



Licensing Sub Committee Hearing Panel

Date: Monday, 28 October 2019

Time: 10.00 am

Venue: Council Antechamber - Level 2, Town Hall Extension

Everyone is welcome to attend this committee meeting.

Access to the Council Antechamber

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

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

Membership of the Licensing Sub Committee Hearing Panel

Councillors - Hughes, Reid and Stone

Agenda

- 1. Urgent Business**
To consider any items which the Chair has agreed to have submitted as urgent.
- 2. Appeals**
To consider any appeals from the public against refusal to allow inspection of background documents and/or the inclusion of items in the confidential part of the agenda.
- 3. Interests**
To allow Members an opportunity to [a] declare any personal, prejudicial or disclosable pecuniary interests they might have in any items which appear on this agenda; and [b] record any items from which they are precluded from voting as a result of Council Tax/Council rent arrears; [c] the existence and nature of party whipping arrangements in respect of any item to be considered at this meeting. Members with a personal interest should declare that at the start of the item under consideration. If Members also have a prejudicial or disclosable pecuniary interest they must withdraw from the meeting during the consideration of the item.
- 4. Application for a Premises Licence Variation - Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD** 7 - 84
The report of the Director of Planning, Building Control and Licensing is enclosed.
- 5. Determination - Cafe Lloyd, 16 Lloyd Street, Manchester, M2 5ND** 85 - 88
The report of the Director of Planning, Building Control and Licensing is enclosed.
- 6. Determination - Goodwill Convenience Store, 514 Portway, Manchester, M22 0LA** 89 - 90
The report of the Director of Planning, Building Control and Licensing is enclosed.
- 7. Determination - Isca, 825 Stockport Road, Manchester, M19 3PN** 91 - 94
The report of the Director of Planning, Building Control and Licensing is enclosed.
- 8. Determination - Roxy Lanes, R3, Manchester Arndale, Withy Grove, Manchester, M4 3AT** 95 - 96
The report of the Director of Planning, Building Control and Licensing is enclosed.
- 9. Determination - The Fed, Federation House, 2 Federation** 97 - 100

Street, Manchester, M4 4BF

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

- 10. Determination - Bloom Street Convenience Store, 39 Bloom Street, Manchester, M1 3LY** 101 - 102

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

Information about the Committee

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

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

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

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

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

Smoking is not allowed in Council buildings.

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

Further Information

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

Andrew Woods
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Email: andrew.woods@manchester.gov.uk

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

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**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 28 October 2019

Subject: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD - App ref: Premises Licence variation 236748

Report of: Director of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Committee determine the application.

Wards Affected: Fallowfield

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

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

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

Name: Fraser Swift
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Telephone: 0161 234 1176

Name: Chloe Tomlinson
Position: Technical Licensing Officer
Email: chloe.tomlinson@manchester.gov.uk
Telephone: 0161 234 4521

Background documents (available for public inspection):

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

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

1. Introduction

- 1.1 On 05/09/2019, an application for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 was made in respect of Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD in the Fallowfield ward of Manchester. A location map of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. Current Licence

- 2.1 The premises licence holder is Ali Hassan Ashraf and a copy of the current licence is attached at **Appendix 2**.

3. The Application

- 3.1 A copy of the application is attached at **Appendix 3**.
- 3.2 The variation is extend the opening hours and hours for the sale of alcohol to 2am each day (the premises is currently licensed until midnight).
- 3.2.1 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music between the hours of 0800 and 2300 hours have been deregulated and so should not be regarded as licensable activities for the purposes of this application.
- 3.2.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 3**.
- 3.3 **Activities unsuitable for children**
- 3.3.1 The applicant has not highlighted any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

3.4 Steps to promote the licensing objectives

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

3.4.2 These steps must be translated into conditions by the licensing authority to be included in any granted premises licence, unless the conditions are modified by the Panel following consideration of relevant representations. These conditions are set out in the Schedule of Conditions at **Appendix 5**.

4. Relevant Representations

4.1 A total of 13 relevant representations were received in respect of the application (**Appendix 4**). The personal details of all members of the public have been redacted. Original copies of these representation will be available to the Committee at the hearing.

Responsible Authorities:

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

Other Persons:

- Fallowfield Community Guardians;
- University of Manchester;
- South East Fallowfield Residents’ Group;
- Sherwood Estate Residents Association;
- Residents (x6).

4.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	Public nuisance - the extended hours would create noise disturbance and alcohol fuelled antisocial behaviour, exacerbating pre-existing problems. The premises is located within a Special Policy Area and there is a presumption of refusal for all applications within this area. The applicant has failed to provide any detail in their application as to why the extended hours of operation applied for sale of alcohol will not add to the cumulative impact already being experienced in this area.	Refuse
Licensing and Out of Hours Compliance		
Licensing	The applicant has not addressed	Refuse

Authority	the implications of the Special Policy relating to the area in which the premises is situated. Also, the application does not adhere to Section 7 of the Council's Licensing Policy in that they do not appear to have taken into account individual characteristics of the premises or locality.	
Fallowfield Community Guardians	The premises is within a Cumulative Impact Policy zone, and despite this the surrounding area has many public nuisance issues (i.e. litter, noise and antisocial behaviour), extended hours would make these worse. The applicant has not proposed any measures to address the additional impact.	Refuse
University of Manchester	The grant of this variation would likely create further public nuisance issues in the area. There are a large number of students living in immediate proximity to the premises and extended hours would undermine the university's work in encouraging students to behave responsibly in the local area and in improving community relations.	Refuse
South East Fallowfield Residents Group	Allowing this variation would increase the amount of late night footfall in the area which would increase the amount of antisocial behaviour and public nuisance and would not uphold the licensing objectives.	Refuse
Sherwood Estate Residents Association	Granting this variation would exacerbate existing issues to do with noise and antisocial behaviour, undermine the Special Area Policy, pose a risk to students/residents and possibly increase crime and disorder, and is generally not appropriate in a residential area.	Refuse
Residents x6		

4.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at **Appendix 5**.

5. Key Policies and Considerations

5.1 Legal Considerations

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

5.2 New Information

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

5.3 Hearsay Evidence

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

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

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

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

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

5.5 Manchester Statement of Licensing Policy

5.5.1 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' its statement of licensing policy.

- 5.5.2 The Licensing Policy sets out the vision the licensing authority has for the regulation of licensed premises throughout Manchester and outlines the standards expected in order to ensure the promotion of the licensing objectives in the city. The Panel may depart from the policies should it consider doing so would benefit the promotion of the licensing objectives. Reasons are to be given for any such departure from the Policy.
- 5.5.3 Section 4 of the Policy (Operation of the Policy) sets out how the Licensing Policy is intended to be used in practice for licence applications and licensed premises.
- 5.5.4 Relevant to this application and the grounds of the representations made, the Panel are recommended to have regard to the following sections of the Policy:

Section 5: Special Policy Area

The premises is located within the following special policy area:

Fallowfield and Wilmslow Road

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

Section 6: What we aim to encourage

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

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

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

Section 7: Local factors

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

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

- 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

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

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

MS2	Effective general management of the premises
MS3	Responsible promotion and sale of alcohol
MS5	Prevent on-street consumption of alcohol
MS8	Prevent noise nuisance from the premises
MS10	Operate effective cleansing arrangements, including ensuring the premises and surrounding area are kept clean and free of litter, and adequate arrangements for the secure and responsible storage of refuse

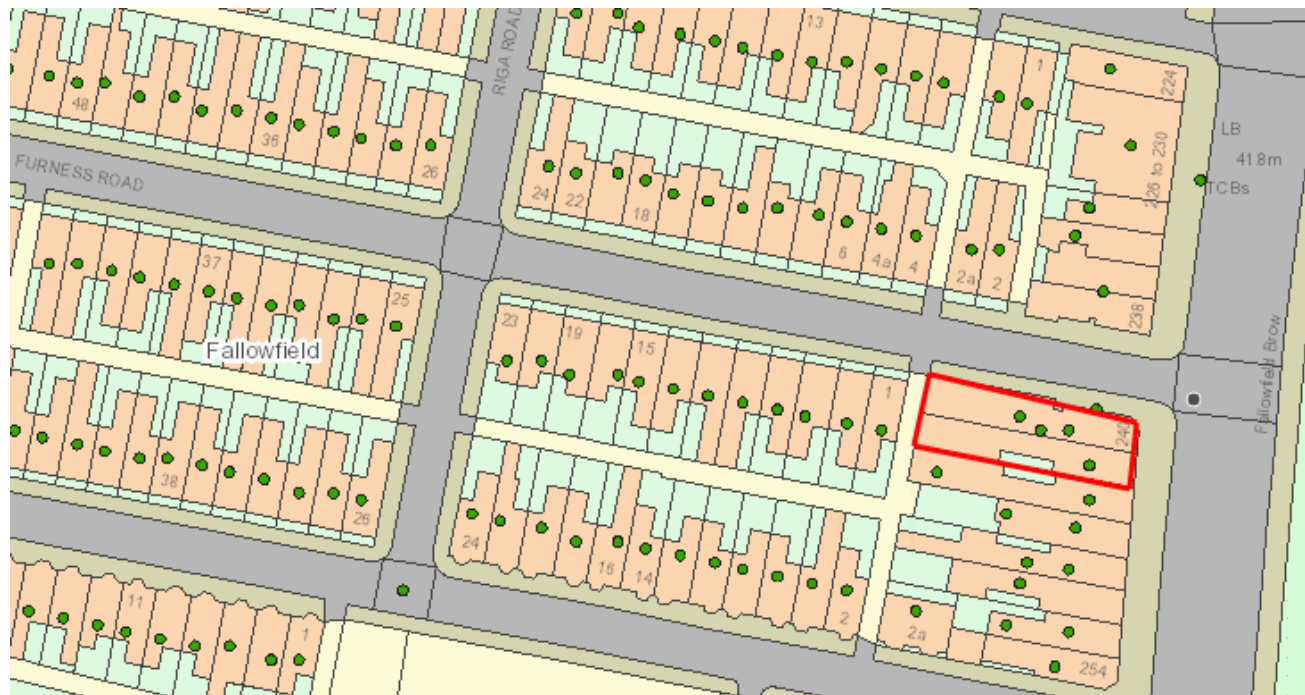
6. Conclusion

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

- the prevention of crime and disorder
- public safety;

- the prevention of public nuisance; and
 - the protection of children from harm.
- 6.2 In considering the matter, the Panel should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council's licensing policy statement.
- 6.3 The Panel must take such of the steps set out below that it considers appropriate for the promotion of the licensing objectives:
- a) To grant the licence subject to the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate;
 - b) To reject the whole or part of the application
- 6.4 The conditions consistent with the operating schedule may be modified to alter or omit any of them or to add any new condition, including restricting the times at which licensable activities authorised by the licence can take place.
- 6.5 However, conditions should not be imposed on a licence which are unrelated to the variation sought.
- 6.6 All licensing determinations should be considered on the individual merits of the application.
- 6.7 The Panel's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.
- 6.8 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 6.9 The Panel is asked to determine the application.

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PREMISE NAME:	Fallowfield Convenience Store
PREMISE ADDRESS:	240-242 Wilmslow Road, Manchester, M14 6LD
WARD:	Fallowfield
HEARING DATE:	21/10/2019

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

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MANCHESTER CITY COUNCIL

LICENSING ACT 2003 PREMISES LICENCE

Premises licence number	142846
Granted	04/07/2012
Latest version	Transfer 227526 Granted 27/03/2019

Part 1 - Premises details

Name and address of premises
Fallowfield Convenience Store 240-242 Wilmslow Road, Manchester, M14 6LD
Telephone number
0161 225 6888

Licensable activities authorised by the licence
1. The sale by retail of alcohol*.
* All references in this licence to "sale of alcohol" are to sale by retail.

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0800	0800	0800	0800	0800	0800	0800
Finish	2400	2400	2400	2400	2400	2400	2400
The sale of alcohol is licensed for consumption off the premises only.							
Seasonal variations and Non-standard Timings:							
None							

Hours premises are open to the public							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0800	0800	0800	0800	0800	0800	0800
Finish	2400	2400	2400	2400	2400	2400	2400
Seasonal variations and Non-standard Timings:							
None							

Part 2

Details of premises licence holder	
Name:	Ali Hassan Ashraf
Address:	[REDACTED]
Registered number:	Not Applicable

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

Name:

Address:

Personal Licence number:

Issuing Authority:

Annex 1 – Mandatory conditions

Door Supervisors

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

Supply of alcohol

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

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

- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by paragraph (2)(b) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4) (a) Sub-paragraph (4)(b) applies where the permitted price given by paragraph (2)(b) on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (b) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating schedule

1. A tamper proof CCTV system shall be installed at the premises, in liaison with, and to the satisfaction of, Greater Manchester Police, and shall be used to record footage during all hours the premises is opening. Cameras shall be located both inside and out.
2. CCTV shall be maintained in good working order and any maintenance work carried out promptly. There shall be in the premises an employee who is able to operate and download footage at all times.
3. A plan of CCTV cameras’ location shall be provided to GMP before the premises commences the sale of alcohol.
4. The images recorded by the system shall be retained in an unedited format for a period of not less than 31 days. CCTV footage shall be made available to an officer of a responsible authority upon request.
5. The areas where the alcohol is displayed shall be under the constant surveillance of the CCTV cameras.
6. A first aid box shall be kept at the premises.
7. All alcoholic products shall be labelled with the name of the shop.
8. The external perimeter of the shop shall be regularly monitored for litter and clean regularly.
9. Regular patrols of the outside area shall take place to ensure that people do not congregate there.
10. Deliveries and private waste collections shall not take place outside the hours of 0900 and 2000.
11. Signs shall be displayed at the exit to the premises advising customer that street drinking is prohibited and that CCTV is in operation.
12. The Challenge 25 Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 25. The only acceptable forms of identification are a passport or photo card driving licence.
13. Notices shall be displayed in prominent positions indicating that the Challenge 25 Policy is in force.
14. Notices advising what forms of identification are acceptable shall be clearly displayed.
15. Notices explaining the law in relation to purchasing alcohol on behalf of persons under 18 shall be displayed.

16. The premises shall operate a refusals book; such book shall be shown to an officer of a responsible authority upon request.

Annex 3 – Conditions attached after hearing by the licensing authority

1. All staff selling alcohol shall hold a personal licence.
2. All staff selling alcohol shall undertake extra training on the following area;
 - a) The law concerning the sale of alcohol.
 - b) The four licensing objectives.
 - c) Conflict Management.

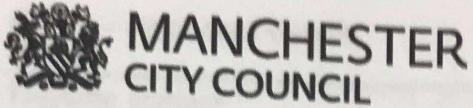
Annex 4 – Plans

See attached

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

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Send completed application form to:
 Premises Licensing
 Manchester City Council
 Level 2 Town Hall Extension
 Albert Square
 PO Box 532, M60 2LA

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We

(Inspector of Licences)

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

Premises licence number

142846

Part 1 – Premises Details

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

240 - 242 WILMSLOW ROAD

Post town

MANCHESTER

Postcode

M14 6LD

Telephone number at premises (if any)

[REDACTED]

Non-domestic rateable value of premises

£ [REDACTED]

Part 2 – Applicant details

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

Part 3 - Variation

Please tick as appropriate

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

Yes No

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

DD MM YYYY

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

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

CHANGE PREMISES LICENCE
 TIMING.
 EXTEND CLOSING TIME TO 2AM.

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

--

Part 4 Operating Schedule

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

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

In all cases complete boxes K, L and M

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	8AM	2AM			
Tue	8AM	2AM			
Wed	8AM	2AM			
Thur	8AM	2AM			
Fri	8AM	2AM			
Sat	8AM	2AM			
Day	Start	Finish	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 5)		
Sun	8AM	2AM			

K

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

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 8).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	8AM	2AM	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 5)
Tue	8AM	2AM	
Wed	8AM	2AM	
Thur	8AM	2AM	
Fri	8AM	2AM	
Sat	8AM	2AM	
Sun	8AM	2AM	

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

Please tick as appropriate

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

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

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

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

~~NOTHING EXISTING CONDITIONS~~
NOTHING BEYOND EXISTING CONDITIONS

b) The prevention of crime and disorder

NOTHING BEYOND EXISTING CONDITIONS

c) Public safety

NOTHING BEYOND EXISTING CONDITIONS

d) The prevention of public nuisance

NOTHING BEYOND EXISTING CONDITIONS

e) The protection of children from harm

NOTHING BEYOND EXISTING CONDITIONS

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

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

Part 5 – Signatures (please read guidance note 10)

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

Signature	[REDACTED]
Date	[REDACTED]
Capacity	[REDACTED]

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	[REDACTED]
Date	[REDACTED]
Capacity	[REDACTED]

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

[REDACTED]

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

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**

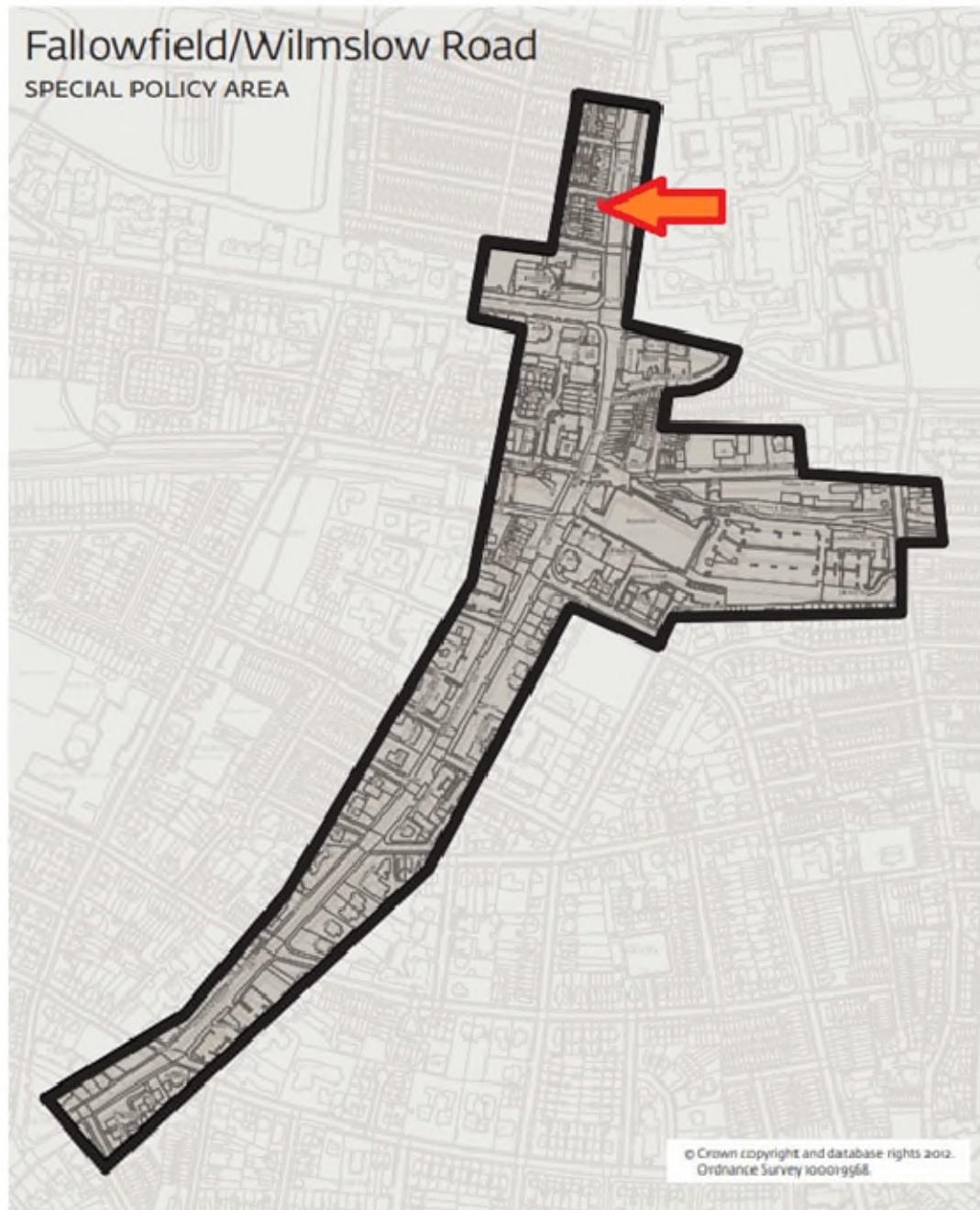
Licensing & Out of Hours Compliance Team - Representation

Name	Sion Roberts
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.roberts3@manchester.gov.uk
Telephone Number	0161 227 3147

Premise Details	
Application Ref No	REF: 236748
Name of Premises	Fallowfield Convenience Store
Address	240-242 Wilmslow Road, Manchester, M14 6LD

Representation
<p>Outline your representation regarding the above application below. This representation should describe the likely effect of the grant of the licence/certificate on the licensing objectives and on the vicinity of the premises.</p> <p>Licensing & Out of Hours Compliance Team (LOOHT) as the responsible authority have assessed the likely impact of the grant of this application taking into account a number of factors, including the nature of the area in which the premises is located and the proximity to residential accommodation, the hours applied for, and any potential risk that the grant of this application could lead to issues of public nuisance.</p> <p>The applicant has applied for supply of alcohol for consumption off the premises only:</p> <p>From current hours: Mon to Sun 8am to midnight. To proposed hours: Mon to Sun 8am to 2am.</p> <p>The premise is located in a Special Policy Area (see map below) Section 5 of the licensing policy, which has restrictions in place for all new premises licences or variations of an existing licence.</p> <p>This is due to the historical evidence that the cumulative impact of licensed premises in the geographical area identified on the map below in is undermining the promotion of the licensing objectives in relation to crime and disorder and public nuisance.</p> <p>The cumulative impact and saturation policy states:</p> <p><i>“The predominant concentration of licenced premises is within the Fallowfield area. This area suffers from the greatest levels of crime (both general and alcohol-related) compared to surrounding areas, which is demonstrated in the Cumulative Impact Analysis. The levels of crime recorded with an alcohol marker have risen annually between 2009 and 2011.</i></p>

The complaints about antisocial behaviour from local residents, received both prior to and in response to the policy consultation, repeatedly cite problems of noise, vandalism and antisocial behaviour from persons going out to and returning from licensed premises, including complaints of preloading and drunkenness. Additionally, there was evidence of litter caused as a result, including discarded alcohol containers and takeaway wrappers in the street. Extra street cleaning services are required in the local area as a result of disproportionate levels of litter, particularly caused by the number of late-night takeaways in Fallowfield.”



Within subsection 5.7 it states the effect of the Special Policy is that the Council will refuse applications for a new Premises Licence or Club Premises Certificate, **or variation of an existing licence or certificate**, whenever it receives relevant representation, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact

already being experienced.

Also in subsection 5.8, in relation to variations, this includes any variation that seeks to add a licensable activity, increase the capacity/size of a licensed premises, **or extend the hours for licensable activities**, but will usually exclude minor variations.

Taking into consideration of the policy guidance above, the applicant has failed to provide any detail in their application why the extended hours of operation applied for sale of alcohol will not add to the cumulative impact already being experienced in this area.

As such LOOHT recommends that the variation of extended hours for sale of alcohol is refused on the grounds of being not upholding the licensing objectives in relation to public nuisance.

Recommendation:

Refuse Application

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 236748
Name of the Premises	Fallowfield Convenience Store
Address of the premises including postcode	240-242 Wilmslow Road, Manchester M14 6LD

Your Representation

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

Please accept this as formal notification of the Greater Manchester Police objection to the hours requested for a variation to the premises licence in relation to the above premises.

The grounds for the objection are the Prevention of Crime and Disorder and the Prevention of Public Nuisance.

The premises are situated on Wilmslow Road, Fallowfield which is one of the main arterial routes into and out of Manchester City centre.

It is in very close proximity to residential properties and is also in an area where there are a large number of bars, public houses, off licenses, late night refreshment outlets and one of the largest student populations in Europe.

Specifically the application is seeking to extend the alcohol sale hours until 0200hrs 7 days a week, with the opening hours the same.

This will undoubtedly create noise disturbance and alcohol fueled anti-social behaviour for a longer period, which will obviously add to what is already being suffered by the local residents.

The Wilmslow Road corridor already suffers from begging, street drinking and other anti-social behaviour and to allow the premises to extend their hours each night is likely to exacerbate these problems and undermine the hard work of the local Neighbourhood Policing Team.

The area where the premises are situated is subject to a Cumulative Impact Policy due to the problems in the area with night time economy related incidents.

There is therefore a presumption of refusal for all applications to extend the sale of alcohol in this area and GMP can see no reason to depart from this policy in this instance. The applicant has not demonstrated how they will not add to the cumulative impact within the area.

Greater Manchester Police would therefore ask that the application be refused.



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

Re: Premises Licence variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD, (Fallowfield ward)

1 message

30 September 2019 at 14:09

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

Cc: [Redacted]

Dear Sir/Madam

I write on behalf of [Redacted]

We suffer from anti social behaviour on an almost nightly basis due to the growing number of students who live close by and usually always under the effect of having consumed too much alcohol. This can range from shouting/shrieking/screaming/public urination and littering of used alcohol/take away containers.

There is already another Off Licence (New Zealand Wines) within one or two minutes walking distance of this store which trades until 2.00am, so to allow this store to trade until the same time will only add to the anti-social behaviour which local residents already suffer.

These premises are within the area covered by both a Cumulative Impact Policy and also a DPPO, although it is a common sight at night for alcohol to be consumed on the street before going to local late night Bars. Fallowfield Convenience Store is the closest Off Licence to many late night Bars and if this Variation is allowed, then it will only add to the problem of on street drinking with its associated littering.

It is opposite Owens Park which when redeveloped will house 3,000 students who arrive as young people, many of whom will be living away from their parental home for the first time and can easily fall into the trap of using alcohol as a maladaptive coping strategy. This part of Fallowfield has many alcohol outlets and to add longer hours so near to the Campus will only add to the temptation to abuse alcohol.

I have personally visited this shop late at night and witnessed extremely drunk students being served bottles of vodka, for example, surely this is not upholding parts of the Licensing Objectives? The shop was very crowded and felt unsafe when one of the customers became abusive to staff. The siting of the till area leads to customers queuing close to the entrance which therefore makes exiting the store difficult should an altercation have occurred.

This is the third time that this store have applied for a Variation to trade longer in order to sell alcohol until the early hours. It was refused in 2012, withdrawn 2015 and [Redacted] respectfully ask for it to be refused once again.

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]



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

RE: Premises Licence variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD, (Fallowfield ward)

1 message

10 September 2019 at 09:51

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

Ref: - Premises Licence variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD, (Fallowfield ward)

I am writing [redacted] University of Manchester to express opposition to the proposed application to extend trading hours for the supply of alcohol for consumption off the premises from Monday to Sunday from midnight to 0200. I hope this application will be refused on the grounds that this could create additional public nuisance in the area.

The supporting reasons for this objection are as follows:

There are a number of University of Manchester students living in Halls of Residence and private rented sector properties in immediate proximity to these premises. As an institution the University of Manchester works hard to encourage our students to behave responsibly in the local community. To provide students resident in Halls and in the private sector access to a premises serving alcohol for consumption off the premises until 0200 would greatly undermine the work undertaken to ensure responsible behaviour. I believe that if the premises were granted this variation to their licence to allow the supply of alcohol off premises until 0200 would contribute to the problems that exist in the local area surrounding noise, litter and anti-social behaviour.

Secondly Fallowfield is in a special Cumulative Impact Policy zone owing to the problems associated with the consumption of alcohol. There is already numerous premises supplying alcohol in Fallowfield for consumption both on and off premises and I do not think that allowing this outlet to supply alcohol in Fallowfield for consumption off the premises beyond midnight is required or desirable.

Thirdly as an institution the University of Manchester is working hard to resolve issues that surround the studentification agenda to promote better community relations. An off campus student affairs manager works hard with other agencies to tackle these issues. A common complaint received from local residents is the problem of anti-social behaviour after students have attended venues. The work that the University has invested in this will be potentially damaged if another outlet within Fallowfield has the capacity to supply alcohol for consumption off the premises until 0200 after students will have left venues .

In conclusion I would like to emphasise that I am opposed to the granting of this variation to the licence to allow extension to the licence at these premises to allow the supply of alcohol for consumption off the premises from Monday to Sunday from midnight to 0200. I trust my views will be reported to the Licensing Committee.

Yours sincerely,

[redacted]



Fwd: 236748/T4 Premises Licence Variation: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD

1 message

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

4 October 2019 at 09:18

To: [REDACTED]

LD

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

Date: Thu, 3 Oct 2019 at 22:24

Subject: Fwd: 236748/T4 Premises Licence Variation: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD

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

Cc: Fraser Swift <f.swift@manchester.gov.uk>, <alan.isherwood@gmp.police.uk>

Dear Sirs/Madam,

Re: 236748/CT4 Premises Licence Variation: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD

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

Fallowfield is in a Cumulative Impact Policy (CIP) area and is the only area in Manchester to be subject to this. The reason behind the introduction of the CIP was to try and deal with the extreme levels of anti social behaviour in our neighbourhood.

It is our understanding that within a CIP there is a presumption that all new licences or licence variations will be refused unless it can be shown that the grant will not negatively impact on the licensing objectives. We cannot see any evidence put forward by the applicant which shows that increasing the opening hours at this off licence will not undermine the licensing objectives. On the contrary, we believe that extending the opening hours at this off licence will lead to higher levels of alcohol consumption which, in turn, will lead to an increase in various forms of both anti social and criminal behaviour throughout the night.

The siting of this off licence is immediately opposite Owen's Park; an extremely large Hall of Residence owned by UoM and there are also thousands more students living in the near vicinity. The ability to carry on buying (cheap) alcohol at this venue after most of the bars have closed will add further fuel to the student house parties and large gatherings for which Fallowfield has (in relatively recent history) become infamous. Local residents often see and hear large groups of very drunk young people walking the streets in the middle of the night drinking bottles and cans of alcohol (bought locally) which they then throw into the road, or chuck into peoples' gardens, on their way home or to each other's houses. We also frequently witness public urination from inebriated young people and sometimes our gardens are used as toilets. These groups of people are not usually mindful of the amount of noise they are making and they regularly wake up local residents with shouting, laughter, sometimes arguments

and fights, and the noise of breaking glass. It is not uncommon for residents to be woken several times throughout the night and this level of sleep disruption is particularly harmful for those who have to get up early to go to work, college or school. Anything which increases the amount of late night activity is extremely likely to increase the harm to the local neighbourhood. Indeed we would like it noted that UoM are expanding their Owen's Park campus (by another 1000 beds) and so we need to do everything we can to try and minimise the effect of this.

In the mornings, residents often wake up to the previous night's debris; broken glass and cans, sweet/food wrappers and this is extremely demoralising for local people, many of whom go to extraordinary lengths to try and improve the neighbourhood (planting flowers in tree bases and planters, organising litter picks etc) not only this, but we often have to negotiate pushchairs and small children (and pets) around broken glass and vomit.

To summarise, allowing this variation will increase the amount of late night footfall in our area which, in our opinion, will increase the amount of anti social behaviour and public nuisance and would not uphold the licensing objectives. We therefore urge you to reject this application.

Yours faithfully,



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

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Fwd: 236748/CT4 Premises Licence variation: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD

1 message

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

3 October 2019 at 10:15

To: [REDACTED]

PW

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

Date: Thu, 3 Oct 2019 at 09:28

Subject: 236748/CT4 Premises Licence variation: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD

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

Cc: [REDACTED]

Dear Sirs

Ref 236748/CT4 Premises Licence variation: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD

I am writing on behalf of [REDACTED] to express our complete objection to this license variation. Fallowfield Convenience Store falls within the Cumulative Impact Policy zone which was established in Jan 2013 due to many years of evidence of drunken anti social behaviour from licensed premises in this area. This is the only area within Manchester City Council which has a CIP and much of the evidence concerned problems arising from off licenses and bars in this row of premises opposite Owen's Park, University Halls of Residence. A very recent incident of crime and anti social behaviour can be seen in the following link: https://www.manchestereveningnews.co.uk/news/greater-manchester-news/student-robbed-knifepoint-drug-deal-17008091?utm_source=sharebar&utm_medium=email&utm_campaign=sharebar

The reason we wish to strongly object is because despite the existence of the Cumulative Impact Zone, there are still many problems associated with licensed premises in this part of Fallowfield. **The problems of anti social behaviour which relate to the sale and consumption of alcohol continue to cause problems of public nuisance including noise, litter and broken glass.**

Off licenses contribute greatly to the problems of noisy drunken behaviour and prolific on street drinking. Off Licenses also provide the fuel for all night house parties which have an extremely large impact on the residential community. Fallowfield Convenience Store is located directly opposite Owen's Park Halls of Residence which accommodates more than 3000 students with a further 1000 extra bedspaces under construction. There are many more hundreds of students located in houses on Fallowfield Brow behind this off license. Two of these streets have been identified by Manchester Council as being in the top twelve worst streets for noise nuisance. More alcohol being made available until 2am every day of the week will undoubtedly create more noise nuisance and add to the problems already experienced.

There are no measures being proposed by the applicant to address the additional impact. From many years of experience we are fully convinced that increasing opening hours will create extra harm to the neighbourhood through public nuisance. We are also aware that there is a lot of drug activity in the vicinity of this off license. Drugs and alcohol contribute to many problems of anti social behaviour and cause much sleep deprivation for residents.

In previous objections relating to this off license, residents have referred to evidence of breaches of license hours which have been observed.

Public Nuisance: The level of public nuisance caused by consumption of alcohol is extremely high and well documented in the media. Off license sales help to fuel major student house parties in Fallowfield which are notorious around the UK. Late night alcohol consumption also creates much litter in the area. Extended opening hours for snacks and alcohol are highly likely to increase this nuisance.

Crime & Disorder: Another outlet selling alcohol after midnight is likely to increase crime and disorder. Public urination, vehicle damage, tree vandalism, fights and loutish behaviour are already far too common during the early hours of the morning. They are worse during term time when thousands of students are added to this area. Residents are moving away (and feel driven away) by this increasing anti social behaviour.

We have also seen promotions advertised by Premier for alcohol deals aimed at vulnerable young students. Such deals include two bottles of wine for a fiver at this Off License and others in Fallowfield. This is a very cheap way to get drunk on a student budget and we are very familiar with empty / broken wine bottles all over our neighbourhood. Beer cans, vodka and rum bottles are also found littering pavements, walls and hedges.

We are sure that off licenses contribute significantly to the problem because unbranded coloured plastic bags are often found with the litter, especially around house party locations. These are typical free plastic bags given out at off license stores.

An all night opening convenience store is also undesirable because it will increase comings and goings, increase litter and increase noise nuisance. It is the late night opening of off licenses, bars and take aways which create the noise and anti social behaviour that led to the introduction of the Cumulative Impact Policy for Fallowfield. We ask you to refuse this application in full because allowing it will further undermine the licensing objectives.

[REDACTED]

Premises Licensing (sent by chloe.tomlinson@manchester.gov.uk)

Thu, Sep 5, 12:44 PM

to bcc: me

Date: 5 September 2019

Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005

Dear Sir / Madam

I am writing to notify you that a licence application has been received for a premises in **Fallowfield** ward as follows:

Application Type: Premises Licence variation

Reference: 236748/CT4

Premises: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD

Applicant: [REDACTED]

Description of proposed variation as given by the applicant:



MANCHESTER
CITY COUNCIL

Fwd: Premises Licence variation application 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD (Fallowfield ward)

1 message

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

3 October 2019 at 10:16

To: [REDACTED]

PW

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

From: **Fraser Swift** <f.swift@manchester.gov.uk>

Date: Thu, 3 Oct 2019 at 09:56

Subject: Re: Premises Licence variation application 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD (Fallowfield ward)

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

Application Type: Premises Licence variation

Reference: 236748/CT4

Premises: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD

Proposed hours and licensable activities:

Supply of alcohol for consumption off the premises only:

Current hours: Mon to Sun 8am to midnight

Proposed hours: Mon to Sun 8am to 2am

Opening hours:

Current hours: Mon to Sun 8am to midnight

Proposed hours: Mon to Sun 8am to 2am

This premises is located within the area covered by the Cumulative impact and saturation policy in respect of Fallowfield /Wilmslow Road set out at Section 5 of the Council's current Statement of Licensing policy.

The policy states at 5.7 to 5.9 (emphasis added):

5.7 The effect of the Special Policy is that the Council will refuse applications for a new Premises Licence or Club Premises Certificate, or variation of an existing licence or certificate, whenever it receives relevant representation, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced.

5.8 In relation to variations, this includes any variation that seeks to add a licensable activity, increase the capacity/size of a licensed premises, or extend the hours for licensable activities, but will usually exclude minor variations.

5.9 The Special Policy applies to all licensable activities.

Section 5.10 of the Policy states:

5.10 Applicants in respect of premises located in the geographical area defined above will need to address the implications of the Special Policy in their operating schedule in order to rebut this presumption.

The implications of the policy have not been addressed in this application. Disconcertingly, the applicant appears oblivious of them.

Aside from the Special Policy, Section 7 of the Council's Licensing Policy sets out 'key issues' that applicants are expected to take into account relevant to the individual characteristics of the premises and locality when preparing their operating schedule and applicants are encouraged to identify relevant factors through risk assessment of the local area of the premises before making the application. There is no suggestion that this has been done in respect of this application.

Similarly, Section 8 of the Licensing Policy sets out a range of standards identified by the Council that is expected of licensed premises in Manchester. Applicants are expected to consider and propose all standards they regard as

appropriate to promote the licensing objectives with respect to the individual circumstances of their application. Again, there is no suggestion that this has been done in respect of this application.

Irrespective of the presumption against granting the licence from the special policy, the application does not sufficiently demonstrate that its grant will be consistent with the promotion of the licensing objectives.

It is submitted that extending the hours for the sale of alcohol at the premises would be likely to undermine the licensing objectives and so the application should be refused to avoid adding to the cumulative impact issues in the area that the policy is in place to guard against.

Fraser Swift
Principal Licensing Officer
Planning, Building Control and Licensing
Growth and Development



Email: f.swift@manchester.gov.uk

Postal Address: Premises Licensing, Manchester City Council, Level 1 Town Hall Extension, Albert Square, PO Box 532, M60 2LA (SatNav: M2 5DB)

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

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Fwd: Premises licence application 236748 CT4

1 message

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

19 September 2019 at 09:44

To: [REDACTED]

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

[REDACTED]

Date: Wed, 18 Sep 2019 at 20:37
Subject: Premises licence application 236748 CT4
To: <premises.licensing@manchester.gov.uk>

Dear sir / madam

I am writing to object to the above application on the following grounds:

-It will add to current and longstanding issues of litter, broken glass, drunken street noise, and late night partying.

This will undermine the licensing objectives -

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

Furthermore, the shop is in a cumulative impact policy area and as no extra measures are being taken to address issues, it is highly likely to add to problems of noise and public nuisance.



Sent from my iPhone

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

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Fwd: Premises Licence variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD, (Fallowfield ward)

1 message

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

18 September 2019 at 07:49

To: [REDACTED]

BJ1

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

Date: Tue, 17 Sep 2019 at 16:12

Subject: Premises Licence variation 236748/CT4: Fallowfield Convenience Store, 240-242 [Wilmslow Road, Manchester, M14 6LD, \(Fallowfield ward\)](#)

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

Your Ref: Premises Licence variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD, (Fallowfield ward)

To whom it may concern;

I am [REDACTED] and I am objecting to the request for a license to extend the hours to 2am / 7 x days a week to sell alcohol at the Premier Convenience Store ([240-242 Wilmslow Road Fallowfield](#)).

These premises (Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD that is) are situated on Wilmslow Road, Fallowfield, which is one of the main arterial routes into and out of Manchester City centre.

It is in very close proximity to myself [REDACTED] and local residential properties and is also in an area where there are several bars, public houses & off licenses and one of the largest student populations in Europe. The request is to extend the licensable hours from 0800 hrs – 0200 hrs. This would mean that the premises would be open later and sell alcohol later than nearly all other licensed premises in the area and certainly later than all the other off licenses.

So, when the local bars close there is a very real danger that large numbers of already inebriated people will descend on this premises with a view to purchasing more alcohol and, as many of them will still be in a 'party mood', it is likely that the area outside the premises will become an area where noisy, inebriated persons gather to drink alcohol, with people spilling out onto the busy thoroughfare of Wilmslow Road, putting themselves and others at risk. Also as the area is subject to a Designated Public Place Order it is likely that this order will be breached far more regularly, creating more work for the local police officers.

This will create added noise disturbance which will obviously be extended beyond what is already being suffered by the local residents.

The Wilmslow Road corridor already suffers from begging, street drinking and other alcohol related anti-social behaviour and to allow the premises an extension to sell alcohol until 0200hrs each day will undoubtedly exacerbate these problems.

The Wilmslow Road area of Fallowfield has a Cumulative Impact Policy (What this means is that this area has been identified as one in which there is a concentration of licensed premises which is deemed maximum for an area to contain and that the hours in which premises can open and supply alcohol are already at the earliest and

latest times acceptable for the area) this extension is only going to add to problems of drunken street noise and nuisance.

Manchester City Council do not create Cumulative Impact Zones lightly and quite frankly, the last thing that the Wilmslow Road/"Brow" area of Fallowfield needs is an off licence selling alcohol until 0200 hrs each night and becoming a magnet for persons leaving the other establishments in the area and causing further suffering to the local residents.

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

Yours sincerely,



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

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[Please reply with history only and not to individual officers](#)

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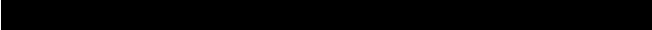


Fwd: Premises Licence variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD, (Fallowfield ward)

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

23 September 2019 at 09:34

To:



Date: Sat, 21 Sep 2019 at 09:40

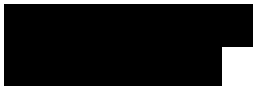
Subject: Premises Licence variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD, (Fallowfield ward)

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

Hi Licencing,

I would like to complain about the Premises Licence variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD, (Fallowfield ward). This is too late to sell alcohol. It will cause antisocial behaviour, litter, noise pollution, public nuisance, broken glass and is not appropriate in a residential area. We need to prevention of crime and disorder, prevent of public nuisance, address public safety and protect children from harm. This suggestion would go against these aims and so should not be granted.

I would be grateful if you support our community and deny this application.



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

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[Please reply with history only and not to individual officers](#)

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[REDACTED]

Fwd: Premises Licence Variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester M14 6LD

1 message

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

25 September 2019 at 09:11

To: [REDACTED]

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

[REDACTED]
Date: Tue, 24 Sep 2019 at 22:03

Subject: Premises Licence Variation 236748/CT4: Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester M14 6LD

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

Dear [REDACTED]

I write to express my grave concern in connection with the above premises licence variation application.

With the very large student population in this part of Manchester we are already subject to high levels of litter from the late night opening of takeaways. [REDACTED]

[REDACTED] The amount of transitive noise in the early hours of the morning is not inconsiderable, especially as I have to get up at 6.15 a.m. to go to work. I am also concerned about the level of broken glass arising from bottles of beer, spirits and wine. In fact one of the dogs which is regularly walked along this part of Fallowfield was injured as a result of the broken glass of a spirits bottle deliberately smashed on the pavement, resulting in a visit to a local vet by the dog. Additionally with the attraction of this extension I am very concerned about the personal safety of residents, particularly students who do have a tendency to walk about in the early hours of the morning. With this extended opening of Fallowfield Convenience Store there is a possibility of their personal safety being at risk with unsavoury customers.

I am therefore objecting to this licence variation application. This store is in a cumulative impact policy area and as no extra measures are being taken to address issues, it is very likely to add to problems of noise and nuisance.

Yours sincerely,

[REDACTED]

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



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

Application for extension of licensing hours

1 message

[Redacted]

1 October 2019 at 16:16

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

Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005

Dear Sir

I am writing with regard to the licence application has been received for a premises in **Fallowfield** ward as follows:

Application Type: Premises Licence variation

Reference: 236748/CT4

Premises: Fallowfield Convenience Store, [240-242 Wilmslow Road, Manchester, M14 6LD](#)

I feel I must object to this application as a resident who already is impacted on a regular basis by noise and antisocial behaviour in the early hours of the morning, mainly du to the effects of alcohol.

I live [Redacted] which is a major thoroughfare for young people traversing in both directions between Withington Village and the Owens Park campus, often late at night or in the early hours of the morning, and clearly often on a mission to avail themselves of alcohol, which is clearly demonstrated by their loud and impactful behaviour and the carrier bags they carry, obviously containing a wide variety of alcohol.

In the main this occurs at weekend which is difficult enough to deal with, but an extension of opportunity to purchase alcohol throughout the week, can only have a further detrimental effect on the residents [Redacted] through noise, litter, lack of consideration for residents, and anti social behaviour generally.

On that basis, I wish to object strongly to this application, which can only help to fuel an already difficult situation.

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]



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

Fallowfield Convenience Store, 240-242 Wilmslow Road, Manchester, M14 6LD

1 message

[Redacted] 1 October 2019 at 17:54
To: "premises.licensing@manchester.gov.uk" <premises.licensing@manchester.gov.uk>

Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005

Dear Sir,

Further to my earlier email with regard to the application for an extension of licensing hours, may I draw your attention to the MEN article link below with reference to a serious incident which occurred within close proximity of the premises applying for the license extension.

Additional trading hours to attract students to this area in the early hours of the morning can only put said students at additional risk of harm, especially when large amounts of alcohol are consumed and judgements may be clouded.

https://www.manchestereveningnews.co.uk/news/greater-manchester-news/student-robbed-knifepoint-drug-deal-17008091?utm_source=sharebar&utm_medium=email&utm_campaign=sharebar

Y [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

By email: premises.licensing@manchester.gov.uk

Dear Sir/Madam

**Re: Objection to Premises Licence variation- Ref: 236748/CT4:To extend opening hours and hours for the sale of alcohol to 2am each day at:
Fallowfield Convenience Store,240-242 Wilmslow Road, Manchester, M14 6LD**

I live on [REDACTED] Fallowfield, just around the corner from these premises and would like to object to the above planning application on the following grounds:

The prevention of crime and disorder:

Fallowfield has a well-documented record of drink & drug fuelled violence & antisocial behaviour which led to a **Cumulative Impact Policy** being implemented in 2012 in an attempt to try and curb crime and disorder in the area. Sadly for the long-suffering residents in the area, there has been no tangible improvement, in fact noise nuisance, vandalism, littering, ASB and violent assault is worse than ever. The Applicant's premises are situated within the Fallowfield Brow neighbourhood directly opposite Owens Park Halls of Residence, in an area saturated with Student HMO's (houses in multiple occupation), with few remaining family homes, resulting in an unbalanced, unhealthy, unsustainable demographic. However, outside the immediate Owens Park vicinity, is the heart of Fallowfield's residential area, home to a broad mix of families, workers, young professionals, elderly & retired residents.

The large student population in Fallowfield has been subject to a number of targeted attacks by muggers, drug pushers and criminal gangs. Allowing Fallowfield Convenience Store to sell alcohol until 2 o'clock in the morning 7 days a week, will simply exacerbate the problem, attracting further dubious characters and gangs seeking to prey on drunk and vulnerable victims, further adding to the crime and disorder that is destroying the area. Also, there is already a licensed premises selling alcohol into the early hours, (New Zealand Wines) and I believe that there is neither the demand, nor the necessity for a second premises to do so. The above Applicant is already able to sell alcohol until midnight every night, and I do not believe that an extension until 2 am is warranted.

The prevention of public nuisance:

Fallowfield is plagued by ongoing incessant drink and drug related "noise nuisance" coming from house parties (inside and outside properties), local pubs and takeaways and transient noise from groups of revellers going to and from venues every night of the week, blighting residents lives. In order to try and mitigate the misery this causes, the Universities now jointly fund "night-time patrols" to deal with antisocial incidents in the area. So, the last thing local people need is another alcohol outlet open until 2:00 am, resulting in even more rowdy, drunken, hordes roaming around the streets throughout the night and early hours of the morning, leaving residents and council taxpayers to suffer further sleep disturbance, ASB, littering and public nuisance. I believe this particular premises has previously applied to extend its opening hours until the early hours of the morning, in order to sell alcohol, and has either been refused, or chose to withdraw its application.

I would therefore respectfully urge the Licensing Committee to again refuse this Licence Variation application, for the reasons set out above and also in the best interests of the long-suffering residents, for the security of the local neighbourhoods, and the protection of the wider Fallowfield area.

Many thanks.

Yours sincerely



Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
No conditions proposed beyond those on the existing licence	N/A	
Conditions proposed by objectors	Agreed	Proposed by
None proposed		

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MANCHESTER
CITY COUNCIL

Licensing Act 2003 (Hearings) Regulations 2005

Reference: 235649
Name: Cafe Lloyd
Address: 16 Lloyd Street, Manchester, M2 5ND
Ward: Deansgate
Application Type: Premises Licence (new)
Name of Applicant: Cocktail Takeover Ltd
Date of application: 12/09/2019

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

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

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

Proposed licensable activities and opening hours to be granted

Provision of regulated entertainment (recorded music):
Sun to Thurs 7am to 1am, Fri to Sat 7am to 4am

Provision of late night refreshment:
Sun 11pm to 1.30am, Mon to Thurs 11pm to 1am, Fri to Sat 11pm to 4.30am

The supply of alcohol for consumption both on and off the premises:
Sun to Thurs 7am to 1am, Fri to Sat 7am to 4am

Opening hours:
Sun to Thurs 7am to 1.30am, Fri to Sat 7am to 4.30am

Representations received

Greater Manchester Police

Risk of all licensing objectives being undermined unless proposed conditions are attached

Licensing & Out of Hours
Compliance

The steps offered by the applicant to uphold the licensing objectives are minimal and this could undermine the licensing objectives

Agreements between parties

Greater Manchester Police:

1. 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
 - (d) any faults in the CCTV system
 - (e) any visit by a relevant authority or emergency service
 - (f) All refusals of sales of alcohol
2. The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of identification to enable to verify their identity against the notice.
3. The premises shall display prominent signage indicating at any point of sale, the entrance to the premises and in all areas where alcohol is located that it is an offence to buy, or attempt to buy, alcohol for a person under the age of 18.

Licensing & Out of Hours Compliance:

1. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.
2. Recorded CCTV images will be maintained and stored for a period of twenty-eight days and shall be produced to the Police or Licensing Authority upon request.
3. CCTV will be in operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player.
4. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request.
5. Plans indicating the position of CCTV cameras to be submitted to the Police prior to the premises opening.
6. On days when the premises trades beyond midnight, SIA registered door staff shall be employed at the premises at a ratio of 1:100 from 22:00 onwards. At all other times, SIA registered door staff shall be employed in accordance with a risk assessment, to be carried out by the DPS. When employed, doorstaff will wear high visibility armbands.
7. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - a. the number of door staff on duty;

- b. the identity of each member of door staff;
 - c. the times the door staff are on duty.
8. Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area.
 9. The sale of alcohol shall be ancillary to food between the hours of 07:00 and 10:00.
 10. A first aid box will be available at the premises at all times.
 11. Regular safety checks shall be carried out by staff.
 12. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises.
 13. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
 14. The exterior of the building shall be cleared of litter at regular intervals.
 15. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.
 16. Doors and windows at the premises are to remain closed after 11pm, save for access and egress.
 17. The emptying of bins into skips, and refuse collections will not take place between 11pm and 8am.
 18. 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 photographic driving licences, passports, HM forces cards, or a form of identification with the "PASS" hologram.
 19. Notices advising what forms of ID are acceptable must be displayed.
 20. Notices must be displayed in prominent positions indicating that the Challenge 21 policy is in force.
 21. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:
 - (a) all crimes reported to the venue, or by the venue to the police
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) seizures of drugs, offensive weapons, fraudulent ID or other items
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 22. All staff shall be trained in
 - (a) relevant age restrictions in respect of products
 - (b) laws relating to under age sales
 - (c) proxy sales
 - (d) challenge 21
 - (e) recognising signs of drunkenness
 - (f) how to refuse service
 - (g) company policies and reporting procedures
 - (h) the conditions in force under this licence

23. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council. The training must be given to a new member of staff before they commence employment.

24. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises. There will be no off sales after 21:00hrs.

Background documents (available for public inspection):

- Manchester City Council Statement of Licensing Policy 2016 - 2021
- Guidance issued under section 182 of the Licensing Act 2003, April 2017
- Original application form
- Representations made against application and respective agreements



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 236750
Name: Goodwill Convenience Store
Address: 514 Portway, Manchester, M22 0LA
Ward: Woodhouse Park
Application Type: Premises Licence (new)
Name of Applicant: Mr Thomas Varghese
Date of application: 12/09/2019

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

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

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

Proposed licensable activities and opening hours to be granted

The supply of alcohol for consumption off the premises only:
 Mon to Sun 6.30am to 10pm

Opening hours:
 Mon to Sun 6.30am to 10pm

Representations received

Greater Manchester Police

Although GMP is generally satisfied with the conditions proposed via the application it is felt that the omission of any conditions relating to CCTV at the premises could adversely impact upon the Four Licensing Conditions. To negate this possibility GMP are requesting the inclusion of a condition that relates specifically to the installation and use of an effective CCTV system at the premises.

Agreements between parties**Greater Manchester Police:**

- The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points. 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.

Background documents (available for public inspection):

- Manchester City Council Statement of Licensing Policy 2016 - 2021
- Guidance issued under section 182 of the Licensing Act 2003, April 2017
- Original application form
- Representations made against application and respective agreements



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 236878
Name: Isca
Address: 825 Stockport Road, Manchester, M19 3PN
Ward: Levenshulme
Application Type: Premises Licence (new)
Name of Applicant: Isca Wines Ltd
Date of application: 05/09/2019

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

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

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

Proposed licensable activities and opening hours to be granted

The supply of alcohol for consumption both on and off the premises:
 Mon to Sat 9.00am to 10.00pm
 Sun 10.00am to 10.00pm

Opening hours:
 Mon to Sat 9.00am to 10.00pm
 Sun 10.00am to 10.00pm

Representations received

Greater Manchester Police	GMP have objected to the application on there being the likelihood that, due to the applications Operating Schedule not being sufficiently robust in its wording, there existed the potential for all of the licensing objectives being affected, to some extent or another. GMP have proposed several conditions that it is felt would enable the Four Licensing Objectives to be upheld and promoted to their satisfaction.
Licensing & Out of Hours Compliance	Although LOOH compliance were satisfied that the applicant had adequately described in their

application how they intended to uphold and promote the Four Licensing Objectives, it was felt that the addition of a small number of extra conditions would further reduce the risk of issues occurring that could adversely affect and impact upon residents living near to the premises.

Agreements between parties

Greater Manchester Police:

- The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points. 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:
 - all crimes reported to the venue, or by the venue to the Police
 - all ejections of patrons
 - any incidents of disorder
 - any faults in the CCTV system
 - any visit by a relevant authority or emergency service
 - All refusals of sales of alcohol
- The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of identification to enable to verify their identity against the notice.
- The premises shall display prominent signage indicating at any point of sale, the entrance to the premises and in all areas where alcohol is located that it is an offence to buy, or attempt to buy, alcohol for a person under the age of 18.
- In addition to any other training, the premises licence holder shall ensure all staff are trained to prevent underage sales, to be aware of and prevent proxy sales, to maintain the refusals log and monitor staff to ensure their training is put into practice. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals.

Licensing & Out of Hours Compliance:

- Speakers shall not be located, or operated outside the premises.
- Management and staff shall prevent customers from congregating outside the premises.
- The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises is open to the public.
- Notices shall be prominently displayed at any area used for smoking, requesting patrons to respect the needs of residents and use the area quietly.
- Staff shall monitor customers smoking outside the premises on a regular basis and ensure that patrons do not cause a public nuisance.

Background documents (available for public inspection):

- Manchester City Council Statement of Licensing Policy 2016 - 2021
- Guidance issued under section 182 of the Licensing Act 2003, April 2017
- Original application form
- Representations made against application and respective agreements

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Licensing Act 2003 (Hearings) Regulations 2005

Reference: 237401
Name: Roxy Lanes
Address: R3, Manchester Arndale, Withy Grove, Manchester, M4 3AT
Ward: Piccadilly
Application Type: Premises Licence (new)
Name of Applicant: Roxy Leisure Limited
Date of application: 17/09/2019

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

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

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

Proposed licensable activities and opening hours to be granted

Provision of regulated entertainment (indoor sporting events, recorded music, and anything of a similar description to live music, recorded music or performances of dance):

Monday to Sunday: 10.00am to 3.00am

Provision of late night refreshment:

Monday to Sunday: 11.00pm to 3.30am

The supply of alcohol for consumption on the premises only:

Monday to Sunday: 10.00am to 3.00am

Opening hours:

Monday to Sunday: 10.00am to 3.30am

Representations received

Greater Manchester Police

Although generally satisfied with the conditions offered by way of the applications Operating Schedule, GMP are concerned that there is no reference made to the provision of door staff at the premises. Due to the location of the premises

	GMP are concerned that the Four Licensing Objectives would be undermined if there were no door staff employed at the premises and are requesting that a condition specific to the employment of SIA registered door staff at the premises be included in the premises licence.
Licensing & Out of Hours Compliance	LOOH Compliance are requesting the inclusion of three conditions to the premises licence as they believe that by ensuring that the conditions are imposed their concerns relating to the protection of children from harm and the prevention of public nuisance at the premises will be sufficiently addressed.

Agreements between parties

Greater Manchester Police:

- Whenever the Premises trade for the sale of alcohol beyond midnight, SIA registered door staff shall be employed at a ratio of 1:100 from 2200 hrs until 30 minutes after the terminal hour for the sale of alcohol. When on duty door staff shall wear hi visibility armbands.

Licensing & Out of Hours Compliance:

- No person under the age of 18 shall be allowed to enter or remain in the premises after 21:00
- Smokers shall be directed to an appropriate external area (to be agreed with LOOH) so as not to cause an obstruction. This area shall be enclosed with appropriate barriers to ensure that the footway is kept clear. Staff shall monitor the area on a regular basis to ensure patrons do not cause a public nuisance or prevent safe passage by the public.
- Where children are allowed on the premises, information shall be displayed on what to do if there is a cause for concern regarding a child's welfare. This shall include reporting to Manchester City Council via its Contact Centre or mcsreply@manchester.gov.uk or the NSPCC or dialling 999 in the event of an immediate threat.

Background documents (available for public inspection):

- Manchester City Council Statement of Licensing Policy 2016 - 2021
- Guidance issued under section 182 of the Licensing Act 2003, April 2017
- Original application form
- Representations made against application and respective agreements



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 237023
Name: The Fed
Address: Federation House, 2 Federation Street, Manchester, M4 4BF
Ward: Piccadilly
Application Type: Premises Licence (new)
Name of Applicant: Co-operative Group Limited
Date of application: 06/09/2019

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

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

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

Proposed licensable activities and opening hours to be granted

Provision of regulated entertainment (plays, films, live music, recorded music, performances of dance and anything of a similar description to live music, recorded music or performances of dance): Indoors only

Mon to Sun 10am to 11pm

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

Mon to Sun 10am to 11pm

Opening hours:

Mon to Sun 7am to 11pm

Representations received

Licensing & Out of Hours
Compliance

LOOH have concerns that proposed conditions suggested in section M of the application are unlikely to be adequate to support the applicant with upholding the licensing objectives should the licence be grant.

Agreements between parties

Licensing & Out of Hours Compliance:

To amend proposed conditions in application to read –

Amend 2.1 to : All staff serving alcohol shall receive training in respect of their responsibilities under the Licensing Act 2003.

We could add, as condition 2.3, Training records shall be kept and made available for inspection on request from the Police or an authorised officer of the Local Authority Agreed.

2.4 could then be added too, Training shall be refreshed at interval of no more than 6 months. Agreed.

So might we instead agree, as 6.7 The Premises Licence Holder shall implement a safeguarding policy at the premises. Such policy shall be reviewed and updated as appropriate. Agreed

6.6 would become, Notice shall be displayed in the premises advising customers that an age verification policy is in operation. Agreed

Amend 6.8 to: SIA Door staff shall be, if appropriate, deployed at the premises if the risk assessment referred to at Condition 5.1 identifies such a requirement.

Amend 6.9 To : In the event that door staff are deployed at the premises a register shall be maintained which records the identity of each doorperson including SIA badge number and the times during which they are on duty.

Amend 3.4 To : The incident log shall record all crimes reported at the premises, all ejections of patrons , any Incidents of disorder and any refusal of the sale of alcohol.

Background documents (available for public inspection):

- Manchester City Council Statement of Licensing Policy 2016 - 2021
- Guidance issued under section 182 of the Licensing Act 2003, April 2017
- Original application form
- Representations made against application and respective agreements

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Licensing Act 2003 (Hearings) Regulations 2005

Reference: 235621
Name: Bloom Street Convenience Store
Address: 39 Bloom Street, Manchester, M1 3LY
Ward: Piccadilly
Application Type: Premises Licence (new)
Name of Applicant: Bloom Street Convenience Store Limited
Date of application: 06/08/2019

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

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

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

Proposed licensable activities and opening hours to be granted

Provision of regulated entertainment (recorded music):
 Mon to Sun 12 midnight to 12 midnight (24 hrs)

Provision of late night refreshment:

Off the premises

Mon to Wed 11pm to 12midnight

Thu 11pm to 1am

Fri to Sat 11pm to 5am

Sun 11pm to 12midnight

The supply of alcohol for consumption off the premises only:

Mon to Sun 8am to 12midnight (off sales only from the premises)

Mon to Sun 8am to 3am (delivery service only from 12midnight until 3am)

Opening hours:

Mon to Wed 8am to 12midnight

Thu 8am to 1am

Fri to Sat 8am to 6am

Sun 8am to 12midnight

Representations received	
Licensing & Out of Hours Compliance	Licensing and Out of Hours believe that the grant of a licence based on the application submitted would undermine all four of the licensing objectives, in particular Crime & Disorder and The Protection of Children From Harm (particularly with the delivery service)

Agreements between parties
<p>Licensing & Out of Hours Compliance:</p> <ol style="list-style-type: none"> 1. All deliveries of alcohol from the premises shall be collected by an employee of Deliveroo. Any change to another similar home-delivery courier service can only be made once evidence has been provided which satisfies the Responsible Authority, that the licensing objectives will be upheld" <p>New and agreed delivery Policy has been but in place.</p>

Background documents (available for public inspection):

- Manchester City Council Statement of Licensing Policy 2016 - 2021
- Guidance issued under section 182 of the Licensing Act 2003, April 2017
- Original application form
- Representations made against application and respective agreements