



Licensing Sub Committee Hearing Panel

Date: Monday, 14 September 2020

Time: 10.00 am

Venue: Telephone Conference Call Dial: 033 3113 3058
Room number: 37978770 # PIN: 2991 #

Everyone is welcome to attend this Sub-Committee meeting.

The Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020

Under the provisions of these regulations the location where a meeting is held can include reference to more than one place including electronic, digital or virtual locations such as internet locations, web addresses or conference call telephone numbers. This meeting is by way of a telephone conference. You can listen to the call as it takes place, the number of people able to listen to the live call is limited to 90.

Membership of the Licensing Sub Committee Hearing Panel

Councillors – Andrews (Chair), Madeleine Monaghan and Reid

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. New Premises Licence - Box, Unit 2, 125 Deansgate, Manchester, M3 2BY - determination 5 - 8

The determination papers are enclosed.

5. New Premises Licence - KBK Stores, 67 Great Ancoats Street, Manchester, M4 5AB - determination 9 - 10

The determination papers are enclosed.

6. New Premises Licence - Ready Steady Store, Unit RO 42, 1 Willerby Road, Manchester, M8 9YG - determination 11 - 14

The determination papers are 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:

Ian Hinton-Smith
Tel: 0161 234 3043
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This agenda was issued on **Friday, 4 September 2020** 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: 248036
Name: Box
Address: Unit 2, 125 Deansgate, Manchester, M3 2BY
Ward: Deansgate
Application Type: Premises Licence (new)
Name of Applicant: Arc Inspirations Limited
Date of application: 22 July 2020

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

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

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

Proposed licensable activities and opening hours to be granted

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

Mon to Sun 9.00am to 2.00am

Provision of late night refreshment:

Mon to Sun 11.00pm to 2.00am

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

Mon to Sun 9.00am to 2.00am

Opening hours:

Mon to Sun 9.00am to 2.30am

Representations received	
Greater Manchester Police	Due to the location of the premises (in the Deansgate area of Manchester city centre) Greater Manchester Police have objected to the application on the grounds of Prevention of Crime & Disorder, the Prevention of Public Nuisance and Public Safety. GMP are requesting that more prescriptive conditions are attached to the licence in regard to the provision of SIA registered door staff at the premises to ensure that the Licensing Objectives are fully upheld and enforced.
Licensing & Out of Hours Compliance	LOOH Compliance are objecting to the application on the grounds of the likelihood of the Licensing Objective relating to Public Nuisance being negatively affected due to the location of the premises and the fact the premises shall be operating primarily as a 'Sports' bar (LOOH Compliance are of the opinion that such types of premises generate specific issues, such as large groups, increased drunkenness and subsequent potential for higher levels of public nuisance). LOOH Compliance are requesting the imposition of specific conditions on to any granted premises licence that will ensure that the Licensing Objectives are fully upheld and enforced.
The Trading Standards Service	It is of concern to the Trading Standards Service that the applications Operating Schedule offered no specific conditions indicating how the Licensing Objective relating to the Protection of Children from Harm would be implemented and upheld at the premises. Consequently so the Trading Standards Service are requesting that a number of conditions are imposed on any granted premises licence that will prevent the sale of alcohol to underage persons/children.

Agreements between parties

Greater Manchester Police:

- Door supervisors shall be employed at the premises from 2100 until 30 minutes after the premises has closed on Thursdays, Fridays and Saturdays and where there is a need due to the live screening of sports fixtures and key sporting events in the city. Door staff shall wear hi-visibility arm bands when on duty
- Whenever the premises show live football matches featuring Manchester United or Manchester City SIA registered door staff shall be employed at a ratio of 1:100 from 2 hours before kick-off until 30 minutes after closing. Door staff shall wear hi-visibility arm bands when on duty.

- Door staff shall wear and use body cameras to capture all incidents of violence, anti-social behaviour and/or refusals. Footage shall be stored for 28 days and made available to Responsible Authorities upon request.

Licensing & Out of Hours Compliance:

- Any person who appears to be intoxicated or who is behaving in a disorderly manner shall not be allowed entry to the premises.
- All staff shall be trained in recognising signs of drunkenness, how to refuse service and the premises duty of care. 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.
- Alcohol consumed outside the premises shall only be consumed by patrons seated at tables.
- Alcohol is to be served in polycarbonate, plastic or shatterproof glasses in the external area when there is a need due to the live screening of sport fixtures and key sporting events/events in the city, or when asked by an authorised officer of Manchester City Council or Greater Manchester Police.
- All windows and external doors shall be kept closed between 11pm and close of business, except for the immediate access and egress of persons.
- Speakers shall not be located outside the premises.
- Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.
- There shall be a staff member present in the external area at all times when customers are present to ensure that the area is managed so as not to cause a public nuisance.
- Tables and Chairs shall be removed on request by a police Officer or an authorised Officer of Manchester City Council.

The Trading Standards Service:

- That a Challenge 25 policy is implemented.
- The Challenge 25 scheme shall 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 EU/EEA national ID card or similar document, an HM Forces warrant card, a card bearing the PASS hologram, or any electronic or biometric age verification technology approved by the licensing authority.

- The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises that the Challenge 25 scheme is in operation.
- The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises that it is an offence to buy or attempt to buy alcohol for a person who is under 18 and for a person under the age of 18 to buy or attempt to buy alcohol.
- A refusals record shall be kept at the premises which details all refusals to sell alcohol. This record shall include the date and time of the incident, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. All entries shall be made within 24 hours of the refusal. The record shall be made available for inspection and copying within a reasonable time of a request by an officer of a Responsible Authority.
- All staff authorised to sell alcohol shall be trained in:
 - The prevention of underage sales of alcohol
 - The prevention of proxy purchases of alcohol
 - Maintenance of the refusals log
 - Where till prompts are installed, how to enter sales correctly on the tills so the prompts show as appropriate
 - How to refuse service
- Training shall include evidence that the trainee has gained knowledge and understanding of the training, which may consist of a test or quiz, completed and signed by the trainee. Documented records of training completed shall be kept for each member of staff.

Background documents (available for public inspection):

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



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 246245
Name: KBK Stores
Address: 67 Great Ancoats Street, Manchester, M4 5AB
Ward: Ancoats and Beswick
Application Type: Premises Licence (new)
Name of Applicant: KBK Stores Limited
Date of application: 28 July 2020

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

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

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

Proposed licensable activities and opening hours to be granted

The supply of alcohol for consumption on the premises only:

Mon to Sun 11am to midnight

Opening hours:

Mon to Fri 8am to midnight

Sat to Sun 11am to midnight

Representations received

Licensing & Out of Hours
Compliance

Risk of public nuisance

Agreements between parties

Licensing & Out of Hours Compliance:

1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.
2. Outside tables and chairs (in the beer garden) shall be rendered unusable by 22:30 hours each day.
3. Alcohol consumed outside the premises shall only be consumed by patrons seated at tables.

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 unauthorised advertisement of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) shall be inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
6. No deliveries must be made to the premises between 20:00 and 08:00 hours.
7. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.

Background documents (available for public inspection):

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



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 247982
Name: Ready Steady Store
Address: Unit RO42, 1 Willerby Road, Manchester, M8 9YG
Ward: Cheetham
Application Type: Premises Licence (new)
Name of Applicant: Benjamin Lowe
Date of application: 06 August 2020

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

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

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

Proposed licensable activities and opening hours to be granted

The supply of alcohol for consumption off the premises only:

Mon to Sun 9am to 7pm

Opening hours: Not applicable as the premises is not open to the public

Representations received

Trading Standard	Trading standards objected to the application based on the grounds that as the sales of alcohol will be on-line and concluded at a distance, further steps are needed to prevent the sale and delivery of alcohol to people aged under 18 years.
Licensing & Out of Hours Compliance (LOOH)	LOOH objected to the application based on the grounds that even though the premise is located in a predominantly industrial area of Cheetham Hill, there are some residential properties within the vicinity. To further ensure the licensing

	<p>objectives are upheld and public nuisance is diminished where practicable, the Licensing and Out of Hours team suggest further conditions are added to the premise licence in addition to the conditions detailed on the Premise Licence application.</p>
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Agreements between parties

Trading Standards

1. The website shall indicate that a Challenge 25 Scheme is operated. It must also state on the page that it is an offence to buy or attempt to buy alcohol if you are under 18 and that valid ID will be requested on delivery if the person receiving the delivery appears under 25. The alcohol licence number must also be displayed on the website.
2. Customers shall be informed on the website and prior to delivery that a person over 18 must be available to take delivery of alcohol and that ID may be requested in the form of a passport, photo card driving licence, an HM Forces warrant card, or a card bearing the PASS hologram to prove they are over 18.
3. The customer buying alcohol on the website shall indicate they are over 18 – this may be by means of ticking a box and/or entering their date of birth.
4. The Challenge 25 policy shall 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.
5. Staff shall be trained to ensure that they know how to record when alcohol is returned as a result of a refusal to deliver alcohol to a person is made.
6. Delivery drivers shall be instructed in writing by the licence holder to ask for valid ID comprising a valid passport, valid photo card driving licence, an HM forces warrant card or a card bearing the PASS hologram on delivery if the person receiving the delivery appears under 25.
7. All training records and refusals logs shall be made available to an officer of Greater Manchester Police and an authorised officer of Manchester City Council on request.

Licensing & Out of Hours Compliance:

1. Deliveries to customers will be conducted in a responsible and considerate manner, ensuring no disturbance to local residents.
2. The site and public areas nearby are kept free from litter associated with the business.
3. No unauthorised advertisement of any kind will be inscribed or affixed upon the surface of the highway, or upon any building, structure, street furniture, tree or any other property that advertises ~~Page 10~~ the business.

Background documents (available for public inspection):

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

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