



Licensing Sub Committee Hearing Panel

Date: Monday, 17 May 2021
Time: 10.10 am (or at the rise of the Licensing & Appeals
Sub-Committee Hearing Panel)
Venue: Council Chamber, Level 2, Town Hall Extension

Everyone is welcome to attend this Sub-Committee meeting.

Access to the Council Antechamber

Public access to the Council Antechamber is on Level 2 of the Town Hall Extension, using the lift or stairs in the lobby of the Mount Street entrance to the Extension.

There is no public access from any other entrance of the Extension.

Membership of the Licensing Sub Committee Hearing Panel

Councillors - Ludford (Chair), Hassan 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 - Gorillas, Unit 27 Piccadilly Trading Estate, Giddings Road, Manchester, M1 2NP - determination** 5 - 8
The determination papers are enclosed.

- 5. New Premises Licence - Fancy Delivery UK, Arch 63, North Western Street, Ardwick, Manchester, M12 6DX - determination** 9 - 10
The determination papers are enclosed.

- 6. Premises Licence Variation - Rendition, 209 Deansgate, Manchester, M3 3NW - determination** 11 - 16
The determination papers are enclosed.

- 7. New Premises Licence - Northenden Untapped, 67 Church Road, Manchester, M22 4WD** 17 - 108
The report of the Director of Planning, Building Control and Licensing is enclosed.

- 8. New Premises Licence - TBC, 437 Wilmslow Road, Manchester, M20 4AF** 109 - 204
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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This agenda was issued on **Friday, 7 May 2021** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension (Lloyd Street Elevation), Manchester M60 2LA

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MANCHESTER
CITY COUNCIL

Licensing Act 2003 (Hearings) Regulations 2005

Reference: 256637
Name: Gorillas
Address: Units 27, Piccadilly Trading Estate, Giddings Road, Manchester, M1 2NP
Ward: Piccadilly
Application Type: Premises Licence (new)
Name of Applicant: Gorillas Technologies
Date of application: 24 March 2021

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 8am to midnight

Opening hours:
 Mon to Sun 8am to midnight

Representations received

Greater Manchester Police	Concerns over applicant's understanding of licensing objectives – additional conditions subsequently proposed by the applicant (see below) have adequately addressed these concerns
Licensing & Out of Hours Compliance	Concerns that the grant of the application without additional conditions is likely to lead to the

	Prevention of Crime and Disorder and the Prevention of Public Nuisance Licensing objectives being undermined.
Trading Standards	Additional conditions would better help uphold the licensing objectives, in particular the protection of children from harm.

Agreements between parties

Greater Manchester Police:

1. All delivery drivers shall be employed by Gorillas Technologies Ltd and shall receive training in their responsibilities under the Licensing Act with regard to delivery of alcohol to persons under 18.
2. A record shall be maintained at the premises of any refused delivery of alcohol. The records shall be made available to Police or an authorised officer of the Council at any reasonable time.

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. This includes the avoidance of slamming doors, playing loud music, shouting, and sounding horns to signal their arrival. The driver will park his bike considerately without causing any obstruction to the highway.
2. All deliveries of alcohol shall only be delivered to a premises address with a valid postcode and will only be delivered directly to that property.
3. 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 property address and customers will not be permitted to take orders from the vehicle.
4. All staff shall be trained in:
 - relevant age restrictions in respect of products,
 - recognising signs of drunkenness
 - how to refuse service
 - conflict management
5. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.
6. The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell and deliver 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.

Trading Standards:

1. A message will be displayed on the website notifying customers of the Challenge 25 policy in place and that orders will not be left with any person under 18 years of age upon delivery and that the courier may request the recipient to produce satisfactory identification evidence to prove that they are at least 18 years of age.
2. The Premises Licence Holder will ensure that a sticker is applied to all consignments of alcohol. It shall read "Note to delivery service, this package contains age restricted products. Ensure recipient is over 18".
3. A log shall be kept and record all instances when a consignment of alcohol has not been delivered for the reasons that the person(s) is, or appear to be, under 18 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be available on request by the police or an authorised officer of Manchester City Council. The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log.

Background documents (available for public inspection):

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

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Licensing Act 2003 (Hearings) Regulations 2005

Reference: 256801
Name: Fancy Delivery UK
Address: Arch 63, North Western Street, Ardwick, Manchester, M12 6DX
Ward: Ardwick
Application Type: Premises Licence (new)
Name of Applicant: Fancy Delivery UK Ltd
Date of application: 31 March 2021

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:
Proposed hours: Mon to Sun 24 hours/day

Opening hours:

Not open to the public.

Representations received

Licensing & Out of Hours
Compliance

Grounds of objections are The Prevention of Public Nuisance. Further conditions required to uphold this 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 the engine off immediately upon arrival at the delivery address and will park considerably without causing an obstruction on the highway.
2. 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 property address and customers will not be permitted to take orders from the vehicle.
3. No unauthorised advertisement of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) shall be inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or distributed to the public, that advertises or promotes the establishment, its premises, goods or services.
4. All staff trained in:
 - i. Recognising signs of drunkenness
 - ii. The premises' duty of care
 - iii. The conditions in force under this licence
5. 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.

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: 256729
Name: Rendition
Address: 209 Deansgate, Manchester, M3 3NW
Ward: Deansgate
Application Type: Premises Licence variation
Name of Applicant: Tapeo Food and Wine Ltd
Date of application: 26 March 2021

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

Current hours:

Live Music and Performance of Dance:

Mon to Thurs 12 noon to 1am
 Friday and Sat 12 noon to 2am
 Sun 12 noon to 12am

Recorded Music:

Mon to Thur 8am to 1am
 Fri and Sat 8am to 2am
 Sun 8am to 12am

Current Non-standard times (NST): New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day. Sunday's preceding a Bank Holiday Monday: 0800 to 0200

Proposed hours:

Live music, and performance of dance indoors :

Mon to Sun 12noon to 2am

Recorded Music indoors :

Mon- Sun 8am to 2am

Proposed NST:

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour on the day British Summer Time commences to disapply its effect. An additional hour on the day preceding a Bank Holiday Monday.

Provision of late-night refreshment:**Current hours:**

Mon to Thurs 11pm to 1am
 Fri and Sat 11pm to 2am
 Sun 11pm to 12am

Current NST : From 2300 on New Year's Eve to 0500 on New Year's Day.
 Sunday's preceding a Bank Holiday Monday 2300 to 0200

Proposed hours: Both on and off the premises

Mon to Sun 11pm to 2am

Proposed NST: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour on the day British Summer Time commences to disapply its effect. An additional hour on the day preceding a Bank Holiday Monday

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

Mon-Thurs 8am to 1am
 Friday and Sat 8am to 2am
 Sun 8am to 12am

Current NST New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day. Sunday's preceding a Bank Holiday Monday: 0800 to 0200

Proposed hours:

Mon to Sun 8am to 2am

NST: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour on the day British Summer Time commences to disapply its effect. An additional hour on the day preceding a Bank Holiday Monday

Opening hours:**Current hours:**

Mon to Thurs 7am to 1.15am
 Friday and Sat 7am to 2.15am
 Sun 8am to 12.45am

Current NST: From the start time on New Year's Eve to the terminal hour for

New Year's Day. Sunday's preceding a Bank Holiday Monday 0800 to 0215

Proposed hours:

Mon to Sun 7am to 2.30am

Proposed NST: From the start time on New Year's Eve to the terminal hour for New Year's Day. Sunday's preceding a Bank Holiday Monday 0800 to 0230

Amendment to conditions 8 and 13 Annex 2

Condition 8 Annex 2

Current condition: Plans indicating the position of CCTV cameras shall be submitted to the responsible bodies within one of the granting of a licence requiring CCTV.

Proposed Condition: Plans indicating the position of CCTV cameras shall be submitted to the responsible bodies within one month of the granting of a licence requiring CCTV.

Condition 13 Annex 2

Current: All off sales shall be in a sealed container; no glasses or open bottles shall be taken from the premises.

Proposed: Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area.

Removal of conditions 10 and 12 of Annex 2

Condition 10: The premises shall operate as a "food led" establishment with food being available to terminal, of licensable activities.

Condition 12: Off sales of alcohol from the Delicatessen shall be restricted to 0800 to 2400.

Representations received

Greater Manchester Police	GMP objected to the application on the grounds that the premises is situated in an area of high anti-social behaviour. GMP have proposed further conditions to uphold the licensing objectives.
Licensing & Out of Hours Compliance	LOOH objected to the application based on the grounds that the area that the premises is situated in attracts criminal behaviour and that the premises is situated close to other alcohol and food led businesses. LOOH have concerns that the application in its current form could lead to issues of public nuisance

Agreements between parties

Greater Manchester Police:

1. At least one member of SIA door staff positioned at the entrance shall wear and operate a body cam, The body cam shall be used to capture all incidents of crime and/or disorder and footage shall be stored for a minimum of 28 days and made available to Police and relevant authorities upon request
2. The NiteNet radio system shall be operated at the premises from 2100hrs each day. The management of the premises will ensure that the radio is switched on and working each day (*similar to condition 5 as proposed by LOOH*)

Licensing & Out of Hours Compliance:

1. The designated queueing area shall be enclosed within appropriate barriers to ensure that the footway is kept clear.
2. Any queue to enter the premises that forms outside the premises shall be kept orderly and supervised by licensed door supervisors to ensure that there is no public nuisance or obstruction to the public highway.
3. Whenever licensable activities continue after midnight, a minimum of 2 SIA registered door staff to be on duty no later than 22:00 – further door supervision based on a capacity of 1:100. They shall remain on duty until 30 minutes after the premises has closed and shall clearly display their SIA badges on their person at all times when on duty. Door staff will sign on and off duty in a book kept for that purpose and all entries shall be checked and signed by the DPS or their nominated deputy. An additional book shall be kept at the premises, which shall contain the full names, current addresses, dates of birth, badge number and up to date photograph of all door staff who work at the premises.
4. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to GMP or an authorised officer of the licensing authority.
5. The Nitenet radio link shall be operated at all times the premises are open to the public. The radio shall be kept in good working order, operated by a responsible member of staff and used to report incidents of crime and disorder to the CCTV control room and other radio users.
6. All staff shall be trained in recognising signs of drunkenness and how to refuse service. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 12 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised office of Manchester City Council.
7. The premises shall display prominent signage indicating that it is an offence to sell alcohol to anyone who is drunk.
8. The premises licence holder shall ensure that at all times when the public is present there is at least one competent person able to administer first aid, and that an adequate and appropriate supply of first aid equipment and materials is available on the premises, and that adequate records are maintained in relation to the supply of any first aid treatment.

9. Staff training shall include procedures to deal effectively with emergency incidents including i) reporting an emergency to the relevant emergency service; ii) safe evacuation of customers; iii) dealing with terrorist threats or incidents.
10. The DPS shall ensure that tables are cleared of all bottles and glasses on a regular basis during trading hours to avoid an accumulation of glassware.
11. All windows and external doors shall be kept closed at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
12. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.
13. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.
14. At the end of trading each day, the pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept or washed, and litter and sweepings collected and stored in accordance with the approved waste storage arrangements.
15. The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public.

Background documents (available for public inspection):

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

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**Manchester City Council
Report for Resolution**

Report to: Licensing Sub-Committee Hearing Panel – 17 May 2021

Subject: Northenden Untapped, 67 Church Road, Manchester, M22 4WD -
App ref: Premises Licence variation 256643

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: Northenden

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: Grace Ollier
 Position: Technical Licensing Officer
 Telephone: 0161 234 4375
 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 24 March 2021, an application for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 was made in respect of Northenden Untapped, 67 Church Road, Manchester, M22 4WD in the Northenden 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 DLD Properties 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 :
- Amend condition 2 of annex 3.
 - Remove condition 4 of annex 3.
 - Add the following condition: 'There shall be no external drinking or dining after 10pm daily.'

Existing conditions 2 and 4 of annex 3

2. All sales of alcohol for consumption off the premises shall be in sealed containers only. Open containers of alcohol shall not be removed from the premises. Customers leaving the premises to smoke will be required to leave their drinks inside.
4. There shall be no external furniture at the premises.

Proposed new conditions

All sales of alcohol for consumption off the premises shall be in sealed containers only, save for consumption in the delineated external area at the

premises. Open containers of alcohol shall not be removed from the premises save for consumption in this area. Customers leaving the premises to smoke will be required to leave their drinks inside, unless they are going into the delineated external area at the premises.

There shall be no external drinking or dining after 10pm daily.

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

3.2.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 3**.

3.3 Activities unsuitable for children

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

3.4 Steps to promote the licensing objectives

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

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

4. Relevant Representations

4.1 A total of 10 relevant representations were received in respect of the application (**Appendix 4**). The personal details of all members of the public have been redacted. Original copies of these representation will be available to the Committee at the hearing.

Responsible Authorities:

- MCC Licensing and Out of Hours Compliance Team;

Other Persons:

- Sharston & Northenden Ward Councillors;
- Residents x7

4.2 Summary of the representations:

Party	Grounds of representation	Recommends
Licensing and Out of Hours	Concerns include: that premises is in close	Grant with conditions

Compliance	proximity to residential dwellings and may give rise to a public nuisance from noise and obstruction.	
Sharston & Northenden Ward Councillors	Both in support of application, reasons given include: The bar is well run, valuable asset to the community, holds charity events, it is a safe place, the bar encourages people to stay in the local area, responsible owners, concern was addressed quickly.	Grant
Resident (x1 RES1)	Concerns include: Tables and chairs put on pavement in July which blocked the pavement, did not promote social distancing.	Refuse
Residents (x6 RES2 - RES7)	All in support of application, reasons given include: Premises creates community spirit in the area, fantastic owners, the premises support other businesses, no noise and disturbance from the bar, it is a well run bar, runs charity events, it is a safe place, stops trade leaving the area as people are encouraged to stay local.	Grant

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

4.4 Agreements on conditions have not been reached.

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:

- 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

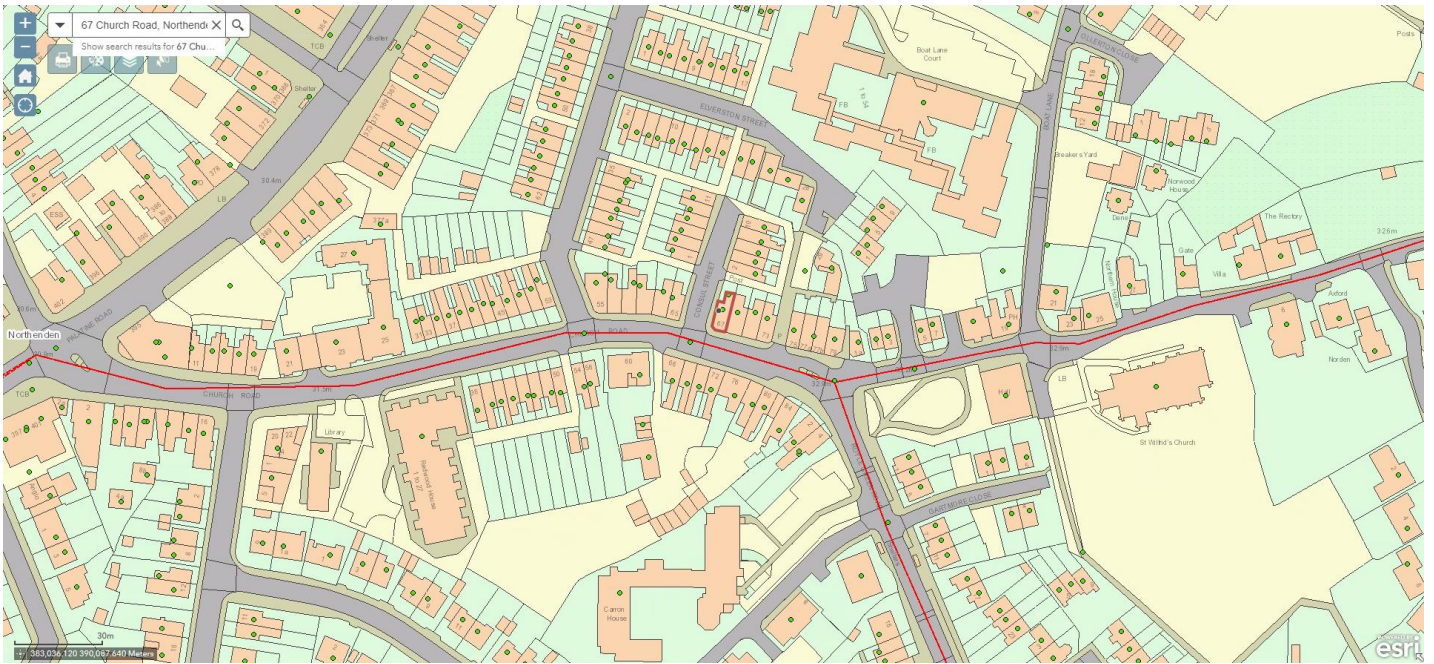
Section 8: Manchester's standards to promote the licensing objectives

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.

- | | |
|------|--|
| MS8 | Prevent noise nuisance from the premises |
| MS9 | Effectively manage exterior spaces (e.g. beer gardens, smoking areas, table and chair areas on the highway) |
| MS10 | Operate effective cleansing arrangements, including ensuring the premises and surrounding area are kept clean and free of litter, and adequate arrangements for the secure and responsible storage of refuse |

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.**



Northenden Untapped
67 Church Road, Manchester, M22 4WD

Premises Licensing
Manchester City Council

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Survey100019568.



PREMISE NAME: Northenden Untapped

PREMISE ADDRESS: 67 Church Road, Manchester, M22 4WD

WARD: Northenden

HEARING DATE: 17/05/2021



MANCHESTER CITY COUNCIL

LICENSING ACT 2003 PREMISES LICENCE

Premises licence number	231199
Granted	01/07/2019
Latest version	DPS Variation 247463 Granted 15/07/2020

Part 1 - Premises details

Name and address of premises
Northenden Untapped 67 Church Road, Manchester, M22 4WD

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	1000	1000	1000	1000	1000	1000	1000
Finish	2300	2300	2300	2300	0000	0000	2300
The sale of alcohol is licensed for consumption both on and off the premises.							
Seasonal variations and Non-standard Timings:							
From the start time on New Year's Eve to the terminal hour for New Year's Day.							

Provision of late night refreshment							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	2300
Finish	2330	2330	2330	2330	0030	0030	2330
Licensed to take place indoors only.							
Seasonal variations and Non-standard Timings:							
From the start time on New Year's Eve to the terminal hour for New Year's Day.							

Hours premises are open to the public							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1000	1000	1000	1000	1000	1000	1000
Finish	2330	2330	2330	2330	0030	0030	2330
Seasonal variations and Non-standard Timings:							
From the start time on New Year's Eve to the terminal hour for New Year's Day.							

Part 2

Details of premises licence holder

Name:	DLD Properties Ltd
Address:	994 Burnage Lane, Manchester, M19 1TD
Registered number:	11632575

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

Name:	Colin Charles Manford
Address:	[REDACTED]
Personal Licence number:	PA2572
Issuing Authority:	Oldham Metropolitan Borough 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) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by paragraph (2)(b) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4) (a) Sub-paragraph (4)(b) applies where the permitted price given by paragraph (2)(b) on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (b) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
6. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

7. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
8. The responsible person must ensure that –
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold the customer is made aware that these measures are available.

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

Annex 2 – Conditions consistent with the operating schedule

1. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.
2. Recorded CCTV images will be maintained and stored for a period of twenty-eight days and shall be produced to the Police or Licensing Authority upon request.
3. CCTV will be in operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player.
4. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request.
5. The need for SIA registered door supervisors shall be risk assessed by the premises licence holder and DPS and shall be employed in such numbers and at such times as that risk assessment deems appropriate.
6. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - (i) the number of door staff on duty;
 - (ii) the identity of each member of door staff;
 - (iii) the times the door staff are on duty.
7. Any person who appears to be intoxicated or who is behaving in a disorderly manner will not be allowed entry into the venue.
8. Staff will be trained in the requirements of the Licensing Act 2003 with regard to the licensing objectives; and the laws relating to under age sales and the sale of alcohol to intoxicated persons; and that training shall be documented and repeated at 6 monthly intervals.
9. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.
10. A first aid box will be available at the premises at all times.
11. Regular safety checks shall be carried out by staff.
12. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.

13. The premises shall maintain an Incident Log and public liability insurance.
14. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
15. The exterior of the building shall be cleared of litter at regular intervals.
16. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.
17. A Dispersal Policy will be implemented and adhered to (see attached).
18. A Smoking Policy will be implemented and adhered to (see attached.)
19. The emptying of bins into skips, and refuse collections will not take place between 9pm and 7am.
20. A "Challenge 21" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 21. The only acceptable photographic driving licences, passports, HM forces cards, or a form of identification with the "PASS" hologram.
21. Staff training will include the Challenge 21 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.
22. Notices advising what forms of ID are acceptable must be displayed.
23. Notices must be displayed in prominent positions indicating that the Challenge 21 policy is in force.

Annex 3 – Conditions attached after hearing by the licensing authority

1. The furniture layout of the premises shall not deviate from the plan attached to the licence unless an application is first lodged for approval of the change.
2. All sales of alcohol for consumption off the premises shall be in sealed containers only. Open containers of alcohol shall not be removed from the premises. Customers leaving the premises to smoke will be required to leave their drinks inside.
3. Speakers shall not be located/operated in the entrance lobby or outside the premises
4. There shall be no external furniture at the premises.
5. A direct telephone number for the manager of the premises shall be publicly available at all times the premises are open. This telephone number is to be made available to residents in the vicinity.
6. Windows and doors are to remain closed from 22:00 hours each day, save for access and egress
7. 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
8. No deliveries must be made to the premises between 21:00 and 07:00 hours
9. There shall be no noise or odours caused by the kitchen extraction equipment that gives rise to a nuisance
10. The designated premises supervisor shall ensure that tables are cleared of all bottles and glasses on a regular basis during trading hours to avoid an accumulation of glassware.

Annex 4 – Plans

See attached

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

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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 DLD Properties Ltd

(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 231199
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Northenden Untapped, 67 Church Road			
Post town	Manchester	Postcode	M22 4WD

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

Part 2 – Applicant details

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

Part 3 - Variation

Please tick as appropriate

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

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

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

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 purpose of this application is to:

1. Amend condition 2 of annex 3 so that it reads as follows: 'All sales of alcohol for consumption off the premises shall be in sealed containers only, save for consumption in the delineated external area at the premises. Open containers of alcohol shall not be removed from the premises save for consumption in this area. Customers leaving the premises to smoke will be required to leave their drinks inside, unless they are going into the delineated external area at the premises.'
2. Remove condition 4 of annex 3.
3. Add the following condition: 'There shall be no external drinking or dining after 10pm daily.'

The premises intends to bring into use a courtyard at the rear of the premises which forms part of their demise. This area is to be serviced by off sales only, and will not form part of the licensed area, so no amendments to the plan is required.

No furniture will be placed on a public highway, the variation is in relation to an outside area which forms part of the premises demise only.

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 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			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed					
Thur			<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)		
Fri					
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			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
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	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 6)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri					
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			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
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 type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6)					
Mon								
Tue								
Wed								
Thur								
Fri								
Sat								
Sun								
						Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7)		
Thur								
Fri								
Sat								
Sun								

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	10:00	23:30	
Tue	10:00	23:30	<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) From the start time on New Year's Eve to the terminal hour for New Year's Day.
Wed	10:00	23:30	
Thur	10:00	23:30	
Fri	10:00	00:30	
Sat	10:00	00:30	
Sun	10:00	23:30	

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.

Condition 4 of annex 3 as detailed above.

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)

Please see conditions attached to existing premises licence, and additional condition proposed above.

b) The prevention of crime and disorder

Please see conditions attached to existing premises licence, and additional condition proposed above.

c) Public safety

Please see conditions attached to existing premises licence, and additional condition proposed above.

d) The prevention of public nuisance

Please see conditions attached to existing premises licence, and additional condition proposed above.

e) The protection of children from harm

Please see conditions attached to existing premises licence, and additional condition proposed above.

Checklist:

Please tick to indicate agreement

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

IT IS AN OFFENCE, 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	████████████████████
Date	24 March 2021
Capacity	Solicitors and Authorised Agents

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)

████████████████████

Post town	██████████	Post code	██████████
Telephone number (if any)	████████████████████		

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

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**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

Name	M 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	Matthew.stewart@manchester.gov.uk
Telephone Number	07976 904 089

Premise Details	
Application Ref No	256643
Name of Premises	Northenden Untapped
Address	67 Church Road, Manchester, M22 4WD

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>We, the Responsible Authority for Environmental Health, are submitting a representation following the application for a licence variation at Northenden Untapped, 67 Church Road, Manchester M22 4WD to:</p> <ol style="list-style-type: none"> 1. Amend condition 2 of annex 3. 2. Remove condition 4 of annex 3. 3. Add the following condition: 'There shall be no external drinking or dining after 10pm daily.' <p>We have assessed the likely impact of the grant of this application; taking into account a numbers of factors, including: the nature of the area in which the premises is located; the hours applied for, and the potential risk</p>

that the granting of this license could have on the 4 statutory licensing objectives, which the Licensing Act outlines as:

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

The grounds for representation are:

- the prevention of public nuisance

We are concerned that if this application for a variation of the conditions on the licence is granted in the current format, it will undermine the statutory licensing objectives, namely the prevention of public nuisance and impact adversely on local residents, businesses and other licensed premises in the area.

The premises is situated on Church Road and the intended courtyard area for off sales is adjacent to Consul Street; this will also be the area customers will access the courtyard. This courtyard is in close proximity to residential dwellings and may give rise to a public nuisance from noise and obstruction on Consul Street.

We also have concerns that as the area on Consul Street is unadopted this area may be used for the placing of tables, chairs and/or other furniture from the premises and lead to the premises using this area for off-sales.

The Licensing and Out of Hours Team in our capacity as the Environmental Health Responsible Authority agree to approve this licence application with the following amendments to the proposed conditions to further support licensing objectives within the Licensing Act 2003:

Additional conditions

- No furniture or any other items associated with the premises will be placed on Consul Street;
- The premises licence holder and designated premises supervisor will prevent customers from congregating on Consul Street;
- Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter;
- The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public;

Recommendation: Approve with Conditions (Outlined Above)

REPRESENTATION FROM RES 1

From: [REDACTED]

Sent: 27 March 2021 11:50

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

Subject: Amendment to license application for Northenden Untapped, 67 Church Road, Manchester. M22 4WD

I wish to oppose the granting of this amendment for outside drinking for this establishment.

When going through initial licensing application, we discussed this and they agreed this would not happen. During the reopening in July they put out tables that took up the area down Consul Street, on the pavement, not promoting social distancing and not allowing people to pass on the pavement without walking on the roadway or crossing to the other side of Consul Street.

I shall be contacting my local councillors on my concerns.

Looking forward to your response.

Yours sincerely,

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

REPRESENTATIONS IN SUPPORT OF APPLICATION:

REPRESENTATION FROM CLLR 1

From: Madeleine Monaghan <cllr.madeleine.monaghan@manchester.gov.uk>

Sent: 14 April 2021 12:47

To: [REDACTED]

Cc: Premises Licensing <Premises.Licensing@manchester.gov.uk>; [REDACTED]

Subject: Northenden Untapped Church Road Northenden Manchester M22

I would like it noted that I fully support the opening of Northenden Untapped, Church Road, Northenden.

I fully support the application for a pavement licence on Consul Street.

I fully support the application for a small beer garden in the rear of the property.

Northenden Untapped is a small family owned and family run Bar on the corner of Church Road and Consul Street in Northenden.

It is owned and operated by [REDACTED]

It originally opened 18 months ago, with some restrictions, but has remained closed during Lockdown.

It has fully complied with every condition and request made by MCC and it's agents.

The Family are seeking to reapply for its Licence, hopefully with none of the restrictions previously made.

It is an extremely well run Bar, is a valuable asset to our local community and adds to the local offer. It contributes to many local charities, regularly holding Charity Events to support our local community.

As a local woman and resident, I find it a very safe place for women.

Kind Regards
Madeleine Monaghan

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

REPRESENTATION FROM CLLR 2

From: Mary T. Monaghan <cllr.mary.monaghan@manchester.gov.uk>

Sent: 20 April 2021 16:02

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

Subject: Northenden Untapped reference 129835/JO/2021

Hello

I wish to support the application for a license by Northenden Untapped, Church Rd.

This bar has improved the area and has attracted and welcomed both local residents and new visitors from outside Northenden.

Northenden is enjoying and benefiting from a younger demographic who are looking for a more contemporary place to socialise.

This is the first of it's kind and hopefully will attract similar businesses.

I have lived in Northenden for 31 years and having this bar to meet friends and family is perfect and encourages me and others to stay local and support other local places too.

It also has regular fundraising activities and events to help with local causes and very often donates to St Luke's, Benchill to support the food bank and breakfast clubs.

The owners are responsible, reliable and are committed to running a good bar, they always consider and communicate well with neighbours and the wider community.

I truly believe we would be lost as a district centre without Northenden Untapped. They have my full support.

As a councillor living [REDACTED] I have only ever had one concern raised since it opened. This was addressed by the owners.

All other comments remain supportive and in favour.

Please approve this application

Best wishes

Mary

REPRESENTATION FROM RES 2

From: [REDACTED]

Sent: 16 April 2021 14:20

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

Cc: [REDACTED]

Subject: Northenden Untapped Bar

Dear sirs

We write to lodge our support for the Licensing Application from Northenden Untapped Bar on Church Road, Northenden.

Kind regards

[REDACTED]
[REDACTED]

[REDACTED]

Sent from my iPhone

REPRESENTATION FROM RES 3

From: [REDACTED]
Sent: 19 April 2021 21:23
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Northenden Untapped planning permission

Good evening Licensing Authority team,

I am contacting in relation to your considerations of the renewal of the license for Northenden Untapped in my capacity as a very close neighbour to the bar location.

I believe you have contacted residents living on Consul Street but not properties on [REDACTED] so I'd like my thoughts recorded please.

I live at [REDACTED] and our back garden overlooks [REDACTED] Northenden Untapped at the top of the road. I have lived at this address for 15 months and one of the things that encouraged me to go ahead with the purchase of this house was the fact that Untapped was so close by and it was immediately my 'local'.

The bar has created an amazing community spirit in the area, I have been lucky enough to get to know [REDACTED] quite well, they have been fantastic with all their customers during the pandemic even offering to deliver wine & beer deliveries to the house and their use of social media has created a sense of community while people have been kept separate through distancing laws.

They always support other local businesses and the pizza meals they supplied were inspired making sure profits were made not only by the bar but by the local pizza parlour too.

I can confirm that there is no noise nuisance from the bar (unlike the noise that came straight down Consul Street from the small bar on the other side of Church Road which got very rowdy during last summer when it converted from being a café to a bar).

Please take my email as positive vote for you to agree [REDACTED] planning request to enable him to reopen Untapped and continue to work alongside our little Church Road community, the pandemic has been cruel to many people and we need more [REDACTED] in the new Covid world!

Please confirm receipt of my email.

Regards,

[REDACTED]

REPRESENTATION FROM RES 4

From: [REDACTED]
Sent: 20 April 2021 15:43
To: [REDACTED]
Cc: Premises Licensing <Premises.Licensing@manchester.gov.uk>; [REDACTED]
Subject: Fwd: Northenden Untapped Church Road Northenden Manchester M22

To whom it may concern.

I would like it noted that I fully support the opening of Northenden Untapped, Church Road, Northenden.

I fully support the application for a pavement licence on Consul Street.

I fully support the application for a small beer garden in the rear of the property.

Northenden Untapped is a small family owned and family run Bar on the corner of Church Road and Consul Street in Northenden.

It is owned and operated by [REDACTED].

It originally opened 18 months ago, with some restrictions, but has remained closed during Lockdown.

It has fully complied with every condition and request made by MCC and it's agents.

The Family are seeking to reapply for its Licence, hopefully with none of the restrictions previously made.

It is an extremely well run Bar, is a valuable asset to our local community and adds to the local offer. It contributes to many local charities, regularly holding Charity Events to support our local community.

As a local resident, I find it a very safe place.

Kind Regards

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

REPRESENTATION FROM RES 5

From: [REDACTED]
Sent: 20 April 2021 16:52
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Northenden Untapped

Good afternoon,

I support the application by Northenden untapped 100%. As a younger adult living in Northenden, it's just what we need to stay local and support local and be with our friends. They are a great bar who support local causes and look after their premises and outside. There has never ever been any trouble in this bar. Without this place I would be going to West didsbury and socialising there, taking trade away from Northenden.

Please grant the licence

Kind regards
[REDACTED]

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

REPRESENTATION FROM RES 6

From: [REDACTED]
Sent: 21 April 2021 08:12
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Northenden untapped

Good afternoon,

I support the application by Northenden untapped 100%. As a younger adult living in Northenden, it's just what we need to stay local and support local and be with our friends. They are a great bar who support local causes and look after their premises and outside. There has never ever been any trouble in this bar. Without this place I would be going to West didsbury and socialising there, taking trade away from Northenden.

Please grant the licence

Kind regards
[REDACTED]

From: [REDACTED]
Sent: 22 April 2021 08:57
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Re: Northenden untapped - please provided full name (256643/GO)

My full name is [REDACTED]

REPRESENTATION FROM RES 7

From: [REDACTED]
Sent: 20 April 2021 18:46
To: [REDACTED]
[REDACTED] Premises Licensing <Premises.Licensing@manchester.gov.uk>;
Mary T. Monaghan <cllr.mary.monaghan@manchester.gov.uk>
Subject: Northenden Untapped

Dear all,

I would like it noted that I fully support the opening of Northenden Untapped, Church Road, Northenden.

I fully support the application for a pavement licence on Consul Street.

I fully support the application for a small beer garden in the rear of the property.

Northenden Untapped is a small family owned and family run Bar on the corner of Church Road and Consul Street in Northenden.

It is owned and operated by [REDACTED].

It originally opened 18 months ago, with some restrictions, but has remained closed during Lockdown.

It has fully complied with every condition and request made by MCC and it's agents.

The Family are seeking to reapply for its Licence, hopefully with none of the restrictions previously made.

It is an extremely well run Bar, is a valuable asset to our local community and adds to the local offer. It contributes to many local charities, regularly holding Charity Events to support our local community.

Many thanks,

[REDACTED]

From: [REDACTED]
Sent: 22 April 2021 08:28
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Re: Northenden Untapped - option to provide address (256643/GO)

Good morning Ms Howden,

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

Many thanks,

[REDACTED]

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

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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. All sales of alcohol for consumption off the premises shall be in sealed containers only, save for consumption in the delineated external area at the premises. Open containers of alcohol shall not be removed from the premises save for consumption in this area. Customers leaving the premises to smoke will be required to leave their drinks inside, unless they are going into the delineated external area at the premises. 2. There shall be no external drinking or dining after 10pm daily. 	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
<ol style="list-style-type: none"> 1. No furniture or any other items associated with the premises will be placed on Consul Street. 2. The premises licence holder and designated premises supervisor will prevent customers from congregating on Consul Street. 3. Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter. 4. The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public. 	No	Licensing and Out of Hours

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**MANCHESTER
CITY COUNCIL**

Committee Hearing Summary Sheet

Reference: 256643
Name: Northenden Untapped
Address: 67 Church Road, Manchester, M22 4WD
Ward: Northenden
Application Type: Premises Licence variation
Name of Applicant: DLD Properties Ltd
Date of application: 24 March 2021

1. **List all parties who have made relevant representations to the application:**
 - Matthew Steward - Licensing & Out Of Hours Compliance
 - Resident x 1
 - Sharston & Northenden Ward Councillors (In Support)
 - Residents x 6 (In Support)

2. **Summarise any progress since publishing of committee report (well as dates of any agreements and details of those agreements.)**

Agreement reached with Licensing & Out Of Hours Compliance on 06/05/2021 to include the following agreed conditions:

- No furniture or any other items associated with the premises will be placed on Consul Street without the prior written approval of Manchester City Council.
- The premises licence holder and designated premises supervisor will prevent customers from congregating on Consul Street.
- Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter.
- The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public.

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AGREEMENT WITH OOH

From: Matthew Stewart <matthew.stewart@manchester.gov.uk>

Sent: 06 May 2021 15:12

To: [REDACTED]

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

Subject: Re: Representation from Licensing & Out Of Hours Compliance - Premises Licence variation, Northenden Untapped (Ref - 256643GO)

Hello [REDACTED],

Thanks for the call earlier today.

The Licensing & Out of Hours Team would accept your proposed amendment to the condition listed below.

Premises Licensing - please can the email chain below and agreement above be noted onto the application for a variation for Northenden Untapped.

Regards,
Matt

From: [REDACTED]

Sent: 06 May 2021 13:29

To: Matthew Stewart <matthew.stewart@manchester.gov.uk>

Subject: FW: Representation from Licensing & Out Of Hours Compliance - Premises Licence variation, Northenden Untapped (Ref - 256643GO)

Hi Matthew,

Thanks for your time just now, as discussed, could we propose the following amendment to your first proposed condition:

- No furniture or any other items associated with the premises will be placed on Consul Street **without the prior written approval of Manchester City Council.**

All other conditions are agreed as proposed, as follows:

- The premises licence holder and designated premises supervisor will prevent customers from congregating on Consul Street;
- Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter;
- The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public;

I look forward to hearing from you.

Kind regards,

[REDACTED]

[REDACTED]



**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

Name	M 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	Matthew.stewart@manchester.gov.uk
Telephone Number	07976 904 089

Premise Details

Application Ref No	256643
Name of Premises	Northenden Untapped
Address	67 Church Road, Manchester, M22 4WD

Representation

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

We, the Responsible Authority for Environmental Health, are submitting a representation following the application for a licence variation at Northenden Untapped, 67 Church Road, Manchester M22 4WD to:

1. Amend condition 2 of annex 3.
2. Remove condition 4 of annex 3.
3. Add the following condition: 'There shall be no external drinking or dining after 10pm daily.'

We have assessed the likely impact of the grant of this application; taking into account a numbers of factors, including: the nature of the area in which the premises is located; the hours applied for, and the potential risk that the granting of this license could have on the 4 statutory licensing objectives, which the Licensing Act outlines as:

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

The grounds for representation are:

- the prevention of public nuisance

We are concerned that if this application for a variation of the conditions on the licence is granted in the current format, it will undermine the statutory licensing objectives, namely the prevention of public nuisance and impact adversely on local residents, businesses and other licensed premises in the area.

The premises is situated on Church Road and the intended courtyard area for off sales is adjacent to Consul Street; this will also be the area customers will access the courtyard. This courtyard is in close proximity to residential dwellings and may give rise to a public nuisance from noise and obstruction on Consul Street.

We also have concerns that as the area on Consul Street is unadopted this area may be used for the placing of tables, chairs and/or other furniture from the premises and lead to the premises using this area for off-sales.

The Licensing and Out of Hours Team in our capacity as the Environmental Health Responsible Authority agree to approve this licence application with the following amendments to the proposed conditions to further support licensing objectives within the Licensing Act 2003:

Additional conditions

- No furniture or any other items associated with the premises will be placed on Consul Street;
- The premises licence holder and designated premises supervisor will prevent customers from congregating on Consul Street;
- Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter;
- The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public;

Recommendation: Approve with Conditions (Outlined Above)

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

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**Manchester City Council
Report for Resolution**

Report to: Licensing Sub-Committee Hearing Panel – 17 May 2021

Subject: (Trading name TBC), 437 Wilmslow Road, Manchester, M20 4AF - App ref: Premises Licence (new) 256731

Report of: Director of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Panel determine the application.

Wards Affected: Withington

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

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

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

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

Name: Matthew Callaghan
Position: Technical Licensing Officer
Telephone: 0161 234 4965
E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

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

1. **Introduction**

- 1.1 On 31 March 2021, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of 437 Wilmslow Road, Manchester, M20 4AF (trading name TBC) in the Withington ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. **The Application**

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is Premier Food & Beverage Company Ltd.
- 2.3 The description of the premises given by the applicant is "All day brasserie"
- 2.4 The proposed designated premises supervisor is Mr Marc Farrell.
- 2.5 **The licensable activities applied for:**

Provision of regulated entertainment (indoor sporting events):

- Mon to Sun 10am to 11pm

Provision of regulated entertainment (recorded music):

- Mon to Sun 9am to 12midnight

Provision of late-night refreshment:

- Mon to Sun 11pm to 12midnight

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

- Mon to Sun 10am to 12midnight

Opening hours:

- Mon to Sun 7am to 12.30am

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

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

2.6 **Activities unsuitable for children**

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

2.7 **Steps to promote the licensing objectives**

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

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

3. **Relevant Representations**

3.1 A total of 16 relevant representations were received in respect of the application (**Appendix 3**). The personal details of all members of the public have been redacted. Original copies of these representations will be available to the Panel at the hearing.

Responsible Authorities:

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

Other Persons:

- Withington Methodist Church
- Residents groups (3 against application).
- Residents (7 in favour of application).
- Businesses (2 in favour of application)

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	The grounds for the objection are the Prevention of Crime and Disorder and the Prevention of Public Nuisance. The area where the premises are situated is subject to a Stress Policy partly due to the problems in the area	Refuse

	with alcohol related incidents, the application is in GMP's opinion no way genuinely exceptional. The Operating Schedule offers hardly anything in terms of enforceable conditions. GMP see no valid reason for the committee to depart from their own Stress Policy and ask that the application is refused.	
Licensing and Out of Hours Compliance	<p>LOOHT feels that the proposed operational hours would lead to a high number of customers being attracted to this premises in the locality offering both alcohol and food leading to an additional noise nuisance being created.</p> <p>Concerns have also been raised by the local Methodist Church in respect of people attending their services especially on a Sunday where the applicant has requested alcohol service to be granted from 10am (Monday-Sunday). The Methodist Church is located next door to the applicants premises.</p>	Refuse
The Trading Standard Service	The Trading Standards Service have expressed concerns in regard to the premises fully upholding the Licensing Objective relating to the protection of children from harm and have requested the imposition of a range of suitable conditions (should the application be granted) that will suitably address their concerns and ensure the Licensing Objectives are fully upheld and enforced.	Grant with conditions
Withington Methodist Church	The hours requested do not comply with the Withington Area Stress Policy. Supply of alcohol off the premises could increase noise and nuisance on the streets of Withington, Old Moat and surrounding areas. Potential nuisance to congregation arriving on Sunday mornings by bus, bicycle, car and on foot.	Grant with amendments
Residents groups (x3 against application)	Withington Area Stress Policy should be adhered to. Patrons coming and going until 00.30am Mon-Sun would disturb nearby residents and increase public nuisance, particularly residents in the old people's care home, residential houses on Swinburne Grove and new flats immediately behind the premises.	Grant with amendments
Businesses (x 2 in favour)	Proposed use will represent a much welcomed high quality hospitality offer in the Village which sits well with aspirations to regenerate the wider Village. The district centre would benefit from another hospitality offer and it would be great to see one of our heritage buildings being	Grant

	restored and put back to use.	
Residents (x 7 in favour)	Help ensure that the area is well used by residents and visitors and prevent the decline of the high street and heart of the village. It will also create the much needed people traffic into the Village and in time reduce social and crime issues. Positive impact on the regeneration of the wider Withington Village.	Grant

- 3.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at **Appendix 4**.
- 3.4 Agreements on conditions have not been reached with objectors. However, the applicant has indicated he is willing to change some parts of the application as follows –
- to not sell alcohol off-site
 - recorded music to 23:30 instead of 24:00
 - late night refreshments to last orders will be 23:00
 - supply of alcohol to 23:00 instead of 24:00
 - hours open to the public 10:00 to 23:30 instead of 24:00.

4. **Key Policies and Considerations**

4.1 **Legal Considerations**

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

4.2 **New Information**

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

4.3 **Hearsay Evidence**

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

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

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

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

4.5 Manchester Statement of Licensing Policy

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

Section 5: Special Policy Area

The premises is located within the following special policy area:

Withington Stress Area

The effect of the Special Policy is to set out a range of specific approaches according to the nature of the premises to be licensed. With respect to this application, the Policy proposes the following approach:

	Closing time	Approach
Alcohol-led venues (on-licence)	Beyond 11.30pm	Strong presumption against. A genuinely exceptional case would need to be shown. The reasons for the exception should be shown in the operating schedule, and must demonstrate that there will be no harm to the licensing objectives, including from departing customers.

The policy also sets out particular measures it expects operators to pay special attention to in order to ensure their operation will not add to the problems within this area. Operators are not required to do so, but where the authority's discretion is engaged, any applications that fail to address all appropriate measures may be refused or have conditions applied to comply with the policy measures.

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

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

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

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

- MS2 Effective general management of the premises
- MS3 Responsible promotion and sale of alcohol
- MS8 Prevent noise nuisance from the premises
- MS9 Effectively manage exterior spaces (e.g. beer gardens, smoking areas, table and chair areas on the highway)

Conclusion

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

what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.

4.12 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.

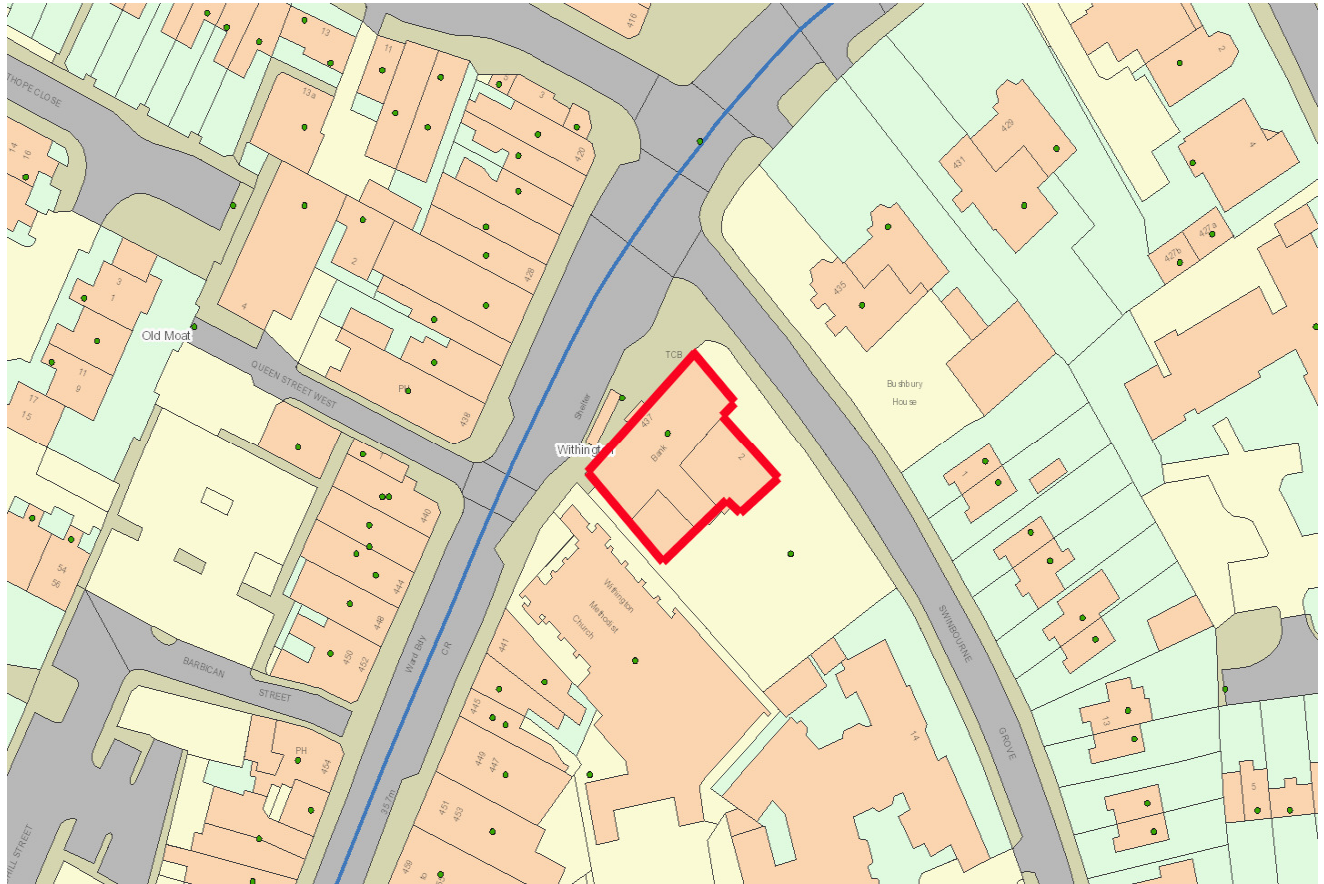
4.13 **The Panel is asked to determine the application**

Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. Employ door supervisors during local football games. 2. Provide local taxi numbers. 3. Alcohol service training. 4. Clear dispersal policy. 5. Challenge 25 policy. 6. Outside area closed at 11.00pm. 7. No children allowed in bar area after 8pm. 	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
<ol style="list-style-type: none"> 1. All staff engaged in the sale of alcohol shall be trained with regards to the Challenge 25 policy and sales of alcohol by proxy. This training shall be documented, and training shall be refreshed at no greater than 6 monthly Intervals. 2. The Premises Licence Holder shall ensure that signage demonstrating the Challenge 25 policy as well as selling alcohol to children by proxy are placed at the entrance to the premises as well as being displayed in all areas serving alcohol. 3. CCTV covering the external areas of the premises and regular staff patrols to ensure persons under 18 years of age are not encouraging adults to purchase alcohol on their behalf. 4. A log shall be kept and record all instances when alcohol has been refused for the reasons that the person(s) is, or appear to be, under 18 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be available on request by the police or an authorised officer of Manchester City Council. The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log. 	No	The Trading Standards Service
<ol style="list-style-type: none"> 5. Opening hours should be limited to 12 midnight. 6. Supply of alcohol ON the premises should cease at 11.30 pm (Supply of alcohol OFF the premises should be refused altogether) 7. Alcohol should not be supplied for consumption before 12 noon on Sundays 	No	Withington Methodist Church
<ol style="list-style-type: none"> 1. Reject the application for the supply of alcohol off the premises 	No	Withington Civic Society

Schedule of Licence Conditions

<ol style="list-style-type: none"> 2. Reject the application for the provision of late night refreshment 3. Reduce the opening hours from 7am to 11.30pm 4. Reduce the hours for the supply of alcohol on the premises from 10am to 11pm 5. Reduce the hours for the provision of regulated entertainment from 9am to 11pm 		
<ol style="list-style-type: none"> 1. No off sales of alcohol; 2. No sale of alcohol on the premises after 11pm; 3. The premises will be open from Mon-Sun 10am and close at 11.30pm; 4. There will be no regulated entertainment requiring a licence. 	No	Fallowfield Community Guardians



PREMISE NAME: TBC

PREMISE ADDRESS: 437 Wilmslow Road, Manchester, M20 4AF

WARD: Withington

HEARING DATE: 17/05/2021

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/we PREMIER FOOD AND BEVERAGE COMPANY LTD
(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description			
437 Wilmslow Rd Withington			
Post town	MANCHESTER	Postcode	M20 4NW
Telephone number at premises (if any)		N/A	
Non-domestic rateable value of premises		£ 20,000	

Part 2 - Applicant details

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

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

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

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name	PREMIER FOOD AND BEVERAGE COMPANY LTD
Address	37 TEAL COURT, BLACKPOOL, ENGLAND, FY3 8FT
Registered number (where applicable)	13068727
Description of applicant (for example, partnership, company, unincorporated association etc.)	PRIVATE LIMITED COMPANY.

Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	10	2021

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

DD	MM	YYYY

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

WE ARE PROPOSING AN ALL DAY BRASSERIE IN THE FORMER NATWEST BANK 437 WILMSLOW Rd. TO THE LEFT OF ENTERANCE THERE WILL BE A BAR AND TO THE RIGHT WILL BE A RESTAURANT. THERE WILL BE AN OUTSIDE AREA AT THE BACK SERVING FOOD AND DRINK.

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

NIA.

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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



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



In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon	10	2300	WE MAY SHOW MAJOR SPORTING EVENTS LIKE WORLD CUP, SIX NATIONS RUGBY.
Tue	10	2300	
Wed	10	2300	State any seasonal variations for indoor sporting events (please read guidance note 5)
Thur	10	2300	
Fri	10	2300	Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Sat	10	2300	
Sun	10	2300	

D

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

E

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

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	9.00	24.00			
Tue	9.00	24.00			
Wed	9.00	24.00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	9.00	24.00			
Fri	9.00	24.00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	9.00	24.00			
Sun	9.00	24.00			

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23.00	24.00	Please give further details here (please read guidance note 4)		
Tue	23.00	24.00			
Wed	23.00	24.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	23.00	24.00			
Fri	23.00	24.00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)		
Sat	23.00	24.00			
Sun	23.00	24.00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for <u>consumption – please tick</u> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	10:00	24:00	State any seasonal variations for the supply of alcohol (please read guidance note 5) EXTEND SUPPLY OF ALCOHOL ON NEW YEAR'S EVE UNTIL 02:00		
Tue	10:00	24:00			
Wed	10:00	24:00			
Thur	10:00	24:00			
Fri	10:00	24:00			
Sat	10:00	24:00			
Sun	10:00	24:00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		

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

Name	MARC FARRELL
Date of birth	[REDACTED]
Address	[REDACTED]
Postcode	[REDACTED]
Personal licence number (if known)	[REDACTED]
Issuing licensing authority (if known)	[REDACTED]

K

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

L

<p>Hours premises are open to the public Standard days and timings (please read guidance note 7)</p>			<p><u>State any seasonal variations</u> (please read guidance note 5)</p>
Day	Start	Finish	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)</p>
Mon	07.00	24.30	
Tue	07.00	24.30	
Wed	07.00	24.30	
Thur	07.00	24.30	
Fri	07.00	24.30	
Sat	07.00	24.30	
Sun	07.00	24.30	

M

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

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

- NOTHING BEYOND EXISTING HEALTH + SAFETY / FIRE SAFETY REQUIREMENTS.

b) The prevention of crime and disorder

- EMPLOY DOOR SUPERVISORS DURING LOCAL FOOTBALL GAMES.
- CASHLESS VENUE.

c) Public safety

- DOOR SUPERVISORS
- ALCOHOL SERVICE TRAINING.
- PROVIDING LOCAL TAXI NUMBERS

d) The prevention of public nuisance

- CLEAR DISPERSAL POLICY
- CHALLENGE 25 POLICY.
- OUTSIDE AREA CLOSED AT 11PM

e) The protection of children from harm

- NO CHILDREN ALLOWED IN BAR AREA AFTER 20.00

Checklist:

Please tick to indicate agreement

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

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

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

Part 4 – Signatures (please read guidance note 11)

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

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

	her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	[REDACTED]
Date	26/03/2021
Capacity	DIRECTOR

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

Signature	[REDACTED]
Date	26/03/2021
Capacity	OPERATIONS MANAGER

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

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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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GREATER MANCHESTER POLICE - REPRESENTATION

About You

Name	PC Alan Isherwood
Address including postcode	Manchester Town Hall Extension Lloyd Street Manchester M2 5DB
Contact Email Address	[REDACTED]
Contact Telephone Number	[REDACTED]

About the Premises

Application Reference No.	LPA 256731
Name of the Premises	TBC
Address of the premises including postcode	437 Wilmslow Road, Manchester M20 4AF

Your Representation

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

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

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

The area where the premises are situated is now subject to a Stress Policy partly due to the problems in the area with alcohol related incidents.

There is therefore a strong presumption against applications for on licensed premises in this area which operate beyond 11:30pm and MCC's licensing policy states that a genuinely exceptional case would need to be shown. The reasons for this exception should be shown within the operating schedule, and must demonstrate that there will be no harm to the licensing objectives, including from departing customers. The applicant has not demonstrated that this is a genuinely exceptional case.

Given that the premises are seeking to provide what several other premises in Withington already provide, this application is standard and in GMP's opinion is in no way genuinely exceptional.

Also the Operating Schedule offers hardly anything in terms of enforceable conditions.

Greater Manchester Police see no valid reason for the committee to depart from their own Stress Policy in this instance and would therefore ask that the application is refused.



**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

Name	Rhiannon Owen
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	REF 256731
Name of Premises	TBC
Address	437 Wilmslow Road, Manchester, M20 4AF

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 (LOOHT) have assessed the likely impact of the grant of this application taking into account a number of factors, including the nature of the area in which the premises is located and any potential risk the granting of this licence could lead to issues of public nuisance.</p> <p>This premises will be situated at 437 Wilmslow Road Withington, this area currently has a stress area policy.</p> <p>This application is for the supply of alcohol until 12 midnight closing at 12:30am, thus going past the policy area times. There are already a few bars and restaurants within the local area that have the supply of alcohol until 2am. The area has a large student footfall which has impacted the residents within the community due to noise nuisance from patrons when leaving premises.</p> <p>The local area has many premises which operate on a late-night schedule serving alcohol as well as off licences which are located nearby.</p> <p>The LOOHT feels that the applicants proposed operational hours would lead to a high number of customers being attracted to this premises in the locality offering both alcohol and food.</p> <p>LOOH feel that this would undoubtedly lead to an additional noise nuisance being created. (Customers arriving on foot, talking loudly, laughing, cars/taxis pulling up waiting for customers to car doors slamming etc). This would be considered to undermine the prevention of public nuisance. Concerns have also been raised by the local Methodist Church in respect of people attending their services especially on a Sunday where the applicant has requested alcohol service to be granted from 10am (Monday-Sunday) this has the potential to undermine the objectives giving way to noise nuisance along with congregation of patrons. The Methodist Church is located next door to the applicants premises marked on the stress area map below.</p>



In reaching this decision the LOOHT have also considering Manchester City Council's Statement of Licensing Policy 2021 -2026, specifically:

5.16 There is evidence that the promotion of the licensing objectives within an identified area of Withington is being undermined as a consequence of the operation of licensed premises in the area, having regard to the complaints of local residents and the levels of crime and disorder and public nuisance experienced within it.

5.19 This Policy has been reviewed and updated analysis of the Policy area shows that there is still a higher proportion of incidents in this area and the level of issues remains broadly consistent since the policy came into effect, with increases in victim-based crime and violent crime. Although levels of antisocial behaviour, including that recorded as alcohol-related, decreased in 2013/14, it subsequently increased in 2014/15. Therefore, the authority considers it appropriate to retain the Policy for the 'Withington Stress Area' as it stands.

On this basis we would suggest refusing this application.

Recommendation:

Refuse Application

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

ABOUT YOU		PLEASE NOTE: LICENSING OFFICERS, LICENSING COMMITTEE MEMBERS AND THE APPLICANT CAN VIEW THE INFORMATION PROVIDED ON THIS FORM
Your first name (required)	Your last name (required)	
Bernard	McMenamin	
Your address including postcode (required)		
Trading Standards Service 1 Hammerstone Road Manchester M18 8EQ		
Contact email address	Contact phone no	
██	██████████	

ABOUT THE PREMISES
Application Ref No. (if known):
LPA 256731
Name of the Premises about which you would like to make a representation:
TBC
Address of the Premises (including postcode if known):
437 Wilmslow Road Manchester M20 4NW

YOUR REPRESENTATION
Please outline your representation below and continue overleaf. This should be the likely effect of the grant of the licence / certificate on the licensing objectives on and in the vicinity of the premises in question. (Please continue on a separate sheet of paper if necessary)
<p>The Trading Standards Team have assessed the likely impact of the granting of this application taking into account a number of factors, including the conditions offered and times applied for and any potential risk that the granting of this application could lead to issues which do not uphold the licensing objectives specifically the protection of children from harm.</p> <p>The application is for an all-day brasserie selling alcohol on site in bar, restaurant and garden area.</p> <p>When considering the application, the Trading Standards Team have given consideration to Manchester City Councils Statement of Licensing Policy 2016 – 2021.</p> <p>The original application addresses some issues applicable to protecting children from harm.</p> <p>Giving consideration to the above application, the Trading Standards Team therefore recommend if the application is accepted the following conditions are attached.</p>

1. All staff engaged in the sale of alcohol shall be trained with regards to the Challenge 25 policy and sales of alcohol by proxy. This training shall be documented, and training shall be refreshed at no greater than 6 monthly Intervals.
2. The Premises Licence Holder shall ensure that signage demonstrating the Challenge 25 policy as well as selling alcohol to children by proxy are placed at the entrance to the premises as well as being displayed in all areas serving alcohol.
3. CCTV covering the external areas of the premises and regular staff patrols to ensure persons under 18 years of age are not encouraging adults to purchase alcohol on their behalf.
4. A log shall be kept and record all instances when alcohol has been refused for the reasons that the person(s) is, or appear to be, under 18 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be available on request by the police or an authorised officer of Manchester City Council. The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log.

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



WITHINGTON METHODIST CHURCH

439 Wilmslow Road, Withington, Manchester M20 4AN
Telephone – 0161 445 0804

E-mail – office@withingtonmethodistchurch.org
Website – www.withingtonmethodistchurch.org

22nd April 2021

Re: Premises Licence (new)

Reference: 256731/BJ1

Premises: TBC, 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

General description of premises as given by the applicant:

All day brasserie

Proposed hours and licensable activities:

Provision of regulated entertainment (indoor sporting events):
Mon to Sun 10am to 11pm

Provision of regulated entertainment (recorded music):
Mon to Sun 9am to 12midnight

Provision of late-night refreshment:
Mon to Sun 11pm to 12midnight

The supply of alcohol for consumption both on and off the premises:
Mon to Sun 10am to 12midnight

Opening hours:
Mon to Sun 7am to 00.30am

Comments and Objection of Withington Methodist Church

We, the members of the Church Council, are the Managing Trustees of Withington Methodist Church. Our church building is next door to the above premises, and in very close proximity to the old bank building.

We object to a licence being granted in the terms of the application for the reasons stated below. We request the following conditions and amendments be attached before the granting of any license:

1. The hours requested do not comply with the Withington Area Stress Policy, as set out in the Manchester City Council Statement of Licensing Policy 2021-2026.

In particular:

- Opening hours should be limited to 12 midnight.
 - Supply of alcohol ON the premises should cease at 11.30 pm.
2. Supply of alcohol OFF the premises should be refused altogether for two reasons: 1) to limit the number of premises with 'off licenses' in Withington; and 2) to reduce noise and nuisance on the streets of Withington, Old Moat and surrounding areas.
 3. Bearing in mind the proximity of the premises to our church building, alcohol should not be supplied for consumption before 12 noon on Sundays for two reasons: 1) this would show respect for our church members and community, including children, the elderly and persons with disabilities; 2) it would also avoid nuisance to our congregation arriving on Sunday mornings by bus, bicycle, car and on foot.

These measures would help to achieve the licensing objectives, particularly that relating to the prevention of public nuisance. We rely as evidence on all the matters set out in detail in the Withington Area Stress Policy. We hope that the new bar and restaurant will contribute positively to the regeneration of Withington village and our local community.

Many thanks,

A large black rectangular redaction box covering the signature of Dr Donald C. Taylor.

Dr Donald C. Taylor
(Secretary of the Church Council,
for and on behalf of the members of Withington Methodist Church)

From: [REDACTED]
Sent: 28 April 2021 10:03
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject:

Dear Sir/Madam,

I am writing to tender my support for the Licence Application :

- Reference: 256731/BJ1
- Premises: 437 Wilmslow Road, Manchester, M20 4AF
- Applicant: Premier Food & Beverage Company Ltd

As a local Withington resident, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing what used to be the Old Bank building and currently standing empty. Over the last couple of years local residents have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in. Much like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and heart of the village. It will also create the much needed people traffic into the Village and in time reduce social and crime issues.

Please support this Licence Application and Approve, as it will help bring our declining high street back to life and I know our real local residents are in very much support of the Application.

If you would like to contact me for any further feedback, please feel free to. My contact details are listed at the bottom of this email.

Kind Regards

Mr Jobe Ferguson
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Best

Jobe Ferguson
[REDACTED]
[REDACTED]
[REDACTED]

Reference: 256731/BJ1 - Licence Application - local resident in support of this application

From: Suraj shres [REDACTED]

Sent: 28 April 2021 10:03

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

Subject: Reference: 256731/BJ1 - Licence Application - local resident in support of this application

Dear Sir/Madam,

I am writing to tender my support for the Licence Application :

- Reference: 256731/BJ1
- Premises: 437 Wilmslow Road, Manchester, M20 4AF
- Applicant: Premier Food & Beverage Company Ltd

As a local Withington resident, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing at what used to be the Old Bank building and currently standing empty. Over the last couple of years local residents have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in. Much like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and heart of the village. It will also create the much needed people traffic into the Village and in-time reduce social and crime issues.

Please support this Licence Application and Approve, as it will help bring our declining high street back to life and I know our real local residents are in very much support of the Application.

If you would like to contact me for any further feedback, please feel free to. My contact details are listed at the bottom of this email.

Kind Regards

Mr Suraj Shrestha
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Support for Licence Application 256731/BJ1

From: Richard Daniel [REDACTED]
Sent: 28 April 2021 11:10
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Support for Licence Application 256731/BJ1

To whom it may concern,

I am writing to tender my support for the Licence Application :

- Reference: 256731/BJ1
- Premises: 437 Wilmslow Road, Manchester, M20 4AF
- Applicant: Premier Food & Beverage Company Ltd

As a local, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing at what used to be the Old Bank building. Over the last couple of years local residents have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in.

Like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and the village. It will also help create the much needed people traffic into the village and in-time reduce social and crime issues.

I hope you will support this Licence Application and Approve - it will help bring our declining high street back to life. I know our real local residents are in very much support of the Application.

Kind Regards,

Dr Richard Daniel
[REDACTED]

Reference: 256731/BJ1 437 Wilmslow Road, Manchester, M20 4AF

From: Dave Payne [REDACTED]

Sent: 28 April 2021 12:45

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

Subject: Reference: 256731/BJ1 437 Wilmslow Road, Manchester, M20 4AF

Dear sir \ Madam

I write as a long standing resident of Withington [REDACTED] to express our full support for the above licencing application to the old Nat West Bank

As a family we fully support this proposal which we believe will introduce a much needed higher standard of hospitality offer into the heart of Withington Village. This will have a significantly positive impact on the regeneration of the wider Withington Village.

We would also state that we live close by the Village that we have no problem whatsoever with the 12 midnight alcohol times.

Regards

David , Rebecca, Ruby & George Payne

Reference 256731/BJ1

From: Spencer Nute [REDACTED]
Sent: 28 April 2021 14:02
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Reference 256731/BJ1

To Whom It May Concern,

I'm writing in support of the above application at the old Natwest site in Withington. I firmly believe the proposal would not only be a brilliant addition to Withington but would also be transformative for the village. Having a top quality operator in Withington Village would encourage others to invest in the area which is needed.

Community Whatsapp groups today are being flooded with words of support so I'm sure you'll be receiving many other emails of support.

[REDACTED]
Therefore I'm fully invested in the area for now and the future and would like you to approve the application.

Many thanks,

Spencer Nute

Old NatWest Bank, Withington

From: Dave Bailey [REDACTED]
Sent: 28 April 2021 12:13
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Old NatWest Bank, Withington

To whom it may concern,

I am writing to show my support for the Licence Application :

Reference: 256731/BJ1
Premises: 437 Wilmslow Road, Manchester, M20 4AF
Applicant: Premier Food & Beverage Company Ltd

[REDACTED] I have watched the decline of the village for some years now when you compare it with West Didsbury, Didsbury Village and Chorlton.

There has been some really good work lately by local residents including myself to get involved in local schemes such as the WPHI, Withington Walls etc. not to mention saving Withington Baths all those years ago.

We have also done a couple of pop up beer festivals in the old bank so I know what a beautiful building this is so it is such a shame to still see it lying empty. The thought of this new development progressing into a top quality food restaurant and bar is very exciting times for us residents including my own children when they get older. It will also create the much needed people traffic into the Village and in-time reduce social and crime issues.

Please support this Licence Application and Approve it for the future of our village.

My contact details are listed at the bottom of this email if you would like to contact me.

Thanks

Dave Bailey

[REDACTED]

[REDACTED]

Re: Premises Licence (new)

Reference: 256731/BJ1

Premises: TBC, 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

General description of premises as given by the applicant:

All day brasserie

Proposed hours and licensable activities:

Provision of regulated entertainment (indoor sporting events):
Mon to Sun 10am to 11pm

Provision of regulated entertainment (recorded music):
Mon to Sun 9am to 12midnight

Provision of late-night refreshment:
Mon to Sun 11pm to 12midnight

The supply of alcohol for consumption both on and off the premises:
Mon to Sun 10am to 12midnight

Opening hours:
Mon to Sun 7am to 00.30am

Revised Comments of Withington Civic Society

We object to the application.

In particular we consider that the Withington Area Stress Policy should be adhered to, and therefore the Licensing Panel should:

- a) Reject the application for the supply of alcohol off the premises
- b) Reject the application for the provision of late night refreshment
- c) Reduce the opening hours from 7 am to 11.30 pm
- d) Reduce the hours for the supply of alcohol on the premises from 10 am to 11 pm
- e) Reduce the hours for the provision of regulated entertainment from 9 am to 11 pm

We have spoken to the proposed licence holders who advised us that they had would agree these amendments to the above application so that it adheres completely with the Withington Area Stress Policy. In particular, they advise

- The supply of alcohol off the premises is no longer requested
- The supply of alcohol on the premises (along with time for regulated entertainment and late night refreshment) may be limited to 11 pm
- Opening hours reduced to a closing time of 11.30 pm

Steve Allen



For and on behalf of Withington Civic Society

28th April 2021

Support for application 256731/BJ1

From: Tim Levell [REDACTED]
Sent: 28 April 2021 23:43
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Support for application 256731/BJ1

Reference: 256731/BJ1
Premises: 437 Wilmslow Road, Manchester, M20 4AF
Applicant: Premier Food & Beverage Company Ltd

Dear Sir or Madam

I am writing to express my support for the above Licence Application :

[REDACTED] I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing at what used to be the Old Bank building and currently standing empty.

Over the last couple of years local residents including myself have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in.

Much like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and heart of the village. It will also create the much needed people traffic into the Village and in-time reduce social and crime issues.

I am aware of the hours stated in the application, and support them - in fact, would be happy with later hours. Premises like this need to be commercially viable and being allowed to sell alcohol in the small hours seems eminently sensible to me. The nature of the premises will discourage binge or excessive drinking.

If you would like to contact me for any further feedback, please feel free to.

All the best

Tim Levell
[REDACTED]
[REDACTED]

Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF, (Withington ward)

From: Fallowfield Community Guardians [REDACTED]

Sent: 28 April 2021 17:35

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

Subject: Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF, (Withington ward)

Dear Sirs

I am writing on behalf of Fallowfield & Withington Community Guardians. We object to the licence as listed in the application below because we feel the late hours will undermine the licensing objectives in the village. In particular we feel that patrons coming and going until 00.30am Mon-Sun would disturb nearby residents and increase public nuisance. Downing House Older Persons Care Home is located in close proximity to the premises along Swinbourne Grove, a residential street with families and older persons living there. Residents in the new flats at the rear of the premises are also very likely to be disturbed. As the premises falls within the Withington Stress Policy area, we feel it is very important that the policy recommendations are upheld to protect residents from night time noise and ensure their right to a good night's sleep.

However, we understand that the applicant is willing to adhere to the Withington Stress Policy with the following conditions:

- no off sales of alcohol;
- no sale of alcohol on the premises after 11pm;
- the premises will be open from Mon-Sun 10am and close at 11.30pm;
- there will be no regulated entertainment requiring a licence.

If these conditions are correct and applicable and would be on the licence, we would be happy to compromise to the above conditions before the hearing date.

Yours

Sue Hare
Community Guardian Coordinator
Fallowfield & Withington

**Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF
(Withington Ward)**

From: Kattie Kincaid [REDACTED]

Sent: 28 April 2021 22:24

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

Subject: Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF
(Withington Ward)

Dear Sirs/Madam,

I am writing on behalf of South East Fallowfield Residents' Group and we would like to object to the current licence application.

We think that the later opening hours and off licence sales will undermine the licensing objections. Withington is a residential area and we think that a 12.30am closing time Monday to Sunday will definitely disturb local residents, especially because this is a very big venue with a capacity of over 300 people. Residents in the old people's care home and the residential houses on Swinburne Grove are likely to be most disturbed, as well as the people who will be moving into the new flats immediately behind these premises and this is unacceptable, especially bearing in mind that Withington is a Stress Policy area.

Following our zoom meeting with the applicant on 27th April, the applicant assured us that he wanted to adhere to the stress policy and that he was amending his licence application so that there would be no off licence sales and no sale of alcohol at the premises after 11pm and finally that the venue would close at 11.30pm. If this is the case we are happy to compromise to the above conditions before the hearing date.

Yours faithfully,

Kattie Kincaid
On behalf of SEFRG

Dear Sir \ Madam

28th April 2021

Your Ref: 256731/BJ1

Licensing application Former Nat West Bank 437 Wilmslow Road, Manchester, M20 4AF

I write on behalf of Withington Village Regeneration Partnership (WVRP) with regard to the above licencing application and in particular to express the full support of the WVRP for this proposal.

The WVRP is a fully constituted organisation which was set up in 2017 as a direct reaction to local disenchantment in the decline of our local High Street, colloquially known as Withington Village. The WVRP consists of, inter alia:

- Members of the local community with professional experience & expertise in regeneration/planning/ transportation/architecture/place making
- Community groups & social enterprises such as Withington Civic Society & Withington Baths
- Local traders / landowners / developers
- Southway Housing Association
- Manchester City Council in the form of all 6 elected members and senior officers
- The local MP for Withington
- The Christie Hospital

The WVRP is constituted as a Charitable Incorporated Organisation whose basic remit is to progress positive regeneration in Withington Village through its agreed objects including:

- Creation of employment / development opportunities
- Improvement of public amenities inc. public realm
- Creation / improvement of recreational facilities
- Conservation of the built environment
- Encouragement of social inclusion for all ages groups

We believe that the proposed use will represent a much welcomed high quality hospitality offer in the Village which sits well with the WVRP's aspirations to regenerate the wider Village.

We are aware of the operator and how they run other reputable venues in Manchester and welcome them to become part of our offer in Withington.

Regards

David Payne

Chair

WITHINGTON VILLAGE REGENERATION PARTNERSHIP



To whom it may concern,

“We are Withington” are a group of traders and service providers who collectively champion and, through shared endeavour, seek to improve Withington village for our diverse community. Most noticeably this has been seen in a series of extremely successful “Withington by Night” events; supporting fundraising for the “Withington Walls” street art project.

It has been brought to our attention that there has been a licence application by Premier Food and Beverage Company Ltd for the former Natwest bank (see reference below). Having reviewed the details of the application, we would be keen to support it as we feel the district centre would benefit from another hospitality offer and it would be great to see one of our heritage buildings being restored and put back to use.

Reference: 256731/BJ1

Premises: 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

Your faithfully

Lizzy Pilling

Chair: We are Withington

GREATER MANCHESTER POLICE - REPRESENTATION

About You

Name	PC Alan Isherwood
Address including postcode	Manchester Town Hall Extension Lloyd Street Manchester M2 5DB
Contact Email Address	alan.isherwood@gmp.police.uk
Contact Telephone Number	0161 856 6017

About the Premises

Application Reference No.	LPA 256731
Name of the Premises	TBC
Address of the premises including postcode	437 Wilmslow Road, Manchester M20 4AF

Your Representation

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

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

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

The area where the premises are situated is now subject to a Stress Policy partly due to the problems in the area with alcohol related incidents.

There is therefore a strong presumption against applications for on licensed premises in this area which operate beyond 11:30pm and MCC's licensing policy states that a genuinely exceptional case would need to be shown. The reasons for this exception should be shown within the operating schedule, and must demonstrate that there will be no harm to the licensing objectives, including from departing customers. The applicant has not demonstrated that this is a genuinely exceptional case.

Given that the premises are seeking to provide what several other premises in Withington already provide, this application is standard and in GMP's opinion is in no way genuinely exceptional.

Also the Operating Schedule offers hardly anything in terms of enforceable conditions.

Greater Manchester Police see no valid reason for the committee to depart from their own Stress Policy in this instance and would therefore ask that the application is refused.



**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

Name	Rhiannon Owen
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	rhiannon.owen@manchester.gov.uk
Telephone Number	0161 245 7729

Premise Details	
Application Ref No	REF 256731
Name of Premises	TBC
Address	437 Wilmslow Road, Manchester, M20 4AF

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 (LOOHT) have assessed the likely impact of the grant of this application taking into account a number of factors, including the nature of the area in which the premises is located and any potential risk the granting of this licence could lead to issues of public nuisance.</p> <p>This premises will be situated at 437 Wilmslow Road Withington, this area currently has a stress area policy.</p> <p>This application is for the supply of alcohol until 12 midnight closing at 12:30am, thus going past the policy area times. There are already a few bars and restaurants within the local area that have the supply of alcohol until 2am. The area has a large student footfall which has impacted the residents within the community due to noise nuisance from patrons when leaving premises.</p> <p>The local area has many premises which operate on a late-night schedule serving alcohol as well as off licences which are located nearby.</p> <p>The LOOHT feels that the applicants proposed operational hours would lead to a high number of customers being attracted to this premises in the locality offering both alcohol and food.</p> <p>LOOH feel that this would undoubtedly lead to an additional noise nuisance being created. (Customers arriving on foot, talking loudly, laughing, cars/taxis pulling up waiting for customers to car doors slamming etc). This would be considered to undermine the prevention of public nuisance. Concerns have also been raised by the local Methodist Church in respect of people attending their services especially on a Sunday where the applicant has requested alcohol service to be granted from 10am (Monday-Sunday) this has the potential to undermine the objectives giving way to noise nuisance along with congregation of patrons. The Methodist Church is located next door to the applicants premises marked on the stress area map below.</p>



In reaching this decision the LOOHT have also considering Manchester City Council's Statement of Licensing Policy 2021 -2026, specifically:

5.16 There is evidence that the promotion of the licensing objectives within an identified area of Withington is being undermined as a consequence of the operation of licensed premises in the area, having regard to the complaints of local residents and the levels of crime and disorder and public nuisance experienced within it.

5.19 This Policy has been reviewed and updated analysis of the Policy area shows that there is still a higher proportion of incidents in this area and the level of issues remains broadly consistent since the policy came into effect, with increases in victim-based crime and violent crime. Although levels of antisocial behaviour, including that recorded as alcohol-related, decreased in 2013/14, it subsequently increased in 2014/15. Therefore, the authority considers it appropriate to retain the Policy for the 'Withington Stress Area' as it stands.

On this basis we would suggest refusing this application.

Recommendation:

Refuse Application

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

ABOUT YOU		PLEASE NOTE: LICENSING OFFICERS, LICENSING COMMITTEE MEMBERS AND THE APPLICANT CAN VIEW THE INFORMATION PROVIDED ON THIS FORM
Your first name (required)	Your last name (required)	
Bernard	McMenamin	
Your address including postcode (required)		
Trading Standards Service 1 Hammerstone Road Manchester M18 8EQ		
Contact email address	Contact phone no	
Bernard.McMenamin@manchester.gov.uk	0161 234 1589	

ABOUT THE PREMISES
Application Ref No. (if known):
LPA 256731
Name of the Premises about which you would like to make a representation:
TBC
Address of the Premises (including postcode if known):
437 Wilmslow Road Manchester M20 4NW

YOUR REPRESENTATION
Please outline your representation below and continue overleaf. This should be the likely effect of the grant of the licence / certificate on the licensing objectives on and in the vicinity of the premises in question. (Please continue on a separate sheet of paper if necessary)
<p>The Trading Standards Team have assessed the likely impact of the granting of this application taking into account a number of factors, including the conditions offered and times applied for and any potential risk that the granting of this application could lead to issues which do not uphold the licensing objectives specifically the protection of children from harm.</p> <p>The application is for an all-day brasserie selling alcohol on site in bar, restaurant and garden area.</p> <p>When considering the application, the Trading Standards Team have given consideration to Manchester City Councils Statement of Licensing Policy 2016 – 2021.</p> <p>The original application addresses some issues applicable to protecting children from harm.</p> <p>Giving consideration to the above application, the Trading Standards Team therefore recommend if the application is accepted the following conditions are attached.</p>

1. All staff engaged in the sale of alcohol shall be trained with regards to the Challenge 25 policy and sales of alcohol by proxy. This training shall be documented, and training shall be refreshed at no greater than 6 monthly Intervals.
2. The Premises Licence Holder shall ensure that signage demonstrating the Challenge 25 policy as well as selling alcohol to children by proxy are placed at the entrance to the premises as well as being displayed in all areas serving alcohol.
3. CCTV covering the external areas of the premises and regular staff patrols to ensure persons under 18 years of age are not encouraging adults to purchase alcohol on their behalf.
4. A log shall be kept and record all instances when alcohol has been refused for the reasons that the person(s) is, or appear to be, under 18 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be available on request by the police or an authorised officer of Manchester City Council. The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log.

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



WITHINGTON METHODIST CHURCH

439 Wilmslow Road, Withington, Manchester M20 4AN

Telephone – 0161 445 0804

Minister – Revd. Krystyna Kwarciak

E-mail – office@withingtonmethodistchurch.org

Website – www.withingtonmethodistchurch.org

22nd April 2021

Re: Premises Licence (new)

Reference: 256731/BJ1

Premises: TBC, 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

General description of premises as given by the applicant:

All day brasserie

Proposed hours and licensable activities:

Provision of regulated entertainment (indoor sporting events):
Mon to Sun 10am to 11pm

Provision of regulated entertainment (recorded music):
Mon to Sun 9am to 12midnight

Provision of late-night refreshment:
Mon to Sun 11pm to 12midnight

The supply of alcohol for consumption both on and off the premises:
Mon to Sun 10am to 12midnight

Opening hours:
Mon to Sun 7am to 00.30am

Comments and Objection of Withington Methodist Church

We, the members of the Church Council, are the Managing Trustees of Withington Methodist Church. Our church building is next door to the above premises, and in very close proximity to the old bank building.

We object to a licence being granted in the terms of the application for the reasons stated below. We request the following conditions and amendments be attached before the granting of any license:

1. The hours requested do not comply with the Withington Area Stress Policy, as set out in the Manchester City Council Statement of Licensing Policy 2021-2026.

In particular:

- Opening hours should be limited to 12 midnight.
 - Supply of alcohol ON the premises should cease at 11.30 pm.
2. Supply of alcohol OFF the premises should be refused altogether for two reasons: 1) to limit the number of premises with 'off licenses' in Withington; and 2) to reduce noise and nuisance on the streets of Withington, Old Moat and surrounding areas.
 3. Bearing in mind the proximity of the premises to our church building, alcohol should not be supplied for consumption before 12 noon on Sundays for two reasons: 1) this would show respect for our church members and community, including children, the elderly and persons with disabilities; 2) it would also avoid nuisance to our congregation arriving on Sunday mornings by bus, bicycle, car and on foot.

These measures would help to achieve the licensing objectives, particularly that relating to the prevention of public nuisance. We rely as evidence on all the matters set out in detail in the Withington Area Stress Policy. We hope that the new bar and restaurant will contribute positively to the regeneration of Withington village and our local community.

Many thanks,



Dr Donald C. Taylor
(Secretary of the Church Council,
for and on behalf of the members of Withington Methodist Church)

From: jobe@crazypedros.co.uk <jobe@crazypedros.co.uk>
Sent: 28 April 2021 10:03
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject:

Dear Sir/Madam,

I am writing to tender my support for the Licence Application :

- Reference: 256731/BJ1
- Premises: 437 Wilmslow Road, Manchester, M20 4AF
- Applicant: Premier Food & Beverage Company Ltd

As a local Withington resident, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing what used to be the Old Bank building and currently standing empty. Over the last couple of years local residents have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in. Much like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and heart of the village. It will also create the much needed people traffic into the Village and in time reduce social and crime issues.

Please support this Licence Application and Approve, as it will help bring our declining high street back to life and I know our real local residents are in very much support of the Application.

If you would like to contact me for any further feedback, please feel free to. My contact details are listed at the bottom of this email.

Kind Regards

Mr Jobe Ferguson
Local Resident of Withington for 12 years

2 Burlington Road
Withington
M20 4PY

mobile: 07855747244

Best

Jobe Ferguson

Director

TNQ Restaurant And Bar, Science & Industry, The Liars Club, Cane And Grain, Crazy Pedros, The Bay Horse Tavern, The Smithfield Social

07855747244

Reference: 256731/BJ1 - Licence Application - local resident in support of this application

From: Suraj shres <surajshrestha29@hotmail.com>

Sent: 28 April 2021 10:03

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

Subject: Reference: 256731/BJ1 - Licence Application - local resident in support of this application

Dear Sir/Madam,

I am writing to tender my support for the Licence Application :

- Reference: 256731/BJ1
- Premises: 437 Wilmslow Road, Manchester, M20 4AF
- Applicant: Premier Food & Beverage Company Ltd

As a local Withington resident, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing at what used to be the Old Bank building and currently standing empty. Over the last couple of years local residents have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in. Much like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and heart of the village. It will also create the much needed people traffic into the Village and in-time reduce social and crime issues.

Please support this Licence Application and Approve, as it will help bring our declining high street back to life and I know our real local residents are in very much support of the Application.

If you would like to contact me for any further feedback, please feel free to. My contact details are listed at the bottom of this email.

Kind Regards

Mr Suraj Shrestha
Local Resident of Withington for 32 years

55 Stephen Road
Withington
M20 4XB

mobile: 07732 802097

Support for Licence Application 256731/BJ1

From: Richard Daniel <rmdaniel1403@googlemail.com>

Sent: 28 April 2021 11:10

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

Subject: Support for Licence Application 256731/BJ1

To whom it may concern,

I am writing to tender my support for the Licence Application :

- Reference: 256731/BJ1
- Premises: 437 Wilmslow Road, Manchester, M20 4AF
- Applicant: Premier Food & Beverage Company Ltd

As a local, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing at what used to be the Old Bank building. Over the last couple of years local residents have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in.

Like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and the village. It will also help create the much needed people traffic into the village and in-time reduce social and crime issues.

I hope you will support this Licence Application and Approve - it will help bring our declining high street back to life. I know our real local residents are in very much support of the Application.

Kind Regards,

Dr Richard Daniel
Resident of Withington for 20+ years

Reference: 256731/BJ1 437 Wilmslow Road, Manchester, M20 4AF

From: Dave Payne <davepayney@googlemail.com>

Sent: 28 April 2021 12:45

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

Subject: Reference: 256731/BJ1 437 Wilmslow Road, Manchester, M20 4AF

Dear sir \ Madam

I write as a long standing resident of Withington (family of 4) to express our full support for the above licencing application to the old Nat West Bank

As a family we fully support this proposal which we believe will introduce a much needed higher standard of hospitality offer into the heart of Withington Village. This will have a significantly positive impact on the regeneration of the wider Withington Village.

We would also state that we live close by the Village that we have no problem whatsoever with the 12 midnight alcohol times.

Regards

David , Rebecca, Ruby & George Payne

Reference 256731/BJ1

From: Spencer Nute <spencer@inview.co.uk>

Sent: 28 April 2021 14:02

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

Subject: Reference 256731/BJ1

To Whom It May Concern,

I'm writing in support of the above application at the old Natwest site in Withington. I firmly believe the proposal would not only be a brilliant addition to Withington but would also be transformative for the village. Having a top quality operator in Withington Village would encourage others to invest in the area which is needed.

Community Whatsapp groups today are being flooded with words of support so I'm sure you'll be receiving many other emails of support.

I've been a resident of Withington for over 20 years and currently reside on Parsonage Road with two school age children. Therefore I'm fully invested in the area for now and the future and would like you to approve the application.

Many thanks,

Spencer Nute

Old NatWest Bank, Withington

From: Dave Bailey <d Bailey1069@gmail.com>

Sent: 28 April 2021 12:13

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

Subject: Old NatWest Bank, Withington

To whom it may concern,

I am writing to show my support for the Licence Application :

Reference: 256731/BJ1

Premises: 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

As a resident of Withington for over 23 years I have watched the decline of the village for some years now when you compare it with West Didsbury, Didsbury Village and Chorlton.

There has been some really good work lately by local residents including myself to get involved in local schemes such as the WPHI, Withington Walls etc. not to mention saving Withington Baths all those years ago.

We have also done a couple of pop up beer festivals in the old bank so I know what a beautiful building this is so it is such a shame to still see it lying empty. The thought of this new development progressing into a top quality food restaurant and bar is very exciting times for us residents including my own children when they get older. It will also create the much needed people traffic into the Village and in-time reduce social and crime issues.

Please support this Licence Application and Approve it for the future of our village.

My contact details are listed at the bottom of this email if you would like to contact me.

Thanks

Dave Bailey

14 Delaine Road
Withington
M20 4QP

Mobile: 07734 931507

Re: Premises Licence (new)

Reference: 256731/BJ1

Premises: TBC, 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

General description of premises as given by the applicant:

All day brasserie

Proposed hours and licensable activities:

Provision of regulated entertainment (indoor sporting events):
Mon to Sun 10am to 11pm

Provision of regulated entertainment (recorded music):
Mon to Sun 9am to 12midnight

Provision of late-night refreshment:
Mon to Sun 11pm to 12midnight

The supply of alcohol for consumption both on and off the premises:
Mon to Sun 10am to 12midnight

Opening hours:
Mon to Sun 7am to 00.30am

Revised Comments of Withington Civic Society

We object to the application.

In particular we consider that the Withington Area Stress Policy should be adhered to, and therefore the Licensing Panel should:

- a) Reject the application for the supply of alcohol off the premises
- b) Reject the application for the provision of late night refreshment
- c) Reduce the opening hours from 7 am to 11.30 pm
- d) Reduce the hours for the supply of alcohol on the premises from 10 am to 11 pm
- e) Reduce the hours for the provision of regulated entertainment from 9 am to 11 pm

We have spoken to the proposed licence holders who advised us that they had would agree these amendments to the above application so that it adheres completely with the Withington Area Stress Policy. In particular, they advise

- The supply of alcohol off the premises is no longer requested
- The supply of alcohol on the premises (along with time for regulated entertainment and late night refreshment) may be limited to 11 pm
- Opening hours reduced to a closing time of 11.30 pm

Steve Allen

6a Parsonage Road, Withington, Manchester M20 4PQ

For and on behalf of Withington Civic Society

28th April 2021

Support for application 256731/BJ1

From: Tim Levell <tim.levell@gmail.com>

Sent: 28 April 2021 23:43

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

Subject: Support for application 256731/BJ1

Reference: 256731/BJ1

Premises: 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

Dear Sir or Madam

I am writing to express my support for the above Licence Application :

As a local Withington resident for over 10 years, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing at what used to be the Old Bank building and currently standing empty.

Over the last couple of years local residents including myself have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in.

Much like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and heart of the village. It will also create the much needed people traffic into the Village and in-time reduce social and crime issues.

I am aware of the hours stated in the application, and support them - in fact, would be happy with later hours. Premises like this need to be commercially viable and being allowed to sell alcohol in the small hours seems eminently sensible to me. The nature of the premises will discourage binge or excessive drinking.

If you would like to contact me for any further feedback, please feel free to.

All the best

Tim Levell

6 Parsonage Road, Withington, M20 4PQ

07710 371203

Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF, (Withington ward)

From: Fallowfield Community Guardians <fallowfieldcgs@gmail.com>

Sent: 28 April 2021 17:35

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

Subject: Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF, (Withington ward)

Dear Sirs

I am writing on behalf of Fallowfield & Withington Community Guardians. We object to the licence as listed in the application below because we feel the late hours will undermine the licensing objectives in the village. In particular we feel that patrons coming and going until 00.30am Mon-Sun would disturb nearby residents and increase public nuisance. Downing House Older Persons Care Home is located in close proximity to the premises along Swinbourne Grove, a residential street with families and older persons living there. Residents in the new flats at the rear of the premises are also very likely to be disturbed. As the premises falls within the Withington Stress Policy area, we feel it is very important that the policy recommendations are upheld to protect residents from night time noise and ensure their right to a good night's sleep.

However, we understand that the applicant is willing to adhere to the Withington Stress Policy with the following conditions:

- no off sales of alcohol;
- no sale of alcohol on the premises after 11pm;
- the premises will be open from Mon-Sun 10am and close at 11.30pm;
- there will be no regulated entertainment requiring a licence.

If these conditions are correct and applicable and would be on the licence, we would be happy to compromise to the above conditions before the hearing date.

Yours

Sue Hare
Community Guardian Coordinator
Fallowfield & Withington

**Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF
(Withington Ward)**

From: Kattie Kincaid <sefrg.residents@gmail.com>

Sent: 28 April 2021 22:24

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

Subject: Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF
(Withington Ward)

Dear Sirs/Madam,

I am writing on behalf of South East Fallowfield Residents' Group and we would like to object to the current licence application.

We think that the later opening hours and off licence sales will undermine the licensing objections. Withington is a residential area and we think that a 12.30am closing time Monday to Sunday will definitely disturb local residents, especially because this is a very big venue with a capacity of over 300 people. Residents in the old people's care home and the residential houses on Swinburne Grove are likely to be most disturbed, as well as the people who will be moving into the new flats immediately behind these premises and this is unacceptable, especially bearing in mind that Withington is a Stress Policy area.

Following our zoom meeting with the applicant on 27th April, the applicant assured us that he wanted to adhere to the stress policy and that he was amending his licence application so that there would be no off licence sales and no sale of alcohol at the premises after 11pm and finally that the venue would close at 11.30pm. If this is the case we are happy to compromise to the above conditions before the hearing date.

Yours faithfully,

Kattie Kincaid
On behalf of SEFRG

Dear Sir \ Madam

28th April 2021

Your Ref: 256731/BJ1

Licensing application Former Nat West Bank 437 Wilmslow Road, Manchester, M20 4AF

I write on behalf of Withington Village Regeneration Partnership (WVRP) with regard to the above licencing application and in particular to express the full support of the WVRP for this proposal.

The WVRP is a fully constituted organisation which was set up in 2017 as a direct reaction to local disenchantment in the decline of our local High Street, colloquially known as Withington Village. The WVRP consists of, inter alia:

- Members of the local community with professional experience & expertise in regeneration/planning/ transportation/architecture/place making
- Community groups & social enterprises such as Withington Civic Society & Withington Baths
- Local traders / landowners / developers
- Southway Housing Association
- Manchester City Council in the form of all 6 elected members and senior officers
- The local MP for Withington
- The Christie Hospital

The WVRP is constituted as a Charitable Incorporated Organisation whose basic remit is to progress positive regeneration in Withington Village through its agreed objects including:

- Creation of employment / development opportunities
- Improvement of public amenities inc. public realm
- Creation / improvement of recreational facilities
- Conservation of the built environment
- Encouragement of social inclusion for all ages groups

We believe that the proposed use will represent a much welcomed high quality hospitality offer in the Village which sits well with the WVRP's aspirations to regenerate the wider Village.

We are aware of the operator and how they run other reputable venues in Manchester and welcome them to become part of our offer in Withington.

Regards

David Payne

Chair

WITHINGTON VILLAGE REGENERATION PARTNERSHIP



To whom it may concern,

“We are Withington” are a group of traders and service providers who collectively champion and, through shared endeavour, seek to improve Withington village for our diverse community. Most noticeably this has been seen in a series of extremely successful “Withington by Night” events; supporting fundraising for the “Withington Walls” street art project.

It has been brought to our attention that there has been a licence application by Premier Food and Beverage Company Ltd for the former Natwest bank (see reference below). Having reviewed the details of the application, we would be keen to support it as we feel the district centre would benefit from another hospitality offer and it would be great to see one of our heritage buildings being restored and put back to use.

Reference: 256731/BJ1

Premises: 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

Your faithfully

Lizzy Pilling

Chair: We are Withington