

Licensing Sub Committee Hearing Panel

Minutes of the meeting held on Thursday, 11 October 2018

Present: Councillor Grimshaw – in the Chair

Councillors: Jeavons and Paul

LACHP/18/157. Urgent Business

Application for a New Premises Licence for Project 17, 17th Floor, 1 Spinningfields, 1 Hardman Square, Manchester, M3 3EB

The Committee considered all representations at the hearing. The Committee also considered the Council's Statement of Licensing Policy, the Licensing Act 2003, the Regulations made there under, the Guidance issued by the Secretary of State under Section 182 of that Act and the Licensing Objectives.

The Committee noted that agreement had been reached between the applicant and all parties who made a representation, so treated the matter as a determination.

Decision

To grant the application subject to the following conditions.

Conditions

Prevention of Crime & Disorder

8. SIA registered door staff shall be employed at the premises, in accordance with a documented risk assessment on an event by event basis, carried out by the DPS. When employed, door staff will wear high visibility armbands.

12. A refusals book shall be maintained at the premises for a period of 12 months and made available to an officer of a responsible authority on request. This book shall document refusals of both entry to the premises and sale of alcohol

Public Safety

1. A first aid box will be available at the premises at all times. There will also be a person qualified to provide first aid on the premises at all times it is in operation.

2. Regular safety checks of all public areas shall be carried out and documented by staff.

4. The premises shall maintain an incident log for a period of 12 months and this made available to an officer of a responsible authority on request. The premises shall also maintain public liability insurance.
5. (New condition) - All staff on duty at the premises, including door staff, shall be trained in Fire Safety, Evacuation and Emergency procedures for the premises. This training shall be documented for each member of staff and refreshed at no greater than 6 monthly intervals. Training records shall be made available to an officer of a responsible authority on request.
6. (New condition) From the hours of 7.00am - 10.00am, all supply and consumption of alcohol shall be ancillary to supply and consumption of food.

Prevention of Public Nuisance

4. A documented dispersal policy will be implemented and adhered to. Any changes to the current version of the policy will be submitted to the local authority.
5. The emptying of bottles into bins and skips will take place in the premises internal bin store only. The emptying of bins into skips and refuse collections will not take place between 11pm and 7am.

Protection of children from harm

2. Documented staff training will include the Challenge 21 policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.

All other conditions, as currently detailed on the operating schedule, to remain as they are.

Application for a New Premises Licence for Mana, 42 Blossom Street, Manchester, M4 6BF

The Committee considered all representations at the hearing. The Committee also considered the Council's Statement of Licensing Policy, the Licensing Act 2003, the Regulations made there under, the Guidance issued by the Secretary of State under Section 182 of that Act and the Licensing Objectives.

The Committee noted that agreement had been reached between the applicant and all parties who made a representation, so treated the matter as a determination.

Decision

To grant the application subject to the following conditions.

Amended hours:

The supply of alcohol for consumption on the premises only:
Mon to Sun 8am to 11:00pm

Provision of regulated entertainment (recorded music):
Fri and Sat 11pm to 11.30pm

Provision of late night refreshment:
Fri and Sat 11pm to 11.30pm

Opening hours:
Sun to Thurs 8am to 11:00pm
Fri and Sat 8am to 11.30pm

Conditions

1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises so as to cause a nuisance to nearby residential premises.
2. No rubbish, including bottles, shall be moved, removed or placed in bin store areas or collected between 20:00 and 08:00 hours.
3. The premises license holder should inform all relevant authorities no later than 7 days prior to any wine tasting events
4. The premises shall only operate as a restaurant:
 - a. In which customers are shown to their table.
 - b. The sale of alcohol shall only be ancillary to the sale and consumption of substantial table meals and to patrons in the Lounge area who are waiting to be seated.
5. The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points. The CCTV cameras shall continually record whilst the premises are open to the public and recording shall be kept available and unedited for a minimum of 28 days with the date and time stamping. A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public and must be able to produce / download / burn CCTV images upon request by a police officer or an authorised officer of the licensing authority. Any footage must be in a format so it can be played back on a standard personal computer or standard DVD player. Where the recording is on a removable medium (i.e. compact disc, flash card etc.), a secure storage system to store those recording mediums shall be provided.
6. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the Police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:
 - a. all crimes reported to the venue or by the venue to the Police
 - b. all ejections of patrons

- c. any incidents of disorder
 - d. any faults in the CCTV system
 - e. any visit by a relevant authority or emergency service
 - f. All refusals of sales of alcohol
7. The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of identification to enable to verify their identity against the notice.
8. The premises shall display prominent signage indicating at any point of sale, the entrance to the premises and in all areas where alcohol is located that it is an offence to buy, or attempt to buy, alcohol for a person under the age of 18.

Application for a New Premises Licence for Brew Dog, Manchester Business School, Booth Street West, Manchester, M15 6PB

The Committee considered all representations at the hearing. The Committee also considered the Council's Statement of Licensing Policy, the Licensing Act 2003, the Regulations made there under, the Guidance issued by the Secretary of State under Section 182 of that Act and the Licensing Objectives.

The Committee noted that agreement had been reached between the applicant and all parties who made a representation, so treated the matter as a determination.

Decision

To grant the application subject to the following conditions.

Conditions

1. All staff shall be trained in
 - (a) relevant age restrictions in respect of products,
 - (b) recognising signs of drunkenness,
 - (c) how to refuse service,
 - (d) the premises' duty of care,
 - (e) company policies and reporting procedures,
 - (f) the conditions in force under this licence.
2. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.

Instead of

Staff will be trained in the laws relating to underage sales and that training

shall be documented and repeated at 6 monthly intervals.

3. A log (which may be electronically recorded) shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of Manchester City Council at all times while the premises are open.

Instead of

A refusal book will be maintained at the premises, and made available to an officer of a responsible authority upon request.

4. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:
 - (a) all crimes reported to the venue, or by the venue to the police
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) seizures of drugs, offensive weapons, fraudulent ID or other items
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any faults in the CCTV system, searching equipment or scanning equipment
 - (i) any visit by a relevant authority or emergency service
 - (j) the times on duty, names and the licence numbers of all licensed door supervisors employed by the premises.

Instead of

The premises shall maintain an Incident Log and public Liability Insurance

5. No bottles, glasses or similar items may be disposed of in outside receptacles between 23:00 and 07:00 hours.
6. No deliveries or collections must be made to the premises between 23:00 and 07:00 hours

Instead of

The emptying of bins into skips, and refuse collections will not take place between 11pm and 7am.

7. All windows and external doors shall be kept closed between 23:00 hours and 10:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
8. Speakers shall not be located/operated in the entrance lobby or outside the

premises.

9. Outside tables and chairs shall be rendered unusable by 23:00 hours each day.
10. Patrons permitted to temporarily leave after 23:00 hours and then re-enter the premises, eg. to smoke, shall not be permitted to take drinks, food or glass with them.

Point 2 of the smoking policy shall change to

Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.

Point 4 of the dispersal policy shall change to

We will ensure the removal of all bottles and drinking receptacles from any patron before exiting the premises (this does not apply in the case of consumption in any delineated external drinking area, except after 23.00.)

Application for a New Premises Licence for Bird & Blend Tea Co, 57 Church Street, Manchester, M4 1PD

The Committee considered all representations at the hearing. The Committee also considered the Council's Statement of Licensing Policy, the Licensing Act 2003, the Regulations made there under, the Guidance issued by the Secretary of State under Section 182 of that Act and the Licensing Objectives.

The Committee noted that agreement had been reached between the applicant and all parties who made a representation, so treated the matter as a determination.

Decision

To grant the application subject to the following conditions.

Conditions

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

2. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the Police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:
 - a. all crimes reported to the venue, or by the venue to the Police
 - b. all ejections of patrons
 - c. any incidents of disorder
 - d. any faults in the CCTV system
 - e. any visit by a relevant authority or emergency service
3. The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of formal identification to enable to verify their identity against the notice.
4. The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an HM Forces warrant card, or a card bearing the PASS hologram.
5. The designated premises licence holder shall ensure all staff are trained to prevent underage sales, to maintain a refusals log, and monitor staff to ensure their training is put into practice.
6. Documented records of training completed shall be kept for each member of staff.
7. Training shall be regularly refreshed and at no greater than 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.
8. The premises shall display signage at the point of sale indicating it is an offence to buy or attempt to buy alcohol for a person under 18.
9. A log (which may be electronically recorded) shall be kept detailing all refused sales of alcohol including date, time, reason for refusal. The log must should include the premises for at least six months, and made available on request to GMP or an authorised officer of the licensing authority.
10. Open containers of alcohol shall not be removed from the premises. Patrons permitted to leave and re-enter the premises shall not be permitted to take drinks with them.

11. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.
12. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
13. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 23:00 and 07:00 hours.

LACHP/18/158. Application for a New Premises Licence for Co-operative Store, 12-15 Gateway House, Piccadilly Station Approach, Manchester M1 2GH

The Committee considered all representations at the hearing. The Committee also considered the Council's Statement of Licensing Policy, the Licensing Act 2003, the Regulations made there under, the Guidance issued by the Secretary of State under Section 182 of that Act and the Licensing Objectives.

The Committee noted that agreement had been reached between the applicant and all parties who made a representation, so treated the matter as a determination.

Decision

To grant the application subject to the following conditions.

Conditions

1. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to GMP or an authorised officer of the licensing authority which will record the following incidents:
 - a. All crimes reported to the venue, or by the venue to the Police;
 - b. All ejections of customers;
 - c. Any incidents of disorder;
 - d. Identification which is not authentic
 - e. Any faults in the CCTV system;
 - f. Any visit by a relevant authority or emergency services.
2. A member of staff must be present at all time that the premises are open to the public who can facilitate viewing of CCTV images upon receipt of a request from the Police or an authorised officer of the Licensing Authority.
3. A refusals log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to GMP or an authorised officer of the licensing authority.
4. Documented records of all training completed shall be kept for each member of staff and regularly refreshed no greater than six monthly intervals. Training records shall be made available for inspection upon request by GMP or an authorised officer of the licensing authority.

5. The premises shall display prominent signage indicating that a proof of age scheme, such as a Challenge 25, is in operation.
6. The premises shall display prominent signage indicating that it is an offence to buy or attempt to buy alcohol for a person who is under 18.