



## **Licensing Sub Committee Hearing Panel**

Date: Monday, 19 August 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 Chamber and Antechamber**

Public access to the Council Chamber and Antechamber is on Level 2 of the Town Hall Extension, using the lift or stairs in the lobby of the Mount Street entrance to the Extension. That lobby can also be reached from the St. Peter's Square entrance and from Library Walk.

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

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

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**Councillors** - Jeavons (Chair), Andrews and Lyons

## Agenda

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**1. Urgent Business**

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

**2. Appeals**

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

**3. Interests**

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

**4. Premises Licence Variation - Bar 8, Unit 1, Castle Quay, Chester Road, Manchester, M15 4NJ** 5 - 128

The report of the Director of Planning, Building Control and Licensing is enclosed.

**5. Premises Licence Variation - Nordie, 1044 Stockport Road, Manchester, M19 3WX** 129 - 174

The report of the Director of Planning, Building Control and Licensing is enclosed.

**6. New Premises Licence - New York Krispy Fried Chicken, 179 Wilmslow Road, Manchester, M14 5AP - determination** 175 - 178

**7. New Premises Licence - Printworks Tenpin, Unit 24, 27 Withy Grove, Manchester, M4 2BS - determination** 179 - 182

## Information about the Committee

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

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

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

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

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

Smoking is not allowed in Council buildings.

Joanne Roney OBE  
Chief Executive  
Level 3, Town Hall Extension,  
Albert Square,  
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## Further Information

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

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This agenda was issued on **Friday, 9 August 2019** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension (Mount Street Elevation), Manchester M60 2LA

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**Manchester City Council  
Report for Resolution**

**Report to:** Licensing Subcommittee Hearing Panel – 19 August 2019

**Subject:** Bar 8, Unit 1, Castle Quay, Chester Road, Manchester, M15 4NJ  
- App ref: Premises Licence variation 234206

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

**Summary**

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

**Recommendations**

That the Committee determine the application.

**Wards Affected:** Deansgate

<b>Manchester Strategy Outcomes</b>	<b>Summary of the contribution to the strategy</b>
A thriving and sustainable City: supporting a diverse and distinctive economy that creates jobs and opportunities	Licensed premises provide a key role as an employer, in regeneration, and in attracting people to the city. The efficient processing of applications as well as effective decision making in respect of them, plays an essential role in enabling businesses to thrive and maximise contribution to the economy of the region and sub-region.
A highly skilled city: world class and home grown talent sustaining the city's economic success	An effective Licensing 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	
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**Full details are in the body of the report, along with any implications for:**

Equal Opportunities Policy  
Risk Management  
Legal Considerations

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**Financial Consequences – Revenue**

None

**Financial Consequences – Capital**

None

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**Contact Officers:**

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

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

## 1. **Introduction**

- 1.1 On 04/07/2019, an application for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 was made in respect of Bar 8, Unit 1, Castle Quay, Chester Road, Manchester, M15 4NJ 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 Rebecca Ellis 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:
 

The purpose of this application is to vary the layout of the premises to bring up to date the internal layout and to include an external bar as per plan number 2 Rev 1. An External Area Management Policy is lodged in support.
- 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 6**.
- 3.4.3 The applicant has submitted the following documents in support of their application, which are included with the application form at **Appendix 4**:

- External Area Management Policy

## 4. **Relevant Representations**

- 4.1 A total of 19 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:

- MCC Licensing and Out of Hours Compliance Team;

### Other Persons: Residents (x18).

- 4.2 Summary of the representations

Party	Grounds of representation	Recommends
<b>Licensing and Out of Hours Compliance</b>	Prevention of Crime & Disorder, the Prevention of Public Nuisance: Concerns regarding the effect on local residents of crime and disorder such as street drinking and public nuisance such as noise, litter and the congregation of patrons in the early hours of the morning	Grant with conditions
<b>Residents (x18)</b>	Concerns regarding patrons gathering outside after closing time, violence, crime & disorder, anti-social behaviour, noise disturbance from persons and	Refuse/not noted



	<p>vehicles to close neighbours and the general area,</p> <p>Littering including broken glass, cigarette butts and bottles left out all night by bar. Patrons urinating in public.</p> <p>Also concerns that canal close to premises and could cause fatalities and premises causing obstruction to residential premises close by.</p>	
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## **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
- 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  |
| MS3 | Responsible promotion and sale of alcohol   |
| MS5 | Prevent on-street consumption of alcohol  |
| 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

MS12 Prevent underage sales of alcohol, including proxy sales

### ***Section 11: The use of tables and chairs on the public highway***

This section provides that the operation of any areas on the public highway licensed for tables and chairs should be considered with regard to all relevant Standards set out in Section 8 of the Policy.

### ***Section 12: Premises Licences for large-scale public events***

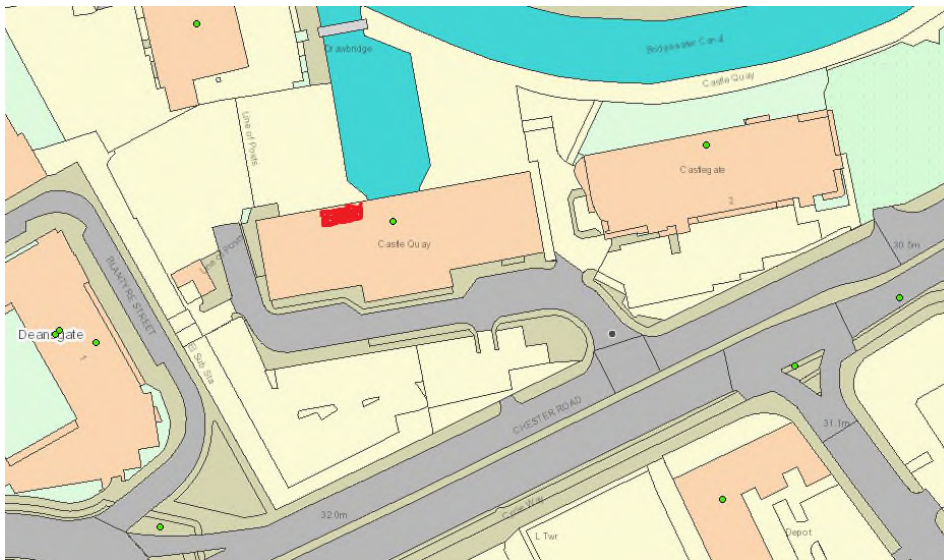
This section sets out particular expectations regarding large scale public events, given the specific associated risks.

## **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.**

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<b>PREMISE NAME:</b>	Bar 8
<b>PREMISE ADDRESS:</b>	Unit 1, Castle Quay, Chester Road, Manchester, M15 4NJ
<b>WARD:</b>	Deansgate
<b>HEARING DATE:</b>	19/08/2019

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

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# MANCHESTER CITY COUNCIL

## LICENSING ACT 2003 PREMISES LICENCE

<b>Premises licence number</b>	051768
<b>Granted</b>	01/11/2005
<b>Latest version</b>	Transfer 224293 Granted 21/12/2018

<b>Name and address of premises</b>
<b>Bar 8</b> Unit 1, Castle Quay, Chester Road, Manchester, M15 4NJ
<b>Telephone number</b> 0161 834 8488

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

<b>The times the licence authorises the carrying out of licensable activities</b>
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<b>Sale by retail of alcohol</b>							
<b>Standard timings</b>							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1000	1000	1000	1000	1000	1000	1000
Finish	2400	2400	2400	2400	0100	0100	0030
The sale of alcohol is licensed for consumption both on and off the premises.							
<b>Seasonal variations and Non standard Timings:</b>							
None							

Exhibition of films							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1500	1500	1500	1500	1500	Not applicable	
Finish	1700	1700	1700	1700	1700		
Licensed to take place indoors only.							
Seasonal variations and Non standard Timings:							
None							

<b>Live music</b>							
<b>Standard timings</b>							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2000	2000	2000	2000	2000	1400	1400
Finish	2300	2300	2300	2300	2300	2300	2300
Licensed to take place both indoors and outdoors.							
<b>Seasonal variations and Non standard Timings:</b> Live Music is only permitted Outdoors between the dates of 1 <sup>st</sup> May and 31 <sup>st</sup> October at the following times: Saturday and Sunday: 1500 to 2000 Bank Holiday Monday: 1500 to 2000							

<b>Recorded music</b>							
<b>Standard timings</b>							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0900	0900	0900	0900	0900	0900	0900
Finish	2400	2400	2400	2400	2400	0100	2400
Licensed to take place both indoors and outdoors.							
Background music only.							
<b>Seasonal variations and Non standard Timings:</b> Recorded Music is only permitted Outdoors between the dates of 1 <sup>st</sup> May and 31 <sup>st</sup> October at the following times: Monday to Sunday: 0900 to 2200							

<b>Provision of late night refreshment</b>							
<b>Standard timings</b>							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	2300
Finish	2400	2400	2400	2400	0100	0100	0030
Licensed to take place indoors only.							
<b>Seasonal variations and Non standard Timings:</b> None							

<b>Hours premises are open to the public</b>							
<b>Standard timings</b>							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0700	0700	0700	0700	0700	0700	0700
Finish	2400	2400	2400	2400	0100	0100	0030
<b>Seasonal variations and Non standard Timings:</b> <u>Christmas Eve, Christmas Day, Boxing Day, New Year's Eve and Public Holidays: Start 0700 Finish 0200</u>							

## Part 2

<b>Details of premises licence holder</b>	
<b>Name:</b>	Rebecca Ellis
<b>Address:</b>	
<b>Registered number:</b>	Not applicable

<b>Details of designated premises supervisor where the premises licence authorises for the supply of alcohol</b>	
<b>Name:</b>	Karen Camilleri
<b>Address:</b>	
<b>Personal Licence number:</b>	119784
<b>Issuing Authority:</b>	Salford City 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**

1. The health and safety policy of the premises licence holder shall be fully briefed to all management and staff.
2. The pub manager shall actively participate in and support the local Pubwatch scheme.
3. An effective and adequate CCTV system equipped with a recording facility shall be installed, maintained and operated at the premises.
4. Anti-slip flooring shall be installed and maintained throughout the premises.
5. At least one member of management shall be a registered first aider.
6. All food preparation staff shall be sent on CIEH food hygiene courses within 6 months of employment if they are not already have the relevant qualification.
7. A sound insulation device has been installed on the premises to prevent transmission of noise through the building.
8. There shall be no consumption of alcohol on the external areas of the premises after 2300.
9. Staff shall be provided with suitable and adequate training to recognise & refuse customers who have consumed excessive alcohol.
10. Notices shall be prominently displayed near all exits from the premises asking patrons to leave quietly with consideration for neighbours.
11. Anyone who appears to be under the age of 18 and who is attempting to purchase alcohol must be required to produce satisfactory "proof of age" that they are over the age of 18 before such sale is made, such identification must comply with the PASS accreditation system.
12. The licence holder shall ensure that any cigarette vending machines are closely monitored to ensure that persons under the age of 16 do not effect purchase.
13. Any person under 18 will have to vacate the premises and will not be allowed on the premises after 2100 Sunday to Monday.

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

1. No use of seating area for sitting or congregating after 2300.
2. All windows and doors to remain closed whilst regulated entertainment is being played between 1st

November and 30th April, except for access and egress.

3. No refuse or glass, including bottles collected or disposed of in outside receptacles between the hours of 2300 and 0700.
4. A CCTV system must be installed at the premises within six months of the licence being granted and images recorded by the CCTV system shall be retained in unedited form for a period of not less than 28 days. The CCTV system must be in operation at all times when the premises are open to the public.

#### **Annex 4 – Plans**

See attached



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

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**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** Rebecca Ellis

*(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**

51768

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description  
Bar 8  
Unit 1 Castle Quay  
Chester Road

Post town

Manchester

Postcode

M15 4NJ

Telephone number at premises (if any)

Non-domestic rateable value of premises

£TBC

**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 vary the layout of the premises to bring up to date the internal layout and to include an external bar as per plan number 2 Rev 1. An External Area Management Policy is lodged in support.

There are to be no other changes.

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.

<b>Provision of regulated entertainment (Please see guidance note 3)</b>	<b>Please tick all that apply</b>
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	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
Wed					
Thur			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Fri					
Sat			<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)		
Sun					

G

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

H

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

I

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

J

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

K

<p><b>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).</b></p> <p>N/A</p>
---

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b><u>State any seasonal variations</u></b> (please read guidance note 6)
Day	Start	Finish	
Mon	07:00	00:00	
Tue	07:00	00:00	<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 7)  Christmas Eve, Christmas Day, Boxing Day, New Year's Eve and Public Holidays: Start 07:00 Finish 02:00
Wed	07:00	00:00	
Thur	07:00	00:00	
Fri	07:00	01:00	
Sat	07:00	01:00	
Sun	07:00	00:30	

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.

None are to be removed however, an External Area Management Policy is to be incorporated.



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)**

As per the conditions attached to the licence plus the External Area Management Policy submitted with this application.

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

As per the conditions attached to the licence plus the External Area Management Policy submitted with this application.

**c) Public safety**

As per the conditions attached to the licence plus the External Area Management Policy submitted with this application.

**d) The prevention of public nuisance**

As per the conditions attached to the licence plus the External Area Management Policy submitted with this application.

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

As per the conditions attached to the licence plus the External Area Management Policy submitted with this application.

## Checklist:


**Please tick to indicate agreement**

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


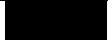
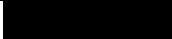

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**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	
Date	04 July 2019
Capacity	Solicitors and authorised agent

**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			
<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 15) 			
Post town	Manchester	Post code	
Telephone number (if any)			
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b> 			

---

**EXTERNAL AREA MANAGEMENT POLICY  
BAR 8**

---

1. Any outside area used by customers wishing to dine, drink or smoke shall be covered by the CCTV system which will be installed at the premises.
2. The external bar shall not be used after 23:00.
3. The outside area shall be monitored by staff or door staff at all times it is in use.
4. The area will be cleaned regularly.
5. Suitable receptacles shall be provided for smokers to dispose of cigarette butts.
6. Signs will be displayed in the area requesting customers keep noise to a minimum.
7. Patrons who disregard signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.
8. Any outside area shall not be used after 23:00 save for smokers.

---

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---

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

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

Name	Steve Harrison
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	s.harrison2@manchester.gov.uk
Telephone Number	0161 234 1220

**Premise Details**

Application Ref No	REF 636471
Name of Premises	Bar 8
Address	Unit 1, Castle Quay, Manchester, M15 4NJ

**Representation**

*The Licensing and Out Of Hours Team have assessed the likely impact of the grant of this application, taking into account a number of factors, including the nature of the area, the close proximity of residents and a local radio station situated next to the premises. The outside area is very close to the canal basin and risks to people around water have also been considered. As a result of this assessment the Licensing and Out Of Hours Team have concerns that the grant of this application in its present format, is likely to lead to the licensing objectives of Prevention of Public Nuisance, Public Safety and the Prevention of Harm to Children objectives being undermined.*

To ensure the prevention of public nuisance objective is not breached I would request that the gas bottles and other associated bar equipment is removed inside the premises when the outside bar is not in operation.

In line with the current licence conditions regarding live and amplified music in the outside area being limited to between the dates of 1<sup>st</sup> May and 31<sup>st</sup> October, I would ask that the use of the outside bar is also restricted to these dates. The close proximity of residents and a local radio station is the overriding factor for this requirement to provide limited noise activity during the winter months.

I would also like to have confirmation about how often the cleaning regime for the outside area is going to be. The External Area Management Policy refers to "regular cleaning" only and is not clear how often.

I would expect to see a glass collection policy and procedure in place to minimise the build-up of glassware outside.

A letter of acknowledgement from the landowners, authorising the use of the outside area for licensable activity should be provided by the applicant.

To minimise any risk to public safety I would like staff to be conversant with water safety training procedures and the bar operators to participate in this training.

To uphold the Protection of Children from Harm objective the Designated Premises Supervisor will provide and document staff training in recognising and dealing with proxy sales.

I would also like to see a Personal Licence Holder employed on the outside bar during its operation. They will be fully conversant with the four licensing objectives and take full responsibility for the outside space.

Should the applicant agree to modify his application to include these conditions I would have no objection to the granting of this application.

Recommendation: Approve with Conditions (Outlined Above)

[REDACTED]  
Date: Sun, 21 Jul 2019 at 11:32

Subject: Bar 8 - Reference 234206/JC1

To: [premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk) <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

I refer to the above noted licence application.

I would appreciate it if you would take the following points into consideration with regards to Hits Radio, Castle Quay, Manchester:

- 1) Any external bar or external structure should not block access from the side of building for our clients, guests or staff members.
- 2) Any external structure should not block or impede the view from the two windows / door at Hits Radio.
- 3) Any external structure should not block access to or foul our fresh air vents.
- 4) Any external structure should not block the windows / doors should we decide to open them out as Patio doors or change them to fire doors.
- 5) Any internal modifications would not affect Hits Radio fire route to that side of the building.
- 6) Any internal modifications would not affect Hits Radio access to electrical, ventilation and air conditioning pipework at the rear of Bar8 (all should remain easily accessible and not boxed in).

Regards

[REDACTED]

[REDACTED]

>

to "premises licensing@manchester.gov.uk"  
<premises licensing@manchester.gov.uk>

date 26 Jul 2019, 18:19

subject Reference 234206/JC1 -objection

mailed-by googlemail.com

Signed by googlemail.com

security

Standard encryption.(TLS) [Learn more](#)

Important according to Google magic

Hi

I've never actually written formally like this before. However, I feel v v strongly about this application and the current running of the bar it's in relation too. Bar 8

I live [REDACTED] I would like to formally object to this and apologies if it's not worded brilliantly but I'd like you to understand the impact this bar is having on what I call my home

I object to it because I do not believe the current management will adhere to suggested external management based on previous behaviour. Let me describe what happens now and why I do not believe this

- they had already set up and started selling alcohol from an outside bar (on wheels that they were then storing down the side of the building) and did not deliver any of what they now say they will
- they have set up and running electricity through to a burger van which now permanently has a home on the area
- they installed an outside tv to a listed building- I can't even paint my railings a different colour so I doubt they asked permission
- they currently have an outside area that they fail to maintain to these requirements so I doubt they will in the future.
- they do not monitor their current customer who use the outside space as I often see them urinating against walls in the car park and staff just ignore this.
- the area is often messy.
- cigarette butts are not cleared up now and not maintained
- I am not sure that they even own the land that their customer use or have express consent to use it.
- often allows customers to stay within the bar passed licensing hours

As I've said I've never objected to anything like this before and desperately urge you to please take my feedback on board I'm happy to come and meet you or to even allow you to observe from my home what happens here. The previous landlord really played a part in the community I feel the current license holder does not buy into community spirit, ignores public disorder and allows this amazing space in castlefield to be abused.

For context [REDACTED] who adores this neighbourhood and wants people to enjoy themselves and allow local Business to succeed.

Please do let me know if you would like to take me up on my offer

Many thanks

[REDACTED]

>

to "premises licensing@manchester.gov.uk"  
<premises.licensing@manchester.gov.uk>

date 29 Jul 2019, 18:01

subject Objection to REF 234206/JC1

mailed-by bbc.co.uk

security Standard encryption (TLS) [Learn more](#)

Important according to Google

Hello

I would like to raise my objections to Bar 8's application to amend their license to allow an external bar up to 11pm. (REF 234206/JC1)

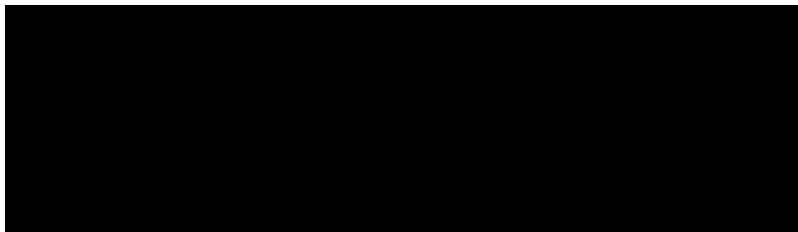
I live in [REDACTED]  
I have a number of objections:

- 1) They have already shown a blatant disregard for their current license by already selling alcohol from an outside bar. They do not have a license for this. This outside bar is stored down the side of our building, blocking a fire escape route. This is a serious safety issue.
- 2) Their customers are already creating a public nuisance by often urinating in the bushes beside our building. This is disgusting and a health risk. Allowing an outside bar would encourage more urination outside.
- 3) Bar 8 has shown its total disregard for the rules of the building's listed status by installing an outdoor TV above their front door. This is a listed building. I cannot replace my windows without permission, but they just stuck up a TV and hoped to get away with it. Granting them an extension to their license would be confirmation to them that they have got away with it. Instead the council should be demanding it is taken down. Showing sporting matches to an outside crowd has all kinds of public nuisance potential.
- 4) I bought my flat in 2014, appreciating that it was above a bar, but an inside bar. It would create serious public nuisance problems if they are granted an outside bar license. The noise at weekends is already not great. I often have to do shift work and have to sleep early. There is no way I would have bought a flat above a bar with an outside license.
- 5) Bar 8 creates all kinds of potential public safety risks by having set up a food truck parked nearby and powered by long cables that run over areas where the public walk. Again this is showing a blatant disregard for the safety of local residents.

They already break so many parts of their current license, please do not reward them by granting them this extra amendment

Please feel free to contact me if you need any more information

Yours,



From: [REDACTED]  
Date: Tue, 30 Jul 2019 at 14.58  
Subject: 234206/JC1  
To: <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

Sent from my iPhone  
I would like to raise an objection to the license variation

I am a [REDACTED]

In relation to the issues being relevant to the 4 points

On a number of occasions, people remain gathered in the square referred to, after drinking time at weekends creating a noise nuisance often with people arguing and shouting well after closing time. This is to the extent that I often use ear plugs to get to sleep at weekends. The licence condition to be asked to leave the premises is irrelevant in the context of them gathering in a public area making a noise nuisance. Save for calling the police who have better things to do, I cannot see how a sign and asking people to move on is likely to help?

In terms of public safety, when I head out in the morning I have spoken to a number of dog walkers who comment on the broken glass outside which seems to be left un-checked in an evening. This is a public area for people to enjoy and not to have to be wary of debris from the previous evening. It is also relevant to children walking through the area. The steps at the side of the car park entrance which I believed were public access to the square to avoid walking through the car park entrance is now partially blocked by items from the bar.

Linked to this is the sound from the live singing that permeates through the building on a regular basis which is a nuisance which I have tolerated but with any louder sound system, or extension of the evenings on which live performances or music is played then it becomes a big nuisance. There does not appear to be much respect for the times that bottles are emptied either which is a disruptive noise. In addition there is now a screen broadcasting live sport which has been attached to the front of the building. I am not sure whether this ought to be there as this is a grade 2 listed building (but that is for the owners, I assume?). However it leads to a congregation of people creating a definite noise nuisance facing the building. The addition of a permanent bar seems to be out of keeping with the purpose of the area and creates an additional level of nuisance to residents. The option to have an external bar until 23.00 throughout the summer is not in keeping with a right to peacefully enjoy the use of property.

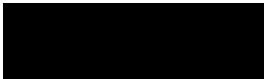
When I moved into Castle Quay I was of the belief that the area was owned by Peel Holdings and was for general access, it seems like something of a land grab has taken place with tables in the area which are for most of the year are there for no apparent purpose as they are largely unused and present a simple obstruction. This is not an external bar area, as it is owned by Peel Holdings.



Has their permission been sought?

The burger van has also meant a greater level of mess around the bin area of the building. It seems not to be coincidental that there seems to be a lot more rodents running around that area and through the car park. I had hardly noticed them previously. Now when I return in an evening, these are a regular sight. It seems inappropriate to have what is a semi permanent unenclosed food outlet in an area that is intended to be used for leisure purposes.

I have a strong interest in Manchester's re-generation. However I don't think that this is a way forward in an Urban Heritage Park.



From: [REDACTED]  
 Date: Tue, 30 Jul 2019 at 15:37  
 Subject: Application by Rebecca Ellis (ref 234206/JC1)  
 To: [premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk) <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

Dear Sirs,

I am a resident [REDACTED] My apartment [REDACTED]

I am writing to state my formal objection to the application by Rebecca Ellis (ref 234206/JC1) for a premises licence variation for an external bar selling alcohol at Bar 8, Unit 1, Castle Quay, Chester Road, Manchester M15 4NT.

As a Castle Quay resident, I have for years suffered from noise and disturbance from rowdy customers outside Barca, the Wharf and Dukes 92. I object to the proposed license on the grounds increased number of outside drinking in the area is wholly unnecessary, disproportionate and will be a further public nuisance and breach my entitlement to the quiet enjoyment of my home.

In terms of Bar 8 in particular, they have already held loud music events outside the bar, they have a large TV screen and exterior lighting affixed to the outside of our building, and there is a Burger Van parked on the car park. I am informed that no relevant permission has been sought for any of these items, and it serves as an example of the total disregard for residents living in the same block. I am concerned about the level of public nuisance that will be created by further expansion of Bar 8.

There have been numerous altercations outside Bar 8 since Rebecca Ellis became the licensee and I have serious concerns about the threat of further crime and disorder if the present application is permitted. There are never any bouncers or security on the door at Bar 8 and as I've stated above, with the Wharf, Barca and Dukes 92, there are already more than sufficient provision for drinking in Castlefield. The vast majority of customers who use Bar 8 are not residents of Castlefield, and it will inevitably attract undesirables from other areas increasing the threat of crime and disorder. This is already evidenced on days when the sun is shining, and there have been multiple incidents involving Bar 8 customers and residents of Middle Warehouse. This has serious consequences for public safety and for the safety of residents. Finally, unlike other venues, the customers of Bar 8 invariably access the Bar from Chester Road, walking directly in front of and around the residents block to access Bar 8. The same is true when they leave Bar 8. The public nuisance extends therefore right around the residents apartments, and Bar 8 are not able to police the actions of its customers (when they leave the venue, drunk, late at night) because it is out of their view / eye line.

For the reasons set out above, I urge you to refuse to grant the application.

Regards

[REDACTED]

[REDACTED]

From: [REDACTED]  
Date: Wed, 31 Jul 2019 at 15.45  
Subject: Deansgate - current licence applications  
To: <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

As a property [REDACTED] I would like to place on record my strong objection to this licence extension application

Any extension has the potential to worsen all 4 areas below



Any comments must be relevant to the likely effect of granting the application on the promotion of the four licensing objectives:

- The prevention of crime and disorder
- The prevention of public nuisance
- Public safety
- The protection of children from harm

From: [REDACTED]  
Date: Wed, 31 Jul 2019 at 13:12  
Subject: Objection to licensing variation Reference : 234206/JC1  
To: [premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk) <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

Planning variation Ref 234206/JC1  
Premises Bar 8, Unit 1, Castle Quay, Manchester M15 4NJ  
Applicant Rebecca Ellis

Dear Madam, Dear Sir

I am writing to object to the application for license variation for Bar 8 in Manchester's Castlefield, Deansgate, to vary the layout and include an external bar

My key objection is linked to additional of the external bar and how it relates the council's licensing obligations regarding the prevention of public nuisance and disorder

Critically Bar 8 is located in a residential building with [REDACTED] Whilst other bars in the Castlefield basin have erected temporary external bars these are located well away from residential buildings and are within their own grounds. The proposed structure is close to residential areas and will see noise and smells travelling into living accommodation

As a resident of [REDACTED] I have had cause over a number of occasions to call the council's licensing team and also your out of hours team to complain about Bar 8. These complaints have been driven by excessive noise and disturbance from both within the bar and the external areas. Many of these have occurred during core hours when music has not been sound limited and also disturbances caused by fights or disorder when the drinking has continued in the outside area and outside the core licensing hours

When the Bar has erected temporary bars and structures in the past they have associated this with external music and speakers which have not been noise limited in the same way as the their license requires for the internal structures. For your reference I attach to this email copies of 4 videos taken from my bedroom balcony from previous occasions when Bar8 have erected a temporary bar outside their premises where you can see the excessive levels of noise that Bar8 has had despite few people sitting in the bar and using the outside area

It should be noted that Bar 8 premises are located in a Grade 2 listed building and current building regulations prevent anything being added to the canal side of the building, for example residents cannot have satellite dishes on this façade. The council will need to validate whether in addition to the core licensing issues created by this proposed external bar and internal refurbishments, whether the proposed changes would be contrary to the Grade 2 restrictions in place from a planning perspective

Finally it is my understanding that upkeep of the land on which is the proposed bar is to be erected is covered by the rent of the residents of Middle Warehouse and not by Bar8 itself. As a resident I know that residents committee have not discussed and approved this use, yet are the people who pay for this area, therefore it is also unclear to me Bar8's actual rights to the land on which they propose to erect the structure

In conclusion I would like to strongly object to the proposed planning application and I believe that the proposed change will result in increased calls and complaints to the council in relation to public disorder and public nuisance [REDACTED]

[REDACTED]

----- Forwarded message -----

From: [REDACTED]  
Date: Wed, 31 Jul 2019 at 21:44  
Subject: 234206/JC1  
To: <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

To whom it may concern,

I'd like to raise numerous objections to Bar 8's application to amend their licence to allow for an external bar, up to 11pm.(Reference 234206/JC1).

I [REDACTED] within [REDACTED] and I have a number of objections:

1: Bar 8 have already disregarded their license, by already having built and operated from an outside bar, that they store down the side of the building, or inside of the bar when not in use. This bar has been used numerous times since being build around May 2019.

2: The noise generated by Bar 8's entertainment, live music has been known to go on way past midnight, as well as patrons urinating in the open in the canal, up against the building, or in to the vegetation near the bar being a regular event at the weekend.

3: Bar 8 have fitted an external TV, mounted over the door, without permission from historic England, totally disregarding the grade 2 listed status of Middle Warehouse.

4: The noise generated by Bar 8, resonates through the buildings ventilation ducts as it is, drawing more people to an already tiny establishment would only make this worse, as it already disturbs me, my partner, and the other residents.

Given the above, I request that you do not grant Bar 8 with this extra amendment.

If you require any further information, please feel free to contact me.

[REDACTED]

From: <[REDACTED]>  
Date: Thu, 1 Aug 2019 at 10:25  
Subject: Application Reference 234206/JC1  
To: <[premises licensing@manchester.gov.uk](mailto:premises licensing@manchester.gov.uk)>

I would like to raise an objection to Bar 8's application to amend their license to allow an external bar up to 11pm (RED 234206/JC1)

I have a number of concerns, but I believe that the most relevant is the siting of an external bar on an outdoor area to the side and rear of the [REDACTED], which is a mixed use commercial and residential building.

The outdoor area in question is maintained at the expense of all the occupants of the building and it is therefore questionable whether Bar 8 have any right to be using it as an outdoor bar. But more importantly, the area to the side of the building is the main pedestrian route from multiple fire exits to the canal side of the building and that area is currently obstructed by gas cylinders, loose wiring and the construction currently being used for catering purposes. I am quite sure that the fire department would not be happy with either the current state of affairs or that proposed by the Bar's owner.

[REDACTED]

[REDACTED]  
Date: Tue, 30 Jul 2019 at 18.21

Subject: Reference 234206/JC1 - Consultation response

To: [premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk) <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

To Whom It May Concern,

I would like to respond to the application for proposed premises license variation at Bar 8, Castle Quay, M15 4NJ.

I feel that activity on these premises already contravenes at least one of the four licensing objectives set out in the Licensing Act 2003, and that the proposed license variation and expansion into an outdoor bar area will only exacerbate these existing issues further.

As a [REDACTED] I fundamentally believe, and have experienced, that Bar 8 is already creating a public nuisance to the residents of this building. Particularly in warm weather and on a Thursday, Friday, Saturday and Sunday (afternoon through to early hours of the morning) I am disrupted on an almost weekly basis by the noise from Bar 8, situated within my building.

This noise is present from;

- Entertainment (live bands, music playing both internally and externally to the premises, noise from the outdoor television screen), which is clearly audible in my home, sometimes excessively so, and,
- From patrons on the premises, becoming louder as the evening progresses and alcohol consumption increases, smokers outside the door of the bar conducting loud and usually foul mouthed conversations, and again as patrons leave the premises. Over the previous few months I have witnessed several incidents of anti-social behaviour including fighting, arguing, shouting and verbal abuse from patrons utilising the existing outdoor seating area and / or leaving the bar. Any notices that exist to request people leave the premises quietly are regularly ignored and from my personal experience, not enforced in any way. I have no confidence that should a license variation be granted, the behaviour of the owners or door staff would change in relation to this
- 
- The noise nuisance on these occasions impacts significantly on my ability to enjoy the amenity of my home, impacts my sleep and the views from my property. Should a license variation be granted and the Bar expanded outside, these issues will only become worse and affect me and my neighbours even further.
- 

Any expansion of Bar 8 into an outdoor bar area will not only impact on the noise nuisance element of the Licensing Act, but also on the physical environment immediately external to the building. The outdoor seating area is already unsightly at times over the weekend period, bins are provided in the outdoor area, and I'm sure used by the majority of patrons. However, on many occasions litter is not properly disposed of, left on the tables and on the ground and

sometimes not disposed of until the following day, which is unsightly and potentially dangerous. Again, an outdoor bar area in addition to this would increase the visual and environmental impact even further.

The public nuisance created by Bar 8 is already significant enough to impact on the value and desirability of my [REDACTED] is a primarily residential building and the utmost consideration should be given to the people who live here and the effect on their lives and their property. Any expansion of the Bar 8 establishment will be incredibly detrimental to the quality of life of the residents of [REDACTED], but also will impact negatively on the local environment and the aesthetics of an iconic building and one of the most beautiful areas of Manchester City Centre.

I hope that you will consider the information I have provided in making your decision.

Kind Regards,

[REDACTED]



[REDACTED]  
Date Wed, 31 Jul 2019 at 08:19  
Subject: Bar 8 Reference 234206/JC1  
To: <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

I strongly object to the above application [REDACTED], a mainly residential development with office and minor retail on the ground floor.

It is assumed the licencing department is aware that this unit is directly below people's living accommodation which was there way before Bar 8

Notwithstanding the possibly that the area outside of Bar 8 is for the general public and not just patrons of bar 8 I cannot accept a drinking establishment directly under people's living space can be allowed to serve alcohol, to allow numbers of people to congregate smoking, making an inevitable noise and drinking?

Further, I cannot understand how this is just a licencing issue and not a planning one?

To continue, if you have visited the area you will note that it is an area of great cultural significance that attracts many visitors including many young families. In my opinion, an establishment with an external bar, allowing groups to congregate drinking, being naturally very loud, is hardly going to contribute to preventing public nuisance and making the public and children feel safe??

I do smile at the promise to put up signs requesting customers keep noise to a minimum! Please define! If I am with a group of lads, drinking, voices are raised, a lot of loud shouting and laughing. Its noisy. Add that with another few groups and its unbearable to both residents and people who want to enjoy the area as the council have successfully created. Notwithstanding what is said by bar 8 you cannot ask groups of people enjoying themselves loudly in the environment created by Bar 8 to be quiet? I would suggest if this was ever attempted and a group was asked to leave then this would lead to the crime and disorder issue. I cannot believe the police would support this application?

Finally, and returning to the residents. I think we all agree that this area is likely to be most used in the summer months up to 11 pm. The apartments throughout, but in this instance those particularly over this unit, are not sound proof and do not have air conditioning. In summer they get hot. We therefore open our window to cool the property. Should this application be approved we will have the alternative of being hot and leaving windows closed to try and keep the noise to a minimum or, when the heat becomes unbearable to open the window to the noise, not to mention the smoke and perhaps food preparation fumes and extremal music that will invariably follow.

I would like to finish by noting that we, the residents and the public are growing tired of becoming the policemen of the enforcement of conditions breached by these establishments when licences have been granted, subject to, then those who grant are never to be seen again leaving all those affected to pick up the pieces

I would hope you would recognise without the need for objections how inappropriate such a licence would be in the location of bar 8 and its proximity to the place of natural beauty which is a magnet for young families, the residents within a few metres of the establishment and the staff and vip's of the music station who would need to walk through this area to get to and from the radio station?

Please acknowledge my objection



Sent from Samsung tablet

Wed, 31 Jul, 17:4



&gt;

to premises licensing@manchester.gov.uk

date 31 Jul 2019, 17:44

subject Objection to licensing variation  
Reference 234206/JC1

mailed-by yahoo.es

Signed by yahoo.es

to me

Planning variation Ref. 234206/JC1

Premises Bar 8, Unit 1, Castle Quay, Manchester M15 4NJ

Applicant Rebecca Ellis

Dear Madam, Dear Sir

I am writing to you to object to the application for license variation for Bar 8 in Manchester's Castlefield, Deansgate, to vary the layout and include an external bar. My key objection is linked to additional of the external bar and how it relates the council's licensing obligations regarding the prevention of public nuisance and disorder. Critically Bar 8 is located in a residential building with apartments whose bedrooms and living space are directly overlooking the proposed location of the external bar. Whilst other bars in the Castlefield basin have erected temporary external bars these are located well away from residential buildings and are within their own grounds. The proposed structure is close to residential areas and will see noise and smells travelling into living accommodation, not to mention the danger attached (I.e. fires, possible fatalities due to the consumption of alcohol and the vicinity of the canal etc). Even with its current licence there have been in the past many cases in which the

bar tenants have not respected their closing hours or the stipulated use of the external areas to the pub

[REDACTED] I have had cause over a number of occasions to call the council's licensing team and also your out of hours team to complain about Bar 8. These complaints have been driven by excessive noise and disturbance from both within the bar and the external areas. Many of these have occurred during core hours when music has not been sound limited and also disturbances caused by fights or disorder when the drinking has continued in the outside area and outside the core licensing hours.

When the Bar has erected temporary structures in the past they have associated this with external music and speakers which have not been noise limited in the same way as the their license requires for the internal structures

Also, It should be noted that Bar 8 premises are located in a Grade 2 listed building and current building regulations prevent anything being added to the canal side of the building, for example residents cannot have satellite dishes on this façade. The council will need to validate whether in addition to the core licensing issues created by this proposed external bar and internal refurbishments, whether the proposed changes would be contrary to the Grade 2 restrictions in place from a planning perspective.

In the past a similar application was made by another unit in the same building to build a extension over the canal area and it was rejected amongst other reasons for not complying with the Grade 2 restrictions in place

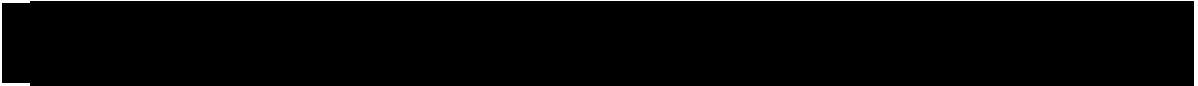
Finally it is my understanding that upkeep of the land on which is the proposed bar is to be erected is covered by the rent of the residents of Middle Warehouse and not by Bar8 itself As a resident I know that residents committee have not discussed and approved this use, yet are the people who pay for this area, therefore it is also

unclear to me Bar8's actual rights to the land on which they propose to erect the structure.

In conclusion I would like to strongly object to the proposed planning application

and I believe that the proposed change will result in increased calls and complaints to the council in relation to public disorder and public nuisance'

Yours sincerely

A large black rectangular redaction box covering the signature area.

[REDACTED]

to premises.licensing@manchester.gov.uk  
date 1 Aug 2019, 16:03  
subject Objection to licensing variation Reference  
234206/JC1  
mailed-by virgin net  
Signed by virgin net

to me

Planning variation Ref. 234206/JC1

Premises. Bar 8, Unit 1, Castle Quay, Manchester M15 4NJ

Applicant: Rebecca Ellis

Dear Sir / Madam

I am writing to raise my objections to Bar 8's application to amend their licence to allow an external bar up to 11pm on the basis of the prevention of crime and disorder, public nuisance and public safety. (REF 234206/JC1)

Bar8 was always designed to be a small, self contained, internal bar in a residential building and not designed to compete with other bars in the area (ie. The Wharf, Dukes92 and Barca). Bar8's lease gives it no guaranteed right to any of the outdoor area it currently occupies (which is shared land to residents and commercial tenants apiece) and is therefore totally unlike those previously mentioned bars that have rights to the outdoor spaces they utilise. Equally, none of those aforementioned bars are based in a long established (28 years) residential building

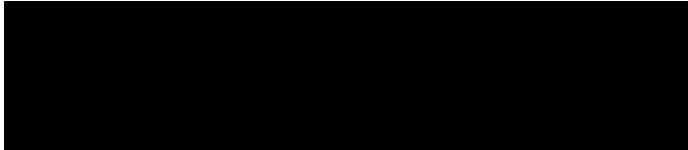
Within the last year, since the bar changed ownership, there has been a significant increase in fighting and general rowdiness, public urination, late night noise following lock ins, broken glass and bottles on the pavements and substantial unauthorised parking in areas that are not allocated to Bar8 (they only have 4 spaces at the side of the building, one of which is currently taken up by their unlicensed food van). In addition to this, there have also been multiple breaches to the Grade II listing of the building in the form of a large screen outdoor tv, lighting, signage and CCTV, none of which have been approved via the necessary channels prior to installation.

As you are no doubt aware, the existing licence has already been breached on many occasions when the outdoor bar and catering van have been used and it would be inappropriate to reward this blatant disregard of licensing rules with an amendment to allow this to take place in the future.

Any application designed to increase the influx of clientele to the bar will only exacerbate the issues the building already has to deal with. The level of numbers that the current owners of Bar8 wish to draw to the area are simply not realistic without causing significant detriment to a long established community that has functioned harmoniously for 28 years prior to their arrival.

In conclusion, I wish to object to these amendments in the strongest possible terms.

Yours sincerely

A large black rectangular redaction box covering the signature area.

[REDACTED]

>

to "premises.licensing@manchester.gov.uk"  
<premises.licensing@manchester.gov.uk>

date 1 Aug 2019, 17:02

subject Licence application - Bar 8 (REF  
234206/JC1)

mailed-by hotmail.com

Signed by hotmail.com

security  
Standard encryption (TLS) [Learn more](#)

**Bar 8's application to amend their licence to allow an external bar up to 11pm. (REF 234206/JC1)**

By Email [premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)

To whom it may concern,

I would like to raise my objections to Bar 8's application to amend their licence to allow an external bar up to 11pm. (REF 234206/JC1)

I live in [REDACTED]

I would firstly like to address the current licence with the bar. It is currently a small internal premises that already has extended itself way beyond it's means occupying an external communal area currently strewn with various benches and tables. This is not part of Bar8, and not part of their licence currently. Usage of which I understand is being considered by the superior landlord, Peel, and those that own the land.

So where is this external/outside bar going to go?! They do not own the land or are licenced to use the space they have already claimed as their own.

There have been breaches of the current licence with late trading, trading using an outside bar and a catering truck which sits in a parking bay adjacent

Other authorities are currently reviewing the unsanctioned fixtures including lights, signage and a large TV placed on the exterior of a Grade 2 listed building in a heritage area of the city with no permission to do so, contravening planning regulation. Not to mention external



signage around the Castlefield area affixed with no thought or consideration of rules or regulation.

There has been late night noise and incidents of fighting outside this bar in the small hours of the morning (when the bar is supposed to be closed), problems with broken glasses and bottles surrounding the building. Vehicles parked in unauthorised areas by the staff and patrons, blocking access to areas used by residents and commercial occupiers alike, creating a general public nuisance

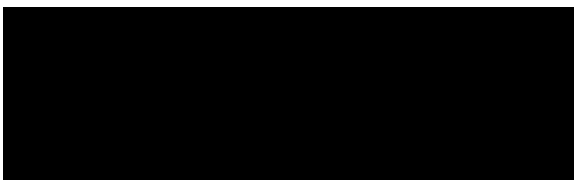
Unlike other licenced premises in the vicinity this small internal bar is such that it should not disturb the residents of the building or the commercial occupiers, a unique situation that other freestanding premises such as The Wharf, Dukes or Barca rightly benefit from alternative licencing. To grant this bar the ability to serve drinks and cause further nuisance in an outside space they do not have legitimate dominion over anyway, below homes and places of work (of which work continues around the clock in one case) until 11pm is reckless and antisocial.

Indeed I would have thought rather than amending or granting further extension of conditions the Council would be reviewing the existing licence

Once again, uniquely unlike other parts of the city, the residents of this building pre date this bar and generally over the years with other licensee's the bar when contained within, there have been minimal problems. The problems arise from excessive noise and public disorder from the outside space they illegitimately lay claim to, particularly in summer when windows are often open. I certainly would not have considered living here knowing I would be living above a bar that would create noise outside until 11pm every night

There is no justification or need to allow this bar to cause further public nuisance to the occupants of Castle Quay and other inhabitants of Castlefield by allowing an external bar until 11pm in a residential building, nightly. I would object in the sternest terms to the proposed amendment

As a side note it is also regrettable that the Council felt it unnecessary to inform the residents or local businesses of this licence variation and it was only discovered by chance. Please could you consider informing us in the future



[REDACTED]  
Date: Thu, 1 Aug 2019 at 17:55

Subject: Objection to licensing Ref: 234206/JC1

To: [premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk) <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

Dear Sir / Madam,

Planning variation Ref: 234206/JC1

Premises: Bar 8, Unit 1, Castle Quay, Manchester M15 4NJ

Applicant: Rebecca Ellis

I'm writing to raise my objections to to Bar Eight's application to amend their licence to allow an external bar up to 23:00.

Since the change ownership last year there has been a number of negative side effects and disregarding of regulations:

- 1) Alterations to a Grade II listed building, installation of an outside TV.
- 2) Unlicensed outside bar
- 3) Unlicensed food truck
- 4) Increase in antisocial behaviour (loud drunken behaviour outside the block of flats)
- 5) Increase in rats (I can't directly attribute this but it has increased markedly in the last year since the change of ownership)

In addition to these items the idea of an outside bar (with the increased noise and disturbance) up until 23:00 is not in keeping with the small internal nature of which the bar was originally granted its licence. People live in this building, directly above the bar, and they should not have to accept outside noise up until, and probably beyond, 23:00 at night.

[REDACTED] bar does little to contribute to the building community or provide an alternative to the establishments in the area. The commercialisation angle they are taking is even further away from the quiet local the unit is designed to contain.

To summarise, I wish to object to these amendments.

Yours sincerely

[REDACTED]



to premises licensing@manchester.gov.uk

date 1 Aug 2019, 21:11

subject License objection (Ref 234206/JC1)

mailed-by gmail.com

Signed by gmail.com

security Standard encryption (TLS) [Learn more](#)

Important according to Google

Reference: 234206/JC1

Premises: Bar 8, Unit 1, Castle Quay, Manchester M15 4NJ

Applicant: Rebecca Ellis

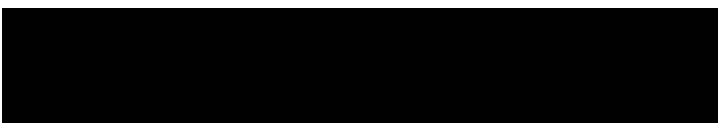
Dear Sir/Madam

As a local resident, I strongly object to Bar8's application to amend their licence to allow an external bar up to 11pm (Ref. 234206/JC1) on the basis of public nuisance and prevention of crime and disorder

Bar8's lease gives it no right to any of the outdoor area it currently occupies (which is shared land to both residents and commercial tenants) and therefore I think it would be inappropriate to add an external bar, particularly when they have already disrupted the community with anti-social behaviour such as:

- Bar fighting, public urination and general late night noise
- Leaving out rubbish and broken glass
- Use of dangerous fireworks without permission and loud music

Kind regards,



=====  
=====From [REDACTED]  
Date Thu, 1 Aug 2019 at 21:04  
Subject: Reference 234206/JC1 Licensing objection  
To: <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

Reference: 234206/JC1

Premises: Bar 8, Unit 1, Castle Quay, Manchester M15 4NJ

Applicant Rebecca Ellis

Dear Sir/ Madam,

I wish to object to Bar 8's application to amend their licence (REF 234206/JC1) to allow an external bar up to 11pm on the grounds of prevention of crime and disorder and public nuisance

Since the bar changed ownership, there has been a significant increase in anti-social behaviour such as fighting, public urination and late night noise

There has been several incidents where the bar has been breached their license and/or disrupted the once family-friendly community e.g:

- Unauthorised parking
- Unlicensed food van
- Increase in rubbish
- Breaches to the Grade II listing of the building e.g. large outdoor tv, lighting, signage and cctv

Thanks

[REDACTED]

-----  
From: [REDACTED]  
Date: Thu, 1 Aug 2019 at 20:21  
Subject: 234206/JC1  
To: [premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk) <[premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)>

We object to the application from Bar 8 to hold a license to serve outside until 11pm due to the following concerns:

- clientele urinating in bushes near entrance to middle warehouse
- clientele buzzing on residents intercoms trying to get in the building - general concerns for safety/break ins
- noise travel from the bar/burger van up to residents properties
- the bar is situated directly next to the water - danger to public safety
- pets from the building standing on broken glass which is covering the outside area
- glasses left outside on tables

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## Manchester City Council Report for Resolution

**Report to:** Licensing Subcommittee Hearing Panel – 19 August 2019

**Subject:** Nordie, 1044 Stockport Road, Manchester, M19 3WX - App ref: Premises Licence variation 234148

**Report of:** Director 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: Levenshulme

Manchester Strategy outcomes	Summary of how this report aligns to the OMS
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, 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	
---	--

**Contact Officers:**

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

Name: Louise Dormer  
 Position: Technical Licensing Officer  
 Telephone: 0161 234 4160  
 E-mail: louise.dormer@manchester.gov.uk

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

The following documents disclose important facts on which the report is based and have been relied upon in preparing the report. Copies of the background documents are available up to 4 years after the date of the meeting. If you would like a copy please contact one of the contact officers above.

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.



## 1.0 Introduction

- 1.1 On 03/07/2019, an application for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 was made in respect of Nordie, 1044 Stockport Road, Manchester, M19 3WX in the Levenshulme 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.

## 2.0 Current Licence

- 2.1 The premises licence holder is Little Bittern Limited and a copy of the current licence is attached at Appendix 2.

## 3.0 The Application

- 3.1 A copy of the application is attached at **Appendix 3**.
- 3.2 The variation is to:

- Change the operating times of the sale by retail of alcohol and the hours the premises are open to the public.
- Adjustment to condition 7 of annex 3 in the current license.

Current condition: Tables and chairs shall be rendered unusable by 22:00 each day.

Proposed condition: Tables and chairs shall be rendered unusable by 23:00pm Sunday to Thursday and 24:00 Friday and Saturday.

### **Proposed hours and licensable activities:**

Provision of regulated entertainment (recorded music):

Current hours: Fri to Sat 11pm to 12 midnight

Proposed hours: Sun to Thurs 11pm to 11:30pm

Supply of alcohol for consumption both on and off the premises:

Current hours: Sun to Thurs 11am to 10:30pm, Fri to Sat 11am to 12 midnight

Proposed hours: Sun to Thurs 11am to 11pm

Opening hours:

Current hours: Sun to Thurs 9am to 11pm, Fri to Sat 9am to 12:30am

Proposed hours: Sun to Thurs 9am to 11:30pm

- 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 5**.
- 3.4.3 The applicant has not submitted any further documents in support of their application.

#### **4.0 Relevant Representations**

- 4.1 A total of One relevant representations were received in respect of the application (**Appendix 4**)

Responsible Authorities:

MCC Licensing and Out of Hours Compliance Team;

- 4.2 Summary of the representations:

Party	Grounds of representation	Recommends
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<b>Licensing and Out of Hours Compliance (LOOH)</b>	<p>LOOH have objected to the variation on the grounds that the granting of the variation to the licence will have an adverse impact on local residents. LOOH state that the premises is situated within a mixture of residential and commercial properties on Stockport Road. Above the premises is a flat and there are also residential properties on Kevin Street, and to the rear on Pascal Street.</p> <p>LOOH state that they do not object to the variation of the hours, however they do recommend that the use of the outside tables and chairs be restricted to 23.00. LOOH state that any extension beyond this time has the potential to cause public nuisance.</p>	<p>Grant with conditions</p>
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- 4.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at Appendix 5.

## **5.0 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:

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; and

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 (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.
- MS11 Ensure the wellbeing of children on the premises.
- MS12 Prevent underage sales of alcohol, including proxy sales.

### ***Section 9: Alcohol delivery services***

This section sets out specific provisions for alcohol delivery services to be considered in conjunction with relevant standards from Section 8 of the Policy.

### ***Section 10: Adult entertainment (including striptease, nudity and other entertainment of a sexual nature)***

This section sets out specific considerations in respect of applications to provide adult entertainment, including entertainment of a sexual nature e.g. nudity, striptease and lap dancing.

### ***Section 11: The use of tables and chairs on the public highway***

This section provides that the operation of any areas on the public highway licensed for tables and chairs should be considered with regard to all relevant Standards set out in Section 8 of the Policy.

### ***Section 12: Premises Licences for large-scale public events***

This section sets out particular expectations regarding large scale public events, given the specific associated risks.

## **6.0 Conclusion**

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

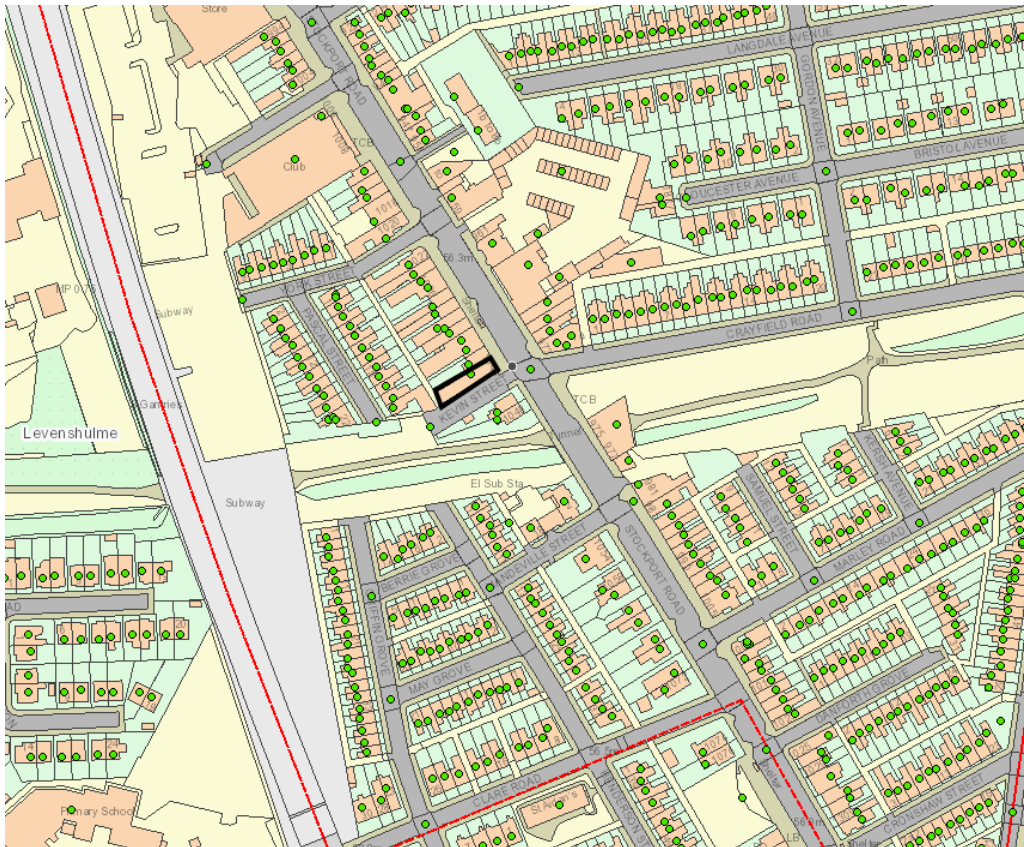
- the prevention of crime and disorder

- 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.**







<b>PREMISE NAME:</b>	Nordie
<b>PREMISE ADDRESS:</b>	1044 Stockport Road, Manchester, M19 3WX
<b>WARD:</b>	Levenshulme
<b>HEARING DATE:</b>	19/08/2019

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# MANCHESTER CITY COUNCIL

## LICENSING ACT 2003 PREMISES LICENCE

<b>Premises licence number</b>	<b>215723</b>
<b>Granted</b>	<b>04/09/2018</b>
<b>Latest version</b>	<b>As above</b>

### Part 1 - Premises details

<b>Name and address of premises</b>
1044 Stockport Road, Manchester, M19 3WX
<b>Telephone number</b>
TBC

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

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

Sale by retail of alcohol							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1100	1100	1100	1100	1100	1100	1100
Finish	2230	2230	2230	2230	2400	2400	2230
The sale of alcohol is licensed for consumption both on and off the premises.							
Seasonal variations and Non standard Timings:							
An additional hour to the permitted timings on: the Thursday preceding Good Friday; Sundays preceding Bank Holiday Mondays; Christmas Eve; Boxing Day; New Year's Eve and Halloween.							

Recorded music							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	N/A	N/A	N/A	N/A	2300	2300	N/A
Finish	N/A	N/A	N/A	N/A	2400	2400	N/A
Licensed to take place indoors only.							
<b>Seasonal variations and Non standard Timings:</b>							
An additional hour to the permitted timings on: the Thursday preceding Good Friday; Sundays preceding Bank Holiday Mondays; Christmas Eve; Boxing Day; New Year's Eve and Halloween.							

Provision of late night refreshment							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	N/A	N/A	N/A	N/A	2300	2300	N/A
Finish	N/A	N/A	N/A	N/A	2400	2400	N/A
Licensed to take place both indoors and outdoors.							

**Seasonal variations and Non standard Timings:**

An additional hour to the permitted timings on: the Thursday preceding Good Friday; Sundays preceding Bank Holiday Mondays; Christmas Eve; Boxing Day; New Year's Eve and Halloween.

**Hours premises are open to the public****Standard timings**

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0900	0900	0900	0900	0900	0900	0900
Finish	2300	2300	2300	2300	0030	0030	2300

**Seasonal variations and Non standard Timings:**

An additional hour to the permitted timings on: the Thursday preceding Good Friday; Sundays preceding Bank Holiday Mondays; Christmas Eve; Boxing Day; New Year's Eve and Halloween.

**Part 2****Details of premises licence holder**

**Name:** Little Bittern Limited  
**Address:** 46 Moss Lane, Swinton, Manchester, M27 9RZ  
**Registered number:** 11376714

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

**Name:** Odran McClintock  
**Personal Licence number:** 111028  
**Issuing Authority:** Salford City 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) “value 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.

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

1. Upon commencement of their employment, all staff who are involved in the sale of alcohol will be trained in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm.
2. Refresher training will be provided at least once every six months and all training will be documented and made available to an authorised officer upon request.
3. The premises will be an active member of any local “pub watch” or equivalent scheme where such a scheme is in existence
4. A comprehensive CCTV system shall be installed internally and externally at the premises and will meet the following criteria: - The system will display on any recording the time and date of said recording; - The system will be recording whenever the premises is open to the public; - Any recordings will be retained for a minimum of 31 days after they are made and will be produced to an authorised officer upon request, so long as said request is in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation; - The CCTV will capture all public areas of the premises, with the exception of the toilets.
5. Appropriate signage alerting customers to the use of CCTV shall be displayed in a conspicuous position at the premises.
6. A competent person trained in the use of and operation of the CCTV will be in attendance at the premise at all times that licensable activities are taking place. Said person will be able to fully operate the CCTV system and be able to download data in a recognised format when requested.

7. Prior to any occasion on which licensable activities are to be carried on at the premises, a risk assessment will be carried out to determine whether door supervisors are required.
8. An appropriate number of door supervisors will be utilised in accordance with said risk assessment, which will be documented and made available to an authorised officer upon request.
9. The premises will have a written zero tolerance drugs policy which is enforced at all times.
10. The premises will have fixed metal roller shutters on all external doors and windows to protect the premises outside of operating hours.
11. The external appearance of the property and surrounding area will be actively maintained to contribute to the ongoing gentrification of the local high street.
12. No sales of alcohol will be made for consumption off the premises in an unsealed container.
13. All parts of the premises and all fittings and apparatus therein will be maintained at all times and kept in good order and in a safe condition. This includes door fastenings and notices, lighting, heating, electricals, air conditioning, furniture, sanitary accommodation and all other installations.
14. Appropriate and sufficient lighting and signage will be implemented with regards to the safe egress of the premises in any occurrences of hazards or emergencies such as fire or otherwise.
15. The methods of SFBB (Safer Food, Better Business) will be implemented and promoted in line with all current food hygiene and safety guidelines. Any staff involved in the production or distribution of food will be fully trained in this area. All relevant certification will be obtained and a food hygiene rating will be clearly displayed.
16. The management of the premises will ensure that the area immediately outside the entrance to the premises is kept clean, tidy and free from litter.
17. The premises will have a written dispersal policy designed to encourage patrons to leave the venue and the area quickly and quietly.
18. Suitable cigarette and other waste receptacles will be available for customer use in designated areas outside the premises.
19. Any external areas used to house bins, refuse and recycling will be well maintained and secure.
20. There shall be no persons under the age of eighteen permitted on the premises after 21:00 each evening. There shall be no persons under the age of eighteen permitted on the premises at any time unless they are accompanied by a responsible adult.
21. A "Challenge 25" Policy shall be adopted and enforced at the premises whereby any person who appears to be under the age of 25 shall be required to provide identification to prove that they are over the age of 18 before they are permitted to purchase alcohol. The only forms of acceptable identification will be: - A Passport; - A UK Photocard Driving Licence; - Official ID card issued by HM Forces or EU bearing a photograph and the date of birth of the holder; - Any other form of identification agreed with a representative of the Police Licensing Unit.
22. All staff who are involved in the sale of alcohol will be trained in relation to the "Challenge 25" policy upon the commencement of their employment, following which they will undertake refresher training at least once every twelve months. Said training will be documented and will be made available to an authorised officer upon request.

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

1. All windows and external doors shall be kept closed from 2200 or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
2. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
3. Speakers shall not be located outside the premises.
4. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.
5. Clear notices shall be displayed upon exit of the premises reminding patrons to leave quietly.
6. Staff shall ensure egress of patrons shall be kept as quiet as possible to prevent a public nuisance

with consideration to residents.

7. Tables and Chairs shall be rendered unusable by 2200 hours each day.
8. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:
  - a) all crimes reported to the venue, or by the venue to the police
  - b) all ejections of patrons
  - c) any complaints received
  - d) any incidents of disorder
  - e) seizures of drugs, offensive weapons, fraudulent ID or other items
  - f) any faults in the CCTV system or searching equipment or scanning equipment
  - g) any refusal of the sale of alcohol
  - h) any visits by a relevant authority or emergency service
9. The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of formal identification to enable to verify their identity against the notice.
10. In addition to any other training, the premises licence holder shall ensure all staff are trained to prevent underage sales, to be aware of and prevent proxy sales, to maintain the refusals log, relevant age restrictions in respect of products, recognise the signs of drunkenness, how to refuse service, the premises duty of care, action to be taken in an emergency such as and including reporting an incident, evacuations and monitor staff to ensure staff training is put into practise. Documented records of training completed shall be kept for each staff member. Training shall be regularly refreshed and at no greater than 6 monthly intervals.
11. No deliveries to or collection of waste from the premises between 2200 and 0700 hours.
12. No glass waste shall be moved or placed in outside areas between 2000 and 0700 hours.

#### **Annex 4 – Plans**

See attached



**Send completed application form to:**

Premises Licensing  
 Manchester City Council  
 Level 2 Town Hall Extension  
 Albert Square  
 PO Box 532, M60 2LA

**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** LITTLE BITTERN LTD T/A NORDIE

(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** 215723

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description

NORDIE  
 1044 STOCKPORT ROAD  
 LEVENSHULME

Post town

MANCHESTER

Postcode

M19 3WX

Telephone number at premises (if any)

07886296799

Non-domestic rateable value of premises

£ £14,000

**Part 2 – Applicant details**

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	nordiemcr@gmail.com		
Current postal address if different from premises address	46 MOSS LANE SWINTON SALFORD		
Post town	MANCHESTER	Postcode	M27 9RZ

**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

**Please describe briefly the nature of the proposed variation (Please see guidance note 1)**

WE WISH TO MAKE VARIATIONS IN OUR MID WEEK OPERATING TIMES INCLUDING CHANGE OF 'SALE BY RETAIL OF ALCOHOL' & 'HOURS THE PREMISES ARE OPEN TO THE PUBLIC'. WE ALSO WISH TO MAKE AN ADJUSTMENT TO CONDITION 7 OF ANNEX 3 IN OUR CURRENT LICENSE BY EXTENDING THE HOURS OUR OUTDOOR SEATING CAN BE USED.

CONDITION 7 OF ANNEX CURRENTLY STATES 'TABLES & CHAIR SHALL BE RENDERED UNUSABLE BY 2200 HOURS EACH DAY'

OUR TABLES & CHAIRS ARE CURRENTLY ON A PRIVATE AREA ON KEVIN STREET (UNADOPTED & PRIVATE ROAD). AS THIS ROAD IS PRIVATE NO TABLES & CHAIRS LICENSE WAS NEEDED THEREFORE NO AMENDMENTS ARE REQUIRED IN THIS INSTANCE.

WE WOULD LIKE THE CONDITION TO BE AMENDED TO SO THAT THE TABLES & CHAIRS CAN BE USED IN LINE WITH THE NEW PROPOSED 'SALE BY RETAIL OF ALCOHOL' ACTIVITIES AS PER BELOW

'TABLES & CHAIR SHALL BE RENDERED UNUSABLE BY 23:00PM SUN-THURSDAY & 24:00 FRIDAY & SATURDAY'

,

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) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☐
- f) recorded music (if ticking yes, fill in box F) ☒
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g)  
(if ticking yes, fill in box H) ☐

**Provision of late night refreshment** (if ticking yes, fill in box I) ☐

**Sale by retail 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 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
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 5)		
Sat					
Sun					

**B**

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Mon					
Tue					
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Wed					
Thur					
			<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 5)		
Fri					
Sat					
Sun					

**C**

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
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 5)
Sat			
Sun			

**D**

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Mon					
Tue					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur					
			<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 5)		
Fri					
Sat					
Sun					

**E**

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Wed			<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 5)		
Thur					
Fri					
Sat					
Sun					



**F**

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Mon	23:00	23:30			
Tue	23:00	23:30			
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed	23:00	23:30			
Thur	23:00	23:30			
			<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 5)  An additional hour to the permitted timings on: the Thursday preceding Good Friday; Sundays preceding Bank Holiday Mondays; Christmas Eve, Boxing Day, New Year's Eve and Halloween		
Fri					
Sat					
Sun	23:00	23:30			

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Wed					
Thur					
			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Wed			<b><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></b> (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 4)		
Mon	1100	2300			
Tue	1100	2300			
Wed	1100	2300			
Thur	1100	2300			
			<b><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></b> (please read guidance note 5)  An additional hour to the permitted timings on: the Thursday preceding Good Friday; Sundays preceding Bank Holiday Mondays; Christmas Eve, Boxing Day, New Year's Eve and Halloween		
Fri					
Sat					
Sun	1100	2300			

**K**

<p><b>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</b> (please read guidance note 8).</p>
---

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b><u>State any seasonal variations</u></b> (please read guidance note 4)
Day	Start	Finish	
Mon	0900	2330	
Tue	0900	2330	
Wed	0900	2330	
Thur	0900	2330	
Fri			<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 5)  An additional hour to the permitted timings on: the Thursday preceding Good Friday; Sundays preceding Bank Holiday Mondays; Christmas Eve, Boxing Day, New Year's Eve and Halloween
Sat			
Sun	0900	2330	

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 9)**

Staff will be trained in any changes that occur and they changes will be included in our refresher training we provide on a 6 monthly basis

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

The tables & chairs area is already monitored by a 24-hour CCTV system. Any incidents or rejections that occur shall be logged in an already existing log book that can be produced to any authorised officer upon request.

**c) Public safety**

All parts of the tables & chairs area will be maintained at all times and kept in good & safe condition. Appropriate lighting will be introduced in order for the area to be monitored at the best possible levels.

**d) The prevention of public nuisance**

The tables & chairs area shall be kept clean, tidy & free from litter at all times. A dispersal policy shall be displayed in the outside area designed to inform customers of opening & closing times of the area as well as requests to keep noise levels to a minimum whilst in the area & when leaving. We already implement and action a strict procedure where, 30 minutes before the outside area is due to close, we verbally communicate to customers that they must start to re-enter the building. In addition, in the interest of efficiency, we also start to clear away any empty tables and unused seats as and when they become free in the time leading up to the area needing to be closed. We will continue to carry out these procedures as they work very effectively in allowing us to have the outside area fully clear and closed by the designated time.

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

N/A - None of the requested variances will have any affect on anyone under the ages of 18 as they are not permitted on the premises during the requested times



## Checklist:

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee. ☒
- 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 10)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent** (please read guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	02/07/2019
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 12). **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 13)

<b>Post town</b>		<b>Post code</b>	
<b>Telephone number (if any)</b>			
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b>			

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**MANCHESTER  
CITY COUNCIL**

**Licensing & Out of Hours Compliance Team - Representation**

Name	David Horbury
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	d.horbury@manchester.gov.uk
Telephone Number	0161 234 1536

Premise Details	
Application Ref No	Ref: M/234148
Name of Premises	Nordie
Address	1044 Stockport Road, Manchester, M19 3WX

**Representation of David Horbury Licensing & Out of Hours Team**

The Licensing and Out of Hours have assessed the likely impact of granting an application to vary the premises licence.

The application seeks to extend alcohol sales from the existing timings which are;

Monday to Thursday 11.00 - 22.30. Friday and Saturday 11.00 - 24.00

Sunday from 11.00 - 22.30 hours.

to the proposed timings:

Sunday to Thursday 11.00 to 23.00 hours.

The current licence allows the premises to play recorded music (Indoors Only) on Friday and Saturday from 23.00 to 24.00 hours.

They have now applied to extend playing Recorded Music (Indoors only), Sunday to Monday 23.00 to 23.30 hours.

The application also seeks to vary condition 7, Annex 3 which currently states:

"Tables and Chairs shall be rendered unusable by 22.00 hours each day.

The applicant has applied to vary this condition as follows:

Tables and Chairs shall be rendered unusable by 23.00 Sunday to Thursday and 24.00 Friday and Saturday "

The applicant has also applied for non-standard timings as follows:

An additional hour to the permitted timings on: the Thursday

preceding Good Friday; Sundays preceding Bank Holiday

Mondays; Christmas Eve, Boxing Day, New Year's Eve and Halloween

The premises is situated within a mixture of residential and commercial properties on Stockport Road, Levenshulme. Above the premises there is a flat and there are also residential properties on Kevin Street, and to the rear on Pascal Street.

We have considered the likely impact of granting the variation to increase the hours relating to the sales of alcohol, playing of recorded music, and to extend the hours for the use of the outside Tables and Chairs, we have taken into account the local residents and the potential impact the grant of the variation would have on them.

Although we do not have any objections to extend the hours relating to the sale of alcohol on the days applied for, and have no objection for the recorded music to be played inside the premise only, we do however recommend that the use of the outside tables and chairs be restricted to 23.00 hours as we feel that to allow the use of this tables and chairs any later will have an impact on the residents in relation to potential for noise nuisance.

Therefore we suggest that Condition 7 states: That the outside Tables and chairs will be rendered unusable by 23:00 hours each day.

In reaching this decision we have given particular consideration the prevention of public nuisance as a Licensing Objective and to Manchester City Council's Statement of Licensing Policy 2016-2021, in particular section:

7.28 - The licensing authority will give consideration to the appropriateness of hours applied for, having regard to the location of premises and their likely effect on the promotion of the four licensing objectives.

Area Map & Premises location.





Photo 1 - Nordie , 1044 Stockport Road, M19 3WX.



Photo 2 & 3 Tables & Chairs Area on Kevin Street





Photos 3 – Tables & Chairs Area on Kevin Street.



Photo 4 – Showing residential property at side of Nordie.



Recommendation: Approve Application with amended timings, and condition detailed above.

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## Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> <li>Staff will be trained in any changes that occur and the changes will be included in our refresher training we provide on a 6 monthly basis</li> <li>The tables &amp; chairs area shall be monitored by a 24-hour CCTV system. Any incidents or rejections that occur shall be logged in the log book which shall be produced to any authorised officer upon request.</li> <li>All parts of the tables &amp; chairs area will be maintained at all times and kept in good &amp; safe condition.</li> <li>Appropriate lighting will be utilised in order for the area to be monitored</li> <li>The tables &amp; chairs area shall be kept clean, tidy &amp; free from litter at all times.</li> <li>A dispersal policy shall be displayed in the outside area to inform customers of opening &amp; closing times of the area as well as requests to keep noise levels to a minimum whilst in the area &amp; when leaving.</li> </ol>	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
<ol style="list-style-type: none"> <li>The outside tables and chairs will be rendered unusable by 23:00 hours each day.</li> </ol>	No	(eg) Licensing and Out of Hours

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

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## Licensing Act 2003 (Hearings) Regulations 2005

**Reference:** 231458  
**Name:** New York Krispy Fried Chicken  
**Address:** 179 Wilmslow Road, Manchester, M14 5AP  
**Ward:** Rusholme  
**Application Type:** Premises Licence (new)  
**Name of Applicant:** Mr Ifraz Nabi  
**Date of application:** 25/06/2019

Agreement has been reached between the applicant and all parties that submitted relevant representations.

The Sub-Committee is asked to grant the application subject to the modifications agreed between the parties without the need for a hearing.

If the Sub-Committee is not minded to grant the application as above, it is requested to adjourn the matter for a full hearing to be held to determine the application.

<b>Proposed licensable activities and opening hours to be granted</b>
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<i>Provision of late night refreshment:</i> <i>Mon to Thurs 11pm to 2am, Fri to Sun 11pm to 3am</i>
--

<i>Opening hours:</i> <i>Mon to Thurs 11am to 2am, Fri to Sun 11am to 3am</i>
--

<i>Amended to:</i> <i>Provision of late night refreshment:</i> <i>Mon to Sun 11pm to 2am</i>
--

<i>Opening hours:</i> <i>Mon to Sun 11am to 2am</i>
--

<b>Representations received</b>	
Greater Manchester Police	All proposed conditions on the application, regarding public nuisance, public safety, protection of children from harm and crime and disorder. Needed to be worded more robustly.
Licensing & Out of Hours Compliance	Public nuisance (noise and litter) due to there being residential properties above and to the rear of the premises and also the potential of litter from customers leaving the premises.

### **Agreements between parties**

#### **Greater Manchester Police:**

The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points and the street environment will be covered, enabling facial identification of every person entering in any light condition. The CCTV cameras shall continually record whilst the premises are open to the public and recording shall be kept available and unedited for a minimum of 28 days with the date and time stamping. A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public and must be able to produce / download / burn CCTV images upon request by a police officer or an authorised officer of the licensing authority. Any footage must be in a format so it can be played back on a standard personal computer or standard DVD player. Where the recording is on a removable medium (i.e. compact disc, flash card etc.), a secure storage system to store those recording mediums shall be provided.

An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the Police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:

- (a) all crimes reported to the venue, or by the venue to the Police
- (b) all ejections of patrons
- (c) any incidents of disorder

Staff shall be trained to deal with challenging customers and customers who are under the influence of intoxicants. This training shall be repeated at no greater than 6 monthly intervals.

#### **Licensing & Out of Hours Compliance:**

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

Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter.

#### **Agreed amendment to hours applied for:**

Also the issue of your weekend opening times - as discussed the current planning permission states that the premises can only be open until 0200 hours - I would therefore be looking to reduce the hours on the Friday-Sunday to 0200 hours as opposed to the proposed 0300 closing times.

**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
- Original application form
- Representations made against application and respective agreements

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**MANCHESTER**  
CITY COUNCIL

## Licensing Act 2003 (Hearings) Regulations 2005

**Reference:** 233949  
**Name:** Printworks Tenpin  
**Address:** Unit 24, 27 Withy Grove, Manchester, M4 2BS  
**Ward:** Piccadilly  
**Application Type:** Premises Licence (new)  
**Name of Applicant:** Georgica Limited  
**Date of application:** 28/06/2019

Agreement has been reached between the applicant and all parties that submitted relevant representations.

The Sub-Committee is asked to grant the application subject to the modifications agreed between the parties without the need for a hearing.

If the Sub-Committee is not minded to grant the application as above, it is requested to adjourn the matter for a full hearing to be held to determine the application.

### Proposed licensable activities and opening hours to be granted

Provision of regulated entertainment (films, indoor sporting events, live music, recorded music):

Mon to Sun 10am to 2am

Provision of late night refreshment:

Mon to Sun 11pm to 2am

The supply of alcohol for consumption both on and off the premises:

Mon to Sun 10am to 2am

Opening hours:

Mon to Sun 8am to 2.30am

Non-standard timings for each of the above:

From the start time on New Year's Eve to the terminal hour on New Year's Day. An additional hour to the standard times on the day when British Summertime commences.

## Representations received

Licensing & Out of Hours Compliance	Concerns regarding: public safety due to the proximity to the premises of pedestrian tram crossing; public nuisance from noise outbreak from the premises and; public nuisance from patrons leaving the premises with open vessels and causing a disturbance.
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## Agreements between parties

### Licensing & Out of Hours Compliance:

1. All windows and doors shall be kept closed at any time when regulated entertainment takes place except for immediate access and egress.
2. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
3. The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public.
4. There shall be a documented dispersal policy, as agreed with by the responsible authorities, implemented at the premises.
5. Smokers shall be directed to an appropriate external area (to be agreed with LOOH) so as not to cause an obstruction. Staff shall monitor the area on a regular basis to ensure patrons do not cause a public nuisance or prevent safe passage by the public.
6. CCTV should cover the entrance internally and externally to facilitate monitoring by premises staff.
7. All sales of alcohol for consumption off the premises shall be in sealed containers only.
8. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
  - a. the number of door staff on duty;
  - b. the identity of each member of door staff;
  - c. the times the door staff are on duty.
9. Staff will be trained in the requirements of the Licensing Act 2003 with regard to the licensing objectives, the laws relating to under age sales, and the sale of alcohol to intoxicated persons, and that training shall be documented and repeated at 6 monthly intervals.
10. The premises shall display prominent signage indicating at the point of sale, at

the entrance to the premises and in all areas where alcohol is located that the Challenge 21 scheme is in operation.

**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
- Original application form
- Representations made against application and respective agreements

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