will advise patrons to leave the premises quickly and quietly out of respect for our neighbours.
3. Notices will be displayed requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff.
4. We will ensure the removal of all bottles and drinking receptacles from any patron before exiting the premises (this does not apply in the case of alcohol sold for consumption in any external area or in the case of alcohol sold for the purpose of consumption off the premises).
5. We will actively discourage our customers from assembling outside the premises at the end of the evening.

Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally. 2. Recorded CCTV images will be maintained and stored for a period of twenty-eight days and shall be produced to the Police or Licensing Authority upon request. 3. CCTV will be in operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player. 4. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request. 5. During University term time, door staff shall be employed at the premises from 21:00 until close at a ratio of 1:100 subject to a minimum of 3 door staff on Fridays and Saturdays and a minimum of 2 door staff Sunday to Thursday. 6. Out of University term time, door staff shall be employed at the premises from 21:00 until close on Fridays and Saturdays subject to a minimum of 2 door staff. At all other times, door staff shall be employed in accordance with a risk assessment to be carried out by the premises licence holder or designated premises supervisor. 7. When employed, a register of those door staff employed shall be maintained at the premises and shall include: <ol style="list-style-type: none"> (i) the number of door staff on duty; (ii) the identity of each member of door staff; (iii) the times the door staff are on duty. 8. Polycarbonate, or other such safety glass as agreed with the police, shall be in use at the premises from 21:00 daily. At all other times, the premises licence holder or designated premises supervisor shall undertake a continued risk assessment in terms of the use of polycarbonate or other such safety glass and implement its use where deemed appropriate. 	N/A	Applicant

Schedule of Licence Conditions

<p>9. The designated premises supervisor or nominated member of staff will regularly attend, and fully support the local Pubwatch or similar scheme whilst ever in operation.</p> <p>10. No persons carrying open or sealed containers of alcohol shall be admitted to the premises except from the beer garden area.</p> <p>11. No persons shall be permitted to remove open containers of alcohol from the premises except to the beer garden area.</p> <p>12. Staff will be trained in the requirements of the Licensing Act 2003 with regard to the licensing objectives and the laws in relation to under age sales and the sale of alcohol to intoxicated persons. That training shall be documented and repeated at 6 monthly intervals.</p> <p>13. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.</p>		
<p><u>B) Public Safety</u></p> <p>1. A first aid box will be available at the premises at all times.</p> <p>2. Regular safety checks shall be carried out by staff.</p> <p>3. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.</p> <p>4. The premises shall maintain public liability insurance.</p> <p>5. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following:</p> <ul style="list-style-type: none"> a. all crimes reported; b. any complaints received; c. any ejections; d. any incidents of disorder; e. seizure of drugs or offensive weapons; f. any faults in the CCTV system; g. any visit by a responsible authority or emergency service. 		
<p><u>C) The Prevention of Public Nuisance</u></p> <p>1. The beer garden area shall cease to be used at midnight,</p>		

Schedule of Licence Conditions

<p>with the exception of a designated smoking area.</p> <ol style="list-style-type: none"> 2. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises. 3. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. 4. The exterior of the building shall be cleared of litter at regular intervals. 5. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner. 6. Doors and windows at the premises are to remain closed after 11pm, save for access and egress. 7. A Dispersal and Smoking Policy will be implemented and adhered to. 8. The emptying of bins into skips, and refuse collections will not take place between 11pm and 8am. 		
<p><u>D) The Protection of Children From Harm</u></p> <ol style="list-style-type: none"> 1. A "Challenge 21" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 21. The only acceptable forms of identification shall be photographic driving licences, passports, HM forces cards, or a form of identification with the "PASS" hologram. 2. Staff training will include the Challenge 21 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months. 3. Notices advising what forms of ID are acceptable must be displayed. 4. Notices must be displayed in prominent positions indicating that the Challenge 21 policy is in force. 		

Schedule of Licence Conditions

Conditions proposed by objectors	Agreed	Proposed by
<p>1. A direct telephone number for the manager of the premises is made publically available at all times that the premises are open. This number would then be made available to the local residents within the vicinity of the premises.</p> <p>2. Notices shall be prominently displayed at any area used for smoking, requesting that patrons respect the needs of the local residents and use the area quietly.</p> <p>Revise Condition C) 1 as follows;</p> <p>3. The beer garden area shall cease to be used at midnight, with the exception of a designated smoking area. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.</p> <p>Revise condition C) 4 as follows:</p> <p>4. The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public.</p>	No	Licensing and Out of Hours

From: [REDACTED] >

Date: 29 October 2018 at 14:39

Subject: Premises Licence Variation 221276/AM2 - 256 Wilmslow Road

To: Premises Licensing <premises.licensing@manchester.gov.uk>

We are emailing with regards Premises Licence Variation 221276/AM2, in respect of 256 Wilmslow Road. Whilst this premises is situated in Fallowfield ward, as Withington ward Councillors we wish to express a number of concerns, which we believe fall under the following criteria. The numbers in brackets after each of the criteria refer to the points made below.

The prevention of crime and disorder (1, 3, 4, 5)

Public safety (1, 2, 5, 9)

The prevention of public nuisance (3, 4, 5, 6, 7, 8)

In Annex 3.5 of the previously approved licence, it states that "Out of University term time, door staff shall be employed at the premises to a ratio of 1:100 subject to a minimum of 2 door supervisors from 2100 each day." Point A.6 of the variation only states 2 door staff on Friday and Saturday, with a risk assessment to be carried out the rest of the time. This seems to be a watering down of what is currently in place, which could compromise staff and customer safety.

In Annex 2.9 of the previously approved licence, it states that "Polycarbonate glassware (or other such safety glass agreed with the police) shall be in use at the premises". Point A.8 of the variation only makes this a requirement from 2100 daily, with a risk assessment to be carried out. Again, this looks like watering down and compromising of safety.

Annex 2.7 of the previously approved licence states that "In order to assist members of bar staff with refusals... a member of door staff shall be allocated responsibility to monitor the bar when the bar is open for the sale of alcohol as from 2200". This appears to have been weakened considerably with Point A.13 of the variation merely talking about a "refusals book". It is not made clear who is responsible for backing up staff when they refuse to serve customers, and this raises concerns regarding staff safety.

There is no equivalent of Annex 2.10 of the previously approved licence requiring the operator to consult with GMP at least 7 days before advertising any promotions that occur outside Fresher's weeks. They should still have and discharge this responsibility.

Point B.5 of the variation describes an incident log and what this will record. It is not clear however whether this will replace the Property Watch and Floor Watch outlined in Annex 2.5 and Annex 2.6 of the previously approved licence. This detailed requirements and responsibilities regarding suspicious behaviour, abandoned and unattended property, areas of concern in relation to drunkenness, localised overcrowding, toilet checks, and monitoring of entry and exit points for obstructions and hazards. All of these are safety concerns, and they are not covered explicitly in the variation. Points B.2 and B.3 of the variation make mention of safety checks, but not to the level in the previously approved licence.

Points C.2 and C.3 of the variation do not make clear how noise or vibration nuisances will be measured or determined, or who is responsible for this. This needs to be much clearer, as these are going to be the main source of complaints from local residents.

Point C.4 of the variation does not state how regularly the building will be cleared of litter. Again, littering outside venues such as this is a major source of complaints from residents.

There is no equivalent of Annex 3.6 of the previously approved licence requiring Hydes to inform GMP of University term times at the beginning of each year. They should still have and discharge this responsibility.

There is no equivalent of Annex 3.7 of the previously approved licence requiring seating in the premises for 40% of the capacity. This should be stated clearly, as there are both health and safety and accessibility issues if there is not sufficient seating.

The proposed variation therefore contains a number of concerns regarding crime and disorder, noise, litter, health and safety (of both staff and customers), compared with the terms of the current licence. On these grounds we would therefore ask that the Licensing Panel refuse the application for the variation.

Kind regards.

[Redacted signature]

[Redacted address]



**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

Name	[REDACTED]
Job Title	Licensing and Out of Hours Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	[REDACTED]
Email Address	[REDACTED]
Telephone Number	[REDACTED]

Premise Details	
Application Ref No	611462
Name of Premises	256
Address	256 Wilmslow Road, Manchester, M14 6LB

Representation
<p>Outline your representation regarding the above application below. This representation should describe the likely effect of the grant of the licence/certificate on the licensing objectives and on the vicinity of the premises.</p> <p>The Licensing and Out of Hours Team (LOOHT) have considered this variation application taking into account the area in which the premises is situated, the activities and extensions being applied for, Manchester City Councils' Cumulative Impact Policy (CIP), <i>Statement of Licensing Policy 2016 – 2021 (SOLP)</i> and the four licensing objectives.</p> <p>The application is to remove annexes 2 and 3 of the current premises licence and replace them with a new operating schedule.</p> <p>The premises is situated within Manchester City Council's Fallowfield CIP, <i>SOLP Appendix 7</i>.</p> <p>The policy advises that an application should be refused for new and variation applications unless the applicant can demonstrate why they will not add to the existing problems in the CIP, <i>SOLP Section 5.7</i>.</p> <p>Section 5.2 of SOLP addresses problems which arise when patrons leave the premises late at night/early morning and includes:</p> <ul style="list-style-type: none"> • Preloading • Anti-social behaviour • Noise nuisance • Drunkenness • Vandalism • Litter <p>The LOOHT are satisfied with the proposed operating schedule submitted with regard to the conditions, though we wish to retain the existing condition 1 (Under Annex 3). There shall be no music played at the premises on Sundays between the hours of 10.00pm and 12.00am.</p> <p>As per the model licensing conditions suggested by Manchester City Council</p>

model conditions, LOOH would like to include the below additional conditions to the license.

Due to the current location of the premises and the impact on the local residents, LOOH would like to suggest that a direct telephone number for the manager of the premises is made publically available at all times that the premises are open. This number would then be made available to the local residents within the vicinity of the premises and allow for a better and more cohesive community working approach to complaints.

Display of Notices.

Notices shall be prominently displayed at any area used for smoking, requesting that patrons respect the needs of the local residents and use the area quietly.

Revise Condition C) 1 as follows;

The beer garden area shall cease to be used at midnight, with the exception of a designated smoking area. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.

Revise condition C) 4 as follows:

The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public.

LOOH would like to accept the application and new operating schedule with the additions of the above proposed conditions.

Recommendation: Approve opening hours reduced

From: [REDACTED]

Date: 1 November 2018 at 20:27

Subject: Premises Licence Variation 221276/AM2: 256, 256 Wilmslow Road M14 6LB

To: "premises.licensing@manchester.gov.uk"
<premises.licensing@manchester.gov.uk>

Dear Sir/Madam,

I write to object most strongly to the application of the above venue. I cannot believe that this venue is wishing to re-introduce glassware especially after it has a history of glassing incidents. Why? It will result in more broken glass on the streets of Fallowfield and more calls on GMP and the A & Department at MRI.

One considerable concern is that numerous sporting events are televised at this venue. Fights often occur between rival teams. Going on past experience with this venue in spite of all the verbiage set out in the application, I have no faith with this venue being well-run and responsible, given that they are specifically aiming at the Freshers market. This venue also caters for sports and social societies.

In view of the recent death of a Newcastle student following excessive drinking, can 256 confirm that they operate a responsible attitude to excessive drinking i.e. refuse to serve patrons? As a resident of Fallowfield these groups regularly disrupt the sleep pattern of full-time residents with their drunken antics and the damage they cause to the trees in the area when returning from such venues as 256..

There is an application to play music on a Sunday morning in spite of the venue now being embedded within accommodation. Is this really necessary?

I am also concerned that the indoor seating is to be decreased, thus increasing vertical drinking and the potential to increase public nuisance when the patrons leave the venue after excessive drinking. Plus if the indoor seating is to be decreased does that mean the number of patrons is to increase? How does this square with the number of door staff on duty? Presumably queue management will continue to operate? Additionally with the increased number of patrons, this has been agreed with GM Fire Service.

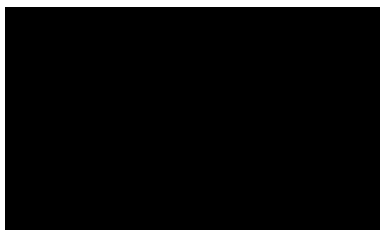
I note it is proposed to have sufficient receptacles for cigarette butts for smokers in the outdoor area. Will the venue also have some sort of patrol to keep the area on the pavement outside the external seating area free from broken glass, cigarette butts and general rubbish deposited by their patrons?

I think Hyde's Brewery are desperate to maximise on the diminishing number of students, even though this venue is regarded as a destination venue which attracts people to Fallowfield for nightlife, a reputation that local residents find very concerning.

I note the beer garden area shall cease to be used at midnight with the exception of a designated smoking area. How is this managed i.e. how are the non-smokers prevented from staying in the beer garden area after midnight?

Please note my objection to this variation of license application.

Yours faithfully,



From: [REDACTED]

Date: 5 November 2018 at 11:19

Subject: Premises Licence variation 221276/AM2: 256, 256 Wilmslow Road, Manchester, M14 6LB, (Fallowfield ward)

To: "premises.licensing@manchester.gov.uk" <premises.licensing@manchester.gov.uk>

Dear Licensing,

I'd like to object about this application - Premises Licence variation 221276/AM2: 256, 256 Wilmslow Road, Manchester, M14 6LB. This is a residential area and does not need more, and longer opening bars and clubs. We have great problems with littering [REDACTED] and literally everywhere in my neighbourhood, antisocial behaviour through alcohol and drugs keeping residents up all night with shouting and screaming and crime.

In particular relation to this application I feel that playing music Sunday morning could create public nuisance in addition to that created by removing indoor seating and introducing glass would create public safety and crime and disorder issues (previous glassing incidents). Please bear in mind that many student sports & society socials are hosted at 256 which massively multiplies the problems we are talking about here and their impact on our residential community.

Please support our community and reject this application.

[REDACTED]

From: [REDACTED]

Date: 3 November 2018 at 14:25

Subject: FW: Premises Licence variation 221276/AM2: 256, 256 Wilmslow Road, Manchester, M14 6LB, (Fallowfield ward)

To: "premises.licensing@manchester.gov.uk" <premises.licensing@manchester.gov.uk>
[REDACTED]

Dear premises licensing,

I write to OBJECT to this application for a licence variation.

I copy and paste below two points from the Dispersal Policy.

4. We will ensure the removal of all bottles and drinking receptacles from any patron before exiting the premises (this does not apply in the case of alcohol sold for consumption in any external area or in the case of alcohol sold for the purpose of consumption off the premises).

5. We will actively discourage our customers from assembling outside the premises at the end of the evening.

The two new policies, attached, offer less detail than the current licensing conditions. That is, they contain no indication of how many staff will be required. In other words, the level of resourcing is not specified. Without such specification, we cannot judge the effectiveness of these proposed arrangements and must assume that these proposed changes will lead to increased PUBLIC NUISANCE. That is, noise, littering, etc. will be worse in a built-up area that already suffers from too much pedestrian street-level noise.

When this is combined with what looks to be an increase in capacity then a compelling case emerges for refusal.

I urge the full refusal of this application.

Yours faithfully,
[REDACTED]

From: [REDACTED]

Date: 11 November 2018 at 21:29

Subject: Premises Licence variation 221276/AM2: 256, 256 Wilmslow Road, Manchester, M14 6LB, (Fallowfield ward)

To: premises.licensing@manchester.gov.uk [REDACTED]

[REDACTED]

Dear Sirs

I am writing on behalf of [REDACTED]. We wish to strongly object to the variation of license at 256 to remove the conditions in Annexes 2 & 3 and replace with the proposed operating schedule.

The reasons for our objection are in relation to the long history of problems and issues that residents have been faced with over many years. Many conditions were added to this club for good reason because of serious incidents including glassing which led to a premises license review. The location is at a flash point at the crossroads in Fallowfield. It is an area which has an intense number of University students but also attracts visitors as a destination venue. There are more than 3000 students housed at Owen's Park Halls of residence opposite the premises and many thousands more living in flats and houses in our residential community nearby.

Since the change of ownership there have been very noisy and problematic outdoor events which have caused neighbourhood disruption. Here is an example of a video showing the volume of DJ music residents were subjected to in June 2018:

<https://www.instagram.com/p/BjqIZLSB4h0/>

We have many concerns about current operations at 256 and residents have had reason to contact the council with complaints on a number of occasions. We have heard several members of the public that are not part of our residents group also complaining about levels of noise emanating from garden events or music breakout from the 256 venue.

In particular we wish to comment on the following important conditions which we do not wish to be removed.

Annex 2 Condition 9. Polycarbonate glassware (or other such safety glass agreed with the police) shall be in use at the premises.

[REDACTED] feel that it is important to keep this condition in place. We do not feel that the proposed condition of using polycarbonate after 9pm will help meet the licensing objectives. Many sporting events and other events occur in the daytime and early evening. Drunken anti social behaviour is not limited to after 9pm and therefore we do not feel that introducing glass at any time of the day would help uphold the licensing objectives (public nuisance, crime and disorder, public safety, protection of children from harm) at this venue. Broken glass is a very big problem in Fallowfield particularly around licensed premises that still use glass.

Annex 3 Condition 1. There shall be no music played at the premises on Sundays between the hours of 1000 and 1200.

Some members of our [REDACTED] go to Holy Innocent's Church on a Sunday morning and have done for many years. Residents want some peace and quiet in the neighbourhood. Regularly residents have to go past (or step over) vomit, broken glass and take away litter when they walk through Fallowfield on a Sunday morning. For those going to Holy Innocent's church, they will invariably have to walk past 256 and hearing DJ music playing will add to the public nuisance already experienced. CGs had reason to make complaints to the council when 256 posted offensive media tweets at Easter last year - see attached. Members of our group who are not followers of the christian faith also found this advertising offensive.

Annex 3 Conditions 7. There must be seating provided in the premises for 40% of the capacity.

Members of our group have been to 256 to watch sporting events and there have been queues 10 persons deep all along the bar with very little seating in the premises, not meeting the condition that states that 40% of the capacity indoor should be provided with seating. We feel this is necessary as a condition to limit vertical drinking. The atmosphere is very claustrophobic when the inside is packed with people.

There are many events held during week nights and weekend nights at 256 which contribute to rowdy behaviour in Fallowfield including university sports society events and bar crawls. AU socials have their own banner advertising on barriers outside the club on Wednesdays. Please see recent photos attached of the inside of the venue packed with students and not meeting the 40% seating capacity. The capacity of this venue is 500, a considerable capacity for a club in a residential area.

<https://www.instagram.com/p/Bp73a3bg2kH/>

In addition, we feel that a clear dispersal policy should be included in the conditions (we have not seen this). Customers going noisily to and from clubs (often drunk before and after) is a serious issue causing major distress through sleep loss to many residents in our group as [REDACTED]. Patrons of 256 usually walk to and from their student houses or flats past our homes. The noise of screaming, shouting and chanting often wakes us up.

Residents attended a meeting with the owner, [REDACTED] and Out of Hours Officer [REDACTED] when the premises changed ownership last year. We were told it was going to be a family friendly pub but we have been disappointed to note that it is essentially run as a student nightclub with a very packed garden whenever the weather is fine. We do not feel it has much to offer the permanent residents and feel it contributes significantly to the problems which led to the Cumulative Impact Policy being established.

We do not feel the licensing objectives will be upheld, particularly in relation to public nuisance if this variation of license is implemented. We would ask for refusal and we particularly wish to see the conditions stated in this objection kept on the license to protect residents from further problems within this cumulative impact policy area.

Best wishes

[REDACTED]

From: [REDACTED]

Date: 11 November 2018 at 23:05

Subject: Objection to: Premises Licence variation 221276/AM2: 256, 256 Wilmslow Road, Manchester, M14 6LB

To: "premises.licensing@manchester.gov.uk" <premises.licensing@manchester.gov.uk>

F.a.o.: [REDACTED] - Licensing

Dear Sirs

I would like to object to the above Licence variation in regard to 256 Bar, Wilmslow Rd Fallowfield M14 6LB.

I live on [REDACTED] and have previously raised concerns and complained about noise and disorder relating to these premises.

In regard to the Licence Variation I would like to object to the new proposals set out by the Management Company on the following grounds:

1. The request to introduce "glassware" rather than the current "polycarbonate" glasses could pose a real threat to public safety and lead to a potential increase in crime and disorder in Fallowfield. This "residential area" with a huge student population is already subject to a Cumulative Impact Order - created to deal with the crime and public disorder directly related to the local pubs, clubs, bars, and eateries, and also has University funded "night time" patrols to deal with drink & drug related noise, crime and antisocial behaviour.

The reason for banning "glasses" in pubs and clubs was to protect people from being attacked, maimed and killed by broken glasses and bottles being used as weapons in drunken violent fights and attacks. In fact Blackburn with Darwen Council has recently agreed to ban "glassware" in Darwen pubs following the death of young man who had been stabbed in the neck with a broken champagne flute (See link below): It therefore seems completely irresponsible for 256 to seek to replace "polycarbonate" with "glassware" given the potential for serious "public injury" in the event of an alcohol related fracas. This particular venue often holds "televised sporting events" & other "club social events" which can be rowdy and where rival allegiances can lead to drink fuelled disagreements and aggression. The danger of broken glasses and bottles being used as weapons in a drunken fight, in a crowded pub is a real cause for concern, and it seems to be an ill-thought-out and regressive step on the part of 256 to seek this?

<https://www.morningadvertiser.co.uk/Article/2018/08/10/Town-bans-pub-glasses-after-Champagne-flute-murder>

Town bans pub glasses after Champagne flute murder

[morningadvertiser.co.uk](https://www.morningadvertiser.co.uk)

Residents of a Lancashire town have succeeded in a campaign for pubs to participate in an evening glass ban, fol...

2. 256 also requests to "remove some indoor seating" which would increase the floor-space, allowing many more "standing customers" to be accommodated at the venue. This again has the potential to lead to "public noise nuisance" and "crime and disorder" as more

"standing customers" drinking in close proximity, often in "groups" or large parties, will greatly increase the noise volume, and the potential for inadvertent pushing and shoving, horseplay, drink spillage etc. Cramming more people into the venue could lead to accidents and altercations

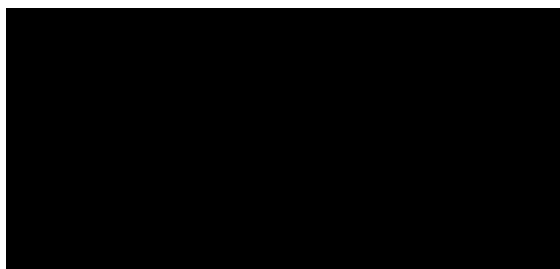
and if "glassware" was part of this mix, it would add "fuel to the fire" increasing the likelihood of drink related violence including "glassing" with

the potential for serious injury and harm. I therefore believe this request by 256 should also be rejected by Licensing.

3. My third objection pertains to the request to "play music on Sunday mornings"? I don't know whether this relates to indoor or outdoor music - or both? As I have previously formally complained about loud music and noise nuisance blaring from the outside "beer garden" at 256, I certainly do not want to experience any further "noise disturbance" from the premises on a Sunday morning, nor I'm sure do other local residents. Also, and far more pertinent, is the fact that the Holy Innocents Church is right next door to 256 and another church The Seventh Day Adventist is in very close proximity, both of which hold Services on Sunday mornings. I think the churchgoers have the right to enjoy their prayers and commemorations in peace and quiet and I find it very disrespectful of the 256 Management to disregard the importance of the Sabbath to religious worshippers, by requesting to play music whilst their services are ongoing. I sincerely hope this request will also be rejected by the Licensing Committee.

It strikes me that the Licensing terms currently in place for 256 are perfectly adequate and should not be replaced by their "proposed terms" which I believe are not only unnecessary, but have the potential to increase the well-documented, ongoing noise nuisance, antisocial behaviour and drink/drug related crime and disorder which plagues the neighbourhood. It is these problems that led to the introduction of the Cumulative Impact Policy and night-time patrols in an effort to tackle the disturbance caused by the night-time economy and its negative impact on the lives of Fallowfield residents. I would urge Licensing to reject the Variation request by 256 on the grounds outlined above and in the interests of greater "social cohesion" for the wider area.

Thank-you,

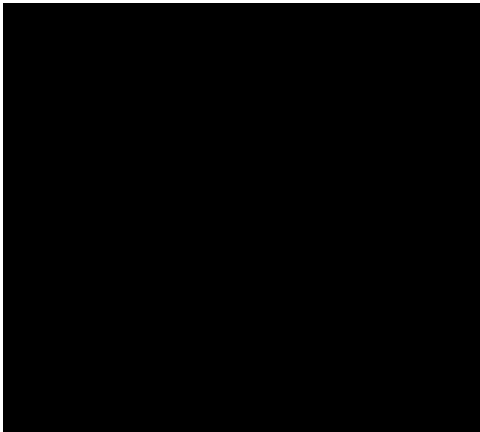


From [REDACTED]

Date: 12 November 2018 at 07:20

Subject: Premises Licence variation 221276/AM2 256, 256 Wilmslow Road, Manchester, M14 6LB

To: "premises.licensing@manchester.gov.uk" <premises.licensing@manchester.gov.uk>



Your ref: Premises Licence variation 221276/AM2 256, 256 Wilmslow Road, Manchester, M14 6LB

To whom it may concern

I am objecting to the proposed licensing variation at the 256 Premises

I am a long term resident of [REDACTED] (since 1985) and have seen many changes throughout this period.

There has been a noticeable increase in noise levels in the area over the last ten years, from revellers returning from the drinking establishments, going on until 6-7am in the morning.

This has been particularly severe in [REDACTED], prompting a handout delivered to houses in the area from [REDACTED] (The Fallowfield Area Inspector Greater Manchester Police at the time) This dates from 1st May 2007 and I quote some passages from it:-

"There have been many reports of Anti Social behaviour taking place on Landcross Rd and adjoining streets over the last several weeks. The reports concern drunken antics and shouting between the hours of midnight through until 6am."

..... "I will not tolerate such behaviour and will be taking positive action

The following year, on 12th May 2008, [REDACTED] saw its worst anti-social behaviour when revellers clashed with riot police. Eight people were arrested, after officers moved in to disperse a crowd of around 300.

As a full time day – worker, I often arrive to work, exhausted from broken sleep, caused by the racket that these late night revellers are making.

I was therefore most disturbed by the licence variation application from the 256 premises. The 256 premises is the largest drinking venue in the area and causes immense amounts of noise and public nuisance during the term time when students are in residence.

I would be very grateful if you could consider these points,

[REDACTED]

[REDACTED]

Dear Sir/Madam

I am writing on behalf of the residents of the [REDACTED] which consists of [REDACTED] [REDACTED]. The properties range from 1 bedroom flats to family houses, with ages ranging from babies to pensioners. We believe that we are [REDACTED] [REDACTED]

We wish to object to this licence variation for numerous reasons relating to the removal of Annex 2 & 3 and substituting with a new operating schedule and policies.

Under the proposed operating schedule we note the following:

Annex 3

1 - We strongly oppose the removal of this condition. These premises are immediately next door to Holy Innocents church and therefore to respect church services with accompanying bell ringing we strongly feel that the original condition of no music being played between 10-12pm should remain.

7 - When Hydes sold 256 [REDACTED] invited myself & [REDACTED], together with an Officer from the OOH team to meet with the new owner. We were led to believe that he intended to turn the premises into a place where the local community of long term residents with their families would feel welcome and that it would not become a mainly student type venue. Sadly our hopes have been dashed as time has gone on.

By asking to remove the 40% of the seating from the total capacity figure of 500 this just reinforces that the owner wishes to provide more of a club experience and in turn increase vertical drinking which in turn encourages people to drink faster.

256 is directly opposite Owens Park Halls of Residence which houses thousands of 1st Year students, many away from parental control for the first time and unused to drinking large amounts of alcohol.

This increase in binge drinking leads to an increase in anti social behaviour, with risk taking behaviour which in turn can lead to an increase in STD's and unwanted pregnancies. It also encourages a development of maladaptive coping strategies, which for such young students is a recipe for disaster in their academic career.

Therefore we ask that the 40% figure remains for seating.

A - Prevention of Crime and Disorder

5 - In order to fulfill their obligation to this objective we disagree with the reduction of door staff Sun - Thurs. Since the new owner took over these premises from Hydes Brewery it has become apparent over time that it is very clearly aimed at the student market and there has been an increase in events for students most nights of the week and therefore we believe that a minimum of door staff should be on duty regardless of the day. See attached example of a Monday night which shows how busy 256 can be.

6 - We are concerned that should glassware be permitted up to 9pm then this will impact on safety of patrons by increasing the availability of glass which can be used as a weapon, in the past these premises had many problems which is why the polycarbonate condition was introduced. There is nothing to prevent someone saying that they're drinking inside and being given a glass to drink from,

but then moving into the Beer Garden taking their glass with them should a 'polycarbonate only' rule for outside be introduced.

B - Public Safety

Due to the many decking steps to be navigated in the Beer Garden we are concerned that people may cut themselves on broken glass, especially during the summer when sandals are worn barefoot. Residents have told me how they have seen cluttered tables with many empty pint pots during the summer when walking past, at least at present if knocked off they will not smash unlike glass. Likewise for drinkers inside. We cannot think of any time when it will be safe to use glassware instead of polycarbonates.

C - Prevention of Public Nuisance

1 & 2 - [REDACTED] residents are disturbed on a regular basis due to the late hour closing of the Beer Garden and we are of the opinion that closing hour for the garden should be brought forward to 11pm in line with the emptying of bottle bins in order to protect long term residents. Also recently by the increased use of daytime events, on those days it was impossible to enjoy the use of our gardens due to the volume/type of music being played from the outside DJ booth. Amplified noise plus the shouting/shrieking/laughing of drunk students carries across Wilbraham Road, this can be heard throughout our estate especially when The Levellers (a group of rappers) played earlier this year at an outside daytime event and also when the Parklife daytime event was held
<https://twitter.com/Parklifestatus/992442482897182720?s=03>

The doors leading to the Beer Garden have been seen on a regular basis propped open after 11pm during warm weather which has led to breakout noise which in turn has woken children during the night.

5 - Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner. These signs are about as much use as a chocolate teapot, as the saying goes. Drunk students in high spirits are completely oblivious to how loud they are when walking home in groups as large as 10+ and we doubt very much that they even spot these signs at the doorway! Even if reminded on their way out at closing time we have little faith that this will alter their behaviour. Street noise is one of the most complained about topics and [REDACTED] are regularly disturbed in the early hours.

Proposed Policies

Smoking & Al Fresco Dining

During my last visit in early August when a friend & I decided to go for something to eat following a meeting at Manchester Student Homes we met our first problem of how to get my wheelchair up the steps, luckily a passerby helped. In order to use the disabled access toilet I had to wait for the barman to first unlock the door and then remove the mobile bar which was stored inside(!). Hardly hygienic by any stretch of the imagination. Once inside I discovered the changing table had been left down (perhaps somewhere to keep the loo roll because the dispenser was broken?), there were also empty glasses lying about and the A frame advertising blackboard was leant against the hand dryer. This made me wonder when this toilet had last been cleaned seeing as how it was a Wednesday when we visited. I then had to go through a repeat of this when going to the loo before leaving too.

We sat outside at the only wheelchair accessible table but no ashtray other than the one fixed to the wall, fortunately I had my stubby with me to put ash/dimps, but I can't see many students carrying

one around and will just throw their discarded cig on the ground rather than to look for a wall mounted ashtray.

We didn't think that the barman had had any training on how to use the portable ramp because my friend had to show him how to place it over the steps. I'm afraid 256 failed on being a wheelchair friendly pub so it was a good job that we both enjoyed our food, although we will not be returning.

It wasn't particularly busy but we noticed that tables were not cleared that often, so hardly surprising that residents have seen tables full of empties when it is busy.

Dispersal Policy

A major cause of ASB happens when our late night bars/clubs close and students make their way home. As stated previously respect the neighbours signs are a waste of time likewise door staff could give a 5 minute talk on being quiet on your way home and students still wouldn't take any notice, so we have little faith in this policy.

Therefore we respectfully ask that this application is refused although [REDACTED] will be grateful if Beer Garden closing hour could be brought forward in order to give us a little respite from noise disturbance, especially when our children are studying for their exams We also fully support the [REDACTED] submission.

Yours faithfully

[REDACTED]

[REDACTED]

Residential area

**Student Halls of
Residence UoM**

256

**Sherwood
Estate**

Residential area

Manchester Lettings

Page 104

Appendix 4

Item 5

Lad





Example of a Monday Night Event At 256



[danneedhamvisual](#)

88 likes

- [tommy__tickle](#)

Mad night on Monday for Discoteca, safe everyone who came through and everyone who played absolutely killed it!



[REDACTED]

- [REDACTED]

#disco #travel #music #love #dj #discount #party #discoteca #discover #discounts #discover_india
#discord #instagood #discos #photography #disconnected #discotheque #discovering #vinyl
#discoveries #disconnect #nature #discogs #discover_muas #discover_catalonia #explore #discoteque
#photooftheday #discounted #vinylcollection

- [REDACTED]

my g

- t [REDACTED]

@ [REDACTED]r ❤️ ❤️ ❤️

- [REDACTED]

Looking slick 🤩

- [REDACTED]

ameiiii! 😊 [REDACTED]

- [REDACTED]

[REDACTED]_ safe broski!

3 days ago

[REDACTED]
23:59 (10 hours ago)

to me

Dear Sir/Madam,

Re: Premises Licence Variation 221276/AM2, 256. 256 Wilmslow Road, Manchester M14 6LB

I am writing on behalf of [REDACTED] to object to the above licence variation application.

We do not think that this variation promotes the licensing objectives for the following reasons:

Introducing Glassware

256 are requesting to remove the polycarbonate glasses and replace with ordinary glassware. The reason this measure was brought in was to prevent accidents in an extremely crowded venue. The venue is situated opposite the Owens Park Halls of Residents which currently houses 3000 students (and this is soon to rise to 4000 students), there are also a very large number of student HMOs in the near vicinity. A lot of the students are not used to drinking large quantities of alcohol and introducing glassware in such a confined space can only increase the risk of accidents. Local residents regularly see drunk young people stumbling out of this venue and across the very busy crossroad, they have little awareness of traffic and I am sure a lot of them will not be thinking about where they place their drinks' glasses.

Moreover, this venue often broadcast sporting events which tend to be very rowdy, alcohol fuelled events and where emotions can run high, sometimes resulting in fights. Introducing glassware may result in glasses being used as weapons and could lead to really serious injuries. The area also has a history of gang related crime and again any fights which could arise will be much more serious if glass is readily available.

This bar/club actively encourage heavy drinking - only tonight I noted a big billboard outside advertising Vodka Doubles for only £3 and so we believe that the combination of glassware, strong alcohol and young people is a potentially lethal cocktail and we cannot see any positives at all if this variation is allowed

Playing Live Music on Sunday Mornings

256 are requesting permission to play live music on Sunday mornings and we urge you to reject this. The bar/club is right next door to Holy Innocents Church which holds a service every Sunday and which many local residents attend. We strongly feel that residents have the right to attend the service without the disruption of competing music from 256. If we wish to encourage a sustainable, inclusive community in Fallowfield, we believe it is important for different groups of people to go about their lives in reasonable peace and with respect. Moreover Sunday mornings are traditionally a time when people like to have a lie in and they do not want to be disturbed by music from this bar

Removal of Indoor Seating

256 would also like to 'remove some indoor seating' to create more standing room. Obviously the intention here is to increase the number of customers and make the club even less inviting for

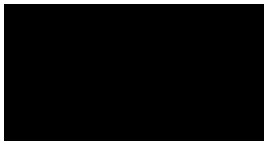
anyone who would like to have a chat and drink thereby encouraging more alcohol consumption which poses a greater health risk to the (student) customers.

Any increase in numbers will also lead to an increase in noise outbreak from the venue as well as an increase in foot fall as the customers leave the premises to walk home. Most of the student customers live within a 10 minute walk of the venue and residents are very regularly woken up by groups of students and often have to deal with the debris (vomit, broken glass and litter) from the night before and it is particularly unpleasant and hazardous for children. Anything which could increase this risk runs counter to the licensing objectives.

Finally we would like to highlight that this premises is within the Cumulative Impact Policy area, it is the only area in Manchester to have a CIP in force in an attempt to address the very high levels of crime, public nuisance and safety issues in Fallowfield district centre. and try to restore a diverse, balanced and sustainable neighbourhood for all residents.

We strongly urge you to reject this licence variation.

Yours faithfully,

A solid black rectangular box used to redact the signature of the sender.



MANCHESTER CITY COUNCIL

LICENSING ACT 2003 PREMISES LICENCE

Premises licence number	049511
Granted	08/09/2005
Latest version	DPS Variation 199111 granted 23/06/2017

Part 1 - Premises details

Name and address of premises
256 256 Wilmslow Road, Manchester, M14 6LB
Telephone number
0161 249 0271

Licensable activities authorised by the licence
<ol style="list-style-type: none"> 1. The sale by retail of alcohol*. 2. The provision of regulated entertainment, limited to: <ul style="list-style-type: none"> Exhibition of films; Indoor sporting events; Live music; Recorded music; Performances of dance; 3. The provision of late night refreshment. <p>* All references in this licence to "sale of alcohol" are to sale by retail.</p>

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1000	1000	1000	1000	1000	1000	1000
Finish	0200	0200	0200	0200	0200	0200	0100
The sale of alcohol is licensed for consumption both on and off the premises.							
Seasonal variations and Non standard Timings:							
The standard terminal hour shall be extended by 1 hour on each of the following days:							
1 st Jan, Valentine's Night, Burns Night, 1 st Mar, Easter Sunday, Easter Monday							
May Bank Holiday Monday (both), August Bank Holiday Monday, Halloween							
The standard terminal hour shall be extended by 2 hours on each of the following days:							
17 th Mar, Sunday immediately preceding the Bank Holiday Monday (May (both) and August)							
Christmas Eve, Boxing Day, 27 th Dec, 28 th Dec, 30 th Dec							
On the day British Summer Time commences: Where the standard permitted terminal hour is 0200 or later on the morning that British Summer Time comes into effect, one additional hour following the terminal hour.							
New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day							

Recorded music							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0000	0000	0000	0000	0000	0000	0000
Finish	2400	2400	2400	2400	2400	2400	2400
Licensed to take place indoors only.							
Further Details There shall be no music played at the premises on Sundays between the hours of 1000 and 1200. Seasonal variations and Non standard Timings: <u>The standard terminal hour shall be extended by 1 hour on each of the following days:</u> 1 st Jan, Valentine's Night, Burns Night, 1 st Mar, Easter Sunday, Easter Monday May Bank Holiday Monday (both), August Bank Holiday Monday, Halloween <u>The standard terminal hour shall be extended by 2 hours on each of the following days:</u> 17 th Mar, Sunday immediately preceding the Bank Holiday Monday (May (both) and August) Christmas Eve, Boxing Day, 27 th Dec, 28 th Dec, 30 th Dec <u>On the day British Summer Time commences:</u> Where the standard permitted terminal hour is 0200 or later on the morning that British Summer Time comes into effect, one additional hour following the terminal hour. <u>New Year:</u> From the start time on New Year's Eve to the terminal hour for New Year's Day							

Live music; Exhibition of films; Indoor sporting events; Performances of dance							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1000	1000	1000	1000	1000	1000	1000
Finish	0200	0200	0200	0200	0200	0200	0100
Licensed to take place indoors only.							
Seasonal variations and Non standard Timings: <u>The standard terminal hour shall be extended by 1 hour on each of the following days:</u> 1 st Jan, Valentine's Night, Burns Night, 1 st Mar, Easter Sunday, Easter Monday May Bank Holiday Monday (both), August Bank Holiday Monday, Halloween <u>The standard terminal hour shall be extended by 2 hours on each of the following days:</u> 17 th Mar, Sunday immediately preceding the Bank Holiday Monday (May (both) and August) Christmas Eve, Boxing Day, 27 th Dec, 28 th Dec, 30 th Dec <u>On the day British Summer Time commences:</u> Where the standard permitted terminal hour is 0200 or later on the morning that British Summer Time comes into effect, one additional hour following the terminal hour. <u>New Year:</u> From the start time on New Year's Eve to the terminal hour for New Year's Day							

Provision of late night refreshment							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	2300
Finish	0230	0230	0230	0230	0230	0230	0130
Licensed to take place both indoors and outdoors.							
Seasonal variations and Non standard Timings: <u>The standard terminal hour shall be extended by 1 hour on each of the following days:</u> 1 st Jan, Valentine's Night, Burns Night, 1 st Mar, Easter Sunday, Easter Monday May Bank Holiday Monday (both), August Bank Holiday Monday, Halloween <u>The standard terminal hour shall be extended by 2 hours on each of the following days:</u> 17 th Mar, Sunday immediately preceding the Bank Holiday Monday (May (both) and August) Christmas Eve, Boxing Day, 27 th Dec, 28 th Dec, 30 th Dec <u>On the day British Summer Time commences:</u> Where the standard permitted terminal hour is 0200 or later on the morning that British Summer Time comes into effect, one additional hour following the terminal hour. <u>New Year:</u> Start 2300 Finish 0500							

Part 2

Details of premises licence holder	
Name:	Sanctuary Leisure Limited
Address:	256 Wilmslow Road, Fallowfield, Manchester, M14 6LB
Registered number:	10674555

Details of designated premises supervisor where the premises licence authorises for the supply of alcohol

Name: Keith Ifield

Address:

Personal Licence number:

Issuing Authority:

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.

Supply of alcohol

2. No supply of alcohol may be made under this premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence or,
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
5.
 - (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price, which is less than the permitted price.
 - (2) For the purposes of the condition set out in (1) above–
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - (b) “permitted price” is the price found by applying the formula–

$$P = D + (D \times V)$$

where –

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by paragraph (2)(b) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4)
 - (a) Sub-paragraph (4)(b) applies where the permitted price given by paragraph (2)(b) on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
 - (b) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
- 6.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- 7. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 8. The responsible person must ensure that –
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold the customer is made aware that these measures are available.

For the purposes of conditions 6, 7 and 8 above, a responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

Exhibition of films

9. The admission of children under the age of 18 to film exhibitions permitted under the terms of this certificate shall be restricted in accordance with any recommendations made:
 - (a) by the British Board of Film Classification (BBFC) where the film has been classified by that Board, or
 - (b) by the Licensing Authority where no classification certificate has been granted by the BBFC, or where the licensing authority has notified the club which holds the certificate that section 20 (3) (b) (74 (3)(b) for clubs) of the Licensing Act 2003 applies to the film.

Annex 2 – Conditions consistent with the operating schedule

1. A colour CCTV system with digital recording equipment shall be maintained at the premises. All recordings used in conjunction with the CCTV shall be of evidential quality; indicate the time and date and be retained for a period of 28 days. Sufficient staff shall be trained to use the system, as a recorded image must be available for inspection and downloading immediately upon request to officers of Responsible Authorities.
2. No persons carrying open, or sealed, vessels shall be admitted to the premises except from the beer garden area.
3. No persons shall be permitted to remove open vessels from the premises except to an beer garden area.
4. The designated premise supervisor or nominated member of staff will regularly attend, and fully support the local Pubwatch or similar scheme whilst ever in operation.
5. 'Property Watch' - To assist in the prevention of theft from a person, a designated member of staff will be appointed to monitor customer activity and to report to management and/or door supervisors any suspicious behaviour. Where property is found within the premises which has been abandoned or left unattended, then it shall be removed and handed to the designated member of staff. A register will be maintained of any property stored including the date, description of property and name of person who found the property. The premises will adopt a procedure in conjunction with the police, whereby the property will be maintained at the premises for a period of time before being handed over to the police. Door supervisors working internally, together with glass collectors, shall be briefed upon Property Watch in order that they can assist and support the designated staff member. The designated staff member shall wear high visibility tab bands or vests indicating on the front and rear that they are part of 'Property Watch'.
6. 'Floor Watch' - During each trading period the premises shall complete "Floor Watch" sheets. A designated member of staff shall be appointed to be responsible to record and actively monitor areas of concern in relation to levels of drunkenness; risk customers (who are excessively loud and troublesome or aggressive) whose behaviour could have the potential of leading to crime and disorder; unattended property; localised overcrowding; and to undertake toilet checks; to monitor entry and exit points to ensure that they remain unobstructed and to monitor for trip/slip hazards.

7. In order to assist members of bar staff with refusals to serve in connection both with persons suspected of being under age and persons suspected of being drunk, then a member of door staff shall be allocated responsibility to monitor the bar when the bar is open for the sale of alcohol as from 2200 hours.
8. Staff training shall be provided upon refusals to serve in connection with underage sales and drunkenness, drugs awareness and upon Property Watch and Floor Watch.
9. Polycarbonate glassware (or other such safety glass agreed with the police) shall be in use at the premises.
10. For any promotions outside Fresher's week the operator to consult with GMP at least 7 days before advertisement of the promotion.

Annex 3 – Conditions attached after hearing by the licensing authority

1. There shall be no music played at the premises on Sundays between the hours of 1000 and 1200.
2. The use of the beer garden shall cease at midnight, with the exception of a designated smoking area.
3. The premises shall comply with the attached dispersal policy as updated from time to time in agreement with Greater Manchester Police and Manchester City Council's Environmental Health team. Should any changes to the dispersal policy be agreed; then the amended dispersal policy shall be sent through to the Licensing Authority with 7 days of such agreed amendment.
4. During the University term time door staff shall be employed at the premises to a ratio of 1:100 subject to a minimum of 3 door staff from 2100 on Fridays and Saturdays and a minimum of 2 door supervisors from 2100 Sunday – Thursday.
5. Out of University term time, door staff shall be employed at the premises to a ratio of 1:100 subject to a minimum of 2 door supervisors from 2100 each day.
6. Hydes Brewery shall notify Greater Manchester Police with University term times at the beginning of each academic year.
7. There must be seating provided in the premises for 40% of the capacity.

Annex 4 – Plans

See attached

256 WILMSLOW ROAD
SMOKING & AL FRESCO DINING POLICY

1. Any outside area used by customers wishing to dine, drink or smoke shall be clearly delineated and covered by the CCTV system which will be installed at the premises.
2. The outside area shall be monitored by staff or door staff regularly at all times it is in use.
3. The area will be cleaned regularly.
4. Suitable receptacles shall be provided for smokers to dispose of cigarette butts.
5. Signs will be displayed in the area requesting customers keep noise to a minimum.
6. Patrons who disregard signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.
7. Open containers of alcohol shall not be permitted to be taken beyond the boundary of the outside area.

256 WILMSLOW ROAD

DISPERSAL POLICY

The purpose of this Dispersal Policy is to ensure, so far as it is possible, that minimum disturbance or nuisance is caused to our neighbours and to ensure that the operation of the premises makes the minimum impact upon the neighbourhood in relation to potential nuisance and anti-social behaviour. This will be achieved by exercising pro-active measures towards and at the end of the evening.

By ensuring that this Dispersal Policy document is brought to the attention of Management and Staff we will seek to encourage the efficient, controlled and safe dispersal of our patrons during our closing period.

1. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons.
2. Staff Members (including door personnel when employed) will advise patrons to leave the premises quickly and quietly out of respect for our neighbours.
3. Notices will be displayed requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff.
4. We will ensure the removal of all bottles and drinking receptacles from any patron before exiting the premises (this does not apply in the case of alcohol sold for consumption in any external area or in the case of alcohol sold for the purpose of consumption off the premises).
5. We will actively discourage our customers from assembling outside the premises at the end of the evening.

This page is intentionally left blank