



Licensing Sub Committee Hearing Panel

Date: Monday, 25 November 2019
Time: 10.10 am (or at the rise of the Licensing and Appeals
Sub-Committee Hearing Panel)
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 - Grimshaw (Deputy Chair), Flanagan 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 Premises Licence Variation - DFC Chicken 791 Stockport Road, Manchester, M19 3DL - determination** 5 - 6
A copy of the determination is enclosed.

- 5. Application for a New Premises Licence - Raja's Pizza Bar 362 Cheetham Hill Road, Manchester, M8 9LS - determination** 7 - 10
A copy of the determination is enclosed.

- 6. Application for New Premises Licence - Pizza Hut Delivery Unit D, Fallowfield Shopping Centre, Birchfields Road, Manchester, M14 6FS - determination** 11 - 12
A copy of the determination is enclosed.

- 7. Application for a New Premises Licence - Bisous Bisous, 66c Beech Road, Manchester, M21 9EG** 13 - 90
The report of the Director of Planning, Building Control and Licensing is enclosed.

- 8. Application for a Premises Licence Variation - ON Bar, 46 Canal Street, Manchester, M1 3WD** 91 - 158
The report of the Director of Planning, Building Control and Licensing is enclosed.

- 9. Application for a New Premises Licence - Name TBC, 518 Wilbraham Road, Manchester, M21 9AW** 159 - 236
The report of the Director of Planning, Building Control and Licensing is enclosed.

Information about the Committee

The Licensing Sub-Committee Hearing Panel fulfills the functions of the Licensing Authority in relation to the licensing of premises.

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

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

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

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

Smoking is not allowed in Council buildings.

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

Further Information

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

Andrew Woods
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This agenda was issued on **Friday, 15 November 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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Licensing Act 2003 (Hearings) Regulations 2005

Reference: 237734
Name: DFC Chicken
Address: 791 Stockport Road, Manchester, M19 3DL
Ward: Levenshulme
Application Type: Premises Licence variation
Name of Applicant: Dahir Ltd
Date of application: 11/10/2019

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

Proposed hours and licensable activities:

Provision of late night refreshment:

Current hours: Mon to Sun 11pm to 2am

Proposed hours: Mon to Sun 11pm to 5am

Opening hours:

Current hours: Mon to Sun 11am to 2am

Proposed hours: Mon to Sun 11am to 5am

Representations received

Licensing & Out of Hours
Compliance

LOOH do not feel that the applicant has adequately demonstrated how they will prevent noise emanating from the premises and how they intend to deal with litter outside the premises and have therefore proposed a number

	of conditions.
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Agreements between parties

Licensing & Out of Hours Compliance:

1. From 02.00 to 05.00 hours the premises shall operate as a delivery service only. There shall be no sit in service available.
2. There shall be no admittance to the premises with the exception of delivery drivers and staff after 02:00 hours.
3. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.
4. The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public.
5. All takeaway packaging and wrappers shall clearly identify the premises i.e. by way of company logo or name.
6. Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter.
7. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 23:00 and 08:00 hours.

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



MANCHESTER
CITY COUNCIL

Licensing Act 2003 (Hearings) Regulations 2005

Reference: 234414
Name: Rajas Pizza Bar
Address: 362 Cheetham Hill Road, Manchester, M8 9LS
Ward: Cheetham
Application Type: Premises Licence (new)
Name of Applicant: Mr Shahbaz Ahmad
Date of application: 04/10/2019

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 late night refreshment:
 Sun to Thurs 11pm to 1am, Fri and Sat 11pm to 2am

Opening hours:
 Sun to Thurs 11pm to 1am, Fri and Sat 11pm to 2am

Representations received

Greater Manchester Police	GMP comment that the operating schedule needs to be worded more robustly to uphold the objectives. Conditions are proposed which relate to the issues that GMP consider likely to arise.
Licensing & Out of Hours Compliance	The Licensing and Out of Hours team also comment that the steps proposed by the applicant are not sufficient to uphold the licensing objectives. Conditions are proposed which relate to the issues considered likely to arise.

Agreements between parties

Greater Manchester Police:

- The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points and the street environment will be covered, enabling facial identification of every person entering in any light condition. The CCTV cameras shall continually record whilst the premises are open to the public and recording shall be kept available and unedited for a minimum of 28 days with the date and time stamping. A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public and must be able to produce / download / burn CCTV images upon request by a police officer or an authorised officer of the licensing authority. Any footage must be in a format so it can be played back on a standard personal computer or standard DVD player. Where the recording is on a removable medium (i.e. compact disc, flash card etc.), a secure storage system to store those recording mediums shall be provided.
- An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the Police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:
 - (a) all crimes reported to the venue, or by the venue to the Police
 - (b) all ejections of patrons
 - (c) any incidents of disorder
- Staff shall be trained to deal with challenging customers and customers who are under the influence of intoxicants. This training shall be repeated at no greater than 6 monthly intervals. *(Don't use this condition, use the GMP and OOH combined condition regarding training on next page)*

Licensing & Out of Hours Compliance:

- All public areas of the licensed premises, including all public entry and exit points, and the street environment will be covered, enabling facial identification of every person entering in any light condition. The CCTV cameras shall continually record while 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 reasonable request by a police officer or an authorised officer of the licensing authority. Any footage must be in a format that can be played back on a standard personal computer or standard DVD player. *(Don't use this condition - it duplicates the GMP condition above)*
- At the end of trading each day, the pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept or washed, and litter and sweepings collected and stored in accordance with the approved waste storage arrangements.
- All takeaway packaging and wrappers shall clearly identify the premises, ie. by

way of company logo or name

- Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter.
- Deliveries to the premises shall be conducted in a manner that will not cause a nuisance to the occupiers of any residential properties surrounding the delivery address and deliveries shall be made at a time which will not lead to any public nuisance.
- All employees will be vigilant and monitor the area immediately outside the shop to ensure that members of the public do not cause annoyance by congregating.
- The Premises Licence holder will operate a zero tolerance approach towards drunken and anti-social behaviour.
- The Premises Licence holder will ensure that prominent, clear and legible notices are displayed at all exits to the premises requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
- The Premises Licence holder will ensure that no children under the age of 16 will be allowed on the premises after 23:00hrs unless accompanied by adult.
- All training will be documented, signed and dated and refreshed at least every 12months, and will be made available to authorised officers upon request. Training shall consist of the following: Recognising signs of drunkenness and Drugs; - Conflict Management (*Don't use this condition, use the GMP and OOH combined condition regarding training below*)

Combined GMP and OOH condition

- Staff shall be trained to deal with challenging customers and customers who are under the influence of intoxicants, recognising signs of drunkenness and drugs, and conflict management. All training shall be documented, signed and dated. All training shall be repeated at no greater than 6 monthly intervals. Training records will be made available to authorised officers upon request.

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



MANCHESTER
CITY COUNCIL

Licensing Act 2003 (Hearings) Regulations 2005

Reference: 236869
Name: Pizza Hut Delivery
Address: Unit D, Fallowfield Shopping Centre, Birchfields Road, Manchester, M14 6FS
Ward: Rusholme
Application Type: Premises Licence (new)
Name of Applicant: Select Pizzas (Mcr) Limited
Date of application: 15/10/2019

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

Proposed hours and licensable activities:

Provision of late night refreshment:
Mon to Sun 2300 to 0030

Opening hours:
Mon to Sun 1030 to 0030

Representations received

Licensing & Out of Hours
Compliance

The applicant has included some information regarding the prevention of public nuisance with respect to prevention of a noise nuisance and waste. However, the conditions offered are not enforceable – LOOH have therefore proposed a

	number of alternative conditions.
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Agreements between parties

Licensing & Out of Hours Compliance:

1. Clear notices shall be displayed at the exit of the premises reminding patrons to leave quietly.
2. There shall be no deliveries to, or collection of waste from, the premises between 2200 and 0700 hours.
3. Delivery drivers shall conduct the delivery in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address. This includes the avoidance of slamming doors, playing loud music, shouting, overrevving engines and sounding horns to signal their arrival. The driver shall turn the engine off immediately upon arrival at the delivery address and will park considerately without causing any obstruction to the highway.
4. The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public.
5. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a 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

**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 25 November 2019

Subject: Bisous Bisous, 66c Beech Road, Manchester, M21 9EG - App ref: Premises Licence (new) 236588

Report of: Director of Planning, Building Control and Licensing

Summary

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

Recommendations

That the Panel determine the application.

Wards Affected: Chorlton

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

A connected city: world class infrastructure and connectivity to drive growth	
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Full details are in the body of the report, along with any implications for:

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue - None

Financial Consequences – Capital - None

Contact Officers:

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

Name: Patrick Ware
Position: Technical Licensing Officer
Telephone: 0161 234 4858
E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

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

1. Introduction

- 1.1 On 03/10/2019, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of Bisous Bisous, 66c Beech Road, Manchester, M21 9EG in the Chorlton ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. The Application

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is Moreau Enterprises Ltd.
- 2.3 The description of the premises given by the applicant is Patisserie/café serving alcohol with afternoon tea.
- 2.4 The proposed designated premises supervisor is Alexandre Moreau.

2.5 The licensable activities applied for:

The supply of alcohol for consumption on the premises only:

Mon to Sun 10am to 10pm

Opening hours:

Mon to Sun 7am to 10pm

- 2.5.1 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music between the hours of 0800 and 2300 hours have been deregulated and so should not be regarded as licensable activities for the purposes of this application.
- 2.5.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 2**.

2.6 **Activities unsuitable for children**

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

2.7 **Steps to promote the licensing objectives**

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

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

2.8 **Further documentation accompanying the application**

2.8.1 The applicant has submitted the following documents in support of their application, which are included at **Appendix 5**:

- Plan of the premises

3. **Relevant Representations**

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

Other Persons:

- Residents (x1).

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
Residents (x1)	Concerns regarding noise disturbance caused by late hours and persons arriving, departing and from deliveries.	Refuse

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

4. **Key Policies and Considerations**

4.1 **Legal Considerations**

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

4.2 **New Information**

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

4.3 **Hearsay Evidence**

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

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

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

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

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

4.5 **Manchester Statement of Licensing Policy**

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

4.5.2 The Licensing Policy sets out the vision the licensing authority has for the regulation of licensed premises throughout Manchester and outlines the standards expected in order to ensure the promotion of the licensing objectives in the city. The Panel may depart from the policies should it consider doing so would benefit the promotion of the licensing objectives. Reasons are to be given for any such departure from the Policy.

4.5.3 Section 4 of the Policy (Operation of the Policy) sets out how the Licensing Policy is intended to be used in practice for licence applications and licensed premises.

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

Section 6: What we aim to encourage

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

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

Section 7: Local factors

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

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

- Evidence of pre-existing problems in the area
- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance

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

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

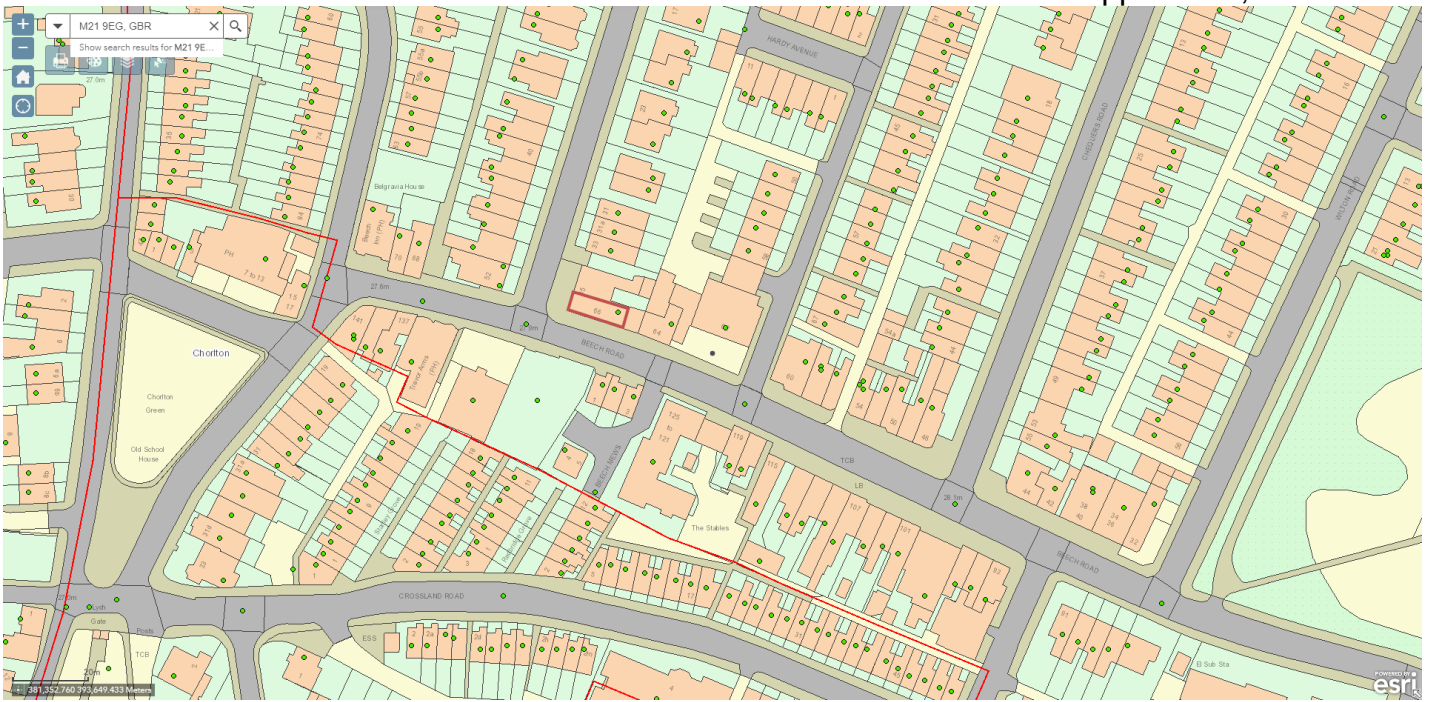
MS8 Prevent noise nuisance from the premises

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

Conclusion

- 4.6 A licensing authority must carry out its functions under this Act (“licensing functions”) with a view to promoting the licensing objectives:
- the prevention of crime and disorder
 - public safety;
 - the prevention of public nuisance; and
 - the protection of children from harm.
- 4.7 In considering the matter, the Panel should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council’s licensing policy statement.
- 4.8 Having regard to the representations, the Panel must take such of the steps set out below that it considers appropriate for the promotion of the licensing objectives:
- a) To grant the licence subject to:
 - i. the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate, and
 - ii. any mandatory conditions that must be included in the licence;
 - b) To exclude from the scope of the licence any of the licensable activities to which the application relates;
 - c) To refuse to specify the person proposed in the application as the designated premises supervisor;
 - d) To reject the application.
- 4.9 The conditions consistent with the operating schedule may be modified to alter or omit any of them or to add any new condition, including restricting the times at which licensable activities authorised by the licence can take place.
- 4.10 All licensing determinations should be considered on the individual merits of the application.

- 4.11 The Panel's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.
- 4.12 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 4.13 **The Panel is asked to determine the application.**



Bisous Bisous
66c Beech Road, Manchester, M21 9EG

Premises Licensing
Manchester City Council

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PREMISE NAME: Bisous Bisous

PREMISE ADDRESS: 66c Beech Road, Manchester, M21 9EG

WARD: Chorlton

HEARING DATE: 21/11/2019

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We MOREAU ENTERPRISES LTD

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description 66C BEECH ROAD CHORLTON			
Post town	MANCHESTER	Postcode	M219EG

Telephone number at premises (if any)	██████████
Non-domestic rateable value of premises	£13500

Part 2 - Applicant details

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

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

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

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

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name MOREAU ENTERPRISES LTD
Address 79 TIB STREET MANCHESTER M41LS
Registered number (where applicable) 08865629
Description of applicant (for example, partnership, company, unincorporated association etc.) BAKERY

Telephone number (if any)

██████████

E-mail address (optional)

████████████████████

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
1	4	1	0	2	0	1	9

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

DD		MM		YYYY			

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

The premises will be a patisserie/café from which we will also serve a short menu of alcohol to go with our afternoon tea.

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

████████████████████

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

F

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

G

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

H

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

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Mon	10.00	22.00			
Tue	10.00	22.00			
Wed	10.00	22.00			
Thur	10.00	22.00			
Fri	10.00	22.00			
Sat	10.00	22.00			
Sun	10.00	22.00			
			<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		

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

Name ALEXANDRE MOREAU	
Date of birth [REDACTED]	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) 150483	
Issuing licensing authority (if known) MANCHESTER CITY COUNCIL	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).
 NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5) NONE
Day	Start	Finish	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) NONE
Mon	07:00	22:00	
Tue	07:00	22:00	
Wed	07:00	22:00	
Thur	07:00	22:00	
Fri	07:00	22:00	
Sat	07:00	22:00	
Sun	07:00	22:00	

M

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

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

Security will be provided to the café by Verisure ensuring full CCTV protection and police on call if required. Staff will have first aid training and insurance will cover public liability. Noise reduction measures will be in place for staff working. All staff will be trained in laws relating to under age sales and we will enforce challenge 25 policy.

b) The prevention of crime and disorder

A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.

- 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.
- Staff will be trained in the laws relating to under age sales, and that training shall be documented and repeated at 6 monthly intervals.

c) Public safety

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

d) The prevention of public nuisance

No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to nuisance.

- The emptying of bins into skips, and refuse collections will not take place between 11pm and 7am.
- Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.

signs will be displayed on exits of doors to ask patrons to reduce noise levels to not cause public nuisance.

e) The protection of children from harm

A “Challenge 25” Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 25. The only acceptable forms of ID are photographic driving licences, passports, HM forces warrant cards, EU/EEA national ID card or similar document or a form of identification with the PASS hologram.

- Notices advising what forms of ID are acceptable must be displayed.
- Notices must be displayed in prominent positions indicating that the Challenge 25 policy is in force

Checklist:

Please tick to indicate agreement

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

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the
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	<p>entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	01/10/2019
Capacity	DIRECTOR

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

Signature	
Date	
Capacity	

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

Notes for Guidance

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

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

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

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

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

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

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

Documents which demonstrate entitlement to work in the UK

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

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

- evidence of the applicant's own identity – such as a passport,
- evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
- evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

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

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

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

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

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

Home Office online right to work checking service


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

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

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

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order

to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

	<p>entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	01/10/2019
Capacity	DIRECTOR

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

Signature	
Date	
Capacity	

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

Consent of individual to being specified as premises supervisor

I ALEXANDRE MORCAN
[full name of prospective premises supervisor]

of


[home address of prospective premises supervisor]

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

NEW PREMISES APPLICATION (SUPPLY OF ALCOHOL)
[type of application]

by
MORCAN ENTERPRISES LTD
[name of applicant]

relating to a premises licence _____
[number of existing licence, if any]

for
66C BEECH ROAD
CHORLTON
M21 9EG

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

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

MOREAU ENTERPRISES LTD
[name of applicant]

concerning the supply of alcohol at

66C BEECH ROAD
CHORLTON
M21 9EG

[name and address of premises to which application relates]

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

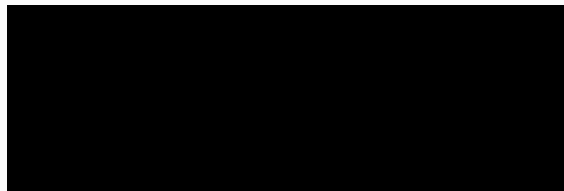
Personal licence number

150483
[insert personal licence number, if any]

Personal licence issuing authority

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

Signed



Name (please print)

ALEXANDRE MOREAU

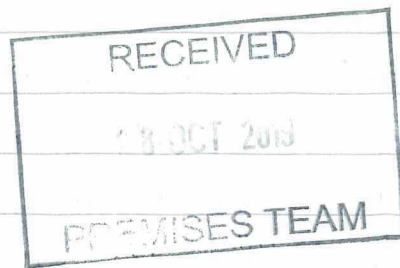
Date

01/10/2019

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

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25th October 2019.

Licensing Dept
 Manchester City Council
 Manchester Town Hall
 M60 2LA.

Dear Sirs/Madam,

RE: Your Ref 236588/PWS.

Premises: Bisous Bisous, 66 c Beech Road, Manchester
 M21 9EG

I wish to object to the application for an alcohol licence.

I live [REDACTED]

It is a densely populated residential area, with residential properties ^{above the application site} on Stockton Road, ^{flats} above the 2 shops on Stockton Rd facing the application site together with residential properties on Beech Road facing the site and above the Co-op on Beech Road. I have lived here for [REDACTED].

The reasons for my objection are :-

- i) Why would a patisserie/cofé wish to sell alcohol from 10.00 am in the morning until 10.00 pm at night, seven days per week, 365 days per year. I am concerned these very long, extended hours will cause noise, disturbance and be detrimental to residential amenity. The premises have never previously been licenced.

- 2) Patrons will potentially cause nuisance when arriving and departing the premises. There will potentially be noise from within the premises especially in Summer when doors are left ajar. Patrons are likely to want to sit outside adding to ambient noise as happens at Zitanos which started selling alcohol 3/4 years ago which is facing the application site.
- 3) There is potential to add to the increase in vehicular traffic/parking problems coupled with regular deliveries. There is a secondary school on Stockton Rd/Highway and Stockton Rd is very busy at school drop off/pick up times. The opening of the Co-op 12 mths ago has led to regular daily deliveries and increased traffic/parking and illumination at all hours.
- 4) It will lead to the ever growing concentration of licenced premises in the vicinity of residential properties. Beech Rd has lots of licenced premises. [REDACTED] the Beech Pub beer garden and is very noisy in the Summer.
- 5) It will set a precedent for a wine bar at the premises. I would request that the Council refuses the alcohol licence. If granted, I will be [REDACTED]

Yours faithfully

[REDACTED]

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

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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. Security will be provided to the café by Verisure ensuring full CCTV protection and police on call if required. Staff will have first aid training and insurance will cover public liability. Noise reduction measures will be in place for staff working. 2. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally. 3. Recorded CCTV images will be maintained and stored for a period of twenty-eight days and shall be produced to the Police or Licensing Authority upon request. 4. Staff will be trained in the laws relating to under age sales, and that training shall be documented and repeated at 6 monthly intervals. 5. A first aid box will be available at the premises at all times. 6. Regular safety checks shall be carried out by staff. 7. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations. 8. The premises shall maintain an Incident Log and public liability insurance. 9. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to nuisance. 10. The emptying of bins into skips, and refuse collections will not take place between 11pm and 7am. 11. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance. 12. Signs will be displayed on exits of doors to ask patrons to reduce noise levels to not cause public nuisance. 13. A “Challenge 25” Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 25. The only acceptable forms of ID are photographic driving licences, passports, HM forces warrant cards, EU/EEA national ID card or similar document or a form of identification with the PASS hologram. 14. Notices advising what forms of ID are acceptable must be displayed. 15. Notices must be displayed in prominent positions indicating that the Challenge 25 policy is in force. 	N/A	Applicant

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

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Your ref: LCP236588

RECEIVED

12 NOV 2019

PREMISES TEAM

11th November 2019

Premises Licensing Team
 Manchester City Council
 Level 1 Town Hall Extension
 Albert Square
 PO Box 532 M60 2LA

Dear Mr Ware,

Re Bisous Bisous, 66c Beech Road M21 9EG

I confirm that I will not be attending
 the hearing on 21 November. I am not
 withdrawing my objection.

Yours sincerely,

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

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**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 25 November 2019

Subject: ON Bar, 46 Canal Street, Manchester, M1 3WD - App ref: Premises Licence variation 238235

Report of: Director of Planning, Building Control and Licensing

Summary

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

Recommendations

That the Committee determine the application

Wards Affected: Piccadilly

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

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

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

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue - None

Financial Consequences – Capital - None

Contact Officers:

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

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

Background documents (available for public inspection):

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

1. **Introduction**

- 1.1 On 04/10/2019, an application for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 was made in respect of ON Bar, 46 Canal Street, Manchester, M1 3WD in the Piccadilly 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 On Bar Limited and a copy of the current licence is attached at **Appendix 2**.

3. **The Application**

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

The proposed variation is to extend the terminal hours for the sale of alcohol and regulated entertainment to 04.00 (the following day) on Sundays to Thursdays and to 06.00 (the following day) on Fridays and Saturdays and to extend the terminal hour for Late Night Refreshment to 04.00 on Sundays to Thursdays and to 05.00 on Fridays and Saturdays. The extended hours also to apply on the special days and Bank Holiday weekends as stated in the application

Proposed hours and licensable activities:

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):

Current hours: Sun to Thu 10am to 2am
Fri 10am to 4am

Proposed hours: Sat 10am to 9am
 Sun to Thu 10am to 4am
 Fri to Sat 10am to 6am

Non-standard timings:

New Year: From 07.00 on New Year's Eve until 04.00 on 2nd January (if this falls on Sunday to Thursday) and until 06.00 if 2nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve.

Christmas Day and Boxing Day: From 07.00 to 04.00 if the day falls on a Sunday to Thursday and until 06.00 if the day falls on a Friday or Saturday

Provision of late night refreshment:

Current hours: Sun to Thu 11pm to 2am
 Fri 11pm to 4am
 Sat 11pm to 5am

Proposed hours: Sun to Thu 11pm to 4am
 Fri to Sat 11pm to 5am

Non-standard timings -

New Year: From 07.00 on New Year's Eve until 04.00 on 2nd January (if this falls on Sunday to Thursday) and until 05.00 if 2nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve.

Christmas Day and Boxing Day: From 07.00 to 04.00 if the day falls on a Sunday to Thursday and until 05.00 if the day falls on a Friday or Saturday

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

Current hours: Sun to Thu 10am to 2am
 Fri 10am to 3am
 Sat 10am to 4am

Proposed hours: Sun to Thu 10am to 4am
 Fri to Sat 10am to 6am

Non-standard timings:

New Year: From 07.00 on New Year's Eve until 04.00 on 2nd January (if this falls on Sunday to Thursday) and until 06.00 if 2nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve.

Christmas Day and Boxing Day: From 07.00 to 04.00 if the day falls on a Sunday to Thursday and until 06.00 if the day falls on a Friday or Saturday

Opening hours:

Current hours Sun to Thu 7am to 2.30am
 Fri 7am to 4.30am
 Sat 7am to 9.30am

Proposed hours: Sun to Thu 7am to 4.30am
 Fri to Sat 7am to 6.30am

Non-standard timings:

New Year: From 07.00 on New Year's Eve until 04.30 on 2nd January (if this falls on Sunday to Thursday) and until 06.30 if 2nd January falls on a Friday or Saturday.

Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve.

Christmas Day and Boxing Day: From 07.00 to 04.30 if the day falls on a Sunday to Thursday and until 06.30 if the day falls on a Friday or Saturday

- 3.2.1 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music between the hours of 0800 and 2300 hours have been deregulated and so should not be regarded as licensable activities for the purposes of this application.
- 3.2.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 3**.

3.3 **Activities unsuitable for children**

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

3.4 **Steps to promote the licensing objectives**

- 3.4.1 The applicant proposes to promote the licensing objectives by taking the steps identified in the operating schedule.
- 3.4.2 These steps must be translated into conditions by the licensing authority to be included in any granted premises licence, unless the conditions are modified by the Panel following consideration of relevant representations. These conditions are set out in the Schedule of Conditions at **Appendix 6**.

4. **Relevant Representations**

- 4.1 A total of TWO relevant representations were received in respect of the application (**Appendix 5**). The personal details of all members of the public have been redacted. Original copies of these representation will be available to the Committee at the hearing.

Responsible Authorities:

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

- 4.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	Prevention of Crime and Disorder, Prevention of Public Nuisance and Public Safety, due to concerns with possible increase in the large amount of incidents that have already taken place within the area of the premises. There are also concerns that the hours applied for, will attract an unruly element to the premises and no further measures have been proposed, to show how this may be dealt with.	Refuse
Licensing and Out of Hours Compliance	Public nuisance due to recent issues with noise ((see representation) and the locality of local residents	Refuse

4.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at **Appendix 6**.

5. **Key Policies and Considerations**

5.1 **Legal Considerations**

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

5.2 **New Information**

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

5.3 **Hearsay Evidence**

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

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

5.4.1 The Secretary of State's Guidance to the Licensing Act 2003 is provided for all parties involved in licensing. It is a key medium for promoting best

practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.

- 5.4.2 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The Guidance is therefore binding on all licensing authorities to that extent. However, the Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons.
- 5.4.3 Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.

5.5 **Manchester Statement of Licensing Policy**

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

Section 6: What we aim to encourage

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

- Premises that will extend the diversity of entertainment and attract a wider range of participants
- Live music, especially original material, which will provide a range of live performances and styles of music, provided that such entertainment does not undermine the licensing objectives
- National cultural institutions, global sports events and cultural festivals
- Non-drink-led premises, including restaurants, cafes, theatres and cinemas

- Communication and integration with local residents and businesses through licensees consulting with those in the local area prior to an application
- Participation in Pubwatches, off licence forums and other crime-reduction partnerships
- Engagement with the NITENET radio scheme and DISC secure information sharing platform by city centre venues through the Cityco Manchester Business Crime Reduction Partnership
- Designing out crime in the layout of the premises

Section 7: Local factors

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

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

- Identified risk factors specific to the licensed premises
- Evidence of pre-existing problems in the area
- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance

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
MS8	Prevent noise nuisance from the premises

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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ON Bar
46 Canal Street, Manchester, M1 3WD

Premises Licensing
Manchester City Council

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Survey100019568.



PREMISE NAME: ON Bar

PREMISE ADDRESS: 46 Canal Street, Manchester, M1 3WD

WARD: Piccadilly

HEARING DATE: 21/11/2019



MANCHESTER CITY COUNCIL

LICENSING ACT 2003 PREMISES LICENCE

Premises licence number	049927
Granted	19/09/2005
Latest version	Transfer 194822 granted 08/02/2017

Part 1 - Premises details

Name and address of premises
ON Bar 46 Canal Street, Manchester, M1 3WD
Telephone number
0161 236 2667

Licensable activities authorised by the licence
<ol style="list-style-type: none"> 1. The sale by retail of alcohol*. 2. The provision of regulated entertainment, limited to: <ol style="list-style-type: none"> a. Performance of plays; b. Exhibition of films; c. Live music; d. Recorded music; e. Performances of dance; f. Anything similar to live music, recorded music or the performance of dance. 3. The provision of late night refreshment. <p>* All references in this licence to "sale of alcohol" are to sale by retail.</p>

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1000	1000	1000	1000	1000	1000	1000
Finish	0200	0200	0200	0200	0300	0400	0200
The sale of alcohol is licensed for consumption both on and off the premises.							
Seasonal variations and Non standard Timings:							
New Year: From 1000 on New Year's Eve until 0400 on 2 nd January.							
Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day & Boxing Day: Start 1000 Finish 0400							

Performance of plays; Exhibition of films; Live music; Recorded music; Performances of dance; Anything similar to live music, recorded music or the performance of dance							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1000	1000	1000	1000	1000	1000	1000
Finish	0200	0200	0200	0200	0400	0900	0200
Licensed to take place indoors only.							

Seasonal variations and Non standard Timings:

New Year: From 1000 on New Year's Eve until 0400 on 2nd January.

Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day & Boxing

Day: Start 1000 Finish 0400

Provision of late night refreshment**Standard timings**

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	2300
Finish	0200	0200	0200	0200	0400	0500	0200

Licensed to take place indoors only.

Seasonal variations and Non standard Timings:

New Year: From 2300 on New Year's Eve until 0400 on 2nd January.

Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day & Boxing

Day: Start 1000 Finish 0400

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

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0700	0700	0700	0700	0700	0700	0700
Finish	0230	0230	0230	0230	0430	0930	0230

Seasonal variations and Non standard Timings:

New Year: From 1000 on New Year's Eve until 0430 on 2nd January.

Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day & Boxing

Day: Start 1000 Finish 0430

Part 2**Details of premises licence holder**

Name: On Bar Limited
Address: 31 Sackville Street, Manchester, M1 3LZ
Registered number: 10476397

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

Name: Mr Anthony Dean Cooper
Address: [REDACTED]
Personal Licence number: [REDACTED]
Issuing Authority: [REDACTED]

Annex 1 – Mandatory conditions**Door Supervisors**

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

Supply of alcohol

- No supply of alcohol may be made under this premises licence:

- (a) At a time when there is no designated premises supervisor in respect of the premises licence or,
- (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
- (a) a holographic mark, or
- (b) an ultraviolet feature.
5. (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price, which is less than the permitted price.
- (2) For the purposes of the condition set out in (1) above–
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
- (b) “permitted price” is the price found by applying the formula–
- $$P = D + (D \times V)$$
- where –
- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by paragraph (2)(b) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4) (a) Sub-paragraph (4)(b) applies where the permitted price given by paragraph (2)(b) on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (b) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

6. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
7. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
8. The responsible person must ensure that –
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold the customer is made aware that these measures are available.

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

Exhibition of films

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

Annex 2 – Conditions consistent with the operating schedule

1. A full CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.
2. Recorded CCTV images shall be maintained and stored for a period of thirty days and shall be produced to the Police or Licensing Authority upon request.
3. CCTV shall 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 shall 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. SIA registered door staff shall be employed at the premises, in accordance with a risk assessment, to be carried out by the DPS. When employed, door staff shall wear high visibility armbands.
6. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - (i). the number of door staff on duty;
 - (ii). the identity of each member of door staff;
 - (iii). the times the door staff are on duty.
7. Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area.
8. Staff shall be trained in the laws relating to under age sales, and that training shall be documented and repeated at 6 monthly intervals.
9. A refusals book shall be maintained at the premises, and made available to an officer of a responsible authority upon request.
10. The premises shall be members of a recognised pub and club network and adhere to its terms and conditions.
11. The premises shall subscribe to the Manchester NiteNet Radio Scheme.
12. A first aid box shall be available at the premises at all times.
13. Regular safety checks shall be carried out by staff.
14. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.
15. The premises shall maintain an Incident Log and public liability insurance.
16. A "Challenge 21" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 21. The only acceptable forms of ID are photographic driving licences, passports, HM forces warrant cards, EU/EEA national ID card or similar document or a form of identification with the "PASS" hologram.
17. Staff training shall include the Challenge 21 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.
18. Notices advising what forms of ID are acceptable must be displayed.
19. Notices must be displayed in prominent positions indicating that the Challenge 21 policy is in force. A full CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.
20. Recorded CCTV images shall be maintained and stored for a period of thirty days and shall be produced to the Police or Licensing Authority upon request.
21. CCTV shall 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 shall be in a format so it can be played back on a standard PC or DVD player.

22. 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.
23. SIA registered door staff shall be employed at the premises, in accordance with a risk assessment, to be carried out by the DPS. When employed, door staff shall wear high visibility armbands.
24. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - (i). the number of door staff on duty;
 - (ii). the identity of each member of door staff;
 - (iii). the times the door staff are on duty.
25. Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area.
26. Staff shall be trained in the laws relating to under age sales, and that training shall be documented and repeated at 6 monthly intervals.
27. A refusals book shall be maintained at the premises, and made available to an officer of a responsible authority upon request.
28. The premises shall be members of a recognised pub and club network and adhere to its terms and conditions.
29. The premises shall subscribe to the Manchester NiteNet Radio Scheme.
30. A first aid box shall be available at the premises at all times.
31. Regular safety checks shall be carried out by staff.
32. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.
33. The premises shall maintain an Incident Log and public liability insurance.
34. A "Challenge 21" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 21. The only acceptable forms of ID are photographic driving licences, passports, HM forces warrant cards, EU/EEA national ID card or similar document or a form of identification with the "PASS" hologram.
35. Staff training shall include the Challenge 21 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.
36. Notices advising what forms of ID are acceptable must be displayed.
37. Notices must be displayed in prominent positions indicating that the Challenge 21 policy is in force.

Annex 3 – Conditions attached after hearing by the licensing authority

No applicable

Annex 4 – Plans

See attached

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

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Application to vary a premises licence under the Licensing Act 2003**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

I/We ON Bar Limited

(Insert name(s) of applicant)

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

Premises licence number 049927

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 46 Canal Street			
Post town	Manchester	Postcode	M1 3WD
Telephone number at premises (if any)	0161 207 2107		
Non-domestic rateable value of premises	£61,500		

Part 2 – Applicant details

Daytime contact telephone number	0161 207 2107		
E-mail address (optional)			
Current postal address if different from premises address	31 Sackville Street		
Post town	Manchester	Postcode	M1 3LZ

Part 3 - Variation

Please tick as appropriate

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

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

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

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

The proposed variation is to extend the terminal hours for the sale of alcohol and regulated entertainment to 04.00 (the following day) on Sundays to Thursdays and to 06.00 (the following day) on Fridays and Saturdays and to extend the terminal hour for Late Night Refreshment to 04.00 on Sundays to Thursdays and to 05.00 on Fridays and Saturdays. The extended hours also to apply on the special days and Bank Holiday weekends as stated in the application

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10.00	04.00			
Tue	10.00	04.00			
Wed	10.00	04.00	State any seasonal variations for performing plays (please read guidance note 5)		
Thur	10.00	04.00			
Fri	10.00	06.00	Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6) New Year: From 10.00 on New Year's Eve until 04.00 on 2 nd January (if this falls on Sunday to Thursday) and until 06.00 if 2 nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day and Boxing Day: From 10.00 to 04.00 if the day falls on a Sunday to Thursday and until 06.00 if the day falls on a Friday or Saturday.		
Sat	10.00	06.00			
Sun	10.00	04.00			

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10.00 -----	04.00 -----			
Tue	10.00 -----	04.00 -----	State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed	10.00 -----	04.00 -----			
Thur	10.00 -----	04.00 -----	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6) New Year: From 10.00 on New Year's Eve until 04.00 on 2nd January (if this falls on Sunday to Thursday) and until 06.00 if 2nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day and Boxing Day: From 10.00 to 04.00 if the day falls on a Sunday to Thursday and until 06.00 if the day falls on a Friday or Saturday.		
Fri	10.00 -----	06.00 -----			
Sat	10.00 -----	06.00 -----			
Sun	10.00 -----	04.00 -----			

C

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

D

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

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10.00	04.00			
Tue	10.00	04.00			
Wed	10.00	04.00	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur	10.00	04.00			
Fri	10.00	06.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6) New Year: From 10.00 on New Year's Eve until 04.00 on 2nd January (if this falls on Sunday to Thursday) and until 06.00 if 2nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day and Boxing Day: From 10.00 to 04.00 if the day falls on a Sunday to Thursday and until 06.00 if the day falls on a Friday or Saturday.		
Sat	10.00	06.00			
Sun	10.00	04.00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10.00	04.00			
Tue	10.00	04.00			
Wed	10.00	04.00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	10.00	04.00			
Fri	10.00	06.00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6) New Year: From 10.00 on New Year's Eve until 04.00 on 2nd January (if this falls on Sunday to Thursday) and until 06.00 if 2nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day and Boxing Day: From 10.00 to 04.00 if the day falls on a Sunday to Thursday and until 06.00 if the day falls on a Friday or Saturday.		
Sat	10.00	06.00			
Sun	10.00	04.00			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	10.00	04.00		Please give further details here (please read guidance note 4)	
Tue	10.00	04.00			
Wed	10.00	04.00	State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur	10.00	04.00			
Fri	10.00	06.00	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6) New Year: From 10.00 on New Year's Eve until 04.00 on 2nd January (if this falls on Sunday to Thursday) and until 06.00 if 2nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day and Boxing Day: From 10.00 to 04.00 if the day falls on a Sunday to Thursday and until 06.00 if the day falls on a Friday or Saturday.		
Sat	10.00	06.00			
Sun	10.00	04.00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	10.00	04.00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10.00	04.00	Please give further details here (please read guidance note 4)		
Wed	10.00	04.00			
Thur	10.00	04.00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri	10.00	06.00			
Sat	10.00	06.00	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6) New Year: From 10.00 on New Year's Eve until 04.00 on 2nd January (if this falls on Sunday to Thursday) and until 06.00 if 2nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day and Boxing Day: From 10.00 to 04.00 if the day falls on a Sunday to Thursday and until 06.00 if the day falls on a Friday or Saturday.		
Sun	10.00	04.00			

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	23.00	04.00			
Tue	23.00	04.00			
Wed	23.00	04.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	23.00	04.00			
Fri	23.00	05.00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6) New Year: From 23.00 on New Year's Eve until 05.00 on 1 st January. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day and Boxing Day: From 23.00 to 04.00 if the day falls on a Sunday to Thursday and until 05.00 if the day falls on a Friday or Saturday.		
Sat	23.00	05.00			
Sun	23.00	04.00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	10.00	04.00			
Tue	10.00	04.00			
Wed	10.00	04.00			
Thur	10.00	04.00			
Fri	10.00	06.00			
Sat	10.00	06.00			
Sun	10.00	04.00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) New Year: From 10.00 on New Year's Eve until 04.00 on 2nd January (if this falls on Sunday to Thursday) and until 06.00 if 2nd January falls on a Friday or Saturday. Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day and Boxing Day: From 10.00 to 04.00 if the day falls on a Sunday to Thursday and until 06.00 if the day falls on a Friday or Saturday.		

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	07.00	04.30	
Tue	07.00	04.30	
Wed	07.00	04.30	
Thur	07.00	04.30	
Fri	07.00	06.30	
Sat	07.00	06.30	
Sun	07.00	04.30	

Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)

New Year: From 07.00 on New Year's Eve until 04.30 on 2nd January (if this falls on Sunday to Thursday) and until 06.30 if 2nd January falls on a Friday or Saturday.

Days preceding a Bank Holiday, August Bank Holiday Weekend, Christmas Eve, Christmas Day and Boxing Day: From 07.00 to 04.30 if the day falls on a Sunday to Thursday and until 06.30 if the day falls on a Friday or Saturday.

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

None

Please tick as appropriate

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

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

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

M

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

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

The management will continue to operate in accordance with existing policies and procedures adopted at the premises and there is no change proposed to the existing premises licence conditions.

b) The prevention of crime and disorder

As above

c) Public safety

As above

d) The prevention of public nuisance

As above

e) The protection of children from harm

As above

Checklist:

Please tick to indicate agreement

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

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

Part 5 – Signatures (please read guidance note 11)

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

Signature	[REDACTED]
Date	4 October 2019
Capacity	Solicitors and Agents for the Applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

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

[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.

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GREATER MANCHESTER POLICE - REPRESENTATION

About You

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

About the Premises

Application Reference No.	LPV 238235
Name of the Premises	ON Bar
Address of the premises including postcode	46 Canal Street, Manchester M1 3WD

Your Representation

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

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

The application is seeking to allow the premises to sell alcohol until 4am Sunday to Thursday and until 6am on Friday and Saturday, with 30 minutes until close, in an area where there is one of the highest concentrations of assaults and disorder within the City Centre. A significant number of officers who are deployed on the weekend policing operation Custodian are located in the Village area due to the issues that the area attracts and in the early hours a significant number of the calls made to the police relate to the premises in this area and the locality in general.

GMP are concerned that by allowing this premises to remain open so late, especially at weekends, will attract an unruly element to the premises and cause issues.

The applicant has not proposed any further measures to show how they will deal with this potential issue.

During a 12 month period from July 2018 to July 2019 there were 600 incidents of violence reported in the beat area where the premises are situated, 530 incidents of Anti-Social behaviour and 288 incidents attributed to alcohol. This shows what a challenging area the Village already is, in terms of incidents, and we are greatly concerned that by allowing the premises to extend their hours, we will see an increase in the number of these incidents in the vicinity of the premises.

During these times of reduced police numbers it is becoming more and more difficult to respond to the number of incidents relating to areas where there is a large concentration of licensed premises and by allowing these premises to extend their already late hours for even longer is almost certainly going to have an adverse effect in those areas.

GMP realise that there is no Cumulative Impact Policy in the Village and that the restraints of such a policy do not apply but we would ask that the committee take serious cognizance of the effect that the grant of these extremely late hours is having on the City Centre and the additional burden being placed on GMP.

We therefore ask that this application is refused.



**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

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

Premise Details	
Application Ref No	238235
Name of Premises	On Bar
Address	46 Canal Street, M1 3WD

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>This is notification that the Licensing and Out-of-Hours team (LOOH) have assessed the application and the likely impact the granting of the licence variation would have on the local amenity. We have taken into account the nature of the area, surrounding licensed premises and local residential premises (both current and future).</p> <p>The premises have applied to extend their terminal hour by 2 hours across weekdays and weekends; Sunday – Thursday to 4am and Friday – Saturday to 6am.</p> <p>LOOH have given consideration to Manchester City Council’s Statement of Licensing Policy, recent observations of the premises in which the application was made and considerations on how the applicant has proposed to promote all 4 of the Licensing Objectives. We are confident that approving the variation would seriously undermine the prevention of public nuisance objective and Manchester Standard (MS) MS8 – Prevent noise nuisance from the premises.</p> <p>Visits have been made to the area immediately outside the premises to assess what provisions are currently in place in anticipation of the variation being granted.</p> <p>On 11th October 2019 between 23:20 and 23:40 Licensing Out of Hours Officers (LOOH) observed a significant escape of noise in the vicinity around the premises. This level of noise would undoubtedly result in the premises undermining the Public Nuisance objective, particularly when the area becomes predominantly residential (expected early 2020). The main door</p>

onto the external first floor balcony was held wide open. This was discussed with the Designated Premises Supervisor (DPS) during the Licensed Premises Inspection as was a cause for concern that the practice was continuing to be permitted. Both internal and external ground floor entrance was also secured open, adding to the escape of noise. It is expected that all windows and doors are closed post 23:00, save for ingress and egress. This was discussed with Mr Tony Cooper (DPS) on the night and immediately rectified. We are satisfied that this would not have been actioned without LOOH intervention.

A second visit took place on 12th October 2019.

The main ground floor entrance doors were held open with door supervisors clearly visible. There was a Drag DJ using an amplified microphone as well as pop music being played. Although this was pre- 23:00 the escape of noise was so excessive from the venue that the music and amplified voice of the DJ was clearly audible from outside Rembrandt Hotel, Sackville Street/Canal Street (approximately 71m away), This would undoubtedly undermine the public nuisance Objective due to the excessive levels witnessed. LOOH are satisfied that on both occasions the premises would have been undermining the public nuisance objective as well as not consistently promoting MS8 - Prevent noise nuisance from the premises.

A third visit took place on 18th October 2019 at approximately 23:25. During this visit LOOH requested the Door Supervisor SIA documentation. Neither of the two SIA personnel had signed in using the required documentation. This is a breach of **Annex 2 (s.6 (i, ii, iii))**.

LOOH noted that although doors and windows were closed, save for ingress and egress, the escape of noise at street level was still at a level as to distinguish the specific tracks being played. This strongly suggests that the escape of noise was both unreasonable and excessive. There is a very strong likelihood that how the premises is currently operating will cause a significant noise problem to new residents (16.8m from façade to façade) in early 2020.

Section 7.25 of the Statement of Licensing Policy states that due consideration will be given to the proximity from licensed premises to residential premises and the potential impact on any local resident will be an important matter for consideration.

LOOH have concerns that the granting of the variation would have a negative accumulative impact on local residents due to egress and dispersal times.

Considering neighbouring licensed premises, GAY are licensed for sale by retail of alcohol Sunday – Friday to 4am, Saturday to 8am. New Union Hotel are licensed for sale by retail of alcohol Monday – Sunday to 4am.

Should the variation be granted the cumulative impact, taking into consideration neighbouring licensed premises will cause a combined dispersal (midweek) at 4am and will cause a significant issue that has the capacity of undermining all 4 of the Licensing Objectives. This area of the City Centre currently has the highest numbers of reported crimes in the City. S.7.12 of the Policy states particular consideration will be given to the general character of the area, including ASB, crime and disorder and noise where there is evidence of pre-existing problems in the area. The Village currently has the highest reported numbers of crime in the City. S.7.14 of the policy also states that areas with a high density of licensed premises draw in a large crowd of legitimate users, a minority of whom may generate public nuisance, violence or disorder allowing illegitimate users to purposefully target the area to exploit various criminal opportunities. This has been clearly documented with young Somali male gangs targeting the area over the past 24 months.

The variation application has not at all detailed how these issues will be managed, stating *“the premises will continue to operate in accordance with existing policies and documents”* and does not acknowledge future residents, an accumulative impact of neighbouring premises or noise mitigation measures that will undoubtedly be required when the residential block opposite becomes occupied. S.7.26 of the policy notes that particular consideration will be given to measures proposed in the application to prevent nuisance, which none have been provided.

S.7.13 of the Policy states that the authority is mindful of the clustering of premises as simultaneous closing can lead to a large number of people leaving at the same time, increasing the risk of disorder and disturbances to local residents and creating spikes for transport and food premises.

LOOH are confident that approving this variation would seriously undermine the prevention of public nuisance objective and Manchester Standard (MS) MS8 – Prevent noise nuisance from the premises.

Recommendation:

Refuse Application

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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
1. The management will continue to operate in accordance with existing policies and procedures adopted at the premises and there is no change proposed to the existing premises licence conditions.	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
1. None - refuse	N/A	GMP
1. None - refuse	N/A	Licensing and Out of Hours

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**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 24 November 2019

Subject: TBC, 518 Wilbraham Road, Manchester, M21 9AW - App ref:
Premises Licence (new) 237607

Report of: Director of Planning, Building Control and Licensing

Summary

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

Recommendations

That the Panel determine the application.

Wards Affected: Chorlton

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

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

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue - None

Financial Consequences – Capital - None

Contact Officers:

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

Name: Louise Dormer
Position: Technical Licensing Officer
Telephone: 0161 234 1460
E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

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

1. Introduction

- 1.1 On 27/09/2019, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of TBC, 518 Wilbraham Road, Manchester, M21 9AW in the Chorlton ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. The Application

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is Andrew Carter.
- 2.3 The description of the premises given by the applicant is:

Approximately 98sqm ground floor high street unit with cellar level and outside seating area. The premises is situated in the heart of the popular Chorlton high street area with similar venues either side, each of a similar size, with existing premises licenses and outdoor seating area. The venue proposed will be a relaxed and informal craft beer bar focusing on premium drinks enjoyed responsibly in smaller measures

- 2.4 The proposed designated premises supervisor is Andrew Carter
- 2.5 **The licensable activities applied for:**

Provision of regulated entertainment (recorded music):
Mon to Sun 11am to 12:30am

Provision of late night refreshment:
Mon to Sun 11pm to 12:30am

The supply of alcohol for consumption both on and off the premises:
Mon to Sun 11am to 12:30am
Opening hours:

Mon to Sun 11am to 12:30am

Non-standard timings for each of the above:

11am – 1am on Christmas Eve, Boxing Day, New Year’s Eve, Fri to Mon of all bank holiday weekends

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

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

2.6 **Activities unsuitable for children**

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

2.7 **Steps to promote the licensing objectives**

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

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

3. **Relevant Representations**

3.1 A total of 4 relevant representations were received in respect of the application (**Appendix 3**). The personal details of all members of the public have been redacted. Original copies of these representations will be available to the Panel at the hearing.

Responsible Authorities:

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

Other Persons:

- Resident (x1).

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	GMP's representation is based on the grounds of Prevention of Crime and Disorder, the Prevention of Public Nuisance and Public Safety and the Protection of Children from Harm. GMP do not believe that the conditions offered by the applicant are robust enough and have recommended a number of conditions which have been agreed.	Grant with conditions
Licensing and Out of Hours Compliance	LOOH's representation is based on the grounds of Public Nuisance given the location of the premises in relation to residential properties. LOOH have recommended 3 conditions which have been agreed.	Grant with conditions
Trading Standards	TS's representation is based on the grounds of the Protection of Children from Harm. TS feel that the conditions offered by the applicant are not detailed enough and have recommended a number of conditions which have been agreed.	Grant with conditions
Resident (x1)	The resident's representation is based on the grounds of Public Nuisance given the location of the premises in relation to residential properties. They feel that the proposed hours and provision for outdoor seating for alcohol consumption are not in keeping with other local businesses.	No recommendations

- 3.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at **Appendix 4**.
- 3.4 Agreements on conditions have been reached with GMP, Licensing & Out of Hours and Trading Standards.
- 4. Key Policies and Considerations**
- 4.1 **Legal Considerations**
- 4.1.1 Hearings under the Licensing Act 2003 operate under the Licensing Act 2003 (Hearings) Regulations 2005.
- 4.2 **New Information**
- 4.2.1 In accordance with Regulation 18 of the Licensing Act 2003 (Hearings) Regulations 2005, the authority may take into account documentary or other information produced by a party in support of their application, representations or notice either before the hearing or, with the consent of all parties, at the hearing.

4.3 Hearsay Evidence

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

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

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

4.5 Manchester Statement of Licensing Policy

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

Section 6: What we aim to encourage

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

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

Section 7: Local factors

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

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

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

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

This section identifies the standards that the licensing authority expects of licensed premises in Manchester. It is recognised that not all standards will be appropriate to apply in every situation to every premises, and applicants are not obliged to include all standards in their operating schedule. The degree to which standards would be appropriate is expected to be

proportionate to the risk posed against the promotion of the licensing objectives having regard to the individual circumstances of the premises. The standards are not exhaustive and the licensing authority will have regard to any relevant issues raised in any representation that may fall outside them.

- MS1 Implement effective security measures at the premises
- MS2 Effective general management of the premises
- MS3 Responsible promotion and sale of alcohol
- MS4 Prevent the use of illegal drugs, new psychoactive substances (NPS) and the spiking of drinks at the premises
- MS6 Provide a Duty of Care for intoxicated or vulnerable customers and medical emergencies
- MS8 Prevent noise nuisance from the premises
- MS9 Effectively manage exterior spaces (e.g. beer gardens, smoking areas, table and chair areas on the highway)
- MS10 Operate effective cleansing arrangements, including ensuring the premises and surrounding area are kept clean and free of litter, and adequate arrangements for the secure and responsible storage of refuse
- MS11 Ensure the wellbeing of children on the premises
- MS12 Prevent underage sales of alcohol, including proxy sales

Conclusion

- 4.6 A licensing authority must carry out its functions under this Act (“licensing functions”) with a view to promoting the licensing objectives:
- the prevention of crime and disorder
 - public safety;
 - the prevention of public nuisance; and
 - the protection of children from harm.
- 4.7 In considering the matter, the Panel should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council’s licensing policy statement.

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

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TBC
518 Wilbraham Road, Manchester, M21 9AW

Premises Licensing
Manchester City Council

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PREMISE NAME: TBC

PREMISE ADDRESS: 518 Wilbraham Road, Manchester, M21 9AW

WARD: Chorlton

HEARING DATE: 21/11/2019

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

Document is Restricted

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Andrew Carter

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 518 Wilbraham Road Chorlton			
Post town	Manchester	Postcode	M21 9AW
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£15,000	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

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

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

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname CARTER			First names ANDREW		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		[REDACTED]			
Post town	[REDACTED]	Postcode	[REDACTED]		
Daytime contact telephone number		[REDACTED]			
E-mail address (optional)	[REDACTED]				

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	02	2020

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

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

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

Approximately 98sqm ground floor high street unit with cellar level and outside seating area. The premises is situated in the heart of the popular Chorlton high street area with similar venues either side, each of a similar size, with existing premises licenses and outdoor seating area.

The venue proposed will be a relaxed and informal craft beer bar focusing on premium drinks enjoyed responsibly in smaller measures

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

N/A

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

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

E

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

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11:00	00:30	Please give further details here (please read guidance note 3) Only background low volume music		
Tue	11:00	00:30			
Wed	11:00	00:30	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	11:00	00:30			
Fri	11:00	00:30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) Hours of 11:00 – 01:00 on: Christmas Eve Boxing Day New Year's Eve Banks Holidays (Fri, Sat, Sun & Mon of all bank holiday weekends)		
Sat	11:00	00:30			
Sun	11:00	00:30			

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	00:30	Please give further details here (please read guidance note 3)	Both	<input checked="" type="checkbox"/>
Tue	11:00	00:30			
Wed	11:00	00:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	11:00	00:30			
Fri	11:00	00:30	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) Hours of 11:00 – 01:00 on: Christmas Eve Boxing Day New Year's Eve Banks Holidays (Fri, Sat, Sun & Mon of all bank holiday weekends)		
Sat	11:00	00:30			
Sun	11:00	00:30			

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 type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	11:00	00:30			
Tue	11:00	00:30			
Wed	11:00	00:30			
Thur	11:00	00:30			
Fri	11:00	00:30			
Sat	11:00	00:30			
Sun	11:00	00:30	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) Hours of 11:00 – 01:00 on: Christmas Eve Boxing Day New Year's Eve Banks Holidays (Fri, Sat, Sun & Mon of all bank holiday weekends)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name Andrew Carter	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) [REDACTED]	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).
 N/A

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) N/A
Day	Start	Finish	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) Hours of 11:00 – 01:00 on: Christmas Eve Boxing Day New Year’s Eve Banks Holidays (Fri, Sat, Sun & Mon of all bank holiday weekends)
Mon	11:00	00:30	
Tue	11:00	00:30	
Wed	11:00	00:30	
Thur	11:00	00:30	
Fri	11:00	00:30	
Sat	11:00	00:30	
Sun	11:00	00:30	

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

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

We will abide by all mandatory conditions

b) The prevention of crime and disorder

In addition to the DPS there will be a responsible manager in possession of a Personal License
We have a written Dispersal Policy (attached)
All persons responsible for serving alcohol will have read through and understood the mandatory conditions and will have signed off a form to say they understand.

c) Public safety

Anyone who appears intoxicated will not be served

d) The prevention of public nuisance

Bottle bins will not be moved outside the hours of 08:00-22:00
We are conducting a Noise Report to ensure the premises does not adversely affect neighbours. All recommendations from this report will be implemented during the fitting out process ahead of opening

e) The protection of children from harm

We will operate a challenge 25 Policy at point of sale

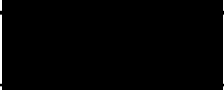
Checklist:**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

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 4 – Signatures (please read guidance note 10)

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

Signature	
Date	20/09/2019
Capacity	

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

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

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

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

Document is Restricted

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Alan.Isherwood@gmp.police.uk

09:28 (9
minutes ago)

to [REDACTED], me, CentralLicensing

Dear All,

In view of the email from the applicant, in which all the condition requested by GMP are agreed, we are happy for the Premises Licence to be granted with those conditions attached.

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

Kind Regards

Alan

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

alan.isherwood@gmp.police.uk

0161 856 6017

Follow us on Twitter: @gmpolice

NOT PROTECTIVELY MARKED

From: [REDACTED] [mailto:[REDACTED]]
Sent: 28 October 2019 15:14
To: Alan Isherwood
Subject: Premises License Application LPA 237607 518 Wilbraham Road

Hi Alan,

Hope you're well. I have received your representation from licensing. I am happy to have the conditions you have suggested applied to the license. If you need anything else from me please let me know

Regards

[REDACTED]

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 237607
Name of the Premises	TBC
Address of the premises including postcode	518 Wilbraham Road, Manchester M21 9AW

Your Representation

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

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

The applicant has offered conditions within the Operating Schedule but they need to be worded more robustly to best demonstrate how the 4 Licensing Objectives will be upheld. If this licence was granted GMP would ask that the following conditions are attached to ensure that the 4 Licensing Objectives are upheld.

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:

- (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**

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.

Mitchell Ward

to me

Good Morning

Please see attached representation in relation to the above matter.

I have considered the application and am of the opinion that additional conditions are required for the grant of this licence to promote the licensing objectives. The conditions are set out and agreed with the applicant as set out in the email chain below.

Thanks

Mitchell

Mitchell Ward
Licensing & Out of Hours Compliance Officer
Licensing and Out of Hours Team (Citywide)
The Neighbourhoods Directorate
Growth and Neighbourhoods

Tel External: 0161 227 3147
Tel Internal: 43207
Mobile: 07814227755
Email: mitchell.ward@manchester.gov.uk
Web: www.manchester.gov.uk

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

From: [REDACTED] <[REDACTED]>
Date: Wed, 23 Oct 2019 at 10:55
Subject: Re: Premises Licence Application - TBC - 518 Wilbraham Road,
Manchester, M21 9AW.
To: Mitchell Ward <mitchell.ward@manchester.gov.uk>

Hi Mitchell,

Thank you for your email. I am happy to agree to those conditions being applied to the Premises License for 518 Wilbraham Road, Manchester, M21 9AW.

If you need anything else from me, please let me know

Regards

----- Original Message -----

From: "Mitchell Ward" <mitchell.ward@manchester.gov.uk>

To: [REDACTED]

Sent: Wednesday, 23 Oct, 2019 At 08:59

Subject: Premises Licence Application - TBC - 518 Wilbraham Road,
Manchester, M21 9AW.

Hi [REDACTED]

As discussed yesterday, I am reviewing the application on behalf of the
Licensing & Out Of Hours Compliance Team.

I am considering the below additional conditions and would welcome your
thoughts:

- No noise shall emanate from the premises nor vibration be transmitted
through the structure of the premises that gives rise to a nuisance.
- A member of staff shall monitor customers smoking outside the
premises on a regular basis and ensure patrons do not cause a
public nuisance.
- A direct telephone number for the manager of the premises shall be
publicly available at all times the premises are open.

I look forward to hearing from you.

Thanks

Mitchell

Mitchell Ward
Licensing & Out of Hours Compliance Officer


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

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

Premise Details

Application Ref No	237607
Name of Premises	TBC
Address	518 Wilbraham Road, Manchester, M21 9AW

Representation

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

The Licensing and Out of Hours Team (LOOHT) have assessed the likely impact of the licensed premises opening at 518 Wilbraham Road, Chorlton, Manchester, M21 9AW taking into account a number of factors. This includes the location of nearby residential properties, the hours applied for and any potential risk that the granting of this licence, could lead to issues of Public Nuisance.

LOOHT have given particular consideration to Manchester City Council's Statement of Licensing Policy, specifically s.7.25 in that the licensing authority will ensure that due consideration will be given to the proximity of licensed premises not only to local residents and businesses, but also in relation to other licensed premises; as well as s.7.28 in that the licensing authority will give consideration to the appropriateness of hours applied for, having regard for the location of premises and their likely effect of the promotion of the four Licensing Objectives.

The premises is situated on Wilbraham Road and is part of a busy area within the Chorlton ward. This is a popular area of Chorlton with a good mix of offices, cafes, shops, takeaways, licensed premises and residential properties.

Above the premises are flats which are currently occupied. There are also a number of residential properties in close distance to the rear. To the left hand side when facing the premises is Oswald Road which contains a number of terrace and semi-detached properties.

LOOHT have concerns relating to the noise emanating from the premises. Given the relatively close proximity of numerous residential properties, especially those directly above the premises, there is a considerable risk that noise nuisance may arise from the external area by way of people noise and

also from the premises itself by way of music and people noise.

Following discussions with the applicant they appear to be committed to fulfilling the license objective of the prevention of public nuisance, however were in agreement that further measures could be implemented in respect of the control of noise from the premises and also patrons when smoking outside the premises. We therefore recommend that in order to prevent the problems described above the following conditions should be attached to the Premises Licence to ensure the licensing objectives are upheld:

- No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.
- A member of staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.
- A direct telephone number for the manager of the premises shall be publicly available at all time the premises are open.

We believe these conditions are proportionate and necessary to prevent the problems described and promote the licensing objectives.

Recommendation: Approve with Conditions (Outlined Above)

From: **Alan Rawcliffe (Trading Standards)** <a.rawcliffe@manchester.gov.uk>
Date: Mon, 21 Oct 2019 at 13:24
Subject: Fwd: Premises License Application 518 Wilbraham Road Manchester M21 9AW
To: Premises Licensing <premises.licensing@manchester.gov.uk>, [REDACTED]
<[REDACTED]>

Hello

I write to inform you that Trading Standards, as responsible authority, does not intend to attend the Licensing Hearing concerning 518 Wilbraham Road Manchester M21 9AW. Following discussions between ourselves and the applicant agreement has been reached that the licence should be granted under the terms of the application subject to the conditions listed in our representation. The applicant has stated his agreement to these conditions in the e-mail above.

If you require any more information please let me know

regards
Allan

Allan Rawcliffe
Neighbourhood Officer - Trading Standards
Neighbourhoods Directorate
Manchester City Council
1 Hammerstone Road, Gorton, Manchester, M18 8EQ
Tel } 0161 234 1547
Internal } 801 3 1547
Mobile } 07706716858
a.rawcliffe@manchester.gov.uk
www.manchester.gov.uk

Working days Monday, Tuesday & Wednesday

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

From: [REDACTED] <[REDACTED]>
Date: Mon, 21 Oct 2019 at 13:04
Subject: Premises License Application 518 Wilbraham Road Manchester M21 9AW
To: <a.rawcliffe@manchester.gov.uk>

Hi Allan,

Sorry I missed your call last week.

Following your representation last week regarding the premises license application for 518 Wilbraham Road, Manchester, M21 9AW.

I accept all of the conditions proposed in the attached document.

If you require anything else from me please let me know

Regards

██████████

PLEASE NOTE: ALL REPRESENTATIONS AND SUPPORTING EVIDENCE MUST BE SUBMITTED TO MANCHESTER CITY COUNCIL WITHIN 28 DAYS, STARTING THE DAY AFTER THE PREMISES IN QUESTION MAKES AN APPLICATION (TO FIND OUT THE CLOSING DATE CALL THE LICENSING UNIT ON 0161 234 4512)

ABOUT YOU		PLEASE NOTE: LICENSING OFFICERS, LICENSING COMMITTEE MEMBERS AND THE APPLICANT CAN VIEW THE INFORMATION PROVIDED ON THIS FORM
Your first name (required)	Your last name (required)	
Allan	Rawcliffe	
Your address including postcode (required)		
Trading Standards Service 1 Hammerstone Road Manchester M18 8EQ		
Contact email address	Contact phone no	
a.rawcliffe@manchester.gov.uk	0161 234 1547	
Your signature (I hereby declare the information I have provided on and with this form is correct to the best of my knowledge and belief)		

ABOUT THE PREMISES
Application Ref No. (if known):
Name of the Premises about which you would like to make a representation:
Address of the Premises (including postcode if known):
518 Wilbraham Road Manchester M21 9AW

YOUR REPRESENTATION
Please outline your representation below and continue overleaf. This should be the likely effect of the grant of the licence / certificate on the licensing objectives on and in the vicinity of the premises in question. (Please continue on a separate sheet of paper if necessary)
<p>The Trading Standards Service feels that the operating schedule in the application is not detailed enough with regards to how the premises is going to promote the licensing objective of the protection of children from harm.</p> <p>We feel the applicant may not fully aware of his responsibilities and what procedures are required to be implemented to restrict possible sales of alcohol to minors.</p> <p>The applicant has mentioned a Challenge 25 age identification policy but has failed to state how this will be implemented.</p>

There are a number of robust procedures that can be implemented to help prevent or minimise underage sales of alcohol, thus promoting the licensing objectives. The applicant has not mentioned staff training

he has not indicated what this will consist of, how it will be carried out, recorded, monitored and how often it will be repeated. We would also expect a reference to a refusals log to be kept at the premises.

Therefore the Trading Standards Service request the following conditions attached to the licence should it be granted

- 1) The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an HM Forces warrant card, or a card bearing the PASS hologram.
- 2) 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.
- 3) In addition to any other training, the premises licence holder shall ensure all staff are trained to prevent underage sales, to maintain the refusals log, enter sales correctly on the tills so the prompts show as appropriate and monitor staff to ensure their training is put into practice.
- 4) A log shall be kept at the premises and record all refused sales of alcohol for the reasons that the person(s) is, or appear to be, under 18 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be available on request by the police or an authorised officer of Manchester City Council. The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log.
- 5) The premises shall display signage at the point of sale indicating it is an offence to buy or attempt to buy alcohol for a person under 18

Supporting Evidence: In addition to your own written / oral testimony to the Licensing Sub-Committee, you may wish to provide evidence to support your representation. You will need to show how this evidence relates to the premises in question. Examples of supporting evidence include oral testimony, written testimony, noise records, video or photographic material, crime and disorder data, other statistical data, reports etc.)

From: [REDACTED] <[REDACTED]>

Date: Fri, 25 Oct 2019 at 18:43

Subject: Comments on application 237607/LD2

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

Dear Sir/Madam,

I am writing to comment on application 237607/LD2, which is currently in consultation. I am raising objections to the application because of its likely detrimental impact on residents in the surrounding area, given that the proposed opening hours and the provision of outdoor seating for the consumption of alcohol during these hours are not in keeping with other businesses on this street and will cause a public nuisance due to increased noise levels. The premises is directly below and adjacent to several residential properties, and the application discloses no measures to prevent noise nuisance.

Kind Regards,

[REDACTED]

Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. We will abide by all mandatory conditions. 2. In addition to the DPS there will be a responsible manager in possession of a Personal License. We have a written Dispersal Policy (attached) 3. All persons responsible for serving alcohol will have read through and understood the mandatory conditions and will have signed off a form to say they understand. 4. Anyone who appears intoxicated will not be served 5. Bottle bins will not be moved outside the hours of 08:00-22:00 6. We are conducting a Noise Report to ensure the premises does not adversely affect neighbours. All recommendations from this report will be implemented during the fitting out process ahead of opening 7. We will operate a challenge 25 Policy at point of sale. 	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
<ol style="list-style-type: none"> 1. The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points. 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. 2. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the Police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details: <ol style="list-style-type: none"> (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 	Yes (all)	GMP

Schedule of Licence Conditions

<p>(e) any visit by a relevant authority or emergency service</p> <p>(f) All refusals of sales of alcohol</p> <p>3. 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.</p> <p>4. 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.</p> <p>5. 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.</p>		
<p>1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.</p> <p>2. A member of staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.</p> <p>3. A direct telephone number for the manager of the premises shall be publicly available at all times the premises are open.</p>	Yes (all)	Licensing and Out of Hours
<p>1. The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an HM Forces warrant card, or a card bearing the PASS hologram.</p> <p>2. 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.</p>	Yes (all)	Trading Standards

Schedule of Licence Conditions

<p>3. In addition to any other training, the premises licence holder shall ensure all staff are trained to prevent underage sales, to maintain the refusals log, enter sales correctly on the tills so the prompts show as appropriate and monitor staff to ensure their training is put into practice.</p> <p>4. A log shall be kept at the premises and record all refused sales of alcohol for the reasons that the person(s) is, or appear to be, under 18 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be available on request by the police or an authorised officer of Manchester City Council. The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log.</p> <p>5. The premises shall display signage at the point of sale indicating it is an offence to buy or attempt to buy alcohol for a person under 18</p>		
None	N/A	Local Resident

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