

## **Licensing Sub Committee Hearing Panel**

### **Minutes of the meeting held on Monday, 11 February 2019**

**Present:** Councillor Stone – in the Chair

**Councillors:** Jeavons and T Judge

**LACHP/19/27. Urgent Business**

**Application for a New Premises Licence for Fundamentum Taproom & Kitchen, 3c Piccadilly Place, Manchester, M1 3BN.**

The Committee noted that agreement had been reached between the applicant and all parties who had made a representation, so treated the matter as a Determination.

**Decision**

To grant the application subject to the agreed terms and conditions.

**Application for a New Premises Licence for Oseyo, 8 Oxford Road, Manchester, M1 5QA.**

The Committee noted that agreement had been reached between the applicant and all parties who had made a representation, so treated the matter as a Determination.

**Decision**

To grant the application subject to the agreed terms and conditions.

**LACHP/19/28. Application for a Premises Licence Variation for Subway 59a Piccadilly Manchester M1 2AG**

This application was withdrawn by the applicant prior to the hearing.

**LACHP/19/29. Application for a SEV Renewal for Baby Platinum, 109 Princess Street, Manchester, M1 6JB**

The Committee took into account that Baby Platinum had been operational since 2009 with an exemplary record and that previous renewal applications had been granted without any objections been raised. From the submission made by the Applicant's solicitor on behalf of the Applicant the Committee was satisfied that this was a well-run establishment with appropriate safe guarding measures in place to protect the workers and members of the public.

It was accepted by all that none of the mandatory grounds for refusal of such an application had been made out.

The Committee found no evidence to refuse the application on any of the discretionary grounds. The 'Gay Village' is a 'Vibrant area' of the City Centre made up mainly of late night businesses, restaurants and bars and the premises is integrated with that locality. There is no real evidence that the locality is unsuitable for such a premises.

The Committee considered the written representation against the application and found it to be very generic in nature about sex establishments as a whole and in particular the crime statistics provided applied to the area as a whole rather than anything actually directed at the premises.

The Committee considered their Sex Establishment Policy Document (which has not been subject to challenge) and applied the policy when considering this application. The Committee paid regard to section 3.12 of the Manchester City Council Sex Establishment Policy Document` and noted the guidance that no weight will be given to objections made on moral grounds.

Whilst it was argued by Ms Johnson's representative that her objection was not on moral grounds but on purely legal grounds the Committee found no evidence that by granting this application their Equality duty had been breached under section 149 of the Equality Act 2010. There was no history of complaints in relation to the premises, no complaints of or by the workers and on this basis in conjunction with the actual exemplary record and the fact no objections had been raised in respect of the renewal by either LOOH or the police, any other businesses or residents, the Committee was satisfied there had been no discrimination, harassment or victimisation or any other prohibited conduct in respect of any of those employed at Baby Platinum.

They therefore granted the renewal application.

### **Decision**

To grant the renewal application.