



Licensing Sub Committee Hearing Panel

Date: Monday, 9 September 2019
Time: 10.20 am (or at the rise of the Licensing and Appeals Committee)
Venue: Council Antechamber - Level 2, Town Hall Extension

Everyone is welcome to attend this committee meeting.

Access to the Council Chamber

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

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

Membership of the Licensing Sub Committee Hearing Panel

Councillors - Flanagan, Hassan and Lyons

Agenda

1. Urgent Business

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

2. Appeals

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

3. Interests

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

- 4. Application for a New Premises Licence: Ground Floor & Roof Terrace, Ground Floor & Roof Terrace, Blackfriars House, Parsonage, Manchester, M3 2JA** 5 - 132
Report of the Director of Planning, Building Control & Licensing

- 5. Application for a New Premises Licence: Black Sheep Coffee, 2-4 St Ann Street, Deansgate, Manchester, M3 2BW** 133 - 192
Report of the Director of Planning, Building Control & Licensing

- 6. Application for a New Premises Licence: KFC, 12a Oxford Road, Manchester, M1 5QA** 193 - 264
Report of the Director of Planning, Building Control & Licensing

Information about the Committee

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

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

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

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

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

Smoking is not allowed in Council buildings.

Joanne Roney OBE
Chief Executive
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Manchester, M60 2LA

Further Information

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

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This agenda was issued on **Friday, 30 August 2019** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension, Manchester M60 2LA

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**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 9 September 2019

Subject: TBC - Ground Floor & Roof Terrace, Ground Floor & Roof Terrace, Blackfriars House, Parsonage, Manchester, M3 2JA - App ref: Premises Licence (new) 234964

Report of: Director of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Panel determine the application.

Wards Affected: Deansgate

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

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

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

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

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
Licensing Act 2003 (Hearings) Regulations 2005
Any further documentary submissions by any party to the hearing

1. **Introduction**

- 1.1 On 23/07/2019, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of TBC - Ground Floor & Roof Terrace, Ground Floor & Roof Terrace, Blackfriars House, Parsonage, Manchester, M3 2JA in the Deansgate ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. **The Application**

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is Bruntwood Limited.
- 2.3 The description of the premises given by the applicant is Restaurant, bar and event space.
- 2.4 The proposed designated premises supervisor is Timothy Davies
- 2.5 **The licensable activities applied for:**

Provision of regulated entertainment both on and off the premises (Live Music, Recorded Music)

Sun to Thur 11am to Midnight
Fri and Sat 11am to 2am

Non Standard Times (NST): From the start time on New Year's Eve to the terminal hour for New Year's Day.

On the day that British Summer Time commences, one additional hour to dis-apply its effect.

Provision of late night refreshment: both on and off the premises

Sun to Thur 11pm to 12.30am

Fri and Sat 11pm to 2.30am

NST: From the start time on New Year's Eve to the terminal hour for New Year's Day.

On the day that British Summer Time commences, one additional hour to dis-apply its effect

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

Sun to Thur 11am to Midnight

Fri and Sat 11am to 2am

NST: From the start time on New Year's Eve to the terminal hour for New Year's Day. On the day that British Summer Time commences, one additional hour to disapply its effect.

Opening hours:

Mon to Sun 24 Hours a day

- 2.5.1 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music between the hours of 0800 and 2300 hours have been deregulated and so should not be regarded as licensable activities for the purposes of this application.
- 2.5.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 2**.
- 2.6 **Activities unsuitable for children**
 - 2.6.1 The applicant has not highlighted any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.
- 2.7 **Steps to promote the licensing objectives**
 - 2.7.1 The applicant proposes to promote the licensing objectives by taking the steps identified in the operating schedule in Appendix 2
 - 2.7.2 These steps must be translated into conditions by the licensing authority to be included in any granted premises licence, unless the conditions are modified by the Panel following consideration of relevant representations. These conditions are set out in the Schedule of Conditions at **Appendix 4**.
 - 2.7.3 The applicant has submitted a smoking policy to the Licensing and out hours team in support of their application, which can be seen in Appendix 3.
- 3. **Relevant Representations**
 - 3.1 A total of 25 relevant representations were received in respect of the application (**Appendix 3**). The personal details of all members of the public

have been redacted. Original copies of these representations will be available to the Panel at the hearing.

Responsible Authorities:

- MCC Licensing and Out of Hours Compliance Team

Other Persons:

- Deansgate Ward Member (x1)
- Residents (x23)

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
Licensing and Out of Hours Compliance (LOOH)	LOOH have objected to the application based on the grounds that the premises is located near to residential properties, other businesses and the potential risk that the application will undermine the four licensing objectives. LOOH state that the application also undermines Manchester City Council's statement of Licensing Policy 2016-2021 and so have proposed conditions to be added to the licence as the proposed operating schedule is not robust enough.	Grant with conditions
Deansgate Ward Member	The ward member has objected to the application as the premises is located near residential properties and the proposed external area will adversely affect residents. The ward member is concerned that the proposed use of Blackfriars House as a restaurant, bar and event space will cause noise, nuisance and disturbance to local residents both at roof and street level. They further state that the addition of the premises customers will lead to an increase in traffic congestion, noise levels and anti-social behaviours in the area.	Refusal or grant with conditions
Residents (x23)	Residents have strongly objected to the application based on the grounds that the granting of the premises licence will lead to an increase in noise pollution, traffic congestion, criminal and anti- social behaviours and will adversely affect residents who have children. Residents are concerned that children may be harmed due to the increase in the number of	Refuse or Grant with Conditions

	<p>vehicles at the premises.</p> <p>Residents also state that the granting of the licence will impact their privacy if the roof terrace is allowed to be used.</p> <p>Residents further state the area the premises is situated in, is a conservation area and the granting of the licencing will negatively impact the area.</p>	
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- 3.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at **Appendix 4**.

4. Key Policies and Considerations

4.1 Legal Considerations

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

4.2 New Information

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

4.3 Hearsay Evidence

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

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

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

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

4.5 **Manchester Statement of Licensing Policy**

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

Section 6: What we aim to encourage

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

- Premises that will extend the diversity of entertainment and attract a wider range of participants
- Live music, especially original material, which will provide a range of live performances and styles of music, provided that such entertainment does not undermine the licensing objectives
- National cultural institutions, global sports events and cultural festivals
- Non-drink-led premises, including restaurants, cafes, theatres and cinemas
- Communication and integration with local residents and businesses through licensees consulting with those in the local area prior to an application
- Participation in Pubwatches, off licence forums and other crime-reduction partnerships

- Engagement with the NITENET radio scheme and DISC secure information sharing platform by city centre venues through the Cityco Manchester Business Crime Reduction Partnership
- Designing out crime in the layout of the premises

Section 7: Local factors

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

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

- Identified risk factors specific to the licensed premises
- Evidence of pre-existing problems in the area
- Consistency with relevant Council strategies
- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance
- Ability to clean and maintain the street scene

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

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

- MS1 Implement effective security measures at the premises
- MS2 Effective general management of the premises
- 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
- 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.

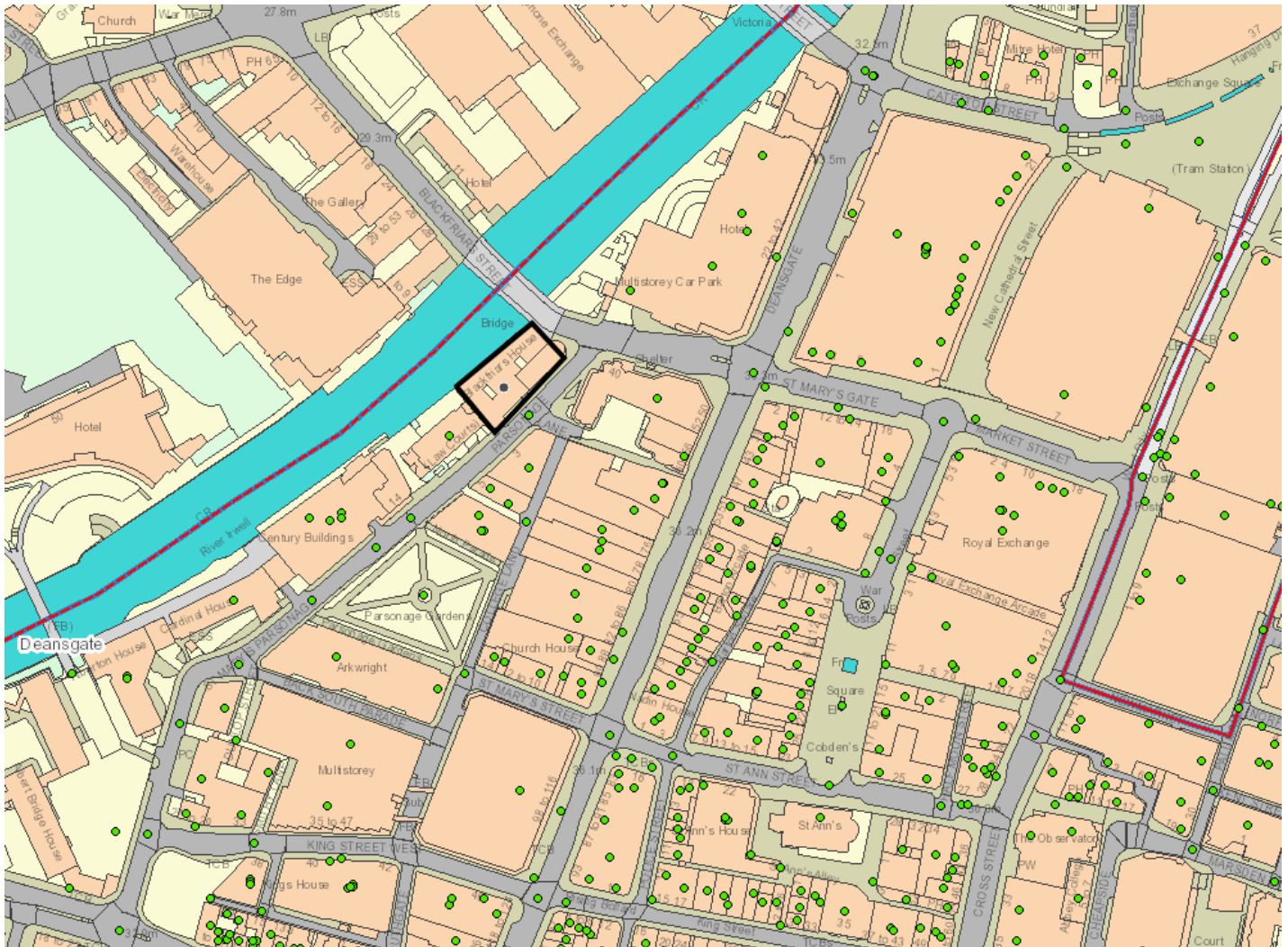
Section 12: Premises Licences for large-scale public events

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

5. Conclusion

- 5.1 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.

- 5.2 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.
- 5.3 Having regard to the representations, the Panel must take such of the steps set out below that it considers appropriate for the promotion of the licensing objectives:
- a) To grant the licence subject to:
 - i. the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate, and
 - ii. any mandatory conditions that must be included in the licence;
 - b) To exclude from the scope of the licence any of the licensable activities to which the application relates;
 - c) To refuse to specify the person proposed in the application as the designated premises supervisor;
 - d) To reject the application.
- 5.4 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.
- 5.5 All licensing determinations should be considered on the individual merits of the application.
- 5.6 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.
- 5.7 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.
- 5.8 The Panel is asked to determine the application.



TBC - Ground Floor & Roof Terrace
 Ground Floor & Roof Terrace, Blackfriars House,
 Parsonage, Manchester, M3 2JA

Premises Licensing
 Manchester City Council

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PREMISE NAME: TBC - Ground Floor & Roof Terrace

PREMISE ADDRESS: Ground Floor & Roof Terrace, Blackfriars House, Parsonage, Manchester, M3 2JA

WARD: Deansgate

HEARING DATE: 09/09/2019

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Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We **Bruntwood Limited**

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Ground floor and Roof Terrace, Blackfriars House, St Mary's Parsonage			
Post town	Manchester	Postcode	M3 2JA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£Unknown

Part 2 - Applicant details

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

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

- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Bruntwood Limited
Address Union, Albert Square, Manchester, M2 6LW
Registered number (where applicable) 06017744
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company

Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
2	1	082019

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

DD	MM	YYYY

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

Restaurant, bar and event space.

The premises is located in Blackfriars House which is accessible 24/7, but licensable activities will only take place during the times detailed below.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <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 checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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



Supply of alcohol (if ticking yes, fill in box J)



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Fri					
Sat					
Sun					
			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	11:00	00:00			
Tue	11:00	00:00			
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Wed	11:00	00:00			
Thur	11:00	00:00			
			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) From the start time on New Year's Eve to the terminal hour for New Year's Day. On the day that British Summer Time commences, one additional hour to disapply its effect.		
Fri	11:00	02:00			
Sat	11:00	02:00			
Sun	11:00	00:00			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	11:00	00:00			
Fri	11:00	02:00			
Sat	11:00	02:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) From the start time on New Year's Eve to the terminal hour for New Year's Day.		
Sun	11:00	00:00			
			On the day that British Summer Time commences, one additional hour to disapply its effect.		

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	23:00	00:30	<u>Please give further details here</u> (please read guidance note 4)		
Tue	23:00	00:30			
Wed	23:00	00:30	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	00:30			
Fri	23:00	02:30	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	23:00	02:30			
Sun	23:00	00:30	From the start time on New Year's Eve to the terminal hour for New Year's Day. On the day that British Summer Time commences, one additional hour to disapply its effect.		

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	00:00	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 (please read guidance note 6) From the start time on New Year's Eve to the terminal hour for New Year's Day. On the day that British Summer Time commences, one additional hour to disapply its effect.		
Fri	11:00	02:00			
Sat	11:00	02:00			
Sun	11:00	00:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Timothy Davies	
Date of birth	██████████
Address ██ ██ ██ ██	
Postcode	██████████
Personal licence number (if known) TBC	
Issuing licensing authority (if known) TBC	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

n/a

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	00:01	00:00	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)
Tue	00:01	00:00	
Wed	00:01	00:00	
Thur	00:01	00:00	
Fri	00:01	00:00	
Sat	00:01	00:00	
Sun	00:01	00:00	

M

Describe the steps you intend to take to promote the four licensing objectives:

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

Please see attached operating schedule and policies.

b) The prevention of crime and disorder

Please see attached operating schedule and policies.

c) Public safety

Please see attached operating schedule and policies.

d) The prevention of public nuisance

Please see attached operating schedule and policies.

e) The protection of children from harm

Please see attached operating schedule and policies.

Checklist:**Please tick to indicate agreement**

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☒

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

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or
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	her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	Kuit Steinart Levy LLP
Date	23 July 2019
Capacity	Solicitors and Authorised Agents

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Kuit Steinart Levy LLP, 3 St Mary's Parsonage			
Post town	Manchester	Postcode	M3 2RD
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) [REDACTED]			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and

- (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,

- (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
- (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
- (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

OPERATING SCHEDULE

A) The Prevention of Crime and Disorder

1. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.
2. Recorded CCTV images will be maintained and stored for a period of thirty-one days and shall be produced to the Police or Licensing Authority upon request.
3. CCTV will be in operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player.
4. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request.
5. Whenever the premises trades beyond 01:00, SIA registered door supervisors shall be employed at a ratio of 1:100 persons from 23:00 until close.
6. At all other times, SIA registered door staff shall be employed at the premises, in accordance with a risk assessment, to be carried out by the DPS, with particular reference to any events taking place at the premises. When employed, door staff will wear high visibility armbands.
7. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - (i) the number of door staff on duty;
 - (ii) the identity of each member of door staff;
 - (iii) the times the door staff are on duty.
8. Notices will be positioned at the public exits to the premises advising customers that open containers of alcohol should not be removed from the premises, save for consumption in any delineated external area.
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 laws relating to the sale of alcohol to intoxicated persons.
10. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.

B) Public Safety

1. A first aid box will be available at the premises at all times.
2. Regular safety checks shall be carried out by staff.
3. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.
4. The premises shall maintain an Incident Log and public liability insurance.

C) The Prevention of Public Nuisance

1. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises.
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. The exterior of the premises shall be cleared of litter at regular intervals.
4. Notices will be positioned at the public exits to the premises requesting customers to leave in a quiet manner.
5. Doors and windows are to remain closed after 11pm whenever regulated entertainment is taking place, save for access and egress.
6. The emptying of bins into skips, and refuse collections will not take place between 11pm and 8am.
7. In areas of the roof terrace which are not enclosed, music shall be background only after 11pm daily.

D) The Protection of Children From Harm

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

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	Sandra Dawson
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.dawson@manchester.gov.uk
Telephone Number	0161 234 1220

Premise Details

Application Ref No	REF 234964
Name of Premises	Ground floor and Roof Terrace
Address	Blackfriars House, St Mary's Parsonage, Manchester, M3 2JA

Representation

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

The Licensing and Out of Hours (LOOH) team have assessed the likely impact of the granting of this application taking into account a number of factors, including the nature of the business, the location of the premises, the Council's Statement of Licensing Policy 2016-2021 and any potential risk that the granting of this application will undermine the Council's Licensing Policy including the four licensing objectives of public nuisance, crime and disorder, protection of children from harm and public safety.

The premises is on the ground floor and roof terrace of an office block on St Mary's gate. It is opposite a licensed premise, the Liquor Store. Next door but one to the premises is residential accommodation, Century Buildings, which consists of a large number of apartments, some of which are housed in a converted building and others in a relatively new build annex to the building Exhibit SD1. There is a hotel on Blackfriars Street which is in close proximity to Blackfriars House.

The applicant has supplied a smoking policy following communication with the applicants Solicitor and Officers from LOOH.

When assessing this application we have given particular consideration to Manchester City Council's statement of Licensing Policy 2016-2021 and how the granting of this application would undermine our policy, specifically to:

Paragraph 7.26 Where premises are in the direct vicinity of local residential properties, and where its discretion is engaged, the authority will give particular consideration to measures proposed in the application in relation to prevent nuisance, such as

- Prevention of noise or vibration escaping from the premises

- due to volume of music or plant and machinery noise.
- Prevention of disturbance by people outside the premises.

Although the Operating Schedule offers 'Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises' and 'In any area of the roof terrace which are not enclosed, music shall be background only after 11pm daily', the LOOH team have concerns that allowing live music and recorded music outdoors will undermine the Licensing Objectives in relation to the prevention of public nuisance.

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

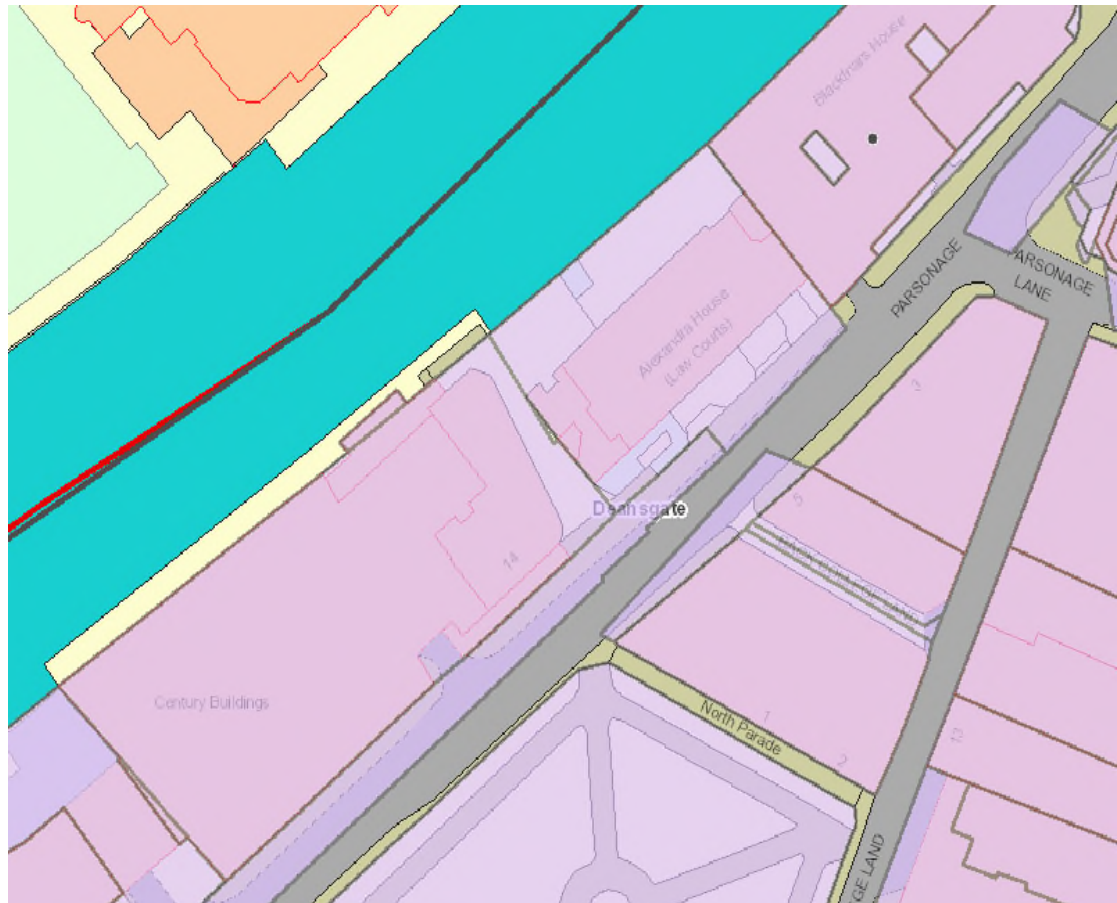
Where the premises include any exterior areas, licensees should demonstrate the measures in place to prevent issues that may give rise to problems. Relevant considerations should include:

- A limit on the number of patrons in such areas
- **Whether there is a curfew on using a limit**
- **How a limit will be delineated, if relevant**
- How premises will be kept clean and free of litter, particularly at the end of trading
- **The type of supervision to be put in place**
- **Whether the premises should be covered by CCTV**
- **Whether glasses should be allowed outside**
- **The glass collection arrangements to be put in place**
- **How to avoid customers causing noise disturbance**
- **How the premises will prevent begging at, and in the immediate exterior of, the premises.**

To prevent undermining the licensing objective for public nuisance, the LOOH team propose the following conditions:

1. No live amplified music shall played outdoors.
2. There shall be a documented smoking policy (see attached) implemented at the premises and a copy lodged with the Council's Licensing Unit.
3. Staff shall monitor customers smoking in the external areas on a regular basis and ensure patrons do not cause a noise nuisance.
4. A limit shall be set for the number of patrons smoking on the roof terrace after 11pm to prevent noise nuisance.
5. A direct telephone number for the manager of the premises shall be publicly available at all times the premises are open. This telephone number is to be made available to residents in the vicinity.
6. Local residents shall be invited to quarterly residents meetings held by the premises licence holder to resolve any problems associated with the carrying on of licensable activities at the premises. The minutes of the meeting and any action to be taken shall be lodged with the Council's Licensing Unit by the premises license holder within seven days of the meeting.

Exhibit SD1



Recommendation: Approve with Conditions (Outlined Above)

BLACKFRIARS HOUSE
SMOKING & AL FRESCO DINING POLICY

1. Any outside area used by customers wishing to dine, drink or smoke shall be clearly delineated and covered by the CCTV system which will be installed at the premises.
2. Any such outside area shall be monitored by staff or door staff regularly at all times it is in use.
3. The area will be cleaned regularly.
4. A specific part of the roof terrace shall be identified for the use of smokers.
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.

Councillor Objection - Premises Licence (new) 234964/AM2: Ground floor and Roof Terrace, Blackfriars House, St Mary's Parsonage, Manchester, M3 2JA, (Deansgate ward)

Hearings & Representations/Blackfriars

Councillor William Jeavons

Sat, 17 Aug, 22:27 (4 days ago)

to me

I am an elected Councillor [REDACTED] I am writing to object to Premises License Application 234964/AM2, Blackfriars House on mine and on behalf of resident representatives [REDACTED] who have contacted me.

[REDACTED] comprises 121 flats with approximately 200 residents (including babies and school age children). [REDACTED] the roof top restaurant with a large external seating area that comprises of more than 50% of the operational space will have a direct impact on them. There is an open building view between the roof of Blackfairs House and residential apartments including [REDACTED].

It is disappointing that other than the statutory notice no engagement with the nearest residential building has been made.

Whilst not a direct consideration there is currently a planning application for this space which confirms no operator is named and therefore the determination of the quality and management of this space is speculative and adds further risk to the impact of the premises license management and the resulting potential effect on local residents.

The following licensing objectives are compromised:

A) The Prevention of Crime and Disorder, and

C) The Prevention of Public Nuisance

Due to the close proximity of Blackfriars House [REDACTED], I am concerned that the proposed use of Blackfriars House as a restaurant, bar and event space will cause noise, nuisance and disturbance to local residents both at roof and street level.

The application should be rejected or the following reasonable conditions should be included (or questions answered with an associated suitable mitigating condition applied) if this application is to be granted:

There is no clear provision of a street management policy - the provision of door staff at all street entrances (plans show three) is essential for the prevention of Crime and Disorder & Public Nuisance.

Dependant on the operator a queuing system and associated terms many need to also be applied.

There should be a time limit on the use of all outside spaces/terraces on the roof of the premises with no outside access after 11pm every day.

outdoor space should be limited to seated restaurant service only.

There should be no outside music at all (whether live, recorded, background or amplified or otherwise) on any of the outside terraces at any time.

Noise “carries” in this area, which is already saturated with noise from existing nearby bars and restaurants.

All event activity should be for pre-invited audiences only.

There should be a DPS on duty on the premises at all times when the premises is authorised to sell alcohol

A direct telephone number for the Manager of the premises should be publicly available at all times the premises is open and made available to local residents

Take away / delivery services (eg Deliveroo or equivalent) should not be permitted from the premises.

There is no provision of a smoking policy - what are the proposals for smoking restrictions for all outside spaces at roof level and also at street level?

The emptying of bins and glass into skips, collection of waste and glass and deliveries should be limited to between the hours of 9.30am and 8pm.

A taxi management policy should be in place.

Local residents should be invited to minuted quarterly review meetings with the licence holder/operator and minutes and actions lodged with the Councils Licensing Unit

Dispersal policy is required.

This is a conservation area that already suffers from excessive noise from waste and glass collection from the existing bars and restaurants in close proximity and nearby area. These have previously had to be reported and had successful monitoring from MCC regarding anti-social noise and behaviour from waste and glass collection from the many existing operators in the vicinity

This premises application will lead to increased traffic congestion with consequent increase in noise and pollution. St Mary’s Parsonage is a narrow road, which already gets congested with traffic and noise from cars and delivery/ refuse vehicles. There are double yellow lines on both sides of the street outside the premises building and down one whole side of St Mary’s Parsonage with car parking bays on part of the other side of the road

Please note in the associated planning application 121979/FO/2018, a report by Vectos, transport planning specialists, gives incorrect details about loading bays. There are no publicly notified loading bays outside Blackfriars House, where it is all double yellow lines. This is the area that the planning application proposes delivery and refuse vehicles will wait.

Regards

William

Councillor William Jeavons

Labour Member - Deansgate Ward Manchester

Resident 1

Premises Licence (new) 234964/AM2: Ground floor and Roof Terrace, Blackfriars House, St Mary's Parsonage, Manchester, M3 2JA, (Deansgate ward)

[REDACTED]

Thu, 15 Aug, 11:31 (13 days ago)

to me, [REDACTED]

To the Premises Licensing Department

I am [REDACTED]

[REDACTED] Blackfriars House and situated in a conservation area.

[REDACTED] 121 flats with approximately 200 residents (including babies and school age children).

I wish to make the following objections to Premises Licence Reference: 234964/AM2 with reference to the following licensing objectives:

- A) The Prevention of Crime and Disorder, and
- C) The Prevention of Public Nuisance

There is no clear provision of a street management policy - the provision of door staff at street entrance level is essential for the prevention of Crime and Disorder

Due to the close proximity of Blackfriars House to [REDACTED], I am concerned that the proposed use of Blackfriars House as a restaurant, bar and event space will cause noise, nuisance and disturbance to local residents both at roof and street level.

Accordingly:

- there should be a limit on the use of all outside spaces/terraces on the roof of the premises with no outside access after 11pm every day

Please note that the outside roof space areas also give rise to significant privacy issues as the proposed roof terraces at Blackfriars look directly onto [REDACTED] comprising floor to ceiling glass windows and outside balconies - this issue is being taken up separately with the Planning Application 121979/FO/2018

- there should be no outside music at all (whether live, recorded, background or amplified or otherwise) on any of the outside terraces at any time. Noise “carries” in this area, which is already saturated with noise from existing nearby bars and restaurants
- all event activity should be for pre-invited audiences only
- I understand that currently, no operator for the cafe/roof bar and restaurant has yet been signed up. Before consent is given, details should be obtained on the type of operator that is being retained. The nature of retained operator will have a direct impact on the type of clientele attracted to the premises (with consequent impact on the volume of noise and nuisance to local residents)
- there should be a Personal License Holder on duty on the premises at all times when the premises is authorised to sell alcohol
- a direct telephone number for the Manager of the premises should be publicly available at all times the premises is open and made available to local residents
- take away / delivery services (eg Deliveroo or equivalent) should not be permitted from the premises
- there is no provision of a smoking policy - what are the proposals for smoking restrictions for all outside spaces at roof level and also at street level?
- the emptying of bins and glass into skips and collection of waste and glass should be limited to between the hours of 9.30am and 11am. This is a conservation area that already suffers from excessive noise from waste and glass collection from the existing bars and restaurants in close proximity and nearby area. We have previously had to report and had successful monitoring from MCC regarding anti-social noise and behaviour from waste and glass collection from the many existing operators in the vicinity
- this premises application will lead to increased traffic congestion with consequent increase in noise and pollution

- St Mary's Parsonage is a narrow road, which already gets congested with traffic and noise from cars and delivery/ refuse vehicles. There are double yellow lines on both sides of the street outside the premises building and down one whole side of St Mary's Parsonage with car parking bays on part of the other side of the road

- there is no provision of a taxi management statement

Please note in the associated planning application 121979/FO/2018, a report by Vectos, transport planning specialists, gives incorrect details about loading bays. There are no publicly notified loading bays outside Blackfriars House, where it is all double yellow lines. This is the area that the planning application proposes delivery and refuse vehicles will wait

- there is no provision of a dispersal policy to ensure clientele leaving the licensed premises are directed towards Blackfriars Street and away from [REDACTED]
[REDACTED] There will be an increase in noise and disturbance affecting local residents and families with customers leaving the premises and walking past [REDACTED] or going into Parsonage Gardens, especially at night

- local residents should be invited to minuted quarterly review meetings with the licence holder/operator and minutes and actions lodged with the Councils Licensing Unit

Please also note that it is of concern that the hours set out in this premises licensing application, contradict and are inconsistent with the differing hours set out in various documents in the associated planning application number 121979/FO/2018 - in particular in relation to operating hours and collection of refuse and glass collection, with consequent impact on noise and public nuisance.

Yours sincerely

• [REDACTED]

Resident 2

Ref 234964/AM2

[REDACTED]

Thu, 15 Aug, 13:33 (13 days ago)

to me

To whom it may concern,

I am writing to object to the licensing application at Blackfriars House.

Due to the close proximity of Blackfriars House to [REDACTED], there is concern that the use of the building for a restaurant, bar and event space will cause noise and disturbance to local residents both at roof and street level.

Issues I'd like you to consider in your meeting on this application are:

- a limit on licensing hours
- a limit on the use of the outside roof terraces at night
- no outside music on any of the outside roof terraces
- a limit on timings of bin and glass emptying and collection of waste
- an increase in traffic congestion, noise and pollution from cars, taxis, delivery and refuse vehicles affecting local residents and families
- an increase in noise from customers leaving the premises and walking past Century Buildings or towards Parsonage Gardens, especially at night
- an increase in crime with patrons of Blackfriars being targeted by assailants, which further increases the crime rate of what I feel is already a high crime area

Can you please acknowledge receipt of my objection?

Regards

[REDACTED]

[REDACTED]

Resident 3

Premises Licence application, reference: 234964/AM2

[REDACTED]

Thu, 15 Aug, 12:30 (13 days ago)

To whom it may concern,

I would like to register an objection to this premises licence application, and wish that the following considerations are made:

- a limit on licensing hours
- a limit on the use of the outside roof terraces at night
- no outside music on any of the outside roof terraces
- a limit on timings of bin and glass emptying and collection of waste
- an increase in traffic congestion, noise and pollution from cars, taxis, delivery and refuse vehicles affecting local residents and families

My principal objection ([REDACTED]) concerns a potential increase in noise from customers leaving the premises and walking past [REDACTED] or towards Parsonage Gardens, especially at night.

Regards,

[REDACTED]

Resident 4

Ref 234964/AM2

[REDACTED]

Thu, 15 Aug, 10:26 (13 days ago)

to me

To whom it may concern,

I am writing to object to the licensing application at Blackfriars House.

Due to the close proximity of Blackfriars House to residents [REDACTED], there is concern that the use of the building for a restaurant, bar and event space will cause noise and disturbance to local residents both at roof and street level.

Issues I'd like you to consider in your meeting on this application are:

- a limit on licensing hours
- a limit on the use of the outside roof terraces at night
- no outside music on any of the outside roof terraces
- a limit on timings of bin and glass emptying and collection of waste
- an increase in traffic congestion, noise and pollution from cars, taxis, delivery and refuse vehicles affecting local residents and families
- an increase in noise from customers leaving the premises and walking past [REDACTED] or towards Parsonage Gardens, especially at night
- an increase in crime with patrons of Blackfriars being targeted by assailants, which further increases the crime rate of what I feel is already a high crime area

Can you please acknowledge receipt of my objection?

Regards

[REDACTED]

[REDACTED]

Resident 5

Premises Licensing Team
PO Box 271
Manchester
M18 8YU

15 August 2019

Dear Sir,

Re: 234964/AM2

I am writing to object to the Application for a Premises Licence and the change of use from an office block to a restaurant, bar and roof terrace at Blackfriars House Parsonage Manchester M3 2JA.

Due to the close proximity of Blackfriars House to [REDACTED] there is concern that the use of the building for a restaurant, bar and event space will cause disturbance to local residents both at roof and street level.

Licensing Policy under Section 5 of the Licensing Act 2003 aims to prevent crime and disorder, prevent public nuisance, promote public safety and protect children from harm. In particular my objections are:

1. The restaurant and outside roof terraces will create unacceptable noise for local residents. If this application is approved then there should be a limit on licensing hours, a limit on the hours of use of the outside roof terraces at night and no music to be permitted outside at any time. There should also be a limit on timings of bin, glass emptying and collection of waste.
2. There will be substantial increased noise from customers leaving the premises and walking past [REDACTED] or towards Parsonage Gardens, especially at night. It is likely that there will be an increase in crime and disorder, due to drunken behaviour.
3. An increase in in traffic congestion, noise and pollution from cars, taxis, delivery and refuse vehicles affecting local residents and families, which will pose a risk to public safety as well as public nuisance.

In summary, I strongly oppose this application, as I believe it contravenes the Licensing Authority's key objectives, specifically the prevention of public nuisance and crime and disorder.

Yours sincerely,

[REDACTED]

Resident 6

Reference 234964/AM2

[REDACTED]

Thu, 15 Aug, 11:52 (13 days ago)

to me

Hi,

We would like to object to the proposal relating to the above reference of this email with regards to the following:

There would be increased noise from customers leaving the premises and walking past [REDACTED] [REDACTED] during the early hours of the morning. There would be increased in traffic congestion, noise and pollution from cars, taxis, delivery and refuse vehicles affecting local residents and families. Noise from bins (glass and bottles) being emptied and collected.

[REDACTED]

Resident 7

[REDACTED]

Thu, 15 Aug, 17:38 (13 days ago)

to me

Dear Sirs,

As resident [REDACTED] I wish to object to the application to grant a new premises licence at Blackfriars House.

Our object is as follows:

There is an inconsistency in the licensing hours, it suggests that it is sought for an operation that is open Mon to Sun 24 hours a day.

The use of the roof terrace would lead to noise transfer which would affect the apartments within [REDACTED] and which would be overlooked by patrons of the bar area. There is anticipated to be an increase in traffic along Parsonage with deliveries to service the property along with a greater traffic to drop off patrons both arriving and leaving the premises. You will be aware that Parsonage is already congested and used as a short cut to avoid Deansgate by cars, taxis and heavy good alike. It is of insufficient capacity for this.

Of particular concern is the anti social behaviour of visitors staff and patrons to the bar and cafe, which already generates noise and disturbance for the residents at night and in the early morning. There is at present a noise restriction on the emptying of skips and bottle banks for the premises fronting Deansgate which are serviced at the rear backing onto Parsonage Gardens.

Antisocial behaviour is already something that the concierge staff and management team deal with on a regular basis, related to homelessness and drug taking and dealing both at the rear [REDACTED] and within the Gardens.

It is unfortunate that this application is located with an area which is surrounded by residential properties both at [REDACTED] and the Edge and its neighbouring new build residential scheme. The original part of [REDACTED] is a listed building and as such there are limitations on the scope of the external finishes which only allow for the retention of the single glazed windows to be retained. This allows for the greater transfer of noise into each dwelling.

Yours sincerely

[REDACTED]

Resident 8

Blackfriars House 234964/AM2

[REDACTED]

Thu, 15 Aug, 19:57 (13 days ago)

I would like to lodge an objection to the request to grant this license for the premises at Blackfriars House. It is impossible to imagine that yet another bar/restaurant/entertainment venue in this location, so close to residential premises, would not have a negative effect on residents [REDACTED]. We already get a lot of noise in the evenings, particularly at weekends, from other venues in the immediate vicinity. The idea that this bar would have music playing until 2 am, on top of all the other noise we already have to put up with, is a worrying and unpleasant one. I would imagine that the rights of the residents of [REDACTED] to enjoy peace and quiet in their own homes would not be at the forefront of the minds of people leaving the venue, especially if they have been drinking all evening, and I can't see that a written request for quiet placed near the exit would have much impact.

I hope this licensing request will be turned down

[REDACTED]

Resident 9

Application for premises licensing No 234964/AM2

Fri, 16 Aug, 07:17 (12 days ago)

to me

Dear Sir/Madam,

Premises Licence (new) 234964/AM2:

Ground floor and Roof Terrace, Blackfriars House, St Mary's Parsonage, Manchester, M3 2JA

I object to the following application on the following grounds.

Regarding the prevention of crime and disorder:

The applicants themselves give a most persuasive and eloquent argument that – if granted- this application is likely to result in an increase in crime and disorder. The argument is implicit in the elaborate list of precautions, proposed by the applicant, as an attempt to minimize crime and disorder. These precautions include CCTV, numerous door staff, high-visibility armbands, special training, a refusals book etc, etc. It is therefore obvious that the applicants themselves recognize the risk of increased crime and disorder, which is inherent in their proposal.

Since the area around Blackfriars house is already richly provided with licensed premises, there is no social, cultural or any other kind of need for yet another license to be granted, and the best way to prevent an increase in crime and disorder is to refuse this application.

Regarding the prevention of public nuisance.

The proposal for both live and recorded music to be played on the premises will result in public nuisance, especially considering the fact that the proposed roof garden will be high up, such that sound will carry, and also because the premises will be open and operating late at night.

The attempts by the applicants to give reassurance in this respect, are no more than hopeful aspirations, without any statement of measured levels of noise which shall not be exceeded, nor of any means whereby noise shall be kept below those levels. For instance, the applicant says that 'noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises'. But who will measure the noise levels? Who will judge whether or not residents are annoyed? Who will control the level of voices of patrons who have had a few drinks?

The application is full of these hopeful aspirations: 'no noise shall emanate from the premises' and 'the exterior of the premises shall be cleared of litter' and 'music shall be background only'. The application is as full of aspirations as a Swiss cheese is full of holes, and like the holes the aspirations are worthless, because they are not proof of intent, nor explanation of enforcement, nor any sort of undertaking that can be relied upon.

Likewise the applicant promises to post notices at exits urging patrons not to drink outside the premises and to leave in a quiet and orderly manner. But how will these pious aspirations be enforced? Who will persuade patrons to behave with modest propriety on a merry night out?

The best way to prevent public nuisance in this case is to refuse the application.

Regarding public safety

Blackfriars House is located at the junction of Parsonage and Blackfriars Street. Parsonage is a narrow street, with double yellow lines outside Blackfriars House, and the street already carries heavy traffic for much of the day. If the application is granted, and Blackfriars House becomes a social venue then the level of traffic must increase, with cars and taxis arriving and departing. Any such increase, on a narrow street, at a junction will increase the risk of road traffic accidents involving cars and pedestrians.

Also and inevitably there will be an increase in pollution from vehicle engines, because of the increased traffic flow and because vehicle engines will be idling as the vehicles stop, to drop off or pick up patrons, and therefore creating far more pollution than they would if they passed by without stopping. Since increased pollution means increased risk to health, especially from respiratory or cardiovascular disease, this application should be refused.

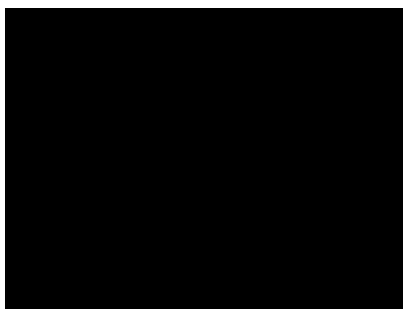
Regarding protection of children from harm

First, see above for the statement that approval of this application would result in an increased flow of road traffic at the junction of Parsonage and Blackfriars Street, with the likelihood of an increase in road traffic accidents which may involve children as well as adults.

Second as regard the problem of preventing under-age drinking, once again the long list of proposed precautions listed by the applicant, is eloquent proof that it is extraordinarily hard to prevent under age drinking. Thus the level of discipline required of bar staff, if they are constantly and reliably to carry out ID checks, is likely to be more than may reasonably be expected, especially at busy times.

Since the area around Blackfriars House already contains a very great number of licensed premises, there is no justifying need to add yet another, with the inevitable and associated risks of under age drinking.

Yours faithfully,



Premises Licensing Application- 234964/AM2

Hearings & Representations

Fri, 16 Aug,
13:18 (5
days ago)

Dear Sir,

I am concerned about the premises licensing application reference 234964/AM2

Due to the close proximity of Blackfriars House to residents [REDACTED], I am concerned that the use of the building for a restaurant, bar and event space will cause noise and disturbance to me and other local residents both at roof and street level.

In particular the following issues need to be further considered:-

- a limit on licensing hours- 2am is not acceptable.
- a limit on the use of the outside roof terraces at night, some apartments are very close to this area and noise will be heard in the apartments.
- no outside music on any of the outside roof terraces would be preferable.
- a limit on timings of bin and glass emptying and collection of waste, no one wants to be woken with these sounds early in the morning.
- an increase in traffic congestion, noise and pollution from cars, taxis, delivery and refuse vehicles affecting local residents and families, this is a real issue just now in Manchester, we don't want to add to it.
- an increase in noise from customers leaving the premises and walking past Century Buildings or towards Parsonage Gardens, especially at night. We already have one bar on St Marys Parsonage and late night revelers outside our windows in the early hours of the morning, we do not need a second.

Resident 11

Reference: 234964/AM2- Blackfriar's House

Hearings & Representations/Blackfriars



Fri, 16 Aug, 14:51 (5 days ago)

to me

From:



To:

Licensing Department

Manchester Council

Dear Sir or Madam,

Reference: 234964/AM2- Blackfriar's House

Can we ask you to consider the effects of this application with respect to the prevention of public nuisance ?

We are particularly concerned about the problems of noise nuisance, especially after 11pm.

Blackfriar's House is surrounded by residential property, both on St Mary's Parsonage and across the river.

It would therefore seem imperative that restrictions are placed on the noise that is likely to emanate from the proposed

roof terraces. Can we suggest that any license considers the following:

- a limit on the use of the outside roof terraces at night

- no outside music on any of the outside roof terraces .

In the application the applicant states

In areas of the roof terrace which are not enclosed, music shall be background only after 11pm daily.

Can we suggest this should be amended to “ In areas of the roof terrace which are not enclosed, there will be no outside music after 11pm daily”.

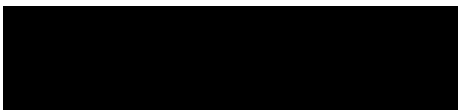
The applicant also states:

Notices will be positioned at the public exits to the premises requesting customers to leave in a quiet manner

Can we also suggest that if noise outside the new licensed premises becomes a problem then the licensing authority reserves the right to

limit the licensing hours accordingly?

Yours sincerely,

A solid black rectangular box used to redact the signature and name of the applicant.

Resident 12

Licensing application 234964/AM2

Hearings & Representations/Blackfriars

[REDACTED]

Fri, 16 Aug, 17:20 (5 days ago)

to me

I am writing to object to the licensing application 234964/AM2 submitted for Blackfriars House.

I feel there is already a more than adequate number of licensed premises in the area. To increase this by allowing this application to be passed risks increasing the possibility of public nuisance and safety in what is currently a relatively quiet and peaceful part of the city centre. [REDACTED]

[REDACTED]

[REDACTED]

Sent from my iPad

Resident 13

Blackfriars House

Hearings & Representations/Blackfriars

Sat, 17 Aug, 10:15 (4 days ago)

to me

Dear Sir/Madam,

I am a resident [REDACTED] and am writing to complain about the licensing premises application for Blackfriars House.

Quite apart from the fact that Manchester needs another bar/cafe like its needs more flats the proposed application is likely to further degrade the area.

The provision of services to the cafe/bar will increase traffic and congestion to an already busy street.

The noise from the people moving to and leaving the premises is likely to be loud and encourage vandalism.

The noise is another element to consider for all who live and work in the area.

Privacy issue will also be likely to be raised as then proposed rooftop cafe will have nightlines to some [REDACTED]

Yet another promise in Manchester City Centre will further increase the pressure on the police who are stretched as it is.

This is another bad idea inspired by profit and not in any well the well being of the city and its people.

Yours sincerely

[REDACTED]

Blackfriars House 234/964/AM2

Hearings & Representations/Blackfriars

[REDACTED]

Sat, 17 Aug, 10:22 (4 days ago)

to me

Dear Sir/Madam

I am writing to register my complaint about the above.

As far as I can see it several objections must be raised to the proposed development.

Cafe/bars such as that proposed will create extra pressure on the police. By creating a new bar opposite an existing one it seems evident that you will create at least twice the difficulty for people in the area and at least double the opportunity for trouble thus creating more pressure on our local police.

The delivery vans and others will create a public nuisance and further noise and pollution.

Sightline from the proposed development will risk the privacy [REDACTED].

The significant increase in foot traffic moving towards such an establishment will also further degrade the area making it more likely to develop an increase in damage to public property and an foster waste/pollution.

Yours sincerely

[REDACTED]

Resident 14

Objection to premises licensing application

Hearings & Representations/Blackfriars

[REDACTED]

Mon, 19 Aug, 08:56 (2 days ago)

to me

Reference: 234964/AM2

As a leaseholder [REDACTED] I wish to voice my objections to the premises licensing application at Blackfriars House. My objections are based on the following disruptions I believe it would cause:

Increased disorderly behaviour - from patrons leaving and arriving at the venue. St Mary's Parsonage is a quiet and set back road which has always felt safe. I am concerned that a new venue on the road, serving alcohol will damage that.

Noise disturbance - from the proposed roof terrace - both from people being out there and music. This would be very disruptive. As said previously, [REDACTED] is noticeably quiet in the evenings, having a venue located as it is will cause a significant disturbance and public nuisance. [REDACTED] I am able to hear clearly other residents in the building having normal conversation on their balconies. It is without question that having a roof terrace will cause constant noise, chatter and music clearly audible going in to the night causing high levels of nuisance and disturbance. The use of the outside space would need to be limited at night with no music at any times.

The change in licence would increase the traffic congestion on St Mary's Parsonage. As an already busy road this would impact greatly. congestion would be increase as well as noise and pollution from the cars.

Thank you for considering my objections

Regards,

[REDACTED]

Resident 15

Joseph Hobbs 19 Aug 2019, 09:21 (2 days ago)

to me

To whom it may concern,

I believe I have received this objection by error as it was intended for the Licensing Application.

Please can you confirm receipt?

I believe the referencing number is : 234964/AM2

Kind regards

Joseph

Planning

Comments were submitted at 5:34 PM on 16 Aug 2019 from [REDACTED]

Application Summary

Address: Blackfriars House Parsonage Manchester M3 2JA

Proposal: Change of use of part of ground floor from office (use class B1) to cafe (use class A3); works to rooftop comprising erection of a rooftop extension for use as a restaurant (use class A3) and refurbishment of roof space to house ventilation equipment and create roof terrace with intensive green roof; works to elevations comprising alterations to ground floor entrance on parsonage elevation, and installation of louvres to windows on River Irwell elevation.

Case Officer: Joe Hobbs

[Click for further information](#)

Customer Details

Name: [REDACTED]

Email: [REDACTED]

Address: [REDACTED]

Comments Details

Commenter Type: [REDACTED]

Stance: Customer objects to the Planning Application

Reasons for comment:

Comments: As residents of [REDACTED] we would like to register our objections to the stated planning application Number 234964/AM2 - Premises licence, Blackfriars House.

This proposal, in conjunction with the planning application No 121979/FO/2018, would further contribute to a deterioration in the quality of the living environment in and around St Mary's Parsonage and Gardens.

Specifically, the licensing application would add to the draw of the previous proposals and lead to a significant level of impact for residents and existing stakeholders alike.

There are a number of particular areas for concern and these include, amongst other potential unknowns, the following:

1/ Increasing traffic movements along and through not only St Mary's Parsonage, but on and through surrounding thoroughfares

2/ Such increased passenger movements would lead to an increased noise nuisance of the type that is evident around and along Deansgate in an evening, which already spills over into St Mary's Parsonage in the form of increased late evening/early morning traffic movements, but also increased noise disturbance given the type of vehicles using those existing and extensive facilities. These issues will be inextricably linked to the potential long licensing hours and the extended function facilities. Further development of this type would only serve to increase this problem for residents.

3/ Parking - with the best will in the world, despite the existence of several nearby NCP car parks, these will not be utilised by customers of the proposed development. They will attempt to park on and around the area in various unsuitable and illegal locations. This is, as I am sure you know from your Traffic Wardens and surveillance vehicles, already an issue late at night and at weekends. Thus, the proposed development would further add to this issue.

4 Following on from number 3, the increased pcu movements will increase risk of congestion, collision and accident to vehicles and individuals. Not only will passenger car unit movement increase but vehicular movement of all types will do so also. Delivery vehicles, Refuse vehicles - noise from the other side of St Mary's Gardens from bottle collections early in the morning is already quite noticeable and this would increase from a different direction for an extended period. Taxis, both black cab and Uber style vehicles, which already clutter the western approaches to St Mary's Parsonage of an evening would no doubt begin to congregate at the Blackfriars end of the thoroughfare. St Mary's Parsonage is almost unique in the city centre in that, given its close proximity to Deansgate, it enjoys a quite calm and relatively low traffic flow along its narrow length. This would change irreversibly if the proposal were given the go-ahead.

5/ The proposal will not only lead to increases in the above ways but will also potentially lead to increases in public nuisance, crime and dis-order in St Mary's Gardens and Parsonage as people transit to and from the Deansgate area and surrounding streets. There is already considerable and noticeable public order disturbance within the area as a function of movements to and from the existing and plentiful eating and drinking establishments on the Deansgate side of the Gardens.

6/ The proposal for the Licensing and development of a rooftop open air function area is inevitably going to allow transmission of publicly generate noise disturbance but also music noise for the inevitable accompanying musical element to the development. If you need confirmation of this, you only have to experience the noise generated from a nearby similar facility on Bridge Street next to the Manchester Hall and close by a previous residence on Gt John Street nearby the residential building of Rossetti Place and Bauhaus.

All in all, the proposal would inevitably lead to a permanent and irreversible change in the character of the location and surrounding area in a number of detrimental ways. To summarise, these would

include potential invasion of privacy for some residents i [REDACTED] from being overlooked from the proposed roof terrace, noise pollution from said roof terrace for extended periods during opening hours and also, significantly increased road traffic along St Mary's Parsonage at all times from both private vehicles and public vehicles in the form of taxis. On top of this the potential for increased late-night foot traffic across St Mary's Gardens and the potential for unsocial behaviour is also greatly increased.

The Council will not need reminding of the fact that St Mary's Parsonage and Gardens and surrounding buildings represent one of the few green spaces and stated Conservation Areas, within the city centre and are greatly valued as such, not least as a known draw for all residents [REDACTED] [REDACTED] Indeed, this fact alone may well have been a decisive draw in the decision of many residents to purchase in the building and to have created the status the building enjoys within city centre living spaces.

It is also surely, incumbent on the Council to maintain these green spaces and high-quality living environment for all its citizens. Recent newspaper headlines do not read comfortably in terms of air quality (Times, 14/8/19, page 4 'Ozone bad for lungs....') and continued permitted development of this kind in an already well serviced sector within this area of the city centre will potentially worsen this situation for residents and visitors alike, to say nothing of sending conflicting messages regarding the TfGM stated aim of reducing vehicular traffic within the city and by implication therefore, improving air quality for all?

To reiterate, in our view this development, if it were permitted, would be a negative step in terms of its impact on the quality of the Conservation Area that is the area around St Mary's Parsonage and Gardens and also a negative statement on the values the Council place on the quality of life for the existing residents and stakeholders in the immediate vicinity of the proposed development.

This proposed Licensing application should therefore be refused.

Resident 16

Licensing application 234964/AM2

Hearings & Representations/Blackfriars

[REDACTED]

19 Aug 2019, 12:02 (2 days ago)

to me

Dear Sirs

I wish to object to the above licensing application from Blackfriars House.

In my view this application is totally inappropriate for the building and area in which it is located.

[REDACTED] is a community of single people, families with children and the elderly. For all these groups, but especially the last two, the noise and disruption of licenced premises so close to the building is highly undesirable. The particular elements of the application to which I object are given below

1. There should be no music played on or near to the outside roof area at any time. Any such music would penetrate directly into the Century Buildings flats facing Blackfriars house and produce an unacceptable noise hazard.
2. The use of the terraces at night should be strictly limited so as to avoid noise. Even the noise of talking will travel loudly at night.
3. The licenses in all areas should finish, at the latest, at 11-00 pm although I would prefer licensing restricted to daytime hours only. Licenced premises, even were the above conditions met, lead to noise nuisance from increased foot and car traffic. Safety is also a consideration as drunken behavior is a constant worry. Customers leaving the premises will also be tempted to go into Parsonage Gardens and continue disruptive behavior there. As there is little passing pedestrian traffic in the area residents will feel exposed to the heightened level of risk.
4. Bin and glass disposal and organisation should be closely controlled and done only between 9-00am and 5-00pm
5. Any 'events' should be excluded from this application. We have experienced in the past the problems of noise and antisocial behavior that these can create.

Yours

[REDACTED]

Resident 17

Reference: 234964/AM2: Blackfriars House

Hearings & Representations/Blackfriars

Mon, 19 Aug, 12:26 (2 days ago)

to me

Blackfriars House

Application Type: Premises Licence (new)

Reference: 234964/AM2

Premises: Ground floor and Roof Terrace, Blackfriars House, St Mary's Parsonage, Manchester, M3 2JA

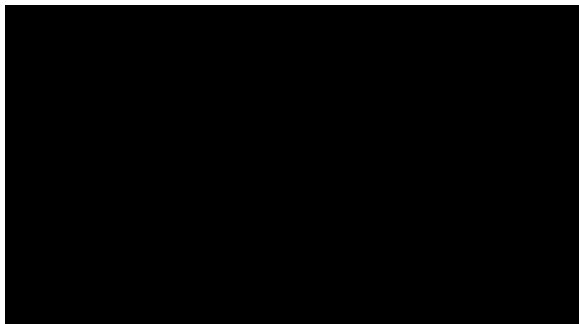
I wish to object on the basis of C) The Prevention of Public Nuisance.

As a rooftop restaurant and bar this application allied with the planning application makes use of an existing office block roof space. Where roof top bars and restaurants exist in the City, such as 20 Stories, these are often well planned, even pre-planned, within the commercial heart of the city, away from residential apartments if possible, or integrated as part of a mixed-use scheme including residential, such as Beetham Tower, and are often wholly enclosed behind glass etc. Tight controls are in place regarding noise, access, servicing etc.

Noise from a high level will potentially carry to existing apartments, and proposed opening until 2/2.30am could potentially cause a damaging effect on nearby residents. There appears little understanding of the issues involved in the transfer of high-level noise. Ground floor commercial uses are accepted within the city centre and controls are in place regarding noise generation and licencing controls hours of operation etc. The city centre generates noise in the night-time hours, this is accepted by those choosing to live in one of the many city centre apartments, it goes with the territory. However, for many apartments the night-time hours also bring a calm and quiet at higher levels. Noise from bars, restaurants etc is often contained, and there is less traffic noise, public transport etc. Certain noises stand out, ambulance and police sirens, delivery vehicles to hotels etc but these are relatively isolated, particularly for residents of Century Buildings. A rooftop, high level noise generator with an open terrace is a different proposition. Noise could potentially travel to numerous apartment blocks, cutting through the existing city silence.

Despite assurances from the applicant, the operator, as yet unknown, could potentially destroy the amenity enjoyed by many residents in this area. The applicant talks about 'background' music after 11pm, keeping doors and windows closed, however, there is a rooftop terrace proposed which will attract customers. Also, how can music be controlled to just 'background music' – surely there are many different interpretations of what constitutes 'background music'. It further states that 'noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises', however, it does not indicate how this will be controlled given the open nature of the terrace. It also states that 'doors and windows are to remain closed after 11pm whenever regulated entertainment is taking place, save for access and egress' – does this apply to the door from the bar/restaurant to the terrace? Additionally, it goes further by saying that the 'areas of the roof terrace which are not enclosed, music shall be background only after 11pm daily'. This implies that

there will be music on the terrace until 2am which is unacceptable given the close proximity of neighbouring residential apartments.



234964/AM2

Hearings & Representations/Blackfriars

x

[REDACTED]
Mon, 19 Aug, 18:27 (2 days ago)

to me

E: Premises Licence (new) 234964/AM2: Ground floor and Roof Terrace, Blackfriars House, St Mary's Parsonage, Manchester, M3 2JA

[REDACTED] strongly object to the granting of a
license to Blackfrier's House

According Canning O Neil, the agent selling office space for Blackfriars House 'Blackfriars House is just a stone's throw from Deansgate behind Parsonage Gardens, a genuine oasis of calm within the city.' Rather ironic considering their proposals for the building next door.

In particular the rood top restaurant and the creation of a licenced roof top terrace for outside launch parties and networking events until 2.30 in the morning will seriously increase the noise in this area. I object on the grounds of the prevention of a public nuisance. In particular:

-On the roof top, drinking alcohol at launch parties and networking events will inevitably create a disturbance until 2.30 in the morning on Friday and Saturday and 12.30 a.m. on other days.

- People, particularly groups of people, leaving the premises having been drinking until 2.30 at weekends or 12.30am on week days will be loud. I would be surprised if they took heed of any notices asking them to respect their neighbours and keep the noise down.

-The general business that goes with a licenced restaurant and event venue such as bottle and food delivery, emptying of waste and bottles, setting up events will add to the noise and traffic to the area.

At the moment this is a fairly quiet area in the evening and people living in the flats at St Mary's Parsonage are able to wake up and to go to work having had an undisturbed night . I expect this will change if the proposed licencing hours are approved.

Regards

[REDACTED]

Resident 19

Blackfriars House Premises Licence Reference: 234964/AM2

Hearings & Representations/Blackfriars

[REDACTED]

Mon, 19 Aug, 18:55 (2 days ago)

to me

I am writing in objection to the granting of a licence to Blackfriars house, Reference: 234964/AM2

As the [REDACTED]

[REDACTED] I am seriously concerned about late noise from traffic and pedestrians leaving the premises after closing time, between midnight and 3:00 AM at weekends.

My objection is specific to

C) The Prevention of Public Nuisance

Notices will be positioned at the public exits to the premises requesting customers to leave in a quiet manner

With a licence application from 11:00 AM to Midnight or 2:30 AM at midnight, my contention is that customers who may have been consuming alcohol for many hours are not likely to heed any such written notice requesting them to leave in a quiet manner.

The request for a licence for:

Provision of late night refreshment: both on and off the premises

Sun to Thur 11pm to 12.30am

Fri and Sat 11pm to 2.30am

This will attract additional people to the area late at night which will increase the noise levels and general tendency to boisterous and loud behaviour in an area that is currently considered to be a quiet oasis in the city centre.

I hope the licensing committee will take this complaint seriously and not grant either the late night alcohol licence or the late night refreshment license.

Best regards

[REDACTED]

Resident 20

234964/AM2

Hearings & Representations/Blackfriars

19 Aug 2019, 20:30 (2 days ago)

to me

Ref 234964/AM2

I am writing as I wish to make a representation in relation to the application for a premises licence at Blackfriars House, St Mary's Parsonage, Manchester.

Blackfriars House is next door [REDACTED] a residential building in the centre of Manchester. I am a leaseholder [REDACTED] and work full time in the City Centre.

The grant of this licence is inappropriate under the grounds of Prevention for Public Nuisance.

If the premises is used as a bar there will be an inevitable likely increase in noise, music and traffic in the area from the use of the premises. Sound travels closely due to the river, and noise is already evident from East z East, which is some distance away. Noise from an adjacent bar will be incredibly disruptive, and become a real possibility of not being able to open windows in the summer due to noise of music from the proposed bars , noise from customers entering and leaving the premises at a late hour as well as the noise of rubbish being emptied and collected.

There will undoubtedly be an increase in traffic congestion and littering. St Mary's Parsonage is already a busy road. There are families with children occupying these flats, we all have the right to quiet enjoyment of their properties and to be able to access and park our own vehicles without negotiating additional traffic levels and littering. Flats at the both the back the premises and the front will be affected by all these factors. Blackfriars is an older building and was not built to be converted into bars or to contain modern levels of sound or vibration.

Should the grant go ahead there must be

- No outside music being played in any of the outside areas
- A limit on the use of the outside roof terraces
- A limit on licencing hours
- a limit on the opening hours so that customers are not leaving the premises at a late hour.
- a limit on the timings of bin and glass emptying and the collection of waste

Manchester is growing and in order to attract business to the City Centre it is important to maintain pleasant places that professionals can live in the City Centre in order to reduce to number of commuters. There is already a wealth of bars and clubs, as well as other unused properties in more suitable areas of the City Centre and it is important to keep small central residential areas free from bottles, noise and litter where possible. I trust you will give this representation fair attention and I await your response in due course.

[REDACTED]

[REDACTED]

Resident 21

Reference: 234964/AM2

Hearings & Representations/Blackfriars

19 Aug 2019, 21:00 (2 days ago)

to me

Dear Sir

I would like to make a formal representation (and formal objection) against the premises licensing application at Blackfriars House, St Mary's Parsonage, for a restaurant/bar and event space.

██████████ have a number of serious concerns about the proposal.

Public Safety

One concern relates to the increased vehicular traffic that will be brought about by the proposal. St Mary's Parsonage is a very narrow road and access to ██████████ car park is already frequently very difficult. An increase in traffic will make access ██████████ even more difficult and while cars wait to go into the car park there will be an increase in 'double parking' leading to blockages in the road. The narrowness in the road already leads to vehicles frequently driving along lengthy sections of the road half on the pavement and half on the road. An increase in this extremely dangerous driving behaviour will no doubt occur with it being only a matter of time before a pedestrian is seriously injured.

An increase in traffic along St Mary's Parsonage will also cause safe concerns for residents in crossing the road into Parsonage Gardens. When exiting the Gardens it is already difficult to see if cars are coming. An increase in traffic will heighten the danger associated with this.

Protection of Children From Harm

A number of the residents ██████████ are families with young children, probably much more so than most city centre blocks of flats that can be expected to be populated by younger residents. The above factors with cars already driving along the road mounted on the pavement with alarming frequency and difficulties in crossing the road between parked cars with limited visibility of the road in each direction will be even more dangerous for children ██████████ and also families that have parked nearby in Salford who walk over Blackfriars Bridge and cut along St Mary's Parsonage and then through Parsonage Gardens on Saturdays and Sundays to access Deansgate by House of Fraser etc.

Prevention of Public Nuisance

The space between ██████████ and Blackfriars House is often frequented by drug users. I have witnessed this on numerous occasions ██████████, with groups of users openly injecting drugs in this area.

This space is also frequently used by individuals to urinate in public.

I have grave concerns that both extremely unpleasant types of behaviour will increase with the addition of licensed premises at Blackfriars House. Without doubt, more drug users and beggars will be drawn to the area to beg for money from people using the bar/restaurant.

Further inevitable anti social behaviour will be the increase in litter in the area as a result in the increased traffic (both pedestrian and vehicular) in St Mary's Parsonage.

Should the licence be granted I would strongly urge there are strict restrictions in place such that noise, not just in the evening but also in the morning from bin/bottle collections, is kept to a minimum and doesn't impact on local residents. Noise from outside East Is East restaurant when people are leaving the premises carries easily over the river and seems to be amplified between the buildings. East is East is further away [REDACTED]

[REDACTED] I am seriously concerned about the noise level from Blackfriars House [REDACTED]

Furthermore, a roof terrace will enable visitors to see directly [REDACTED]

I note that the proposed entrance to the premises is at the side of Blackfriars House. [REDACTED]

[REDACTED] Without doubt, the proposal will substantially increase noise levels to an antisocial level [REDACTED]

[REDACTED] This will be an unfair reduction in my standard of living to an unacceptable level.

Manchester has numerous bars and restaurants that have failed and the empty premises are more suitable for a bar/restaurant than the conversion of Blackfriars House in a rare bit of central Manchester that is partly residential with a much valued green park space adjacent. It would be more appropriate for existing empty units to be regenerated than have a new bar / restaurant at Blackfriars House.

Yours faithfully.

[REDACTED]

Resident 22

Reference: 234964/AM2

Hearings & Representations/Blackfriars

19 Aug 2019, 21:08 (2 days ago)

to me

I am writing to object to the premises licensing application Reference: 234964/AM2 in relation to Blackfriars House. I live at [REDACTED]

I object on the grounds of:

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

Due to the close proximity of Blackfriars House to residents [REDACTED] there is concern that the use of the building for a restaurant, bar and event space will cause noise and disturbance to local residents both at roof and street level. The proposed area involved [REDACTED] [REDACTED] presenting a significant negative change to our environment. We moved here and bought properties knowing it to be a relatively quiet part of the city centre, not surrounded by bars and restaurants.

Issues to consider are:

- a limit on licensing hours, any evening and nighttime licensing will cause problems and disturbance.
- a limit on the use of the outside roof terraces at night, this would present a significant negative change for me and my neighbours. The proposed space would directly overlook [REDACTED] and is totally inappropriate.
- no outside music on any of the outside roof terraces at any time
- a limit on timings of bin and glass emptying and collection of waste, there are no businesses causing problems of this nature and we won't to keep it that way.
- an increase in traffic congestion, noise and pollution from cars, taxis, delivery and refuse vehicles affecting local residents and families.
- an increase in noise from customers leaving the premises and walking past [REDACTED] or towards Parsonage Gardens, especially at night. We are not disturbed by businesses of this nature at the moment, it would be inappropriate to introduce this type of businesses in our immediate proximity.

Unlike areas know for bar, restaurant, event space business St Mary's Parsonage is quiet and safe, it's not appropriate to grant a licence of the proposed nature. The impact on me and residents in my building will be significant and unacceptable.

Premises Licence Reference: 234964/AM2

Hearings & Representations/Blackfriars

[REDACTED]

20 Aug 2019, 19:41 (15 hours ago)

to me

Dear Sir/Madam, having viewed the licensing application and attended two meetings with fellow [REDACTED] and a Bruntwood representative, I'd like to make the following objections:

- The roof terrace looks straight into the [REDACTED] [REDACTED] not only is this a huge violation of privacy (something I have objected to as regards the planning application) but there is likely to be major noise disturbance. Therefore alcohol should not be consumed outside from 10pm at the very latest and music - in any medium - should be indoor only
- Consent should be only be considered when an operator is confirmed, and given accordingly - the type of venue will have a major impact on how it affects surrounding residents
- A direct managerial phone number should be given to residents in case of any issues. Residents should also be consulted regularly with regards to the running of the venue
- Due to issues with this in the past, waste collection and the use of skips should be restricted to mid-morning

Due to the nature of the area, the following should be not permitted:

- Takeaways
- Smoking outdoors
- Lingering outside the premises, around residential buildings or in the park almost opposite - which has already attracted negative behaviour. Only recently someone smashed our front door, attempting to break in, and alcohol consumption makes such behaviour more likely. Clientele should be instead directed towards Blackfriars Road, particularly as Century Buildings also includes apartments at street level

Please note also that the proposed licensing hours differ in various documents, and the planning application incorrectly states there are loading bays outside the building - consideration must be given to how vehicles will be managed with minimal disturbance to a narrow residential road that already suffers from excessive noise pollution.

Yours faithfully,

[REDACTED]

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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<p><u>A) The Prevention of Crime and Disorder</u></p> <ol style="list-style-type: none"> 1. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally. 2. Recorded CCTV images will be maintained and stored for a period of thirty-one days and shall be produced to the Police or Licensing Authority upon request. 3. CCTV will be in operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player. 4. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request. 5. Whenever the premises trades beyond 01:00, SIA registered door supervisors shall be employed at a ratio of 1:100 persons from 23:00 until close. 6. At all other times, SIA registered door staff shall be employed at the premises, in accordance with a risk assessment, to be carried out by the DPS, with particular reference to any events taking place at the premises. When employed, door staff will wear high visibility armbands. 7. When employed, a register of those door staff employed shall be maintained at the premises and shall include: <ol style="list-style-type: none"> (i) the number of door staff on duty; (ii) the identity of each member of door staff; (iii) the times the door staff are on duty. 8. Notices will be positioned at the public exits to the premises advising customers that open containers of alcohol should not be removed from the premises, save for consumption in any delineated external area. 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 laws relating to the sale of alcohol to intoxicated persons. 10. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request. 	N/A	Applicant

Schedule of Licence Conditions

<p><u>B) Public Safety</u></p> <ol style="list-style-type: none"> 1. A first aid box will be available at the premises at all times. 2. Regular safety checks shall be carried out by staff. 3. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations. 4. The premises shall maintain an Incident Log and public liability insurance. <p><u>C) The Prevention of Public Nuisance</u></p> <ol style="list-style-type: none"> 1. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises. 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. The exterior of the premises shall be cleared of litter at regular intervals. 4. Notices will be positioned at the public exits to the premises requesting customers to leave in a quiet manner. 5. Doors and windows are to remain closed after 11pm whenever regulated entertainment is taking place, save for access and egress. 6. The emptying of bins into skips, and refuse collections will not take place between 11pm and 8am. 7. In areas of the roof terrace which are not enclosed, music shall be background only after 11pm daily. <p><u>D) The Protection of Children From Harm</u></p> <ol style="list-style-type: none"> 1. A "Challenge 21" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 21. The only acceptable forms of identification shall be photographic driving licences, passports, HM forces cards, or a form of identification with the "PASS" hologram. 2. Staff will have training which will include the Challenge 21 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the 		
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Schedule of Licence Conditions

<p>distribution of alcohol to persons under the age of 18.</p> <p>3. Notices advising what forms of ID are acceptable must be displayed.</p> <p>4. Notices must be displayed in prominent positions indicating that the Challenge 21 policy is in force.</p>		
Conditions proposed by objectors	Agreed	Proposed by
<p>1. No live amplified music shall played outdoors.</p> <p>2. There shall be a documented smoking policy (see appendix 3) implemented at the premises and a copy lodged with the Council's Licensing Unit.</p> <p>3. Staff shall monitor customers smoking in the external areas on a regular basis and ensure patrons do not cause a noise nuisance.</p> <p>4. A limit shall be set for the number of patrons smoking on the roof terrace after 11pm to prevent noise nuisance.</p> <p>5. A direct telephone number for the manager of the premises shall be publicly available at all times the premises are open. This telephone number is to be made available to residents in the vicinity.</p> <p>6. Local residents shall be invited to quarterly residents meetings held by the premises licence holder to resolve any problems associated with the carrying on of licensable activities at the premises. The minutes of the meeting and any action to be taken shall be lodged with the Council's Licensing Unit by the premises license holder within seven days of the meeting.</p> <p><u>Conditions Proposed By Ward Councillor</u></p> <p>7. Time limit on the use of all outside spaces/terraces on the roof of the premises with no outside access after 11pm every day</p> <p>8. provision of door staff at all street entrances</p> <p>9. Outdoor space should be limited to seated restaurant service only.</p> <p>10.No outside music at all (whether live, recorded, background or amplified or otherwise) on any of the outside terraces at any time.</p>	<p>No</p> <p>No</p>	<p>Licensing and Out of Hours</p>

Schedule of Licence Conditions

<p>11. All event activity should be for pre-invited audiences only.</p> <p>12. There should be a DPS on duty on the premises at all times when the premises is authorised to sell alcohol</p> <p>13. A direct telephone number for the Manager of the premises should be publicly available at all times the premises is open and made available to local residents</p> <p>14. Take away / delivery services (eg Deliveroo or equivalent) should not be permitted from the premises.</p> <p>15. The emptying of bins and glass into skips, collection of waste and glass and deliveries should be limited to between the hours of 9.30am and 8pm.</p> <p>16. A taxi management policy should be in place.</p> <p>17. Local residents should be invited to minuted quarterly review meetings with the licence holder/operator and minutes and actions lodged with the Councils Licensing Unit</p> <p>18. Dispersal policy is required.</p>		
<p><u>Conditions proposed by Residents</u></p> <p>19. A limit on the use of all outside spaces/terraces on the roof of the premises with no outside access after 11pm every day (duplicate condition as requested by the Ward Councillor)</p> <p>20. There should be no outside music at all (whether live, recorded, background or amplified or otherwise) on any of the outside terraces at any time (duplicate condition as requested by the Ward Councillor)</p> <p>21. All event activity should be for pre-invited audiences only (duplicate condition as requested by the Ward Councillor)</p> <p>22. There should be a Personal License holder on duty on the premises at all times when the premises is authorised to sell alcohol (duplicate condition as requested by the Ward Councillor)</p> <p>23. A direct telephone number for the Manager of the premises should be publicly available at all times the premises is open and made available to local residents (duplicate condition as requested by the Ward Councillor)</p> <p>24. Take away / delivery services should not be permitted from the premises (duplicate condition as requested by the Ward Councillor)</p> <p>25. The emptying of bins and glass into skips and collection of waste and glass should be limited to between the hours of 9.30am and 11am.</p> <p>26. In areas of the roof terrace which are not enclosed, there will be</p>	No	

Schedule of Licence Conditions

<p>no outside music after 11pm daily</p> <p>27. There should be no music played on or near to the outside roof area at any time</p> <p>28. Bin and glass disposal and organisation should be closely controlled and done only between 9-00am and 5-00pm</p> <p>29. Smoking shall not be allowed outside the premises</p>		
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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

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**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 9 September 2019

Subject: Black Sheep Coffee, 2-4 St Ann Street, Deansgate, Manchester, M3 2BW - App ref: Premises Licence (new) 234722

Report of: Director of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Panel determine the application.

Wards Affected: Deansgate

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

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

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

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Telephone: 0161 234 4858
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Background documents (available for public inspection):

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

1. **Introduction**

- 1.1 On 18/07/2019, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of Black Sheep Coffee, 2-4 St Ann Street, Deansgate, Manchester, M3 2BW in the Deansgate ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. **The Application**

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is Conilon Ltd.
- 2.3 The description of the premises given by the applicant is specialist coffee shop offering a range of alcoholic beverages.
- 2.4 The proposed designated premises supervisor is Ayaz Udin.

2.5 **The licensable activities applied for:**

Provision of regulated entertainment (recorded music) (indoors):
Mon to Sat 6:30am to 12 midnight, Sun 8am to 8pm

Provision of late night refreshment (indoors)
Mon to Sat 11pm to 12 midnight

The supply of alcohol for consumption both on and off the premises:
Mon to Sat 8am to 12 midnight, Sun 8am to 7pm

Opening hours:
Mon to Sat 6:30am to 12 midnight, Sun 8am to 8pm

2.5.1 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music between the hours of 0800 and 2300 hours have been deregulated and so should not be regarded as licensable activities for the purposes of this application.

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

2.6 **Activities unsuitable for children**

2.6.1 The applicant has not highlighted any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

2.7 **Steps to promote the licensing objectives**

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

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

3. **Relevant Representations**

3.1 A total of one relevant representation was received in respect of the application (**Appendix 3**). Original copies of these representations will be available to the Panel at the hearing.

Responsible Authorities:

- MCC Licensing and Out of Hours Compliance Team.

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
Licensing and Out of Hours Compliance	Concerns regarding noise disturbance by patrons in the queuing, smoking areas and at dispersal; noise from deliveries or commercial waste disposal and collections; lack of proposed conditions regarding SIA door staff, and how records will be kept in relation to their details and times they are on duty; lack of detail in terms of early morning alcohol off sales and; a lack of detail about the Challenge 25 scheme or training of staff to prevent underage sales, proxy sales, selling to drunken people and record keeping.	Refuse

4. Key Policies and Considerations

4.1 Legal Considerations

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

4.2 New Information

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

4.3 Hearsay Evidence

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

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

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

4.5 Manchester Statement of Licensing Policy

- 4.5.1 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' its statement of licensing policy.
- 4.5.2 The Licensing Policy sets out the vision the licensing authority has for the regulation of licensed premises throughout Manchester and outlines the standards expected in order to ensure the promotion of the licensing objectives in the city. The Panel may depart from the policies should it consider doing so would benefit the promotion of the licensing objectives. Reasons are to be given for any such departure from the Policy.

- 4.5.3 Section 4 of the Policy (Operation of the Policy) sets out how the Licensing Policy is intended to be used in practice for licence applications and licensed premises.
- 4.5.4 Relevant to this application and the grounds of the representations made, the Panel are recommended to have regard to the following sections of the Policy:

Section 6: What we aim to encourage

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

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

Section 7: Local factors

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

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

- Identified risk factors specific to the licensed premises
- Evidence of pre-existing problems in the area

- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance

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

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

- 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
- MS11 Ensure the wellbeing of children on the premises
- 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.

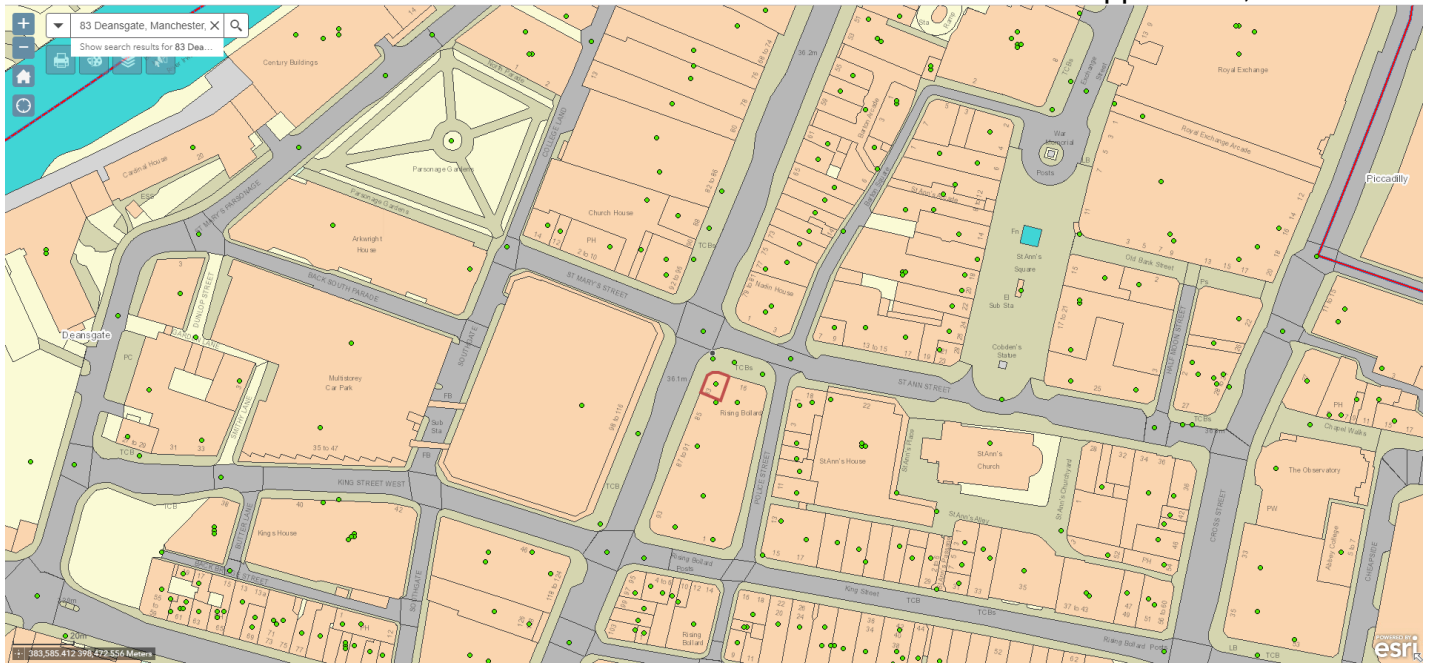
Conclusion

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

- the prevention of crime and disorder
- public safety;
- the prevention of public nuisance; and

- the protection of children from harm.

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



Black Sheep Coffee
2-4 St Ann Street, Manchester, M3 2BW

Premises Licensing
Manchester City Council

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Survey100019568.



PREMISE NAME: Black Sheep Coffee

PREMISE ADDRESS: 2-4 St Ann Street, Manchester, M3 2BW

WARD: Deansgate

HEARING DATE: 09/09/2019

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

Document is Restricted

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Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We **Conilon Ltd**

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Black Sheep Coffee 2-4 St Ann Street			
Post town	Manchester	Postcode	M2 7LG

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£TBA

Part 2 - Applicant details

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

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

- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Conilon Ltd
Address Address 81 Southwark Street London SE1 0HX
Registered number (where applicable) 08663274
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company

Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start? 16 08 2019

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

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

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

Specialist coffee shop offering a range of alcoholic beverages

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <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 checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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



Supply of alcohol (if ticking yes, fill in box J)



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sat			
Sun			

D

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

E

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

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	0630	0000			
Tue	0630	0000			
Wed	0630	0000	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	0630	0000			
Fri	0630	0000	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 (please read guidance note 6)		
Sat	0630	0000			
Sun	0800	2000			

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					




I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	2300	0000			
Tue	2300	0000			
Wed	2300	0000	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	2300	0000			
Fri	2300	0000	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	2300	0000			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	0800	0000			
Tue	0800	0000			
Wed	0800	0000			
Thur	0800	0000	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 (please read guidance note 6)		
Fri	0800	0000			
Sat	0800	0000			
Sun	0800	1900			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Ayaz Udin	
Date of birth	
	
Postcode	
Personal licence number (if known) 147433	
Issuing licensing authority (if known) Salford City Council	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

N/A

L

Hours premises are open to the public

Standard days and timings (please read guidance note 7)

Day	Start	Finish
Mon	0630	0000
Tue	0630	0000
Wed	0630	0000
Thur	0630	0000
Fri	0630	0000
Sat	0630	0000
Sun	0800	2000

State any seasonal variations (please read guidance note 5)

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 (please read guidance note 6)

M

Describe the steps you intend to take to promote the four licensing objectives:

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

See Annex A

b) The prevention of crime and disorder

See Annex A

c) Public safety

See Annex A

d) The prevention of public nuisance

See Annex A

e) The protection of children from harm

See Annex A

Checklist:**Please tick to indicate agreement**

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☐

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

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her
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	proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	Peter Sparham
Date	16 th July 2019
Capacity	Licensing Agent

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

Peter Sparham

[REDACTED]

Post town	[REDACTED]	Postcode	[REDACTED]
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Application for a Premises Licence to be granted the Licensing Act 2003

Annex A

The following conditions are offered

1. A digital CCTV system will be operated and maintained within the venue. The CCTV system will be in operation at all times the premises are open for licensable activities. The system will have of storing up to 31 days of footage. Footage will be available upon reasonable request from an Authorised officer.
2. Whilst the CCTV system is in operation there will be someone on duty capable of operating and downloading images.
3. All sales of alcohol for consumption off the premises shall be sold in sealed containers, except that to be consumed at the seating outside the premises belonging to the premises.
4. Substantial food and non-intoxicating beverages will be available in all parts of the premises where alcohol is sold or supplied for consumption in the premises.
5. A proof of age scheme, such as Challenge 25, shall be operated at the premises.
6. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, this will record the following:-
 - a) All crimes reported to the venue.
 - b) All ejections of patrons.
 - c) Any complaints received.
 - d) Any incidents of disorder.
 - e) Seizures of drugs or offensive weapons.
 - f) Any faults in the CCTV system.
 - g) Any refusal of sale of alcohol.
 - h) Any visit by relevant authority or emergency service.
7. All members of staff will be given regular training to include each of the four licensing objectives and related responsibilities.

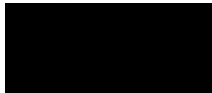
Consent of individual to being specified as premises supervisor

Ayaz Uddin

I

[full name of prospective premises supervisor]

of



[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

Sale of alcohol, late night refreshments

[type of application]

by

Conilon Ltd

[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

Black Sheep Coffee

~~1 Kings Street~~

Manchester

~~M3 2BV~~

2-4 St Ann Street

M2 7LG.

[name and address of premises to which the application relates]

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

Conilon Ltd

[name of applicant]

concerning the supply of alcohol at

Black Sheep Coffee

~~1 Kings street~~

Manchester

~~M5 2BV~~

2-4 St Ann Street

M2 7HG

[name and address of premises to which application relates]

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

Personal licence number

147433

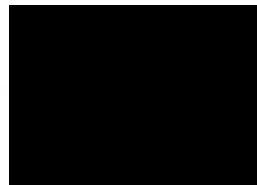
[insert personal licence number, if any]

Personal licence issuing authority

Salford City Council

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

AYAZ NOORIN

Date

10 / 07 / 2019


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

Name	Sandra Dawson
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.dawson@manchester.gov.uk
Telephone Number	0161 234 1220

Premise Details

Application Ref No	234722
Name of Premises	Black Sheep Coffee
Address	2-4 St Ann Street, Manchester, M2 2LF

Representation

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

The Licensing and Out of Hours Team (LOOH) have assessed the likely impact of the granting of this application taking into account a number of factors, including the nature of the business, the location of the premise, the Council's Statement of Licensing Policy 2016-2021 and any potential risk that the granting of this application will undermine the Council Licensing Policy including the four licensing objectives of public nuisance, crime and disorder, protection of children from harm and public safety.

The premises has previously operated as a Bakery/Coffee Shop, and is on the corner of St Ann Street and Deansgate, near a busy junction, with residential premises in close proximity. The premises is located on the ground floor, with a kitchen in the basement. There are offices above the premises. The applicant has requested that they open Monday – Saturday 06.30 – 00.00, and Sunday 08.00 – 20.00. They have requested supply of alcohol from 08.00 – 00.00 Monday – Saturday and 08.00 – 19.00 on Sunday.

The operating schedule offered by the applicant does not document how it proposes to address potential issues of noise disturbance by patrons in the queuing, smoking areas and at dispersal, which could potentially impact on residents and other commercial properties in the vicinity of the premises, due to noise from patrons leaving at the terminal hour. No reference or conditions offered are offered in the application to timings of both deliveries or commercial waste disposal and collections and again how any arrangements will not impact on nearby residents at the proposed time of 00:00 hours. There is no mention on how the applicant is to uphold the prevention of public nuisance licensing objective.

There are no proposed conditions SIA door staff, and how records will be kept in relation to their details and times they are on duty. In the event of an incident, you would be expected to provide details of staff that were employed

at your premises. There is no reference made about how and when alcohol will be sold for off sales and to alcohol being sold from 08.00 each day and whether this will be ancillary to food. There is no mention on how the applicant would uphold the public safety and public nuisance licensing objectives. There is currently a wider issue within the City Centre relating to people drinking alcohol on the street and excessive drinking in the early hours. The applicant has not proposed conditions in the operating schedule relating to the off sales and early morning sales of alcohol which could potentially exacerbate an already identified problem.

There is a lack of detail within the application about the Challenge 25 scheme or training of staff to prevent underage sales, proxy sales, selling to drunken people, and how records will be kept for this training, or details how the applicant will uphold the protection of children from harm licensing objective as alcohol could be sold to children if staff are not provided with adequate training.

Therefore, given the above concerns the LOOH Team recommend that this application in its current form is refused due to insufficient conditions offered.

Recommendation:	Refuse Application
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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. A digital CCTV system will be operated and maintained within the venue. The CCTV system will be in operation at all times the premises are open for licensable activities. The system will have of storing up to 31 days of footage. Footage will be available upon reasonable request from an Authorised officer. 2. Whilst the CCTV system is in operation there will be someone on duty capable of operating and downloading images. 3. All sales of alcohol for consumption off the premises shall be sold in sealed containers, except that to be consumed at the seating outside the premises belonging to the premises. 4. Substantial food and non-intoxicating beverages will be available in all parts of the premises where alcohol is sold or supplied for consumption in the premises. 5. A proof of age scheme, such as Challenge 25, shall be operated at the premises. 6. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, this will record the following:- <ol style="list-style-type: none"> a. All crimes reported to the venue. b. All ejections of patrons. c. Any complaints received. d. Any incidents of disorder. e. Seizures of drugs or offensive weapons. f. Any faults in the CCTV system. g. Any refusal of sale of alcohol. h. Any visit by relevant authority or emergency service. 7. All members of staff will be given regular training to include each of the four licensing objectives and related responsibilities. 	N/A	Applicant

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

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**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 09 September 2019

Subject: KFC, 12a Oxford Road, Manchester, M1 5QA - App ref: Premises Licence (new) 235085

Report of: Director of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Panel determine the application.

Wards Affected: Deansgate

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

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

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

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

Name: Dave Skelly
Position: Technical Licensing Officer
Telephone: 0161 234 4915
E-mail: d.skelly@manchester.gov.uk

Background documents (available for public inspection):

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

1. **Introduction**

- 1.1 On 25/07/2019, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of KFC, 12a Oxford Road, Manchester, M1 5QA in the Deansgate ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. **The Application**

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is **Readytrade Limited**.
The description of the premises given by the applicant is: -
Hot Food Restaurant & Take Away
- 2.3 **The licensable activities applied for:**
Provision of regulated entertainment (recorded music):
Mon to Sun 11pm to 12midnight

Provision of late night refreshment:
Mon to Sun 11pm to 12midnight

Opening hours:
Mon to Sun 10am to 12midnight
- 2.3.1 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 2**.
- 2.4 **Activities unsuitable for children**
- 2.4.1 The applicant has not highlighted any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

2.5 Steps to promote the licensing objectives

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

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

2.6 Further documentation accompanying the application

3. Relevant Representations

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

Responsible Authorities:

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

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	Protection of children from, public nuisance, public safety, crime and disorder. Conditions proposed by the applicant need to be more robust to show how the licensing objectives would be upheld.	Grant with conditions
Licensing and Out of Hours Compliance	Public nuisance, concerns regarding waste being left outside the premises, also the proposed conditions are largely irrelevant and would be unenforceable	Reject

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

3.4 Agreements on conditions have been reached with GMP.

4. Key Policies and Considerations

4.1 Legal Considerations

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

4.2 **New Information**

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

4.3 **Hearsay Evidence**

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

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

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

4.5 **Manchester Statement of Licensing Policy**

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

- 4.5.4 Relevant to this application and the grounds of the representations made, the Panel are recommended to have regard to the following sections of the Policy:

Section 6: What we aim to encourage

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

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

Section 7: Local factors

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

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

- Identified risk factors specific to the licensed premises
- Evidence of pre-existing problems in the area
- Proximity of takeaways and licences to nightlife entertainment areas

- Consistency with relevant Council strategies
- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance
- Proximity to sensitive uses
- The availability of transport to and from the premises
- 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
- 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

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.

5. Conclusion

- 5.1 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.
- 5.2 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.
- 5.3 Having regard to the representations, the Panel must take such of the steps set out below that it considers appropriate for the promotion of the licensing objectives:
- a) To grant the licence subject to:
 - i. the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate, and
 - ii. any mandatory conditions that must be included in the licence;
 - b) To exclude from the scope of the licence any of the licensable activities to which the application relates;

- c) To refuse to specify the person proposed in the application as the designated premises supervisor;
 - d) To reject the application.
- 5.4 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.
- 5.5 All licensing determinations should be considered on the individual merits of the application.
- 5.6 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.
- 5.7 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.
- 5.8 The Panel is asked to determine the application.

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KFC
12a Oxford Road, Manchester, M1 5QA



PREMISE NAME: KFC

PREMISE ADDRESS: 12a Oxford Road, Manchester, M1 5QA

WARD: Deansgate

HEARING DATE:

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

Document is Restricted

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Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Readytrade Limited T/A KFC
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Kfc 12a Oxford Road			
Post town	Manchester	Postcode	M1 5QA
Telephone number at premises (if any)		0161 2281402	
Non-domestic rateable value of premises		£ 47,000	

Part 2 - Applicant details

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

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

- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a
 statutory function or ☐
 a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	Readytrade Limited
Address	64 Wolsey Road Northwood Middlesex HA6 2EH
Registered number (where applicable)	09671182
Description of applicant (for example, partnership, company, unincorporated association etc.)	Private Limited Company

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
2	5	0 7 2 0 1 9

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

DD	MM	YYYY

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

Hot Food Restaurant& Take Away

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <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 checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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

☒

Supply of alcohol (if ticking yes, fill in box J)

☐

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
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 6)		
Fri					
Sat					
Sun					

E

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

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	23:00	00:00			
Tue	23:00	00:00			
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Wed	23:00	00:00			
Thur	23:00	00:00			
			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri	23:00	00:00			
Sat	23:00	00:00			
Sun	23:00	00:00			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	00:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	23:00	00:00			
Wed	23:00	00:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	00:00			
Fri	23:00	00:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	23:00	00:00			
Sun	23:00	00:00			

J

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

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	10:00	00:00	
Tue	10:00	00:00	
Wed	10:00	00:00	
Thur	10:00	00:00	
Fri	10:00	00:00	
Sat	10:00	00:00	
Sun	10:00	00:00	
			<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)

M

Describe the steps you intend to take to promote the four licensing objectives:

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

The unit will be operated within strict operational controls with close management supervision.
The company has established communications and good working relationships with all authorities and stakeholders.

b) The prevention of crime and disorder

The provision of CCTV System.
Good lighting to internal & external, monitoring of all incidents.
Intruder alarm, panic attack system have been installed, which comprises of control panel, door contacts, motion sensors & external sounders.
These are linked to the security company & police.

c) Public safety

Accident/ incident on line reporting
At least one first aider on duty at all times
Good housekeeping
Fire management procedure: fire alarms, emergency lighting & smoke detectors

d) The prevention of public nuisance

Limited noise generated from plants & machinery.
Attenuators fitted to extraction system.
Regular litter pick up in the vicinity of premises during daylight hours.
Provision of regular waste collection.

e) The protection of children from harm

Staff awareness to responses of young persons and to advise local authorities.

Checklist:**Please tick to indicate agreement**

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☐
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☐

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

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.


Part 4 – Signatures (please read guidance note 11)





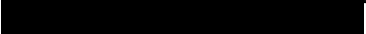
Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or
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	her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	
Capacity	

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	25 July 2019
Capacity	Asset Protection Manager

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
			
			
			
Post town	Ilkley	Postcode	LS29 9LU
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and

- (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,

- (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
- (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
- (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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

Document is Restricted

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

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

Premise Details

Application Ref No	MAU235085
Name of Premises	KFC
Address	12a Oxford Road, Manchester, M1 5QA

Representation

The Licensing and Out of Hours Team (LOOH) have assessed the application submitted for the provision for late night refreshment at KFC 12a Oxford Road. LOH have consulted the Council's Licensing Policy and assessed any potential risk that the granting of this could lead to issues of Public Nuisance.

The premises is located on Oxford Road which is a main arterial route in Manchester City Centre, it is located near to many alcohol led premises which operate into the early hours of the morning.

The proposed hours and licensable activities applied for are as follows:

Provision of regulated entertainment (recorded music):

Mon to Sun 11pm to 12midnight

Provision of late night refreshment:

Mon to Sun 11pm to 12midnight

Opening hours:

Mon to Sun 10am to 12midnight

As a result of this assessment Licensing and Out of Hours have concerns regarding the limited operating schedule conditions offered by the applicant. The proposed conditions within the application demonstrate that the applicant may have no familiarity with the four licensing objectives particularly the Prevention of Public Nuisance. The conditions offered are also largely irrelevant and would be unenforceable.

With a lack of detail provided within the application and the potential for a late night food venue to cause issues from waste left outside the premises, LOOH recommend that the application is refused.

Recommendation:	Refuse Application
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GREATER MANCHESTER POLICE - REPRESENTATION

About You

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

About the Premises

Application Reference No.	LPA 235085
Name of the Premises	KFC
Address of the premises including postcode	12a Oxford Road, Manchester M1 5QA

Your Representation

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

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

The operating schedule which accompanies the application offers conditions but these need to be worded more robustly to show how the 4 Licensing Objectives will be upheld.

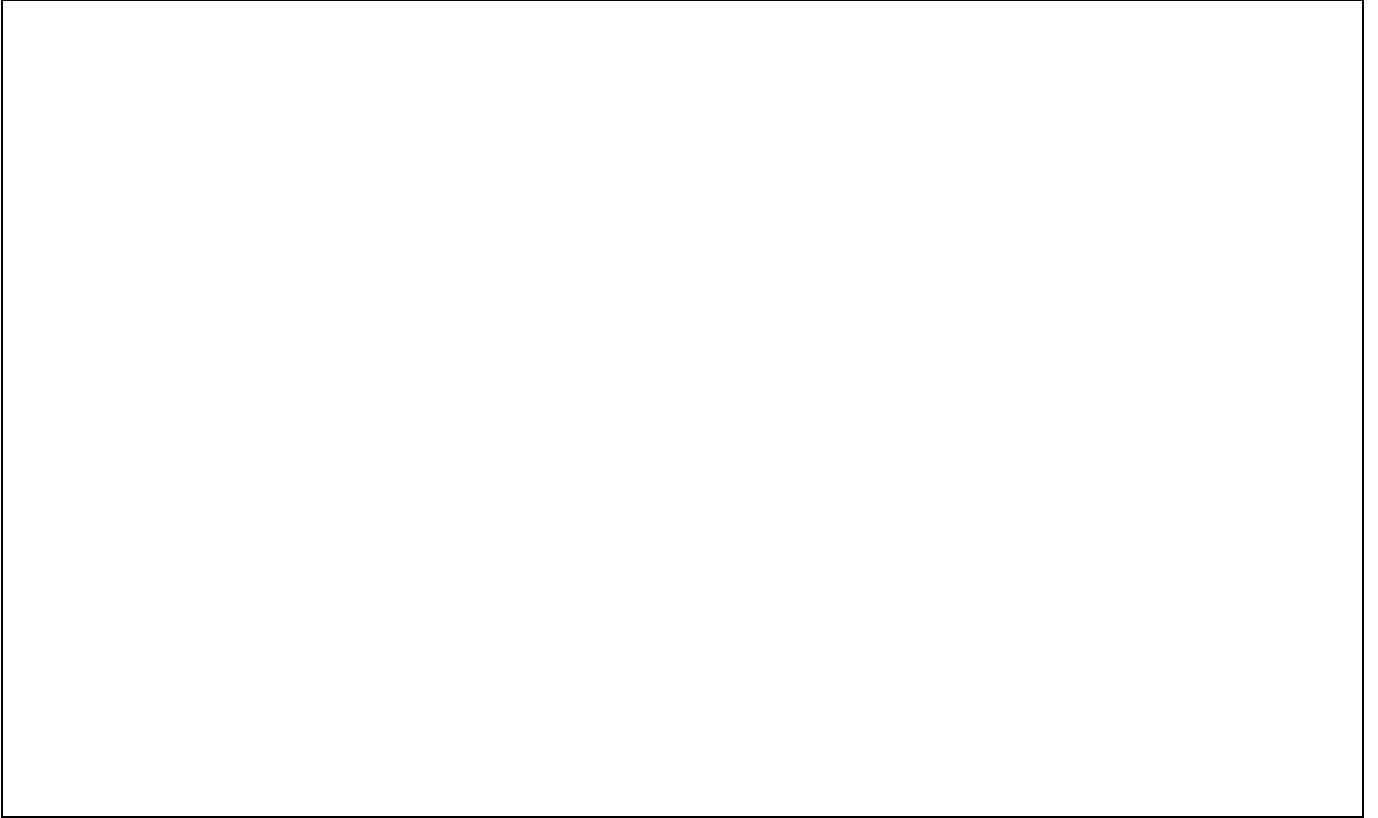
We therefore ask that if this application was granted the following conditions are attached:

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.



Alan.Isherwood@gmp.police.uk

06:45 (2
hours ago)

to Mostafa, me, CentralLicensing
Dear All,

In view of the email from the applicant in which they agree to all the conditions requested by GMP, we are happy for the licence to be granted with those conditions attached.

Please can this application now be shown as agreed between the applicant and GMP.

Kind Regards

Alan

PC 17659 Alan Isherwood
Divisional Licensing Officer
Greater Manchester Police
City of Manchester Division
1st Floor
Manchester Town Hall Extension
Lloyd Street
Manchester
M2 5DB

alan.isherwood@gmp.police.uk
0161 856 6017

From: Mostafa Lavizani [mailto: [REDACTED]]
Sent: 22 August 2019 15:48
To: Alan Isherwood
Cc: [REDACTED]; Gary Cook
Subject: FW: KFC 12a Oxford Road, Manchester 235085 DS7

Dear PC Alan Isherwood

We are happy to accept the conditions you have highlighted on the attached representation, should you require further information please do not hesitate to contact me.

Kind Regards

[REDACTED] | Soul Foods Group
Asset Protection Manager

•: [REDACTED]

Foston House, 25 Riddings Road, Ilkley, West Yorkshire. LS29 9LU

Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. The unit will be operated within strict operational controls with close management supervision. 2. The company has established communications and good working relationships with all authorities and stakeholders. 3. The provision of CCTV System. 4. Good lighting to internal & external, monitoring of all incidents. 5. Intruder alarm, panic attack system have been installed, which comprises of control panel, door contacts, motion sensors & external sounders linked to the security company & police. 6. Accident/ incident on line reporting 7. At least one first aider on duty at all times. 8. Good housekeeping. 9. Fire management procedure: fire alarms, emergency lighting& smoke detectors. 10. Limited noise generated from plants & machinery. 11. Attenuators fitted to extraction system. 12. Regular litter pick within the vicinity of premises during daylight hours. 13. Provision of regular waste collection. 14. Staff awareness to responses of young persons and to advise local authorities. 	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
<ol style="list-style-type: none"> 1. 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 	Yes	GMP

Schedule of Licence Conditions

<p>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.</p> <p>2. 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:</p> <p>(a) all crimes reported to the venue, or by the venue to the Police</p> <p>(b) all ejections of patrons</p> <p>(c) any incidents of disorder</p> <p>3. 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.</p>		
None proposed.	No	Licensing and Out of Hours