



Licensing Sub Committee Hearing Panel

Date: Monday, 18 January 2021

Time: 10.00 am

Venue: 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 - Ludford (Chair), Hewitson and Madeleine Monaghan

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 - TBC, 55 Kingsway, Manchester, M19 2LL

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

5. New Premises Licence - Dhoom Dhaam, 784-788 Wilmslow Road, Manchester, M20 2DR

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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
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Manchester, M60 2LA

Further Information

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

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This agenda was issued on **Thursday, 7 January 2021** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension (Lloyd Street Elevation), Manchester M60 2LA

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**Manchester City Council
Report for Resolution**

Report to: Licensing Sub-Committee Hearing Panel – 18 January 2020

Subject: TBC, 55 Kingsway, Manchester, M19 2LL - App ref: Premises Licence (new) 247972

Report of: Director of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Panel determine the application.

Wards Affected: Burnage

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
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Name: Grace Ollier
Position: Technical Licensing Officer
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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 25 November 2020, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of TBC, 55 Kingsway, Manchester, M19 2LL in the Burnage 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 Mohammed Nadeem Saddique.
- 2.3 The description of the premises given by the applicant is a 'ground floor takeaway in parade of shops with parking spaces at front.'
- 2.4 **The licensable activities applied for:**
Provision of late night refreshment:
Sun to Weds 11pm to 2am
Thurs to Sat 11pm to 4am
- Opening hours:
Sun to Weds 12 noon to 2am
Thurs to Sat 12 noon to 4am
- 2.4.1 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.
- 2.4.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 2**.

2.5 **Activities unsuitable for children**

2.5.1 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.

2.6 **Steps to promote the licensing objectives**

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

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

Responsible Authorities:

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

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	Concerns that the applicant has a limited understanding of the Licensing Objectives, which raises concerns about how the premises will be operated.	Refuse
Licensing and Out of Hours Compliance	The premise is on a busy main road, a road which is predominantly made up of licensed premises already with other late night refreshment establishments. Requests additional conditions be added to the licence regarding staff training, CCTV, notices to be displayed in the premises and deliveries.	Grant with conditions

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

3.4 Agreements on conditions have not been reached.

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:

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

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

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

exhaustive and the licensing authority will have regard to any relevant issues raised in any representation that may fall outside them.

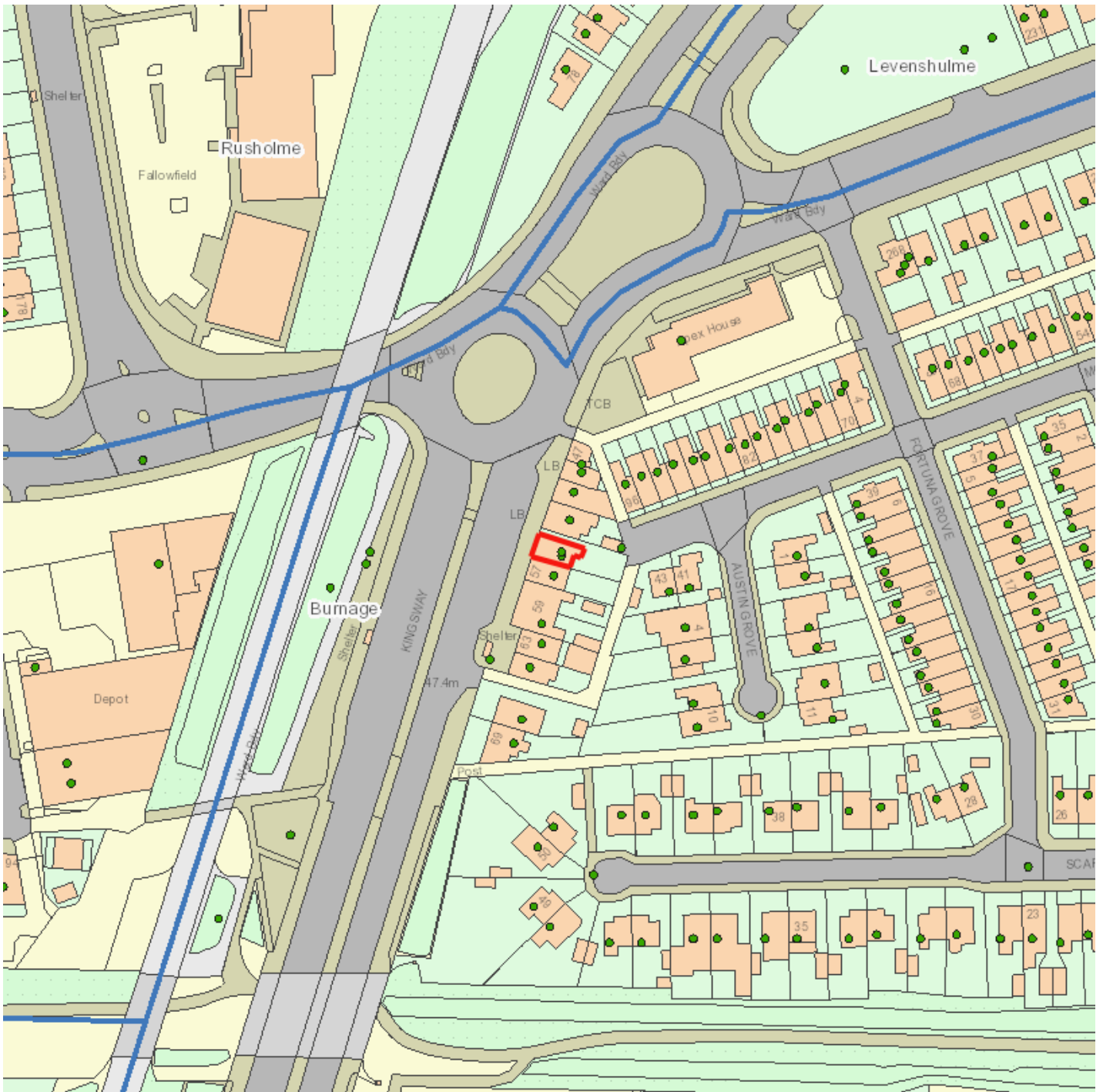
MS2 Effective general management of the premises

MS8 Prevent noise nuisance from the premises

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.**



TBC
55 Kingsway, Manchester, M19 2LL

Premises Licensing
Manchester City Council

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PREMISE NAME:	TBC
PREMISE ADDRESS:	55 Kingsway, Manchester, M19 2LL
WARD:	Burnage
HEARING DATE:	18/01/2020

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 MOHAMMED NADEEM SADDIQUE

(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 55 KINGSWAY			
Post town	MANCHESTER	Postcode	M19 2LL

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£4350

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/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| | ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| | iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |

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

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname SADDIQUE		First names MOHAMMED NADEEM		
Date of birth [REDACTED]		I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes		
Nationality; [REDACTED]				
Current residential address if different from premises address		[REDACTED]		
Post town	[REDACTED]	Postcode	[REDACTED]	
Daytime contact telephone number				
E-mail address (optional)		[REDACTED]		
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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)

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	0	07
2	0	20

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)
 GROUND FLOOR TAKEAWAY IN PARADE OF SHOPS WITH PARKING SPACES AT FRONT

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

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

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

In all cases complete boxes K, L and M

A

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

C

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

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input 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)			Will the playing of recorded music 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				Please give further details here (please read guidance note 4)	
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
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"/>
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 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) N/A TAKEAWAY	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	1100 23.00	0200	Please give further details here (please read guidance note 4) These are the same as previous and in keeping with other takeaways on Kingsway		
Tue	1100 23.00	0200			
Wed	1100 23.00	0200	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	1100 23.00	0400			
Fri	1100 23.00	0400	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)		
Sat	1100 23.00	0400			
Sun	1100 23.00	0200			

J

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

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

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

K

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

n/a

TAKEAWAY FOOD FOR CONSUMPTION OFF THE PREMISES

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	noon	0200 am	
Tue	noon	2 am	
Wed	noon	2 am	
Thur	noon	4 am	<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)
Fri	noon	4 am	
Sat	noon	4 am	
Sun	noon	2 am	

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)

Staff will be employed to ensure front of business and foot path kept clean of rubbish and debris.
The frontage will be well lit to ensure nobody is loitering or hanging around
Staff will ask them to move on if necessary
Staff will be vigilant and report any thing illicit is being done and report to the police immediately
Part of staff duties will be to monitor and ensure safety

b) The prevention of crime and disorder

Ensure rubbish is removed and cleared up;
Staff to monitor & deal
Ensure customers do not loiter after being served
Ensure frontage is well lit when open

c) Public safety

Ensure rubbish is removed and cleared up;
Staff to monitor & deal
Ensure customers do not loiter after being served
Ensure frontage is well lit when open
Staff will be vigilant and report any thing illicit is being done and report to the police immediately

d) The prevention of public nuisance

Ensure rubbish is removed and cleared up;
Staff to monitor & deal
Ensure customers do not loiter after being served
Ensure frontage is well lit when open
Staff will be vigilant and report any thing illicit is being done and report to the police immediately

e) The protection of children from harm

Staff to monitor & deal
Ensure customers do not loiter after being served
Ensure frontage is well lit when open
Staff will be vigilant and report any thing illicit is being done and report to the police immediately
Staff to ensure no alcohol brought onto the premises

Checklist:

Please tick to indicate agreement

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


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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her
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	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	9.07.2020
Capacity	owner

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)			



GROUND FLOOR
SS KINGSWAY

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.	LPA 247972
Name of the Premises	TBC
Address of the premises including postcode	55 Kingsway, Manchester M19 2LL

Your Representation

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

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

The operating schedule which accompanies the application offers very little in terms of enforceable conditions which show how the 4 Licensing Objectives will be upheld.
It gives the impression that the applicant has a limited understanding of the Licensing Objectives, which raises concerns about how the premises will be operated.

The likely effect of the grant of the Premises Licence with such a scant operating schedule is that all 4 of the Licensing Objectives will be undermined.

We therefore ask that this application is refused.



**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

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

Premise Details

Application Ref No	LPA247972
Name of Premises	TBC
Address	55 Kingsway, Burnage

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 have assessed the application taking into account a numbers of factors, including the hours applied for and any potential risk that the granting of this application could lead to undermining the prevention of public nuisance as a licensing objective under the Licensing Act 2003.

The premise is on a busy main road, a road which is predominantly made up of licensed premises already with other late night refreshment establishments

This application is requesting operating hours of
 Sunday – Wednesday 2300-0200
 Thursday – Saturday 2300-0400

To further ensure that public nuisance is diminished where practicable, the Licensing and Out Of Hours Team request the following additional conditions

- Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed at no greater than 12 monthly intervals.
- Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council
- The 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.

- Prominent, clear and legible notices shall be displayed at the exits requesting customers to leave the premises and area quietly and respect the needs of local residents
- Delivery of goods necessary to the operation of the business shall be carried out at such a time and manner as to prevent nuisance and disturbance to nearby residents.

Whilst it's acknowledged that planning legislation runs separately to the licensing regime, we would like the premises to consider bringing the premises licence opening hours to run in conjunction with the operating hours within the current planning permission granted on the premises as advised below.

The current planning operating hours are;

Sunday to Thursday, until 2330

Friday – Saturday until 0000

Recommendation: Approve with conditions (highlighted above)

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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. Staff shall be employed to ensure front of business and footpath kept clean of rubbish and debris. 2. The frontage shall be well lit to ensure nobody is loitering or hanging around. Staff shall ask them to move on if necessary. 3. Staff shall be vigilant and report if anything illicit is being done and report it to the police immediately. 4. Part of staff duties shall be to monitor and ensure safety. 5. Staff shall ensure customers do not loiter after being served. 6. Staff shall ensure frontage is well lit when open. 7. Staff shall ensure no alcohol is brought onto the premises. 	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
<ol style="list-style-type: none"> 8. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed at no greater than 12 monthly intervals. 9. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council 10. 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. 11. Prominent, clear and legible notices shall be displayed at the exits requesting customers to leave the premises and area quietly and respect the needs of local residents 12. Delivery of goods necessary to the operation of the business shall be carried out at such a time and manner as to prevent nuisance and disturbance to nearby residents. 	No	Licensing and Out of Hours

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**Manchester City Council
Report for Resolution**

Report to: Licensing Sub-Committee Hearing Panel – 18 January 2020

Subject: Dhoom Dhaam, 784-788 Wilmslow Road, Manchester, M20 2DR –
App ref: Premises Licence (new) 253210

Report of: Director of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Panel determine the application.

Wards Affected: Didsbury West

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: Helen Howden
 Position: Technical Licensing Officer
 Telephone: 0161 234 4294
 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 22 November 2020, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of Dhoom Dhaam, 784-788 Wilmslow Road, Manchester, M20 2DR in the Didsbury West 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 Yummy Food Group Limited.
- 2.3 The description of the premises given by the applicant is: "The premise is a restaurant with bar and café deli, with an outside terrace seating area".
- 2.4 The proposed designated premises supervisor is Anil Richard Fernandes.
- 2.5 **The licensable activities applied for:**
Provision of regulated entertainment (live music):
 Only requires to be licensed on those days when the non-standard timing applies ie at New Year and on Sundays preceding a Bank Holiday (see next page)
- Provision of regulated entertainment (recorded music):
 Mon to Thurs 11pm to midnight, Fri and Sat 11pm to 2am
- Provision of late night refreshment:
 Sun to Thurs 11pm to midnight, Fri and Sat 11pm to 2am
- The supply of alcohol for consumption on the premises only:
 Sun to Thurs 11am to midnight, Fri and Sat 11am to 2am

Opening hours:

Sun to Thurs 8am to midnight, Fri and Sat 8am to 2am

The application requests a **non-standard timing** to apply at New Year, and on Sundays preceding Bank Holidays to apply to all licensable activities and opening hours as follows: Finish time 2am

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 32 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

Other Persons:

- Ward Councillor x 2
- Residents x 28
- Local group x 1

A summary of the representations starts on the next page.

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	<ul style="list-style-type: none"> • The operating schedule offers very little in terms of enforceable conditions which show how the 4 Licensing Objectives will be upheld. • The operating schedule gives the impression that the applicant has a limited understanding of the Licensing Objectives, which raises concerns about how the premises will be operated. • The likely effect of the grant of the Premises Licence with such a scant operating schedule is that all 4 of the Licensing Objectives will be undermined. 	Refuse
Ward member x 2	<ul style="list-style-type: none"> • The hours for sale of alcohol do not allow for any “drinking up time”, which could potentially lead to problems • A licence to 2am will result in an “unreasonable amount of noise for nearby residents, while people are leaving the premises”. • The late hours applied for will encourage drinkers to remain in Didsbury village and use this as a late night drinking establishment. This could impact on public safety, with lots of people leaving a single venue at the same time. • There have been previous problems from this location with public urination late at night, particularly in Grove Lane, when customers are leaving the premises. • The closing time should be restricted to 11.30 pm Sunday to Thursday, and 1am Friday and Saturday, with alcohol sales finishing half an hour earlier • The use of the outside should be restricted to before 10pm with all doors and windows closed after that time. 	No definite recommendations other than amendments to hours.
RES x 2 (Positive representations) (RES8 and RES 18)	<p>These 2 residents “fully support” the application. Comments made include</p> <ul style="list-style-type: none"> • Didsbury village is a vibrant, busy centre and I feel we should welcome new businesses like this. I fail to see how a business of this type could provide any negative impact. • I believe it will breathe much needed life into the village once this terrible lock down is over • I do NOT believe that there is any likelihood of increased crime, disorder or public nuisance as a result of this late license. Nor 	Grant

	<p>do I believe there will be any problem with public safety.</p> <ul style="list-style-type: none"> I do not believe that any child will be harmed by this license. Indeed a few might conversely learn to appreciate vegetarian and vegan food as a result of going to the restaurant which may even stay in business longer than other restaurants on this site as a result of people visiting later in the evening 	
Local Group	<ul style="list-style-type: none"> Didsbury Park is used as a short cut The late hours applied for will lead to noise and nuisance which will affect residents and will lead to Didsbury Park being used late at night, and in the early hours of the morning, by intoxicated members of the public. There is already an issue, as the Friends of Didsbury Park have to clear up bottles and glasses scattered in the park by intoxicated members of the public passing through the park after leaving the public houses in Didsbury Village. A further premise will add to existing issues 	Not stated
RES1	<ul style="list-style-type: none"> Many residential properties in the area, many of which are family homes The late hours applied for will give rise to increased late traffic and noise in the area. The late hours will attract a concentration of late-night drinking and allow for extensions to drinking, likely to lead to increased disorder in the area, the possibility of public nuisance and the associated risks to public safety. 	Not stated
RES2	<ul style="list-style-type: none"> Many surrounding family residences Will lead to potential increase in public nuisance and crime and disorder. Already disturbed when pubs close, disruption would potentially continue until the small hours of the morning. 	Not stated
RES3	<ul style="list-style-type: none"> Opening until 2am on the weekend is excessive and given that most places in the area are not open that late this would draw late drinkers in and would cause a nuisance and potentially cause crime. 	Not stated
RES4	<ul style="list-style-type: none"> Residents be unable to obtain proper rest due to likely increase in noise in the area. Existing problems in the area include drug taking, drug dealing and street being used as a toilet – these problems are likely to be increased by people making their way to the premises to continue to drink until 2am - later 	Refuse

	<p>than other premises in the area.</p> <ul style="list-style-type: none"> • Walking to and from our homes will also be a concern as we will be faced with groups of adults (Gangs) that this establishment will attract by having a 2am licence. • Taxis are likely to cause nuisance by taking parking spaces, honking horns as well as headlights being shone into our homes keeping us awake. The premise has no parking facilities. • Extractor fans will remain on for longer producing extra noise and unwanted cooking smells. 	
RES5	<ul style="list-style-type: none"> • The area is a residential, with residents of all ages. Residents already experience disorder and public nuisance on a regular basis from clientele of The Crown with regular noise disturbance sometimes until 1am, from cars and pedestrians. • Highly concerned that the rate of disorder and public nuisance will in all likelihood increase. • Vehicle parking is already an issue for residents – street is frequently blocked with excessive and/or illegally parked vehicles and there have been issues relating to access for ambulances. Parking issues will potentially be increased 	Not stated
RES6	<ul style="list-style-type: none"> • Concerned that granting the application will turn the restaurant to what will effectively be a nightclub. • The effect on the area will be more noise into the night, increased crime and disorder (fighting) , and general public nuisance (urinating in people’s front gardens and the alley). • There will also be gatherings in the seated area on the corner of Grange Lane and Wilmslow • There will also be cars parked on our road with music blaring late into the night. 	Not stated
RES7	<ul style="list-style-type: none"> • The area is residential and is home to many young families. • The premises will become a magnet for late-night drinkers looking to extend their evening without having to travel to the likes of the city centre. • The hours, which are later than other premises in the area will lead to this premises become a hub for anti-social behaviour, 	Not stated

	<p>public nuisance, and crime. No matter how much the owners try to contain any trouble on-site, it seems highly likely that their guests will regularly disturb families in the village as they spill out of the restaurant in the early hours.</p> <ul style="list-style-type: none"> • Concerns regarding sleep disturbance, particularly for children. 	
RES9	<ul style="list-style-type: none"> • Premises is in close proximity to homes of all age groups from elderly to working professionals including shift workers. • Currently experience noise disturbance, and anti-social behaviour, this premises is likely to add to existing problems, may bring drug problems and add to problems of noise, litter, damage to cars and property. • Sound tends to echo in passageways which increases noise levels (from voices and bins) especially in the evening. Voices levels can sound extreme – noise from a business with music is likely to cause great nuisance. 	Refuse
RES10	<ul style="list-style-type: none"> • Concerned that the noise disturbance will be significant. • Often has windows ajar when sleeping and has in the past experienced sleep interruption through music, opening and closing of doors and noise from people leaving the same premises, at a level which “must not be under-estimated”. • The area is residential with many children. Rest 10 states that their children were significantly disturbed by noise from this premise during their GCSE and A Level studies and they would not like others to have to suffer in the same way. • Strong objection to the proposed trading hours. 	Not stated
RES11	<ul style="list-style-type: none"> • There will be a deterioration of living conditions and additional stress to all residents. • The arrival of staff will coincide with school start times. The departure of staff after the premises has closed will disturb residents even later, impacting negatively on sleep. • Residents are currently disturbed by disposal of rubbish and bottles, commercial bin collection and lids banging, loud extractor fans, kitchen noise and smells, staff talking and smoking in the back yard. metal shutters 	Not stated

	<p>banking loudly at the back of the premises and taxi noise in the early hours. Alcohol and drugs and crowds gathering is already an issue, extended opening hours will make this worse. Residents have had problems with drug dealers and users congregating, people urinating in the street, drunken people shouting, arguing, and fighting, and sex acts in public</p> <ul style="list-style-type: none"> • There will be additional traffic and pollution in the area. Children, the elderly and disabled residents are at risk from vans, lorries, cars ignoring speed limits and parking/blocking roads, emergency services need access at all times • The bi-fold front of the premises have led to past issues with noise and customers gathering outside. This and A-boards present a hazard to passers-by. 	
RES12	<ul style="list-style-type: none"> • Grant of the application will lead to an increase in noise and traffic congestion leading to nuisance. • There will be a potential increase in crime and disorder. • The area is a highly populated residential area with several primary schools nearby. 	Not stated
RES13	<ul style="list-style-type: none"> • The premise has a very long frontage which can be completely opened. Previous experience has shown that it is not possible to effectively control noise output. Noise from this premise has caused noise nuisance for residents in the past, even without a late drinks or music licence. • The area is a densely populated residential area. • A further premise with a music licence will increase problems currently experienced from other premises. • Parking is a problem in the area, which a further premise will add to. Private drives are blocked. Residents' requests for people to park elsewhere have been met with unwillingness and hostility. Such difficulties are not only a public nuisance but also potentially threaten public safety. 	Refuse
RES14	<ul style="list-style-type: none"> • Concerned at the late hours applied for and that this may set a precedent for future applications and will draw people to the premises. 	Refuse

	<ul style="list-style-type: none"> • Has experienced past nuisance from loud late-night music, voices, and the smoking area resulting in numerous sleepless nights for my family and I from loud voices. Concerned by potential sleep disturbance for child, and impact on education. • Pedestrians and traffic will increase - cars and taxi's picking up and dropping off – causing nuisance particularly at late hours. • Likely to lead to fights, public urination and probable damage to local cars and property. People will congregate in Jubilee Gardens area and benches 	
RES15	<ul style="list-style-type: none"> • The licence is completely unnecessary it is very close to residential properties, the noise will be a disturbance, especially when people are leaving the premises consumed alcohol until late at night 	Not stated
RES16	<ul style="list-style-type: none"> • Didsbury Park is used as a short cut The late hours applied for will lead to noise and nuisance which will affect residents and will lead to Didsbury Park being used late at night, and in the early hours of the morning, by intoxicated members of the public. There is already an issue, as the Friends of Didsbury Park have to clear up bottles and glasses scattered in the park by intoxicated members of the public passing through the park after leaving the public houses in Didsbury Village. A further premise will add to existing issues 	Note stated
RES17	<ul style="list-style-type: none"> • Concerned about impact of noise disturbance on children's sleep and impact on schooling and well-being. Current noise levels have woken child in past and are concerned that there will be an increase in noise levels at late hours. • The public seating area on the corner of Grange Lane and Wilmslow Road is already a spot where groups tend to congregate and sometimes become rowdy, resulting in antisocial and criminal behaviour. Has experienced damage to property, as have neighbours. People also use the alleyway as a public toilet. The ready availability of alcohol at later hours is likely to seriously exacerbate existing problems. 	Not stated
RES19	<ul style="list-style-type: none"> • The area is residential, with young families and older residents. 	Not stated

	<ul style="list-style-type: none"> • Noise nuisance is likely to be caused by people leaving the premises, loud voices, car doors slamming, and bottles being thrown into bins in the early hours. • There will be increased waste in the area. • The hours would make it a late-night drinking haunt. From past experience, the music will be loud at night-time, especially when the bifold doors are open on a summer night. 	
RES20	<ul style="list-style-type: none"> • Concerned that people leaving the pubs will then concentrate in this spot in the early hours and continue drinking due to the late hours • There is already considerable nuisance/noise disturbance in the area, particularly from people leaving the Famous Crown, often including physical altercations. There have been violent disturbances along this stretch of road after pub closing, with police involvement. The glass panelling around the restaurant's outdoor seating area was smashed in the past. There is a history of nuisance and sometimes crime and disorder associated with late night alcohol locally. • Particular concerns due to proximity of home and requests that the outside area should not be used late in the evening, and that music should not be played in this outside area. 	Not stated
RES21	<ul style="list-style-type: none"> • Anxious about the potential increase in noise, disturbance and crime any extension would bring. • Has experienced a very frightening past incident at home involving a drunk person trying to enter house, concerned about possible similar events. • Currently disturbed by customer parking and taxis on the road, worried that existing issues will be exacerbated, particularly crime and security issues. 	Not stated
RES22	<ul style="list-style-type: none"> • The hours should be in line with other establishments in the area, not exceeding • The area is residential. Customers leaving at late hours will create noise and nuisance • Considers that recent events in the area show the nuisance and harm which can be caused by excessive access to alcohol. 	Not stated
RES23	<ul style="list-style-type: none"> • The area is residential, and residents currently experience persistent noise from people returning home after drinking. The late 	Refuse

	<p>hours will contribute to further noise pollution into the early hours. The application is inappropriate for the area.</p> <ul style="list-style-type: none"> • Noise at night is likely to disturb children. • The area also suffers from antisocial behaviour, a further licence will exacerbate existing problems. 	
RES24	<ul style="list-style-type: none"> • Extended hours in general will lead to increased deliveries. The delivery lorries block access creating problems for residents. • Possible increased fly parking by patrons, for longer periods of time. • Extended hours for the consumption of alcohol will exacerbate existing problems which particularly occur after hours: shouting, swearing and arguing on the street, vandalism, danger to traffic. • Late hours for music will cause nuisance for residents. • A 11pm cut-off is reasonable; 2am is not. 	Not stated
RES25	<ul style="list-style-type: none"> • Many children live in the area. The premise is on the main walking route to a junior school. • The alcohol hours are later time than others in the area and are inappropriate. Noise from the premises is likely to disrupt residents' sleep. • The area already suffers from problems of antisocial behaviour related to alcohol, often late at night and causing disturbance to sleep. There are existing problems with rubbish left in the street, including glass and bottles which present a risk for children on their way to school. All of these problems will be exacerbated. 	Refuse
RES26	<ul style="list-style-type: none"> • Lives nearby, concerned at the thought of being disturbed by music and alcohol sales at the hours applied for, which are inappropriate for a residential area. 	Refuse
RES27	<ul style="list-style-type: none"> • A premise with a late licence for music and alcohol and will become a late-night 'destination' for drinkers could set a precedence for the area. • Use of the outside area will create disturbance, particularly in summer. • Extended hours will increase disorder, likely to need additional security, police response times would not be in time when issues arise. Additional venue security likely to move the 	Not stated

	<p>problem on rather than resolve it.</p> <ul style="list-style-type: none"> • There will be more public nuisance – possibly from customers arriving/departing late, drinking, loud conversation, loud music, customers using the local streets for parking, smoking or worse. • The premise has not previously operated as a standard restaurant, therefore there is no benchmark for its operation. 	
RES28	<ul style="list-style-type: none"> • The objection is primarily to the finish time of 2am, considered to be too late for this residential area. • There is a cut through behind the restaurant and people may gather there. • The restaurant has bifold doors which will lead to noise nuisance from customers and music. Early morning deliveries are also likely to disturb residents, leaving few hours with no disturbance in between. • The late hours lead to increased potential for crime. 	Not stated

3.3 No conditions have been proposed by objectors, and no agreements have been reached.

4. **Key Policies and Considerations**

4.1 **Legal Considerations**

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

4.2 **New Information**

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

4.3 **Hearsay Evidence**

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

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

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

4.5 **Manchester Statement of Licensing Policy**

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

Section 6: What we aim to encourage

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

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

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

Section 7: Local factors

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

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

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

- MS2 Effective general management of the premises
- 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

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

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

Conclusion

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



Dhoom Dhaam
784-788 Wilmslow Road, Manchester, M20 2DR

Premises Licensing
Manchester City Council

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PREMISE NAME: Dhoom Dhaam

PREMISE ADDRESS: 784-788 Wilmslow Road, Manchester, M20 2DR

WARD: Didsbury West

HEARING DATE: 18/01/2020

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 Yummy Food Group 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			
DHOOH DHAM 784-788 WILMLOW ROAD DIDSBURY			
Post town	MANCHESTER	Postcode	M20 2DR
Telephone number at premises (if any)		0161 445 7852	
Non-domestic rateable value of premises		£ 59,000	

Part 2 - Applicant details

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

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

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

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

<input type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	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	Yummy Food Group Ltd
Address	OFFICE 106 15 MAIN DRIVE EAST LANE BUSINESS PARK WEMBLEY MIDDLESEX HA9 7NA
Registered number (where applicable)	12101712
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY

Telephone number (if any)	0161 445 7852
E-mail address (optional)	[REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
05	11	2020

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 IS A RESTAURANT WITH
BAR AND CAFE DELI, WITH AN
OUTSIDE TERRACE SEATING AREA

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

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



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) N/A	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 5)		
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 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<p>Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)</p> <p style="font-size: 2em;">N/A</p>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<p>Please give further details here (please read guidance note 4)</p>		
Tue					
Wed			<p>State any seasonal variations for the exhibition of films (please read guidance note 5)</p>		
Thur					
Fri			<p>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)</p>		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4) N/A
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)			<p><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)</p> <p style="text-align: center; font-size: 2em;">N/A</p>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<p><u>Please give further details here</u> (please read guidance note 4)</p>		
Mon					
Tue					
Wed			<p><u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)</p>		
Thur					
Fri			<p><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)</p>		
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	0900	2300			
Tue	0900	2300	State any seasonal variations for the performance of live music (please read guidance note 5)		
Wed	0900	2300			
Thur	0900	2300	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 YEARS EVE AND SUNDAYS PRECEDING BANK HOLIDAYS - 11PM to 2 AM		
Fri	0900	2300			
Sat	0900	2300			
Sun	0900	2300			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	0600	2400			
Tue	0600	2400	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Wed	0600	2400			
Thur	0600	2400	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 YEARS EVE AND SUNDAYS PRECEDING BANK HOLIDAYS 11PM to 2am		
Fri	0800	2000			
Sat	0500	0200			
Sun	0600	2300			

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) N/A	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 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

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)</p>			<p>Please give a description of the type of entertainment you will be providing</p> <p style="text-align: center;">N/A</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 4)</p>		
Wed					
Thur			<p><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)</p>		
Fri					
Sat			<p><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)</p>		
Sun					

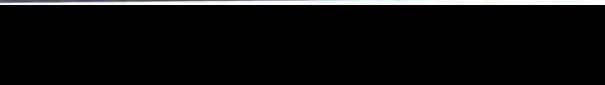
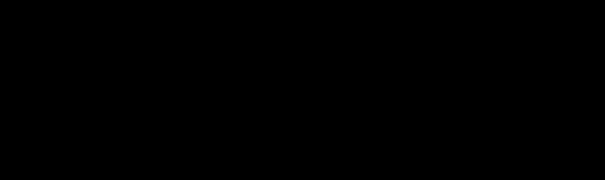
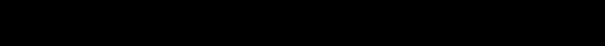
I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	2300	2400	Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	2300	2400			
Wed	2300	2400	State any seasonal variations for the provision of late night refreshment (please read guidance note 5) NEW YEARS EVE AND SUNDAYS PRECEDING BANK HOLIDAYS 11 PM to 2am		
Thur	2300	2400			
Fri	2300	0200	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 YEARS EVE AND SUNDAYS PRECEDING BANK HOLIDAYS 11 PM to 2am		
Sat	2300	0200			
Sun	2300	2400			

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 checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) NEW YEARS EVE AND SUNDAYS PRECEDING BANK HOLIDAYS 1100 TO 0200 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 YEARS EVE AND SUNDAYS PRECEDING BANK HOLIDAYS 1100 TO 0200		
Mon	1100	2400			
Tue	1100	2400			
Wed	1100	2400			
Thur	1100	2400			
Fri	1100	0200			
Sat	1100	0200			
Sun	1100	2400			

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	MR ANIL RICHARD FERNANDES	
Date of birth		
Address		
Postcode		
Personal licence number (if known)	218316	
Issuing licensing authority (if known)	MANCHESTER CITY COUNCIL LICENCING UNIT	

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 N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)	
Day	Start	Finish	<p style="text-align: center; font-size: 1.2em;">NEW YEARS EVE AND SUNDAYS PRECEDING BANK HOLIDAYS 0800 TO 0200</p>	
Mon	0800	2400		
Tue	0800	2400		
Wed	0800	2400		
Thur	0800	2400		
Fri	0800	0200		
Sat	0800	0200		
Sun	0800	2400		
<th style="text-align: left; padding: 5px;"><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)</th>				<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)

M

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

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

Weekly Fire Drill
 7 day CCTV recordings in all public areas
 ID Verification Challenge 25 for Alcohol sale
 Security Alarm
 Fire safety Certification
 Incident log to be updated & kept in Cafe
 Regular staff checks of all areas

b) The prevention of crime and disorder

7 day CCTV recording in all public areas
 ID Verification Challenge 25 for Alcohol sale
 Regular staff checks of all areas

c) Public safety

Weekly Fire Drill
 7 day CCTV recording in all public areas
 ID Verification Challenge 25 for Alcohol sale
 Fire safety Certification
 Incident log to be updated and kept in Cafe
 Regular staff checks of all areas.

d) The prevention of public nuisance

ID Verification Challenge 25 for Alcohol sale
 Incident log to be updated and kept in Cafe
 Regular staff checks of all areas

e) The protection of children from harm

ID Verification Challenge 25 for alcohol sale
 Regular staff check of all areas
 All children should be accompanied by an adult after 9pm.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. *WILL PAY WHEN LINK IS SENT*
- 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. *WILL COMPLETE ONLINE*
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

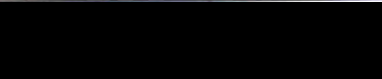
IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

Part 4 – Signatures (please read guidance note 11)

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

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

	her 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	 DIXIKA VARA
Date	05-11-2020
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)			

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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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GMP

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 253210
Name of the Premises	Dhoom Dham
Address of the premises including postcode	784-788 Wilmslow Road, Manchester M20 2DR

Your Representation
<p>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.</p>
<p>Please accept this as formal notification of the Greater Manchester Police objection to the premises licence in relation to the above premises on the grounds of Prevention of Crime and Disorder and the Prevention of Public Nuisance, Public Safety and the Protection of Children from Harm.</p> <p>The operating schedule which accompanies the application offers very little in terms of enforceable conditions which show how the 4 Licensing Objectives will be upheld. It gives the impression that the applicant has a limited understanding of the Licensing Objectives, which raises concerns about how the premises will be operated.</p> <p>The likely effect of the grant of the Premises Licence with such a scant operating schedule is that all 4 of the Licensing Objectives will be undermined.</p> <p>We therefore ask that this application is refused.</p>

CLLR1

From: **John Leech** <cllr.john.leech@manchester.gov.uk>

Date: Tue, 1 Dec 2020 at 15:00

Subject: Re: YOUR ENQUIRY: Premises Licence (new) 253210/HH: Dhoom Dhaam, 784-788 Wilmslow Road,

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

Cc: Richard Kilpatrick <cllr.richard.kilpatrick@manchester.gov.uk>

Dear Licensing

I would like to make an objection to this license application on the following grounds:

Prevention of crime and disorder - Allowing a license to sell alcohol until the time the business is closing, will make it impossible to safely remove unfinished drinks from customers who have just had them sold to them. The alcohol license should be half an hour before closing time, giving customers enough time to drink their last drinks, and leave without potentially causing any trouble.

Prevention of public nuisance - a license to 2am will result in an unreasonable amount of noise for nearby residents, while people are leaving the premises. Given that most businesses close in the village much earlier in the evening, there would be a focus on this business late at night for late night drinking. Because this license would exceed other local businesses, it would encourage drinkers to remain in Didsbury village and use this as a late night drinking establishment. This could also impact public safety, with lots of people leaving a single venue at the same time. There have been previous problems from this location with public urination late at night, particularly in Grove Lane, when customers are leaving the premises.

It is also worth pointing out that this venue only has planning permission until 11.30pm and 1am, to protect the amenity of local residents. No license should be allowed that exceeds those permitted hours to protect residents from public nuisance. I would argue that the alcohol license should be restricted to 11pm Sunday to Thursday, with closing time 11.30pm, and 12.30am and 1am Friday and Saturday. In addition, the use of the outside should be restricted to 10pm with all doors and windows closed after that time.

Thank you

CLLrs John Leech and Richard Kilpatrick

CLLR2

From: **Richard Kilpatrick** <cllr.richard.kilpatrick@manchester.gov.uk>
Date: Wed, 2 Dec 2020 at 10:16
Subject: RE: YOUR ENQUIRY: Premises Licence (new) 253210/HH: Dhoom Dhaam, 784-788 Wilmslow Road,
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: John Leech <cllr.john.leech@manchester.gov.uk>

Dear Licensing

I would like to make an objection to this license application on the following grounds:

Prevention of crime and disorder - Allowing a license to sell alcohol until the time the business is closing, will make it impossible to safely remove unfinished drinks from customers who have just had them sold to them. The alcohol license should be half an hour before closing time, giving customers enough time to drink their last drinks, and leave without potentially causing any trouble.

Prevention of public nuisance - a license to 2am will result in an unreasonable amount of noise for nearby residents, while people are leaving the premises. Given that most businesses close in the village much earlier in the evening, there would be a focus on this business late at night for late night drinking. Because this license would exceed other local businesses, it would encourage drinkers to remain in Didsbury village and use this as a late night drinking establishment. This could also impact public safety, with lots of people leaving a single venue at the same time. There have been previous problems from this location with public urination late at night, particularly in Grove Lane, when customers are leaving the premises.

It is also worth pointing out that this venue only has planning permission until 11.30pm and 1am, to protect the amenity of local residents. No license should be allowed that exceeds those permitted hours to protect residents from public nuisance. I would argue that the alcohol license should be restricted to 11pm Sunday to Thursday, with closing time 11.30pm, and 12.30am and 1am Friday and Saturday. In addition, the use of the outside should be restricted to 10pm with all doors and windows closed after that time.

Thank you

Cllr Richard Kilpatrick
Cllr Richard Kilpatrick
Didsbury West Ward
Liberal Democrats
Manchester City Council

cllr.richard.kilpatrick@manchester.gov.uk
m: 07966 296 105
@RKilpatrickMCR

64 Beech house,
The Beeches, Didsbury
M20 2AH
www.manchester.gov.uk

BUS1

From: [REDACTED]
Date: Thu, 3 Dec 2020 at 12:16
Subject: Licencing application for Dhoom Dhaam reference 253210/HH1
To: Premises Licensing <premises.licensing@manchester.gov.uk>

Application Type: Licencing application

Application Number: 253210/HH1

**Premises: Dhoom Dhaam, 784-788 Wilmslow Road,
Manchester, M20 2DR**

Dear Madam/Sir

As an interested party and on behalf of the Friends of Didsbury Park I wish to make a representation regarding this application.

This application for proposed hours of operation is objected to on the grounds of
The prevention of public nuisance

Didsbury Park is a community park located close to the Dhoom Dhaam premises. Didsbury Park is often used as a short cut by people walking from Didsbury Village (where the Dhoom Dhaam is located) to the many houses on the estates heading towards East Didsbury.

My concern relates to the fact that the hours of operation may result in the bar becoming a late night drinking venue with all the noise and nuisance which will ensue. This will not only badly affect the large residential area behind the premises but will impact upon Didsbury Park being used late at night, and in the early hours of the morning, by intoxicated members of the public. There is already an issue, as the Friends of Didsbury Park have to clear up bottles and glasses scattered in the park by intoxicated members of the public passing through the park after leaving the public houses in Didsbury Village. Extending these hours into the early hours will just compound this existing anti social behaviour.

I can see no reason why these proposed hours of operation should be approved.

Yours faithfully

[REDACTED]
[REDACTED] **Friends of Didsbury Park**
[REDACTED]
[REDACTED]
Website: friendsofdidsburypark.com
Twitter: [@DidsburyPark](https://twitter.com/DidsburyPark)
Instagram: [DIDSBURYPARKFRIENDS](https://www.instagram.com/DIDSBURYPARKFRIENDS)

[REDACTED]
[REDACTED]
[REDACTED]

RES1

From: [REDACTED]
Date: Thu, 26 Nov 2020 at 14:37
Subject: 253210/HH1
To: <premises.licensing@manchester.gov.uk>

Dear Sirs

I note a licensing application has been made for the business Dhoom Dhaam at 784-788 Wilmslow Road.

This includes the opening until and sale of alcohol after midnight. I must express my strong objections to this on the basis of:

- 1) The property is surrounded by and adjacent to residential properties, many of which are family homes. Being open until this time will give rise to increased late traffic and noise in the area.

- 2) No other premises in the surrounding area are open past midnight. Given there are a material number of pubs, restaurants and bars in the area, this will attract a concentration of late night drinking and allow for extensions to drinking sessions. It does not seem wildly speculative to suggest that this is likely to lead to increased disorder in the area, the possibility of public nuisance and the associated risks to public safety.

Yours faithfully

--

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

RES2

From: [REDACTED]
Date: Thu, 26 Nov 2020 at 14:34
Subject: Licensing application Dhoom Dhaam 784-788 Wilmslow Rd 253210/HH1
To: premises.licensing@manchester.gov.uk <premises.licensing@manchester.gov.uk>

To whom it may concern

I would like to formally object to the proposed late night refreshment application for this premises. The restaurant is in the heart of Didsbury Village with many surrounding family residences. My objection is for the prevention of public nuisance and also crime and disorder. It is bad enough when the pubs close without this disruption potentially continuing until the small hours of the morning.

Please register our objection.

Thank you

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

RES3

From: <webfeedback@manchester.gov.uk>

Date: Thu, 26 Nov 2020 at 12:59

Subject: Make representation to a licensing or gambling application

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

Question	Response
<i>First name:</i>	[REDACTED]
<i>Last name:</i>	[REDACTED]
<i>Building number or name:</i>	[REDACTED]
<i>Street:</i>	[REDACTED]
<i>Area:</i>	[REDACTED]
<i>Postcode:</i>	[REDACTED]
<i>Email :</i>	[REDACTED]
<i>Application reference number:</i>	253210/HH1
<i>Premises name (if known) and full address this representation relates to:</i>	Dhoom Dhaam
<i>Which of the licensing objectives are relevant to your comments on this application: :</i>	The prevention of crime and disorder
<i>Which of the licensing objectives are relevant to your comments on this application: :</i>	The prevention of public nuisance
<i>Please state your comments on this application :</i>	Opening until 2am on the weekend is excessive and given that most places in the area are not open that late this would draw late drinkers in and would cause a nuisance and potentially cause crime.

RES4

From: [REDACTED]
Date: Thu, 26 Nov 2020 at 12:54
Subject: Licence application 253210/HH1 for Dhoom Dhaam 784-788 Wilmslow Road, Didsbury Village. Manchester M20 2DR
To: <premises.licensing@manchester.gov.uk>
Cc: Councillor Richard Kilpatrick <cllr.r.kilpatrick@manchester.gov.uk>, Councillor John Leech <cllr.j.leech@manchester.gov.uk>

Good morning,

I would like to make a representation regarding the licencing application for the above establishment.

I would like to object to this licence application on the grounds of :-

1. - Noise - This establishment is located in a heavily residential area and a 2am licence will have a negative impact on residents [REDACTED]. My home is [REDACTED] [REDACTED] [REDACTED], which will cause me and other neighbours unnecessary distress as we will not be able to obtain proper rest due to the edditional noise created from this establishment.
2. - No establishment in Didsbury Village has a 2am licence, we have had several incidents [REDACTED] from other nearby establishments who's patrons [REDACTED] drug taking, drug dealing and using it as a toilet during the day as well as night times, if this establishment is granted this licence then it will create more issues for us residents who include vulnerable adults, elderly and children who live [REDACTED] this establishment, as patrons from other establishment will make their way to Dhoom Daarm to continue to drink until 2am which in turn will cause extra noise caused by extra people in [REDACTED] area who will more than likely be intoxicated from other venues. I work shifts and require reasonable rest and from a security point of view, walking to and from our homes will also be a concern as we will be faced with groups of adults (Gangs) that this establishment will attract by having a 2am licence.
3. - Taxis - Patrons leaving this establishment will require taxis who will flood our private parking spaces, honking horns as well as headlights [REDACTED] keeping us awake. They will use [REDACTED] as they have no parking facilities.
4. - Extractor fans - If this licence goes in their favour then the extraction fans will remain on for longer producing extra noise and unwanted cooking smells (Extraction fans are approximately [REDACTED] [REDACTED])

I strongly urge you to reject this application for this establishment. There is a planning condition on their current licence which was implemented to protect residents in the area, this planning condition over rides the licence.

Regards

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]

RES4 (Submitted twice)

From: <webfeedback@manchester.gov.uk>
 Date: Wed, 25 Nov 2020 at 21:28
 Subject: Make representation to a licensing or gambling application
 To: <premises.licensing@manchester.gov.uk>

Question	Response
First name:	[REDACTED]
Last name:	[REDACTED]
Building number or name:	[REDACTED]
Street:	[REDACTED]
Area:	[REDACTED]
Postcode:	[REDACTED]
Email :	[REDACTED]
Application reference number:	
Premises name (if known) and full address this representation relates to:	Yummy Food Group Ltd trading as Dhoom Dhaam Restaurant and Bar 784-788 Wilmslow Road, Didsbury , M20 2DR
Which of the licensing objectives are relevant to your comments on this application: :	The prevention of crime and disorder
Which of the licensing objectives are relevant to your comments on this application: :	Public safety
Which of the licensing objectives are relevant to your comments on this application: :	The prevention of public nuisance
Which of the licensing objectives are relevant to your comments on this application: :	The protection of children from harm
	I would like to make a representation regarding the licencing notice that this establishment has displayed in their window on the grounds of
	1. Noise - This establishment is in a residential area and they are applying for a 2am licence for liquor and live music, my home is [REDACTED] [REDACTED] will cause me distress as I'll not be able to obtain proper rest.
	2. No establishment in Didsbury Village has a 2am licence, we have had several incidents [REDACTED] from other nearby establishments who's patrons [REDACTED] drug taking and using it as a toilet, if this establishment is granted this licence then it will create more issues for us residents who include vulnerable adults, elderly and children who live in the [REDACTED] of this establishment, as patrons from other establishment will make their way to Dhoom Daarm to continue to drink until 2am which in turn will cause extra noise.
	3. Taxis - Patrons leaving this establishment will require taxis who will flood our private parking spaces, honking horns as well as headlights [REDACTED]
Please state your comments on this application :	

Question

Response

████████ keeping us awake.

4. Extractor fans - If this licence goes in their favour then the extraction fans will remain on for longer producing extra noise and unwanted cooking smells

██

I urge you to reject this application for this establishment.

There is a planning condition that is in place which overrules licencing on this establishment which is there to protect residents in the immediate area

RES5

From: [REDACTED]

Date: Thu, 26 Nov 2020 at 16:08

Subject: Licence Application - Dhoom Chasm, 784-788 Wilmslow Road, Didsbury - Ref 253210/HH1

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

I have become aware that the above named business has submitted a License Application and wish to be permitted to submit the views of myself and several of my neighbours with whom I have discussed the application. We live [REDACTED]

[REDACTED] from the establishment named above. As you may be aware, the upper part of [REDACTED]

[REDACTED] It is a road with a mixed demographic but which is predominantly inhabited by elderly people, several of whom are bedridden or physically infirm.

We are already subjected to disorder and public nuisance on a regular basis from Thursday to Sunday, mainly emanating from the clientele of The Crown public house on Wilmslow Road, with regular noise disturbance sometimes until 1am. This takes the form of people generally under the influence of alcohol, often to obviously excessive levels who can then be seen getting into vehicles and driving away. We also suffer from people noisily making their way home on foot along [REDACTED]

It is of great concern that there may be yet another establishment added to the current number of premises which, albeit inadvertently, may create further, considerable discomfort and gross inconvenience for the residents [REDACTED] should the application be granted. Much of Didsbury Village is closed by around 12 midnight and I fail to understand why there is a need for the provision of yet another food/alcohol - based business which wishes to play music, serving both alcohol and refreshments until between 12 midnight and 2am every day of the week as detailed in the application. We believe that this will only serve to further disrupt the atmosphere and peaceful environment for which Didsbury Village is well-known.

Whilst we would not expect any increase in crime issues, we are highly concerned that the rate of disorder and public nuisance will in all likelihood increase. We totally fail to understand why a music license would be required until midnight/2am each day.

We would not expect any issues regarding children or public safety. However, we would have concerns regarding any additional vehicle parking which is already an issue for residents [REDACTED] is frequently blocked with excessive and/or illegally parked vehicles and there have been issues relating to access for ambulances, even more so during the pandemic.

At these difficult and testing times for the whole population, we would not seek to frivolously oppose people/entrepreneurs seeking to make an honest living. However, we do believe that local residents who may well be directly impacted by a favourable decision for this application, should have their rights, needs and reasonable expectations fully examined and considered before the granting of any such licence.

Thank you for your consideration.

[REDACTED]

RES6

From: [REDACTED]

Date: Fri, 27 Nov 2020 at 00:20

Subject: License Dhoom Dhaam 253210/HH1

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

Cc: cllr.a.simcock@manchester.gov.uk <cllr.a.simcock@manchester.gov.uk>,
didsburyconservatives@gmail.com <didsburyconservatives@gmail.com>,
jcameron@mcrlibdems.org <jcameron@mcrlibdems.org>

Dear Sir/ Madam,

I have recently moved in with my family to [REDACTED] I live here with my wife and 2 young boys.

I am very much against the extension of the restaurant Dhoom Dhaam's license to play music up to midnight from Monday to Thursday and 2am on Friday and Saturday.

This will turn the restaurant to what will effectively be a nightclub.

I am extremely familiar with the effects of granting such a license so close to residential properties. Before I became settled (civilised?) I was involved with nightclubs in a security/ doorman capacity down in London. I have no doubt in my mind that the effect on the area will be more noise into the night, increased crime and disorder (fighting) , and general public nuisance (urinating in people's front gardens and the alley [REDACTED] [REDACTED]. There will also be gatherings in the seated area on the corner of Grange Lane and Wilmslow Road near Café Nero.

There will also be cars parked on our road with music blaring late into the night. This road is [REDACTED] Dhoom Dhaam [REDACTED]
[REDACTED]

This is not what I wanted when I signed up to rent out this house.

I believe my landlord, also a family man, is not keen either and I am sure he will be writing in too.

I am not a prude. I do believe late night venues should thrive. However they should not be so close to residential properties with young families.

I appreciate I am new to this city. However I intend to make it my home. Please do take my views into consideration.

Kind regards
[REDACTED]

Email received Tue, 1 Dec 2020 at 08:26 confirming address, as below:
[REDACTED]
[REDACTED]

RES7

From: [REDACTED]
Date: Thu, 26 Nov 2020 at 17:36
Subject: Licensing Application: ref 253210/HH1
To: <premises.licensing@manchester.gov.uk>
Cc: [REDACTED] <jcameron@mcrlibdems.org.uk>

To whom it may concern,

I'm writing in response to the Licensing Application that has been submitted for Dhoom Dhaam, Wilmslow Road, Didsbury. Your reference is : 253210/HH1

Whilst I wholeheartedly wish the owners the very best of luck launching the business, particularly during these challenging times for the hospitality sector, I wish to raise an objection to the proposed extended opening hours.

Didsbury Village is a neighbourhood with a balanced high street economy. By day, visitors and locals make the most of the shops and cafes, and equally, by night, the village's pubs and restaurants are a popular destination. However, the village is home to many young families, so to date, licensing restrictions have prevented bars from opening until unsociable hours.

If Dhoom Dhaam is granted an extension to its weekend hours, when normality resumes, it will undoubtedly become a magnet for late-night drinkers looking to extend their evening without having to travel to the likes of the city centre.

Giving the clientele of all of the pubs and bars in the village an option to drink beyond the sociable hours expected in a family-oriented village such as this - particularly given no other local venue has a license to open late - will see the bar inevitably become a hub for anti-social behaviour, public nuisance, and crime. No matter how much the owners try to contain any trouble on-site, it seems highly likely that their guest will regularly disturb families in the village as they spill out of the restaurant in the early hours.

I have a young child, and as residents [REDACTED] I'm concerned that she'd frequently have her sleep disturbed by rowdy patrons leaving the bar, and I'm sure I'm not the only local homeowner thinking the same.

Similar restaurants such as Expo Lounge their sustain operations without a business model that is reliant on trade beyond midnight, and I see no reason why Dhoom Dhaam should need to operate at these hours. We chose to live in this village for the balanced high street it offers, and accept that during regular hours it can be bustling and lively. But I cannot accept the prospect of late night revellers falling out of a restaurant in the middle of the small hours, and the trouble this will cause.

Please keep me updated on the status of this application.

[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

 [REDACTED]
 [REDACTED]
 [REDACTED]

RES8

From: [REDACTED]
Date: Thu, 26 Nov 2020 at 17:03
Subject: license application
To: <premises.licensing@manchester.gov.uk>
Cc: <cllr.richard.kilpatrick@manchester.gov.uk>

Good afternoon

I am contacting you regarding a license application for Dhoom Dhaam restaurant
Reference 253210/HH1

I live [REDACTED] and fully support this application. I admire anyone who is brave enough to start a new venture in these very difficult times and wish the new owners all the best.

Didsbury village is a vibrant, busy centre and I feel we should welcome new businesses like this.

I fail to see how a business of this type could provide any negative impact.

Regards

[REDACTED]
[REDACTED]

RES9

From: [REDACTED]
 Date: Fri, 27 Nov 2020 at 13:50
 Subject: Dhoom Dhaam
 To: premises.licensing@manchester.gov.uk <premises.licensing@manchester.gov.uk>
 Cc: cllr.richard.kilpatrick@manchester.gov.uk <cllr.richard.kilpatrick@manchester.gov.uk>

Dear Sirs

I wish to place my view & concerns regarding the newly occupied premises as above based here in Didsbury Village.

Ref: 253210/HH1

It has come to the mine & the residents attention that elongated serving hours with music & alcohol has been proposed for this premises from the above company.

As you are aware few businesses on this site have also applied for such to no avail. Also, the petrol station above and indeed The Crown public house has caused problems for the local residents which subsequently were denied upgraded services to their business or closed down with orders attached to problems caused by the same.

Whilst Didsbury residents welcome any form of business, the business needs to also know they need custom and dual respect is required at all times! Having any form of disturbance at any hour is not welcomed given the area is in such close proximity to homes & main road. We have all age groups from elderly to working professionals some inc is shift work! It's bad enough with dustcarts at ungodly hours to people ferreting through bins in alleys to car park. We don't need the added possibilities of this proposal! An encouraging the added drugs etc that come with businesses along that area. We have had so many problems and anti social behaviour we just want harmony to what we work hard for in our chosen place to live and property values.

When previous bars/restaurants/pubs were in normal operation noise, litter, damage to cars and property were escalated to the point of complaint and Police action. Calling on services that frankly shouldn't have had to be called on. It's public money and that should not be wasted on a companies greed! This business could survive on regulated acceptable hours but to add music recorded or not so close to properties [REDACTED] will only encourage poor behaviour from people who don't live sleep here and go home to their homes in peaceful surrounding without litter and damage. We need respect and it needs to be adhered to. The area is coupled with passageways and the lane is open which echoes sounds much greater especially in the evening. Even voices is extreme! I'm on [REDACTED] [REDACTED] hear bins etc on South Rd to York St.

As said, local businesses have tried this and its failed creating disturbance and problems. People will not recommend the companies if they cause problems and hackle the locals, therefore it will fail. We are also in a lockdown and don't encourage the likelihood of encouraging people without space etc so on that basis it's not feasible.

For me, I oppose this and should this be granted and I get any disturbances or damage to my vehicle or indeed property in any form from litter to actual damage as I have Cctv I'll contact myself or my solicitor to get costs for damages to you & business concerned. Also, any increased noise level which will affect a working day will also be reported. A reduction in council tax would be sort. Even children going to school or people walking on [REDACTED] can be heard so even at this lower level anything more from a business with music etc is totally a no!

My answer to this is a form NO & I look forward to it being denied and that my neighbours won't be upset as they are to learn this.

Regards

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

RES10

From: [REDACTED]
Date: Fri, 27 Nov 2020 at 18:53
Subject: Licence Application 253210/HH1 - Objection
To: Premises Licensing <premises.licensing@manchester.gov.uk>, Andrew Simcock <cllr.a.simcock@manchester.gov.uk>

In response to the new licence application submitted by Dhoom Dhaam, 784-788 Wilmslow Road, Manchester, M20 2DR, we wish to make a representation opposing the proposed trading hours of operation.

Our objection is based on the effect the proposals will have on at least 2 of the 4 licensing objectives, these being:

The prevention of public nuisance
The protection of children from harm

Our home is [REDACTED] of Dhoom Dhaam with [REDACTED]. The proposed licencing hours to midnight during the week and to 2am at the weekend and during Bank Holidays will be of significant disturbance to us. In the spring and summer we sleep with our windows slightly ajar and from previous experience of other restaurant businesses operating from these premises the impact of sleep interruption through music, opening and closing of doors and noise from people leaving the premises must not be under-estimated.

The area surrounding the premises is highly populated with residential properties, many of which house families with children. Our own children were significantly disturbed by noise from these premises during their GCSE and A Level studies some years ago when under the ownership of Chalk Bar (licence application numbers 162178 & 190472/GC1) and we would like no other family to have to go through the disturbance we had to endure.

We have a strong objection to the granting of the proposed trading hours

On Mon, 30 Nov 2020 at 18:32, [REDACTED] wrote:
Thank you for your email. I confirm that my full address is as follows:

[REDACTED]
[REDACTED]

RES11

From: [REDACTED]
 Date: Sat, 28 Nov 2020 at 18:59
 Subject: License Application Dhoom Dhaam, 784 - 288 Wilmslow Road, Didsbury, Manchester
 To: <premises.licensing@manchester.gov.uk>
 Cc: <cldr.richard.kilpatrick@manchester.gov.uk>, <cldr.john.leech@manchester.gov.uk>

Dear Sirs,

Please find attached my letter in respect of the above.

[REDACTED]

--

[REDACTED]
 [REDACTED]
 [REDACTED]

[REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]

28 November 2020

Premises Licencing Team
 PO Box 532, Manchester City Council M60 2LA

Dear Sirs,

Re: Licencing Application for Dhoom Dhaam, 784-788 Wilmslow Road, M20 2DR – Ref No: 253210/HH1

I write to express my concern in respect of the above application on grounds of the four licencing objectives:

- Prevention of Crime and Disorder.
- Public Safety.
- The Prevention of Public Nuisance.
- Protection of Children from Harm.

If the above application for the proposed extended hours of operation and opening times, Sunday – Thursday 8am to Midnight, Friday – Saturday 8am to 2am is granted it will have a detrimental impact on the surrounding area, especially to the residents living within the immediate vicinity of [REDACTED]. There will be a deterioration of living conditions and additional stress to all residents.

The proposed opening hours will mean that staff will arrive at least an hour prior to opening (7am) and one hour after closing (3am) causing disturbance to residents who have to go to day jobs and children going to schools in the area. This will negatively impact on local residents' quality of life due to lack of sleep. It is our human right to live in our homes and sit in our gardens in peace without nuisance and disturbance from disposal of rubbish and bottles, commercial bin collection and lids banging, loud extractor fans, kitchen noise and smells, staff

talking and smoking in the back yard. metal shutters banking loudly at the back of the premises and taxi noise in the early hours. Additional traffic and pollution within and around our surrounding areas is worrying, the area is already over utilised with traffic. Children, the elderly and disabled residents are at risk from vans, lorries, cars ignoring speed limits and parking/blocking [REDACTED] which are both narrow T roads with no path on [REDACTED]. Emergency services need access at all times, the additional parking from customers and deliveries will cause problems. Alcohol and drugs and crowds gathering is already an issue for residents, the extended opening hours will make this worse.

We have had to contend with drug dealers and users congregating [REDACTED] [REDACTED] alongside our houses as well as urinating in public view. We have to contend with drunken people shouting, arguing, and fighting, we have even witnessed sex acts being carried out on our road.

Previous licencing regulations state:

- That staff should actively manage outside areas to ensure no noise or nuisance is caused.
- Clear legible notices are to be displayed asking customers to respect local residents and leave the area quietly.
- Odours and noise from kitchen extractors are supposed to be controlled as not to cause a nuisance
- No noise or smells shall emanate from the premises to cause a nuisance.
- Staff using the rear of premises shall do so quietly and considerately.

Over the years, staff and customers have not complied to the above conditions, complaints to the previous owners have been ignored leading to unpleasant situations for residents. In fact, this has led to residents receiving abusive responses when they have requested that conditions are kept to. Customers are parking in restricted parking bays and have also been abusive when asked to move. In many cases, customers park across our gates and block both [REDACTED] [REDACTED] has double yellow lines which does not deter people from parking. Please note, the above premises DO NOT have any parking facilities.

The front of the above premises has bi-fold doors, which despite regulations are commonly opened before 11am and closed after 10pm, which is against their licence conditions. In the past we have had to cope with live bands and DJ's playing loud music which also emanates from the back fire doors which are open when they should remain closed. Customers gather outside and, on the pavements, causing problems for people to pass the premises making them have to walk on the road. In addition, there are advertising boards on the narrow public path outside the front of the premises which cause a hazard to pedestrians especially those less able.

There are no other licenced premises in the area that are open within the proposed times that the above premises are applying for. Recently, the Crown Pub at 770 Wilmslow Road has been closed due to non-compliance of conditions and licencing regulations.

I ask that the above be taken into consideration in reaching your decision of this application. Also, that previous and current licencing conditions for the premises remain for the protection of public nuisance and to safeguard residents' rights and properties within and surrounding residential areas.

[REDACTED] [REDACTED]

RES12

From: [REDACTED]
Date: Sat, 28 Nov 2020 at 12:53
Subject: License application Dhoom Dhamm ref 253210/HH1
To: <premises.licensing@manchester.gov.uk>
Cc: <jcameron@mcrlibdems.org.uk>

Dear Sir/Madam

I write to object to the above application.

If this application is granted I feel it will lead to an increase in noise and traffic congestion thus increasing the likelihood of crime and disorder. This would be a public nuisance and compromise public safety of both adults and children, totally unsuitable as this is a highly populated residential area. There are, for example several primary schools nearby.

Regards

[REDACTED]

RES13

From: [REDACTED]
 Date: Mon, 30 Nov 2020 at 17:25
 Subject: Licensing application Ref 253210/HH1
 To: <premises.licensing@manchester.gov.uk>
 Cc: Councillor Richard Kilpatrick <cllr.richard.kilpatrick@manchester.gov.uk>, Councillor John Leech <cllr.j.leech@manchester.gov.uk>

Dear Sirs

We wish to object to the licensing application for Dhoom Dhoom at 784-788 Wilmslow Road, reference 253210/HH1, on two principal grounds.

The prevention of public nuisance – the application seeks to permit music until midnight (and until 2am at weekends). This premises has a very long frontage on Wilmslow Road, and that frontage can be completely opened onto the pavement. It has proved impossible for the authorities to control effectively the noise output of licensed premises in the village as is clear from the problems experienced over a long period with ‘The Famous Crown’ pub. Dhoom Dhoom is near the south end of the village and is completely surrounded by domestic properties in what is a very densely populated, residential area. We are already adversely affected by late night noise in the village. Adding another premises with a music licence will inevitably increase the problems. These premises have a history, over the years, of disturbing our peace – and that has been without a late drinks or music licence.

Parking, as is apparent to all, is a problem in the village and there is very limited parking on Wilmslow Road itself. Approving this application will inevitably result in even more parking problems. Private roads such as [REDACTED] and private areas such as [REDACTED] are more likely to face problems with inappropriate parking. Those using our private roads for parking and blocking private drives are, from experience, unwilling to park elsewhere and our requests are inevitably met with hostility. Such difficulties are not only a public nuisance but also potentially threaten public safety

This is essentially a quiet, residential neighbourhood. There are more than sufficient eating and drinking establishments in the village.

We urge you to turn down this application.

[REDACTED]

[REDACTED]

[REDACTED]

Full address now confirmed:

[REDACTED]

[REDACTED].

RES14

From: [REDACTED]
 Date: Mon, 30 Nov 2020 at 19:08
 Subject: Dhoom Dhaam Licensing Application Didsbury
 To: <premises.licensing@manchester.gov.uk>
 Cc: <cllr.a.simcock@manchester.gov.uk>

Hi.

I write in reference to the requested change in the licensing law application by Dhoom Dhaam on Wilmslow Road, reference number 253210/HH1.

I am a family man and house owner on [REDACTED], which is [REDACTED]. I wish to object in the strongest possible terms to the change in the licensing law for this establishment.

I have been a resident of Didsbury for over 20 years. I as much as anyone wish local businesses to succeed, and thrive and for there to be no empty retail spaces, this only improves the Village Life for all the local residents and for those that make a business living there.

However there is no other establishment, that has a late licence such as the one that has been applied for, especially this close to such a densely populated residential area, I fear this may set a precedent for future applications.

This location has had licensing laws reviewed before under previous owners such as Chalk (licence application numbers 162178 & 190472/GC). The venue successfully applied for a late licence only for this to be revoked partly due to the detrimental impact it had on the local residents. Notwithstanding the loud late night music which was easily heard from my property, even the smoking area that was created at the front of the building caused numerous sleepless nights for my family and I from loud voices. This along with the increase in traffic both from cars and taxi's picking up and dropping off, joined by increased levels of footfall in the small hours of the morning. This late licence was eventually rescinded and unfortunately led to the demise and subsequent failure of the business.

I believe there are concerns regarding all four licensing objectives.

- 1) The prevention of crime and disorder, as the only late night venue in the area it will draw in all the drunken people from the surrounding bars when they close. This will lead to fights, public urination and probable damage to local cars and property. The Jubilee Gardens area and benches opposite will create a further area for these people to congregate.
- 2) The prevention of Public Nuisance. As mentioned previously the increase in drunken people, who may well only be enjoying themselves, but they do bring an increase in noise and traffic which will create sleep disturbance (as was previously noticed with Chalk) for the local residents. [REDACTED] garden may well become a local toilet on the stop of on their way home. Along with the detrimental effect that it will have on our ability to attain a good nights sleep.
- 3) Public Safety, As mentioned if this late licence is approved it will increase the draw of drunken people from the surrounding bars and will no doubt lead to violence and property damage.
- 4) The protection of children from harm, I have a young child, as many of the households in the close surrounding areas have. I have no wish to have his rest disturbed as he approaches important academic years, which will have a negative affect on his ability to gain the best qualifications that he can. Furthermore the exposure to the increased levels of crime and public nuisance as stated, will undoubtedly have a detrimental affect when he is at his most impressionable age.

I urge you to reject this application for a change to the licensing law for this establishment. I can see no benefit at all and only future problems and costs to be borne out of the already stretched public purse, along with a massive drop in the quality of living standards for the local residents.

Kind Regards

[REDACTED]

[REDACTED]

Date: Wed, 9 Dec 2020 at 14:09

Subject: Re: REPRESENTATION LOGGED - Premises Licence application 253210CT4: Dhoom Dhaam, 784-788 Wilmslow Road, Manchester, M20 2DR

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

Hi,

The full address of the property that I own is [REDACTED]

[REDACTED]

[REDACTED]

RES15

From: [REDACTED]

Date: Tue, 1 Dec 2020 at 10:51

Subject: Licence Application 253210/HH1

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

Cc: <jcameron@mcrlibdems.org>

Dear Sir,

I am writing to express my objection to the application by Doom Dhaam of 784-788 Wilmslow Road

For

- Provision of regulated entertainment (recorded music): Monday to Thursday 11pm to midnight and Fri/SAt 11pm to 2am
- Provision of late night refreshment : Sun to Thurs 11pm to midnight, Fri/Sat 11pm - 2am
- Sales of alcohol for consumption on the premises only :Sun to Thurs 11pm to midnight, Fri/Sat 11pm - 2am
- With opening hours Sunday to Thursday 8am to midnight , Fri/SAt 8am to 2am

My objection to these late night hours is on the grounds of the prevention of public nuisance and prevention of crime and disorder

I think this licence is completely unnecessary it is very close to residential properties, the noise will be a disturbance, especially when people are leaving the premises consumed alcohol until late at night

I understand a previous application by TINTO the previous occupiers of these premises was rejected for similar reasons

With kind regards

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

RES16

From: [REDACTED]
Date: Thu, 3 Dec 2020 at 12:16
Subject: Licencing application for Dhoom Dhaam reference 253210/HH1
To: Premises Licensing <premises.licensing@manchester.gov.uk>

Application Type: Licencing application

Application Number: 253210/HH1

Premises: Dhoom Dhaam, 784-788 Wilmslow Road, Manchester, M20 2DR

Dear Madam/Sir

As an interested party and on behalf of the Friends of Didsbury Park I wish to make a representation regarding this application.

This application for proposed hours of operation is objected to on the grounds of **The prevention of public nuisance**

Didsbury Park is a community park located close to the Dhoom Dhaam premises. Didsbury Park is often used as a short cut by people walking from Didsbury Village (where the Dhoom Dhaam is located) to the many houses on the estates heading towards East Didsbury.

My concern relates to the fact that the hours of operation may result in the bar becoming a late night drinking venue with all the noise and nuisance which will ensue. This will not only badly affect the large residential area behind the premises but will impact upon Didsbury Park being used late at night, and in the early hours of the morning, by intoxicated members of the public. There is already an issue, as the Friends of Didsbury Park have to clear up bottles and glasses scattered in the park by intoxicated members of the public passing through the park after leaving the public houses in Didsbury Village. Extending these hours into the early hours will just compound this existing anti social behaviour.

I can see no reason why these proposed hours of operation should be approved.

Yours faithfully

[REDACTED]
Friends of Didsbury Park
[REDACTED]
[REDACTED]
Website: friendsofdidsburypark.com
Twitter: @DidsburyPark
Instagram: DIDSBURYPARKFRIENDS

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

RES17

From: [REDACTED] >
Date: Sun, 6 Dec 2020 at 10:27
Subject: License Application Dhoom Dhaam Ref 253210/HH1
To: <premises.licensing@manchester.gov.uk>
Cc: <jcameron@mcrlibdems.org>

To Whom It May Concern

As residents on [REDACTED] the above venue, we wish to object to the proposed license application. We are particularly strongly opposed to to anything that would see the opening hours for this venue extended beyond 11pm.

We have two young children and are very concerned about the negative impact that this extension, if granted, will have on them. We can already hear noise from late night revellers (particularly on a Friday and Saturday night) whilst in our house, on several occasions in the past this has woken my youngest child up. We are concerned that there will be an increase in noise levels as revellers leave this venue after 11pm. This would have a detrimental impact on our children's schooling and overall well being.

In addition to this, the public seating area on the corner of Grange Lane and Wilmslow Road is already a spot where groups tend to congregate, particularly during the summer months - when evenings are warmer and lighter. It is not uncommon for these groups to become rowdy and in the past this has resulted in antisocial and criminal behaviour. [REDACTED] [REDACTED] windows broken by stones thrown from the street. Furthermore it is not unusual for individuals to use the alleyway which runs down one end of our road as a makeshift public toilet. The ready availability of alcohol at later hours of the night would, we believe, seriously exacerbate these existing problems.

Best Regards

[REDACTED]
[REDACTED]

RES18

From: [REDACTED] <[REDACTED]@[REDACTED].com>
Date: Wed, 9 Dec 2020 at 19:24
Subject: Dhoom Dhaam License re 253210/HH1
To: <premises.licensing@manchester.gov.uk>
Cc: <jcameron@mcrlibdems.org>

I am writing with regards to the licensing application for Dhoom Dhaam at 784-788 Wilmslow Road reference 253210/HH1. I would like to let you know that I am in FULL SUPPORT of this application as I believe it will breathe much needed life into the village once this terrible lock down is over. I have been very impressed with the way that this business has opened despite the pandemic and I believe that we should do anything in our power to support the owners in order that this venture is a successful one.

I do NOT believe that there is any likelihood of increased crime, disorder or public nuisance as a result of this late license. Nor do I believe there will be any problem with public safety. When a similar licence was granted to a previous restaurant on this site, we [REDACTED] were not affected in the slightest. Even on warm nights when one might have expected windows to be open or people to be congregating outside there was very little additional noise and I believe that this will also be the case with Dhoom Dhaam. As for needing to protect children from harm, I do not believe that any child will be harmed by this license. Indeed a few might conversely learn to appreciate vegetarian and vegan food as a result of going to the restaurant which may even stay in business longer than other restaurants on this site as a result of people visiting later in the evening. I very much hope that this is the case.

I wish the team at Dhoom Dhaam all the best with opening a restaurant in these very challenging times, I thank them for bringing a new venue to our village and request that you do everything in your power to support their license application.

With thanks,

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

RES19

From: <webfeedback@manchester.gov.uk>

Date: Thu, 10 Dec 2020 at 11:13

Subject: Make representation to a licensing or gambling application

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

Question	Response
<i>First name:</i>	[REDACTED]
<i>Last name:</i>	[REDACTED]
<i>Building number or name:</i>	[REDACTED]
<i>Street:</i>	[REDACTED]
<i>Area:</i>	[REDACTED]
<i>Postcode:</i>	[REDACTED]
<i>Email :</i>	[REDACTED]
<i>Application reference number:</i>	253210/HH1
<i>Premises name (if known) and full address this representation relates to:</i>	Dhoom Dhaam Wilmslow Road, Didsbury
<i>Which of the licensing objectives are relevant to your comments on this application: :</i>	The prevention of public nuisance
<i>Please state your comments on this application :</i>	The premises has applied for an alcohol, far in excess of the normal within a residential area. This area is residential to both young families and older residents. There is bound to be excessive noise as people leave the premises, loud voices car doors slamming, bottles being thrown into dumpster bins in the early hours and increased waste in the area etc. The hours would make it a late night drinking haunt. Experience of late night music will be that it will be loud at night time, especially when the bifold doors are open on a summers night. This type of late night drinking haunt is no longer required in Didsbury. MCC now seem to be unable to enforce music licensing at at least one other pub due to enforcement reductions.

RES20

From: [REDACTED]
Date: Sun, 13 Dec 2020 at 18:22
Subject: License Application Dhoom Dhaam, 784-788 Wilmslow Road, Didsbury
To: <premises.licensing@manchester.gov.uk>
Cc: <cldr.richard.kilpatrick@manchester.gov.uk>, <cldr.john.leech@manchester.gov.uk>

REF: 253210/HH1

Dear Sir/Madam

I am [REDACTED]
[REDACTED]

I have serious concerns regarding their application for a late license, especially to remain open and sell alcohol until 2am at the weekends.

This stretch of Wilmslow Road of course contains many bars and restaurants. I understand the value of the evening economy to the area and I have no issue with Dhoom Dhaam operating in general.

However, to my knowledge, there are no other venues nearby that open until 2am, even on a weekend. Indeed, even the Shell petrol station across the road closes at midnight (and I believe had an application for a 24 hour license refused last year). In all likelihood, this is because there is dense housing above and adjacent to this part of Wilmslow Road, much of which is sheltered accommodation housing elderly and vulnerable residents.

In normal times when pubs are open there is already considerable nuisance at closing time in this part of Didsbury. In particular, people leaving the Famous Crown pub a few doors further up the road often cause a great deal of noise which wakes me up late at night [REDACTED]
[REDACTED]

The commotion after pubs close quite often goes beyond noise to public disturbance, including physical altercations. You may well be aware of incidents this year and last- for example, this in 2019 which left a man with with a brain injury (<https://www.manchestereveningnews.co.uk/news/greater-manchester-news/police-men-vicious-beating-pub-17167389>). On more than one occasion this year police have attended with several vans in order to break up violent disturbances along this stretch of road after pub closing. The Famous Crown itself has been closed after several recent disturbances and breaking of covid rules.

It should be further noted that the glass panelling around the restaurant's outdoor seating area was smashed during one of these post-pub altercations (when the current premises housed a different business) and the nearby bus stop was also damaged. In short, there is a track record of public nuisance and sometimes crime and disorder associated with the consumption of alcohol late at night along this stretch of Wilmslow Road.

My main worry is that, if Dhoom Dhaam is to be the only place in the locality serving alcohol after the pubs close, those leaving the pubs will then concentrate in this spot in the early hours and continue drinking for longer, increasing the risks of disorder and crime in the area. It should be noted that previous applications for such late licences by other businesses operating from the same premises have been refused, I believe for the same reasons.

Last, I would like to note that the restaurant's outdoor seating area [REDACTED] [REDACTED] no matter what licensing conditions are granted to the restaurant in general, the outside area should not be used late in the evening (and that music should not be played in this outside area).

I am happy for my comments to be included in any public documents regarding the application, but request that you keep my name and address confidential.

Thank you for your consideration. Please do get in touch should you wish to discuss these matters further.

Yours Faithfully

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

RES21

From: [REDACTED]
Date: Mon, 14 Dec 2020 at 15:32
Subject: 253210/HH1
To: premises.licensing@manchester.gov.uk <premises.licensing@manchester.gov.uk>
Cc: cllr.richard.kilpatrick@manchester.gov.uk <cllr.richard.kilpatrick@manchester.gov.uk>

I would like to make a representation regarding the extension of licence of which I am against. My concerns are as follows:

- as the mother of 2 young children I am anxious about the increased level of noise, disturbance and crime any extension would bring. Whilst pregnant and alone in the house one evening I have had to ring 999 as a drunk tried to break into my house by banging down the door and threatening to set the house on fire. This was a terrifying experience and the longer the licence in the village the more likely this kind of behaviour will appear again
- the disturbance from customer parking and taxis on the road will further exacerbate the issues we already have
- several recent incidents in the village have shown that the level of security needed for such an extension would have to be substantial and bring additional crime problems itself. Whilst the idea might be a relaxed late night offering, as the latest licence in the village there is bound to be people trying to get in for alcohol reasons alone.

[REDACTED]
[REDACTED]
[REDACTED]

RES22

From: [REDACTED]
Date: Tue, 15 Dec 2020 at 07:47
Subject: 253210/HH1. Dhoom Dhaam application
To: <premises.licensing@manchester.gov.uk>

I object to this application on the following grounds

1. It exceeds the hours allowed by other establishments in the area.
2. This is a restaurant surrounded by residential housing. Opening to this hour would create noise and a nuisance by customers leaving the restaurant in the middle of the night.
3. Recent events in Didsbury village show the nuisance and harm which can be caused with excessive access to alcohol

The licence should be in line with other establishments in the area.

Yours

[REDACTED]
[REDACTED]

RES23

From: [REDACTED]
Sent: 20 December 2020 23:57
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: Richard Kilpatrick <cllr.richard.kilpatrick@manchester.gov.uk>
Subject: Ref 253210/HH1

Ref 253210/HH1

I live at [REDACTED], which is [REDACTED]. I have two children under the age of 12, both of whom have bedrooms that [REDACTED]. Although there are a number of commercial properties in the locality, the area that we live in is predominantly residential, mainly made up of families with young children and elderly people.

I would like to object to the licensing application for Dhoom Dhaam at 784-788 Wilmslow Road ref 253210/HH1 on a number of grounds.

Noise and Public Nuisance

Under normal circumstances (prior to the implementation of Covid restrictions) we suffer persistent noise from people returning home from nights out (you will appreciate that when people have been drinking alcohol they are far noisier, less concerned about the impact of their behaviour on others, and often aggressive) however as things stand, this normally ceases by midnight. The provision of alcohol later than anywhere else in the village, will undoubtedly be a draw after the pubs close and will contribute to noise pollution into the early hours, this is wholly inappropriate in such a densely populated residential area. Similarly the playing of recorded music late at night will undoubtedly cause a disturbance, especially to my children who sleep in the immediate vicinity.

Antisocial Behaviour including Crime and Disorder

We already suffer significant antisocial behaviour as a result of the Shell Garage, which is one of the reasons their application for a 24 hour alcohol licence was refused. I ask that you look at the opposition to their application last year which went into great detail about the demographic of the local area and the additional problems a late licence would undoubtedly cause.

In relation to Dhoom Dhaam, the provision of alcohol until midnight during the week, and 2am at the weekend, would clearly exacerbate the existing problems and would almost certainly cause massive disturbance to residents, as would the playing of recorded music.

The application is totally inappropriate for the area and I hope the licencing department will take this into account

Yours faithfully

[REDACTED]

[REDACTED]

RES24**From:** webfeedback@manchester.gov.uk <webfeedback@manchester.gov.uk>**Sent:** 20 December 2020 23:41**To:** Premises Licensing <Premises.Licensing@manchester.gov.uk>**Subject:** Make representation to a licensing or gambling application

Question	Response
<i>First name:</i>	██████
<i>Last name:</i>	██████
<i>Building number or name:</i>	████████████████████
<i>Street:</i>	████████████████████
<i>Area:</i>	██████
<i>Postcode:</i>	██████████
<i>Email :</i>	██
<i>Application reference number:</i>	253210/HH1
<i>Premises name (if known) and full address this representation relates to:</i>	Dhoom Dhaam 784-788 Wilmslow Road
<i>Which of the licensing objectives are relevant to your comments on this application: :</i>	The prevention of crime and disorder
<i>Which of the licensing objectives are relevant to your comments on this application: :</i>	Public safety
<i>Which of the licensing objectives are relevant to your comments on this application: :</i>	The prevention of public nuisance

Question**Response**

I live [REDACTED]
 [REDACTED] the restaurant, [REDACTED]
 [REDACTED] and the
 houses behind the restaurant.

Extended hours in general will lead to increased deliveries. The delivery lorries block the [REDACTED] road each time they deliver and thus create problems for the [REDACTED], plus the many houses nearby. There is also the possibility of increased fly parking by patrons, for longer periods of time.

*Please state your
 comments on this
 application :*

Extended hours for the consumption of alcohol will exacerbate existing problems, which particularly occur after hours:

- shouting, swearing and arguing on the street
- vandalism to the bus stop
- running into the traffic without looking

Extended hours for music will create a nuisance for close residential neighbours [REDACTED] there are houses behind, flats over the shops opposite and another block of flats diagonally opposite. A 11pm cut-off is reasonable; 2am is not.

Thank you for taking my points into consideration.

RES25

From: [REDACTED]
Sent: 20 December 2020 14:05
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: Richard Kilpatrick <cllr.richard.kilpatrick@manchester.gov.uk>;
 cllr.john.leech@manchester.gov.uk <cllr.john.leech@manchester.gov.uk>
Subject: DHOOM DHAAM 253210/HH1

Dear Licencer

I wish to object to the new licencing application for Dhoom Dhaam at 784-788 Wilmslow Road ref 253210/HH1.

I am a resident of [REDACTED] from Dhoom Dhaam. The residents [REDACTED] are all families, half of which have children under the age of 18. The other closest residents to Dhoom Dhaam include [REDACTED], the sheltered accommodation housing scheme for over 55s. The scheme is situated directly adjacent to Dhoom Dhaam. The restaurant is also situated on the main walking route to the junior site of Beaver Road Primary School.

The provision of alcohol at a later time than anywhere else in the village, and the provision of late night recorded music in a densely populated area of young families and over 55s is totally inappropriate and will cause issues relating to prevention of crime and disorder; the prevention of public nuisance; public safety; and the protection of children from harm.

1. The prevention of crime and disorder.

- Dhoom Dhaam is within very close proximity to a large number of households, mainly older people and families with children. Enabling the premises to sell alcohol until midnight 11pm til midnight Sunday to Thursday, and until 2am on Friday and Saturday would clearly provide a source of crime and disorder in a heavily populated residential area of families and older people.
- The area already suffers from problems of antisocial behaviour related to alcohol, just one example being a 48 hour dispersal order issued only last week at premises immediately opposite Dhoom Dhaam.

2. Prevention of public nuisance

- The provision of alcohol as above would exacerbate existing problems with antisocial behaviour late at night while residents are sleeping.
- It would exacerbate existing problems with rubbish left in the street such as glasses and bottles.
- The noise of late night recorded music and customers leaving late at night would cause noise issues to residents trying to sleep.

3. Public safety

There are already problems with littering in the area immediately surrounding Dhoom Dhaam and the granting of this licence would cause additional littering of the type associated with

late night alcohol provision - eg glass bottles and glasses left in the street, creating a risk to public safety.

4. The protection of children from harm

- The noise created late night from customers leaving and from recorded music would pose a totally inappropriate disturbance to children sleeping in the immediate area.
- Dhoom Dhaam is situated on the same road as the new Junior site for Beaver Road Primary School and is the main route for children walking to and from school. The littering of glass bottles etc would lead the area to be even more unsafe for the children walking the route to the junior site of Beaver Road Primary School.

I would strongly urge the licencing authority to refuse this inappropriate application.

Yours sincerely

[Redacted signature block]

RES26

From: [REDACTED]
Sent: 20 December 2020 18:48
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Dhoom Dhaam Ref. 253210/HH1

Dear Sir,

I wish to strongly object to the application for music and alcohol sales at the above.

As an elderly resident living [REDACTED] premises I do not relish the thought of music and alcohol sales up to 2am at weekends at Dhoom Dhaam.

I feel this is entirely inappropriate in an area which has a high proportion of residential properties which almost surround this business.

My objection is related to the prevention of crime and disorder, prevention of public nuisance, public safety, and the protection of children from harm all of which will, potentially, be compromised by the granting of permission for these activities.

I sincerely hope that their application will not be granted.

Your Faithfully

[REDACTED]

[REDACTED]

RES27

From: [REDACTED]
Sent: 20 December 2020 19:10
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: cclr.richard.kilpatrick@manchester.gov.uk <cclr.richard.kilpatrick@manchester.gov.uk>; John Leech <cclr.john.leech@manchester.gov.uk>
Subject: Objection to premises licence application - Dhoom Dhaam 253210/HH1

Objection to licences application – Dhoom Dhaam 253210/HH1

As a resident of [REDACTED] I wish to object to the above licence application on the grounds that I believe it will create a public nuisance, endanger public safety and increase crime and disorder.

Currently the premises in question are viewed as a restaurant which is associated with the sale of food and alcoholic drinks with licensing times akin to the rest of Didsbury village.

Allowing them to operate with an enhanced (Live & recorded) music licence with associated alcoholic drink sales up to 2 am will I believe set a dangerous precedence for the village of Didsbury. Particularly in the summer months where they will be operating a terrace which will create a disturbance to all the residents in the vicinity. It will also soon become a magnet for drinkers and those seeking entertainment beyond the standard pub operating times in the rest of the village, quickly becoming a 'destination' for drinkers.

In the application there is no mention of additional security to support the application (Or indeed, any security at all).

In summary, on your particular measures I strongly object to this licence application on the following points:

- The prevention of crime and disorder
 - Extended hours will undoubtedly increase public disorder due to the sale of alcohol later and live music which will attract more people for a later period to 2 a.m.
 - Application makes no mention of additional venue security to support their application or prevent any crime or dis-order (although I believe even this would simply move the problem on).
 - Crime prevention based on time to respond - The nearest police station to Didsbury village is now In Cheadle Heath or Longsight (Both 10-15 minutes away). In March 2019 the BBC also reported that the average response time in Greater Manchester had doubled - [Police 999 response times almost double in seven years - BBC News](#) I fear that an extended time to respond to a premises with an extended licence in an area not traditionally associated with late licences will increase disorder.
- Public safety
 - Didsbury is predominantly a residential and family orientated area. Within 100 metres of the premises there is sheltered housing, numerous flats and residences and my own street is predominantly occupied by families. I feel having a premises with a late licence will be a detriment to public safety in the surrounding area.
- The prevention of public nuisance
 - Didsbury village is not seen as an area for nightlife beyond it's pubs and restaurants. Creating a late night venue playing music and serving alcohol will undoubtedly lead to more public nuisance – Be it customers arriving or departing late into the night, drinking and loud conversation, the playing of loud music, customers using the local streets for parking or other activities such as smoking or worse.

- It is already possible to hear the village and any disturbance from my property but in general this finishes roughly an hour after the pubs close up-to approximately midnight. If this time is extended to 2 a.m. then undoubtedly the time of any noise or disturbance will also increase.

Overall, I feel it would be a poor decision, and detrimental to the area for the council to grant an extended licence particularly involving the sale of alcohol and allowing the playing of music (recorded or live).

There is also no period or precedence where this restaurant has actually operated as a standard restaurant, therefore there is no benchmark of the activity of the restaurant or a way to determine how the licensees will behave or control customers up-to the current allowed closing time.

I simply ask, would you like to see an extension to a premises licence for the purposes of music and the sale of alcohol on your own doorstep until 2 a.m. ?

Regards

[Redacted signature block]

[Redacted line]

[Redacted signature block]

[Redacted signature block]

RES28

From: [REDACTED]
Sent: 20 December 2020 23:31
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: Richard Kilpatrick <cllr.richard.kilpatrick@manchester.gov.uk>; John Leech <cllr.john.leech@manchester.gov.uk>
Subject: License application Dhoom Dhaam

Hi

I live at [REDACTED] Dhoom Dhaam. I have the following comments in relation to the licensing applied for.

Under the prevention of crime and disorder and prevention of public nuisance, I am concerned about the venue having a license until 2am. The streets [REDACTED] are residential, and this will potentially cause noise disturbance to us as residents as well as increase potential for crime in the area, as people leave at 2am having consumed alcohol. There is a cut through behind the restaurant leading onto our street and people may also gather there. The restaurant has bifold doors and particularly with current covid restrictions I would think they'll have these open and be using their terrace for outdoor dining, which will again be unacceptable noise in a residential area at 2am, both general noise from customers and the recorded music. Also being open to customers from 8am until 2am will actually mean that there is noise and deliveries from 6am - 4am, potentially only giving us 2 hours free of noise either from deliveries, staff or guests. I have no objection to developing jobs in the area etc but am really concerned as above for the potential for public nuisance behaviour, noise disturbance and increase in crime. My objection is primarily to the late time of 2am.

[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]

[REDACTED]

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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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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ul style="list-style-type: none"> • Weekly fire drill • 7-day CCTV recordings in all public areas • ID verification Challenge 25 for all alcohol sales • Security alarm • Fire safety certification • Incident log to be updated and kept in safe • Regular staff checks of all areas • All children shall be accompanied by an adult after 9pm 	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
No conditions have been proposed by any of the objectors	N/A	N/A

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