



Licensing Sub Committee Hearing Panel

Date: Monday, 19 July 2021
Time: 10.10 am (or at the rise of the Licensing Committee)
Venue: Council Chamber, Level 2, Town Hall Extension

Everyone is welcome to attend this Sub-Committee meeting.

Access to the Council Chamber

Public access to the Council Chamber 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.

Face Masks/Track and Trace

Anyone attending the meeting is encouraged to wear a face mask for the duration of your time in the building and to provide contact details for track and trace purposes.

Membership of the Licensing Sub Committee Hearing Panel

Councillors - Connolly, Jeavons and Lynch

Agenda

- 1. Urgent Business**
To consider any items which the Chair has agreed to have submitted as urgent.
- 2. Appeals**
To consider any appeals from the public against refusal to allow inspection of background documents and/or the inclusion of items in the confidential part of the agenda.
- 3. Interests**
To allow Members an opportunity to [a] declare any personal, prejudicial or disclosable pecuniary interests they might have in any items which appear on this agenda; and [b] record any items from which they are precluded from voting as a result of Council Tax/Council rent arrears; [c] the existence and nature of party whipping arrangements in respect of any item to be considered at this meeting. Members with a personal interest should declare that at the start of the item under consideration. If Members also have a prejudicial or disclosable pecuniary interest they must withdraw from the meeting during the consideration of the item.
- 4. Application for a Premises Licence Variation - Premium Welcome Store, 196 Chapman Street, Manchester, M18 8WB - determination** 5 - 6
The determination papers are enclosed.
- 5. Application for a New Premises Licence - O'Donnell Moonshine Ltd, Lower Ground Floor, 10-12 Little Lever Street, Manchester, M1 1HR - determination** 7 - 10
The determination papers are enclosed.
- 6. Application for New Premises Licence - Mitre Hotel, 1-3 Cathedral Gates, Manchester, M3 1SW - determination** 11 - 14
The determination papers are enclosed.
- 7. Application for a New Premises Licence - Units 1 & 2, Retail Unit M110, New Quay Street, Manchester, M3 3HA - determination** 15 - 92
This item is now a determination and the determination papers are enclosed.
- 8. Exclusion of the Public**
The officers consider that the following item or items contains exempt information as provided for in the Local Government Access to Information Act and that the public interest in maintaining the exemption outweighs the public interest in disclosing the information. The Executive is recommended to agree the necessary resolutions excluding the public from the

meeting during consideration of these items. At the time this agenda is published no representations have been that this part of the meeting should be open to the public.

9. Application for a Personal Licence - P.C. - WITHDRAWN

Information about the Committee

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

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

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

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

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

Smoking is not allowed in Council buildings.

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

Further Information

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

Ian Hinton-Smith
Tel: 0161 234 3043
Email: ian.hinton-smith@manchester.gov.uk

This agenda was issued on **Friday, 9 July 2021** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 3, Town Hall Extension (Lloyd Street Elevation), Manchester M60 2LA



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 259536
Name: Premium Welcome Store
Address: 196 Chapman Street, Manchester, M18 8WB
Ward: Gorton and Abbey Hey
Application Type: Premises Licence variation
Name of Applicant: Bilal Ashraf
Date of application: 04 June 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

Supply of alcohol for consumption off the premises only:

Sunday to Thursday 07:00 - 23:00

Friday and Saturday 07:00 - 23:30

Opening hours

Sunday to Thursday 07:00 - 23:00

Friday and Saturday 07:00 - 23:30

Representations received

Licensing & Out of Hours
Compliance

LOOH objected to the application based on the grounds that the premises is in close proximity to residential properties. LOOH and the applicant have come to an agreement to reduce the hours for the supply of alcohol and the opening hours.

Agreements between parties

Agreement has been reached between all parties to amend the alcohol and opening hours to:

Sunday to Thursday 07:00 - 23:00

Friday and Saturday 07:00 - 23:30

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: 258972
Name: O'Donnell Moonshine Ltd
Address: Lower Ground Floor, 10-12 Little Lever Street,
 Manchester, M1 1HR
Ward: Piccadilly
Application Type: Premises Licence (new)
Name of Applicant: O'Donnell Moonshine Ltd
Date of application: 28 May 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 7pm

Opening hours:
 The premises is not open to members of the general public

Representations received

Licensing & Out of Hours
 Compliance

LOOH Compliance are not satisfied that the conditions being proposed via the applications Operating Schedule are sufficiently robust and comprehensive to ensure that the Four Licensing Objectives will be fully upheld and enforced and, consequently, are requesting that a range of conditions be imposed on to any subsequently granted premises licence.

The Trading Standards Service	The Trading Standards Service have expressed concern regarding the proposal for home delivery of alcohol and potential issues relating to the protection of children from harm. To address their concerns the Trading Standards Service are requesting the imposition of a number of conditions on to any subsequently granted premises licence that they believe will ensure the upholding of the Licensing Objective relating to the protection of children from harm
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Agreements between parties

Licensing & Out of Hours Compliance Team:

The conditions listed below are to replace wholesale those conditions proposed by the applicant via the applications Operating schedule:

1. Staff shall be provided with comprehensive training in the Challenge 25 policy; health and safety within the workplace; fire safety; complying with the licence conditions; and obligations and offences under the Licensing Act that apply to the sale of alcohol.
2. 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 shall be given to a new member of staff before they commence paid employment. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.
3. No promotional communications may be carried on for the purpose of encouraging the sale or supply of alcohol from the premises, which can reasonably be considered to condone, encourage or glamorise antisocial behaviour or to refer to the effects of drunkenness in any favourable manner.
4. Any promotional activity shall comply with the most current Portman Group code of practice on the rules for naming, packaging and promotion of alcoholic drinks
5. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations .
6. Regular premises safety checks shall be carried out by staff ensuring that emergency exits are clearly visible, unobstructed and well maintained.
7. A first aid box shall be available at the premises at all times
8. The DPS shall prepare a risk assessment for the premises which shall account for fire safety and shall identify potential hazards posed to staff or members of the public, setting out precautions to manage the hazards. Risk assessments shall be reviewed every 12 months and a copy of each risk assessment shall be kept at the premises and be available for inspection by the licensing authority.

9. All deliveries of alcohol shall only be delivered to an address with a valid postcode and shall only be delivered directly to that property and not to a public place.
10. Alcohol delivery shall be refused if delivery staff consider the person receiving the delivery to be underage or under the influence of alcohol or drugs.
11. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.
12. No bottles, glasses or similar items may be disposed of in outside receptacles between the hours of 2300 and 0700.
13. No deliveries must be made to the premises between 2200 and 0700 hours.
14. The premises and its immediate surrounding area shall be kept clean and free from litter
15. Any order dispatched containing alcohol shall be suitably marked and any courier service used shall be aware that identification shall need to be shown prior to delivery and cannot be left with a third party.
16. All sales of alcohol for consumption off the premises shall not be removed from premises unless in sealed containers only.
17. The premises shall implement age-verification procedures at both the point of sale and the delivery of alcohol. The Challenge 25 age verification policy shall be implemented at the point of delivery with delivery staff trained to ask customers whom they believe to appear under the age of 25 to produce photographic identification.
18. Proof of age shall only comprise a passport, photo card driving licence, an EU/EEA national ID card or similar document, an HM Forces warrant card, or a card bearing the PASS hologram.

The Trading Standards Service:

1. The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an HM Forces warrant card, or a card bearing the PASS hologram. **(N.B. – This condition duplicates Conditions 17 and 18 as being proposed by Licensing Out of Hours and Compliance Team)**
2. 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.
3. All sales will be made through online sales only, there shall be no other means to place an order.
4. All staff engaged in the delivery of alcohol will be trained with regards to the Challenge 25 policy. This training shall be documented, and training refreshed at no greater than 12 monthly Intervals. The Premises Licence holder shall also ensure that all employees of any third party engaged in the delivery of alcohol,

i.e. couriers, have also been trained by their employers regarding the Challenge 25 policy. This training shall also be documented.

5. At the point of delivery, the Challenge 25 policy shall be operated. The only ID that should be accepted is a passport, photo driving licence, PASS accredited proof of age card or military identification card. **(N.B. – This condition duplicates Conditions 17 and 18 as being proposed by Licensing Out of Hours and Compliance Team)**
6. The Premises Licence Holder shall 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”.
7. 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



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 259215
Name: Mitre Hotel
Address: Mitre Hotel, 1-3 Cathedral Gates, Manchester, M3 1SW
Ward: Deansgate
Application Type: Premises Licence (new)
Name of Applicant: Anthony Sheridan Limited
Date of application: 27 May 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

Provision of regulated entertainment, films, indoors only:
 Mon to Sun 24 hours per day

Provision of regulated entertainment, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, indoors only:

Mon to Sun 11am to 1.30am

Non Standard Timings: 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 evenings preceding a Bank Holiday.

Provision of late night refreshment, indoors only:

Mon to Sun 11pm to 5am

Non Standard Timings: 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 begins to disapply its effect.

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

Mon to Sun 9am to 3am

Non standard timings: 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 begins to disapply its effect.

An additional hour on the evenings preceding a Bank Holiday.

Opening hours:

Mon to Sun 24 hours per day

Representations received

<p>Greater Manchester Police</p>	<p>The premises themselves are usually very busy during these times and if this new door staff condition was attached to premises licence it would mean that the premises would not have to provide door staff during the times when the premises and the vicinity were experiencing their peak demand</p> <p>GMP has no issue with the vast majority of the application but we would ask that the door staff condition offered by the applicant is replaced with a condition closer to the one on the existing premises licence</p>
<p>Licensing & Out of Hours Compliance</p>	<p>The Licensing and Out of Hours Team (LOOH) have assessed the likely impact of the granting this application taking into account a number of factors, including the nature of the business, size of the premise and the ability to uphold the four licensing objectives. As a result of this assessment they have concerns that the granting of this application is likely to lead to issues of public nuisance as the application seeks to reduce the level of security staff at the premise.</p>

Agreements between parties

Greater Manchester Police:

1. On any Friday, Saturday and Bank Holiday Sunday, at least one SIA registered door supervisor shall be employed from 21:00 until 30 minutes after close (to those other than hotel residents and their bona fide guests) to assist with the safe and orderly dispersal of customers. (This is in place of our proposed condition A7).
2. When employed, 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.

Licensing & Out of Hours Compliance:

The condition duplicates condition 1 agreed with Greater Manchester Police

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 – 19 July 2021

Subject: Units 1&2, Retail Unit M110, New Quay Street, Manchester, M3 3HA -
App ref: Premises Licence (new) 259417

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: Deansgate

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: Bryan Johnson
Position: Technical Licensing Officer
Telephone: N/A
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 02 June 2021, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of Units 1&2, Retail Unit M110, New Quay Street, Manchester, M3 3HA in the Deansgate 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 Gorillas Technologies UK Ltd.
- 2.3 The description of the premises given by the applicant is: *'Warehouse delivering groceries, food and drink (including alcohol) for online sales and delivery to customers home or office address.'*
- 2.4 The proposed designated premises supervisor is Miss Jessica Kilbourne.
- 2.5 **The licensable activities applied for:**

The supply of alcohol for consumption off the premises only:
Mon to Sun 8am to 12midnight

Opening hours:

The premises are not accessible to members of the general public (the times indicated on the application form relate to the premises operating hours only).

- 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 3 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:

- MCC Licensing and Out of Hours Compliance Team;

Other Persons:

- Deansgate Ward Councillors;
- Residents (x1).

- 3.2 Summary of the representations:

Party	Grounds of representation	Recommends
Licensing and Out of Hours Compliance Team	<p>In regard to the application: concerns have been expressed by the Licensing Out of Hours and Compliance Team in relation to the Licensing Objectives relating to the protection of children from harm and the prevention of public nuisance.</p> <p>LOOH are requesting that a range of conditions be imposed on to any subsequently granted premises licence that will address their concerns in regard to the provision of the proposed home delivery service for alcoholic beverages and which, they believe, will ensure that the Licensing Objective relating to the</p>	Grant with conditions

	<p>protection of children from harm will be correctly upheld and enforced (i.e. age verification procedures, operation of the 'Challenge 25' Policy etc.).</p> <p>Furthermore, in order to ensure that the Licensing Objective relating to the prevention of public nuisance is correctly upheld, further conditions are being requested that will place a responsibility on the premises to prevent noise nuisance issues being generated by delivery staff</p>	
Deansgate Ward Councillors	<p>An objection to the application has been submitted by the Local Ward Councillors on the basis of all of the Four Licensing Objectives likely to be being undermined should the application be granted in its current form.</p> <p>Concern has been expressed regarding how the operation of the premises is likely to impact negatively upon nearby residential premises (re: delivery of stock, the collection and delivery of orders, resulting parking/congestion/noise issues etc.) and also the potential to add to existing vehicular traffic and congestion on the roadway passing the premises. However there has been no recommendation via the Local Ward Councillors representation that the application should be refused and no extra conditions are being proposed via the representation either that will suitably address and allay the concerns being stated.</p>	N/A
Residents (x1)	<p>The private resident who has submitted a representation against the application has confirmed that they do not object to the application 'per se' but that they are concerned that potential public nuisance issues could arise at the premises regarding mobile delivery staff leaving their bicycles on the public highway outside the premises. The private resident is requesting that a suitable internal space/facility be created at the premises that will ensure that no issues are created that could lead to public nuisance situations arising or being created outside the premises on the public pathway/highway.</p>	N/A

- 3.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at **Appendix 4**.
- 3.4 Agreements on conditions have been reached with Licensing and Out of Hours Compliance Team.
4. **Key Policies and Considerations**
- 4.1 **Legal Considerations**
- 4.1.1 Hearings under the Licensing Act 2003 operate under the Licensing Act 2003 (Hearings) Regulations 2005.
- 4.2 **New Information**
- 4.2.1 In accordance with Regulation 18 of the Licensing Act 2003 (Hearings) Regulations 2005, the authority may take into account documentary or other information produced by a party in support of their application, representations or notice either before the hearing or, with the consent of all parties, at the hearing.
- 4.3 **Hearsay Evidence**
- 4.3.1 The Panel may accept hearsay evidence and it will be a matter for the Panel to attach what weight to it that they consider appropriate. Hearsay evidence is evidence of something that a witness neither saw nor heard, but has heard or read about.
- 4.4 **The Secretary of State's Guidance to the Licensing Act 2003**
- 4.4.1 The Secretary of State's Guidance to the Licensing Act 2003 is provided for all parties involved in licensing. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.
- 4.4.2 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The Guidance is therefore binding on all licensing authorities to that extent. However, the Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons.
- 4.4.3 Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.
- 4.5 **Manchester Statement of Licensing Policy**
- 4.5.1 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' its statement of licensing policy.

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

Section 6: What we aim to encourage

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

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

Section 7: Local factors

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

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

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

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

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

- MS1 Implement effective security measures at the premises
- MS2 Effective general management of the premises
- MS3 Responsible promotion and sale of alcohol
- MS8 Prevent noise nuisance from the premises
- MS12 Prevent underage sales of alcohol, including proxy sales

Section 9: Alcohol delivery services

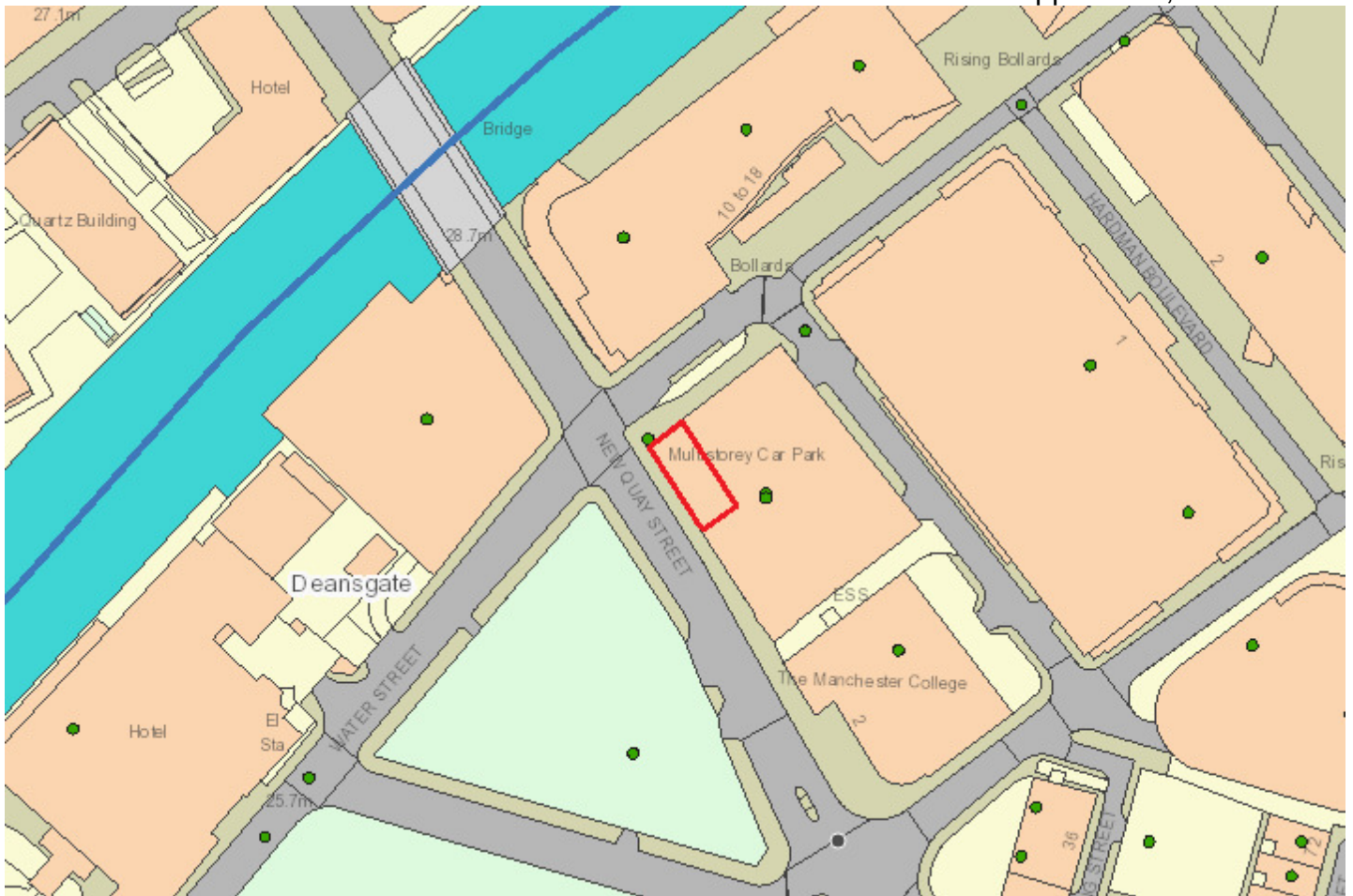
This section sets out specific provisions for alcohol delivery services to be considered in conjunction with relevant standards from Section 8 of the Policy

Conclusion

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

- 4.9 The conditions consistent with the operating schedule may be modified to alter or omit any of them or to add any new condition, including restricting the times at which licensable activities authorised by the licence can take place.
- 4.10 All licensing determinations should be considered on the individual merits of the application.
- 4.11 The Panel's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.
- 4.12 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 4.13 **The Panel is asked to determine the application.**

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Units 1&2
Retail Unit M110, New Quay Street, Manchester, M3
3HA

Premises Licensing
Manchester City Council

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Survey100019568.



PREMISE NAME: Units 1&2

PREMISE ADDRESS: Retail Unit M110, New Quay Street, Manchester, M3 3HA

WARD: Deansgate

HEARING DATE: 19/07/2021

**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 GORILLAS TECHNOLOGIES UK LTD

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			
Units 1&2 at Retail Unit M110, New Quay Street,			
Post town	Manchester	Postcode	M3 3HA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£0

Part 2 - Applicant details

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

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

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

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

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over		Please tick yes	
Nationality					
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name GORILLAS TECHNOLOGIES LTD
Address We Work Hoxton Senna Building, Gorsuch Place, London, E2 8JF
Registered number (where applicable) 13008621
Description of applicant (for example, partnership, company, unincorporated association etc.) 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
0	1	0 7 2 0 2 1

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)

Warehouse delivering groceries, food and drinks including alcohol for online sales and delivery at customer's home or office address. The public are not admitted to the premises as it is a delivery operation only.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

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

[✓]

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

F

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

G

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

H

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

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	
				Off the premises	[✓]
				Both	
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	08.00	00.00			
Tue	08.00	00.00			
Wed	08.00	00.00			
Thur	08.00	00.00			
Fri	08.00	00.00			
Sat	08.00	00.00			
Sun	08.00	00.00			
			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 Jessica Kilbourne	
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).

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	08.00	00.00	
Tue	08.00	00.00	
Wed	08.00	00.00	
Thur	08.00	00.00	
Fri	08.00	00.00	
Sat	08.00	00.00	
Sun	08.00	00.00	

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

The public are not admitted to the premises

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)

See attached schedule of conditions

b) The prevention of crime and disorder

See box a

c) Public safety

See box a

d) The prevention of public nuisance

See box a

e) The protection of children from harm

See box a

Checklist:

Please tick to indicate agreement

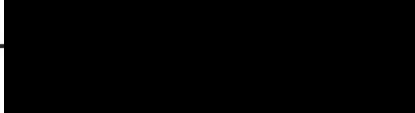

- I have made or enclosed payment of the fee. [✓]
- I have enclosed the plan of the premises. [✓]
- I have sent copies of this application and the plan to responsible authorities and others where applicable. [✓]
- I have enclosed the consent form completed by the individual I wish to be designated premises 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 (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.

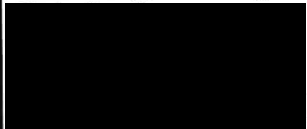




Part 4 – Signatures (please read guidance note 11)

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, if appropriate (please see note 15)
Signature	
Date	
Capacity	Solicitors for the applicant

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

Signature	
Date	
Capacity	

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

Notes for Guidance

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

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

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

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

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

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

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

permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,

- (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
- (iv) self-sufficient e.g. bank statements.

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

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

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

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

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

Conditions Proposed

The person taking the order and /or making the delivery must ensure that the recipient is 18 years of age. If they appear under 25 years of age, photographic ID will be required before the alcohol is handed over. Acceptable identification for the purpose of this condition:

Current passport or an equivalent form of identification such as a national identity card with a photograph and date of birth;

Current photographic driving licence or provisional licence with date of birth

Military identification Card with a photograph and date of birth;
and

A Proof of Age Standards Scheme (PASS) approved age card.

- a) Staff making the deliveries of alcohol must be at least 18 years of age
- b) Alcohol can only be delivered to a residential or business address not a public place
- c) Delivery staff will not deliver to any person anywhere other than a residential/business address given when the order was placed
- d) Any deliveries containing alcohol where the recipient is unable to provide identification and proof of age will be terminated.

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of the Local Government Act 1972.

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**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

Name	Steve Harrison
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 259417
Name of Premises	Units 1&2
Address	Retail Unit M110, South Quay Street, Manchester, M3 3HA

Representation
<p><i>The Licensing and Out of Hours Team have assessed the likely impact of the grant of this application, considering several factors, including the nature of the business, (online sales and delivery), the proximity of residential properties, the hours applied for and the type of training provided for staff. The applicant has offered a limited operating schedule that indicates how the premises shall operate. I have spoken to the applicant's legal representative who has provided me with some more details on how the applicant intends to provide a service</i></p> <p><i>I would like to propose the following licence conditions are added to the operating schedule in order to fully promote the licensing objectives of The Prevention of Public Nuisance, The protection of children from harm.:-</i></p> <p><i>1 Delivery drivers shall conduct the collection and delivery of goods in a manner that will not cause any noise disturbance to local residents. This includes the avoidance of slamming doors, playing music, shouting and sounding of horns to signal their arrival.</i></p> <p><i>2 Customers shall be instructed when placing orders that only deliveries to a premise with a valid postcode will be made and that no collections can be allowed directly from the driver in the street or any public area.</i></p> <p><i>3 Staff training shall be documented and refreshed every six months for each member of staff. This training shall include</i> <i>Challenge 25 training</i> <i>Recognising signs of drunkenness</i> <i>Proxy sales</i> <i>How to refuse service</i></p> <p><i>4 Staff must always be in possession of formal identification when working and be over the age of 18 years. This identification shall be shown to a relevant licensing officer or police constable upon request</i></p> <p><i>5 The premises licence holder will ensure that a sticker is applied to all</i></p>

consignments of alcohol. The sticker shall read "This package contains age restricted products. Ensure the recipient is over 18 years"

6 A log shall be kept recording 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 refusal and the name of the staff member who refused the sale.

7 The challenge 25 scheme shall be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof of age documentation.

This shall comprise of a passport, photo card driving licence, An HM Forces warrant card or a card bearing the PASS hologram

8 The Designated Premises Supervisor shall maintain an updated letter of authorisation to serve alcohol. This shall be kept at the warehouse and be available for inspection from a licensing officer of police constable on request.

9 The Designated Premises Supervisor shall have day to day control of the business and be available at the premises on request

Recommendation: Approve with Conditions (Outlined Above)

REPRESENTATION FROM CLLR1

From: William Jeavons [REDACTED]
Sent: 29 June 2021 18:42
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: Joan Davies [REDACTED]; Marcus Johns
[REDACTED]

Subject: Re: Premises Licence (new) 259417/BJ1: Units 1&2, Retail Unit M110, New Quay Street, Manchester, M3 3HA, (Deansgate ward)

Hello

I have been contacted by local residents and am writing on my and their behalf to object to this application.

These units sit directly on an increasingly busy street (Little Quay Street) with double yellow lines controlling use and adjacent to Leftbank apartments which includes a large number of residential apartments.

As part of the City Centre transport strategy this street is a fundamental route for through traffic and access to developments in the St Johns, Water Street and on the Factory sites.

This application for a delivery service will have an impact on parking, congestion, noise on collection and delivery of orders. No mention is made of a management and how this will be handled. The operating hours mean potential night time disruption and noise while deliveries are picked up and distributed.

I am objecting to:

- Hours of operation.
- No active management plans.
- No explanation of collection / delivery of orders
- Restrictions of hours and process of delivery of stock to the unit.

My objections relate to all areas of the licensing objective.

Regards

William

Councillor William Jeavons
Labour Member - Deansgate Ward Manchester

[REDACTED]
[REDACTED]
[REDACTED]

REPRESENTATION FROM RES1

From: Evelyn O'Dowd [REDACTED]
Sent: 30 June 2021 11:09
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Fwd: Reference: 259417/BJ1 Units 1&2, Retail Unit M110, New Quay Street

Apologies, my previous email was sent too early.

I understand from Gorilla's website that deliveries are by bike. There doesn't appear to be a building planning application so the format of the site is unknown. There needs to be an internal space where the bikes are loaded and the riders wait for orders. The pavement cannot be used as a 'bike store' as current bike delivery riders appear to behave when collecting from other retail outlets.

Regards
Evelyn
E O'Dowd, [REDACTED]

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

From: **Evelyn O'Dowd** [REDACTED]
Date: Wed, 30 Jun 2021 at 11:02
Subject: Reference: 259417/BJ1 Units 1&2, Retail Unit M110, New Quay Street
To: <premises.licensing@manchester.gov.uk>

Good Morning

I don't have an objection to the licence application, per se, as I understand alcohol sales are not for consumption on site. My concern is around the potential for additional traffic relating to deliveries to and from the premises.

Large deliveries to site will require the vehicle to either park on New Quay Street or to use the layby on Water Street. Neither solution is very satisfactory. Parking on New Quay Street will cause congestion. Parking in the layby on Water Street means occupying the whole of the only layby in this area where parking is prohibited by Spinningfields Estate Management. In addition, the layby is directly opposite residents apartments so deliveries should only occur during the day, and not at busy periods.

I understand from Gorilla's website that deliveries are by bike. There doesn't appear

Regards
Evelyn

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
<p>1. The person taking the order and /or making the delivery must ensure that the recipient is 18 years of age. If they appear under 25 years of age, photographic ID shall be required before the alcohol is handed over. Acceptable identification for the purpose of this condition shall include:</p> <ul style="list-style-type: none"> • current passport or an equivalent form of identification such as a national identity card with a photograph and date of birth; • current photographic driving licence or provisional licence with date of birth; • military identification card with a photograph and date of birth; • A 'Proof of Age Standards Scheme' (PASS) approved age card. <p>2. Staff making the deliveries of alcohol shall be at least 18 years of age.</p> <p>3. Alcohol shall only be delivered to a residential or business address and not a public place.</p> <p>4. Delivery staff shall not deliver to any person anywhere other than a residential/business address, given when the order was placed.</p> <p>5. Any deliveries containing alcohol where the recipient is unable to provide identification and proof of age shall be terminated.</p>	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
<p>6. Delivery drivers shall conduct the collection and delivery of goods in a manner that shall not cause any noise disturbance to local residents. This includes the avoidance of slamming doors, playing music, shouting and sounding of horns to signal their arrival.</p> <p>7. Customers shall be instructed when placing orders that only deliveries to a premise with a valid postcode shall be made and that no collections shall be allowed directly from the driver in the street or any public area.</p> <p>8. Staff training shall be documented and refreshed every six months for each member of staff. This training shall include:</p> <ul style="list-style-type: none"> • Challenge 25 training • recognising signs of drunkenness • proxy sales 	Yes	Licensing and Out of Hours

Schedule of Licence Conditions

<ul style="list-style-type: none"> • how to refuse service <p>9. Staff must always be in possession of formal identification when working and be over the age of 18 years. This identification shall be shown to a relevant licensing officer or police constable upon request.</p> <p>10. The premises licence holder shall ensure that a sticker is applied to all consignments of alcohol. The sticker shall read “This package contains age restricted products. Ensure the recipient is over 18 years”.</p> <p>11. A log shall be kept recording 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 refusal and the name of the staff member who refused the sale.</p> <p>12. The challenge 25 scheme shall be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof of age documentation. This shall comprise of a passport, photo card driving licence, An HM Forces warrant card or a card bearing the PASS hologram</p> <p>13. The Designated Premises Supervisor shall maintain an updated letter of authorisation to serve alcohol. This shall be kept at the warehouse and be available for inspection from a licensing officer of police constable on request.</p> <p>14. The Designated Premises Supervisor shall have day to day control of the business and be available at the premises on request</p>		
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Licensing Act 2003 (Hearings) Regulations 2005

Reference: 259417
Name: Units 1&2
Address: Retail Unit M110, New Quay Street, Manchester, M3 3HA
Ward: Deansgate
Application Type: Premises Licence (new)
Name of Applicant: Gorillas Technologies UK Ltd
Date of application: 02 June 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 12midnight

Opening hours:

The premises are not accessible to members of the general public (the times indicated on the application form relate to the premises operating hours only).

Representations received

Licensing & Out of Hours Compliance

Due to the nature of the business, (online sales and delivery) combined with the proximity of residential properties, the hours applied/type of training provided for staff LOOH Compliance believe that there exists the potential for the Licensing Objectives relating to the prevention of public nuisance and the protection of children from harm being adversely impacted upon. Specific conditions are being requested to be imposed on to any subsequently granted premises licence that will ensure the Licensing Objectives are fully upheld and enforced.

Agreements between parties

Licensing & Out of Hours Compliance:

- Delivery drivers shall conduct the collection and delivery of goods in a manner that shall not cause any noise disturbance to local residents. This shall include the avoidance of slamming doors, playing music, shouting and sounding of horns to signal their arrival.
- Customers shall be instructed when placing orders that only deliveries to a premise with a valid postcode will be made and that no collections can be allowed directly from the driver in the street or any public area.
- Staff training shall be documented and refreshed every six months for each member of staff. This training shall include:
 - Challenge 25 training
 - Recognising signs of drunkenness
 - Proxy sales
 - How to refuse service
- Staff must always be in possession of formal identification when working and be over the age of 18 years. This identification shall be shown to a relevant licensing officer or police constable upon request.
- The Premises Licence Holder shall ensure that a sticker is always applied to consignments of alcohol. The sticker shall read “This package contains age restricted products. Ensure the recipient is over 18 years”.
- A log shall be kept recording 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 refusal and the name of the staff member who refused the sale.
- The Challenge 25 Scheme shall be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof of age documentation. This shall comprise of a passport, photo card driving licence, An HM Forces warrant card or a card bearing the PASS hologram.
- The Designated Premises Supervisor shall maintain an updated letter of authorisation to serve alcohol. This shall be kept at the warehouse and be available for inspection from a licensing officer or police constable on request.
- The Designated Premises Supervisor shall have day to day control of the business and be available at the premises on request.

Background documents (available for public inspection):

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