



Licensing Sub Committee Hearing Panel

Date: Monday, 11 September 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 entrance of the Extension.

Membership of the Licensing Sub Committee Hearing Panel

Councillors - Andrews, Flanagan and Hughes

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 - Fay's Café, 815 Rochdale Road, Manchester, M9 5XD

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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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Manchester, M60 2LA

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, 31 August 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 – 11 September 2023

Subject: Fay's Cafe, 815 Rochdale Road, Manchester, M9 5XD - App ref: Premises Licence (new) 289624

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: Harpurhey

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

A connected city: world class infrastructure and connectivity to drive growth	
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Full details are in the body of the report, along with any implications for:

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

Name: Fraser Swift
Position: Principal Licensing Officer
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Name: Patrick Ware
Position: Technical Licensing Officer
Telephone: 0161 234 4858
E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

- Manchester City Council Statement of Licensing Policy.
- 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 26/06/2023, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of Fay's Cafe, 815 Rochdale Road, Manchester, M9 5XD in the Harpurhey 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 Mr Filipos Afeworki.
- 2.3 The description of the premises given by the applicant is café restaurant.
- 2.4 The proposed designated premises supervisor is Mr Filipos Afeworki.

2.5 **The licensable activities applied for:**

The supply of alcohol for consumption on the premises only:
 Mon to Sun 12 noon to 11pm
 Amended to Sunday to Thursday 12 noon to 9:30PM hours, Friday and Saturday 12 noon to 10pm as per agreement with LOOH.

Opening hours:
 Mon to Sun 12 noon to 11:30pm
 Amended to Sunday to Thursday 12 noon to 10pm, Friday and Saturday 12 noon to 10:30pm as per agreement with LOOH.

- 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 5**:

- Plan

3. Relevant Representations

3.1 A total of two 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:

- Harpurhey Ward Councillors;

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
Licensing and Out of Hours Compliance	The premises are in very close proximity to residential accommodation and a block of supported accommodation. There have been reports of noise nuisance and anti-social behaviour from the immediate vicinity of the premises. The opening hours to 23:30 may lead to noise disturbance. There are concerns that the premises may be used by patrons who only wish to drink rather than as a restaurant	Refuse

	along with concerns about overcrowding. There are also concerns regarding customer access to the basement.	
Harpurhey Ward Councillors	Concerns regarding incidents of crime and disorder and anti-social behaviour from gangs and the possible affect of alcohol sales on nearby schools.	None

- 3.3 Any conditions proposed by objectors are set out in the Schedule of Conditions at **Appendix 4**.
- 3.4 Agreement on conditions have been reached with Licensing Out of Hours.

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:

- 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
- Proximity to sensitive uses

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.

MS7 Maintain a safe capacity

MS8 Prevent noise nuisance from the premises

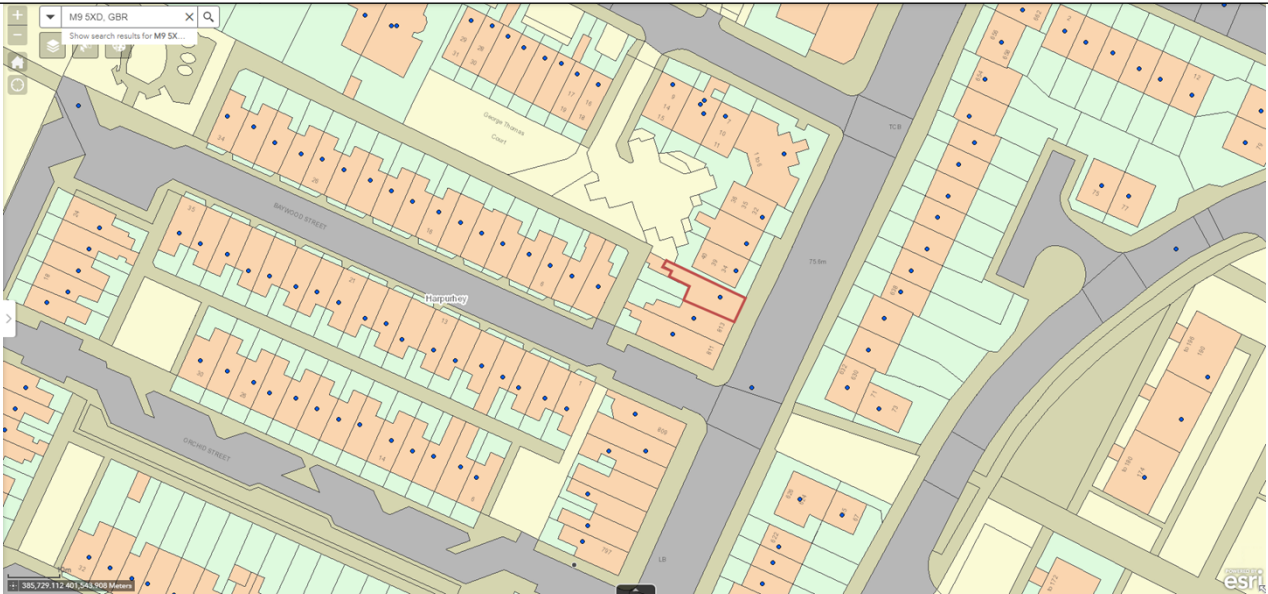
Conclusion

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

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

Fay's Cafe
 815 Rochdale Road, Manchester, M9 5XD
 Premises Licensing
 Manchester City Council

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PREMISE NAME: Fay's Cafe

PREMISE ADDRESS: 815 Rochdale Road, Manchester, M9 5XD

WARD: Harpurhey

HEARING DATE: 11/09/2023

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

Document is Restricted

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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 Filipos Afeworki

(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			
815 Rochdale Road			
Post town	Manchester	Postcode	M9 5XD

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 4,700

Part 2 - Applicant details

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

a)	an individual or individuals *	<input checked="" type="checkbox"/>	please complete section (A)
b)	a person other than an individual *	<input type="checkbox"/>	
	i as a limited company/limited liability partnership	<input 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		please complete section (B)
d)	a charity		please complete section (B)
e)	the proprietor of an educational establishment		please complete section (B)
f)	a health service body		please complete section (B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section (B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England		please complete section (B)
h)	the chief officer of police of a police force in England and Wales		please complete section (B)

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

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

(A) individual applicants (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname Afeworki			First names Filipos		
Date of birth [REDACTED]		I am 18 years old or over		Please tick yes <input checked="" type="checkbox"/>	
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)					
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)

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
2	4	072023

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)
Café and restaurant

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

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

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

Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a) plays (if ticking yes, fill in box A)	
b) films (if ticking yes, fill in box B)	
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	

e)	live music (if ticking yes, fill in box E)	
f)	recorded music (if ticking yes, fill in box F)	
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
			<u>Please give further details here</u> (please read guidance note 4)		
			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
			<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)		

B

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

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment 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 boxing or wrestling entertainment (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

E

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

F

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

G

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

H

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

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	12:00	23:00			
Tue	12:00	23:00			
Wed	12:00	23:00			
Thur	12:00	23:00			
Fri	12:00	23:00			
Sat	12:00	23:00			
Sun	12:00	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)		

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	Filipos Afeworki
Date of birth	██████████
Address	██████████ ██████████ ██████████
Postcode	██████████
Personal licence number (if known)	Awaiting
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).

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	12:00	23:30	
Tue	12:00	23:30	
Wed	12:00	23:30	
Thur	12:00	23:30	
Fri	12:00	23:30	
Sat	12:00	23:30	
Sun	12:00	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)

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)

A Challenge 25 policy will be strictly followed by all staff.

Staff will be trained as appropriate in respect of relevant licensing law. CCTV images will be kept for 31 days. Images will be of good quality.

b) The prevention of crime and disorder

All staff are to be trained under the Licensing Act 2003 prior to being allowed to sell/ supply alcohol. All training is to be documented and signed by the Premises License Holder and the trainee. All training records are to be made available to any of the responsible authorities on request. Refresher training to be carried out every six months.

The company will operate the Challenge 25 Policy. The only acceptable forms of identification will be a passport, photo driving license, military id card or PASS id card with the hologram logo,

A refusals log will be maintained at the premises. Each entry will be signed off by the DPS. The log will be made immediately available to members of the responsible authorities on request.

An incident log will be maintained at the premises. Each entry will be signed off by the DPS. The log will be made immediately available to members of the responsible authorities on request.

CCTV will be fitted in the premises. Images will be retained for a period of at least 31 days and will be made available to any of the responsible authorities to view or copies produced on request. If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 31 days and made immediately available to any of the responsible authorities on request. The CCTV will be checked to ensure that it is working each week. The time of the check, the identity of the person carrying this out and the result of it will be recorded in the incident log.

The licensee shall erect prominent, clear and legible signage the premises:- a) requesting patrons to be considerate of local residents when leaving the premises b) advising patrons of no loitering outside the premises

The premises will operate a dispersal policy this will be made immediately available to any of the responsible authorities on request.

c) Public safety

All drinks and glass vessels must be removed from patrons as they leave to ensure no glass leaves the premises.

A fire alarm system will be installed to meet BS 5839 Part 1 current standards.
An emergency lighting system will be installed to meet BS 5266 current standards.
Firefighting equipment will be available in the premises to meet BS 5306 current standards.

Floor staff will conduct physical sweep inside the premises to remove hazardous objects/waste as deemed necessary by the management.
The Designated Premises Supervisor is aware of his responsibilities to the staff and customers in respect of public safety and will take all reasonable steps to ensure the maintenance of all provided safety arrangements and equipment in accordance with the requirements of current installations.

A fire risk assessment will be conducted.

d) The prevention of public nuisance

Clear and legible notices must be prominently displayed at all exits requesting customers to respect local residents and leave the area quietly.

Between the hours of 20:00 and 23:00 no waste/glass bottles will be moved or deposited outside.

In conjunction with the steps proposed for the prevention of crime and disorder objectives, the Licensees and staff will at all times remain responsible for the prevention of public nuisance in and around the premises.
The Designated Premises Supervisor or nominated staff will arrange to monitor levels of noise from both inside and outside the premises and remedial action will be taken as appropriate.

e) The protection of children from harm

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 24 hour of a request by an officer of a Responsible Authority.

The premises shall display prominent signage indicating at any point of sale 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.

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.

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

	<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	[REDACTED]
Date	20/06/2023
Capacity	Agent

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)			
[REDACTED]			
[REDACTED]			
Post town	[REDACTED]	Postcode	[REDACTED]
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Notes for Guidance

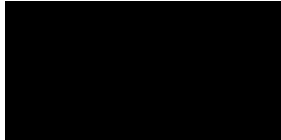
Consent of individual to being specified as premises supervisor

Filipos Afeworki

I

[full name of prospective premises supervisor]

of



[home address of prospective premises supervisor]

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

Premises Licence

[type of application]

by

Filipos Afeworki

[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

Fay's Café
815 Rochdale Road
Manchester
M9 5XD

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

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

Filipos Afeworki

[name of applicant]

concerning the supply of alcohol at

Fay's Café
815 Rochdale Road
Manchester
M9 5XD

[name and address of premises to which application relates]

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

Personal licence number

Awaiting

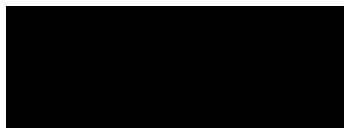
[insert personal licence number, if any]

Personal licence issuing authority

Manchester City Council

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

Signed



Name (please print)

FILIPOS AFEWORKI

Date

13/6/23

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

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**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

Name	Michael 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	289624
Name of Premises	Fay's Cafe
Address	815 Rochdale road, Manchester, M9 5XD

Representation
<p>Outline your representation regarding the above application below. This representation should describe the likely effect of the grant of the licence/certificate on the licensing objectives and on the vicinity of the premises.</p> <p>Licensing and Out of Hours team have assessed the likely impact of the granting of this license, considering several factors, including the nature of the area in which the premises is located, the hours applied for and any potential risk that the granting of this licence could lead to issues of public nuisance.</p> <p>The proposed premises is in very close proximity to residential accommodation, both directly across the road, but it also physically adjoins a large block of supported accommodation managed by Greater Places housing association.</p> <p>There have also been reports from nearby residents in terms of noise nuisance and anti-social behaviour in the immediate vicinity of the premises, some of which are still open cases with ongoing investigation. It is the case that the location of the premises is in immediate vicinity of residents and any issues relating to public nuisance will likely have a detrimental impact on these residents, especially those in the supported accommodation.</p> <p>The premises would allow people to drink alcohol up to 23:00 with people then dispersing at 23:30. This is likely to lead to significant risk of public nuisance at dispersal due to the proximity of residential accommodation and how the impact of intoxicated people both inside and outside will be managed to avoid public nuisance issues.</p> <p>The application states that a responsible person from the premises will monitor noise levels from inside and outside the premises and take appropriate action as required. The application is for a restaurant and café, It is therefore difficult to imagine what other activities beyond providing normal restaurant and café services would require regular sound checks inside and outside.</p> <p>It won't be possible for sound checks to be conducted inside the adjoining wall at the supported accommodation where there is also risk of noise nuisance whilst people are trying to sleep.</p>

This acceptance that sound checks need to be conducted undermines confidence that the premises will only be used for the quiet enjoyment of food at a restaurant, and might actually become a destination for patrons who only want to drink alcohol, and increase the risk of the premises becoming a drinking premises, with the inherent risks that presents of increased public nuisance, including noise from patrons gathering to smoke outside, noise on dispersal, noise from raised voices inside the premises.

It is not clear if amplified music will be played at the premises.

The application does not state the maximum number of people that will be allowed into the premises, and there is a concern that public nuisance might also arise due to overcrowding of the venue with larger numbers of people making more noise.

Section 7.2 of Manchester City Council's statement of licensing policy requires that applicants obtain enough information to be able to demonstrate an understanding of local residential properties and the risks posed to the local area by the applicant's proposed licensable activities.

We believe that the application shows no real understanding of the nature of nearby residential accommodation or the impact licensable activities will have on residents.

On the plan for the premises it appears there are accessible stairs to the basement from the area open to the public. There has been no mention on the application whether this area will also be used by the premises to entertain patrons, and if not how it will be blocked off. If it is to be used, then this has not been explained.

It is for these reasons that the licensing and out of hours team objects to the granting of the licence as we believe the prevention of public nuisance objective is at risk of being undermined.

Recommendation:

Refuse Application

From: Michael Wilson <michael.wilson@manchester.gov.uk>
Sent: 24 July 2023 13:12
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Fays cafe application ref 289624

Hello

Please can the emails below be submitted as evidence from Licensing and out of hours in relation to our representation objecting to the licence application

regards
Mike

Mike Wilson
Neighbourhood officer
Licensing & Out of Hours Compliance
The Neighbourhoods Service
Growth and Neighbourhoods Directorate
Email: michael.wilson@manchester.gov.uk
Tel: 0161 234 1220
Mob: 07966837929

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From: [REDACTED] >
Sent: 24 July 2023 12:34
To: Michael Wilson <michael.wilson@manchester.gov.uk>
Cc: [REDACTED] >
Subject: RE: [REDACTED]

Good afternoon Mike,

I can confirm we would have some concerns if this was to be accepted.

We have a lot of vulnerable residents in the block who suffer with poor mental health, alcohol dependence and there are already a lot of concerns around ASB and noise/nuisance in the area.

There was a Police chase in the area stopping at the end of [REDACTED] only last Monday.

I don't think the residents would cope well with this.

Kind regards
[REDACTED]

[REDACTED]

Mobile: [REDACTED]
Email: [REDACTED]
Twitter: [REDACTED]

[REDACTED]

[REDACTED]

From: Michael Wilson <michael.wilson@manchester.gov.uk>
Sent: Monday, July 24, 2023 11:07 AM
To: [REDACTED] >
Subject: [REDACTED]

Hello [REDACTED]

You may know that an application for a licensed premises (cafe/restaurant) to serve alcohol has been submitted that will [REDACTED] on [REDACTED].

Do you have any concerns in relation to potential nuisance for your residents?

regards
Mike Wilson

Mike Wilson
Neighbourhood officer
Licensing & Out of Hours Compliance
The Neighbourhoods Service
Growth and Neighbourhoods Directorate
Email: michael.wilson@manchester.gov.uk
Tel: 0161 234 1220
Mob: 07966837929

LOOH Agreed/Withdrawn

In summary:

The proposed hours for the sale of alcohol are now:

Sunday to Thursday 12 noon to 9:30PM hours, Friday and Saturday 12 noon to 10pm.

Proposed Opening times:

Sunday to Thursday 12 noon to 10pm, Friday and Saturday 12 noon to 10:30pm.

Additional conditions agreed:

1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.
2. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
3. The supply of alcohol shall only be to be a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.
4. The sale of alcohol shall only be by waiter service to seated customers, and there shall be no sales of alcohol at the bar.
5. No off sales of alcohol will be permitted.

From: Michael Wilson <michael.wilson@manchester.gov.uk>

Sent: 10 August 2023 01:02

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

Cc: Mitchell Ward <mitchell.ward@manchester.gov.uk>

Subject: Fw: Fw: LOOH representation . Fay's cafe (ref: 289624)

Hello

I am writing to inform you that I am withdrawing my representation for Fay's cafe application for a premises licence as Licensing and out of hours have negotiated the additional conditions and hours in the series of emails below.

I will not be attending any hearing.

regards

Mike Wilson

Mike Wilson

Neighbourhood officer

Licensing & Out of Hours Compliance

The Neighbourhoods Service

Growth and Neighbourhoods Directorate

Email: michael.wilson@manchester.gov.uk

Tel: 0161 234 1220

Mob: 07966837929

From: Michael Wilson <michael.wilson@manchester.gov.uk>
Sent: 10 August 2023 00:59
To: [REDACTED] >
Cc: Mitchell Ward <mitchell.ward@manchester.gov.uk>
Subject: Re: Fw: LOOH representation . Fay's cafe (ref: 289624)

Hello

Thank you for your email .
I am happy with these proposals and will email Premise licensing to withdraw my representation

kind regards
Mike Wilson

Mike Wilson
Neighbourhood officer
Licensing & Out of Hours Compliance
The Neighbourhoods Service
Growth and Neighbourhoods Directorate
Email: michael.wilson@manchester.gov.uk
Tel: 0161 234 1220
Mob: 07966837929

From: [REDACTED] >
Sent: 09 August 2023 10:36
To: Michael Wilson <michael.wilson@manchester.gov.uk>
Subject: Re: Fw: LOOH representation . Fay's cafe (ref: 289624)

Dear Michael Wilson,

Thank you for getting back to me. The request is for an additional 30mins for the sale of alcohol and opening time. We would like the sale of alcohol from Sunday to Thursday 21:30 hours, and Friday and Saturday to 22:00. Opening times will be Sunday to Thursday 22:00 hours, and Friday and Saturday 22:30.

Kind regards
[REDACTED]

On 08/08/2023 09:11 PM, Michael Wilson wrote:
Hello
Just to clarify,
Are you asking for 30 minutes extra for alcohol and to remain open?

regards
Mike

Mike Wilson

Neighbourhood officer
Licensing & Out of Hours Compliance
The Neighbourhoods Service
Growth and Neighbourhoods Directorate

Email: michael.wilson@manchester.gov.uk

Tel: 0161 234 1220

Mob: 07966837929

From: [REDACTED] >
Sent: 08 August 2023 14:22
To: Michael Wilson <michael.wilson@manchester.gov.uk>
Subject: Re: Fw: LOOH representation . Fay's cafe (ref: 289624)

Dear Michael Wilson

Thank you for your email. We are happy to accept the conditions but would like to request a further half an hour for the sale of alcohol, so will be Sunday to Thursday 21:30 hours, and Friday and Saturday 22:00 hours. Please let me know what your views will be on this. As for all the other conditions we are happy for them to be added to the licence.

>

Kind regards
[REDACTED]

On 04/08/2023 02:52 PM, Michael Wilson wrote:

Hello

thank you for your email .I have considered the application and your comments around the likely times the premises will operate and how it will serve alcohol to customers and not have music being played.

Also, I would like the hours for the supply of alcohol to be in line with your assertion that the premises won't have customers much after 21:00 hours, as this will mitigate the risk of the prevention of public nuisance objective being undermined.

I would like to suggest, in addition to the conditions offered in your application, the following conditions:

* No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance

* Patrons permitted to temporarily leave and then re-enter the premises, eg. To smoke, shall not be permitted to take drinks or glass containers with them.

* The supply of alcohol shall only be to be 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 off sales of alcohol will be permitted.

Supply of alcohol Sunday to Thursday 21:00 hours, and Friday and

Saturday 21:30 hours.

Hours open to the public Sunday to Thursday 21:30 hours, and Friday and Saturday 22:00 hours

I look forward to hearing from you, if you agree with the above proposals, please email me to confirm and I can forward this to our premise licensing team to advise that you have reached an agreement with Licensing and out of hours team.

regards
Mike Wilson

Mike Wilson

Neighbourhood officer
Licensing & Out of Hours Compliance
The Neighbourhoods Service
Growth and Neighbourhoods Directorate

Email: michael.wilson@manchester.gov.uk
Tel: 0161 234 1220

Cllr 1

From: Sandra Collins <cllr.sandra.collins@manchester.gov.uk>

Sent: 04 July 2023 15:19

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

Cc: Pat Karney <cllr.pat.karney@manchester.gov.uk>; Joanne Green <cllr.joanne.green@manchester.gov.uk>

Subject: Re: Premises Licence (new) 289624/PW5: Fay's Cafe, 815 Rochdale Road, Manchester, M9 5XD, (Harpurhey ward)

- The prevention of crime and disorder
- The prevention of public nuisance
- Public safety
- The protection of children from harm

We wish to object to this licence, there have been many instances where police have been called due to the sale of alcohol in the past in this area. We do not wish this to resume.

We wish to object as the sale of alcohol during the hours applied for as this will cause no end of issues for the people living nearby and could jeopardise other businesses clientele from using the shops nearby.

We wish to object as public safety is our utmost concern and alcohol sales will lead to gangs and groups of individuals using this road and causing problems.

Children need to be protected from the sale of alcohol and seeing adults purchasing alcohol at all times of day is wrong, especially as the premises is very near 2 primary schools and one high school and on a main highway to many other schools along with the children that live nearby.

Thanks.

Councillor Sandra Collins
Harpurhey

From: Pat Karney <cllr.pat.karney@manchester.gov.uk>

Sent: 05 July 2023 08:33

To: Premises Licensing <Premises.Licensing@manchester.gov.uk>;
[REDACTED] <[REDACTED]>

Cc: Sandra Collins <cllr.sandra.collins@manchester.gov.uk>; Joanne Green <cllr.joanne.green@manchester.gov.uk>

Subject: Re: Premises Licence (new) 289624/PW5: Fay's Cafe, 815 Rochdale Road, Manchester, M9 5XD, (Harpurhey ward)

Thank you

We agree with Councillor Collins representation

All three local councillors oppose this licence and we intend to attend the licensing committee

Pat Karney

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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. A Challenge 25 policy shall be strictly followed by all staff. 2. Staff shall be trained as appropriate in respect of relevant licensing law. 3. CCTV images shall be kept for 31 days. Images will be of good quality. 4. All staff shall be trained under the Licensing Act 2003 prior to being allowed to sell/ supply alcohol. All training shall be documented and signed by the Premises License Holder and the trainee. All training records shall be made available to any of the responsible authorities on request. Refresher training to be carried out every six months. 5. The company shall operate the Challenge 25 Policy. The only acceptable forms of identification will be a passport, photo driving license, military id card or PASS id card with the hologram logo, 6. A refusals log shall be maintained at the premises. Each entry shall be signed off by the DPS. The log shall be made immediately available to members of the responsible authorities on request. 7. An incident log shall be maintained at the premises. Each entry shall be signed off by the DPS. The log shall be made immediately available to members of the responsible authorities on request. 8. CCTV shall be fitted in the premises. Images shall be retained for a period of at least 31 days and shall be made available to any of the responsible authorities to view or copies produced on request. If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 31 days and made immediately available to any of the responsible authorities on request. The CCTV shall be checked to ensure that it is working each week. The time of the check, the identity of the person carrying this out and the result of it shall be recorded in the incident log. 9. The licensee shall erect prominent, clear and legible signage the premises: <ol style="list-style-type: none"> a. requesting patrons to be considerate of local residents when leaving the premises; b. advising patrons of no loitering outside the premises. 10. The premises shall operate a dispersal policy this shall be made immediately available to any of the responsible authorities on request. 11. All drinks and glass vessels must be removed from patrons as they leave to ensure no glass leaves the premises. 12. A fire alarm system shall be installed to meet BS 5839 Part 1 	N/A	Applicant

Schedule of Licence Conditions

<p>current standards.</p> <p>13. An emergency lighting system shall be installed to meet BS 5266 current standards.</p> <p>14. Firefighting equipment shall be available in the premises to meet BS 5306 current standards.</p> <p>15. Floor staff shall conduct physical sweeps inside the premises to remove hazardous objects/waste as deemed necessary by the management.</p> <p>16. The Designated Premises Supervisor shall be aware of his responsibilities to the staff and customers in respect of public safety and will take all reasonable steps to ensure the maintenance of all provided safety arrangements and equipment in accordance with the requirements of current installations.</p> <p>17. A fire risk assessment shall be conducted.</p> <p>18. Clear and legible notices must be prominently displayed at all exits requesting customers to respect local residents and leave the area quietly.</p> <p>19. Between the hours of 20:00 and 23:00 no waste/glass bottles shall be moved or deposited outside.</p> <p>20. In conjunction with the steps proposed for the prevention of crime and disorder objectives, the Licensees and staff shall at all times remain responsible for the prevention of public nuisance in and around the premises.</p> <p>21. The Designated Premises Supervisor or nominated staff shall arrange to monitor levels of noise from both inside and outside the premises and remedial action shall be taken as appropriate.</p> <p>22. 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 24 hours of a request by an officer of a Responsible Authority.</p> <p>23. The premises shall display prominent signage indicating at any point of sale 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>24. 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</p>		
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Schedule of Licence Conditions

authority.		
Conditions proposed by objectors	Agreed	Proposed by
<ol style="list-style-type: none"> 1. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance. 2. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them. 3. The supply of alcohol shall only be to be a person seated taking a table meal there and for consumption by such a person as ancillary to their meal. 4. The sale of alcohol shall only be by waiter service to seated customers, and there shall be no sales of alcohol at the bar. 5. No off sales of alcohol will be permitted. 	Yes	Licensing Out of Hours

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of the Local Government Act 1972.

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