



Licensing Sub Committee Hearing Panel

Date: Tuesday, 9 May 2023

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 - Grimshaw, Hassan and Hilal

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 - The Lower Stables, St John's Development, Grape Street, Manchester, M3 4PG

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

5. Application for a New Premises Licence - La Buka African Cuisine Ltd., 286-288 Moston Lane, Manchester, M40 9WB

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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,
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Further Information

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

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This agenda was issued on **Thursday, 27 April 2023** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 2, Town Hall Extension (Library Walk Elevation), Manchester M60 2LA

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**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 09 May 2023

Subject: The Lower Stables, St John's Development, Grape Street, M3 4PG -
App ref: Premises Licence (new) 286398

Report of: Director of Planning, Building Control & Licensing

Summary

Application for the grant of a premises licence made under the Licensing Act 2003, which has attracted objections.

Recommendations

That the Panel determine the application.

Wards Affected: Deansgate

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

	amenities suitable to the surrounding communities.
A connected city: world class infrastructure and connectivity to drive growth	

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:

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Position: Principal Licensing Officer
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Name: Helen Howden
Position: Technical Licensing Officer
Telephone: 0161 234 4294
E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

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

1. Introduction

- 1.1 On 10/03/2023, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of The Lower Stables, St John's Development, Grape Street, Manchester, M3 4PG in the Deansgate ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. The Application

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is All Work and Social Bonded Limited.
- 2.3 The description of the premises given by the applicant is:

“The premises will operate as a multi-use event space. Egress from the premises will take place through exit onto Grape Street and patrons will be directed in the direction of Quay Street when dispersing.”

- 2.4 The proposed designated premises supervisor is Anthony Powell

2.5 **The licensable activities applied for:**

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

The above activities will take place indoors only
 Mon to Wed 11am to half past midnight, Thurs 11am to 1.30am, Fri and Sat 11am to 2am, Sun 11am to 11pm

- Provision of late night refreshment:
 The provision of late night refreshment will take place indoors.

Mon to Wed 11pm to 1am, Thurs 11pm to 2am, Fri and Sat 11pm to 2.30am, Sun 11pm to 11.30pm

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

Mon to Wed 11am to half past midnight, Thurs 11am to 1.30am, Fri and Sat 11am to 2am, Sun 11am to 11pm

- Opening hours:

Mon to Wed 11am to half past midnight, Thurs 11am to 1.30am, Fri and Sat 11am to 2am, Sun 11am to 11pm

- Seasonal variations (to apply to all activities and opening hours)

From the start time on New Year's Eve to the terminal hour for New Year's Day.

On the day that British Summer Time commences, one additional hour to disapply its effect.

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

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

2.6 **Activities unsuitable for children**

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

2.7 **Steps to promote the licensing objectives**

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

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

2.8 **Further documentation accompanying the application**

2.8.1 The applicant has submitted the following documents in support of their application, which are included with the application form at **Appendix 2**:

- Smoking Policy
- Dispersal Policy

3. **Relevant Representations**

3.1 A total of 10 relevant representations were received in respect of the application (**Appendix 3**). The personal details of all members of the public have been redacted. Original copies of these representations will be available to the Panel at the hearing.

Responsible Authorities:

- MCC Licensing and Out of Hours Compliance Team;

Other Persons:

- Deansgate Ward Councillors;
- Residents (x8).

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
<p>Licensing and Out of Hours Compliance (LOOH)</p>	<p>The premises is close to residential properties likely to be impacted by activities at the premises, likely to cause public nuisance.</p> <p>Lower Byrom Street nearby is “typically a very quiet area of the city centre, with a significant number of residential properties”. Residents are already affected by noise and/or ASB arising from nearby late-night premises.</p> <p>Residential properties at St Johns Gardens and Culvercliffe Walk and Rosetti Place are also nearby. While the application proposes dispersal measures, customers are unlikely to be supervised as far as the residential properties.</p> <p>LOOH are “satisfied that the conditions proposed by the applicant will go some way towards mitigating the risk of the Prevention of Public Nuisance”. However, the hours applied for will have an “impact beyond what is achievable with conditions alone and local residents will be affected by noise, rowdy behaviour and potentially littering and ASB”.</p> <p>LOOH therefore ask for a reduction in hours, with sale of alcohol until 11.00pm Sunday – Thursday and until midnight Friday and Saturday, with an additional 30 minutes opening/drinking up/dispersal time.</p>	<p>Grant with amended hours</p>
<p>Deansgate Ward</p>	<p>This objection is based “on the late hours of opening”, and the “exit route along Grape</p>	<p>Not stated</p>

Councillors	<p>Street and towards Quay Street.”</p> <p>Public nuisance will likely be caused to residents by people passing close to their homes. Residents of the low-rise homes at St John’s Gardens and the Rosetti apartment block will be particularly affected. One of the issues is: “The walkway is within just a few feet of residents’ front doors and residents’ bedrooms. There is no passing traffic and the area is very quiet indeed at this time. Normal volume conversation from patrons leaving these new premises will be highly disruptive to the residents in this area, including children who live here.”</p> <p>Councillors are concerned that “Had the applicant sought to understand the area in more detail, they would have become aware of this and would, I hope, have adjusted their plans accordingly. That they have not done so shows a disregard for the people who live here and a disregard for MCC’s licensing policy”.</p>	
RES 1	<p>“The premises are very close to our residential building. The Saturday night opening hours of 2:30am risks late night disturbance to Leftbank residents. It is also out of line with other neighbouring licensed premises.</p> <p>Having seen the plans overall I am very supportive of the application all I am suggesting is an earlier closing time.”</p>	Not stated
RES 2	<p>“Most of the dispersal will be from Grape Street to Water Street and then along Quay Street and some along the continuation of Water Street, both outside Leftbank Apartments. The consumption of alcohol will naturally create more buoyant and exuberant customers during their dispersal and their noise will disturb local residents. This is not acceptable to existing residents.”</p>	Not stated
RES 3	<p>The application will likely cause an increase in: “criminal damage in our area by persons affected by alcohol uprooting plants and flowers”; theft of plants; the incidence of violent arguments and fighting; littering; running of vehicle engines while stationary.</p> <p>Granting this application will “inevitably” create noise at unacceptable times of the night</p>	Not stated

	<p>disrupting sleep of both adults and children.</p> <p>There will be “disruptive noise from taxis, private hire cars and coaches”.</p> <p>The hours applied for are too late for a residential area such as this.</p>	
RES 4 and RES 7	<p>RES 4 and RES 7 make many of the same points, summarised as:</p> <p>Grant of the application will have a severe impact on residents living close by.</p> <p>Existing issues include: people passing by late at night, urinating in gardens, disturbance from noisy raucous behaviour, people parking illegally in parking spaces, returning late and playing music loudly on car music systems. These issues are likely to be extended and increased.</p> <p>The following issues are also likely: “Cars, coaches, taxis dropping off and picking up, and especially when people are dispersing all at once, after an event, cause high levels of noise on the street, and during the early hours”, and a “huge increase in vehicles using this street”.</p> <p>Other concerns are: littering, broken glass bottles, drinks glasses and food wrappers; Sleep disturbance for children living or visiting homes in the area, who will also witness the other issues outlined above.</p> <p>The hours applied for are not in keeping with a residential area.</p>	Not stated
RES 5	<p>“In addition, to the unwelcome noise there is a likelihood of revellers using our estate as a shortcut to Deansgate and as an outdoor 'public convenience'. Our estate already suffers from the latter.”</p> <p>The hours applied for a “likely to lead to an increase in both crime and disorder.”</p>	Not stated
RES 6	<p>Granting this application will “not promote the licensing objectives, in particular the prevention of crime and disorder, and public nuisance”</p> <p>The area is “already saturated with large scale venues”. The number of venues in close proximity to each other are a concern.</p> <p>Issues raised are that: the entry and exit route</p>	Not stated

	<p>will impact on nearby residents for whom public safety “is a huge concern”; noise will emanate from the premises and from attendees entering and exiting the venue; vibrations; lighting; litter; potentially using drugs, increased pollution and anti-social behaviour will also cause problems for residents; the venue will add to current traffic issues in the area, with an influx of taxis at anti-social hours.</p> <p>The estate is not closed off to the public. Residents will be prevented from “enjoying their own estate outdoor space, gaining access/exit to the resident car parks on Lower Byrom Street, or having undisturbed sleep in the late evenings/early hours”.</p> <p>The representation concludes that “Approving this application in its current form will seriously affect residents health, safety and well-being” and that “consideration needs to be given to revised shorter operation hours, restrictions on the number of days and improved plans for the safety of residents.”</p>	
RES 7	(see RES 4)	Not stated
RES 8	<p>This resident is concerned about disturbance to residents at Rozel Square arising from: outdoor music, revellers as they leave the studios; vehicles and taxis as they collect people from the premises.</p> <p>Concerns are raised about the numbers of people who may attend.</p> <p>Concerns are also raised that residents have not been contacted by the applicant with more detail about the application.</p>	Not stated

- 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 as at the time of publication of these papers.
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.

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

- 4.3.2 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.
- 4.3.3 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.
- 4.3.4 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.

4.4 **Manchester Statement of Licensing Policy**

- 4.4.1 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.
- 4.4.2 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.
- 4.4.3 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.
- 4.4.4 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:

- 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
- 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

Section 12: Premises Licences for large-scale public events

This section sets out particular expectations regarding large scale public events, given the specific associated risks.

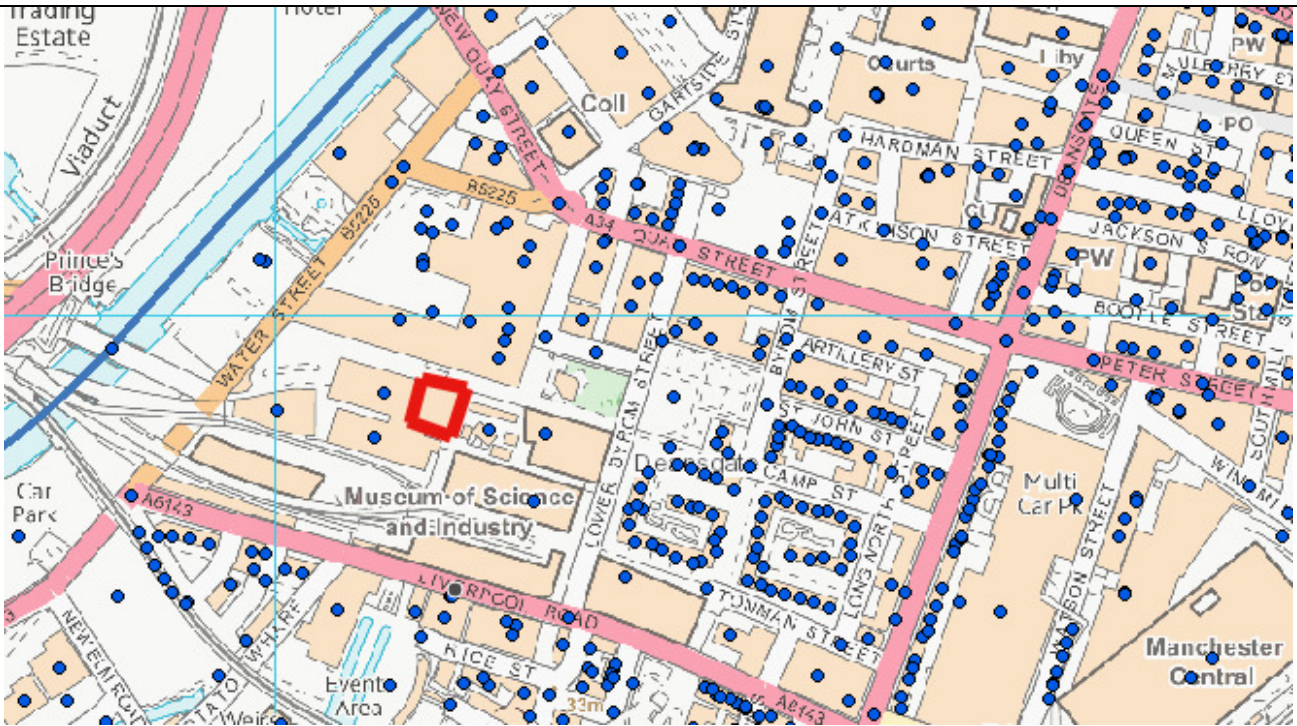
5. **Conclusion**

- 5.1 A licensing authority must carry out its functions under this Act (“licensing functions”) with a view to promoting the licensing objectives:
- the prevention of crime and disorder
 - public safety;
 - the prevention of public nuisance; and
 - the protection of children from harm.
- 5.2 In considering the matter, the Panel should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council’s licensing policy statement.
- 5.3 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.
- 5.4 The conditions consistent with the operating schedule may be modified to alter or omit any of them or to add any new condition, including restricting the times at which licensable activities authorised by the licence can take place.
- 5.5 All licensing determinations should be considered on the individual merits of the application.
- 5.6 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.

- 5.7 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.
- 5.8 **The Panel is asked to determine the application.**

The Lower Stables
 St John's Development, Grape Street, Manchester, M3
 4PG
 Premises Licensing
 Manchester City Council

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PREMISE NAME:	The Lower Stables
PREMISE ADDRESS:	St John's Development, Grape Street, Manchester, M3 4PG
WARD:	Deansgate
HEARING DATE:	09/05/2023

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We All Work and Social Bonded Limited.....

(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 The Lower Stables Grape Street St John's Development			
Post town	Manchester	Postcode	M3 4PG
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£Unknown	

Part 2 - Applicant details

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

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

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

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name All Work and Social Bonded Limited
Address C/O Allied London Suite 1 Bonded Warehouse 18 Lower Byrom Street Manchester M3 4AP
Registered number (where applicable) 11120439
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company.

Telephone number (if any)
E-mail address (optional) <div style="background-color: black; width: 100px; height: 15px; margin-top: 5px;"></div>

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0 8	0 4	2 0 2 3

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)

The premises will operate as a multi-use event space.

Egress from the premises will take place through exit onto Grape Street and patrons will be directed in the direction of Quay Street when dispersing.

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 checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" 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 checked="" 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"/> |

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



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



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	11:00	00:30	<u>Please give further details here</u> (please read guidance note 4)		
Tue	11:00	00:30			
Wed	11:00	00:30	<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur	11:00	01:30			
Fri	11:00	02:00	<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	11:00	02:00	From the start time on New Year's Eve to the terminal hour for New Year's Day.		
Sun	11:00	23:00	On the day that British Summer Time commences, one additional hour to disapply its effect.		

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	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	11:00	00:30	<u>Please give further details here</u> (please read guidance note 4)		
Tue	11:00	00:30			
Wed	11:00	00:30	<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur	11:00	01:30			
Fri	11:00	02:00	<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) From the start time on New Year's Eve to the terminal hour for New Year's Day. On the day that British Summer Time commences, one additional hour to disapply its effect.		
Sat	11:00	02:00			
Sun	11:00	23:00			

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	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon			<u>Please give further details here</u> (please read guidance note 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	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	11:00	00:30	<u>Please give further details here</u> (please read guidance note 4)		
Tue	11:00	00:30			
Wed	11:00	00:30	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur	11:00	01:30			
Fri	11:00	02:00	<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) From the start time on New Year's Eve to the terminal hour for New Year's Day. On the day that British Summer Time commences, one additional hour to disapply its effect.		
Sat	11:00	02:00			
Sun	11:00	23:00			

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	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	11:00	00:30	<u>Please give further details here</u> (please read guidance note 4)		
Tue	11:00	00:30			
Wed	11:00	00:30	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	11:00	01:30			
Fri	11:00	02:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	11:00	02:00	From the start time on New Year's Eve to the terminal hour for New Year's Day.		
Sun	11:00	23:00	On the day that British Summer Time commences, one additional hour to disapply its effect.		

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	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	11:00	00:30	<u>Please give further details here</u> (please read guidance note 4)		
Tue	11:00	00:30			
Wed	11:00	00:30	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur	11:00	01:30			
Fri	11:00	02:00	<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	11:00	02:00	From the start time on New Year's Eve to the terminal hour for New Year's Day.		
Sun	11:00	23:00	On the day that British Summer Time commences, one additional hour to disapply its effect.		

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	11:00	00:30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	11:00	00:30	<u>Please give further details here</u> (please read guidance note 4)		
Wed	11:00	00:30			
Thur	11:00	01:30	<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	11:00	02:00			
Sat	11:00	02:00	<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	11:00	23:00	From the start time on New Year's Eve to the terminal hour for New Year's Day.		
			On the day that British Summer Time commences, one additional hour to disapply its effect.		

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	23:00	01:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	23:00	01:00			
Wed	23:00	01:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	02:00			
Fri	23:00	02:30	<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) From the start time on New Year's Eve to the terminal hour for New Year's Day. On the day that British Summer Time commences, one additional hour to disapply its effect.		
Sat	23:00	02:30			
Sun	23:00	23:30			

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 type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	11:00	00:30			
Tue	11:00	00:30			
Wed	11:00	00:30			
Thur	11:00	01:30	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)		
			From the start time on New Year's Eve to the terminal hour for New Year's Day.		
Fri	11:00	02:00			
Sat	11:00	02:00			
			On the day that British Summer Time commences, one additional hour to disapply its effect.		
Sun	11:00	23:00			

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 Anthony Powell	
Date of birth ██████████	
Address ██████████ ██████████ ██████████	
Postcode	██████████
Personal licence number (if known) 191258	
Issuing licensing authority (if known) Manchester City 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).

n/a

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	07:30	01:00	
Tue	07:30	01:00	
Wed	07:30	01:00	
Thur	07:30	02:00	
Fri	07:30	02:30	
Sat	07:30	02:30	
Sun	07:30	23:30	

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)

From the start time on New Year's Eve to the terminal hour for New Year's Day.

On the day that British Summer Time commences, one additional hour to disapply its effect.

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)

Please see attached Operating Schedule and Policies attached to this application.

b) The prevention of crime and disorder

Please see attached Operating Schedule and Policies attached to this application.

c) Public safety

Please see attached Operating Schedule and Policies attached to this application.

d) The prevention of public nuisance

Please see attached Operating Schedule and Policies attached to this application.

e) The protection of children from harm

Please see attached Operating Schedule and Policies attached to this application.

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	10/03/2023
Capacity	████████████████████

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	Manchester	Postcode	██████████
Telephone number (if any)	████████████████████		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) ████████████████████			

OPERATING SCHEDULE**A) The Prevention of Crime and Disorder**

1. The premises shall operate a CCTV system that complies with the minimum requirements of the GMP Licensing Team.
2. The premises licence holder must ensure that:
 - (i) Cameras are located within the premises to cover all public areas (not including the toilets) and all entrances and exits;
 - (ii) The system records clear images enabling the identification of individuals;
 - (iii) All recorded footage is securely retained for a minimum period of twenty-eight days;
 - (iv) The CCTV system operates at all times the premises are open for licensable activities;
 - (v) All equipment must have constant and accurate time and date generation;
 - (vi) The CCTV system is fitted with security functions to prevent recordings being tampered with;
 - (vii) There is at least one member of trained staff at the premises during opening hours able to provide viewable copies on request to police or authorised local authority officers as soon as is reasonably practicable in accordance with all relevant data protection legislation.
3. SIA registered door supervisors shall be employed at the premises in accordance with a risk assessment, to be carried out by the DPS.
4. When employed, all door supervisors on duty at the premises must correctly display their current SIA accreditation and be briefed on their responsibilities and relevant company operating procedures before they commence duty.
5. When employed, all door supervisors shall wear high visibility armbands.
6. When employed, a register of door supervisors shall be maintained at the premises and shall include:
 - (i) The SIA registration number of door staff on duty;
 - (ii) the identity of each member of door staff;
 - (iii) the dates and times the door staff are on duty.
7. At all times that the premises are open to the public for licensable activities, at least 1 member of staff and 1 member of door staff (when employed) must have completed Action Counters Terrorism (ACT) Awareness e-learning training. In addition, a minimum of 1 on-duty manager and 1 on-duty security supervisor/manager must also have attended a Counter Terrorism (CT) Awareness session delivered by Counter Terrorism Policing North West (CTPNW) trained personnel as soon as reasonably practicable. If not completed, they must have registered to attend a course and be able to provide evidence of this if requested by a police officer or authorised officer of the licensing authority.
8. The Designated Premises Supervisor must have attended a CT Awareness training session delivered by CTPNW-trained personnel as soon as is reasonably practicable. In all cases, within 28 days of a new Designated Premises Supervisor being named on the licence, they must have registered to attend a course and be able to provide evidence of this if requested by a police officer or authorised officer of Manchester City Council.
9. There must be a documented security assessment, which must incorporate counter terrorism measures for the premises. The assessment shall be routinely reviewed and must be reviewed following the elevation of the change of the national threat level. All reviews shall be documented.

10. Within 28 days of the granting of the licence, the premises licence holder shall evaluate any risks identified through the security assessment and take prompt steps to eliminate them or to reduce the risk as far as is reasonably practicable. A documented record must be maintained of any remedial action implemented and made available upon request to any police officer or an authorised officer of Manchester City Council.
11. The premises must have a documented security plan, which sets out counter measures to be implemented in response to a terrorist attack that incorporates the principles of 'Guide', 'Shelter' and 'Communicate' as appropriate in conjunction with relevant National Counter Terrorism Security Office (NACTSO) / Centre for the Protection of National Infrastructure (CPNI) guidance, and the purposes of those procedures and the necessity of following them must be understood by those carrying them out:
- Guide – Direct people towards the most appropriate location (in vacuation, evacuation, hide)
 - Shelter – Understand how your place or space might be able to lock-down and shelter people within it for several hours
 - Communicate – Have a means of communicating effectively and promptly with users of your place and have staff capable of giving clear instructions. Also have the capability of integrating with any response or rescue operation by providing information such as building plans
12. Open containers of alcohol shall not be removed from the premises, save for those utilising the smoking area and returning inside the premises.
13. All staff authorised to sell alcohol shall be trained in:
- (i) Relevant age restrictions in respect of products
 - (ii) Prevention of underage sales
 - (iii) Prevention of proxy sales
 - (iv) Maintenance of the refusals log
 - (v) Recognising signs of drunkenness and vulnerability
 - (vi) How overservice of alcohol impacts on the four objectives of the Licensing Act 2003
 - (vii) How to refuse service
 - (viii) The premises' duty of care policy, understanding and dealing with situations involving vulnerable people, and incidents of harassment; and how to report issues of modern slavery and trafficking
 - (ix) Action to be taken in the event of an emergency, including the preservation of a crime scene and reporting an incident to the emergency services
 - (x) The conditions in force under this licence.
- This training shall be documented and repeated at 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.
14. A refusals record must be kept at the premises which details all refusals to sell alcohol. This record must include the date and time of the incident, the name of the staff member who refused the sale, and the reason the sale was refused. All entries must be made within 24 hours of the refusal. The record must be made available for inspection and copying within a reasonable time of a request by an officer of a Responsible Authority.

B) Public Safety

1. The premises licence holder shall ensure that at all times when the public is present there is an appropriate number of competent person(s) able to administer first aid, that an adequate and appropriate supply of first aid equipment and materials is available on the premises, and that adequate records are maintained in relation to the supply of any first aid treatment.
2. Regular safety checks shall be carried out by staff.

3. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.
4. Any and all of the following incidents must be noted including pertinent details and, as appropriate, reported promptly so that investigations can be made and action taken:
 - a. alleged crimes reported to the venue or by the venue to the police
 - b. ejections of patrons
 - c. complaints received
 - d. incidents of disorder
 - e. seizures of drugs, offensive weapons, fraudulent ID or other items
 - f. faults in the CCTV system, searching equipment or scanning equipment
 - g. visit by a responsible authority or emergency service
5. Incident logs (which may be kept electronically) must be kept at the premises for at least 6 months and must be made available on request to the police or an authorised officer of the licensing authority.
6. The premises shall maintain public liability insurance.
7. The premises shall have a documented Duty of Care policy for managing intoxicated and vulnerable customers and dealing with incidents of harassment at the premises. The policy shall also include provision for persons refused entry to the premises who are also considered vulnerable by staff.

C) The Prevention of Public Nuisance

1. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises.
2. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
3. There shall be no noise or odours caused by the kitchen extraction equipment that gives rise to a nuisance.
4. The exterior of the building shall be cleared of litter at regular intervals.
5. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.
6. All external doors and windows must be kept shut at all times when regulated entertainment is being provided, save for normal access and egress.
7. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).
8. The emptying of bins into skips, and refuse collections will not take place between 11pm and 7am.
9. Deliveries to the premises will not take place between 11pm and 7am.
10. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

D) The Protection of Children From Harm

1. The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an EU/EEA national ID card or similar document, an HM Forces warrant card, a card bearing the PASS hologram, or any electronic or biometric age verification technology approved by the licensing authority.
2. The premises shall display prominent signage indicating that the Challenge 25 scheme is in operation.
3. 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 and for a person under the age of 18 to buy or attempt to buy alcohol.
4. Staff training will include the Challenge 25 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.

SMOKING POLICY

1. Any outside area used by customers wishing to smoke shall be clearly delineated and covered by the CCTV system which will be installed at the premises.
2. The smoking area shall be monitored by staff or door staff (when employed) regularly when it is in use.
3. The area will be cleaned regularly.
4. Suitable receptacles shall be provided for smokers to dispose of cigarette butts.
5. Signs will be displayed in the area requesting customers keep noise to a minimum.
6. Patrons who disregard signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.
7. Open containers of alcohol shall not be permitted to be taken beyond the boundary of the smoking area.

**DISPERSAL POLICY
THE LOWER STABLES**

1. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons.
2. Dispersal will take place onto Grape Street and in the direction of Quay Street.
3. Staff Members (including SIA registered door staff, when employed) will advise patrons to leave the premises quickly and quietly out of respect for neighbours.
4. Notices will be displayed requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff.
5. Management and staff 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 alcohol sold in sealed containers for the purpose of consumption off the premises).
6. Management and staff will actively discourage our customers from assembling outside the premises at the end of the evening.
7. A suitable member of staff or door staff (when employed) will be visible at each public entrance/exit to control the dispersal, to remind people to leave quietly, and to prevent patrons from re-entering the premises.

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

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LOOH team


**MANCHESTER
CITY COUNCIL**
Licensing & Out of Hours Compliance Team - Representation

Name	Lorraine Bambrick
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	lorraine.bambrick@manchester.gov.uk
Telephone Number	0161 234 1220

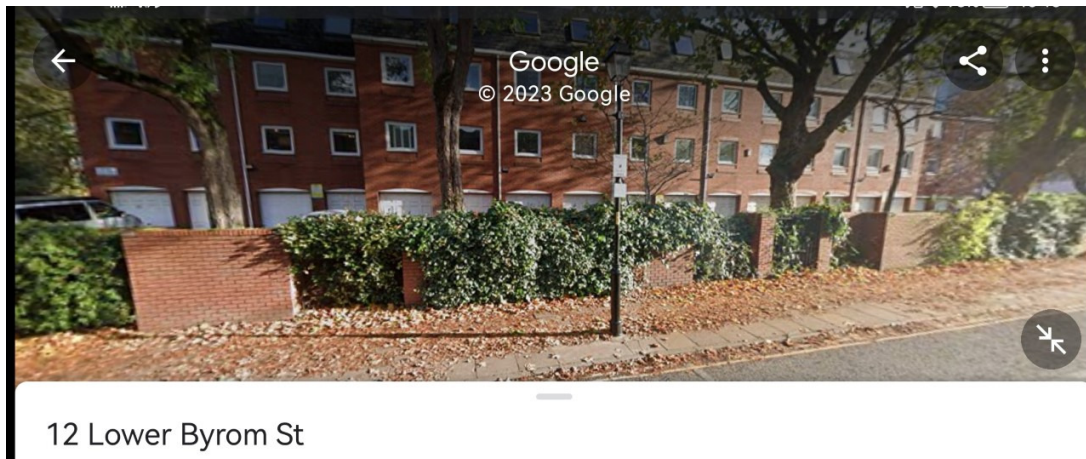
Premise Details	
Application Ref No	286398
Name of Premises	The Lower Stables
Address	St John's Developemnt, Grape Street, Manchester, M3 4PG

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>On behalf of the Licensing and Out of Hours Team, I have assessed this application, considering a number of factors. These include the current nature of the area in which the premises is located, the timings requested for licensable activities, the operating schedule and dispersal policy submitted with the application and the proximity of residential properties likely to be impacted by activities at the premises. My particular concern is the risk of the licensing objective Prevention of Public Nuisance being undermined, should this application be granted without amendments.</p> <p>The applications requests timings as follows:</p> <p>The supply of alcohol for consumption both on and off the premises:</p> <ul style="list-style-type: none"> • Mon to Wed 11am to half past midnight, Thurs 11am to 1.30am, Fri and Sat 11am to 2am, Sun 11am to 11pm <p>Opening hours (+30 minutes after sale of alcohol)</p> <ul style="list-style-type: none"> • Mon to Wed 7.30am to 1am, Thurs 7.30am to 2am, Fri and Sat 7.30am to 2.30am, Sun 7.30am to 11.30pm <p>Both the operating schedule and the dispersal policy supplied with the application specify that:</p> <ul style="list-style-type: none"> • Egress from the premises will take place through exit onto Grape Street and patrons will be directed in the direction of Quay Street when dispersing.

- Dispersal will take place onto Grape Street and in the direction of Quay Street.

The street which connects Grape St to Quay St is Lower Byrom St. This is typically a very quiet area of the city centre, with a significant number of residential properties. These properties are already affected, on occasion, by noise and/or ASB arising from late-night premises located on Deansgate/Quay St/Liverpool Rd. Lower Byrom St itself, and the area now comprising the St Johns development/Old Granada Studios site, have, thus far, not been a cause for concern in this respect.

The distance from the premises, along Grape St, to the junction with Lower Byrom St is approximately 140m. I consider it is unlikely that premises staff would supervise patrons dispersing even to this point. On exiting Grape St, patrons would immediately arrive immediately opposite established residential properties on Lower Byrom St, as per the picture below:

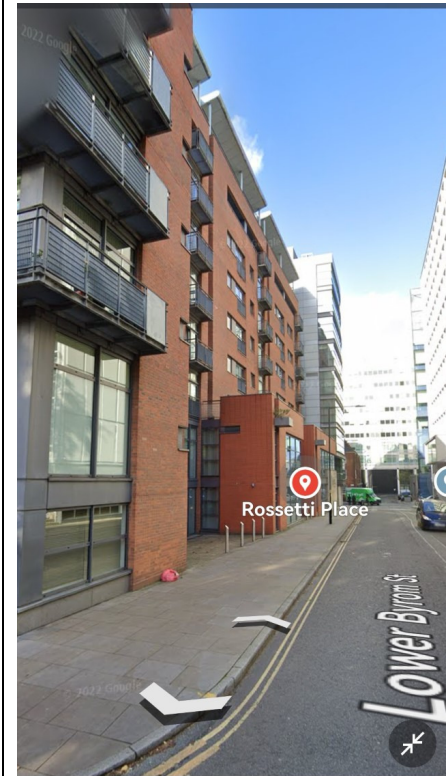


Should patrons then turn left towards Quay St as intended, they have the option of a cut-through to the right, along St Johns Gardens as shown below. This would lead them immediately past the rear of residential properties on Culvercliffe Walk:

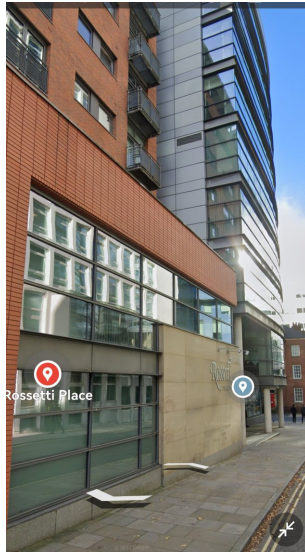


Lower Byrom St

Should patrons continue along Lower Byrom St, to Quay St, they then must pass the large apartment building, Rossetti Place, before the opportunity to disperse into the main, busier NTE areas of Quay St, Peter St, etc.



Rossetti Place
4.5 ★★★★★ (2)
Apartment building · 0.4 mi



Rossetti Place
4.5 ★★★★★ (2)
Apartment building · 0.4 mi

The approximate distance from the Grape St junction, along Lower Byrom St to Quay St is approx. a further 135m. Again, I consider it highly unlikely that staff from the premises will manage dispersal to this distance and therefore will not be effective as potentially noisy and rowdy patrons make their way past the most noise-sensitive neighbouring properties.

In considering this application, I have had regard to the following:

Manchester Statement of Licensing Policy:

Section 6 - Communication and integration with local residents and businesses

Section 7 - Local factors

Manchester Standards - MS8 Prevent noise nuisance from the premises

I am satisfied that the conditions proposed by the applicant will go some way towards mitigating the risk of the Prevention of Public Nuisance licensing objective being undermined. However, considering the current nature of the area, I believe that the lateness of the hours applied for will have an impact beyond what is achievable with conditions alone and local residents will be affected by noise, rowdy behaviour and potentially littering and ASB.

I therefore propose that the timings are adjusted as follows:

Sale of alcohol until 11.00pm Sunday – Thursday and until midnight Friday and Saturday, with an additional 30 minutes opening/drinking up/dispersal time.

Recommendation: Approve with Conditions (Outlined Above)

Councillors

From: [REDACTED]

Sent: 04 April 2023 09:01

To: Premises Licensing <Premises.Licensing@manchester.gov.uk>;
fraser.swift@manchester.co.uk <fraser.swift@manchester.co.uk>

Cc: William Jeavons <cllr.william.jeavons@manchester.gov.uk>; Marcus
Johns <cllr.marcus.johns@manchester.gov.uk>; Joan Davies
<cllr.joan.davies@manchester.gov.uk>

Subject: Reference: 286398/HH1 Premises: The Lower Stables, St John's
Development, Grape Street, Manchester, M3 4PG Applicant: All Work and
Social Bonded Limited

To: premises licensing.

Please note that this representation is made by Deansgate Ward, Councillor
Joan, Davies on behalf of all three Deansgate, counsellors, including
counsellors, William, Jeavons, and Marcus Johns.

Please note that because of connection problems yesterday evening this
email is being sent from a personal email address rather than a council email
address. Would you please redact the personal address before publishing this
representation. Thank you.

Would you please also acknowledge receipt of this representation and inform
me of the date of the hearing set a timer attend.

Reference: 286398/HH1

Premises: The Lower Stables, St John's Development, Grape Street,
Manchester, M3 4PG

Applicant: All Work and Social Bonded Limited

My on this application is based entirely on the late hours of opening – until 1
am in the week and 2 am at the weekend – and the exit route along Grape
Street and towards Quay Street.

MCC's licensing policy requires the applicants to understand the nature of the
area in which they are to operate. Grape Street leads on to Lower Byrom
Street, which is one of the more heavily residential streets in the area. Patrons
leaving the site via Grape Street will pass a late 70s low rise residential
development: St John's Gardens. This is a successful residential development
with a high proportion of long term residents and a demographic, leaning
towards the older members of the city centre population. Many have lived
there for 30 years or more, some for 40 years. On the other side of Lower
Byrom Street, is Rosetti apartment block which also houses a number of long-
term residents with a small number in their 80s or older. Many other licensed

premises in the area are not open until these hours and the granting of this license is therefore likely to cause a public nuisance to these residents.

In addition, when patrons exit via Grape Street, they are likely to carry on along Culvercliffe, this walkway was built in the late 70s when this section of the city was very very quiet at night. The walkway is within just a few feet of residents' front doors and residents' bedrooms. There is no passing traffic and the area is very quiet indeed at this time. Normal volume conversation from patrons leaving these new premises will be highly disruptive to the residents in this area, including children who live here. In recognition of this Factory, International have plans to discourage their customers leaving via Grape Street at night. Had the applicant sought to understand the area in more detail, they would have become aware of this and would, I hope, have adjusted their plans accordingly. That they have not done so shows a disregard for the people who live here and a disregard for MCC's licensing policy

Joan Davies

Manchester Labour Councillor for Deansgate Ward: Green Badge Tour Guide : Theatre Reviewer :

████████████████████

████████████████

RES 1

From: webfeedback@manchester.gov.uk <webfeedback@manchester.gov.uk>

Sent: 16 March 2023 12:47

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>	286398/HH1
<i>Premises name (if known) and full address this representation relates to:</i>	The Lower Stables, Grape Street, St John's Development, Manchester, M3 4PG,
<i>Which of the licensing objectives are relevant to your comments on this application: :</i>	The prevention of public nuisance
<i>Please state your comments on this application :</i>	The premisses are very close to our residential building. The Saturday night opening hours of 2:30am risks late night disturbance to Leftbank residents. It is also out of line with other neighbouring licensed premisses. Having seen the plans overall I am very supportive of the application all I am suggesting is an ealier closing time.

RES 2

From: [REDACTED]
Sent: 21 March 2023 16:48
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Licence application Reference: 286398/HH1

Hello

I am writing in reference to the application of a licence by All Work and Social Bonded Limited for The Lower Stables, St John's Development, Grape Street, Manchester, M3 4PG.

I note that the opening times are
Mon to Wed 7.30am to 1am, Thurs 7.30am to 2am, Fri and Sat 7.30am to 2.30am,
Sun 7.30am to 11.30pm

with the sale of alcohol ceasing 30 minutes before closure.

I object to these hours under the prevention of public nuisances because of the proximity to the Leftbank Apartments, Most of the dispersal will be from Grape Street to Water Street and then along Quay Street and some along the continuation of Water Street, both outside Leftbank Apartments. The consumption of alcohol will naturally create more buoyant and exuberant customers during their dispersal and their noise will disturb local residents. This is not acceptable to existing residents.

Regards

[REDACTED]
[REDACTED]

RES 3

Manchester City Council Licensing

[REDACTED]

[REDACTED]

[REDACTED]

Application number 286398/HH1

29 March 2023

Dear Sirs,

I object to the granting of the above numbered application on the following grounds.

The present proposals would prejudice the objective of preventing crime and disorder by:

increasing the likelihood of criminal damage in our area by persons affected by alcohol uprooting plants and flowers;

increasing the likelihood of theft of plants from our complex by such persons;

increasing the incidence of violent arguments and fighting by such persons;

increasing the dropping of litter in the streets;

increasing the breach of Bye Laws by promoting the running of vehicle engines while stationary.

The present proposals prejudice the prevention of public nuisance and protecting children from harm by inevitably creating noise at unacceptable times of the night disrupting sleep in this residential area. The idea that mixing residential areas with “hospitality venues” is retrograde and seriously flawed.

The alcohol licensing should not finish after 11.30 pm on any day from Monday to Thursday and Sunday. The 30 minute “drinking up” allowance means that the main dispersal proposed will be between 11.30 pm and 12.30 am in any event.

Dispersal of audiences at an otherwise quieter time of night causes disruptive noise from taxis, private hire cars and coaches.

The alcohol licensing should not finish after midnight on Fridays to restrict dispersal times as above.

The alcohol licensing should not finish after 12.30am on Saturdays.

The alcohol licensing should not start until 11am on any day.

The provision of a late night drinking venue in this residential area is an unnecessary further dispersal of the late night venues of the city centre causing difficulties in policing, crowd control and traffic control in the city centre all of which is already stretched.

Yours faithfully,

[REDACTED]

RES 4

From: [REDACTED]
Sent: 30 March 2023 13:30
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>; [REDACTED]
Subject: Application number 286398/HH1

From: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

To : Licencing Dept
Manchester City Council

Application Number 286398/HH1

30 March 2023

Dear Sir

I write to you to object to this application, in particular the sweeping range of late night hours, that are proposed, which will have a severe impact on residents living in apartments close by, and in particular Rozel Square. It seems that the night time economy is always prioritised by MCC, with laissez faire attitudes to late night drinking venues, disregarding completely, the importance of the quality of life of city centre residents, and the inevitable noise and anti-social behaviour that ensues.

The four licencing objectives that you itemise:

THE PREVENTION OF PUBLIC NUISANCE

In Rozel Square, we already have people coming through our development, late night, urinating in our gardens. We are also occasionally disturbed by noisy raucous behaviour, late night, and people parking illegally in our parking spaces to access venues, some distance away, then returning to vehicles, in the early hours, and playing music loudly on car music systems. But with new licenced premises, just metres away, with excessive hours of licencing extending to !2 am outdoors, and 4am (seriously?) indoors will, without question, hugely increase the problem of alcohol fuelled anti-social and noisy behaviour, in our community, and extend it even later into the hours before dawn.

Cars, coaches, taxis dropping off and picking up, and especially when people are dispersing all at once, after an event, cause high levels of noise on the street, and during

the early hours, which is intolerable, and a serious disturbance to residents living right on Lower Byrom Street, where there will be a huge increase in vehicles using this street.

PREVENTION OF CRIME AND DISORDER

Ditto, the above points... late night disorder/crime will be made much worse for us, by the close proximity of venues allowed to stay open until unacceptably late hours serving alcohol. People drunk and shouting, careless of local residents, making their way to this venue, and leaving. People urinating, littering with broken glass bottles, drinks glasses and food wrappers, damaging the gardens both in our development and the nearby park.

PROTECTION OF CHILDREN FROM HARM

There are children living in our development, or regularly visiting their parents, who will be affected by disturbed sleep, especially on school days, through very high noise levels at quiet times of night, and the witnessing of the kind of behaviour as outlined above.

PUBLIC SAFETY

The extended hours of permitted drinking, inevitably compromise public safety with on street disorder and drunken fights and arguments increasing proportionately, not helped by an inadequate police presence from a stretched police force, at these hours..

ALCOHOL HOURS

Alcohol licencing should not extend beyond 1130pm weekdays, 1200 midnight on weekend nights, and even with these hours, there will still be people on the streets by our homes, and dispersing through our homes, up to one hour later.

Alcohol licencing should not start until 1130 any day.

With many people living just feet away, such hours (12 hours a day) are reasonable and proportionate, not draconian or restrictive.

Thank you for your consideration

██████████

RES 5

From: [REDACTED]
Sent: 04 April 2023 15:26
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Re: Acknowledgement of objection to premises licence application 286398HH1: The Lower Stables, St John's Development, Grape Street, Manchester, M3 4PG - WHAT HAPPENS NEXT.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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

Sent: 03 April 2023 22:39

To: [REDACTED]

Subject: Acknowledgement of objection to premises licence application 286398HH1: The Lower Stables, St John's Development, Grape Street, Manchester, M3 4PG - WHAT HAPPENS NEXT.

Dear [REDACTED] our standard acknowledgement of your representation is as below. Please also be aware that if you wish to give your full address, the information will assist the Committee in deciding the weighting to give to your comments. Your address will be given to the applicant, and to the Committee that will make the decision on the application, but won't be included on any papers in the public domain. Kind regards, Heleln

From: [REDACTED]

Sent: 03 April 2023 14:37

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

Cc: Joan Davies <cllr.joan.davies@manchester.gov.uk>

Subject: The Stables

Dear Sir/Madam,

I am writing to register my objection to the application by 'the Stables' for a license for entertainment and the selling of alcohol. My objections are based on both **public nuisance** and **crime and disorder** grounds.

The envisaged change of use of these premises to a music and drinking venue will undoubtedly create a **public nuisance** for our residential estate which borders the site.

In addition, to the unwelcome noise there is a likelihood of revellers using our estate as a shortcut to Deansgate and as an outdoor 'public convenience'. Our estate already suffers from the latter. Additionally, the connections between the excessive consumption of alcohol and **crime and disorder** are well established and, therefore, the granting of yet another license permitting the sale of alcohol until either 1am, 1.30 am or 2 am throughout the week is likely to lead to an increase in both crime and disorder.

For these reasons, I ask you to reject the application.

Best wishes,

[Redacted signature block]

RES 6

From: [REDACTED]
Sent: 02 April 2023 18:58
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: Joan Davies <cllr.joan.davies@manchester.gov.uk>
Subject: Objection to licence application 286398/HH1 The Lower Stables

St Johns Development

Application Type: Premises Licence (new)
 Reference: 286398/HH1
 Premises: The lower Stables, St Johns Development
 Applicant: All Work and Social Bonded Limited

With reference to the above application, please note our objections: The basis of this opposition is that granting a licence for these premises will not promote the licensing objectives, in particular the prevention of crime and disorder, and public nuisance. The granting of the licence will increase both public dis-order and public nuisance.

The increase in numbers, and anti-social behaviour due to long, and late drinking hours will result in disorder in an area already saturated with large scale venues that are allowed extended licensing. The entry and exit routes to the studio consist of a narrow walkway (Grape Street) leading to Lower Byrom Street which is situated opposite St Johns Gardens development (Rozel square, Culvercliff, Ashill, Porchfield). Public Safety is a huge concern for us as residents of St Johns Gardens, as the hours of operation, noise emanating from the premises from attendees entering and exiting the venue, vibrations, lighting, litter, increased pollution and anti-social behaviour will absolutely cause a detrimental effect on us, and other local residents particularly those in St Johns Gardens. The hours proposed are long and extremely late and will also add to the public nuisance of the impact of the current increased traffic using Lower Byrom Street, due to the creation of cycle only lanes on Deansgate. There will also be an influx of taxis at anti-social hours, creating more noise and pollution on Lower Byrom Street and surrounding streets.

Currently there are licencing applications which vastly impact upon St Johns Gardens Estate. Recent applications have been made for the above, and also for "The Lower Stables"(285928/AM2) without any public consultation. These are in addition to the recently approved licence for the Factory, which was 365-day 24/7. All these venues are in extremely close proximity to each other, and which will use Grape Street, a very narrow walkway leading to Lower Byrom Street.

The impact of the noise from people arriving and leaving these establishments particularly after drinking will also be a constant noise, traffic, anti-social, and environmental impact to local residents, causing public disorder and public nuisance. Allowing extended licensing hours will also increase traffic in the vicinity as attendees will need to resort to using taxis due to the lack of public transport at those late hours.

Immediately surrounding St Johns gardens development is Castlefield Bowl, MOSI, The Opera House, The Factory, the new St Johns Development (Hotels, Bars and restaurants), The Stables, and Versa Studios all hosting, or planning to host, indoor

and outdoor events in the evenings until the early hours, which serve alcohol, and some of these venues are very large capacity venues. All of these venues impact upon the public safety, nuisance and disorder on Lower Byrom Street and is unacceptable to those residents in St Johns Gardens Estate, and other local residents. Not only will the event space be indoors, the plans also include for music and alcohol in an outdoor event space on land less than 50 metres away from St Johns estate. The proposal is until midnight (outdoor) and 4am (indoor) 365 days per year which will present a huge nuisance to residents, prevent them from, enjoying their own estate outdoor space, gaining access/exit to the resident car parks on Lower Byrom Street, or having undisturbed sleep in the late evenings/early hours.

As the estate is not closed off to the public, increased noise and safety in the late hours is a huge concern to residents due to visitors, particularly after late night drinking, walking through the estate in order for shortcuts, use of the estate gardens for taking drugs, alcohol, or use as a toilet, or other late-night activities. Already residents are affected by late night noise and disturbances emanating from the venues listed above which impact their quality of life, and the increase when the new late-night venues ie The Factory, Versa studios, The Stables, St Johns Development, are opened will make the surrounding areas intolerable and increase public disorder and nuisance.

In accordance with Manchester City Council Core Strategy 2012 to 2027, Policy CC10, the City Centre is meant to be "A Place for everyone.....The city centre will develop as a location which appeals to a wide range of residents.....".

Sub-clause 8.56 states "Creating a place for everyone is an important objective.....This is also a key ingredient in attracting and retaining a wider range of city centre residents, so that city centre living can be a choice which suits people irrespective of age or lifestyle, or changes in either".

If Manchester City Council wishes to meet the objectives of its Core strategy, then it needs to consider declining the increased licence applications for extended and late licences in areas that impact upon those people who choose to live and work in the city centre. St Johns Gardens estate houses people of all ages, from those with young families to those retired residents. We welcome and encourage the development of an active city, which is one of the reasons we moved to the city centre. We expected living with some level of noise and disturbance, but it is not acceptable to expect residents to live next to many large capacity venues in close proximity to each other, with extended licensing hours, 365 days a year, allowing late night, and all night venues to be open, and serving alcohol, which will cause public disorder and public nuisance.. Residents are also important stakeholders in the development of the city, but this application suits the needs only of the applicant. Approving this application in its current form will seriously affect residents health, safety and well-being, and so consideration needs to be given to revised shorter operation hours, restrictions on the number of days and improved plans for the safety of residents. We request that any licence approval is consistent with Manchester City Councils core strategy 2012-27, to make the city "A place for Everyone".

████████████████████
██


RES 7




2 April 2023

Licensing Department
Manchester City Council

Re: Objection to Application Number 286398/HH1

To Licensing Department

We write to you to object to this application, in particular the range of late night hours, that are proposed, which will have a severe impact on residents living in apartments close by, and in particular the St John's Garden Estate.

MCC need to take into account the importance of the quality of life of city centre residents, and the inevitable noise and anti-social behaviour that ensues.

The Prevention of Public Nuisance

Within our estate, we already have people coming through our development, late night, urinating in our gardens. We are also occasionally disturbed by noisy raucous behaviour, late night, and people parking illegally in our parking spaces to access venues, some distance away, then returning to vehicles, in the early hours, and playing music loudly on car music systems. But with new license premises, just metres away, with excessive hours of licensing extending to 2 am outdoors, and 4am indoors will, without question, hugely increase the problem of alcohol fuelled anti-social and noisy behaviour, in our community, and extend it even later into the hours before dawn.

Cars, coaches, taxis dropping off and picking up, and especially when people are dispersing all at once, after an event, cause high levels of noise on the street, and during the early hours, which is intolerable, and a serious disturbance to residents living right on Lower Byrom Street, where there will be a huge increase in vehicles using this street. also increase footfall through Culvercliff walk spilling onto Byrom street .

Sleep deprivation is a major contribution to mental health problems

Prevention of Crime and Disorder

Late night disorder/crime will be made much worse for us, by the close proximity of venues allowed to stay open until unacceptably late hours serving alcohol. People drunk and shouting, careless of local residents, making their way to this venue, and leaving. People urinating, littering with broken glass bottles, drinks glasses and food wrappers, damaging the gardens both in our development and the nearby park.

Protection of Children form Harm

There are children living in our development, or regularly visiting their parents, who will be affected by disturbed sleep, especially on school days, through very high noise levels at quiet times of night, and the witnessing of the kind of behaviour as outlined above.

Public Safety

The extended hours of permitted drinking, inevitably compromise public safety with on street disorder and drunken fights and arguments increasing proportionately, not helped by an inadequate police presence from a stretched police force, at these hours..

Alcohol Hours

Alcohol licensing should not extend beyond 23:30 weekdays, 24:00 midnight on weekend nights, and even with these hours, there will still be people on the streets by our homes, and dispersing through our estate, long after events are official over .

Alcohol licensing should not start until 11:30 any day .

We hope you will take into consideration the points we have mentioned above

Yours Faithfully



RES 8

From: [REDACTED]
Sent: 04 April 2023 10:06
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Re: (some clarification needed) Re: NOT ACCEPTED as a representation - Re: Reference: 286398/HH1 Premises: The Lower Stables, St John's Development, Grape Street, Manchester, M3 4PG

[REDACTED]

[REDACTED]

[REDACTED]

I wasn't sure if concerns were relevant. I've tried objecting to some building work on Deansgate and it didn't seem to be regarded as an issue now I felt.

My main concern if the licence is granted is the disturbance to the residences at Rozel Sq from outdoor music at midnight, revellers as they leave the studios, vehicles and taxis as they collect people from the premises.

There is no information provided within the application in relation to numbers who are to be permitted in the buildings or outside. As such, it could be anything.

The spaces at the new development are big, so the numbers who could attend will be in the thousands. This will not be a small scale beer garden - but a substantial outdoor music space connected to vast studios.

I hope this can be included in my objection? Thank you so much for taking the time to assist me. I'm very grateful.

[REDACTED]

On Tue, 4 Apr 2023 at 08:57, Premises Licensing
 <Premises.Licensing@manchester.gov.uk> wrote:

[REDACTED] additional information is needed - you would need to state what the impact of these concerns might be - eg how might these things cause a problem and who for? There is one other point that needs to be clarified which is that the proposed hours for the above application are not until 4am, but are as pasted below. There was a separate application in progress (285928/AM) for "St Johns Development" made by Versa Studios Limited, however the consultation period for that application has ended. Please reply let me know if you would like to make representation in relation to the application for The Lower Stables. Kind regards,

[REDACTED]

From: [REDACTED]
Sent: 04 April 2023 07:03
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Re: NOT ACCEPTED as a representation - Re: Reference: 286398/HH1 Premises: The Lower Stables, St John's Development, Grape Street, Manchester, M3 4PG

Hello [REDACTED]

Thank you so much for letting me know about the application error.

May I add this to the objection?

There is no information provided within the application in relation to numbers who are to be permitted in the buildings or outside.

As such, it could be anything. This will not be a small scale beer garden - but a substantial outdoor music space.

It is a blanket application to do anything, anywhere on the land that is owned by Versa studios until midnight(outside) and 4am (inside).

There have been no consultations or attempts by the owners of Versa Studios to engage with local residents.

Thank you again
Yours sincerely

[REDACTED]

On 3 Apr 2023, at 22:52, Premises Licensing
<Premises.Licensing@manchester.gov.uk> wrote:

Dear [REDACTED]

The information you have provided does not tell us how or why one or more of the "licensing objectives" (pasted below in blue) might be undermined if the licence were to be granted. It cannot therefore be accepted as a representation.

The Licensing Objectives:

- The prevention of crime and disorder;
- Public safety;

- The prevention of public nuisance; and
- The protection of children from harm.

You still have time to make representation - your representation must be received by this inbox before midnight on 7 April. If you would like more information please reply to this email.

I hope this is of assistance.

Kind regards, [REDACTED]

From: [REDACTED]
Sent: 02 April 2023 19:32
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Reference: 286398/HH1 Premises: The Lower Stables, St John's Development, Grape Street, Manchester, M3 4PG

To whom it may concern,

I wish to raise an objection to the Reference: 286398/HH1

Premises: The Lower Stables, St John's Development, Grape Street,
Manchester, M3 4PG

The Residents' representations on the application need to refer to one or more of the "licensing objectives" which appear on the council's website.

There have been no attempts by the owners Varsa Studios to engage with local residents.

Yours sincerely

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

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

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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<p>A) The Prevention of Crime and Disorder</p> <ol style="list-style-type: none"> 1. The premises shall operate a CCTV system that complies with the minimum requirements of the GMP Licensing Team. 2. The premises licence holder must ensure that: <ol style="list-style-type: none"> (i) Cameras are located within the premises to cover all public areas (not including the toilets) and all entrances and exits; (ii) The system records clear images enabling the identification of individuals; (iii) All recorded footage is securely retained for a minimum period of twenty-eight days; (iv) The CCTV system operates at all times the premises are open for licensable activities; (v) All equipment must have constant and accurate time and date generation; (vi) The CCTV system is fitted with security functions to prevent recordings being tampered with; (vii) There is at least one member of trained staff at the premises during opening hours able to provide viewable copies on request to police or authorised local authority officers as soon as is reasonably practicable in accordance with all relevant data protection legislation. 3. SIA registered door supervisors shall be employed at the premises in accordance with a risk assessment, to be carried out by the DPS. 4. When employed, all door supervisors on duty at the premises must correctly display their current SIA accreditation and be briefed on their responsibilities and relevant company operating procedures before they commence duty. 5. When employed, all door supervisors shall wear high visibility armbands. 6. When employed, a register of door supervisors shall be maintained at the premises and shall include: <ol style="list-style-type: none"> (i) The SIA registration number of door staff on duty; (ii) the identity of each member of door staff; (iii) the dates and times the door staff are on duty. 	N/A	Applicant

Schedule of Licence Conditions

<p>7. At all times that the premises are open to the public for licensable activities, at least 1 member of staff and 1 member of door staff (when employed) must have completed Action Counters Terrorism (ACT) Awareness e-learning training. In addition, a minimum of 1 on-duty manager and 1 on-duty security supervisor/manager must also have attended a Counter Terrorism (CT) Awareness session delivered by Counter Terrorism Policing North West (CTPNW) trained personnel as soon as reasonably practicable. If not completed, they must have registered to attend a course and be able to provide evidence of this if requested by a police officer or authorised officer of the licensing authority.</p> <p>8. The Designated Premises Supervisor must have attended a CT Awareness training session delivered by CTPNW-trained personnel as soon as is reasonably practicable. In all cases, within 28 days of a new Designated Premises Supervisor being named on the licence, they must have registered to attend a course and be able to provide evidence of this if requested by a police officer or authorised officer of Manchester City Council.</p> <p>9. There must be a documented security assessment, which must incorporate counter terrorism measures for the premises. The assessment shall be routinely reviewed and must be reviewed following the elevation of the change of the national threat level. All reviews shall be documented.</p> <p>10. Within 28 days of the granting of the licence, the premises licence holder shall evaluate any risks identified through the security assessment and take prompt steps to eliminate them or to reduce the risk as far as is reasonably practicable. A documented record must be maintained of any remedial action implemented and made available upon request to any police officer or an authorised officer of Manchester City Council.</p> <p>11. The premises must have a documented security plan, which sets out counter measures to be implemented in response to a terrorist attack that incorporates the principles of 'Guide', Shelter' and 'Communicate' as appropriate in conjunction with relevant National Counter Terrorism Security Office (NACTSO) / Centre for the Protection of National Infrastructure (CPNI) guidance, and the purposes of those procedures and the necessity of following them must be understood by those carrying them out:</p> <ul style="list-style-type: none"> o Guide – Direct people towards the most appropriate location (invacuation, evacuation, hide) o Shelter – Understand how your place or space might be able to lock-down and shelter people within it for several hours 		
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Schedule of Licence Conditions

<p>o Communicate – Have a means of communicating effectively and promptly with users of your place and have staff capable of giving clear instructions. Also have the capability of integrating with any response or rescue operation by providing information such as building plans</p> <p>12. Open containers of alcohol shall not be removed from the premises, save for those utilising the smoking area and returning inside the premises.</p> <p>13. All staff authorised to sell alcohol shall be trained in:</p> <ul style="list-style-type: none"> (i) Relevant age restrictions in respect of products (ii) Prevention of underage sales (iii) Prevention of proxy sales (iv) Maintenance of the refusals log (v) Recognising signs of drunkenness and vulnerability (vi) How overservice of alcohol impacts on the four objectives of the Licensing Act 2003 (vii) How to refuse service (viii) The premises' duty of care policy, understanding and dealing with situations involving vulnerable people, and incidents of harassment; and how to report issues of modern slavery and trafficking (ix) Action to be taken in the event of an emergency, including the preservation of a crime scene and reporting an incident to the emergency services (x) The conditions in force under this licence. <p>This training shall be documented and repeated at 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.</p> <p>14. A refusals record must be kept at the premises which details all refusals to sell alcohol. This record must include the date and time of the incident, the name of the staff member who refused the sale, and the reason the sale was refused. All entries must be made within 24 hours of the refusal. The record must be made available for inspection and copying within a reasonable time of a request by an officer of a Responsible Authority.</p> <p>B) Public Safety</p> <p>1. The premises licence holder shall ensure that at all times when the public is present there is an appropriate number of competent person(s) able to administer first aid, that an adequate and appropriate supply of first aid equipment and materials is available on the premises, and that adequate records are maintained in relation to the supply of any first aid treatment.</p>		
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Schedule of Licence Conditions

<p>2. Regular safety checks shall be carried out by staff.</p> <p>3. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.</p> <p>4. Any and all of the following incidents must be noted including pertinent details and, as appropriate, reported promptly so that investigations can be made and action taken:</p> <ul style="list-style-type: none"> a. alleged crimes reported to the venue or by the venue to the police b. ejections of patrons c. complaints received d. incidents of disorder e. seizures of drugs, offensive weapons, fraudulent ID or other items f. faults in the CCTV system, searching equipment or scanning equipment g. visit by a responsible authority or emergency service <p>5. Incident logs (which may be kept electronically) must be kept at the premises for at least 6 months and must be made available on request to the police or an authorised officer of the licensing authority.</p> <p>6. The premises shall maintain public liability insurance.</p> <p>7. The premises shall have a documented Duty of Care policy for managing intoxicated and vulnerable customers and dealing with incidents of harassment at the premises. The policy shall also include provision for persons refused entry to the premises who are also considered vulnerable by staff.</p> <p>C) The Prevention of Public Nuisance</p> <p>1. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises.</p> <p>2. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.</p> <p>3. There shall be no noise or odours caused by the kitchen extraction equipment that gives rise to a nuisance.</p> <p>4. The exterior of the building shall be cleared of litter at regular intervals.</p>		
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Schedule of Licence Conditions

<p>5. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.</p> <p>6. All external doors and windows must be kept shut at all times when regulated entertainment is being provided, save for normal access and egress.</p> <p>7. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).</p> <p>8. The emptying of bins into skips, and refuse collections will not take place between 11pm and 7am.</p> <p>9. Deliveries to the premises will not take place between 11pm and 7am.</p> <p>10. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.</p> <p>D) The Protection of Children From Harm</p> <p>1. The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an EU/EEA national ID card or similar document, an HM Forces warrant card, a card bearing the PASS hologram, or any electronic or biometric age verification technology approved by the licensing authority.</p> <p>2. The premises shall display prominent signage indicating that the Challenge 25 scheme is in operation.</p> <p>3. 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 and for a person under the age of 18 to buy or attempt to buy alcohol.</p> <p>4. Staff training will include the Challenge 25 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.</p>		
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Schedule of Licence Conditions

<p>SMOKING POLICY</p> <ol style="list-style-type: none"> 1. Any outside area used by customers wishing to smoke shall be clearly delineated and covered by the CCTV system which will be installed at the premises. 2. The smoking area shall be monitored by staff or door staff (when employed) regularly when it is in use. 3. The area will be cleaned regularly. 4. Suitable receptacles shall be provided for smokers to dispose of cigarette butts. 5. Signs will be displayed in the area requesting customers keep noise to a minimum. 6. Patrons who disregard signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises. 7. Open containers of alcohol shall not be permitted to be taken beyond the boundary of the smoking area. <p>DISPERSAL POLICY</p> <ol style="list-style-type: none"> 1. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons. 2. Dispersal will take place onto Grape Street and in the direction of Quay Street. 3. Staff Members (including SIA registered door staff, when employed) will advise patrons to leave the premises quickly and quietly out of respect for neighbours. 4. Notices will be displayed requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff. 5. Management and staff 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 alcohol sold in sealed containers for the purpose of consumption off the premises). 6. Management and staff will actively discourage our customers from assembling outside the premises at the end of the evening. 7. A suitable member of staff or door staff (when employed) will be visible at each public entrance/exit to control the dispersal, to remind people to leave quietly, and to prevent patrons from re-entering the premises. 		
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Schedule of Licence Conditions

Conditions proposed by objectors	Agreed	Proposed by
<p>Amend the hours applied for:</p> <p>Sale of alcohol until 11.00pm Sunday – Thursday and until midnight Friday and Saturday, with an additional 30 minutes opening/drinking up/dispersal time.</p>		LOOH
No further conditions have been proposed by any other party		

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**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 09 May 2023

Subject: La Buka African Cuisine Ltd, 286-288 Moston Lane, M40 9WB
- App ref: Premises Licence (new) 285871

Report of: Director of Planning, Building Control & Licensing

Summary

Application for the grant of a premises licence made under the Licensing Act 2003, which has attracted objections.

Recommendations

That the Panel determine the application.

Wards Affected: Moston

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: Helen Howden
Position: Technical Licensing Officer
Telephone: 0161 234 4294
E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

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

1. **Introduction**

- 1.1 On 20/03/2023, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of La Buka African Cuisine Ltd, 286-288 Moston Lane, Manchester, M40 9WB in the Moston 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 Fatai Babajide Ajose.
- 2.3 The description of the premises given by the applicant is

“Downstairs is a restaurant with bar area. We have two rooms upstairs available for whoever wants to have club, society or group meetings on weekends within our opening hours. The other room is meant for an office and storage.

The premises is bordered on the right by a hair salon and on the left by an office. We have two entrances for customer use, and also an extra door which is a fire exit.

No licensable activities will take place in the upstairs rooms – customers will buy drinks downstairs, and any music will be background music only.”

- 2.4 The proposed designated premises supervisor is Mr Folorunso Samuel Oni.
- 2.5 **The licensable activities applied for:**
- Provision of regulated entertainment (anything of a similar description to live music, recorded music or performances of dance) – indoors only: Mon to Sun 2pm to 11pm

- The supply of alcohol for consumption both on and off the premises:
Mon to Sun 2pm to 11pm
- Opening hours:
Mon to Sun 2pm to 11pm

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

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

2.6 **Activities unsuitable for children**

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

2.7 **Steps to promote the licensing objectives**

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

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

2.8 **Further documentation accompanying the application**

2.8.1 The applicant has submitted the following document in support of their application, which are included with the application form at **Appendix 2**:

- Document of conditions and other information: in addition to proposing conditions, this document gives additional information about the application, and the procedures and practices to be followed. The full document was circulated with the consultation emails sent out by this office.

3. **Relevant Representations**

3.1 A total of 6 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
- Manchester City Council Neighbourhood Delivery Team

Other Persons:

- Ward Councillor x 2

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
GMP	<p>GMP are concerned that the applicant has very limited understanding of the 4 licensing objectives and that little thought has gone into the application, as the conditions proposed appear to have been directly copied from those on another licence.</p> <p>GMP are also concerned that the applicant has seen fit to propose conditions regarding the performance of nudity and striptease when the application states that there will be no relevant entertainment and is described as a restaurant.</p>	Refuse
Licensing and Out of Hours Compliance (LOOH)	<p>LOOH comment on the nature of the area and the proximity to residential accommodation. Grant of this application could lead to issues of public nuisance.</p> <p>This detailed representation raises many questions over the application, and comments that “it lacks consistency, does not make clear the intended use of the premises”, and does not state how it will promote the licensing objectives.</p> <p>The representation submits that there are a large number of discrepancies in the application: for example:</p> <ul style="list-style-type: none"> • Why would a restaurant choose to play “exit music” at reduced volume, with lights turned up and dispersal measures in place? Why would there be a need for a “designated queuing area”, enclosed with barriers? • Conditions offered suggest that large numbers of people will arrive at the same time, necessitating SIA management, including searches for drugs and weapons. This further undermines confidence that the premises intends to operate predominantly as a restaurant. <p>Further concerns are:</p> <ul style="list-style-type: none"> • That “nudity and striptease” and it’s advertising are mentioned in the application with no measures offered, except not being seen from 	Refuse

	<p>outside.</p> <ul style="list-style-type: none"> • The application requests off-sales of alcohol but has not addressed how this will not undermine the licensing objectives in an area which already a high level of litter and some street drinking. • Reference to the use of a garden/ outside seating area which does not appear on the premises plan. <p>The representation concludes that the “operating schedule provides no confidence that the licensing objectives will be upheld”. It is likely to have “a negative impact on the local community”</p>	
<p>Neighbourhood Delivery Team (NDT)</p>	<p>This representation describes the surrounding area as one with a mix of residential, commercial and community properties. Grant of this licence could lead to issues of public nuisance.</p> <p>The representation comments that, despite the detail in the operating schedule, “a number of the conditions offered are contradicted by other conditions, some contravene other legislation, and some are missing some key details and not enforceable.” One example is the reference made to smoking “generally” not being allowed on the premises.</p> <p>Another point of confusion is that the operating schedule makes reference to a side entrance to the premises. Given the premises’ location in the middle of a block of properties, it is not clear how the premises could have a side entrance. If the reference refers to the rear entrance, this “would cause an influx of noise related complaints through its day-to-day operation.”</p> <p>The application makes mention of nudity and striptease, but does not mention any control measures, or the number of such events to take place, as would be expected. Such entertainment is considered “wholly inappropriate” in this residential setting. The Councils Sex Establishment Policy Document is referred at this part of the representation.</p> <p>The mention of rooms available for hire raises concerns about the number of people who could be on the premises, potentially leading to</p>	<p>Refuse</p>

	<p>disorder.</p> <p>The NDT conclude that they “have no confidence in the management to operate under the proposed application” and request refusal.</p>	
Trading Standards	<p>This representation considers that the proposals in the application will not uphold the licensing objectives, specifically the protection of children from harm. Three conditions are proposed which relate to:</p> <p>operation of the Challenge 25 Scheme;</p> <p>Signage to be displayed regarding Challenge 25 and selling alcohol to children by proxy; and</p> <p>checks required to be made, both inside and outside, for underage persons encouraging adults to buy alcohol for them.</p>	Not stated
Ward Councillors	<p>The two representations received from ward councillors both forward on the representation received from the North NDT and state their total support for the points made in it.</p>	

3.3 The conditions proposed by Trading Standards are included in full in the Schedule of Conditions at **Appendix 4**.

3.4 No agreements on these conditions have been reached at the time of publication of these papers.

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
- 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.

- MS1 Implement effective security measures at the premises
- MS2 Effective general management of the premises
- MS3 Responsible promotion and sale of alcohol
- MS5 Prevent on-street consumption of alcohol
- MS7 Maintain a safe capacity
- 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
- MS12 Prevent underage sales of alcohol, including proxy sales

Section 10: Adult entertainment (including striptease, nudity and other entertainment of a sexual nature)

This section sets out specific considerations in respect of applications to provide adult entertainment, including entertainment of a sexual nature e.g. nudity, striptease and lap dancing.

5. Conclusion

- 5.1 A licensing authority must carry out its functions under this Act (“licensing functions”) with a view to promoting the licensing objectives:
- the prevention of crime and disorder
 - public safety;
 - the prevention of public nuisance; and
 - the protection of children from harm.
- 5.2 In considering the matter, the Panel should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council’s licensing policy statement.
- 5.3 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.
- 5.4 The conditions consistent with the operating schedule may be modified to alter or omit any of them or to add any new condition, including restricting the times at which licensable activities authorised by the licence can take place.
- 5.5 All licensing determinations should be considered on the individual merits of the application.
- 5.6 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.

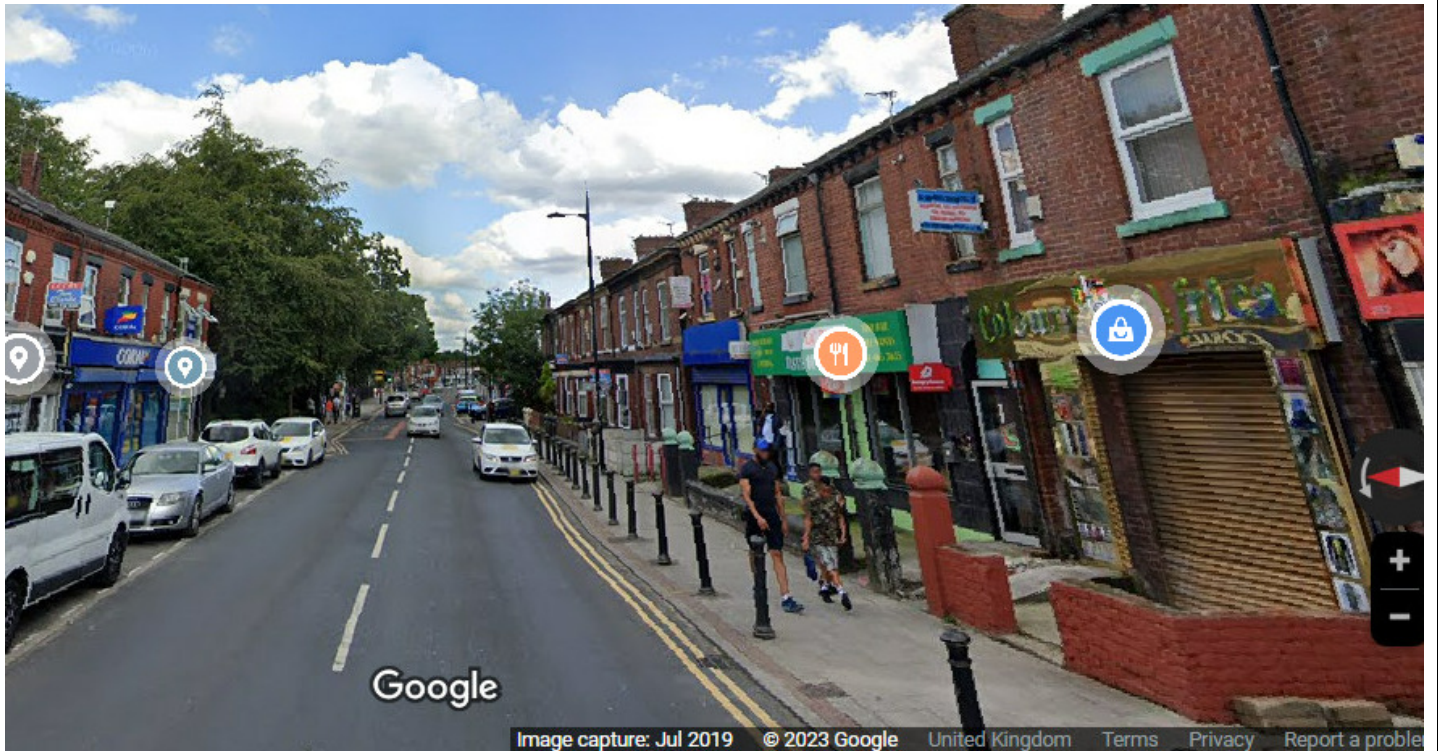
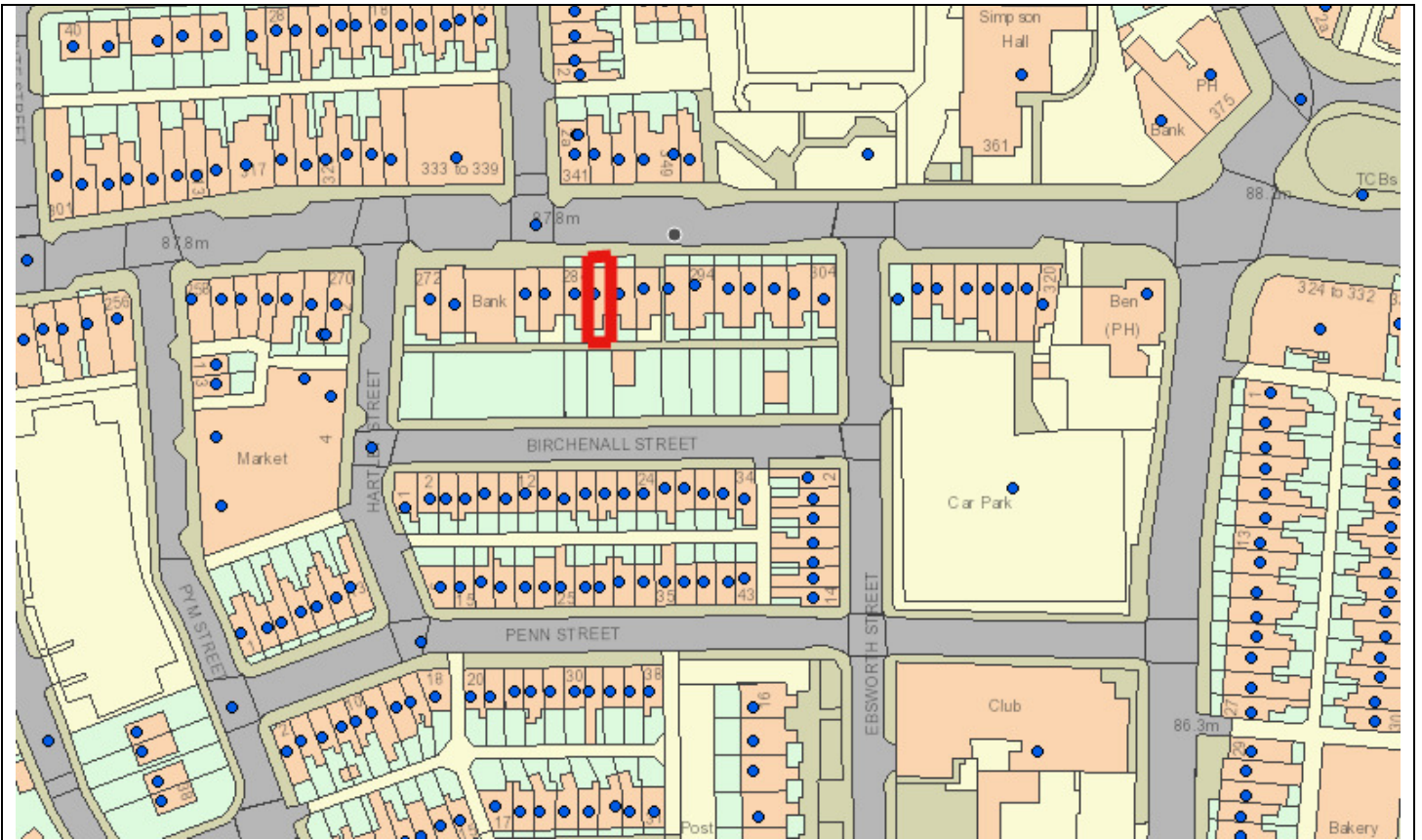
5.7 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.

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

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La Buka African Cuisine Ltd
 286-288 Moston Lane, Manchester, M40 9WB
 Premises Licensing
 Manchester City Council

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PREMISE NAME:	La Buka African Cuisine Ltd
PREMISE ADDRESS:	286-288 Moston Lane, Manchester, M40 9WB
WARD:	Moston
HEARING DATE:	09/05/2023

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 MR. FATAI BABAJIDE AJOSE

(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 286 MOSTON LANE MOSTON			
Post town	MANCHESTER	Postcode	M40 9WB

Telephone number at premises (if any)	01614653635
Non-domestic rateable value of premises	£ 13,500

Part 2 - Applicant details

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

a)	an individual or individuals *	X	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 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 <input checked="" type="checkbox"/>	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname AJOSE			First names FATAI BABAJIDE		
Date of birth [REDACTED]		I am 18 years old or over		Please tick yes YES	
Nationality [REDACTED]					
Current residential address if different from premises address		[REDACTED]			
Post town [REDACTED]		Postcode [REDACTED]			
Daytime contact telephone number			[REDACTED]		
E-mail address (optional)		[REDACTED]			
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)					

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Second individual applicant (if applicable)**NOT 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
Address

Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0	1	0 5 2 0 2 3

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)
 DOWNSTAIRS IS A RESTAURANT WITH BAR AREA. WE HAVE A 2 ROOMS
 UPTAIRS AVAILABLE FOR WHOEVER WANTS TO HAVE CLUB, SOCIETY OR
 GROUP MEETINGS ON WEEKENDS WITHIN OUR OPENING HOURS. THE
 OTHER ROOM IS MEANT FOR AN OFFICE AND STORAGE.
 THE PREMISES IS BORDERED ON THE RIGHT BY HAIR SALOON AND ON THE
 LEFT BY AN OGGICE.
 WE HAVE TWO ENTRANCES FOR CUSTOMERS USAGE AND ALSO AN EXTRA
 DOOR FOR FIRE EXIT.

The only upstairs rooms that will be used by customers are the rooms marked
 Meeting Room and Office. No licensable activities will take place there: Customers
 will buy drinks downstairs, and any music will be background music only

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

40

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)	YES
f)	recorded music (if ticking yes, fill in box F)	YES
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)	YES

	<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	
	<u>Supply of alcohol</u> (if ticking yes, fill in box J)	YES

In all cases complete boxes K, L and M

A

NOT APPLICABLE

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

NOT APPLICABLE

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				Both	
Tue					
			<u>Please give further details here</u> (please read guidance note 4)		
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
			<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)		

C

NOT APPLICABLE

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4) <u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5) <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)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

D

NOT APPLICABLE

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	
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 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	X
Day	Start	Finis h		Outdoors	
				Both	
Mon	14.00	23.00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	14.00	23.00			
Wed	14.00	23.00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur	14.00	23.00			
Fri	14.00	23.00	<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	14.00	23.00			
Sun	14.00	23.00			

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	X
Day	Start	Finis h		Outdoors	
				Both	
Mon	14.00	23.00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	14.00	23.00			
Wed	14.00	23.00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	14.00	23.00			
Fri	14.00	23.00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	14.00	23.00			
Sun	14.00	23.00			

G

NOT APPLICABLE

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	
Day	Start	Finish		Outdoors	
				Both	
Mon	-----	-----	Please give further details here (please read guidance note 4)		
Tue	-----	-----			
Wed	-----	-----	State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur	-----	-----			
Fri	-----	-----	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	-----	-----			
Sun	-----	-----			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing LISTENING TO SOFT MUSIC WHILE EATING AND DRINKING		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	X
Mon	14.00	23.00		Outdoors	
				Both	
Tue	14.00	23.00	<u>Please give further details here</u> (please read guidance note 4) ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC AND RECORDED MUSIC WHICH IS RESTRICTED ONLY TO INDOORS.		
Wed	14.00	23.00			
Thur	14.00	23.00	<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) NONE		
Fri	14.00	23.00			
Sat	14.00	23.00	<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) NONE		
Sun	14.00	23.00			

I


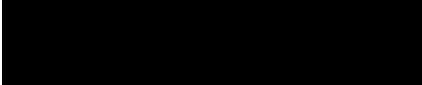
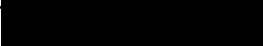
NOT APPLICABLE

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
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 <u>consumption – please tick</u> (please read guidance note 8)	On the premises	
Day	Start	Finis h		Off the premises	
				Both	X
Mon	14.00	23.00	State any seasonal variations for the supply of alcohol (please read guidance note 5) NOT APPLICABLE		
Tue	14.00	23.00			
Wed	14.00	23.00			
Thur	14.00	23.00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) NOT APPLICABLE		
Fri	14.00	23.00			
Sat	14.00	23.00			
Sun	14.00	23.00			

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	MR. FOLORUNSO SAMUEL ONI
Date of birth	
Address	
Postcode	
Personal licence number (if known)	PA3058
Issuing licensing authority (if known)	OLDHAM 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).

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	14.00	23.00	
Tue	14.00	23.00	
Wed	14.00	23.00	
Thur	14.00	23.00	
Fri	14.00	23.00	
Sat	14.00	23.00	
Sun	14.00	23.00	

M

The applicant has submitted an operating schedule which is attached at the end of this document. HH

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 WILL COMPLY WITH THE EXISTING HEALTH AND FIRE SAFETY REQUIREMENTS OF THE LAW.

(ALSO REFER TO THE ATTACHED PROPOSAL).

b) The prevention of crime and disorder

WE WILL TAKE ANY NECESSARY STEPS TO AVOID AND PREVENT CRIME AND DISORDER BY

1. INSTALLING CCTV
2. PROVIDE S.R.A. LICENSED SECURITY AT ALL EVENTS.
3. REPORT TO THE POLICE ANY ACT OF ASBO OR CRIME WITHIN OR AROUND THE PREMISES.
4. (ALSO REFER TO THE ATTACHED PROPOSAL)

c) Public safety

1. NO OVERCROWDING
2. WE ALSO HAVE FIRE ESCAPE DOORS AND FIRE EQUIPMENTS INSTALLED.

(ALSO REFER TO THE ATTACHED PROPOSAL).

d) The prevention of public nuisance

1. DETAILS OF THE NEAREST CAR PARK WILL BE DISPLAYED
2. NOTICES ADVISING CUSTOMERS NOT TO PARK IN RESIDENTS DRIVEWAY AND NOT TO BLOCK THE ROAD.
3. KEEP ALL RUBBISH & BINS AT REAR OF PREMISES.
4. KEEP ALL WINDOWS CLOSED
5. INSTALL SOUND LIMITER
6. A REMINDER NOTICE ADVISING CUSTOMERS TO LEAVE QUIETLY.
7. DISCOURAGE PATRONS FROM LOITERING OUTSIDE PREMISES.

e) The protection of children from harm

1. CHILD MUST BE ACCOMPANIED BY RESPONSIBLE ADULT
2. NO CHILDREN ALLOWED AFTER 9PM
3. NOTICES ADVISING CUSTOMERS WHEN THEY ARE ALLOWED IN THE PREMISES.
4. CHECKS ON AGE VERIFICATION AND NO CHILD PERFORMER.
5. NO EVENTS SOLELY FOR THOSE UNDER 18

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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).	


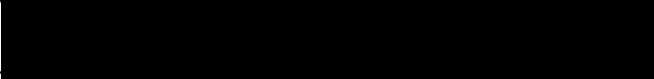
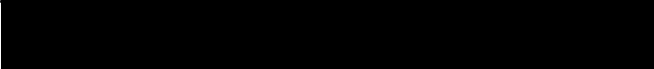
It is an offence, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

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	
Capacity	

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

LABUKA MANCHESTER LIMITED

Proposed Conditions

Moston lane where Labuka African Manchester Limited is situated is highly known for crime and drink related crime. Although from statistic, since the influx of ethnically diverse communities moved into the neighbourhood the rate of crime as decreased but not eliminated.

Knowing, how expensive policing can be and the need to maintain community cohesion, we are determined to ensure that our presence would not lead to an increase in rate of crime, noise, noxious smells, or litter coming from the premises which will amount to a public nuisance.

A direct telephone number for the manager of the premises shall be publicly available at all times the premises are open. The number would be conspicuously pasted.

Periodically, local residents shall be invited to quarterly residents' meetings held by the premises licence holder to resolve any problems associated with the carrying on of licensable activities at the premises. The minutes of the meeting and any action to be taken shall be lodged with the Council's Licensing Unit by the premises licence holder within seven days of the meeting.

I as the premises licence holder is fully aware of my responsibilities as an upright member of the community and under a range of health and safety related legislation and we have appropriate policies and procedures in place and are confident of complying with the relevant obligations which may arise. The protection of children from harm is of priority and the premises will operate a Think 25 policy.

The maximum occupancy of the building at any one time will be restricted to 40 people as written in our report and when it reaches such capacity, no further admission into the premises will be allowed and we would make sure we have enough SIA licensed security to control the crowd, a female SIA license holder must be included.

We are only not going to encourage noisy arguments, playing of loud music, defecating, or urinating outside but will effectively put measures in place to ensure that our licensed SIA operatives enforce the policies accordingly.

We have deliberately sought for application for a License that does not exceed beyond 23:00 hours daily so as to not risk harm to the Licensing objectives.

We intend to abide by the mandatory conditions which the Licensing Act 2002 requires.

Standards of management

We will endeavour to maintain the highest standards of management in our licensed premises and expects this to be demonstrated through the operating schedule.

Pub watch and shop watch

We also aim to join voluntary schemes such as Pubwatch and Shopwatch to help promote safer environment for the sale and consumption of alcohol.

Closing procedures

We would like to make effective use of 'wind down' procedures when closing for the day.

1. We stop selling alcohol from 22:30 daily
2. Exit music will be played at a reduced volume.
3. Light turned up.
4. Customers would be advised on available onward transport options, including dedicated taxi services.
5. Most importantly, staffs would be at the door to ensure that customers leave in an orderly manner and prevented from re-entry.

Illegal working

- We will not for any reason whatsoever employ or encourage illegal working within the premises.

There is a detailed training programme which ensures that comprehensive training is provided to employees having regard to their role and the responsibilities and such training is regularly reviewed, and appropriate records kept.

We will ensure that we have a "good neighbour" policy which seeks to ensure that the premises play an active part in the local community especially the protection of children from harm

ENFORCEABLE CONDITIONS

THE PREVENTION OF CRIME AND DISORDER

1. We will be correctly registered with the Security Industry Authority SIA
2. Any Security personnel will display the correct name/Identification Badge and SIA license at all times
3. A female door supervisor will be available if searches are to be conducted on female customers.
4. A door supervisors Register will be kept and includes names, dates and times of the persons employed in such capacity.
5. All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high-visibility jacket and armband.
6. When the premises are carrying on licensable activities after 19:00 hours, at least one registered door supervisor will be on duty at each door used for entry or exit this is applicable if we have special events and the premises is at its capacity of 40 people.
7. A CCTV system has been installed and its recordings will be maintained for an appropriate period of time acceptable to the law.
8. A notice will be displayed at the entrance to the premises advising that CCTV is in operation.
9. Alcohol and soft drinks will be served in plastics or toughened glasses. Where glass bottles are to be used the contents will be decanted into plastic or toughened glasses where it is not intended that the contents are to be consumed direct from the bottle.

10. Customers carrying open or sealed bottles or glasses will not be admitted to the premises at all times.
11. All bottles and glasses are to be removed from the public areas as soon as the contents have been drunk or are empty.
12. Bottle bins for collection of empty bottles will not be accessible to members of the public.
13. We have a capacity limit of 40 to prevent overcrowding which could lead to crime and disorder
14. Door Supervisor will ensure that the capacity limits are not exceeded. At all times.

CCTV SYSTEM

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 and the street environment will be covered, enabling facial identification of every person entering in any light condition.

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 will 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.

PROOF OF AGE

15. We will have a proof of age policy that has been formulated in and around the premises.

DRUGS

16. We will have anti-drugs policy pasted within the premises and Police will be informed of all seizures of controlled drugs

NOTICES

17. Crime prevention notices will be displayed warning customers of the possibility of crime which may target them.e.g. **“Bags should not be left unattended” “Watch out for pickpockets”**
18. A detailed **Customer Code of Conduct** poster will be conspicuously displayed warning customers that if they act in an inappropriate manner they could be barred from the premises.
19. Any restrictions on the admission of children to the premises are conspicuously displayed outside the premises.
20. A personal License holder will be at the premises at all times when alcohol is being sold.
21. As the premises licence holder, if requested, I will arrange for a crime prevention audit to be conducted by Greater Manchester Police or independent company approved by the licensing authority, and the recommendations of the audit shall be implemented within three months.
22. We shall make sure that all staff are briefed and be aware of their responsibilities and relevant company operating procedures before they commence paid duty at the premises.
23. As the premises licence with the Designated Premises Supervisor (DPS), shall carry out reviews of security incidents at the premises. Such reviews shall be documented and conducted at least monthly and include details of any remedial action identified and implemented. If requested copies of the security review shall be made available upon inspection by a responsible authority, police officer, or authorised officer.

24. The designated premises supervisor shall attend a formal training course on avoiding underage sales, and responsible alcohol sales such as the National Certificate for Designated Premises Supervisors or the BIIAB Award in Responsible Retailing and provide evidence of attendance if requested.
25. The designated queuing area shall be enclosed within appropriate barriers to ensure that the footway is kept clear.
26. Any queue to enter the premises that forms outside the premises shall be kept orderly and supervised by licensed door supervisors to ensure that there is no public nuisance or obstruction to the public highway. And the queuing area shall be by the side gate away from normal pedestrian public highway.
27. Any person who appears to be intoxicated or who is behaving in a disorderly manner shall not be allowed entry to the premises.
28. As the premises licence holder, I shall carry out a documented risk assessment on the need for searching patrons entering the premises. The risk assessment shall be reviewed regularly and no less than every six months.
29. A written policy that aims to prevent customers or staff bringing illegal drugs, weapons or other illegal items onto the premises at any time shall be in place and operated at the premises.
30. An incident logbook 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.
31. As the premises license holder, I will make sure risk assessment is carried out if and when necessary.
32. No patron shall be admitted or readmitted to the premises after 23:00 hours.
33. As the premises license holder, the Greater Manchester Police will be allowed into the premises if there is suspicion of illegal drugs, weapons or other prohibited items found on persons attempting to enter or on the premises.
34. A nominated member of staff shall carry out searches of the premises before the premises open, during hours of operation and at closing. Any relevant items recovered, e.g. illegal drugs, lost property, shall be managed accordingly in accordance with our laid down policy and law relating to such.

DUTY OF CARE

We shall have a policy of duty of care to all customers by making sure that the premises is conducive to their general well being and be mindful of things that can cause injury or harm to our patron.

All staff shall be trained in recognising signs of drunkenness, how to refuse service and the premises duty of care.

Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than a six-month interval. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council whenever requested.

There shall be no self-service of spirits on the premises. The premises shall also have a documented Duty of Care policy for managing intoxicated and vulnerable customers at the premises. The policy shall also include provision for persons refused entry to the premises who are also considered vulnerable by staff.

The premises shall display prominent signage indicating by the bar, at the entrance of the bar room and at the point of sale, that it is an offence to sell alcohol to anyone who is drunk.

The supply of alcohol shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.

The sale of alcohol shall only be by waiter service to seated customers, and there shall be no sales of alcohol at the bar. No vertical drinking.

No super-strength beer, lagers or ciders (including perries) of 6.5% ABV (alcohol by volume) or above shall be sold at the premises.

Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises during the periods when alcohol is sold.

PUBLIC SAFETY

1. We have conducted a suitable Fire Risk Assessment at the premises and implemented the necessary control measures and will be done periodically.
2. All exit doors are easily operatable without the use of a key, card, code, or similar means.
3. Exit doors are regularly checked to ensure they function satisfactorily
4. All removable security fastenings are removed whenever the premises are opened to the public or staff
5. All fire doors are maintained unobstructed and effectively self-closing and will not be held open other than with approved devices.
6. Notices detailing the actions to be taken in the event of fire or other emergency will be prominently displayed and maintained in good condition.
7. Access is provided for emergency vehicles and always kept clear and free from obstruction.
8. Fire drill and emergency lighting tests will be conducted monthly. Records of these tests will be available upon request.

9. All fire exits and means of escape are signed in accordance with BS 5499: Part 1 Specification for Fire Safety Signs: 1990
10. An evacuation policy is in place that is to the satisfaction of the Fire Authority. All existing staff members and future staff members will be trained in Fire and emergency evacuation procedures.
11. Wall and ceiling finishes are fire resistant to the appropriate standard.

DISABLED PEOPLE

12. We shall make adequate arrangements to enable the safe movement within the premises of disabled people and their safe evacuation in the event of an emergency.

FIRST AID

Adequate and appropriate First Aid equipment and materials will be made available on the premises.

At least one suitable trained First Aider will be on duty when the public are present and are trained to deal with drug and alcohol related problems.

FIRE SAFETY – LIGHTING

13. In the absence of adequate daylight suitable and sufficient artificial lighting is provided and maintained in any area accessible to the public.
14. Fire safety signs are adequately illuminated everywhere within the premises.
15. We have adequate emergency lighting installed and regularly maintained.
16. Emergency lighting batteries are fully charged before the admission of the public.
17. The emergency lighting battery has a capacity of 30 minutes to allow adequate evacuation of the premises.
18. **A No Smoking** policy is operated and enforced at the premises, and also operate a complete no smoking policy at the premises.

THE PREVENTION OF PUBLIC NUISANCE

1. Since we are only playing from recorded music, a survey of the noise levels to which customers are subjected to has been undertaken and adjustments have been made to reduce levels, wherever necessary.
2. Noise or vibration from the premises will be maintained at a level that will not be audible to neighbours nearby.
3. Doors and windows will be kept closed when regulated entertainment is taking place.
4. All windows are double glazed to minimize the breakout of noise.
5. The premises will be air-conditioned to avoid the need to open doors and windows for ventilation in summertime and hot season.
6. All entrances and exits have an effective lobby to minimize the breakout of noise.
7. Noise limiters will be fitted to amplification equipment and will be set at an agreeable level.
8. Prominent, clear, and legible notices are displayed at all exits requesting patrons to respect the needs of local residents and to leave the premises and the area quietly especially after consuming alcohol.
9. ***The use of explosives, pyrotechnics and fireworks of a similar nature which could cause disturbance in surrounding areas is not permitted.***

10. Disposal of empty bottles into waste receptacles outside the premises will not be permitted to take place between the hours of 23:00 and 07:00 hrs to minimise disturbance to nearby occupiers.
11. For the final hours of opening, the music is reduced in volume and is discernibly quieter.
12. The playing of live or recorded music in garden or outside seating areas of the premises is not permitted.
13. The garden or outside seating areas are closed to the public after 22 hrs.
14. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
15. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.
Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, or make/receive calls shall not be permitted to take drinks or glass containers with them.

We are also aware that some people tend to talk so loud especially when intoxicated and thereby cause nuisance outside. This is an area where the Licensed Security must make sure never happens. Everybody who does not comply will be politely asked to leave, if unresponsive invite the GMP.

NOXIOUS SMELLS

1. All ventilation and extract systems are designed and maintained so as to prevent noxious smells causing a nuisance to nearby properties.
2. Refuse receptacles are cleaned with disinfectant at least weekly and located about 50 meters away from the building.

LIGHT POLLUTION

1. Bright lights used outside the premises and any security or access lighting installed will not be operated so as to cause a nuisance to nearby occupiers.
2. All external lighting, including floodlighting, is directed away from adjacent occupiers.

LITTER

1. 2 litter receptacles are placed within the premises for customers to use and are emptied at least daily.
2. The premises has a waste collection contract with Kenny waste management who remove waste.
3. Staff undertake a litter pick to a distance of 50 metres around the premises daily.

THE PROTECTION OF CHILDREN FROM HARM

1. The premises will have clear signs displayed for restricting people under 18 years unless accompanied by an adult. Catch 25
2. The hours of the day which age restrictions apply are between 20:00 hrs and 23:00 hrs.
3. Alcohol is not available on the premises when only under 18's is permitted.
4. The premises operate a proof of age policy that is agreeable by the police.
5. Normally smoking is generally not allowed anywhere within the premises, when children are allowed on the premises, the issue of smoking is completely eliminated.
6. No events solely for those under the age of 18 will be permitted on the premises.

7. As the premises licence holder, I will ensure that there is a minimum of one member of staff on duty for every ten under aged child even though they are accompanied by a responsible adult. If necessary be confirmed by Manchester Safeguarding Children's Board. And to assist in the evacuation of children in an emergency. Such number of staff may include licensed door supervisors.
8. As the premises licence holder, I shall ensure that adequate arrangements, including transport, are available for ensuring the wellbeing of children at the conclusion of any regulated entertainment under this licence. Such transport will be guaranteed by accompanying/responsible adult. In fact, no child will be permitted without being accompanied.
9. No persons under 18 shall be permitted on the premises at any time that adult entertainment is provided at the premises.
10. As the license holder I shall ensure that **NO** child performer is allowed in the premises.
11. A log shall be kept at the premises to record all refused sales of alcohol for the reasons that the person(s) is, under 18 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be available on request by the police or an authorised officer of Manchester City Council. The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log.
12. There shall be a policy for the premises agreeable with Greater Manchester Police on the handling of fraudulent identification used to attempt to purchase alcohol or gain entry to the premises or report same to the Greater Manchester Police department immediately.
13. In addition to any other training, as the premises licence holder, I shall ensure that all staff are trained to prevent underage sales, and also be aware of and prevent proxy sales, maintain the refusals log, enter sales correctly on the tills so the prompts show as appropriate. I shall also monitor staff to ensure their training is put into practice.
14. As the premises license holder, I shall document records of completed training for each member of staff. Training shall be regularly refreshed and at no greater than six monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.
15. Where children are allowed on the premises, information shall be displayed at the entrance and walls in bold letters on what to do if there is a cause for concern regarding a child's welfare. This shall include reporting to Manchester City Council via its Contact Centre on 0161 234 5000 or mcsreply@manchester.gov.uk, or the NSPCC on 0808 800 5000 (free 24-hour service) or dialling 999 in the event of an immediate threat.

NUDITY AND STRIPEASE

1. Advertising of such events will not be displayed on the premises so that it is seen from outside the premises.
2. The activities inside the premises cannot be seen from outside the premises.

RESTAURANT

The premises shall only operate as a restaurant under the following conditions.

- (i) in which customers are shown to their table

- (ii) that provides food in the form of substantial table meals prepared on the premises and served and consumed at the table using non-disposable crockery
- (iii) There shall be no noise or odours caused by the kitchen extraction equipment that gives rise to a nuisance.

DELIVERIES

All deliveries to the premises must be made via the side of the gate in the premises.

No deliveries must be made to the premises between 20:00 and 08:00 hours. Delivery drivers shall conduct the delivery in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address. This includes the avoidance of slamming doors, playing loud music, shouting, overrevving engines and sounding horns to signal their arrival. The driver shall turn the engine off immediately upon arrival at the delivery address and will park considerably without causing any obstruction to the highway.

All deliveries will only be made directly to the property address and customers will not be permitted to take orders from the vehicle.

DESIGNATED SPECIAL EVENTS

Prior to any designated special event by Greater Manchester Police 'designated sporting event' as defined in the Sporting Events Control of Alcohol Act 1985 the premises licence especially football matches or boxing on Digital Television we shall ensure that, Alcohol sales in respect of cans of beer or cider are limited to no more than four cans per person for a minimum of four hours before the commencement of the relevant designated sporting/special event.

No sales of alcohol in bottles or glass containers are made in the period four hours before the commencement of the event.

Alcohol sales cease for a period of one hour immediately before the commencement of the event.

We don't generally advertise for people to come watch special or sporting events but if any of our patrons are on the premises and wishing to watch can do so provided, they comply with the laid down rules. There shall be no variation on the type of alcohol we sell or any inducement whatsoever.

All members of staff working at the premises are informed of this condition prior to taking up employment.

On the day of the relevant designated special/sporting event, upon the direction of a police officer, using the grounds of the prevention of crime and disorder or public safety, the premises will immediately cease to sell alcohol until further directed.

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

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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 285871
Name of the Premises	La Buka African Cuisine Ltd
Address of the premises including postcode	286-288 Moston lane, Manchester M40 9WB

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.

GMP are concerned that the applicant has very limited understanding of the 4 licensing objectives, and this is evidenced by the fact that the lengthy list of conditions that have been offered are a direct cut and paste from the premises licence of Queens Restaurant at 120 Moston Lane.

GMP are also concerned that the applicant has seen fit to propose conditions regarding the performance of nudity and striptease when the application states that there will be no relevant entertainment and is described as a restaurant.

It is clear that little thought and effort has gone into this application and as such we have no confidence that if a premises licence was granted, the 4 licensing objectives would be upheld.

We therefore ask that this application is refused.

Licensing & Out of Hours Compliance Team - Representation	
Name	Mike Wilson
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	michael.wilson@manchester.gov.uk
Telephone Number	0161 234 1220

Premise Details	
Application Ref No	REF 285871
Name of Premises	LaBuka
Address	286 Moston lane, Manchester, M40 9WB

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 & Out of Hours Compliance Team (LOOHT) have assessed the likely impact of the granting of this application taking into account a number of factors, including the nature of the area in which the premises is located and the proximity to residential accommodation, the hours applied for, and any potential risk that the granting of this application could lead to issues of public nuisance.</p> <p>The application in question requests that a licence be granted for the following activities between 14:00 hours and 23:00 hours:</p> <p>Sale of alcohol, live music, recorded music, and “anything of a similar description” to live or recorded music or live dance</p> <p>Hours open to the public will be between 14:00 hours and 23:00 hours</p> <p>The premises is located on Moston lane, with residential properties in close proximity to Labuka at the rear and above. The applicant describes it as a restaurant.</p> <p>LOOHT have a number of concerns with the application, and believe that it lacks consistency, does not make clear the intended use of the premises and is likely to undermine the prevention of public nuisance licensing objective.</p> <p>The application states that SIA would be used to “control the crowd” and also states that SIA would be necessary to stop patrons from “defecating, urinating and playing loud music outside”</p>

The applicant states that he has deliberately sought an application for a license not exceeding beyond 23:00 hours “so as not to risk harm to licensing objectives”. The application does not state how it will promote the licensing objectives.

It is also unclear why the operating schedule says no alcohol will be sold after 22:30 hours when they have asked for a licence to sell alcohol until 23:00 hours. Under the proposed “closing procedures” they have stated that “exit music” will be at reduced volume, lights will be turned up and dispersal measures will be implemented. This is not suggestive of a premises operating as a restaurant where the supply of alcohol is only served as ancillary to a table meal.

The application goes on to state that SIA will be used to manage “queues” outside. Also that there will be a “designated queuing area”, enclosed with barriers. This makes the premises sound like a venue, and not a restaurant, and undermines confidence LOOHT have in the intended use of the premises.

Furthermore the queue would be directed down a side alley between 2 buildings. This leads to the rear of the building and faces terraced housing, and would interfere with the access to the residential property, via exterior rear staircase, located directly above the premises.

This residential property is described on the plan as a meeting room and office.

Other conditions offered also suggest that large numbers of people will arrive at the same time, that would necessitate SIA management, including searches for drugs and weapons. This further undermines confidence that the premises intends to remain predominantly as a restaurant where alcohol is only sold when ancillary to a table meal.

In fact a condition has been offered that states the “supply of alcohol shall only be to a person seated taking a table meal and for consumption by such person as ancillary to their meal”.

It is not clear, therefore, how alcohol will be supplied at “designated special events”, such as sports matches. The applicant states that alcohol sales will be limited to 4 cans of beer or cider per person during these events. The application states that it would allow people to watch the sporting events at the premises.

This is not consistent with operating as a restaurant where alcohol is only supplied when it is ancillary to a table meal.

In addition to these concerns, the application states that there will be “nudity and striptease”, but try to reassure that the advertising of these events will not be seen from outside, nor will the activities themselves be seen from outside.

Another concern LOOHT have is that off sales of alcohol will likely increase the risk of undermining the prevention of public nuisance objective. There is already a high level of litter and some street drinking on Moston lane. LOOHT do not believe the application has addressed how the sale of alcohol to be taken from the premises will not undermine licensing objectives in this area.

Finally in part 12 and 13 of the application relating to public nuisance, there is reference to the use of a garden/ outside seating area. This does not appear on the plan of the application. The rear of the premises faces terraced housing, and is

an access to the upstairs property above the premises. Beyond having SIA in place to stop patrons “defecating, urinating and playing loud music”, it is not clear how this will not cause public nuisance, and raises further questions about the premises intended use.

It is worth noting that the rear of Moston lane in that location has been subject, in recent years, to a number of noise complaints, anti social behaviour and crime that has included public urination, fighting, loud music, a stabbing and has resulted in multi agency responses, including LOOHT, ASBAT, and GMP.

Manchester’s Statement of Licensing Policy at section 7.12 states that consideration must be given to the general character of the surrounding area, including crime and disorder and anti -social behaviour levels, litter problems, proxy sales and noise complaints. We submit that the area surrounding Labuka displays all of the characteristics that would merit concern under section 7.12.

Section 7.1 of Manchester’s Statement of Licensing Policy states that “Licensed premises are expected to be an asset to their local area through the promotion of the licensing objectives”. We submit that Labuka have failed to state how they will promote the licensing objectives with the introduction of licensable activities.

LOOHT does not support this application because the lack of clarity in the operating schedule provides no confidence that the licensing objectives will be upheld, and the premises will likely not be able to successfully promote the licensing objectives and will lead to a negative impact on the local community

Recommendation:

Refuse Application



**MANCHESTER
CITY COUNCIL**

Neighbourhoods Team - Representation

Name	Michael Ripley
Job Title	Neighbourhood Project officer
Department	North Neighbourhood Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	Michael.ripley@manchester.gov.uk
Telephone Number	[REDACTED]

Premise Details	
Application Ref No	285871
Name of Premises	La Buka African Cuisine
Address	286 – 288 Moston Lane, Manchester M40 9WB

Representation
<p>Outline your representation regarding the above application below. This representation should describe the likely effect of the grant of the licence/certificate on the licensing objectives and on the vicinity of the premises.</p> <p>The North Neighbourhoods Team (NNT) have assessed the likely impact of the grant of this premises license, taking into account a numbers 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. and the ability to uphold the four licensing objectives: specifically, the public nuisance objective.</p> <p>The premises is located on Moston Lane, the surrounding area is a mix of residential, commercial and community properties. Moston Lane Community Primary School is approx. 300 metres from the premises and St Dunstons R C Church is within 200 meters of the premises.</p> <p>The applicant has submitted a detailed operating schedule with this application on how they intend uphold the four licensing objectives; however, a number of the conditions offered are contradicted by other conditions some contravene other legislation, and some are missing some key details and not enforceable.</p> <p>The Council's Statement of Licensing Policy 2021–2026 states that licence conditions will:</p> <ul style="list-style-type: none"> • Be precise and enforceable • Be unambiguous and clear in what they intend to achieve <p>This application makes mention of Sexual Entertainment by way of Nudity and/or Striptease by way of subsection but does not contain any mention how it would control this in its operating schedule, or indeed the number of such events that they are hosting. A premises wishing to provide relevant</p>

entertainment would need to apply for this a Sexual Entertainment Venue license as set out in the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Policing and Crime Act 2009, within the City of Manchester. We are concerned that this is an effort to circumvent the need for this license. We are also further concerned that offering entertainment of this nature is wholly inappropriate given the residential setting that it operates within as detailed above.

To this point, the Councils Sex Establishment Policy Document refers to the following considerations when considering the location of such establishments:

4.3 Manchester City Council considers that areas located outside the City Centre, as defined by the Planning Department's definition of the City Centre, are not appropriate locations for sex establishments. Therefore, the policy is that the appropriate number for sex establishments outside of the City Centre is nil.

4.7 Sex establishments will not normally be licensed near to:

- a) Housing / Residential property;
 - b) in the immediate vicinity of major transport stops e.g. Railway stations, tram stops or clustered bus stops;
 - c) schools, play areas, nurseries or children's centres;
 - d) family shopping or leisure areas;
 - e) places of worship;
 - f) historic buildings or tourist attractions;
 - g) other places where relevant entertainment takes place;
 - h) other sensitive uses that may be relevant e.g. women's hostel;
- where the proximity to such uses is likely to be considered by the Council to be inappropriate in having regard to the character of the relevant locality

There are also rooms available for hire which are not mentioned in the schedule. This has been offered by the applicant as "*Available for whoever wants to have club, society or group meetings on weekends within our opening hours*". By not bringing these within the schedule of operation as a licensed premises, we are concerned that this would lead to disorder and that a larger group of people than the currently planned for 40 could feasibly be on the premises at any one time.

Further to this, the subsection "*Protection of Children from Harm*" in the operations schedule contains a clause around smoking generally not being allowed on the premises. This is erroneous, smoking is not allowed anywhere on the premises in accordance with the Health Act 2006.

Lastly, the operating schedule continues to make reference to a side entrance to the premises. Given its location in the middle of a block of properties, we do not understand how the premises could have a side entrance. The entrance would either be on the frontage, in which case it would impact on the highway and street scene with its queuing system and outside area, or at the rear, which we feel with residential properties facing it would cause an influx of noise related complaints through its day to day operation.

With the above considerations the Neighbourhoods team have no confidence in the management to operate under the proposed application and refuse the application.

Recommendation: Refuse Application

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

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

ABOUT THE PREMISES
Application Ref No. (if known):
LPA 285871
Name of the Premises about which you would like to make a representation:
La Buka African Cuisine Ltd
Address of the Premises (including postcode if known):
286-288 Moston Lane, Manchester, M40 9WB

YOUR REPRESENTATION
Please outline your representation below and continue overleaf. This should be the likely effect of the grant of the licence / certificate on the licensing objectives on and in the vicinity of the premises in question. (Please continue on a separate sheet of paper if necessary)
<p>The Trading Standards Team have assessed the likely impact of the granting of this application taking into account a number of factors, including the conditions offered and times applied for and any potential risk that the granting of this application could lead to issues which do not uphold the licensing objectives specifically the protection of children from harm.</p> <p>The application is for a restaurant selling alcohol on site.</p> <p>When considering the application, the Trading Standards Team have given consideration to Manchester City Councils Statement of Licensing Policy 2021 – 2026.</p> <p>The original application addresses few points relating to the Licensing Objectives especially in protecting children from harm.</p> <p>Giving consideration to the above application, the Trading Standards Team therefore recommend that the following conditions are applied to the licence.</p>

1. The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an HM Forces warrant card, or a card bearing the PASS hologram.
2. The Premises Licence Holder will ensure that signage demonstrating the Challenge 25 policy as well as selling alcohol to children by proxy are placed at the entrance to the premises as well as being displayed in all areas serving alcohol.
3. The Premise Licence Holder will also ensure regular checks are made around the inside and outside of the premises for underage persons encouraging adults to buy alcohol for them.

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.)

From: Julie Connolly <cllr.julie.connolly@manchester.gov.uk>

Sent: 12 April 2023 09:48

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

Subject: FW: Premises Licence (new) 285871/HH1: La Buka African Cuisine Ltd, 286 - 288 Moston Lane, Manchester, M40 9WB, (Moston ward)

Premises Licensing

I totally support the objections submitted by Michael Ripley for the new application of Premises Licence (new) 285871/HH1: La Buka African Cuisine Ltd, 286 -288 Moston Lane, Manchester, M40 9WB.

Regards

Councillor Julie Connolly

From: Paula Appleby <cllr.paula.appleby@manchester.gov.uk>
Sent: 13 April 2023 19:08
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: Michael Ripley <michael.ripley@manchester.gov.uk>
Subject: Fw: Premises Licence (new) 285871/HH1: La Buka African Cuisine Ltd, 286 -288 Moston Lane, Manchester, M40 9WB, (Moston ward)

Premises Licensing

I totally support the objections submitted by Michael Ripley for the new application of Premises Licence (new) 285871/HH1: La Buka African Cuisine Ltd, 286 -288 Moston Lane, Manchester, M40 9WB.

Regards

Councillor Paula Appleby

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

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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<p>THE PREVENTION OF CRIME AND DISORDER</p> <p>We will be correctly registered with the Security Industry Authority SIA.</p> <p>Any Security personnel will display the correct name/Identification Badge and SIA license at all times.</p> <p>A female door supervisor will be available if searches are to be conducted on female customers.</p> <p>A door supervisors register will be kept and includes names, dates and times of the persons employed in such capacity.</p> <p>All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high-visibility jacket and armband.</p> <p>When the premises are carrying on licensable activities after 19:00 hours, at least one registered door supervisor will be on duty at each door used for entry or exit this is applicable if we have special events and the premises is at its capacity of 40 people.</p> <p>A CCTV system has been installed and its recordings will be maintained for an appropriate period of time acceptable to the law.</p> <p>A notice will be displayed at the entrance to the premises advising that CCTV is in operation.</p> <p>Alcohol and soft drinks will be served in plastics or toughened glasses. Where glass bottles are to be used the contents will be decanted into plastic or toughened glasses where it is not intended that the contents are to be consumed direct from the bottle.</p> <p>Customers carrying open or sealed bottles or glasses will not be admitted to the premises at all times.</p> <p>All bottles and glasses are to be removed from the public areas as soon as the contents have been drunk or are empty.</p> <p>Bottle bins for collection or empty bottles will not be accessible to members of the public.</p> <p>We have a capacity limit of 40 to prevent overcrowding which could lead to crime and disorder</p> <p>Door Supervisor will ensure that the capacity limits are not exceeded. At all times.</p> <p>CCTV SYSTEM</p> <p>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 and the street environment</p>	N/A	Applicant

Schedule of Licence Conditions

<p>will be covered, enabling facial identification of every person entering in any light condition.</p> <p>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 will 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.</p> <p>PROOF OF AGE</p> <p>We will have a proof of age policy that has been formulated in and around the premises.</p> <p>DRUGS</p> <p>We will have anti-drugs policy pasted within the premises and Police will be informed of all seizures of controlled drugs</p> <p>NOTICES</p> <p>Crime prevention notices will be displayed warning customers of the possibility of crime which may target them.e.g. "Bags should not be left unattended" "Watch out for pickpockets"</p> <p>A detailed Customer Code of Conduct poster will be conspicuously displayed warning customers that if they act in an inappropriate manner they could be barred from the premises.</p> <p>Any restrictions on the admission of children to the premises are conspicuously displayed outside the premises.</p> <p>A personal License holder will be at the premises at all times when alcohol is being sold.</p> <p>As the premises licence holder, if requested, I will arrange for a crime prevention audit to be conducted by Greater Manchester Police or independent company approved by the licensing authority, and the recommendations of the audit shall be implemented within three months.</p> <p>We shall make sure that all staff are briefed and be aware of their responsibilities and relevant company operating procedures before they commence paid duty at the premises.</p> <p>As the premises licence with the Designated Premises Supervisor (DPS), shall carry out reviews of security incidents at the premises. Such reviews shall be documented and conducted at least monthly</p>		
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Schedule of Licence Conditions

<p>and include details of any remedial action identified and implemented. If requested copies of the security review shall be made available upon inspection by a responsible authority, police officer, or authorised officer.</p> <p>The designated premises supervisor shall attend a formal training course on avoiding underage sales, and responsible alcohol sales such as the National Certificate for Designated Premises Supervisors or the BIIAB Award in Responsible Retailing and provide evidence of attendance if requested.</p> <p>The designated queuing area shall be enclosed within appropriate barriers to ensure that the footway is kept clear.</p> <p>Any queue to enter the premises that forms outside the premises shall be kept orderly and supervised by licensed door supervisors to ensure that there is no public nuisance or obstruction to the public highway. And the queuing area shall be by the side gate away from normal pedestrian public highway.</p> <p>Any person who appears to be intoxicated or who is behaving in a disorderly manner shall not be allowed entry to the premises.</p> <p>As the premises licence holder, I shall carry out a documented risk assessment on the need for searching patrons entering the premises. The risk assessment shall be reviewed regularly and no less than every six months.</p> <p>A written policy that aims to prevent customers or staff bringing illegal drugs, weapons or other illegal items onto the premises at any time shall be in place and operated at the premises.</p> <p>An incident logbook 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:</p> <ul style="list-style-type: none"> all crimes reported to the venue, or by the venue to the police all ejections of patrons any complaints received any incidents of disorder seizures of drugs, offensive weapons, fraudulent ID or other items any faults in the CCTV system, searching equipment or scanning equipment any refusal of the sale of alcohol any faults in the CCTV system, searching equipment or scanning equipment 		
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Schedule of Licence Conditions

<p>any visit by a relevant authority or emergency service</p> <p>the times on duty, names and the licence numbers of all licensed door supervisors employed by the premises.</p> <p>As the premises license holder, I will make sure risk assessment is carried out if and when necessary.</p> <p>No patron shall be admitted or readmitted to the premises after 23:00 hours.</p> <p>As the premises license holder, the Greater Manchester Police will be allowed into the premises if there is suspicion of illegal drugs, weapons or other prohibited items found on persons attempting to enter or on the premises.</p> <p>A nominated member of staff shall carry out searches of the premises before the premises open, during hours of operation and at closing. Any relevant items recovered, e.g. illegal drugs, lost property, shall be managed accordingly in accordance with our laid down policy and law relating to such.</p> <p>DUTY OF CARE</p> <p>We shall have a policy of duty of care to all customers by making sure that the premises is conducive to their general well being and be mindful of things that can cause injury or harm to our patron.</p> <p>All staff shall be trained in recognising signs of drunkenness, how to refuse service and the premises duty of care.</p> <p>Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than a six-month interval. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council whenever requested.</p> <p>There shall be no self-service of spirits on the premises. The premises shall also have a documented Duty of Care policy for managing intoxicated and vulnerable customers at the premises. The policy shall also include provision for persons refused entry to the premises who are also considered vulnerable by staff.</p> <p>The premises shall display prominent signage indicating by the bar, at the entrance of the bar room and at the point of sale, that it is an offence to sell alcohol to anyone who is drunk.</p> <p>The supply of alcohol shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.</p> <p>The sale of alcohol shall only be by waiter service to seated customers, and there shall be no sales of alcohol at the bar. No vertical drinking.</p>		
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Schedule of Licence Conditions

<p>No super-strength beer, lagers or ciders (including perries) of 6.5% ABV (alcohol by volume) or above shall be sold at the premises.</p> <p>Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises during the periods when alcohol is sold.</p> <p>PUBLIC SAFETY</p> <p>We have conducted a suitable Fire Risk Assessment at the premises and implemented the necessary control measures and will be done periodically.</p> <p>All exit doors are easily operatable without the use of a key, card, code, or similar means.</p> <p>Exit doors are regularly checked to ensure they function satisfactorily</p> <p>All removable security fastenings are removed whenever the premises are opened to the public or staff</p> <p>All fire doors are maintained unobstructed and effectively self-closing and will not be held open other than with approved devices.</p> <p>Notices detailing the actions to be taken in the event of fire or other emergency will be prominently displayed and maintained in good condition.</p> <p>Access is provided for emergency vehicles and always kept clear and free from obstruction.</p> <p>Fire drill and emergency lighting tests will be conducted monthly. Records of these tests will be available upon request.</p> <p>All fire exits and means of escape are signed in accordance with BS 5499: Part 1 Specification for Fire Safety Signs: 1990</p> <p>An evacuation policy is in place that is to the satisfaction of the Fire Authority. All existing staff members and future staff members will be trained in Fire and emergency evacuation procedures.</p> <p>Wall and ceiling finishes are fire resistant to the appropriate standard.</p> <p>DISABLED PEOPLE</p> <p>We shall make adequate arrangements to enable the safe movement within the premises of disabled people and their safe evacuation in the event of an emergency.</p> <p>FIRST AID</p> <p>Adequate and appropriate First Aid equipment and materials will be made available on the premises.</p> <p>At least one suitable trained First Aider will be on duty when the</p>		
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Schedule of Licence Conditions

<p>public are present and are trained to deal with drug and alcohol related problems.</p> <p>FIRE SAFETY – LIGHTING</p> <p>In the absence of adequate daylight suitable and sufficient artificial lighting is provided and maintained in any area accessible to the public.</p> <p>Fire safety signs are adequately illuminated everywhere within the premises.</p> <p>We have adequate emergency lighting installed and regularly maintained.</p> <p>Emergency lighting batteries are fully charged before the admission of the public.</p> <p>The emergency lighting battery has a capacity of 30 minutes to allow adequate evacuation of the premises.</p> <p>A No Smoking policy is operated and enforced at the premises, and also operate a complete no smoking policy at the premises.</p> <p>THE PREVENTION OF PUBLIC NUISANCE</p> <p>Since we are only playing from recorded music, a survey of the noise levels to which customers are subjected to has been undertaken and adjustments have been made to reduce levels, wherever necessary.</p> <p>Noise or vibration from the premises will be maintained at a level that will not be audible to neighbours nearby.</p> <p>Doors and windows will be kept closed when regulated entertainment is taking place.</p> <p>All windows are double glazed to minimize the breakout of noise.</p> <p>The premises will be air-conditioned to avoid the need to open doors and windows for ventilation in summertime and hot season.</p> <p>All entrances and exits have an effective lobby to minimize the breakout of noise.</p> <p>Noise limiters will be fitted to amplification equipment and will be set at an agreeable level.</p> <p>Prominent, clear, and legible notices are displayed at all exits requesting patrons to respect the needs of local residents and to leave the premises and the area quietly especially after consuming alcohol.</p> <p>The use of explosives, pyrotechnics and fireworks of a similar nature which could cause disturbance in surrounding areas is not permitted.</p> <p>Disposal of empty bottles into waste receptacles outside the premises</p>		
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<p>will not be permitted to take place between the hours of 23:00 and 07:00 hrs to minimise disturbance to nearby occupiers.</p> <p>For the final hours of opening, the music is reduced in volume and is discernibly quieter.</p> <p>The playing of live or recorded music in garden or outside seating areas of the premises is not permitted.</p> <p>The garden or outside seating areas are closed to the public after 22 hrs.</p> <p>All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.</p> <p>Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.</p> <p>Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, or make/receive calls shall not be permitted to take drinks or glass containers with them.</p> <p>We are also aware that some people tend to talk so loud especially when intoxicated and thereby cause nuisance outside. This is an area where the Licensed Security must make sure never happens. Everybody who does not comply will be politely asked to leave, if unresponsive invite the GMP.</p> <p>NOXIOUS SMELLS</p> <p>All ventilation and extract systems are designed and maintained so as to prevent noxious smells causing a nuisance to nearby properties.</p> <p>Refuse receptacles are cleaned with disinfectant at least weekly and located about 50 meters away from the building.</p> <p>LIGHT POLLUTION</p> <p>Bright lights used outside the premises and any security or access lighting installed will not be operated so as to cause a nuisance to nearby occupiers.</p> <p>All external lighting, including floodlighting, is directed away from adjacent occupiers.</p> <p>LITTER</p> <p>2 litter receptacles are placed within the premises for customers to use and are emptied at least daily.</p> <p>The premises has a waste collection contract with Kenny waste management who remove waste.</p> <p>Staff undertake a litter pick to a distance of 50 metres around the premises daily.</p>		
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<p>THE PROTECTION OF CHILDREN FROM HARM</p> <p>The premises will have clear signs displayed for restricting people under 18 years unless accompanied by an adult. Catch 25</p> <p>The hours of the day which age restrictions apply are between 20:00 hrs and 23:00 hrs.</p> <p>Alcohol is not available on the premises when only under 18's is permitted.</p> <p>The premises operate a proof of age policy that is agreeable by the police.</p> <p>Normally smoking is generally not allowed anywhere within the premises, when children are allowed on the premises, the issue of smoking is completely eliminated.</p> <p>No events solely for those under the age of 18 will be permitted on the premises.</p> <p>As the premises licence holder, I will ensure that there is a minimum of one member of staff on duty for every ten under aged child even though they are accompanied by a responsible adult. If necessary be confirmed by Manchester Safeguarding Children's Board. And to assist in the evacuation of children in an emergency. Such number of staff may include licensed door supervisors.</p> <p>As the premises licence holder, I shall ensure that adequate arrangements, including transport, are available for ensuring the wellbeing of children at the conclusion of any regulated entertainment under this licence. Such transport will be guaranteed by accompanying/responsible adult. In fact, no child will be permitted without being accompanied.</p> <p>No persons under 18 shall be permitted on the premises at any time that adult entertainment is provided at the premises.</p> <p>As the license holder I shall ensure that NO child performer is allowed in the premises.</p> <p>A log shall be kept at the premises to record all refused sales of alcohol for the reasons that the person(s) is, under 18 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be available on request by the police or an authorised officer of Manchester City Council. The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log.</p> <p>There shall be a policy for the premises agreeable with Greater Manchester Police on the handling of fraudulent identification used to attempt to purchase alcohol or gain entry to the premises or report same to the Greater Manchester Police department immediately.</p>		
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<p>In addition to any other training, as the premises licence holder, I shall ensure that all staff are trained to prevent underage sales, and also be aware of and prevent proxy sales, maintain the refusals log, enter sales correctly on the tills so the prompts show as appropriate. I shall also monitor staff to ensure their training is put into practice.</p> <p>As the premises license holder, I shall document records of completed training for each member of staff. Training shall be regularly refreshed and at no greater than six monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.</p> <p>Where children are allowed on the premises, information shall be displayed at the entrance and walls in bold letters on what to do if there is a cause for concern regarding a child's welfare. This shall include reporting to Manchester City Council via its Contact Centre on 0161 234 5000 or mcsreply@manchester.gov.uk, or the NSPCC on 0808 800 5000 (free 24-hour service) or dialling 999 in the event of an immediate threat.</p> <p>NUDITY AND STRIPTease</p> <p>Advertising of such events will not be displayed on the premises so that it is seen from outside the premises.</p> <p>The activities inside the premises cannot be seen from outside the premises.</p> <p>RESTAURANT</p> <p>The premises shall only operate as a restaurant under the following conditions.</p> <p>in which customers are shown to their table</p> <p>that provides food in the form of substantial table meals prepared on the premises and served and consumed at the table using non-disposable crockery</p> <p>There shall be no noise or odours caused by the kitchen extraction equipment that gives rise to a nuisance.</p> <p>DELIVERIES</p> <p>All deliveries to the premises must be made via the side of the gate in the premises.</p> <p>No deliveries must be made to the premises between 20:00 and 08:00 hours. Delivery drivers shall conduct the delivery in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address. This includes the avoidance of slamming doors, playing loud music, shouting, overrevving engines and sounding horns to signal their arrival.</p> <p>The driver shall turn the engine off immediately upon arrival at the</p>		
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<p>delivery address and will park considerately without causing any obstruction to the highway.</p> <p>All deliveries will only be made directly to the property address and customers will not be permitted to take orders from the vehicle.</p> <p>DESIGNATED SPECIAL EVENTS</p> <p>Prior to any designated special event by Greater Manchester Police 'designated sporting event' as defined in the Sporting Events Control of Alcohol Act 1985 the premises licence especially football matches or boxing on Digital Television we shall ensure that, Alcohol sales in respect of cans of beer or cider are limited to no more than four cans per person for a minimum of four hours before the commencement of the relevant designated sporting/special event.</p> <p>No sales of alcohol in bottles or glass containers are made in the period four hours before the commencement of the event.</p> <p>Alcohol sales cease for a period of one hour immediately before the commencement of the event.</p> <p>We don't generally advertise for people to come watch special or sporting events but if any of our patrons are on the premises and wishing to watch can do so provided, they comply with the laid down rules. There shall be no variation on the type of alcohol we sell or any inducement whatsoever.</p> <p>All members of staff working at the premises are informed of this condition prior to taking up employment.</p> <p>On the day of the relevant designated special/sporting event, upon the direction of a police officer, using the grounds of the prevention of crime and disorder or public safety, the premises will immediately cease to sell alcohol until further directed.</p>		
Conditions proposed by objectors	Agreed	Proposed by
<ol style="list-style-type: none"> 1. The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an HM Forces warrant card, or a card bearing the PASS hologram. 2. The Premises Licence Holder will ensure that signage demonstrating the Challenge 25 policy as well as selling alcohol to children by proxy are placed at the entrance to the premises as well as being displayed in all areas serving alcohol. <p style="text-align: right;">Continued....</p>	<p>No (as at 25/04)</p>	<p>Trading Standards</p>

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3. The Premise Licence Holder will also ensure regular checks are made around the inside and outside of the premises for underage persons encouraging adults to buy alcohol for them.		
No conditions have been proposed by any objector other than Trading Standards.		

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