



## **Licensing Sub Committee Hearing Panel**

Date: Tuesday, 3 August 2021

Time: 10.00 am

Venue: Council Chamber, Level 2, Town Hall Extension

Everyone is welcome to attend this 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 the Lloyd Street entrances of the Extension.**

### **Face Mask / Track and Trace**

You are encouraged to wear a face mask when moving around the building and to provide contact details for track and trace purposes.

## **Membership of the Licensing Sub Committee Hearing Panel**

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**Councillors** - Ludford (Chair), Jeavons and McHale

## Agenda

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**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 Variation of Premises Licence - Joe's Grill, 317 Wilmslow Road, Manchester, M14 6NW - to follow**

**5. Application for New Premises Licence - Divine Wellness, 1 Withington Road, Manchester, M16 7BW - to follow**

**6. Application for New Premises Licence - Summer of Love, Dantzic Street - determination**

5 - 8

A copy of the determination is enclosed.

**7. Application for New Premises Licence - Getir Ltd Arch 87, North Western Street, Manchester, M12 6DY**

9 - 12

A copy of the determination is enclosed.

## Information about the Committee

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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

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

Ian Hinton-Smith  
Tel: 0161 234 3043  
Email: [i.hintonsmith@manchester.gov.uk](mailto:i.hintonsmith@manchester.gov.uk)

This agenda was issued on **Friday, 23 July 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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## Licensing Act 2003 (Hearings) Regulations 2005

**Reference:** 260078  
**Name:** Summer of Love  
**Address:** 200-204 Dantzic Street, Manchester, M4 4DD  
**Ward:** Cheetham  
**Application Type:** Premises Licence (new)  
**Name of Applicant:** Animal Crossing Music Ltd  
**Date of application:** 21/06/2021

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

#### Proposed hours and licensable activities:

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

Mon to Sun 11am to 11pm

From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day.

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

Mon to Sun 11am to 11pm

From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day.

Opening hours:

Mon to Sun 11am to 11.30pm

From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day.

**Steps to promote licensing objectives as given by the applicant:**

CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions, particularly head and shoulders recognition.

A staff member who is conversant with the operation of the CCTV system shall be contactable at all times when they are open to the public and must be able to produce/download/burn CCTV images upon request by a Police Officer or an Authorised Officer of the Licensing Authority.

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.

All drinks shall only be sold in a container made from non-splintering plastic, paper or shatterproof glass.

Door Staff to be engaged at the premises upon Risk Assessment by the Management. The number of door staff shall be such as is determined by a risk assessment, at the ratio of 1:100.

When employed at the premises, all door staff will wear high-visibility jackets.

The Drugs Policy will be attached to this Licence.

Any person who appears to be drunk shall not be permitted to enter the premises.

All persons entering or re-entering the premises, may be subject to a bag search by an SIA trained member of staff, in an area monitored by CCTV. There will be a locked amnesty bin on entry for voluntary disposal.

Entry to events will be by ticket only, and there will be no ticket sales on the door.

All customers will receive an e-mail upon ticket purchase which will include local taxi numbers, the closest public transport information and a clear explanation of the dispersal process.

There will be no external promoters used in respect of the premises.

Public Liability Insurance shall be maintained in respect of the premises.

A Fire Safety Risk Assessment will be undertaken and sent to the Local Fire Authority ahead of the event.

Staff shall make regular checks of the toilet facilities.

Noise arising from the event will not exceed 65 dB(A) (15min) at 1m from the façade of the nearest noise sensitive residential premises. A noise propagation test will be undertaken before the start of the event to ascertain the maximum noise levels at the mixing position of each stage.

A Dispersal Policy will be in place and attached to this Licence and is a Condition of the Premises Licence.

Notices shall be placed at the exits to the premises asking customers to leave the premises quickly and quietly.

A Smoking Policy will be in place and attached to this Licence and is a Condition of the Premises Licence.

The area will be kept clean and tidy, and staff will tidy away any litter at the conclusion of trading.

Local taxi numbers shall be made available for customers, to assist in procuring a

taxi.

The Challenge 25 Policy shall be implemented in full and appropriate identification shall be sought from any person who appeared under the age of 25. The only acceptable forms of identification shall be passport, photo driving licence and those carrying the PASS logo.

Staff training shall include the Challenge 25 policy and its operation. The training shall be given to a new member of staff before they commence employment, and all staff will be retrained at least annually.

Notices shall be displayed inside the premises warning that it is illegal to purchase – or attempt to purchase – alcohol under the age of 18.

<b>Representations received</b>	
Greater Manchester Police	Concerns that the lack of conditions regarding CCTV, SIA door staff and advanced notice of events could undermine the four Licensing Objectives.
Licensing & Out of Hours Compliance	Concern regarding the Prevention of Public Nuisance Licensing Objective and the need for an additional condition to support this.

**Agreements between parties**

**Greater Manchester Police:**

The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points. The CCTV cameras shall continually record whilst the premises are open to the public and recording shall be kept available and unedited for a minimum of 28 days with the date and time stamping. A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public and must be able to produce / download / burn CCTV images upon request by a police officer or an authorised officer of the licensing authority. Any footage must be in a format so it can be played back on a standard personal computer or standard DVD player. Where the recording is on a removable medium (i.e. compact disc, flash card etc.), a secure storage system to store those recording mediums shall be provided.

SIA registered door staff shall be employed at the premises at a ratio of 1:100 from opening until 30 minutes after close to assist with the orderly dispersal of customers.

At least one member of door staff situated at the entrance to the premises shall wear and use a body cam to capture incidents of violence and/or anti- social behavior.

At the beginning of each month the operator shall email Greater Manchester Police a schedule of events that are due to take place at the premises along with expected capacities. If any events are subsequently added to that month's listing then the operator shall email GMP with these updated details as soon as they confirm the booking.

**Licensing & Out of Hours Compliance:**

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 any building, structure, works, street furniture, tree or any other property, or distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, good or services.

**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:** 260121  
**Name:** Getir UK Limited  
**Address:** 43 Red Bank, Manchester, M4 4HF  
**Ward:** Cheetham  
**Application Type:** Premises Licence (new)  
**Name of Applicant:** Getir UK Ltd  
**Date of application:** 22/06/2021

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 12 midnight to 12 midnight (24 hrs)

#### Opening hours:

Mon to Sun 12 midnight to 12 midnight (24 hrs) - No public access to the premises

### Representations received

Licensing & Out of Hours  
Compliance

LOOH objected to the application based on the grounds that the premises is located near to residential properties and there is potential for nuisance to occur. LOOH have and the applicant have agreed further conditions to uphold the licensing objective, the prevention of public nuisance.

**Agreements between parties**

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 considerately without causing an obstruction on the highway.
2. 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

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