



Licensing Sub Committee Hearing Panel

Date: Monday, 28 November 2022

Time: 10.00 am

Venue: Council Antechamber, Level 2, Town Hall Extension

Everyone is welcome to attend this committee meeting.

Access to the Council Antechamber

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

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

Membership of the Licensing Sub Committee Hearing Panel

Councillors - Andrews, Hewitson and Reid

Agenda

1. Urgent Business

To consider any items which the Chair has agreed to have submitted as urgent.

2. Appeals

To consider any appeals from the public against refusal to allow inspection of background documents and/or the inclusion of items in the confidential part of the agenda.

3. Interests

To allow Members an opportunity to [a] declare any personal, prejudicial or disclosable pecuniary interests they might have in any items which appear on this agenda; and [b] record any items from which they are precluded from voting as a result of Council Tax/Council rent arrears; [c] the existence and nature of party whipping arrangements in respect of any item to be considered at this meeting. Members with a personal interest should declare that at the start of the item under consideration. If Members also have a prejudicial or disclosable pecuniary interest they must withdraw from the meeting during the consideration of the item.

4. Application for a New Premises Licence - Players, 228-230 Wilmslow Road, Manchester

5 - 70

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

5. Application for a New Premises Licence - Achievable Community Services Ltd, 2 Empire Street, Manchester, M3 1JA

71 - 134

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

Information about the Committee

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

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

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

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

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

Smoking is not allowed in Council buildings.

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

Further Information

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

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

This agenda was issued on **Friday, 18 November 2022** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 2, Town Hall Extension (Library Walk Elevation), Manchester M60 2LA

This page is intentionally left blank

**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 28 November 2022

Subject: Players, 228-230 Wilmslow Road, Manchester - App ref: Premises Licence (new) 280215

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: Fallowfield

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	
---	--

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: fraser.swift@manchester.gov.uk

Name: Ashia Maqsood
Position: Technical Licensing Officer
Telephone: 0161 234 4139
E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

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

1. **Introduction**

- 1.1 On 22/09/2022, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of Players, 228-230 Wilmslow Road, Manchester in the Fallowfield 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 KNM Foods Ltd.
- 2.3 The description of the premises given by the applicant is: Fast food premises
- 2.4 **The licensable activities applied for:**
- Provision of late-night refreshment: Indoors Mon to Sun 11pm to 4am
 - Opening hours: Mon to Sun 11am to 4am
- 2.4.1 In accordance with the Live Music Act 2012 and Deregulation Act 2015, performances of Live Music and Recorded Music between the hours of 0800 and 2300 hours have been deregulated and so should not be regarded as licensable activities for the purposes of this application.
- 2.4.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 2**.
- 2.5 **Activities unsuitable for children**
- 2.5.1 The applicant has not highlighted any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.
- 2.6 **Steps to promote the licensing objectives**

2.6.1 The applicant has not proposed enforceable conditions to promote the licensing objectives.

2.7 Further documentation accompanying the application

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

3. Relevant Representations

3.1 A total of 8 relevant representations were received in respect of the application (**Appendix 3**). The personal details of all members of the public have been redacted. Original copies of these representations will be available to the Panel at the hearing.

Responsible Authorities:

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

Other Persons:

- Ward Councillor x1
- Residents Association x2
- Residents (x3).

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	GMP objected to the application on the grounds that area the premises is situated in, The Wilmslow Road corridor, suffers from littering, noise disturbance and other anti - social behaviour and to allow the premises to remain open until the applied for times is likely to exacerbate these problems. GMP further state that the area where the premises is situated is subject to a Cumulative Impact Policy due to the problems in the area with night time economy related issues, many of which are noise, littering and anti-social behaviour related.	Refuse
Licensing and Out of Hours Compliance (LOOH)	LOOH Objected to the application based on the grounds that the application submitted does not demonstrate in any way how the licence holder will not add to the cumulative impact already being experienced, how they will manage the associated higher risk in opening until 4am and has nothing in the way of enforceable conditions. LOOH state the application shows little understanding of the licensing objectives or the application process.	Refuse

Ward Councillor	The ward councillor objected on the grounds that applicant has failed to demonstrate and provide details on how the granting of the licence will not add to the problems of excessive anti-social noise, litter, mess, and ASB local residents suffers from. The ward councillor states that the granting of the licence will further exacerbate these problems.	Refuse
Residents Associations x2 (RA)	<p>The RA objected to the application on the grounds that the area suffers from littering due to the high density of students and licensed premises in the area. This has led to an infestation of vermin.</p> <p>The RA further state that the area is plagued by noise pollution and anti-social behaviours due to the area having a high student population and the number of late licensed premises in the area. This affects residents who are left unable to sleep due to the noise generated.</p>	Refuse
Residents x3	Residents objected to the granting of the licence on the grounds that hours applied for are excessive and the granting of the licence will further adversely impact residents. Residents state that the granting of the licence will further increase noise pollution, littering and antisocial and criminal behaviour.	Refuse

3.3 Agreements on conditions have not been reached between the applicant and any objector.

4. **Key Policies and Considerations**

4.1 **Legal Considerations**

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

4.2 **New Information**

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

4.3 Hearsay Evidence

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

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

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

4.5 Manchester Statement of Licensing Policy

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

Section 5: Special Policy Area

The premises is located within the following special policy area:

Fallowfield and Wilmslow Road

The effect of the Special Policy is that the Council will refuse applications for a new Premises Licence or Club Premises Certificate, or variation of an existing

licence or certificate, whenever it receives relevant representation, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced. In relation to variations, this includes any variation that seeks to add a licensable activity, increase the capacity/size of a licensed premises, or extend the hours for licensable activities, but will usually exclude minor variations.

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:

- Evidence of pre-existing problems in the area
- Proximity of takeaways and off-licences to nightlife entertainment areas
- Consistency with relevant Council strategies
- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance
- Ability to clean and maintain the street scene

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

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

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

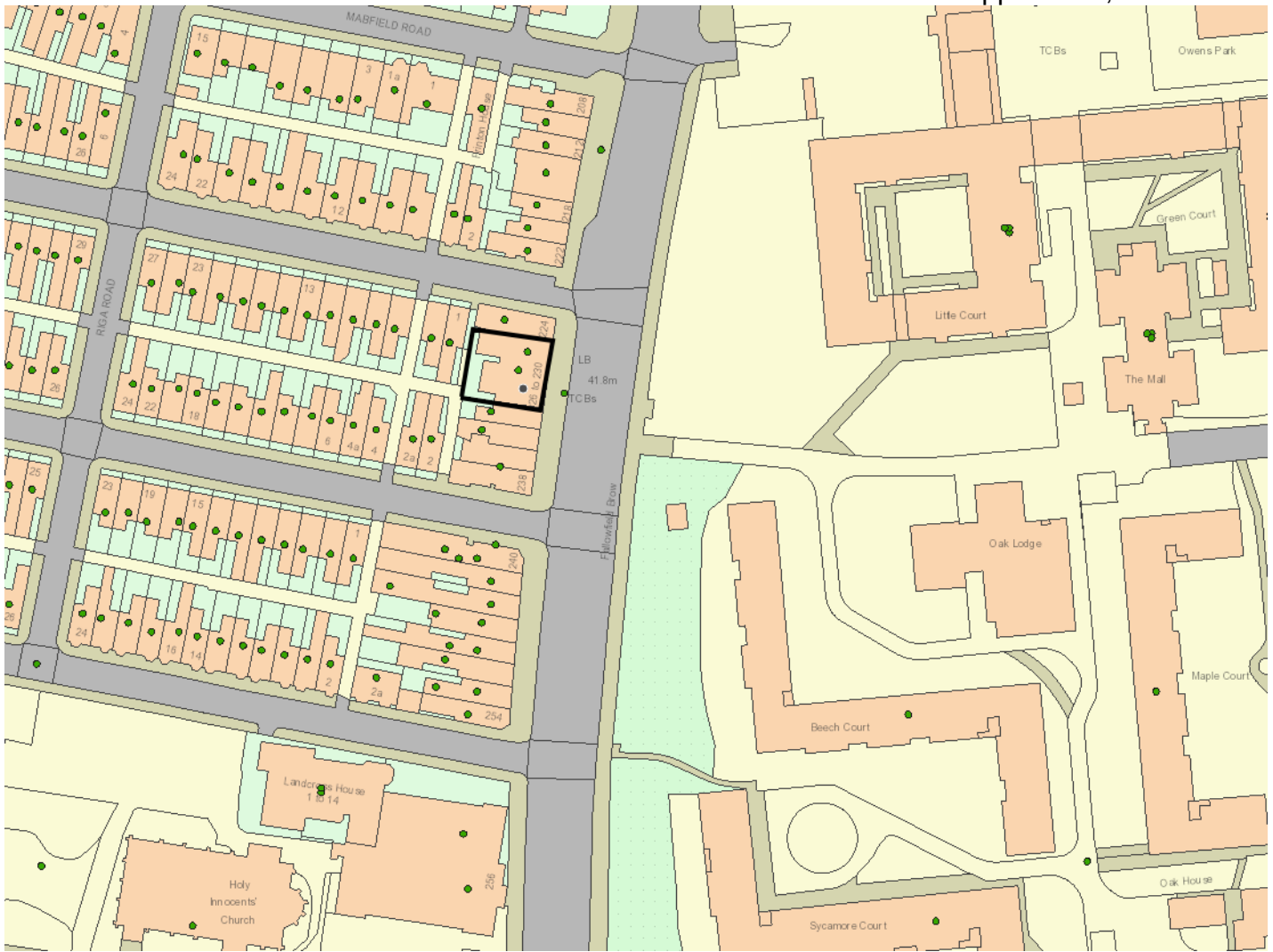
- MS2 Effective general management of the premises
- MS8 Prevent noise nuisance from the premises
- MS9 Effectively manage exterior spaces (e.g. beer gardens, smoking areas, table and chair areas on the highway)
- MS10 Operate effective cleansing arrangements, including ensuring the premises and surrounding area are kept clean and free of litter, and adequate arrangements for the secure and responsible storage of refuse
- MS11 Ensure the wellbeing of children on the premises

Conclusion

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

- 4.10 All licensing determinations should be considered on the individual merits of the application.
- 4.11 The Panel's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.
- 4.12 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 4.13 **The Panel is asked to determine the application**

This page is intentionally left blank



Players

228-230 Wilmslow Road, Manchester

Premises Licensing
Manchester City Council

© Crown copyright and database rights 2018. Ordnance
Survey100019568.



PREMISE NAME:	Players
PREMISE ADDRESS:	228-230 Wilmslow Road, Manchester
WARD:	Fallowfield
HEARING DATE:	28/11/2022

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 KNM FOODS LTD t/a PLAYERS

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description 228-230 WILMSLOW ROAD			
Post town	MANCHESTER	Postcode	M14 6LE

Telephone number at premises (if any)	██████████
Non-domestic rateable value of premises	£ 28,000/-

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **appropriate** **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	X	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 YES
- 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)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)					

--

Second individual applicant (if applicable)

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

(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 KNM FOODS LTD
Address 226 WILMSLOW ROAD, MANCHESTER, M14 6LE

Registered number (where applicable) 12874681
Description of applicant (for example, partnership, company, unincorporated association etc.) FAST FOOD FRANCHISE LIMITED COMPANY
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
1	0	08 2022

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) FAST FOOD RESTURANT / TAKEAWAY

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)	

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	X
<u>Supply of alcohol</u> (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	
Day	Start	Finish		Outdoors	
Mon				<u>Please give further details here</u> (please read guidance note 4)	Both
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	
Day	Start	Finis h		Outdoors	
Mon				<u>Please give further details here</u> (please read guidance note 4)	Both
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

C

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

D

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	X
				Outdoors	
Day	Start	Finish		Both	
Mon	23:00	4:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	23:00	4:00			
Wed	23:00	4:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	4:00			
Fri	23:00	4:00	<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	23:00	4:00			
Sun	23:00	4:00			

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					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		

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

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

K

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

NOT APPLICABLE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	11:00	4:00	
Tue	11:00	4:00	
Wed	11:00	4:00	
Thur	11:00	4:00	
Fri	11:00	4:00	
Sat	11:00	4:00	
Sun	11:00	4:00	
			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)

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)

We are a fast-food takeaway business on a high street along with other takeaways. Like our next-door neighbour DOMINOS we have one point of customer entry and exit which is covered by 3 CCTV camera points.

Our premises in totally see through full glass windows and a door.

There are no hidden corners or seating areas which allow any use of drugs or crime, as all our seating area is covered with CCTV points.

Our whole facility including 1 toilet fitted with smoke/fire alarm systems.

We have complete protocol in place for reporting any incident/crime to local authorities.

Under health and safety rules we have one entry and exit door which is covered with fully functional CCTV system.

We will abide by all standards, rule and regulations for this licensing objectives, if for any reason we do require something else in place, we are happy to accommodate.

b) The prevention of crime and disorder

See above
We have CCTV in place

c) Public safety

CCTV in place
Fire Alarm in place

d) The prevention of public nuisance

Put notice on the door

e) The protection of children from harm

CCTV in place
Notice on the door & in the shop

Checklist:**Please tick to indicate agreement**

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

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
--------------------	---

	<p>the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	██████████
Date	15/09/2022
Capacity	Director

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

Signature	
Date	
Capacity	

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

Notes for Guidance

This page is intentionally left blank



Licensing & Out of Hours Compliance Team - Representation

Name	Stuart Alderson
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 EF1/564294
Name of Premises	Players
Address	228-230 Wilmslow Road, Manchester, M14 6LE

Representation
<p>Outline your representation regarding the above application below. This representation should describe the likely effect of the grant of the licence/certificate on the licensing objectives and on the vicinity of the premises.</p> <p>Licensing and out of hours team have assessed the likely impact of the grant of the variation against the licensing objectives taking into account a number of factors, including the nature of the area in which the premises is located, the hours applied for and any potential risk that the granting of this licence could lead to issues of public nuisance.</p> <p>This premises falls within the Fallowfield special policy area and as such section 5.7 of the statement of licensing policy 2021-2026 applies (see below).</p> <p>5.7 The effect of the Special Policy is that the Council will refuse applications for a new Premises Licence or Club Premises Certificate, or variation of an existing licence or certificate, whenever it receives relevant representation, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced.</p> <p>The Fallowfield special policy area is in place following the Cumulative Impact Analysis (Appendix 5 of The Review of the Impact of Licensed Premises in Fallowfield and Withington considered by the Licensing Policy Committee on 19 March 2012) . This proved as a result of the predominant concentration of licensed premises is within the Fallowfield area. This area suffers from the greatest levels of crime (both general and alcohol-related) compared to surrounding areas. Additionally, there was evidence of litter caused as a result, including discarded alcohol containers and takeaway wrappers in the street. Extra street cleaning services are required in the local area as a result of the disproportionate levels of litter, particularly caused by the high number of late-night takeaways in Fallowfield.</p> <p>The statement of licensing policy also states. 7.29 The authority considers that later hours will typically be more sensitive</p>

and higher risk in causing problems.

On 25/9/22 this premises was discovered open at 23:49 by LOOH officers. When staff were spoken to, they stated they were open until 4am. Staff were advised they could not open after 23:00 as they did not have a licence. The manager stated this was a misunderstanding as he thought he could open until 4am once he had applied for the licence. He was advised accordingly and did then close at 23:00.

The application submitted does not demonstrate in any way how they will not add to the cumulative impact already being experienced, how they will manage the associated higher risk in opening until 4am and has nothing in the way of enforceable conditions. The application shows little understanding of the licensing objectives or the application process and this concerns us as to how the premises will be run. Therefore, we ask this application is refused.

Recommendation:

Refuse Application

GREATER MANCHESTER POLICE - REPRESENTATION

About You

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

About the Premises

Application Reference No.	LPA 280215
Name of the Premises	Players
Address of the premises including postcode	228-230 Wilmslow Road, Manchester M14

Your Representation

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

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

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

The premises are situated on Wilmslow Road, Fallowfield which is one of the main arterial routes into and out of Manchester City centre.

It is in close proximity to residential properties and is also in an area where there are a large number of bars, public houses, off licenses, late night refreshment outlets and one of the largest student populations in Europe.

Specifically the application is seeking to allow the provision of late night refreshment until 0400 hours 7 days a week.

The Wilmslow Road corridor suffers from littering, noise disturbance and other anti-social behaviour and to allow the premises to remain open until these times is likely to exacerbate these problems and undermine the hard work of the local Neighbourhood Policing Team.

If people are coming and going from the premises until these times it is likely to cause a noise disturbance around the premises. Also if the premises offers a delivery service then delivery personnel coming and going with orders is also likely to create a noise level that is unacceptable.

The area where the premises are situated is subject to a Cumulative Impact Policy due to the problems in the area with night time economy related issues, many of which are noise, littering and anti-social behaviour related.

There is therefore a strong presumption against further late night refreshment premises in this area

and GMP can see no reason why this should not be the case with this application. The applicant has not demonstrated how by having another premises with late hours in this area they will not add to the cumulative issues within the area.

MCC's licensing policy states that a genuinely exceptional case would need to be shown. The reasons for this exception should be shown within the operating schedule, and must demonstrate that there will be no harm to the licensing objectives, including from departing customers.

While the contents of the operating schedule are a matter for the applicant, where there is objection to a schedule that departs from the Policy, the licensing subcommittee hearing an opposed application will normally expect to be given a good reason for the departure if it is to be asked to make an exception to the Policy.

The effect of the Special Policy is that the Council will refuse applications for a new Premises Licence or Club Premises Certificate, or variation of an existing licence or certificate, whenever it receives relevant representation, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced

Greater Manchester Police would therefore ask that the application be refused.

Ward Councillor

From: Jade Doswell [REDACTED]
Sent: 20 October 2022 15:30
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: [REDACTED]
[REDACTED]

Subject: Re: Premises Licence (new) 280215/AM2: Players, 228-230 Wilmslow Road, Manchester, M14 6LE, (Fallowfield ward)

Dear Officer,

I'd like to raise an objection to this application on behalf of the residents in Fallowfield.

As you will no doubt know, this part of Fallowfield is part of the Cumulative Impact Zone, and new Licence applicants must demonstrate that they will not contribute to the existing issues of excessive anti-social noise, litter, mess, and ASB.

These are very serious issues for residents who live in and around the Fallowfield Brow and Wilmslow Road corridor; issues that blight their everyday lives. We as Ward Councillors receive regular complaints involving or arising from the concentration of licensed premises in this small area.

It is difficult to conceive of a scenario in which a new takeaway, opening until 4am, would not contribute to the aforementioned problems. Furthermore, Players is a chain; and by their own admission on their Facebook page, they state that "The Players brand is all about creating a vibrant and fun place to hang out and socialise and grab some food, all themed around sport"

In an area that has consistent problems with the behaviour of University Sports clubs in around the local bars and takeaways, the addition of a very late-night venue imbining that culture is very problematic.

Unfortunately, not only has the Applicant failed, I believe, to demonstrate that they will not contribute to these problems, they have failed to even specify steps they will take to meet each licensing objective.

I hope the licensing committee will take into account these comments and be minded to reject the Application,

Kind Regards

Resident 1 on behalf of a Residents association

From: [REDACTED]

Sent: 20 October 2022 23:45

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

Subject: Premises Licence (New) 280215/AM2 Players, 228-230 Wilmslow Road, Fallowfield, M14 6LE

Dear Sir/Madam,

I am writing on behalf on South East Fallowfield Residents' Group to object in the strongest terms to a late licence at the above premises.

This new sports' themed takeaway is in the heart of the cumulative impact policy area (CIP). The introduction of this special measure means that there is evidence which clearly shows that licensed premises are negatively impacting on the licensing objectives and therefore no new licences (or variations) should be permitted unless it can be shown that they will not add to the cumulative impact, or there is an 'exceptional' reason for departing from them.

Litter Problems:

Residents who live on the adjacent terraced streets [REDACTED] [REDACTED], are absolutely plagued by litter problems. I attach just a couple of photos below to show the problems - these were taken on [REDACTED] but the same applies to all the surrounding streets. [REDACTED] and during university term times, it's always the same; litter everywhere. It really is shocking. Fallowfield Central as I call it (as opposed to the other Fallowfield District centre which is on the west side of the park) has terrible problems with litter but these streets are the absolute worst and it is clearly due to the sheer density of student HMOs and the proximity of licensed premises, especially takeaways. There are c40 licences premises along this strip now - this is not a city centre, it's a residential suburb. In recent years, these streets have been allowed to become dominated by a transient population who are not necessarily vested in the area in the way that long term residents are and this is a major part of the problem.

One local resident wrote to me a few weeks ago about the problems he is having with a rat infestation in his alleyway, he wrote 'I'm at the end of my tether'. He paid MCC's pest control (out of his own pocket) to come and deal with the problem. The pest man informed him that there were circa 1000 rats in the immediate area and he was currently treating infestations in 8 local houses. A week or so later he returned to check the bait but none of it had been touched. He surmised that the reason the bait wasn't taken was because the rats have such a plentiful supply of takeaway remnants which is obviously tastier than bait. Indeed during his visit he walked around the surrounding the streets and told the resident that he saw rats openly running around the alleyways and he was going to phone his boss because the situation was 'out of control'. The rats were tearing open dumped food rubbish.

People who live in Fallowfield Central know that most of the takeaway rubbish on our streets occurs in the night. People visit the takeaways after a night out and because they are often inebriated, and with a large group of friends, they dump the wrappers on the pavements, in front gardens or in the alleyways and this is what we have to wake up to. It is unbelievably depressing and I strongly believe this degradation is damaging to our health and well-being.

I don't think there is any measure at all that this business could take which would not add to the rubbish in this area.

Noise and ASB

If this takeaway were granted a late licence it would attract people on their way home after a night out and it would also fuel late night parties/get togethers in the back yards. Very late night (and excessively noisy) student parties are a frequent occurrence here and anything at all which encourages this anti social behaviour should be stopped. We need to do all we can to break the cycle of dysfunctional behaviour. These are not normal parties and MCC's Out of Hours officers will confirm this. They happen any night of the week and go on to all hours (but particularly at weekends and on Wednesdays which is the universities' 'sports' night).

Another local resident recently wrote: 'I have not had one night's sleep this week without having to get out of bed and go down the pitch black, rat infested, stinking alleyway to bang on the gates to try and get the drunken/drugged up students out of the yard'.

If a late licence is granted, it will definitely add to the cumulative noise in this area - and the noise is already at unbearable levels.

Finally, I have read and wholeheartedly support the submission by Cllr Jade Doswell, especially in relation to the universities' sports clubs.

As local residents who deeply care about this neighbourhood, we urge you to reject this licence in full.

Yours faithfully,



On behalf of SEFRG

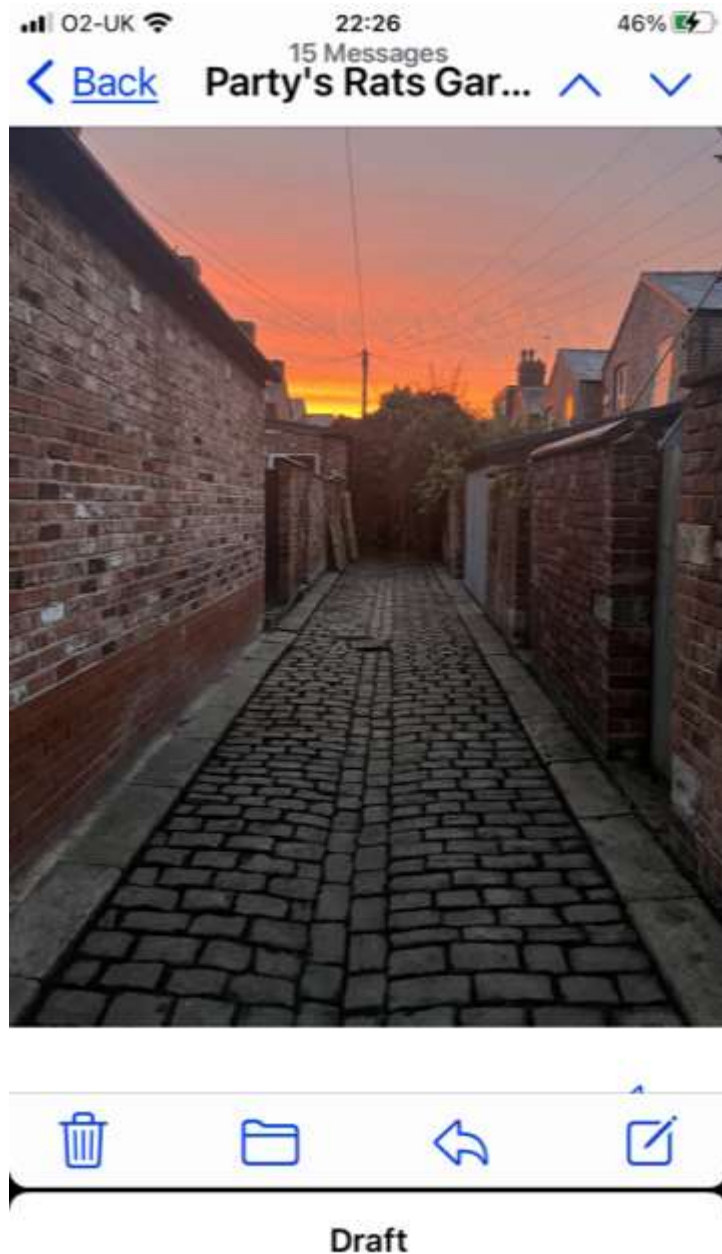
I am sending a separate email with a photo of an alleyway (just a minute's walk from this takeaway) after a resident had spent many hours clearing and sweeping it which I think illustrates how nice the environment could be without rubbish.



From: [REDACTED]
Sent: 20 October 2022 23:52
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Re: New Licence Application- 280215/AM2 Players, 228-230 Wilmslow Road, Manchester, M14 6LE

Please see photo below which I referred to in our letter of objection. A local resident took this photo after he'd spent hours (and hours) cleaning it.

[REDACTED]
[REDACTED]



Resident 2

From: [REDACTED]
Sent: 20 October 2022 22:42
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: Jade Doswell [REDACTED]

Subject: Premises Licence (new) 280215/AM2: Players, 228-230 Wilmslow Road, Manchester, M14 6LE, (Fallowfield ward)

Your Ref: Premises Licence (new) 280215/AM2: Players, [228-230 Wilmslow Road, Manchester, M14 6LE, \(Fallowfield ward\)](#)

To whom it may concern;

[REDACTED] and I am objecting to the request for takeaway opening hours of Mon to Sun 11am > 4am; at the site location: 228-230 Wilmslow Road, Manchester, M14 6LE.

These premises (228-230 Wilmslow Road, Manchester, M14 6LE that is) are situated on Wilmslow Road, Fallowfield, which is one of the main arterial routes into and out of Manchester City centre.

[REDACTED] and local residential properties and is also in an area where there are several bars, public houses & off licenses and one of the largest student populations in Europe.

The Wilmslow Road area of Fallowfield has a Cumulative Impact Policy (What this means is that this area has been identified as one in which there is a concentration of licensed premises which is deemed maximum for an area to contain and that the hours in which premises can open and supply alcohol are already at the earliest and latest times acceptable for the area) this application, is only going to add to problems of drunken street noise and nuisance.

The request for opening hours Mon-Sun, 11am to 4am, quite frankly, beggars belief. This would mean that the premises would be open later than nearly all other junk food premises in the area.

The "Fallowfield Brow area" (an area encompassing a canopy of 7 x streets. 5 x streets moving South to North & 2 x streets East to West of which "Players" rests in the middle of it on Wilmslow Road) is already a party/club fested, drunken, drugged up rat infested [REDACTED] [REDACTED] {pardon the pun} of a Pest Control "session" to exterminate the rats that are running around [REDACTED] – feeding off junk food detritus dumped by students, that the likes of these places are flogging) conurbation, that's really fit for no human life or existence, becoming one giant noise fest; people to and fro, taxis to and fro, shouting, screeching, hollering, yelling, "music" pumping out ad finitum, from early evening until 6am in the morning.
 "Players", a junk food and "refreshment provision" premises with a requested opening hour of Mon to Sun 11am to 4am, is only going to further embellish the abhorrent sounds and pictures to this forlorn landscape (+ feed more rats) and causing further suffering to the local residents.

In addition, In the four years that I've purchased my car, and parked up outside my house, it has been "hit/vandalised" 8 x times. Here's one incident and most pertinent to this

application; a cctv still of a pair of drunken students (clutching their junk food takeouts) smashing into the nearside door, causing two huge dents in it (from 08-12-19 @ 5.39am)



Personally? I am at the very end of my tether in this Fallowfield Brow area; suffering from extreme sleep deprivation, being awoken in the small hours from the transient noise (much of it, created by patrons of drinking dens, off licences and junk food emporiums) pervading the streets here.

This application (like the rest of them) needs to be rubber stamped with a large "No", and filed away in a mausoleum.

I would be very grateful if you could consider these points,

Yours sincerely,

[Redacted signature block]

Resident 3

From: [REDACTED]
Sent: 20 October 2022 20:58
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: New application no 280215. Players 228-230 Wilmslow Road Fallowfield.

Dear Officers,

I write to wholeheartedly support Cllr Doswell's objection(October 20th 3.30pm) to the above application. The premises were previously a Lloyd's pharmacy and are situated opposite the entrance to Owens' Park, where large numbers of first year undergraduates live in Halls of Residence.

To convert a pharmacy to a Takeaway seems to me to be wholly against the provisions of the Cumulative Impact Policy for Fallowfield. The policy was implemented by MCC - after extensive consultation - about the impact of the large concentration of Licensed Premises in the Fallowfield District Centre both on its character and on the residential amenity of those living in the area. My family and I are especially concerned about the applicant's 'vision' of the Takeaway's contribution to the District Centre. It is proposed it will be a 'vibrant and fun place to hang out and socialize.....all themed around sport'.

Please see below two examples of concerns I have submitted concerning events aimed at University Sports' Societies in Fallowfield. I recognise they reference Bar 256 but it does seem to me that Players(which would be a mere 200 metres or so from Bar 256) aim to capitalise on such disruptive events.

My worry is that 'vibrant and fun' hanging out until 4.00am in fact means yet more public noise and disturbance on Fallowfield streets - and littering. These problems cost our public services dear as well as undermining the health and welfare of young students and other local residents in the area who need peace and want to sleep at night.

Sincerely, [REDACTED]

Wed, Sep 21 at 9:05 PM 2022

Dear Officer,

[REDACTED] from a meeting in Fallowfield District Centre. I know you are keeping an eye on the bars in Fallowfield and there was no external music at Bar 256.

My concern this evening is that the large groups of young males(in white shirts and ties) drinking and shouting raucously in the outside area of Bar 256 will eventually be making their way along local residential roads. I am assuming as it is Wednesday evening they are members of University Sports' Societies. Noisy

group disturbances by such groups - sometimes intimidating - have been a recurring problem over the years on Wednesdays.
Perhaps patrols could be in the area later?
Sincerely and with thanks for your help.

██████████

Dear ██████████

27/02/20

On my way home from a meeting in Fallowfield last night at c.8.45pm I was struck by noise coming from the outdoor area of Bar 256 mainly from girls in short white/tartan skirts and long socks. Walking South up Wilmslow Road, I passed approx 40 more girls dressed similarly heading I assume to Bar 256 and making a racket on the street. More were gathered outside Wetherspoons - the Grand Central.

I 'phoned ooh who were going to check the licensed premises for noise. For me as concerning was their dominance of the local shopping centre as well as the fact that they drew attention to themselves from male drinkers outside The Friendship and Grand Central.

Should the University be looking again at the role of Skiddle.com in promoting such events? They took action against Social Junkies some years ago. Do the AU events people need to discuss the public impact of such behaviour and its wisdom in terms of their members' personal security?

With best wishes, ██████████

Resident 4 on Behalf of a Residents association

From: Fallowfield Community Guardians [REDACTED]
Sent: 20 October 2022 20:50
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Fwd: Fw: Premises Licence (new) 280215/AM2: Players, 228-230 Wilmslow Road, Manchester, M14 6LE, (Fallowfield ward)

Dear Sirs

I write on behalf of Fallowfield Community Guardians. We completely object to this application for Players take away premises to open until 4am every night. We believe it will undermine the licensing objectives by increasing noise, litter and nuisance in a Cumulative Impact area. We do not see any evidence that this is an exceptional case to deviate from the policy and therefore request that this application be refused in full.

We have seen the submission written by the Fallowfield ward councillors and we fully agree with their comments. In particular we feel that the emphasis on sports will lead to an increase in sports related socialising in the early hours which already causes many problems in our area. We have many issues of noise, litter and anti social behaviour related to groups of sports students who often meet in houses to pre drink, move on to a bar such as 256 and then on exit from bars go to take aways to refuel and make noise nuisance on their way home. Litter is terrible in this area and most is dropped during the night time.

We urge you to uphold the Cumulative Impact policy and refuse this application which will only add to the problems that exist.

Yours

[REDACTED]
[REDACTED]

Resident 5

From: webfeedback@manchester.gov.uk <webfeedback@manchester.gov.uk>**Sent:** 20 October 2022 18:49**To:** Premises Licensing <Premises.Licensing@manchester.gov.uk>**Subject:** Make representation to a licensing or gambling application

Question	Response
<i>First name:</i>	██████████
<i>Last name:</i>	██████████
<i>Building number or name:</i>	████████████████████
<i>Street:</i>	██████████████████
<i>Area:</i>	██████████
<i>Postcode:</i>	██████████
<i>Email :</i>	██
<i>Application reference number:</i>	280215/AM2
<i>Premises name (if known) and full address this representation relates to:</i>	Players KNM Foods Ltd 228-230 Wilmslow Road, Fallowfield Manchester KN
<i>Which of the licensing objectives are relevant to your comments on this application: :</i>	The prevention of crime and disorder
<i>Which of the licensing objectives are relevant to your comments on this application: :</i>	Public safety
<i>Which of the licensing objectives</i>	The prevention of public nuisance

Question

Response

*are relevant to your
comments on this
application: :*

*Please state your
comments on this
application :*

The immediate area already has several retail outlets selling alcohol. A consequence of which are broken bottles littering the surrounding streets and anti-social behaviour caused by drunkenness, including high levels of noise during the early hours of the morning and late at night in an area disproportionately populated by a large student population. The granting of yet another alcohol license would exacerbate the already high levels of noise and anti-social behaviour. It would also be inconsistent with current council policy regarding the future of the area.

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

Document is Restricted

This page is intentionally left blank

**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 28 November 2022

Subject: Achievable Community Services Ltd, 2 Empire Street, Manchester, M3 1JA - App ref: Premises Licence (new) 281030

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: Cheetham

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	
---	--

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: fraser.swift@manchester.gov.uk

Name: Patrick Ware
Position: Technical Licensing Officer
Telephone: 0161 234 4858
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 04/10/2022, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of Achievable Community Services Ltd, 2 Empire Street, Manchester, M3 1JA in the Cheetham 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 Achievable Community Services Ltd.
- 2.3 The description of the premises given by the applicant is a two-storey building comprising:
- 2.4 Ground floor: Reception, main event hall, kitchen and disabled toilet.
- 2.5 First Floor: Small hall, offices, toilets and changing room.
- 2.6 The proposed designated premises supervisor is Suraju Oladapo Ayoola.
- 2.7 **The licensable activities applied for:**

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

Sun to Thu 12 noon to 11pm, Fri to Sat 12 noon to 3am (Indoors).

12 noon on Christmas Eve to 3am on Christmas Day; 12 noon on New Year's Eve to 3am on New Year's Day; 12 noon on Valentine's Day to 3am the following day (Live music & recorded music).

12 noon on day before bank holidays to 3am on bank holidays (Anything similar).

The supply of alcohol for consumption on the premises only:

Sun to Thu 12 noon to 11pm, Fri to Sat 12 noon to 3am

Alcohol will be supplied on premises only when hired for use as a night club or cultural night. These will be limited to Fridays, Saturdays and public holidays.

Opening hours:

Sun to Thu 12 noon to 11pm, Fri to Sat 12 noon to 3am

Sunday opening only for pre-booked events.

- 2.7.1 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.
- 2.7.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 2**.
- 2.8 **Activities unsuitable for children**
- 2.8.1 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.
- 2.9 **Steps to promote the licensing objectives**
- 2.9.1 The applicant proposes to promote the licensing objectives by taking the steps identified in the operating schedule.
- 2.9.2 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**.
- 2.10 **Further documentation accompanying the application**
- 2.10.1 The applicant has submitted the following documents in support of their application, which are included with the application form at **Appendix 5**:
- Premises Plan
3. **Relevant Representations**
- 3.1 A total of three relevant representations were received in respect of the application (**Appendix 3**). The personal details of all members of the public have been redacted. Original copies of these representations will be available to the Panel at the hearing.

Responsible Authorities:

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

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	Concerns that all four Licensing Objectives will be undermined as the applicant has offered only a few vague conditions giving the impression that they have little understanding of the Objectives and how the premises will be operated.	Refuse
Licensing and Out of Hours Compliance	Concerns regarding additional noise to nearby residents in an area already experiencing such issues; the adequacy of the sound proofing for preventing noise break out given that Planning permission has not been granted for use as a nightclub. The lack of detail in the application and consideration to the surrounding residential properties gives rise to the potential for noise nuisance. Given there have been no further detailed policies and a lack of enforceable conditions offered shows the little thought to these potential issues.	Refuse
Trading Standards	Concerns that the applicant has offered very little to promote and uphold the Licensing Objectives, specifically the Protection of Children from Harm. Although Challenge 25 has been offered, there is no detail of signage, refusals logging or what forms of ID will be accepted.	Refuse

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

3.4 No agreements on conditions have been reached with the Responsible Authorities.

4. **Key Policies and Considerations**

4.1 **Legal Considerations**

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

4.2 **New Information**

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

4.3 **Hearsay Evidence**

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

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

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

4.5 **Manchester Statement of Licensing Policy**

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

Section 6: What we aim to encourage

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

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

Section 7: Local factors

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

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

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

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
- MS8 Prevent noise nuisance from the premises
- MS12 Prevent underage sales of alcohol, including proxy sales

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.**



Achievable Community Services Ltd
2 Empire Street, Manchester, M3 1JA

Premises Licensing
Manchester City Council

© Crown copyright and database rights 2018. Ordnance
Survey100019568.



PREMISE NAME:	Achievable Community Services Ltd
PREMISE ADDRESS:	2 Empire Street, Manchester, M3 1JA
WARD:	Cheetham
HEARING DATE:	28/11/2022

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 ACHIEVABLE COMMUNITY SERVICES LTD
(Insert name(s) of applicant)

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

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
2 EMPIRE STREET CHEETHAM HILL			
Post town	MANCHESTER	Postcode	M3 1JA

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	£

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

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	12	2022

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)

A ONE STOREY BUILDING COMPRISING:
 GROUND FLOOR: RECEPTION, MAIN EVENT HALL
 KITCHEN & DISABLE TOILET
 FIRST FLOOR: SMALL HALL, TOILETS
 OFFICES & CHANGING ROOM

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name	ACHIEVABLE COMMUNITY SERVICES LTD
Address	9 FIRWOOD CRESCENT RADCLIFFE, MANCHESTER M26 1BN
Registered number (where applicable)	1115693
Description of applicant (for example, partnership, company, unincorporated association etc.)	A COMPANY LIMITED BY GUARANTEE

A

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

b

B

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

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>		
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Thur					
Fri			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 (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	1200	2300	Please give further details here (please read guidance note 4)		
Tue	1200	2300			
Wed	1200	2300	State any seasonal variations for the performance of live music (please read guidance note 5) 1200 on Christmas eve (24/12) to 0300 on Christmas day (25/12) 1200 on New Year's eve (31/12) to 0300 on New Year day. 1200 val day to 0300 net day		
Thur	1200	2300			
Fri	1200	0300			
Sat	1200	0300			
			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun	1200	2300			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	1200	2300	Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	1200	2300			
Wed	1200	2300	State any seasonal variations for the playing of recorded music (please read guidance note 5) 1200 Christmas eve to 0300 Christmas day. 1200 on 31/12 to 0300 New year day. 1200 on Valentine day to 0300 next day.		
Thur	1200	2300			
Fri	1200	0300			
Sat	1200	0300	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun	1200	2300			

G

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

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)</p>			<p>Please give a description of the type of entertainment you will be providing</p> <p style="text-align: center;">NIGHT CLUBS / AFRICAN CULTURAL NIGHTS</p>		
Day	Start	Finish	<p>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)</p>	Indoors	<input checked="" type="checkbox"/>
Mon	1200	2300		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	1200	2300	<p>Please give further details here (please read guidance note 4)</p>		
Wed	1200	2300			
Thur	1200	2300	<p>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)</p>		
Fri	1200	0300	<p>BANK HOLIDAYS 1200 on days before to 0300 on bank holidays.</p>		
Sat	1200	0300	<p>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 (please read guidance note 6)</p>		
Sun	1200	2300			

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)	
Mon				
Tue				
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)	
Sat				
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	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	1200	2300			
Tue	1200	2300			
Wed	1200	2300			
Thur	1200	2300			
Fri	1200	0300			
Sat	1200	0300			
Sun	1200	2300	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) Alcohol will be supplied on Premises ONLY when hired for use as NIGHT CLUB or CULTURAL NIGHT when alcohol will be sold. These will be limited to Fridays, and Saturdays and public holidays.		

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	SURAJU OLADAPO AYOLA	
Date of birth	[REDACTED]	
Address	[REDACTED]	
Postcode	[REDACTED]	
Personal licence number (if known)	BUR 26 88	
Issuing licensing authority (if known)	BURY COUNCIL	

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)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	1200	2300	
Tue	1200	2300	
Wed	1200	2300	
Thur	1200	2300	
Fri	1200	0300	<p>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)</p> <p>CLOSED ON SUNDAYS EXCEPT WHEN THERE IS A BOOKED EVENT.</p>
Sat	1200	0300	
Sun	1200	2300	

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)

- PROVISION OF 24 HOURS CCTV
- ACTIVE FIRE ALARM SYSTEM & REGULAR FIRE RISK ASSESSMENTS
- SIA LICENSED DOOR SUPERVISORS - CHALLENGE 25 PRACTICE * NOISE CONTROL
- MANAGED CAR PARKING & GUESTS DISPERSAL ADVICE

b) The prevention of crime and disorder

- PROVISION OF VISIBLE 14 CAMERA CCTV SYSTEM
- USE OF LICENSED DOOR SUPERVISORS
- CONTROLLED SALE OF ALCOHOL
- QUEUE MANAGEMENT

c) Public safety

- ACTIVE FIRE ALARM SYSTEM
- MAXIMUM GUEST CAPACITY OF 350
- PUBLIC SAFETY INFORMATION
- HEALTH & SAFETY INFORMATION
- SEARCH POLICY TO PREVENT DRUGS & WEAPONS

d) The prevention of public nuisance

- CONTROLLED SALE OF ALCOHOL
- NOISE CONTROL
- MANAGED CAR PARKING ARRANGEMENT
- REGULAR ADVICE ON GUESTS DISPERSAL
- ZERO TOLERANCE OF ILLEGAL DRUGS

e) The protection of children from harm

- CHALLENGE 25 PRACTICE TO PREVENT ENTRY OF CHILDREN WHEN ALCOHOL IS SERVED AND WHEN PREMISES IS USED AS NIGHT CLUB.

Checklist:

Please tick to indicate agreement

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

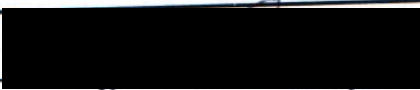
IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

Part 4 – Signatures (please read guidance note 11)

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

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

	her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	03-10-2022
Capacity	DIRECTOR

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

Signature	
Date	
Capacity	

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

Consent of individual to being specified as premises supervisor

I SURAJU OLADAPO AYoola
[full name of prospective premises supervisor]

of 

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

PREMISES LICENCE
[type of application]

by

ACHIEVABLE COMMUNITY SERVICES
[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for EMPIRE HOUSE
2 EMPIRE STREET, CHEETHAM HILL
MANCHESTER
M3 1JA

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

ACHIEVABLE COMMUNITY SERVICES
[name of applicant]

concerning the supply of alcohol at

EMPIRE HOUSE
2 EMPIRE STREET, CHEETHAM HILL
MANCHESTER
M3 1JA

[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

BUR2688

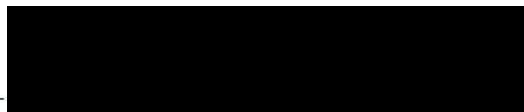
[insert personal licence number, if any]

Personal licence issuing authority

BURY COUNCIL

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

SURAJU OLADARO AMOOLA

Date

03-10-2022

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank

GREATER MANCHESTER POLICE - REPRESENTATION

About You

Name	PC Alan Isherwood
Address including postcode	1 st Floor Manchester Town Hall Extension Lloyd Street Manchester
Contact Email Address	alan.isherwood@gmp.police.uk
Contact Telephone Number	0161 856 6017

About the Premises

Application Reference No.	LPA 281030
Name of the Premises	Achievable Community Services Ltd
Address of the premises including postcode	2 Empire Street, Manchester M3 1JA

Your Representation

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

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

The operating schedule which accompanies the application offers very little in terms of enforceable conditions. The conditions that have been offered are very vague and generic which gives the impression that the applicant has a limited understanding of the Licensing Objectives, which raises concerns about how the premises will be operated.

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

We therefore ask that this application is refused.



**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

Name	Lauren Connell
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	lauren.connell@manchester.gov.uk
Telephone Number	0161 227 3147

Premise Details

Application Ref No	281030
Name of Premises	Achievable Community Services Ltd
Address	2 Empire Street, Manchester, M3 1JA

Representation

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

The Licensing and Out of Hours Team (LOOHT) have assessed the likely impact of the grant of this Premises Licence taking into account a number of factors, including the nature of the area in which the premises is located, the hours applied for and any potential risk that the granting of this application could lead to undermining the prevention of public nuisance as a licensing objective under the Licensing Act 2003.

The premises is not currently licensed and the applicant has requested the following:

Provision of regulated entertainment:

Sun to Thu 12 noon to 11pm, Fri to Sat 12 noon to 3am (Indoors)

12 noon on Christmas Eve to 3am on Christmas Day; 12 noon on New Year's Eve to 3am on New Year's Day; 12 noon on Valentine's Day to 3am the following day (Live music & recorded music).

12 noon on day before bank holidays to 3am on bank holidays (Anything similar).

The supply of alcohol for consumption on the premises only:

Sun to Thu 12 noon to 11pm, Fri to Sat 12 noon to 3am

Alcohol will be supplied on premises only when hired for use as a night club or cultural night. These will be limited to Fridays, Saturdays and public holidays.

Hours open to the public:

Sun to Thu 12 noon to 11pm, Fri to Sat 12 noon to 3am

Sunday opening only for pre-booked events.

The applicant has requested the above hours which includes the sale of alcohol and also the use of regulated entertainment until 03:00 am at a premises which is located within 10 minute walking distance of the city centre. The premises itself is situated just off Cheetham Hill Road, a main thoroughfare into the city centre and also faces the Green Quarter. This quiet area of Cheetham has recently seen a rise in the number of residential blocks being built and lived in, which in recent months have resulted in a large number of noise complaints from surrounding premises not managing noise breakouts when holding events.

The hours applied for by the applicant to operate as a nightclub are contradictory of those that have been granted for planning permission. This raises apprehensions that there is not sufficient sound proofing within the building to mitigate the concerns surrounding the escape of noise during the late hours applied for when being used to hold music events or to house a 'nightclub' as the applicant has stated to use the premises as on Fridays and Saturdays. There has been no detail given as to how the music would be played or how the noise levels will be monitored to ensure the public nuisance licensing objective is upheld. The applicant has offered the condition 'Noise levels emanating from the premises shall be controlled by management' however there is no mention of which noise they are referring to, how this noise will be controlled or managed and how this will be remedied. There has been no consideration given to this element of the application which LOOT would expect given the late terminal hours requested for these 'night club' nights.

The applicant has specified 03:00 as the intended finishing time for Fridays and Saturdays when the premises is operating as a 'night club' and have offered to 'give regular advice on guests dispersal'. However, the applicant has failed to detail who they will provide this advice to and how they intend to share this advice. LOOHT would expect a premises planning to operate as a nightclub that is requesting a terminal hour of 03:00 to provide a detailed dispersal policy or plan to show how they intend to manage not only the safe and orderly dispersal of the 350 patrons that will be attending but the noise from patrons leaving the venue or those who will be attempting to arrange transport to get home or onwards from the event.

The applicant has outlined that they plan to use SIA door supervisors but have not provided any further details how the decision will be made if SIA are needed. The applicant has not indicated what process will be followed to ensure the premises have come to the right decision to ensure the safety of the patrons attending the premises, i.e no referring to a risk assessment which specifies at what ratio SIA will be used. LOOHT would expect to see this detail given the premises could be expecting 350 patrons in an evening, to ensure the prevention of crime and disorder licensing objective is upheld.

The lack of detail in the application and consideration to the surrounding residential properties gives rise to the potential for noise nuisance. Given there has been no further detailed policies and a lack of enforceable conditions offered shows the little thought to these potential issues. Therefore, we would request that this application is refused.

Recommendation: Refuse Application

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

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

ABOUT THE PREMISES
Application Ref No. (if known):
LPA 281030
Name of the Premises about which you would like to make a representation:
Achievable Community Services Ltd,
Address of the Premises (including postcode if known):
2 Empire Street, Manchester, M3 1JA

YOUR REPRESENTATION
Please outline your representation below and continue overleaf. This should be the likely effect of the grant of the licence / certificate on the licensing objectives on and in the vicinity of the premises in question. (Please continue on a separate sheet of paper if necessary)
<p>The Trading Standards Service has assessed the likely impact of the granting of this application taking into account a number of factors, including the conditions offered and times applied for and any potential risk that the granting of this application could lead to issues which do not uphold the licensing objectives specifically the prevention of children from harm.</p> <p>The applicant proposes the sale of alcohol for an events centre for African cultural events and nightclub. The applicant has offered very little to promote and uphold the licensing objectives, specifically the protection of children from harm. The conditions offered relate to Challenge 25. However, the applicant has not detailed what staff training would be given, how often it would be refreshed and if it will be documented. Although Challenge 25 is mentioned in the application to prevent entry to children when alcohol is served and when the premises is used as a nightclub, there has been no consideration given to acceptable forms of identification, the recording of refusals, or signage to promote an age verification to deter underage sales. The application submitted lacks any detail and gives concern that the applicant does not fully understand the importance of upholding the four licensing objectives.</p> <p>Manchester City Councils Statement of Licensing Policy MS12 <i>Prevent underage sales of alcohol, including proxy sales</i>, states that effective and appropriate measures must be taken to ensure age restrictions are enforced at the premises. Examples given of this are details of what forms of ID are acceptable, the maintenance of refusal logs and staff training. MS12 continues stating that the licensing</p>

authorities preferred approach is a Challenge 25. This approach allows for a much stronger age verification policy as it is much easier for staff to distinguish is someone is 25 or older rather than 21. Documented staff training is also expected. It is clear that no consideration has been given to Manchester City Councils Statement of Licensing Policy.

Giving consideration to the above policy which clearly outlines expected measures to be taken at licensed premises and the conditions that the applicant has offered. The Trading Standards Service ask the application is refused.

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

This page is intentionally left blank

Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. Provision of visible 14 camera, 24 hour CCTV system. 2. Active fire alarm system and fire risk assessment in place. 3. SIA door supervisors shall be used. 4. A queue management system shall be in place. 5. Challenge 25 policy shall be in operation to prevent entry of children when alcohol is served and when premises are used as a night club. 6. There shall be managed car parking and guest dispersal advice given. 7. There shall be a maximum guest capacity of 350 people. 8. There shall be a search policy to prevent drugs and weapons. 9. There shall be zero tolerance of illegal drugs. 10. Noise levels emanating from the premises shall be controlled by management. 	N/A	Applicant
Conditions proposed by objectors	Agreed	Proposed by
None	N/A	N/A

This page is intentionally left blank

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

Document is Restricted

This page is intentionally left blank