



Licensing Sub Committee Hearing Panel

Date: Monday, 1 February 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 – Andrews (Chair), Jeavons and Reid

Agenda

- 1. Urgent Business**
To consider any items which the Chair has agreed to have submitted as urgent.
- 2. Appeals**
To consider any appeals from the public against refusal to allow inspection of background documents and/or the inclusion of items in the confidential part of the agenda.
- 3. Interests**
To allow Members an opportunity to [a] declare any personal, prejudicial or disclosable pecuniary interests they might have in any items which appear on this agenda; and [b] record any items from which they are precluded from voting as a result of Council Tax/Council rent arrears; [c] the existence and nature of party whipping arrangements in respect of any item to be considered at this meeting. Members with a personal interest should declare that at the start of the item under consideration. If Members also have a prejudicial or disclosable pecuniary interest they must withdraw from the meeting during the consideration of the item.
- 4. New Premises Licence - Minute Convenience, Venture Centre, 491 Mill Street, Manchester, M11 2AD - determination** 5 - 6
The determination papers are enclosed.
- 5. New Premises Licence - Dr Miao, 47-49 Bloom Street, Manchester, M1 3LY - determination** 7 - 8
The determination papers are enclosed.
- 6. New Premises Licence - EUR Ltd, Unit 3017, Safestore Ltd, 202-208 Cheetham Hill Road, Manchester, M8 8LW - determination** 9 - 10
The determination papers are enclosed.
- 7. Premises Licence Variation - Shell Didsbury, 761-763 Wilmslow Road, Manchester, M20 8RH** 11 - 86
The report of the Director of Planning, Building Control and Licensing is enclosed.

Information about the Committee

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

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

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

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

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

Smoking is not allowed in Council buildings.

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

Further Information

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

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Licensing Act 2003 (Hearings) Regulations 2005

Reference: 254041
Name: Minute Convenience
Address: Venture Centre, 491 Mill Street, Manchester, M11 2AD
Ward: Clayton & Openshaw
Application Type: Premises Licence (new)
Name of Applicant: Ramunas Gaigalas
Date of application: 11 December 2020

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

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

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

Proposed licensable activities and opening hours to be granted

The supply of alcohol for consumption off the premises only:
Mon to Sun 6am to 10pm

Opening hours:
Mon to Sun 6am to 10pm

Representations received

Licensing & Out of Hours
Compliance

Risk of public nuisance from noise from patrons entering/leaving the premises and possibly queuing or congregating outside, as well as from early morning deliveries.

Agreements between parties

Licensing & Out of Hours Compliance:

1. The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points. The CCTV cameras shall continually record whilst the premises are open to the public and recording shall be kept available and unedited for a minimum of 28

days with the date and time stamping. A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public and must be able to produce / download / burn CCTV images upon request by a police officer or an authorised officer of the licensing authority. Any footage must be in a format so it can be played back on a standard personal computer or standard DVD player. Where the recording is on a removable medium (i.e. compact disc, flash card etc.), a secure storage system to store those recording mediums shall be provided.

2. The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of identification to enable to verify their identity against the notice.

3. The premises shall display prominent signage indicating at any point of sale, the entrance to the premises and in all areas where alcohol is located that it is an offence to buy, or attempt to buy, alcohol for a person under the age of 18.

4. In addition to any other training, the premises licence holder shall ensure all staff are trained to prevent underage sales, to be aware of and prevent proxy sales, to maintain the refusals log and monitor staff to ensure their training is put into practice. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals.

5. A notice will be on display near the entrance/ exit of the premises requesting customers respect the neighbours when leaving the premises.

6. If customers gather outside the premises, if safe to do so, staff members will ask them to move on. A log of this will be kept in the refusals/ incidents register.

7. Deliveries of stock will not be made to the premises before 7:30am daily.

8. Whenever the DPS is not on the premises, another responsible and suitably trained person will be appointed to manage the premises in their absence.

Background documents (available for public inspection):

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



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 254532
Name: Dr Miao
Address: 47-49 Bloom Street, Manchester, M1 3LY
Ward: Piccadilly
Application Type: Premises Licence (new)
Name of Applicant: Oh Drink Ltd
Date of application: 18 December 2020

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

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

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

Proposed licensable activities and opening hours to be granted

Provision of late-night refreshment:
Mon to Sun 11.00pm to 5.00am

The supply of alcohol for consumption both on and off the premises:
Mon to Sun 11.30am to 11.00pm

Opening hours:
Mon to Sun 11.30am to 5.00am

Representations received

Greater Manchester Police

Although GMP are generally satisfied with the robustness of the submitted Operating Schedule it is of concern that there is a noticeable lack of conditions that relate to the provision of security staff at the premises at sensitive and potentially very antisocial times of the day. With the premises being located within the heart of Manchester's 'Gay Village' area in the city centre (where there are high levels of pre-existing and well recorded incidents of crime and disorder) it is felt by GMP that the imposition of the requested conditions would enable the premises

	to uphold and enforce the Four Licensing Objectives correctly and fully.
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Agreements between parties

Greater Manchester Police:

- SIA registered door staff shall be on duty at the premises from 2200 hours until close every Friday and Saturday, on every day preceding a Bank Holiday and on each day of the Pride Festival. At all other times the requirement for door staff shall be determined in accordance with a risk assessment carried out by the DPS. When employed door staff shall wear hi-vis armbands.
- When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - the SIA number of door staff on duty;
 - the identity of each member of door staff;
 - the times the door staff are on duty.
- From 2200 hours each day the NiteNet radio system shall be operated at the premises.
- At least one member of door staff situated at the entrance to the premises shall wear and use a body cam to capture incidents of violence and/or anti- social behaviour.

Background documents (available for public inspection):

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



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 254582
Name: EUR Ltd
Address: Unit 3017, Safestore Ltd, 202-208 Cheetham Hill Road, Manchester, M8 8LW
Ward: Cheetham
Application Type: Premises Licence (new)
Name of Applicant: EUR Ltd
Date of application: 21 December 2020

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

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

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

Proposed licensable activities and opening hours to be granted

The supply of alcohol for consumption off the premises only: Monday to Sunday, 24 Hours per day

Opening hours: Not open to the public.

Representations received

Licensing & Out of Hours Compliance

Concerns that the granting of this application is likely to lead to increased issues of public nuisance, specifically relating to noise pollution and undermine Protection of Children from Harm licensing objective.

Agreements between parties

Licensing & Out of Hours Compliance:

1. Delivery drivers shall conduct the delivery in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address. For the avoidance of doubt, this includes the avoidance of slamming doors, playing loud music, shouting, over-revving the engine and sounding their horn to signal their arrival. The driver shall turn their engine off immediately upon arrival at the delivery address and will park considerately without causing an obstruction to the highway.
2. All staff trained in:
 - I. Recognising signs of drunkenness
 - II. The premises' duty of care
 - III. The conditions in force under this licence
3. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals.
4. The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of formal identification to verify their identity against the notice.
5. Any promotional material and/or any website home page used as part of the business operating under this licence will clearly state the premises licence number. For the avoidance of doubt, this includes flyers, leaflets and business cards promoting the business.
6. All deliveries of alcohol shall only be delivered to an address with a valid postcode and will only be delivered directly to that property.
7. Customers must be instructed when placing the order that they will not be able to collect their order from EUR Ltd, Safestore Ltd, Unit 3017, 202-208 Cheetham Hill Road, Manchester. M8 8LW.
8. Customers must be instructed when placing the order that they will not be able to collect the order from the vehicle. All deliveries will only be made directly to the address and customers will not be permitted to take orders from the vehicle.

Background documents (available for public inspection):

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

**Manchester City Council
Report for Resolution**

Report to: Licensing Sub-Committee Hearing Panel – 01 February 2021

Subject: Shell Didsbury, 761-763 Wilmslow Road, Manchester, M20 8RH -
App ref: Premises Licence variation 254295

Report of: Director of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Committee determine the application.

Wards Affected: Didsbury East

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

A connected city: world class infrastructure and connectivity to drive growth	
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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: Ashia Maqsood
 Position: Technical Licensing Officer
 Telephone: 0161 234 4139
 E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

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

1. **Introduction**

- 1.1 On 09 December 2020, an application for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 was made in respect of Shell Didsbury, 761-763 Wilmslow Road, Manchester, M20 8RH in the Didsbury East ward of Manchester. A location map of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. **Current Licence**

- 2.1 The premises licence holder is Motor Fuel Ltd and a copy of the current licence is attached at **Appendix 2**.

3. **The Application**

- 3.1 A copy of the application is attached at **Appendix 3**.
- 3.2 The variation is to
- a) Extend the hours of alcohol to 12am daily
 - b) To remove the restriction on the sale of alcohol on Bank Holidays
- 3.2.1 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music between the hours of 0800 and 2300 hours have been deregulated and so should not be regarded as licensable activities for the purposes of this application.
- 3.2.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 3**.
- 3.3 **Activities unsuitable for children**
- 3.3.1 The applicant has not highlighted any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

3.4 **Steps to promote the licensing objectives**

3.4.1 The applicant has not proposed any further steps to promote the licensing objectives.

3.4.2 The applicant has not submitted any documents in support of their application.

4. **Relevant Representations**

4.1 A total of 19 relevant representations were received in respect of the application (**Appendix 4**).

4.2 The personal details of all members of the public have been redacted. Original copies of these representation will be available to the Committee at the hearing.

Responsible Authorities:

- MCC Licensing and Out of Hours Compliance Team;

Other Persons:

- Ward Councillors x3
- Residents x15

4.3 Summary of the representations:

Party	Grounds of representation	Recommends
Licensing and Out of Hours Compliance (LOOH)	<p>LOOH objected to the application based on the grounds that the granting of the application will exacerbate crime and disorder in the area and increase public nuisance. LOOH state that due to the ongoing Covid-19 pandemic, many premises in the area are closed and so the premises will attract patrons to congregate in the vicinity of the premises and engage in on street drinking.</p> <p>LOOH are also concerned that the applicant has not provided further steps to promote the four licensing objectives.</p>	refuse
Ward Councillors	<p>Ward councillors have objected to the application based on the grounds that the granting of the application will adversely impact the four licensing objects. Ward members state that the premises has attracted anti-social behaviours which has led to criminal damage and</p>	Refuse

	infringements on the covid-19 regulations. Councillors further state that the premises is alleged to have sold alcohol to under 18's.	
Residents	Residents have objected to the application based on the grounds that the granting of the application will lead to the further undermining of the licensing objectives. Residents state that the area and the premises attract high levels of anti-social behaviour, drug misuse/offences and incidents of violence. Residents state that the granting of the application will lead to an increase in noise disturbances, littering, anti-social behaviour and further breaches of the covid-19 regulations. Residents further state that the premises is surrounded by residential properties, which include vulnerable residents and children and that the granting of the application will cause harm to their wellbeing.	refuse

4.4 No agreements have been reached between the applicant and the objectors.

5. **Key Policies and Considerations**

5.1 **Legal Considerations**

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

5.2 **New Information**

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

5.3 **Hearsay Evidence**

5.3.1 The Panel may accept hearsay evidence and it will be a matter for the Panel to attach what weight to it that they consider appropriate. Hearsay evidence is

evidence of something that a witness neither saw nor heard, but has heard or read about.

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

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

5.5 **Manchester Statement of Licensing Policy**

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

Section 6: What we aim to encourage

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

- Premises that will extend the diversity of entertainment and attract a wider range of participants

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

Section 7: Local factors

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

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

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

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

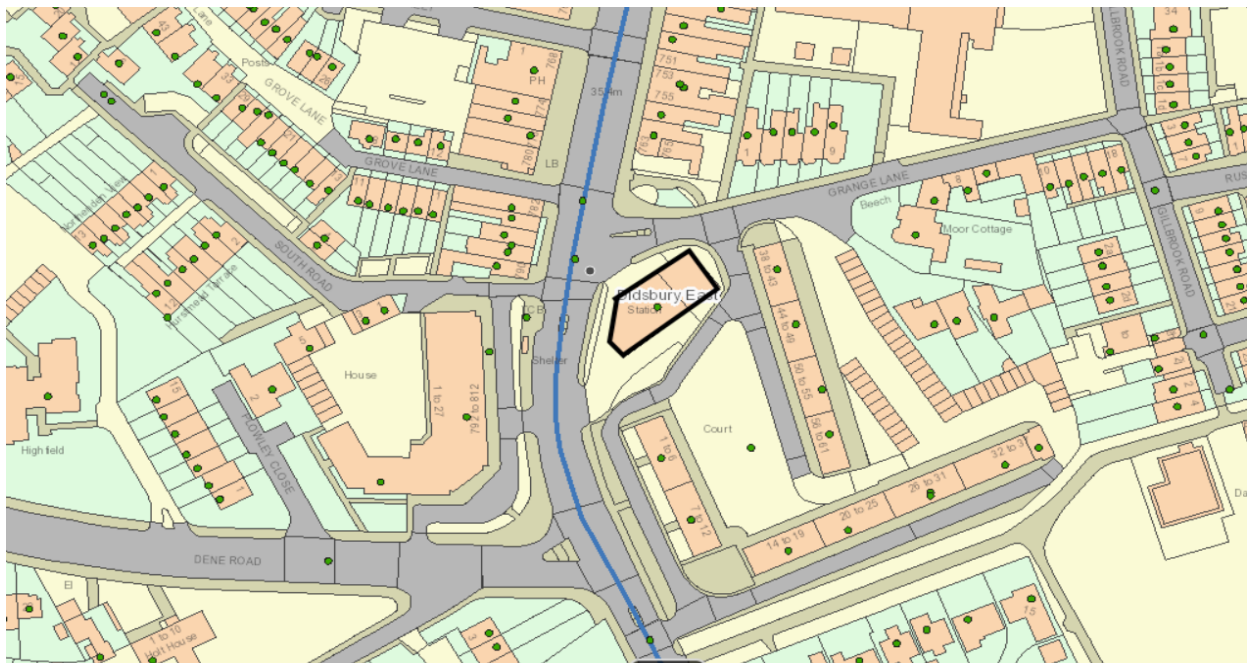
This section identifies the standards that the licensing authority expects of licensed premises in Manchester. It is recognised that not all standards will be appropriate to apply in every situation to every premises, and applicants are not obliged to include all standards in their operating schedule.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

- | | |
|------|---|
| MS1 | Implement effective security measures at the premises |
| MS2 | Effective general management of the premises |
| MS3 | Responsible promotion and sale of alcohol |
| MS5 | Prevent on-street consumption of alcohol |
| MS7 | Maintain a safe capacity |
| MS8 | Prevent noise nuisance from the premises |
| MS10 | Operate effective cleansing arrangements, including ensuring the premises and surrounding area are kept clean and free of litter, |

and adequate arrangements for the secure and responsible storage of refuse
 MS12 Prevent underage sales of alcohol, including proxy sales

6. **Conclusion**

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



PREMISE NAME:	Shell Didsbury
PREMISE ADDRESS:	761-763 Wilmslow Road, Manchester, M20 8RH
WARD:	Didsbury East
HEARING DATE:	01/02/2021

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MANCHESTER CITY COUNCIL

LICENSING ACT 2003 PREMISES LICENCE

Premises licence number	155328
Granted	14/11/2013
Latest version	Variation 232069 Granted 22/07/2019

Part 1 - Premises details

Name and address of premises
Shell Didsbury 761-763 Wilmslow Road, Manchester, M20 8RH
Telephone number
0161 448 7900

Licensable activities authorised by the licence
<ol style="list-style-type: none"> 1. The sale by retail of alcohol*. 2. The provision of late night refreshment. <p>* All references in this licence to "sale of alcohol" are to sale by retail.</p>

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0600	0600	0600	0600	0600	0600	0600
Finish	2300	2300	2300	2300	2300	2300	2300
The sale of alcohol is licensed for consumption off the premises only.							
Seasonal variations and Non-standard Timings:							
Bank Holidays: Start 0800 Finish 2200							

Provision of late night refreshment							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	2300
Finish	0500	0500	0500	0500	0500	0500	0500
Licensed to take place indoors only.							
Seasonal variations and Non-standard Timings:							
None							

Hours premises are open to the public							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0000	0000	0000	0000	0000	0000	0000
Finish	2359	2359	2359	2359	2359	2359	2359
Seasonal variations and Non-standard Timings:							
None							

Part 2

Details of premises licence holder	
Name:	Motor Fuel Limited
Address:	Gladstone Place, 36-38 Upper Marlborough Road, St Albans, AL1 3UU
Registered number:	5206547

Details of designated premises supervisor where the premises licence authorises for the supply of alcohol	
Name:	Mr Parbhu Natarajan
Address:	[REDACTED]
Personal Licence number:	[REDACTED]
Issuing Authority:	Sheffield City Council

Annex 1 – Mandatory conditions

Door Supervisors

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

Supply of alcohol

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

$$P = D + (D \times V)$$

where –

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

Annex 2 – Conditions consistent with the operating schedule

1. A digital CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose.
2. The CCTV system shall be capable of producing immediate copies on site. Copies of recordings will either be recorded digitally on to CD/DVD or other equivalent medium.
3. Any recording will be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The precise positions of the camera may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
5. The system will display, on any recording, the correct time and date of the recording.
6. The CCTV system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.
7. An incident book/register shall be maintained to record:
 - a. all incidents of crime and disorder occurring at the premises
 - b. details of occasions when the police are called to the premises

This book/register shall be available for inspection by a police officer or other authorised officer on request.
8. There shall be no self-service of spirits except for spirit mixtures.
9. There will at all times be adequate levels of staff maintained at the premises. Such staff levels will be disclosed, on request, to the licensing authority and police.

10. Adequate waste receptacles for use by customers shall be provided in and immediately outside the premises.
11. The licence holder will ensure that staff regularly clear litter from the premises forecourt and immediate perimeter of the forecourt.
12. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.
13. Signage informing customers of the age verification policy adopted at the premises will be prominently displayed.
14. All cashiers shall be trained to record refusals of sales of alcohol in a refusals book/register. The book/register will contain:
 - a. details of the time and date the refusal was made.
 - b. the identity of the staff member refusing the sale.
 - c. details of the alcohol the person attempted to purchase.

This book/register shall be available for inspection by a police officer or other authorised officer on request.

15. All staff engaged or to be engaged in the sale of alcohol on the premises shall receive the following training in age restricted sales:
 - a. Induction training which must be completed and documented prior to the sale of alcohol by the staff member.
 - b. Refresher/reinforcement training at intervals of no more than 6 months.

Training records will be available for inspection by a police officer or other authorised officer on request.

16. The entrance door to the shop will be closed to customers between the hours of 2300 and 0600. Any sales between these hours will be made through the night pay window.

Annex 3 – Conditions attached after hearing by the licensing authority

Not applicable

Annex 4 – Plans

See attached

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

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

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

I/We Motor Fuel Limited

(Insert name(s) of applicant)

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

Premises licence number

155328

Part 1 – Premises Details

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

Didsbury Service Station, 761-765 Wilmslow Road

Post town

Didsbury, Manchester

Postcode

M20 6RN

Telephone number at premises (if any)

Non-domestic rateable value of premises

£44,750

Part 2 – Applicant details

Daytime contact
telephone number

E-mail address (optional)

Current postal address if
different from premises
address

Gladstone Place
36-38 Upper Marlborough Road

Post town

St Albans

Postcode

AL1 3UU

Part 3 - Variation

Please tick as appropriate

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

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

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

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

The premises is a petrol forecourt store located at 761-765 Wilmslow Road, Didsbury, Manchester, M20 6RN.

The variation is to do the following:

1. Extension of the hours for the sale of alcohol to between 0600 and 2400 Daily.
2. To remove the restriction on the sale of alcohol on Bank Holidays.

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

Part 4 Operating Schedule

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

Provision of regulated entertainment (Please see guidance note 3) 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 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
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 7)		
Sat								
Sun								

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
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 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
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 7)		
Sat								
Sun								

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
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 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5) <u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6) <u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
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 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			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 4)	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 5)		
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 6)		
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 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)		
Mon	06:00	24:00			
Tue	06:00	24:00			
Wed	06:00	24:00			
Thur	06:00	24:00			
Fri	06:00	24:00			
Sat	06:00	24:00			
Sun	06:00	24:00			
			<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		

K

<p>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 10).</p> <p>N/A</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon	00:00	24:00	
Tue	00:00	24:00	
Wed	00:00	24:00	
Thur	00:00	24:00	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 7)
Fri	00:00	24:00	
Sat	00:00	24:00	
Sun	00:00	24:00	

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

None. The existing conditions will remain on the licence.

Please tick as appropriate

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

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

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

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

As per existing conditions.

b) The prevention of crime and disorder

As per existing conditions.

c) Public safety

As per existing conditions.

d) The prevention of public nuisance

As per existing conditions.

e) The protection of children from harm

As per existing conditions.

Checklist:

Please tick to indicate agreement

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

IT IS AN OFFENCE, 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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	<i>Winckworth Sherwood LLP</i>
Date	9 th December 2020
Capacity	Agent

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

AGS/39096/122
Winckworth Sherwood LLP
Minerva House
5 Montague Close

Post town	London	Post code	SE1 9BB
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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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Resident 1

From: [REDACTED]

Date: Wed, 9 Dec 2020 at 17:12

Subject: 254295/AM2

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

I wish to object to the extension of hours for the sale of alcohol by Shell Garage, Wilmslow Road, Didsbury.

In extending the hours outside of other off sales (Cooperative Store) by 2 hours and beyond that of nearby pubs and restaurants it would attract people who wish to drink more but not within a premise. This would lead to street drinking or gathering in the adjacent park. As an essentially residential area this could provide a nuisance.

Yours

[REDACTED]

Resident 2

From: [REDACTED] > Date: Sat, 12 Dec 2020 at 11:24 Subject: Shell Garage, 761 Wilmslow Road, Didsbury To: <premises.licensing@manchester.gov.uk> Cc: <[REDACTED]>, [REDACTED] <[REDACTED]>, [REDACTED] <[REDACTED]>

Dear Sirs I wish to register my objection to the application to extend the hours that the above Garage can sell alcohol until midnight. I believe that if approved, this application will create additional public nuisance in the immediate neighbourhood and will lead to an increase in the anti social behaviour and vandalism in the adjacent Didsbury Park. [REDACTED] and on my daily visits there I frequently see evidence of late night drinking there and often collect the food and drink debris left behind and I also find the damage and graffiti which accompanied it. Didsbury already has a more than an adequate number of outlets providing for the sale of alcohol. Extending the late night hours will increase the amount of public nuisance and anti social behaviour.

Resident 3

From: [REDACTED] Date: Wed, 16 Dec 2020 at 13:57 Subject: Re: Shell Garage licensing application - protest To: premises.licensing@manchester.gov.uk <premises.licensing@manchester.gov.uk> Cc: [REDACTED]

I am following up on my earlier message protesting at planned proposals to extend the licensing hours at the Shell Garage 761-763 Wilmslow Road Didsbury after a further letter I have received from local councillors making clear a further license is being sought also to remove the bank holiday restrictions on the sale of alcohol.

I refer to my previous email (below) setting out my objections but after the disturbing incidents of last Saturday (12 December) evening at about 9 pm in and around the garage forecourt I think everyone in this area is disgusted at this proposal. Mobs of 15-20 drunken and unruly teenagers ran amok both through the garage causing disturbances (aiming and directing stolen fire extinguishers at passing vehicles!) both there and at several places in and around Didsbury. Police arrived in force but too late to make arrests but issued a 48-hour dispersal order. We DO NOT NEED another poorly managed and understaffed alcohol retail outlet in this residential area! On several occasions [REDACTED] with the person on duty at the Shell Garage shop checkout for appearing to issue alcohol to underage drinkers - though sometimes an older looking youth makes the purchases and shares it with younger elements in the group. There is simply not enough control or compliance with the law being made. If anything, a license for the sale of alcohol at this garage should be removed altogether! I do not understand why a garage catering for motorists is selling alcohol anyway. There is also the question of lower-level social nuisance, loitering, littering, and a generally unsafe and menacing atmosphere often being created after mid or late evening in the vicinity. Local residents have been threatened. Tyres have been slashed. Litter is strewn around. Drugs may also be involved.

I do hope that these concerns can be forcefully raised and this, like an earlier proposal, rejected.

Kind regards, [REDACTED]

From: [REDACTED] > Date: Sat, 12 Dec 2020 at 19:59 Subject: Shell Garage licensing application - protest

To: premises.licensing@manchester.gov.uk <premises.licensing@manchester.gov.uk> Cc: [REDACTED]
[REDACTED]

I am writing as an owner [REDACTED] to protest plans to extend licensing hours at the Wilmslow Road Shell Garage to midnight. A similar proposal was put forward and rejected a year or so ago and my reasons are the same as then. Experience tells us from other late opening venues that they quickly become a focus of public nuisance, noise, litter and rowdiness, with a greatly enhanced risk of crime and disorder. I am not sure that a garage should be selling alcohol at all but certainly the current 11 pm is the very latest that residents (and I speak for many) are prepared to put up with. As it is, we notice that gangs of sometimes under age youths are buying alcohol and hanging around the precincts and sides of the garage and creating noise and disturbance and an air of menace. Many residents of [REDACTED] have felt unsafe as a result and extending the hours would be a disaster and have a serious negative impact on local residents.

At this time of Covid restrictions, it seems particularly unsuitable for an application of this nature to be put forward.

Yours faithfully,

[REDACTED]
[REDACTED]

Resident 4

From: [REDACTED] Date: Sun, 13 Dec 2020 at 10:36
Subject: Licensing Application: Shell Garage To: Premises Licensing
<premises.licensing@manchester.gov.uk> Cc: Councillor Andrew Simcock
<[REDACTED]>

Application Type: Licensing application Application Number: 254295/AM2 Premises: Shell
Didsbury 761-763 Wilmslow Road, Manchester, M20 8RH

Applicant: Motor Fuel Limited

Dear Sir / Madam

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 variation in the hours of sale of alcohol is objected to on the grounds of

The prevention of public nuisance

The prevention of crime and disorder

The protection of children from harm

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

My objection relates to the fact that the extended hours of sale of alcohol is likely to result in bottles of alcohol being carried through and consumed in the neighbouring park. 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 the hours of alcohol sale to a vicinity even closer to Didsbury Park will just compound this existing anti social behaviour.

I can see no reason why the proposed variation in the hours of the sale of alcohol should be approved.

Yours faithfully

[REDACTED]

Resident 5

From: [REDACTED] Date: Sat, 12 Dec 2020 at 18:43 Subject: Licensing Application 2642: Shell Garage, Didsbury To: Premises Licensing <premises.licensing@manchester.gov.uk>, Andrew Simcock
[REDACTED]

Please accept this email as an objection in the strongest terms to the alcohol extension licence request by Shell Garage, Didsbury.

The objection is made on the following grounds: The Shell Petrol Station is located in a densely populated residential area in close proximity on all sides by houses and flats. The local residents comprise many young families and elderly people, all of whom would be disturbed by the noise disturbance and likely anti social behaviour that extended hours would facilitate. [REDACTED]. [REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]. I respectfully suggest that noise disturbance and the potential for alcohol supported criminal and disorderly behaviour will cause these children and other residents harm from which they need to be protected. [REDACTED]

[REDACTED] to the Petrol Station. The whole community benefits from this carefully tended area, it is looked after and used by residents and also enjoyed by workers and visitors during the day. By night it can be a location to gather to drink alcohol once the local bars and restaurants have closed during normal times, and during Covid times, offers a place for late night outdoor socialisation. These late night possibilities are enablers of public nuisance activities and also pose a public safety issue, including the detritus such activities would create, made worse by easy access to alcohol. In fact it could be said that such ease of access to alcohol would make the communal garden a destination place.

We experienced anti-social behaviour on the forecourt of the Garage [REDACTED] (theft of fire extinguishers by a group of people, [REDACTED] and returned them to the grateful manager). Clearly this was not the businesses fault, but we feel strongly that the availability of alcohol into the early hours would only exacerbate an already socially fragile situation.

For the reasons outlined above I believe that the granting of the extension request would contravene the 4 licensing objections of:

- the prevention of crime and disorder - the prevention of public nuisance - public safety - protection of children from harm Kind regards [REDACTED],
[REDACTED]

Resident 6

From: [REDACTED] > Date: Tue, 15 Dec 2020 at 19:43
Subject: Shell Petrol Station ref 254295/AM2 To: premises.licensing@manchester.gov.uk
<premises.licensing@manchester.gov.uk> Cc: Councillor Richard Kilpatrick
<[REDACTED]>

Dear Sirs It has been brought to my attention that the above premises & application has been resubmitted for extended hours of business with alcohol & late night sales. As before, I fully disagree with the same due to its proximity to residents of all ages, professions, nursing home & logistics to anti social behaviour and crime conducive to such which has been apparent through recent times with other businesses close by. It is clearly unfair to any council tax payer or elderly to encounter noise, disturbances, vandalism, loutish behaviour from all ages, music and indeed youngsters gathering in that area to Cafe Nero & garage. I have personally experienced vandalism to my vehicle at a cost to me. I reiterate that should this application be approved and any encounters to my property, vehicle etc will be then charged to yourselves and other for allowing such. We are entitled to live in Didsbury Village or close by with respect & harmony. This would not bring such an sure residents would count this business void! Police have been called to the local Crown pub which has experienced the likes as described as did Chalk establishment. All calling on police resources again a wasted expense. This will also be attached to the newly opened restaurant takeaway opposite. We also oppose this. Didsbury needs to be respectful to its residents and businesses will not flourish if we are disturbed by noise, litter etc for people who go home to peace. This garage does not warrant alcohol that doesn't go with driving and food who would buy expensive garage food when the village is more than adequate at decent hours. This premises would attract crime gatherings when clearly is not the type of premises that won't be monitored for the good of the reputation of Didsbury. Didsbury recently made the news because of a gang making problems drunk and causing riots making locals calling on a police chase around and an order made.

I fully oppose any application from this business or other. Please keep me updated. Thank you! Regards [REDACTED]

Resident 7

From: [REDACTED] Date: Wed, 16 Dec 2020 at 00:39
 Subject: Shell Garage, 761-763 Wilmslow Road. Didsbury Village. Manchester M20 8RH.
 Application reference 254295/AM2 To: Premises Licensing
 <premises.licensing@manchester.gov.uk>

Good evening

Reference Shell Garage, 761-763 Wilmslow Road. Didsbury Village. Manchester M20 8RH.
 Application reference 254295/AM2.

My name is [REDACTED]

I would like to submit my objection to the licence extension to this establishment, below is the reasons for my objection.

1. Crime and disorder,

[REDACTED] if this extension is granted, this will attract additional people to congregate around this garage, which will cause more antisocial behaviour in the area. we already have issues with drug taking and using our Lane as a toilet.

There is a small landscaped public garden with seating to the immediate side of this garage and on evenings there have been instances where we have groups of people drinking alcohol causing antisocial issues in the immediate area by drinking and shouting and screaming as well as intimidating.

2. Noise.

Residents on [REDACTED] consist of elderly, vulnerable adults, children as well as disabled persons, we also have sheltered accommodation on our [REDACTED] all who will be disturbed on evenings from additional noise keeping us awake.

3, Public safety.

More people will congregate in the immediate area around this establishment, there will a risk of personal crime.

I strongly urge you to reject this licence application.

Regards

[REDACTED]

[REDACTED]

[REDACTED]

Resident 8

From: [REDACTED] To: Premises Licensing
<premises.licensing@manchester.gov.uk>

Sent: Wednesday, 16 December 2020, 13:23:31 GMT

Subject: License extension Shell Didsbury, 761-763 Wilmslow Road - Ref : 254295/AM2.

I have recently become aware that the above named business has submitted a License Application and wish to be permitted to submit my views regarding this application.

Firstly, this would simply appear to an attempt to utilise a bigger organisation with perhaps more negotiating power in order to obtain this license where a similar attempt failed just over 12 months ago. For reference, [REDACTED] [REDACTED] from the Shell fuel station. I believe that I and my fellow residents would be impacted and negatively affected in the event that this application were to be granted.

Whilst the demographic is made up of predominantly young professionals and elderly people, there has been a considerable increase in the number of what might be described as either anti-social or unsavoury incidents in the area. These have been predominantly attributable to groups of young people of an age group that I would estimate to be 16-25 years of age. These incidents are undoubtedly on the increase, police have been called to

attend on occasions but there have been many incidents which have gone unreported in the interests of maintaining one's own personal safety.

These incidents have varied from streetfights in Grove Lane and York Street (which is the road next to Grove Lane), willful damage to vehicles parked, loud and drunken behaviour, gangs of youths shouting, playing music at extremely excessive volume until as late as 1am and suspected drug dealing. Many of these incidents centre around the car park behind the Sangam restaurant on Wilmslow Road which is often a hive of drunken activity - the police have been made aware of this by way of several reports being filed but there seems to be little police presence at any time in Didsbury. One of my neighbours and myself are frequently picking up and disposing of empty bottles, cans and, more recently, "happy gas" canisters, which have simply been dropped on the road/pavement in York Street. Didsbury has always had a good reputation as a nice village but this image is being rapidly changed by the late-night conduct of some of the people visiting the area. I have attached 2 images taken from the Manchester Evening News website on Sunday 13th December 2020 which detail a report regarding a large disturbance created by a gang of youths ranging from 13 years of age upwards which the police attended and I would request that this be considered. This was not an isolated incident and is actually a fairly frequent occurrence.

It is of great concern that this is yet another establishment (following on from the recent licence application for the Dhoom Dhaam restaurant) which obviously seems to think that there are insufficient retail outlets selling alcohol in the Village. Within a distance perhaps 200-300 metres, there are many outlets from which alcohol can be purchased including 3 pubs and several bars/restaurants, most of whom are already trading until late at night. To grant this licence would only likely to add to and create

further, considerable discomfort and gross inconvenience for the residents of [REDACTED] and other residents of Didsbury. How many alcohol outlets can Didsbury sustain and how many does it need? I am aware that many fuel stations have also become convenience stores but do not consider that an "open all hours" approach for them to sell alcohol is necessary or justified. Selling alcohol to young people late at night or very early in the day, who then noisily congregate at unsociable hours, is hardly likely to prevent criminal activity nor promote anyone's safety or well-being in the Village.

I do not consider that granting the license request would be detrimental to the safety of children.

Thank you for considering my objections and I sincerely hope that the health, peace of mind and well-being of the people of Didsbury Village will be considered to be of greater importance rather than further promoting the sales of alcohol in the area.

[REDACTED]

Resident 9

From: [REDACTED] Date: Wed, 16 Dec 2020 at 15:54 Subject: 254295/AM2 To: premises.licensing@manchester.gov.uk <premises.licensing@manchester.gov.uk>

I am writing with concern about the application by Motor Fuel Group who operate the Shell garage on Wilmslow Rd Didsbury to sell alcohol over a 24 hour period. There are already so

many pubs and restaurants that sell alcohol we definitely don't need a single one more. Last week the police were out in Didsbury chasing a gang of youths who were causing mayhem around the shops and even went into the garage and took their fire extinguisher and then on into the park causing more wreckage. They had all been drinking and to them it was just good fun..... This garage is in the middle of residential housing so can you imagine the upset of people being awoken at any time of the night by weekend visitors partying through the warm summer nights. Why oh why would they request a license for TWENTY FOUR hours 😞 Are they allowed to be open for that long? Oh dearie me..... please no,no,no. If you feel you have to say yes..... can it just be in line with all the other restaurant and pub times..... please? [REDACTED]

Resident 10

From: [REDACTED] Sent: 20 December 2020 14:17 To: Premises Licensing <Premises.Licensing@manchester.gov.uk> Cc: [REDACTED] <[REDACTED]> [REDACTED] Subject: Objection to License extension, Shell Didsbury REF 254295/AM2

Dear Licensor

I wish to object to the new licensing application for Shell Didsbury at 761-763 Wilmslow Road ref 254295/AM2.

I am a resident of [REDACTED] The residents of [REDACTED] are all families, half of which have children under the age of 18. The other streets immediately surrounding the Shell are also residential and mainly families with children. Other close residents include Grove Lane, the sheltered accommodation housing scheme for over 55s. The scheme is situated directly opposite the Shell. The petrol station is also situated on the main walking route to the junior site of Beaver Road Primary School.

The sale of alcohol at a later time than anywhere else in the village 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.

- Shell Petrol Station is situated 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 every night of the week 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 consumption, just one example being the 48 hour dispersal order issued only last week at the petrol station itself following antisocial behaviour by a group of 20 youths.

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 customers 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 people drinking would pose a totally inappropriate disturbance to children sleeping in the immediate area.
- The Petrol Station 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 licensing authority to refuse this inappropriate application.

Yours sincerely

[Redacted signature]

[Redacted name]

[Redacted address line 1]

[Redacted address line 2]

Resident 11

From: [Redacted] Sent: 23 December 2020 13:33 To: Premises Licensing <Premises.Licensing@manchester.gov.uk> Subject: Objection to licensing request

Application Number: 254295/AM2

Premises: Shell Didsbury 761-763 Wilmslow Road, Manchester, M20 8RH

Applicant: Motor Fuel Limited

Dear Sir / Madam

As an interested party and a [REDACTED], I wish to make a representation regarding this application.

This application for proposed variation in the hours of sale of alcohol is objected to on the grounds of

The prevention of public nuisance

The prevention of crime and disorder

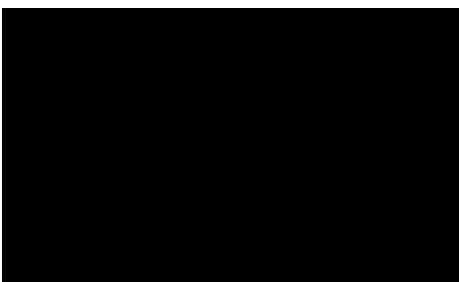
The protection of children from harm

The Shell Garage is located very close to Didsbury Park, a community park, which is used as a route by people, including many children and parents walking to Beaver Road, St Catherine's and Didsbury C of E. schools and others walking from Didsbury Village (where the Shell Garage is located) to the many houses on the estates heading towards East Didsbury.

My objection relates to the fact that the extended hours of sale of alcohol is likely to result in bottles of alcohol being carried through and consumed in the neighbouring park. There is already an issue: as a volunteer [REDACTED], we regularly 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 the hours of alcohol sale to a vicinity even closer to Didsbury Park will just compound this existing anti social behaviour. Further, there is an area of sheltered housing behind the Wilmslow Road opposite the Shell Garage and these elderly residents are likely to be kept awake and disturbed by late night purchasers of alcohol and their subsequent anti-social behaviour.

I can see no reason why the proposed variation in the hours of the sale of alcohol should be approved, especially given that Motor Fuel put in the same application a few years ago and permission was refused on the same grounds as above.

Yours faithfully

A large black rectangular redaction box covering the signature area.

Resident 12



30 December 2020

Dear Sir/Madam,

Re: Licensing Application submitted by Motor Fuel Group – Ref: 254295/AM2

I write to object to the variation of licence of the above premises, to extend the sale of alcohol from 6am to 11pm and bank holiday restrictions being removed from the licence. My objections are on the grounds of the licensing objectives:

- 1) Prevention of crime and disorder.
- 2) The prevention of public nuisance.
- 3) Public safety.
- 4) The protection of children from harm.

The entrance to the Shell garage is situated on a busy road (Wilmslow Road), to enter the garage cars have to cross Grange Road. The exit of the garage is also on Wilmslow Road a few yards from traffic lights where Wilmslow Road and Dene Road cross. The entrance on Grange Road creates numerous problems for the side roads close by as there are no clear markings and many cars do not notice that pedestrians are crossing the road. This Road also provides access for children going to and from school (there are school signs at the top of Grange Road next to the garage). For cars, it is difficult to cross Wilmslow Road from the side roads, in particular Grove Lane and South Road as the traffic is so busy and many cars do not indicate to enter the garage. Added to this, there are bus stops close by to the garage which adds to the congestion and puts pedestrians at risk of harm. Horns sounding and shouting is a daily norm for the residents.

If the licensing times are extended from 6am to 11pm it will surely encourage drink driving in the early hours, it will bring alcoholics into the area and teenagers who already gather in large groups in the seating area next to the garage and outside Lansdowne House. We are already subject to these groups drinking and taking drugs, music blaring out – we have even experienced damage to our properties and more recently residents' cars by groups of drunken young people. At 6am, alcoholics will be hanging around the area and parks (Didsbury Park is only a short walk from the garage) as children are going to school and residents are going out to work. Children will be at risk of harm as they play in the parks, both on their journey to school and back home. Research has also shown that many alcoholics also suffer from mental health issues and could cause further danger to themselves and others drinking from 6am.

The extension of the Shell garage licence will encourage crime and disorder due to alcoholism and gangs of teenagers who have already caused damage to residents' property. It will cause a public nuisance due to congested traffic and will endanger public safety as

there are no clear markings on the entrance or exit of the garage. Children will be at harm by increased traffic and the risk of alcoholics hanging around the places where they go to school and play.

I am also concerned that if this extension is granted then other premises within Didsbury will also be allowed further extensions on alcohol licensing which will be of great concern for all Didsbury residents.

Yours faithfully,

[REDACTED]

Resident 13

From: [REDACTED] Sent: 05 January 2021 18:10 To: Premises Licensing <Premises.Licensing@manchester.gov.uk> Subject: Shell Didsbury License Extension REF 254295/AM2

Dear Sir/Madam As residents of [REDACTED] which is [REDACTED] to the Shell Garage on Wilmslow Road, we wish to strongly object to the proposed extension of licensing hours for this business. We have [REDACTED] 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 pubs and bars and make their way to the garage in order to purchase more alcohol. 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 of youths tend to congregate, particularly during the summer months - when evenings are warmer and lighter. It is not uncommon for these youths to become rowdy and in the past this has resulted in antisocial and criminal behaviour. Both ourselves and our immediate neighbours have, on separate occasions, had our front windows broken by stones thrown by passing youths. Furthermore it is not unusual for these youths to use the alleyway [REDACTED] [REDACTED] as a makeshift public toilet. The ready availability of alcohol at a later hour of the night and on Bank Holidays would, we believe, seriously exacerbate these existing problems. Yours Sincerely [REDACTED]

Resident 14

From: [REDACTED] Sent: 05 January 2021 18:40 To: Premises Licensing <Premises.Licensing@manchester.gov.uk> Subject: Licensing Application 2642: Shell Garage, Didsbury

To whom it may concern,

We would like to strongly object to this application to extend the alcohol licence for the Shell Garage, Didsbury. Our objection is based around the 4 licensing objections of

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

[REDACTED]
[REDACTED]. Over this time there has been low level anti social behaviour that is tolerable. However, over the last few weeks there have been more serious anti social behaviour. This has involved damage to cars, the childrens playground in the park and to the Garage itself. There is no doubt that alcohol was involved in these incidents. As a result, if the licence is extended we feel that this will result in an increase in this type of behaviour.

Furthermore, the Garage is directly opposite a small communal garden where people gather at night. This results in some anti social behaviour and littering. We feel that this situation will be made worse with the ready availability later into the night.

We are concerned that allowing an extension to the licence will make this situation worse. We have a strong objection to the proposal.

Resident 15

From: [REDACTED] Sent: 05 January 2021 21:22 To: Premises Licensing <Premises.Licensing@manchester.gov.uk> Subject: Shell Garage 761-763 Wilmslow Road, Didsbury, Manchester - Extension of alcohol sale hours I wish to object to any extension of the hours from 6.00am - 11.00pm (17 hours) to midnight for the sale of alcohol at the Shell Garage at 761-763 Wilmslow Road, Didsbury.

[REDACTED] which road leads into Didsbury Park. Over the years we have had issues with drunken youths screaming and shouting at all hours of the night. [REDACTED]. I have also had to call out paramedics to an unconscious youth who smelt like a brewery and who ended up being admitted to hospital.

I have been personally abused when standing outside my own house being told to "f... off you old "f..rt". It is quite disturbing to feel threatened by groups of youths when all you are doing is standing outside your own property.

Prior to Xmas there were two instances, the first being a gang of about 20 to 30 youths running around causing a public nuisance and causing damage. The second time was a group of about 20 youths who went into Didsbury Park. In both cases the police were notified. This situation causes anxiety to many residents with youths causing a public nuisance due to alcohol and drugs besides the waste of police resources having to deal with such matters.

It might even be a good idea to reduce the licensing hours rather than extending them. I am sure a sensible decision will be made regarding this annual application.

[← Back](#) News

Police issue dispersal order for Didsbury after youths cause chaos

"This order has been issued to protect the public and prevent crime and disorder in the area"



BY **DAMON WILKINSON** 13/12/2020

A 48 hour dispersal order has been issued in **Didsbury** after police received 'numerous reports' of teenagers causing trouble.

On Saturday night GMP attended incidents of anti-social behaviour involving a group of up to 20 youths

Police say the teens, who are thought to have been drinking, ran off when challenged by officers and also stole fire extinguishers from the Shell garage.

The order, which runs until 11.19pm on Monday, gives officers and PSCSOs the power to disperse crowds and prevent nuisance.

Officers can ask troublemakers to leave and not return to the area covered by the order.

Anyone doing so would be liable for arrest.

A post on the GMP Chorlton and Didsbury Facebook page said: "Yesterday evening police received numerous reports of young persons aged between 13 - 20 years causing Anti-Social Behaviour around the area of Didsbury.



"Some reports mentioned groups of youths between 15-20.

"Upon police attendance the youths ran off and evaded police and continued to cause ASB at numerous points during the evening.

"It is suspected the youths were also under the influence of alcohol.

"As a result the Chorlton and Didsbury Neighbourhood Team are tackling this issue and are in the process of contacting local residents in order to identify the youths responsible. This order has been issued to protect the public and prevent crime and disorder in the area.

Councillor 1

From: Richard Kilpatrick <[REDACTED]>

Sent: 17 December 2020 16:35

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

Cc: John Leech <[REDACTED]>

Subject: Shell Petrol Station 254295/AM2

Dear Premises and Licensing,

I wanted to write and make a representation on behalf of residents in Didsbury West Ward in regards to the application 254295/AM2 Shell Petrol Garage. You may remember that there was an application at the Shell Garage over a year ago for a 24 hour alcohol sales. This was rightly rejected. In this application the applicant wants to extend the sale by a further hour from 11pm to 12am. Although in isolation this may seem a reasonable request when you consider the wider impact on residents in the area. I would like to urge refusal of the application on the following grounds:

Later licensing at this location will result in people coming out of the pubs in Didsbury village and buying alcohol from the garage. At the moment the garage is not able to sell alcohol beyond the closing time of local pubs. If pub goes do this they will consume alcohol in Didsbury village which will cause disturbance to residents and cause further issues with police enforcement.

In Didsbury we have experienced recent use of dispersal orders in response to house parties and public drinking – increasing the access to alcohol will worsen this.

Didsbury is predominantly residential and the increase in late licensing applications is worrying. The area does not have the neighbourhood policing provision to deal with issues created by late night alcohol sales. Further more the general strategy for licensing should be that after a certain time people within to continue to drink should be moved onto areas that do have provision to deal with any anti-social behaviour or nuisance caused by the late night sales of alcohol.

In the previous application at this site we questioned staff enforcement if customers chose to drink the alcohol in the forecourt or in the streets nearby. We were told that staff would not be enforcing this and that this would be a police matter. It is unacceptable to knowingly allow the sale of alcohol at this time without requiring staffing that would prevent the loss of amenity from local residence (their right to quiet enjoyment).

In conclusion I would like to oppose this application and support residents view that this should be rejected.

Many thanks

Richard

Councillor 2

From: Andrew Simcock [REDACTED] Sent: 05 January 2021 15:25 To: Premises Licensing <Premises.Licensing@manchester.gov.uk> Cc: [REDACTED]

[REDACTED] Subject: Objection to Premises Licence variation 254295/AM2: Shell Didsbury, 761-763 Wilmslow Road, Manchester, M20 8RH, (Didsbury East ward

Reference: 254295/AM2

Premises: Shell Didsbury, 761-763 Wilmslow Road, Manchester, M20 8RH Applicant: Motor Fuel Ltd Description of proposed variation as given by the applicant: 1. Extension of hours for the sale of alcohol from 6am to 12am Monday to Sunday 2. Removal of the time restriction for the sale of alcohol on Bank holidays

I am writing partly in my capacity as a local Councillor and partly as Chair of the Didsbury Village East Residents' Association. In that latter capacity I have seen significant social media traffic and e mails that relate to this application. I would like to object to the change in the proposed timings for the sale of alcohol. This is because of concerns over all four of the criteria by which licensing applications are judged: • The prevention of crime and disorder • The prevention of public nuisance • Public safety • The protection of children from harm In recent weeks there has been an increase in anti-social behaviour in Didsbury. This has been caused partly by the tier restrictions. Bars and pubs where there are regulations to curb ASB have been closed and there has been far more street drinking.

There has also been an increase in the amount of anti social behaviour in Didsbury Park involving criminal damage and infringements of the Covid regulations. These appear to have involved young people under the age of eighteen and there is an allegation that they have been buying alcohol from the Shell Garage.

Whilst these are just accusations it is worrying to see that some of the ASB did actually take place on the Shell Garage forecourt.

The question that is being asked is this: are the staff at the garage carrying out the necessary checks on underage purchase of alcohol?

Until questions like this are satisfactorily resolved I believe it to be inappropriate for their licensing hours to be extended.

Please keep me informed on the progress of this application and I would like to speak at the relevant Committee meeting please.

Yours sincerely

Andrew

Andrew Simcock

Labour Member representing Didsbury East

Councillor 3

From: Greg Stanton <[REDACTED]> Sent: 05 January 2021 15:41
To: Premises Licensing <Premises.Licensing@manchester.gov.uk> Cc: [REDACTED]
[REDACTED] Subject: Objection to Premises Licence
variation 254295/AM2: Shell Didsbury, 761-763 Wilmslow Road, Manchester, M20 8RH,
(Didsbury East ward)

Reference: 254295/AM2

Premises: Shell Didsbury, 761-763 Wilmslow Road, Manchester, M20 8RH Applicant: Motor
Fuel Ltd

Description of proposed variation as given by the applicant:

1. Extension of hours for the sale of alcohol from 6am to 12am Monday to Sunday
2. Removal of the time restriction for the sale of alcohol on Bank holidays

I would like to object to the proposed variation on the basis of all four judgement criteria:

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

As widely noted in both the local media and via the regular GMP updates to Members there has been an increase in anti-social behaviour in Didsbury in recent months – including street drinking.

Sadly this has translated into additional anti-social behaviour in Didsbury Park including criminal damage and infringements of the COVID regulations as well as a three day disbursal order for the entire village.

In both instances young people under the age of eighteen have been involved and I have in the past been contacted directly by concerned parents to allege Shell have vended the contributory alcohol.

To echo my colleague Councillor Simcock's point (who has my endorsement when addressing Committee – the venue being in his ward but only some 15 meters from mine):


- Whilst these are just accusations it is worrying that some of the ASB did actually take place on the Shell forecourt
- Until it can be satisfactorily proven that the garage are performing all necessary age verification checks it would be inappropriate to extend their licenced hours

Kind regards

Councillor Greg Stanton

Labour Member for Didsbury West Ward

Licensing and out of hours team

 MANCHESTER CITY COUNCIL	
Licensing & Out of Hours Compliance Team - Representation	
Name	Mr Matthew Stewart
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester M60 2LA
Email Address	[REDACTED]
Telephone Number	[REDACTED]

Premise Details	
Application Ref No	M/254295 (AM2)
Name of Premises	Shell Didsbury
Address	761-763 Wilmslow Road, Manchester, M20 8RH

Representation
<p>Outline your representation regarding the above application below. This representation should describe the likely effect of the grant of the licence/certificate on the licensing objectives and on the vicinity of the premises.</p> <p>The Licensing and Out of Hours team have assessed the likely impact of the grant of this application to vary premises licence 155328 considering a number of factors, including:</p> <ul style="list-style-type: none"> • the nature of the area in which the premises is located • the hours applied for, and; • any potential risk that the granting of this license could have on the four licensing objectives. <p>The application for a variation to the licence is for:</p> <ul style="list-style-type: none"> • Extension of the hours for the sale of alcohol from 06:00 to 00:00; • Removal of the time restriction for the sale of alcohol on Bank holidays. <p>The premises are operating as a service station and convenience store, designed to serve both the local community along with passing trade. Located on Wilmslow Road (see attached map), which is within the Didsbury East ward, with a mix of licensed, commercial and residential premises.</p>

The premises are authorised to open to the public 24-hours a day however, the Sale of Alcohol is authorised between the hours of 23:00 – 06:00.

We believe that the residents in the area, other local businesses, including licensed premises, and the wider community will be effected by the grant of this licence due to a potential increase in crime and disorder such as street drinking; public nuisance such as noise/litter and the congregation of patrons in the early hours of the morning.

We believe the extension to the hours the premises are authorised to sell alcohol would attract patrons from other licenced premises during their terminal hour with the intention of purchasing more alcohol and/or late night refreshments. Patrons could then congregate in the immediate vicinity of the premises and engage in on-street drinking or whilst waiting for transport; thus causing a public nuisance to local residents in the immediate area.

During the COVID-19 (coronavirus) emergency period, we also believe this will increase the number of patrons looking to purchase alcohol as other premises in the area are closed, this may also lead to patrons congregating in this area, or other nearby areas, to engage in on-street drinking thus causing a public nuisance to local residents in the immediate area.

We are also concerned that the applicant has not provided any further steps to promote the four licensing objectives during the additional hours they have applied for or addressed previous concerns from residents and Responsible Authorities during previous applications.

The grounds for the representation are:

- Crime and disorder;
- Public nuisance.

The relevant policies in Manchester Statement of Licensing Policy:

- 7.12 the authority will give particular consideration to the general character of the surrounding area, including crime and antisocial behaviour (ASB) levels, litter problems, issues regarding underage or proxy sales, and noise complaints.
- 7.25 the licensing authority will ensure that due consideration is given to the proximity of licensed premises not only to local residents and businesses, but also in relation to other licensed premises, to ensure they are located in a position that does not adversely affect their ability to ensure the promotion of the licensing objectives.
- 7.26 Where premises are in the direct vicinity of local residential properties, and where its discretion is engaged, the authority will

give particular consideration to measures proposed in the application in relation to prevent nuisance.

- 7.28 the licensing authority will give consideration to the appropriateness of hours applied for, having regard to the location of premises and their likely effect on the promotion of the four licensing objectives.
- 7.29 the authority considers that later hours will typically be more sensitive and higher risk in causing problems.
- 7.32 the authority will be mindful of the density of residential use in proximity to the premises and the level of risk of nuisance arising.

In our capacity as the Environmental Health Responsible Authority, we believe the grant of this licence to authorise the Sale of Alcohol beyond current authorised times will lead to an increase in public nuisance and crime related incidents in the area and ask that the variation is refused.



Recommendation: Refuse application

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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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