



## **Licensing Sub Committee Hearing Panel**

Date: Monday, 20 November 2023

Time: 10.20 am (or at the rise of the Licensing Policy  
Committee)

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**

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Councillors - Hughes, T Judge and Riasat

## Agenda

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**1. Urgent Business**

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

**2. Appeals**

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

**3. Interests**

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

**4. Application for a New Premises Licence - Privilege, 5 Broughton Street, Manchester, M8 8RF**

5 - 72

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

**5. Application for a Premises Licence Variation - The Beer Studio, Bar and Kitchen, 256 Wilmslow Road, Manchester, M14 6LB**

73 - 170

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

**6. Application for a Premises Licence Variation - Wineshop, 243 Princess Road, Manchester, M14 7LT**

171 - 218

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

## Information about the Committee

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

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

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

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

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

Smoking is not allowed in Council buildings.

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

## Further Information

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

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This agenda was issued on **Friday, 10 November 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 – 20 November 2023

**Subject:** Privilege, 5 Broughton Street, Manchester, M8 8RF - App ref: Premises Licence (new) 293976

**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:** Cheetham

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

|   |  |
|---|--|
| A connected city: world class infrastructure and connectivity to drive growth |  |
|---|--|

**Full details are in the body of the report, along with any implications for:**

Equal Opportunities Policy  
Risk Management  
Legal Considerations

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**Financial Consequences – Revenue**

None

**Financial Consequences – Capital**

None

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**Contact Officers:**

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**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 29/09/2023, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of Privilege, 5 Broughton Street, Manchester, M8 8RF in the Cheetham ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

## 2. The Application

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is Michael Samsom.
- 2.3 The description of the premises given by the applicant is: This is a brand new business venture and the site, which is currently empty, will be refurbished, with a big investment, to become a new bar.
- 2.4 The proposed designated premises supervisor is Michael Samsom.
- 2.5 **The licensable activities applied for:**

Provision of regulated entertainment (live music, recorded music, performances of dance):

Monday to Thursday 11am to 2am

Friday to Sunday 11am to 5am

Until 0500 hours on Bank Holidays, Christmas Eve and New Years Eve

The provision of regulated entertainment (live music, recorded music, performances of dance) will take place indoors.

Provision of late night refreshment:

Monday to Thursday 11pm to 2am

Friday to Sunday 11pm to 5am

Until 0500 hours on Bank Holidays, Christmas Eve and New Years Eve

The provision of late night refreshment will take place indoors.

The supply of alcohol for consumption both on and off the premises:  
 Monday to Thursday 11am to 2am  
 Friday to Sunday 11am to 5am  
 Until 0500 hours on Bank Holidays, Christmas Eve and New Years Eve

Opening hours:  
 Monday to Thursday 11am to 2.30am  
 Friday to Sunday 11am to 5.30am  
 Until 0530 hours on Bank Holidays, Christmas Eve and New Years Eve

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**.

## 3. **Relevant Representations**

3.1 A total of 2 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;

3.2 Summary of the representations:

| Party | Grounds of representation                | Recommends |
|-------|--|------------|
| GMP   | Prevention of Public Nuisance and Public | Refuse     |



|   |   |               |
|---|---|---------------|
|   | <p>Safety</p> <p>Concerned as to the detrimental effect on the mental health of people using neighbouring buildings and services.</p>   |               |
| <p><b>Licensing and Out of Hours Compliance</b></p> | <p>Prevention of Public Nuisance and Public Safety</p> <p>The nature of the area in which the premises is located – next to a charity that works with vulnerable people, with no mitigating/safeguarding conditions offered.</p> <p>The hours applied for – beyond city centre standard times and noise management.</p> | <p>Refuse</p> |

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

#### **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
- 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.

MS8 Prevent noise nuisance from the premises

## **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.**

Privilege  
 5 Broughton Street, Manchester, M8 8RF  
 Premises Licensing  
 Manchester City Council

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|                         |  |
|-------------------------|--|
| <b>PREMISE NAME:</b>    | Privilege                              |
| <b>PREMISE ADDRESS:</b> | 5 Broughton Street, Manchester, M8 8RF |
| <b>WARD:</b>            | Cheetham                               |
| <b>HEARING DATE:</b>    | 20/11/2023                             |

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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 [REDACTED]  
(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 |                   |          |               |
| <b>PRIVILEGE<br/>5 BROUGHTON STREET</b>  |                   |          |               |
| <b>Post town</b>   | <b>MANCHESTER</b> | Postcode | <b>M8 8RF</b> |

|   |              |
|---|--------------|
| Telephone number at premises (if any)   |              |
| Non-domestic rateable value of premises | <b>£8300</b> |

**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 checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual *               |                                     |                             |
| 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                                 | <input type="checkbox"/>            | please complete section (B) |
| d) a charity   | <input type="checkbox"/>            | please complete section (B) |

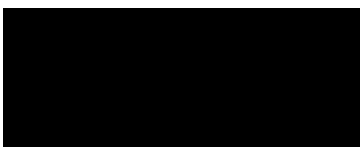
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) 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 checked="" type="checkbox"/>                         | Mrs <input type="checkbox"/> | Miss <input type="checkbox"/>                                 | Ms <input type="checkbox"/> | Other Title (for example, Rev) |  |
| Surname [REDACTED]   |                              |   | First names [REDACTED]      |                                |  |
| Date of birth [REDACTED]                                       |                              | I am 18 years old or over <input checked="" type="checkbox"/> |                             | Please tick 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]  |                             |                                |  |





**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) |  |
| <b>Surname</b>   |                              |   | <b>First names</b>          |                                |  |
| <b>Date of birth</b><br>over                                   |                              | I am 18 years old or <input type="checkbox"/> Please tick yes |                             |                                |  |
| <b>Nationality</b>   |                              |   |                             |                                |  |
| Current residential address if different from premises address |                              |   |                             |                                |  |
| Post town  |                              |   |                             | Postcode                       |  |
| <b>Daytime contact telephone number</b>                        |                              |   |                             |                                |  |
| <b>E-mail address (optional)</b>                               |                              |   |                             |                                |  |

**(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 |
|----|----|------|
| 28 | 10 | 1023 |

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)

This is a brand new business venture and the site, which is currently empty, will be refurbished, with a big investment, to become a new bar.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**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**

|   |              |               |   |          |                          |
|---|--------------|---------------|---|----------|--------------------------|
| <b>Plays</b><br>Standard days and timings (please read guidance note 7) |              |               | <b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b><br>(please read guidance note 3)  | Indoors  | <input type="checkbox"/> |
|   |              |               |   | Outdoors | <input type="checkbox"/> |
|   |              |               |   | Both     | <input type="checkbox"/> |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> | <b><u>Please give further details here</u></b> (please read guidance note 4)  |          |                          |
| Mon   |              |               |   |          |                          |
| Tue   |              |               | <b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)  |          |                          |
| Wed   |              |               |   |          |                          |
| Thur  |              |               | <b><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></b> (please read guidance note 6) |          |                          |
| Fri   |              |               |   |          |                          |
| Sat   |              |               |   |          |                          |
| Sun   |              |               |   |          |                          |

**B**

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

C

| <b>Indoor sporting events</b><br>Standard days and timings (please read guidance note 7) |       |        | <b><u>Please give further details</u></b> (please read guidance note 4)   |
|--|-------|--------|---|
| Day  | Start | Finish |   |
| Mon  |       |        |   |
|  |       |        |   |
|  |       |        |   |
| Tue  |       |        | <b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)  |
|  |       |        |   |
| Wed  |       |        | <b><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></b> (please read guidance note 6) |
|  |       |        |   |
| Thur   |       |        |   |
|  |       |        |   |
| Fri  |       |        |   |
|  |       |        |   |
| Sat  |       |        |   |
| Sun  |       |        |   |

**D**

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

## E

| Live music<br>Standard days and<br>timings (please read<br>guidance note 7) |       |        | <u>Will the performance of live music take place<br/>indoors or outdoors or both – please tick</u><br>(please read guidance note 3)  | Indoors  | <input checked="" type="checkbox"/> |
|---|-------|--------|--|----------|-------------------------------------|
|   |       |        |  | Outdoors | <input type="checkbox"/>            |
|   |       |        |  | Both     | <input type="checkbox"/>            |
| Day   | Start | Finish |  |          |                                     |
| Mon   | 1100  | 0200   | <u>Please give further details here</u> (please read guidance note 4)<br><br>OCCASIONAL LIVE MUSIC   |          |                                     |
| Tue   | 1100  | 0200   |  |          |                                     |
| Wed   | 1100  | 0200   | <u>State any seasonal variations for the performance of live music</u><br>(please read guidance note 5)<br><br>UNTIL 0500 HOURS ON BANK HOLIDAYS, CHRISTMAS<br>EVE, NEW YEARS EVE                                      |          |                                     |
| Thur  | 1100  | 0200   |  |          |                                     |
| Fri   | 1100  | 0500   | <u>Non standard timings. Where you intend to use the premises<br/>for the performance of live music at different times to those<br/>listed in the column on the left, please list</u> (please read guidance<br>note 6) |          |                                     |
| Sat   | 1100  | 0500   |  |          |                                     |
| Sun   | 1100  | 0500   |  |          |                                     |

## F

| Recorded music<br>Standard days and<br>timings (please read<br>guidance note 7) |       |        | <u>Will the playing of recorded music take place<br/>indoors or outdoors or both – please tick</u><br>(please read guidance note 3)  | Indoors  | <input checked="" type="checkbox"/> |
|---|-------|--------|--|----------|-------------------------------------|
|   |       |        |  | Outdoors | <input type="checkbox"/>            |
|   |       |        |  | Both     | <input type="checkbox"/>            |
| Day   | Start | Finish | <u>Please give further details here</u> (please read guidance note 4)  |          |                                     |
| Mon   | 1100  | 0200   |  |          |                                     |
| Tue   | 1100  | 0200   |  |          |                                     |
| Wed   | 1100  | 0200   |  |          |                                     |
| Thur  | 1100  | 0200   | UNTIL 0500 HOURS ON BANK HOLIDAYS, CHRISTMAS<br>EVE, NEW YEARS EVE   |          |                                     |
| Fri   | 1100  | 0500   | <u>Non standard timings. Where you intend to use the premises<br/>for the playing of recorded music at different times to those<br/>listed in the column on the left, please list</u> (please read guidance<br>note 6) |          |                                     |
| Sat   | 1100  | 0500   |  |          |                                     |
| Sun   | 1100  | 0500   |  |          |                                     |



## G

| Performances of dance<br>Standard days and<br>timings (please read<br>guidance note 7) |       |        | <b><u>Will the performance of dance take place<br/>indoors or outdoors or both – please tick</u></b><br>(please read guidance note 3)   | Indoors  | <input checked="" type="checkbox"/> |
|--|-------|--------|---|----------|-------------------------------------|
|  |       |        |   | Outdoors | <input type="checkbox"/>            |
|  |       |        |   | Both     | <input type="checkbox"/>            |
| Day  | Start | Finish |   |          |                                     |
| Mon  | 1100  | 0200   | <b><u>Please give further details here</u></b> (please read guidance note 4)  |          |                                     |
|  |       |        |   |          |                                     |
| Tue  | 1100  | 0200   |   |          |                                     |
|  |       |        |   |          |                                     |
| Wed  | 1100  | 0200   | <b><u>State any seasonal variations for the performance of dance</u></b><br>(please read guidance note 5)<br>UNTIL 0500 HOURS ON BANK HOLIDAYS, CHRISTMAS<br>EVE, NEW YEARS EVE                                       |          |                                     |
| Thur   | 1100  | 0200   |   |          |                                     |
| Fri  | 1100  | 0500   | <b><u>Non standard timings. Where you intend to use the premises<br/>for the performance of dance at different times to those listed in<br/>the column on the left, please list</u></b> (please read guidance note 6) |          |                                     |
| Sat  | 1100  | 0500   |   |          |                                     |
| Sun  | 1100  | 0500   |   |          |                                     |
|  |       |        |   |          |                                     |

## H

|  |       |        |  |          |                          |
|--|-------|--------|--|----------|--------------------------|
| <b>Anything of a similar description to that falling within (e), (f) or (g)</b><br>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 | <b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)   | Indoors  | <input type="checkbox"/> |
| Mon  |       |        |  | Outdoors | <input type="checkbox"/> |
|  |       |        |  | Both     | <input type="checkbox"/> |
| Tue  |       |        | <b><u>Please give further details here</u></b> (please read guidance note 4)   |          |                          |
| Wed  |       |        |  |          |                          |
| Thur   |       |        | <b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)  |          |                          |
| Fri  |       |        |  |          |                          |
| Sat  |       |        | <b><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></b> (please read guidance note 6) |          |                          |
| Sun  |       |        |  |          |                          |

## I

| Late night refreshment<br>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"/> |
|---|-------|--------|---|----------|-------------------------------------|
|   |       |        |   | Outdoors | <input type="checkbox"/>            |
|   |       |        |   | Both     | <input type="checkbox"/>            |
| Day   | Start | Finish |   |          |                                     |
| Mon   | 2300  | 0200   |   |          |                                     |
|   |       |        |   |          |                                     |
| Tue   | 2300  | 0200   |   |          |                                     |
|   |       |        |   |          |                                     |
| Wed   | 2300  | 0200   | <b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)   |          |                                     |
|   |       |        |   |          |                                     |
| Thur  | 2300  | 0200   | UNTIL 0500 HOURS ON BANK HOLIDAYS, CHRISTMAS EVE, NEW YEARS EVE   |          |                                     |
|   |       |        |   |          |                                     |
| Fri   | 2300  | 0500   | <b><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></b> (please read guidance note 6) |          |                                     |
| Sat   | 2300  | 0500   |   |          |                                     |
| Sun   | 2300  | 0500   |   |          |                                     |

**J**

|   |       |        |   |                  |                                     |
|---|-------|--------|---|------------------|-------------------------------------|
| <b>Supply of alcohol</b><br>Standard days and timings (please read guidance note 7) |       |        | <b>Will the supply of alcohol be for consumption – please tick</b> (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 | <b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)<br><br>UNTIL 0500 HOURS ON BANK HOLIDAYS, CHRISTMAS EVE, NEW YEARS EVE                                 |                  |                                     |
| Mon   | 1100  | 0200   |   |                  |                                     |
| Tue   | 1100  | 0200   |   |                  |                                     |
| Wed   | 1100  | 0200   |   |                  |                                     |
| Thur  | 1100  | 0200   |   |                  |                                     |
| Fri   | 1100  | 0500   |   |                  |                                     |
| Sat   | 1100  | 0500   |   |                  |                                     |
| Sun   | 1100  | 0500   |   |                  |                                     |
|   |       |        | <b>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</b> (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                                   |            | [REDACTED] |
| Date of birth                          |            | [REDACTED] |
| Address                                |            | [REDACTED] |
| Postcode                               | [REDACTED] |            |
| Personal licence number (if known)     |            |            |
| [REDACTED]                             |            |            |
| Issuing licensing authority (if known) |            |            |
| BIRMINGHAM                             |            |            |

□□□□

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

|   |       |        |   |
|---|-------|--------|---|
| <b>Hours premises are open to the public</b><br>Standard days and timings (please read guidance note 7) |       |        | <b>State any seasonal variations</b> (please read guidance note 5)<br><br>UNTIL 0530 HOURS ON BANK HOLIDAYS, CHRISTMAS EVE AND NEW YEARS EVE  |
| Day   | Start | Finish | <b>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</b> (please read guidance note 6) |
| Mon   | 1100  | 0230   |   |
| Tue   | 1100  | 0230   |   |
| Wed   | 1100  | 0230   |   |
| Thur  | 1100  | 0230   |   |
| Fri   | 1100  | 0530   |   |
| Sat   | 1100  | 0530   |   |
| Sun   | 1100  | 0530   |   |

**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)**

See attached

**b) The prevention of crime and disorder**

See attached

**c) Public safety**

See attached

**d) The prevention of public nuisance**

See attached

**e) The protection of children from harm**

See attached

**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. (APPLICATION SUBMITTED ELECTRONICALLY SO LICENSING AUTHORITY WILL CIRCULATE THE APPLICATION)
- 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 (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.**

|                    |  |
|--------------------|--|
| <b>Declaration</b> | <ul style="list-style-type: none"> <li>• [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).</li> <li>• 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, if appropriate (please see note 15)</li> </ul> |
| Signature          | [REDACTED]   |

|          |           |
|----------|-----------|
| Date     | 28/9/2023 |
| Capacity | Agent     |

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.



- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
  - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

**15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.

- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided. Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Licensing Act 2003

Designated Premises Supervisor – consent form

I [REDACTED]  
(full name of prospective premises supervisor)

[REDACTED]  
(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

**NEW PREMISES LICENCE APPLICATION**

by [REDACTED]  
(name of applicant)

Relating to premises licence number NEW for

PRIVILEGE, 5 BROUGHTON STREET, MANCHESTER M8 8RE  
(name and address of premises to which this application relates)

And any premises licence to be granted or varied in respect of this application made by  
[REDACTED]  
(name of applicant)

concerning the supply of alcohol at

PRIVILEGE, 5 BROUGHTON STREET, MANCHESTER M8 8RE  
(name and address of premises to which this application relates)

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

**Personal licence number** [REDACTED]

**Issuing Authority** [REDACTED]  
(name, address and telephone number of the Authority who issued the personal licence, if any)

**Signed**..... [REDACTED] .....

**Name (print)** [REDACTED]

**Date** 26/9/2023      **Date of birth** [REDACTED]

## **Application for a premises licence**

### **Privilege**

**5 Broughton Street  
Manchester M8 8RF**

### **Operating schedule / licence conditions**

This is a brand new business venture and the site, which is currently empty, will be refurbished, with a big investment, to become a new bar.

#### **Prevention of crime and disorder**

A CCTV camera system capable of providing good quality images in all lighting conditions shall be used. Images will be retained for a period of at least 28 days and be made available to Police Officers on reasonable written request for evidential purposes, in accordance with the relevant data protection legislation (currently GDPR 2018).

The CCTV recording equipment shall be kept in a secure environment under the control of the premises licence holder (PLH) and/or another named responsible individual.

There shall be sufficient members of trained staff available to be able to download or view CCTV evidence with the minimum of delay at the reasonable request of an authorised officer.

An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the Police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:

- (a) any crimes reported to the premises;
- (b) all ejections of patrons
- (c) any incidents of disorder
- (d) any faults in the CCTV system
- (f) any visit by a relevant authority or emergency service

The DPS shall ensure that a written notice of authority is kept at the premises for all staff who are involved in alcohol sales. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority.

The PLH / DPS will aim to develop and maintain good working relationships with Responsible Authorities, in particular with the Police.

No alcoholic drinks in open containers will be allowed to be taken outside

The premises shall employ SIA registered doorman at a ratio of 1-100 on Fridays, Saturdays and Sundays from 10pm until closing time. The use of doormen on other days will be considered on a risk assessed basis.

When using doorstaff, they shall be clearly identifiable as door supervisors when on duty, wearing a high visibility armband, and the PLH/DPS shall ensure that the following details for each door supervisor are entered in a register;

- a. Full name;
- b. SIA Certificate number and/or badge number:
- c. The time they began and completed their duty:
- d. The full details of any agency through which they have been allocated to work at the premises if appropriate

The register shall be kept on the premises and made available at all reasonable times to an authorised officer of the Licensing Authority or the Police.

A staff training scheme shall be used for all staff authorised to sell alcohol. The training will emphasise the importance of responsible alcohol retailing. Refresher training will be provided annually, records will be kept and be made available to responsible authorities

The premises has a zero tolerance to drugs - staff shall be vigilant, including checking the toilets, with the aim of ensuring that no drugs are being used on the premises.

### **Public safety**

A first aid kit shall be kept on site and available for use by customers

(note; the applicant is aware of the need to comply with other legislative requirements to ensure that the premises are safe for customers and staff)

### **Prevention of public nuisance**

Deliveries to the premises will be arranged so as not to cause public nuisance.

The disposal of empty bottles/waste will be carried out at times that do not to cause any public nuisance.

A prominent, clear and legible notice(s) shall be displayed at the exit asking customers to leave the premises quickly and quietly.

The DPS or another nominated manager shall be in control of the sound levels of the music / entertainment to ensure that there is no nuisance.

### **Protection of children from harm**

Challenge 25 shall be adopted. Anyone who appears to be under 25 years old who attempts to buy alcohol will be asked to prove their age by producing an acceptable form of photo ID such as a passport, photo driving licence, or PASS accredited proof of age cards.

The premises shall display clear and prominent signage advising customers of Challenge 25.

An alcohol refusals register will be kept and maintained. The register will include details of the date of the refusal, the time, and the reason(s) for refusing the sale. The register will be checked on a regular basis by the DPS and be made available for inspection.

**NOTE TO RESPONSIBLE AUTHORITIES AND INTERESTED PARTIES - IF YOU HAVE ANY QUERIES OR COMMENTS ON THESE PROPOSALS, PLEASE CONTACT [REDACTED] ON [REDACTED] TO DISCUSS FURTHER - PRIOR TO MAKING ANY REPRESENTATIONS.**



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             | Ben Moran  |
| Job Title        | Neighbourhood Compliance Team  |
| Department       | Licensing and Out of Hours Compliance Team                                   |
| Address          | Level 1, Town Hall Extension, Manchester, M60 2LA                            |
| Email Address    | <a href="mailto:ben.moran@manchester.gov.uk">ben.moran@manchester.gov.uk</a> |
| Telephone Number | 0161 234 1220  |

**Premise Details**

|                    |  |
|--------------------|--|
| Application Ref No | Ref: 293976                            |
| Name of Premises   | Privilege                              |
| Address            | 5 Broughton Street, Manchester, M8 8RF |

**Representation**

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

The Licensing and Out of Hours Team (LOOH) have assessed the likely impact of the granting of this application considering several factors, including the nature of the area in which the premise is located, the hours applied for and any potential risks that granting this application could undermine the licensing objectives. We have also utilised the Statement of Licensing Policy to help guide us in our decisions making.

The licensing Out of Hours Team have paid particular attention to Section 7 of the Statement of Licensing Policy, in particular section 7.2 which states; *In accordance with the section 182 Guidance, when setting out the steps they propose to take to promote the licensing objectives, applicants are expected to obtain sufficient information to enable them to demonstrate that they understand:*

- The layout of the local area and physical environment, including crime and disorder hotspots, proximity to residential premises, and proximity to areas where children may congregate*
- Any risk posed to the local area by the applicant's proposed licensable activities*
- Any local initiatives (for example, local crime-reduction initiatives or voluntary schemes, including local taxi-marshalling schemes, street pastors and other schemes) that may help to mitigate potential risks.*

Further inspection of the area in which the licence has been applied for has highlighted that a charity occupies the building next to the proposed site. Manchester People First is an organisation for adults with learning difficulties that are potentially vulnerable. At this location there are regular meetings and sessions working with adults across Manchester and providing an environment that supports with their needs.

Having reviewed the application I can see no reference to such a sensitive property in the immediate location with no conditions proposed that would alleviate concerns around this whether that be the impact of this premises on

theirs or any measures that the premises may adopt in relation to safeguarding.

Excluded from the application is any mention of how noise will be managed that is generated from the premises and given that the area is mainly used for commercial interests the premises will add a very different culture to the area and those who use it. Given that the application seeks to open until 05:30 as a bar there is little proposed as to how such an extended period for consumption of alcohol will be managed. The timings are excessive and extends beyond what premises in the city centre benefit from. A city centre that offers further protection than the area that has been applied for.

Given the lack of local detail or conditions offered to mitigate the concerns of Licensing Out of Hours we would recommend that this application is refused.

Recommendation: Refuse application

# GREATER MANCHESTER POLICE - REPRESENTATION

## About You

|                            |   |
|----------------------------|---|
| Name                       | <b>PC Alan Isherwood</b>  |
| Address including postcode | 1 <sup>st</sup> Floor<br>Manchester Town Hall Extension<br>Lloyd Street<br>Manchester |
| Contact Email Address      | alan.isherwood@gmp.police.uk  |
| Contact Telephone Number   | <b>0161 856 6017</b>  |

## About the Premises

|  |                                       |
|--|---------------------------------------|
| Application Reference No.                  | <b>LPA 293976</b>                     |
| Name of the Premises                       | <b>Privilege</b>                      |
| Address of the premises including postcode | 5 Broughton Street, Manchester M8 8RF |

## 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 the Prevention of Public Nuisance and Public Safety.

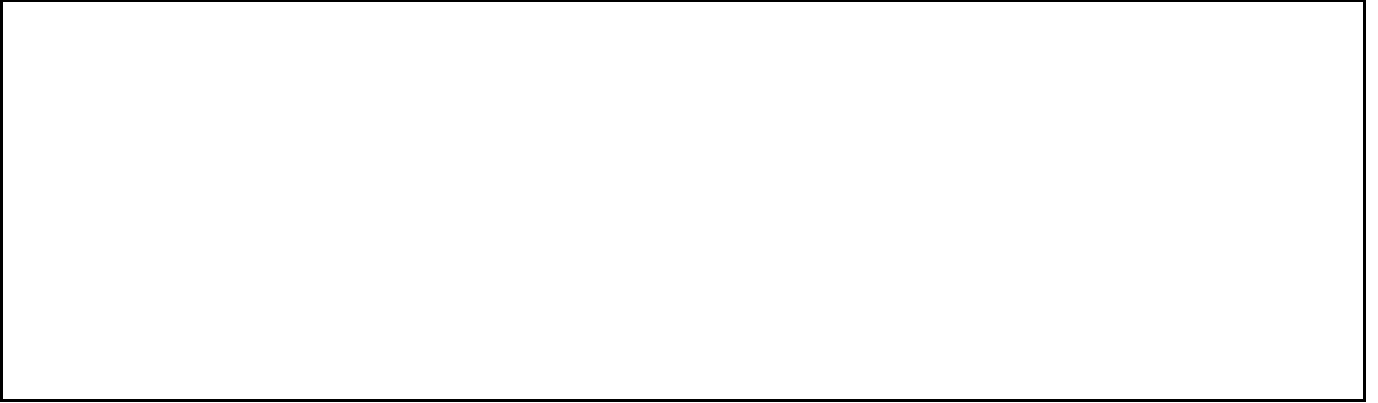
The application seeks to allow the premises to sell alcohol, provide regulated entertainment and provide late night refreshment until 2am on Monday to Thursday and until 5am Friday to Sunday with closing times 30 minutes after these times.

The premises are situated next door to a premises which houses a charity called Manchester People First which is for persons with learning difficulties, who attend at the premises and receive assistance with various things such as housing and benefits.

GMP are greatly concerned that if this premises were allowed to open as a licensed premises next door to this charity it would have a detrimental effect on the mental health of the persons attending there. They would be faced with potentially large numbers of persons attending the bar as well as the noise from the music playing inside the premises.

Therefore, GMP don't believe that the unit is a suitable location for a bar.

We therefore ask that this application is refused.



## Schedule of Licence Conditions

| Conditions consistent with the operating schedule  | Agreed | Proposed by |
|--|--------|-------------|
| <ol style="list-style-type: none"> <li>1. A CCTV camera system capable of providing good quality images in all lighting conditions shall be used. Images will be retained for a period of at least 28 days and be made available to Police Officers on reasonable written request for evidential purposes, in accordance with the relevant data protection legislation (currently GDPR 2018).</li> <li>2. The CCTV recording equipment shall be kept in a secure environment under the control of the premises licence holder (PLH) and/or another named responsible individual.</li> <li>3. There shall be sufficient members of trained staff available to be able to download or view CCTV evidence with the minimum of delay at the reasonable request of an authorised officer.</li> <li>4. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the Police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details: (a) any crimes reported to the premises; (b) all ejections of patrons (c) any incidents of disorder (d) any faults in the CCTV system (f) any visit by a relevant authority or emergency service.</li> <li>5. The DPS shall ensure that a written notice of authority is kept at the premises for all staff who are involved in alcohol sales. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority.</li> <li>6. The PLH / DPS will aim to develop and maintain good working relationships with Responsible Authorities, in particular with the Police.</li> <li>7. No alcoholic drinks in open containers will be allowed to be taken outside.</li> <li>8. The premises shall employ SIA registered doorman at a ratio of 1-100 on Fridays, Saturdays and Sundays from 10pm until closing time. The use of doormen on other days will be considered on a risk assessed basis.</li> <li>9. When using doorstaff, they shall be clearly identifiable as door supervisors when on duty, wearing a high visibility armband, and the PLH/DPS shall ensure that the following details for each door supervisor are entered in a register; (a) Full name; (b) SIA Certificate number and/or badge number; (c) The time they began and completed their duty; (d) The full details of any agency through which they have been allocated to work at the premises if appropriate.</li> <li>10. The register shall be kept on the premises and made available at all reasonable times to an authorised officer of the Licensing Authority or the Police.</li> <li>11. A staff training scheme shall be used for all staff authorised to sell alcohol. The training will emphasise the importance of responsible alcohol retailing. Refresher training will be provided annually, records will be kept and be made available to responsible authorities.</li> </ol> | N/A    | Applicant   |

## Schedule of Licence Conditions

| <p>12. The premises has a zero tolerance to drugs - staff shall be vigilant, including checking the toilets, with the aim of ensuring that no drugs are being used on the premises.</p> <p>13. A first aid kit shall be kept on site and available for use by customers. Note; the applicant is aware of the need to comply with other legislative requirements to ensure that the premises are safe for customers and staff.</p> <p>14. Deliveries to the premises will be arranged so as not to cause public nuisance.</p> <p>15. The disposal of empty bottles/waste will be carried out at times that do not cause any public nuisance.</p> <p>16. A prominent, clear and legible notice(s) shall be displayed at the exit asking customers to leave the premises quickly and quietly.</p> <p>17. The DPS or another nominated manager shall be in control of the sound levels of the music / entertainment to ensure that there is no nuisance.</p> <p>18. Challenge 25 shall be adopted. Anyone who appears to be under 25 years old who attempts to buy alcohol will be asked to prove their age by producing an acceptable form of photo ID such as a passport, photo driving licence, or PASS accredited proof of age cards.</p> <p>19. The premises shall display clear and prominent signage advising customers of Challenge 25.</p> <p>20. An alcohol refusals register will be kept and maintained. The register will include details of the date of the refusal, the time, and the reason(s) for refusing the sale. The register will be checked on a regular basis by the DPS and be made available for inspection.</p> |               |                            |
|--|---------------|----------------------------|
|  |               |                            |
| <b>Conditions proposed by objectors</b>  | <b>Agreed</b> | <b>Proposed by</b>         |
| None   | N/A           | GMP                        |
| None   | N/A           | Licensing and Out of Hours |



## Manchester City Council

### Report for Resolution

**Report To:** Licensing Subcommittee Hearing Panel – 23/10/2023

**Subject:** The Beer Studio, Bar and Kitchen, 256 Wilmslow Road, M14 6LB  
- Application reference: Premises Licence Variation 292737

**Report of:** Director of Planning, Building Control & Licensing

#### Summary

Application for the variation of a premises licence which has attracted objections.

#### Recommendations

That the Committee determine the application.

#### Wards Affected:

Fallowfield

| Manchester Strategy Outcomes  | Summary of the contribution to the strategy   |
|---|---|
| A thriving and sustainable City: supporting a diverse and distinctive economy that creates jobs and opportunities | Licensed premises provide a key role as an employer, in regeneration, and in attracting people to the city. The efficient processing of applications as well as effective decision making in respect of them, plays an essential role in enabling businesses to thrive and maximise contribution to the economy of the region and sub-region. |
| A highly skilled city: world class and home grown talent sustaining the city's economic success                   | An effective Licensing Policy and implementation 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

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#### **Financial Consequences – Revenue**

None

#### **Financial Consequences – Capital**

None

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#### **Contact Officers:**

Name: Fraser Swift  
Position: Principal Licensing Officer  
Telephone: 0161 234 1176  
E-mail: [fraser.swift@manchester.gov.uk](mailto:fraser.swift@manchester.gov.uk)

Name: Helen Howden  
Position: Technical Licensing Officer  
Telephone: 0161 234 4294  
E-mail: [premises.licensing@manchester.gov.uk](mailto: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.
- Any further documentary submissions by any party to the hearing

## **1. Introduction**

- 1.1 On 24/08/2023, an application for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 was made in respect of The Beer Studio, Bar and Kitchen, 256 Wilmslow Road, Manchester, M14 6LB in the Fallowfield ward of Manchester. A location map 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. Current Licence**

- 2.1 The premises licence holder is Hydes Brewery Limited and a copy of the current licence is attached at **Appendix 2**.

## **3. The Application**

- 3.1 A copy of the application is attached at **Appendix 3**.

- 3.2 The variation asks to:

To remove all the conditions in Annex 2 and the condition in Annex 3, and to replace with more appropriate conditions where necessary.

To remove the permitted occupancy (converted from PEL): 200 persons.

The proposed new conditions are included at **Appendix 5** – Schedule of Conditions. The application does not ask to change the licensable activities or the times permitted by this licence.

- 3.2.1 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.
- 3.2.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 3**.

### 3.3 **Activities unsuitable for children**

3.3.1 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.

### 3.4 **Steps to promote the licensing objectives**

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

3.4.2 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 5**.

## 4. **Relevant Representations**

4.1 A total of **5** relevant representations were received in respect of the application (**Appendix 4**). The personal details of all members of the public have been redacted. Original copies of these representation will be available to the Committee at the hearing.

#### Responsible Authorities:

- WITHDRAWN REPRESENTATION from  
MCC Licensing and Out of Hours Compliance Team (withdrawn 18/10/23)

#### Other Persons:

- Resident group x 1
- Individual resident x 4

| Party  | Grounds of representation   | Recom-<br>mends       |
|--|---|-----------------------|
| <b>Licensing and Out of Hours Compliance</b> | <p>The representation made by LOOH proposed a number of conditions.</p> <p>The representation states that the conditions within it had been agreed with the applicant, however this was not the case. The applicant proposed amendments to the conditions which were later agreed to by LOOH.</p> <p>Discussions regarding the conditions is included in Appendix 4 – Representations. The finalised, agreed conditions are included in full in Appendix 5 - Schedule of Conditions. The agreed conditions are to be added to the licence in addition to those in the operating schedule.</p> | Grant with conditions |

|             |   |        |
|-------------|---|--------|
| <b>RES1</b> | <p>This representation raises concerns “especially in relation to public nuisance and public safety”.</p> <p>RES1 considers that the conditions requested to be removed are appropriate and necessary, and that the “suggested replacement conditions are vague and general”.</p> <p>The representation gives details of events at the premises, one described as “an end of term earth shattering rave”. Flyers for similar events are presented, and the comment made that “The night and day economy from such premises causes huge distress to residents in our group and many other residents who suffer and don't know how to make their concerns heard because they are not in a residents group”.</p> <p>The representation concludes that “the need to have very strict conditions on all licensed premises in this area is paramount to protect residents in this suburb from noise and anti social behaviour”. The committee is urged to refuse removal of conditions.</p> <p>The applicant’s request to remove the capacity limit is also questioned – residents would wish to see a reduction in capacity.</p> | Refuse |
| <b>RES2</b> | <p>This resident strongly objects to the request to remove conditions, commenting that “my home area is being overrun by businesses that only cater to the transient student community. Lifting the condition will surely increase the noise issues to neighbours and the church nearby. Potentially later opening hours will in increase the litter and rubbish that already blights our neighbourhood”.</p>   | Refuse |
| <b>RES3</b> | <p>This resident objects to the removal of conditions, which “help keep the public safe and deter an unacceptable noise level and anti-social behaviour”. The resident cites existing issues in the area arising from licensed premises, and refers to a flyer received by residents, commenting that this “appears to be connected to the above premises, is encouraging noisy parties by hiring out amplifiers. This shows no respect to local residents by the owners”</p>   | Refuse |

|             |  |        |
|-------------|--|--------|
| <b>RES4</b> | This resident objects to the removal of conditions and considers that “the licensing objectives of public safety and public nuisance would be undermined if these conditions are removed”. The resident urges the panel to “consider the needs of ordinary people in this residential area and refuse this application. We have the right to live in a place where we can work and sleep well - if not this undermines our wellbeing, our physical and mental health”.   | Refuse |
| <b>RES5</b> | This resident supports the representation made by Fallowfield and Withington Community Guardians and considers the current conditions necessary, stating “They will ensure the safety of its young drinkers and prevent the undermining of the Licensing Objectives”. To back this up, the resident includes a number of emails that he/she sent to the Out of Hours Compliance team, reporting incidents in the area that gave rise to concerns about nuisance and public safety – with descriptions such as “unpleasant uneasy atmosphere” and “Noisy group disturbances by such groups - sometimes intimidating”. The resident has also made contact with this licensed premises. | Refuse |

- 4.2 The conditions agreed with LOOH are set out in the Schedule of Conditions at **Appendix 5**. No conditions have been proposed by any other objector.
- 4.3 An agreement on conditions has been reached with LOOH. The conditions that have been agreed are not those originally proposed, but as amended by the applicant. LOOH agreed to the applicant’s amendments on 18/11/2023.
- 4.4 The conditions contained within the LOOH representation were mistakenly circulated by email to all objectors on 12/10/2023, asking whether these conditions satisfied their concerns. All representations except for RES2 were subsequently withdrawn.
- 4.5 When it came to light that the original LOOH conditions had not been agreed, a second email was sent to objectors notifying them of this error and that all representations still stand.
- 4.6 The finalised agreed conditions with LOOH were circulated to objectors on 18/10/2023.
- 4.7 The emails referred to in paras 4.4, 4.5 and 4.6 are included at **Appendix 6**. Any further correspondence will be provided to the Panel

## **5. Key Policies and Considerations**

### **5.1 Legal Considerations**

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

### **5.2 New Information**

5.2.1 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.

### **5.3 Hearsay Evidence**

5.3.1 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.

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

5.4.1 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.

5.4.2 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.

5.4.3 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.

### **5.5 Manchester Statement of Licensing Policy**

5.5.1 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.

5.5.2 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.

5.5.3 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.

5.5.4 Relevant to this application and the grounds of the representations made, the Panel are recommended to have regard to the following sections of the Policy:

***Section 5: Special Policy Area***

The premises is located within the following special policy area:

Fallowfield and Wilmslow Road

The effect of the Special Policy is that the Council will refuse applications for a new Premises Licence or Club Premises Certificate, or variation of an existing licence or certificate, whenever it receives relevant representation, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact already being experienced. In relation to variations, this includes any variation that seeks to add a licensable activity, increase the capacity/size of a licensed premises, or extend the hours for licensable activities, but will usually exclude minor variations.

***Section 6: What we aim to encourage***

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

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



### **Section 7: Local factors**

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

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

- 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
- Proximity to sensitive uses
- 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.

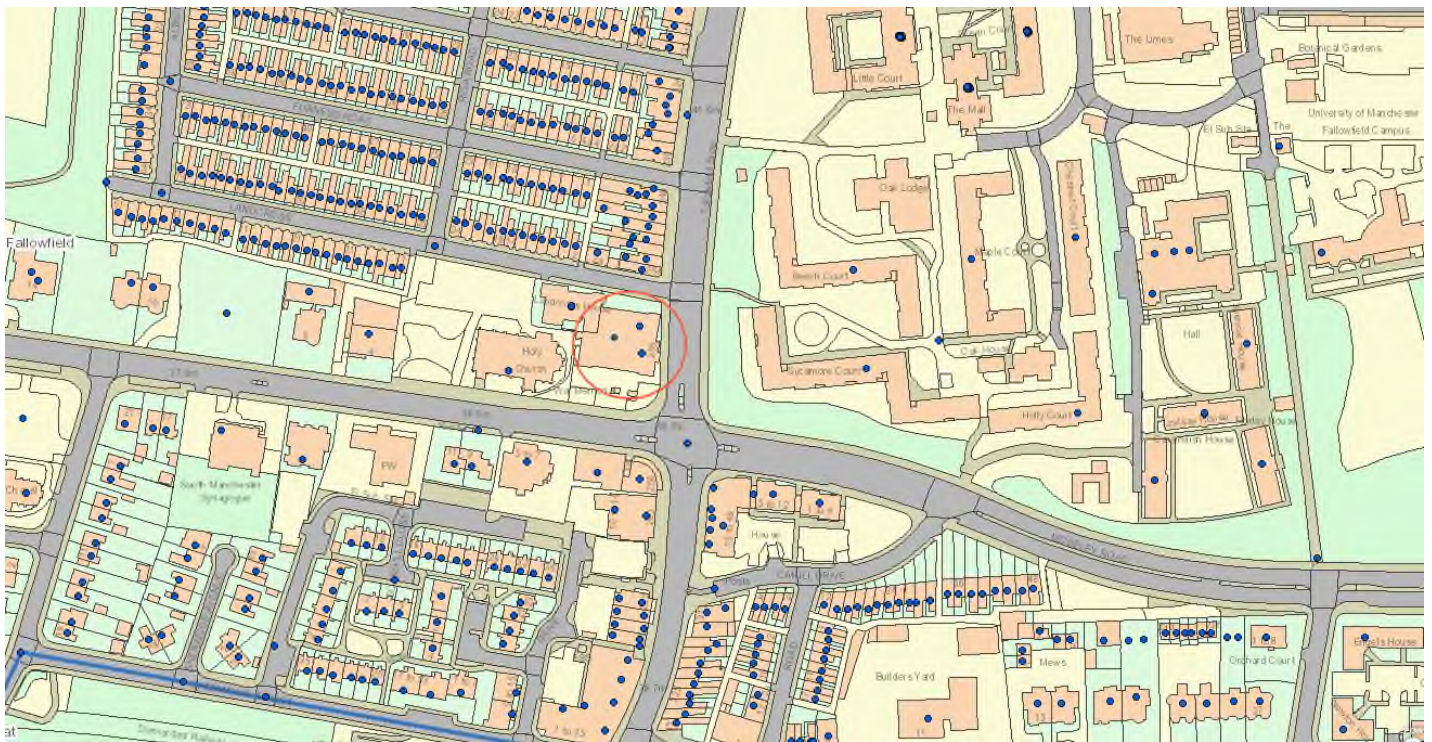
- |      |  |
|------|--|
| MS2  | Effective general management of the premises   |
| MS7  | Maintain a safe capacity   |
| MS8  | Prevent noise nuisance from the premises   |
| MS9  | Effectively manage exterior spaces (e.g. beer gardens, smoking areas, table and chair areas on the highway)  |
| MS10 | 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 |

## 6. **Conclusion**

- 6.1 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.
- 6.2 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.
- 6.3 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 the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate;
  - b) To reject the whole or part of the application
- 6.4 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.
- 6.5 However, conditions should not be imposed on a licence which are unrelated to the variation sought.
- 6.6 All licensing determinations should be considered on the individual merits of the application.
- 6.7 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.
- 6.8 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.
- 6.9 **The Panel is asked to determine the application.**

The Beer Studio, Bar and Kitchen  
 256 Wilmslow Road, Manchester, M14 6LB  
 Premises Licensing  
 Manchester City Council

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|                         |  |
|-------------------------|--|
| <b>PREMISE NAME:</b>    | The Beer Studio, Bar and Kitchen       |
| <b>PREMISE ADDRESS:</b> | 256 Wilmslow Road, Manchester, M14 6LB |
| <b>WARD:</b>            | Fallowfield                            |
| <b>HEARING DATE:</b>    | 23/10/2023                             |

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# MANCHESTER CITY COUNCIL

## LICENSING ACT 2003 PREMISES LICENCE

|                         |                              |
|-------------------------|------------------------------|
| Premises licence number | 097225                       |
| Granted                 | 08/09/2005                   |
| Latest version          | Change in details 08/08/2023 |

### Part 1 - Premises details

|   |
|---|
| Name and address of premises  |
| <b>The Beer Studio, Bar and Kitchen</b><br>256 Wilmslow Road, Manchester, M14 6LB |
| Telephone number  |
| 0161 249 0271   |

|   |
|---|
| Licensable activities authorised by the licence   |
| <ol style="list-style-type: none"> <li>1. The sale by retail of alcohol*.</li> <li>2. The provision of regulated entertainment, limited to: <ul style="list-style-type: none"> <li>Exhibition of films;</li> <li>Indoor sporting events;</li> <li>Live music;</li> <li>Recorded music;</li> <li>Performances of dance;</li> </ul> </li> <li>3. The provision of late night refreshment.</li> </ol> <p>Permitted Occupancy<br/>(converted from Public Entertainment Licence) :           200 persons</p> <p>* All references in this licence to "sale of alcohol" are to sale by retail.</p> |

The times the licence authorises the carrying out of licensable activities

**Sale by retail of alcohol**

**Standard timings**

| Day    | Mon  | Tue  | Wed  | Thu  | Fri  | Sat  | Sun  |
|--------|------|------|------|------|------|------|------|
| Start  | 1000 | 1000 | 1000 | 1000 | 1000 | 1000 | 1000 |
| Finish | 0100 | 0100 | 0100 | 0100 | 0100 | 0100 | 0030 |

The sale of alcohol is licensed for consumption both on and off the premises.

Seasonal variations and Non standard Timings:

The standard terminal hour shall be extended by 1 hour on each of the following days:

1<sup>st</sup> Jan, Valentine's Night, Burns Night, 1<sup>st</sup> Mar, Easter Sunday, Easter Monday  
May Bank Holiday Monday (both), August Bank Holiday Monday, Halloween

The standard terminal hour shall be extended by 2 hours on each of the following days:

17<sup>th</sup> Mar, Sunday immediately preceding the Bank Holiday Monday (May (both) and August)  
Christmas Eve, Boxing Day, 27<sup>th</sup> Dec, 28<sup>th</sup> Dec, 30<sup>th</sup> Dec

On the day British Summer Time commences: Where the standard permitted terminal hour is 0200 or later on the morning that British Summer Time comes into effect, one additional hour following the terminal hour.

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

**Recorded music**

**Standard timings**

| Day    | Mon  | Tue  | Wed  | Thu  | Fri  | Sat  | Sun  |
|--------|------|------|------|------|------|------|------|
| Start  | 0000 | 0000 | 0000 | 0000 | 0000 | 0000 | 0000 |
| Finish | -    | -    | -    | -    | -    | -    | 1000 |
| Start  | -    | -    | -    | -    | -    | -    | 1200 |
| Finish | 2400 | 2400 | 2400 | 2400 | 2400 | 2400 | 2400 |

Licensed to take place indoors only.

Seasonal variations and Non standard Timings: None

Performance of plays; Exhibition of films; Indoor sporting events; Boxing or wrestling entertainments; Live music; Recorded music; Performances of dance; Anything similar to live music, recorded music or the performance of dance

**Standard timings**

| Day    | Mon  | Tue  | Wed  | Thu  | Fri  | Sat  | Sun  |
|--------|------|------|------|------|------|------|------|
| Start  | 1000 | 1000 | 1000 | 1000 | 1000 | 1000 | 1000 |
| Finish | 0100 | 0100 | 0100 | 0100 | 0100 | 0100 | 0030 |

Licensed to take place indoors only.

Seasonal variations and Non standard Timings:

The standard terminal hour shall be extended by 1 hour on each of the following days:

1<sup>st</sup> Jan, Valentine's Night, Burns Night, 1<sup>st</sup> Mar, Easter Sunday, Easter Monday  
May Bank Holiday Monday (both), August Bank Holiday Monday, Halloween

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Christmas Eve, Boxing Day, 27<sup>th</sup> Dec, 28<sup>th</sup> Dec, 30<sup>th</sup> Dec

On the day British Summer Time commences: Where the standard permitted terminal hour is 0200 or later on the morning that British Summer Time comes into effect, one additional hour following the terminal hour.

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

**Provision of late night refreshment**

**Standard timings**

| Day    | Mon  | Tue  | Wed  | Thu  | Fri  | Sat  | Sun  |
|--------|------|------|------|------|------|------|------|
| Start  | 2300 | 2300 | 2300 | 2300 | 2300 | 2300 | 2300 |
| Finish | 0100 | 0100 | 0100 | 0100 | 0100 | 0100 | 0030 |

Licensed to take place both indoors and outdoors.

Seasonal variations and Non standard Timings:

The standard terminal hour shall be extended by 1 hour on each of the following days:

1<sup>st</sup> Jan, Valentine's Night, Burns Night, 1<sup>st</sup> Mar, Easter Sunday, Easter Monday  
May Bank Holiday Monday (both), August Bank Holiday Monday, Halloween

The standard terminal hour shall be extended by 2 hours on each of the following days:

17<sup>th</sup> Mar, Sunday immediately preceding the Bank Holiday Monday (May (both) and August)  
Christmas Eve, Boxing Day, 27<sup>th</sup> Dec, 28<sup>th</sup> Dec, 30<sup>th</sup> Dec

On the day British Summer Time commences: Where the standard permitted terminal hour is 0200 or later on the morning that British Summer Time comes into effect, one additional hour following the terminal hour.

New Year: Start 2300 Finish 0500

| Hours premises are open to the public |      |      |      |      |      |      |      |
|---------------------------------------|------|------|------|------|------|------|------|
| Standard timings                      |      |      |      |      |      |      |      |
| Day                                   | Mon  | Tue  | Wed  | Thu  | Fri  | Sat  | Sun  |
| Start                                 | 1000 | 1000 | 1000 | 1000 | 1000 | 1000 | 1000 |
| Finish                                | 0130 | 0130 | 0130 | 0130 | 0130 | 0130 | 0100 |

Seasonal variations and Non standard Timings:  
The standard terminal hour shall be extended by 1 hour on each of the following days:  
 1<sup>st</sup> Jan, Valentine's Night, Burns Night, 1<sup>st</sup> Mar, Easter Sunday, Easter Monday  
 May Bank Holiday Monday (both), August Bank Holiday Monday, Halloween  
The standard terminal hour shall be extended by 2 hours on each of the following days:  
 17<sup>th</sup> Mar, Sunday immediately preceding the Bank Holiday Monday (May (both) and August)  
 Christmas Eve, Boxing Day, 27<sup>th</sup> Dec, 28<sup>th</sup> Dec, 30<sup>th</sup> Dec  
On the day British Summer Time commences: Where the standard permitted terminal hour is 0200 or later on the morning that British Summer Time comes into effect, one additional hour following the terminal hour.  
New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day

## Part 2

| Details of premises licence holder |   |
|------------------------------------|---|
| Name:                              | Hydes Brewery Ltd                                   |
| Address:                           | The Beer Studio, 30 Kansas Avenue, Salford, M50 2GL |
| Registered number:                 | 00126186  |

| Details of designated premises supervisor where the premises licence authorises for the supply of alcohol |                         |
|---|-------------------------|
| Name:   | Joanne McCann           |
| Address:  | REDACTED                |
| Personal Licence number:  | 049748                  |
| Issuing Authority:  | Manchester City Council |

| Annex 1 – Mandatory conditions   |  |
|--|--|
| Door Supervisors   |  |
| <p>1. Only individuals licensed by the Security Industry Authority shall be used at the premises to undertake security activities, which include guarding against: -</p> <p>(a) Unauthorised access or occupation (e.g. through door supervision),</p> <p>(b) Outbreaks of disorder, or</p> <p>(c) Damage,</p> <p>unless otherwise entitled by virtue of section 4 of the Private Security Industry Act 2001 to carry out such activities.</p> |  |
| Supply of alcohol  |  |
| <p>2. No supply of alcohol may be made under this premises licence:</p> <p>(a) At a time when there is no designated premises supervisor in respect of the premises licence or,</p>  |  |



- (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
- (a) a holographic mark, or
- (b) an ultraviolet feature.
5. (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price, which is less than the permitted price.
- (2) For the purposes of the condition set out in (1) above–
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
- (b) “permitted price” is the price found by applying the formula–
- $$P = D + (D \times V)$$
- where –
- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer

to prevent the supply in question; and

(e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price given by paragraph (2)(b) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(4) (a) Sub-paragraph (4)(b) applies where the permitted price given by paragraph (2)(b) on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(b) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

6. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

7. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
8. The responsible person must ensure that –
  - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold the customer is made aware that these measures are available.

For the purposes of conditions 6, 7 and 8 above, a responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

#### Exhibition of films

9. The admission of children under the age of 18 to film exhibitions permitted under the terms of this certificate shall be restricted in accordance with any recommendations made:
  - (a) by the British Board of Film Classification (BBFC) where the film has been classified by that Board, or
  - (b) by the Licensing Authority where no classification certificate has been granted by the BBFC, or where the licensing authority has notified the club which holds the certificate that section 20 (3) (b) (74 (3)(b) for clubs) of the Licensing Act 2003 applies to the film.

1. The Licensee, or some responsible person over the age of 21 years, nominated by the Licensee in writing, shall be in charge and be present upon the licensed premises during the whole of the time that they are open for the purpose of this licence.
2. The Licensee shall inform the Council immediately in writing of any such nomination.
3. The Licensee shall ensure that a notice is conspicuously displayed at the entrance of the premises indicating the maximum number of persons allowed entry under the conditions of the licence.
4. All employees and attendants shall have allotted to them specific duties in the event of emergency and particulars of such duties shall be notified to them in writing.
5. The fire fighting equipment shall be in the charge of a person who has been trained in its use, and that person, or some other suitable person deputised to be in charge of the fire fighting equipment, shall be present whenever the premises are in use for the purpose of this licence, and also for such period before and after the use of the premises, as may be necessary to check that the fire fighting equipment is in order.
6. The staff should be instructed and trained in fire routines including evacuation procedures.
7. Fire routines and evacuation procedures should be exercised at least once every calendar month and the holding of such event shall be recorded in a log book kept solely for that purpose and signed by the Licensee. The log book must be kept available at all times for inspection by a duly authorised Officer of the Council.
8. The Licensee shall maintain good order in the premises.
9. The Licence holder shall ensure that noise shall not emanate from the Licensed premises such as to cause persons in the neighbourhood to be unreasonably disturbed. Any form of amplification shall be so controlled by the licensee so as to prevent such a disturbance.
10. The Licence holder shall at all times ensure that persons on or leaving the licensed premises conduct themselves in an orderly manner and do not in any way cause annoyance to residents and/or persons passing by.
11. The licence holder shall take all reasonable steps to ensure that persons leaving licensed premises and using adjacent car parks and highways do not conduct themselves in a manner so as to cause annoyance to residents and/or persons passing by.
12. Whilst the premises are being used for public entertainment, drunkenness or other disorderly conduct shall not be permitted. In case any disorderly conduct should occur, the Licensee shall assist in the capture, expulsion and conviction of the offender.
13. In circumstances deemed appropriate the Council may impose a condition that the licence holder shall not permit any person to be admitted to the premises after a specific hour on various days of the week.
14. Nothing shall be done, recited, sung exhibited, or performed, and no dancing shall be permitted which is licentious, indecent, profane, improper or of a suggestive nature, or is likely to cause a breach of the peace (for the avoidance of doubt this condition prohibits the performance of strip-tease or similar dancing).
15. Drunkenness or other disorderly conduct shall not be permitted nor shall reputed

prostitutes, thieves or other persons of notoriously bad character be knowingly allowed to forgather and assemble on the said licensed premises.

16. No unlawful gaming or betting shall be allowed on the said licensed premises.
17. No exhibition, demonstration or performance of hypnotism shall be given on any person at the premises except with the express consent of the City Council and in accordance with any conditions attached to such consent.
18. Application for consent shall be made, and a detailed description of the proposed exhibition furnished, to the Chief Executive's Licensing Unit, not less than twenty-one days before the day on which the exhibition is to be given and notice of such a application shall immediately be given to the Chief Officer of Police.
19. No entertainments likely to present special risks shall be presented unless prior consent in writing has been given by the Council.
20. The foregoing condition includes the use of:
  - Flammable or explosive substance
  - Pyrotechnics
  - Laser beams
  - Naked flame
  - Dangerous animals
21. No person shall be refused admission to the premises on the grounds of sex, sexual orientation, colour, race, religion or ethnic or national origin.
22. No glassware in the form of open bottles or glassware must be taken in or off the premises.
23. Licensees, when doorstaff are in attendance, must ensure that all glassware is removed from patrons entering or leaving the licensed area and subsequently safely disposed of.
24. Licensees, when doorstaff are not in attendance, must ensure that secure receptacles are provided at all entrances and exits for glassware to be deposited by patrons entering or leaving the licensed area.
25. Licensees must display prominent notices advising patrons of this condition.
26. Where the Licensee or his employer engages any persons at or about the entertainment premises in the capacity of security staff the Licensee shall maintain a log in a form approved by the Council, showing in respect of each period of duty of that person:
  - (i.) the name, date of birth and residential address of that person.
  - (ii.) the time at which he / she commenced that period of duty with a signed acknowledgement by that person.
  - (iii.) the time at which he / she finished the period of duty with a signed acknowledgement by that person.
  - (iv.) any times during the period of duty when he / she was not on duty.
  - (v.) if that person is not an employee of the Licensee or his / her employer, the name of the person by whom that security person is employed or through whom the services of that person were engaged.

27. The log shall be so kept that it can be readily inspected at any reasonable time by an authorised Officer of the Council or a Police Officer and, once a log has been completed, it must be retained on the premises for at least 12 months.
28. A Licensee, when requested, shall identify by name those persons employed by him to a Police Officer or other authorised Officer.
29. The Licensee shall ensure all security staff are given adequate oral and written instruction.
30. The licensed premises shall be provided with an adequate number of exits clearly indicated and so placed and maintained so as to readily afford the audience ample means of safe egress.
31. The means of ingress and egress and the passages and gangways are to be kept clear and unobstructed during the whole time that the licensed premises are used for the purpose of this licence.
32. Emergency doors must not be fitted with any securing device other than an approved type of panic bolt fitting. This must be so maintained that horizontal pressure on the cross bars, which must be placed at a height of 900mm measured from the bottom of the door, will open the door(s)
33. Doors not in normal use, which are regarded as emergency exits, should be fitted with an alarm which is activated when they are opened. The alarm should be inaudible in public areas and should sound in an area permanently manned by management/staff whilst the premises are occupied. Also, the alarms must be distinguishable from any fire alarm within.
34. The legend, in block letters, not less than 100mm in height "PUSH BAR TO OPEN" must be displayed on every emergency door.
35. Doors and openings other than exits must be suitably and clearly marked "PRIVATE", or have notices fixed on or over them indicating the use of portions of the premises to which they give access.
36. Security shutters which are fitted on the outside of entrances and exit doors must be fitted with a suitable locking mechanism to enable the shutters to be locked in the open position whilst the public are present and which will prevent the shutters being either accidentally or deliberately closed whilst persons are on the premises, thereby rendering the exit door unusable. A suitable warning notice to that effect must be displayed.
37. All interior and exterior passages, gangways, staircases and steps leading to exits must be adequately lit whenever the premises are in use for the purposes of this licence.
38. Unless the Council otherwise agrees in writing, adequate and suitable emergency lighting must be provided in the premises and maintained to the satisfaction of the City Architect and must be illuminated whenever the premises are in use for the purpose of this licence.
39. Notices giving instructions on how to call the Greater Manchester County Fire Service must be prominently displayed adjacent to any commercial telephones in the premises.
40. Any outbreaks of fire, however small, must be reported immediately to the Greater

Manchester County Fire Service.

41. An adequate number of suitable and efficient fire fighting appliances shall be installed and maintained in the said licensed premises to the satisfaction of the City Architect and a record of such maintenance is to be attached or fixed to each appliance.
42. Storage of necessary combustible material shall be in a locked fire resistant enclosure in such a position as may be approved by the City Architect.
43. If it appears to the inspecting Officers that the use of a product, material, fabric or finish might assist the spread of fire in the premises, then the City Council may require such product, material fabric or finish to be replaced or to be treated in such a manner as to reduce this risk.
44. No drapery or scenery other than permanent curtains and drapery of heavy and not readily flammable materials shall be permitted. Any other curtain or drapery material shall be rendered fire resistant.
45. No decorations, artificial flowers or similar displays of a combustible or flammable nature shall be provided on the premises without the written consent of the City Council.
46. The Licensee shall ensure that at no time in any part of the premises there be allowed real flame whether part of the entertainment or not unless prior consent in writing has been given by the Council. This rule shall not prohibit approved heating or lighting installations or smoking provided that suitable precautions have been taken against the risk of fire.
47. Except with the consent of the City Council explosives, toxic, hazardous or highly flammable substances (including liquid petroleum gas) shall not be brought onto or used on the premises.
48. Whenever possible, upholstered furniture shall be covered in a suitably flameproof fabric whether the furniture is new or by way of replacement or repair.
49. All stoves, open fires, and other heating appliances shall form an integral part of the structure and shall be efficiently and effectively fixed and guarded. On no account shall any type of portable heating appliances be introduced onto the premises.
50. All mats or other floor coverings, where used, shall be secured so as not to be in any way liable to rucking or a source of danger to persons using the premises and any drapings used in the auditorium shall be so hung as to prevent trailing on the floor.
51. On all steps and staircases the edges of the tread must be clearly defined so as to be conspicuous.
52. All parts of the premises and all fittings and apparatus therein, including seating, door fastenings and notices, and the lighting, heating, electrical and other installations must be maintained at all times in good order and condition to the satisfaction of the Council.
53. The hanging of curtains over doorways shall be permitted provided that such curtains:
  - (i.) be made to part at the centre while being secured at their sides.
  - (ii.) hang clear of the floor by at least 50mm and be easily movable on their fittings.
  - (iii.) be of a material which is not readily combustible, and be so hung as not to conceal any notices indicating the purpose of the door.
54. The arrangements for ventilation in all parts of the premises shall be maintained at all

times in good order and condition.

55. All damaged or defective furniture shall be replaced immediately or taken out of use and stored in an area to which the public do not have access.
56. A duly authorised officer of the City Council, a Police Constable or a member of the Greater Manchester Council Fire Service shall, at all times, have free access to the premises for the purpose of ensuring compliance of the conditions of this licence.
57. Accompanied by a representative of the City Architect, an appropriately qualified representative of the Licensee must, not less than every five years, or at such times as when decoration takes place, carry out an inspection and examination of the building and every place used for the purpose of the licence and shall report in writing to the City Architect as to the suitability of the premises within 7 days of the date of the inspection.
58. The electrical installations must comply with any applicable rules and regulations affecting the use of electricity for the time being in force. All electrical installation shall be inspected once a year by one of the following: (a) a chartered electrical engineer; or (b) a member of the Electrical Contractor's Association; or (c) a certificate holder of the National Inspection Council for Electrical Installation Contracting; or (d) the local Electricity Board appointed by or on behalf of the Licensee of the premises.
59. A certificate, on the prescribed form, stating the condition of the general electrical and emergency lighting installations installed at the premises shall be forwarded to the Chief Executive's Licensing Unit, forming part of the application submission. Such certification shall relate to an inspection of the installation carried out not more than 8 weeks before the expiry of the current licence.
60. Alterations or additions, either permanent or temporary, to the structure, lighting, heating or other installations or to be the approved seating gangways or any other arrangements in the premises must not be made except with the prior written approval of the City Council.
61. Any material used as a wall or ceiling lining or as a suspended ceiling shall be to the Council's satisfaction and shall be fixed or supported in such a manner as may be approved by the Council.
62. The manner in which seating in the premises shall be arranged and, if chairs and other separate seats are used, the manner in which these shall be secured to the floor or to each other if necessary, and the minimum distance to be allowed between rows of seats shall, at all times, be to the satisfaction of the City Architect.
63. In all such premises where it is deemed necessary by the City Architect in writing a diagrammatic plan showing clearly the escape routes and the seating pattern shall be publicly displayed.
64. Where practicable, continuous and uninterrupted hand-rails to all staircases must be fixed at a height above the nosings of the steps of 840mm, these handrails must not project more than 75mm over the width of the stairway.
65. The open side of any staircase must be protected with a securely fixed balustrade, railing or wall extending to a minimum height of 1.1m above the nosings of the steps in addition to the provision of a handrail at the required height of 840mm.
66. Any spaces contained between the embers forming the balustrade or railing shall not exceed 125mm.
67. Sanitary accommodation with adequate appliances and appropriate water supply



must be provided appropriate to the capacity of the premises and in accordance with the statutory scales of provision and be maintained at all times in good order and condition.

68. Appliances for cooking must only be installed in rooms or enclosures specially approved by the Council and suitable arrangements must be made for the proper discharge of products of combustion and cooking fumes without nuisance into the open air.
69. If the name of the premises or establishment is changed, the Licensee shall, within seven days of such a change, give notice thereof to the City Council in writing.
70. The Licensee, that is the person in whose name the licence is granted, shall be fully and totally responsible for the carrying out of each and every one of these terms and conditions and the safety of persons and employees on the premises in the event of an emergency.
71. Permitted Occupancy: 200 persons (Ground Floor)
72. The maximum numbers of persons allowed to be present in the premises at any one time shall be 200. Overcrowding in such a manner as to endanger the safety of persons present or to cause undue interference with their comfort must not be allowed in any part of the premises. No persons other than official stewards or other staff on duty at the premises shall be permitted to stand in any passage, gangway or staircase leading to an exit from the premises so as to obstruct means of egress.
73. All external windows and doors should be kept closed after 2300 hours, except for emergency (fire doors) and access / egress (non fire doors).
74. No external speakers shall be operated from the premises.
75. Door supervisors shall be employed as deemed appropriate by the Premises Licence holder taking into account any advice issued by the Police.
76. The Designated Premises Supervisor or nominated member of staff shall actively participate in and support the local Pubwatch scheme (where active).
77. On any day text and/or radio pagers are in use, once deployed they shall be used until the terminal hour the premises is open to the public.
78. Any CCTV system shall be operated during all hours the premises is open to the public.
79. There shall be no alcohol promotions that encourage illegal, irresponsible or immoderate consumption in accordance with any company guidelines.
80. The premises shall operate an internal health and safety due diligence and incident reporting system.
81. Reasonable steps shall be taken to recognize the rights of local residents and to encourage customers to leave the premises quietly.
82. Managers shall liaise with local neighbours and resolve any reasonable concerns in accordance with any company guidelines.
83. The manager and staff shall be briefed in the importance of their responsibilities in ensuring customers who are attempting to buy alcohol are over 18.
84. (1) No adult entertainment (paid for by the Company of a nude physical nature) is permitted at these premises. (2) Any children under 16 remain the responsibility of the accompanying adult when using the premises and / or exterior area. (3) Staff are not allowed to be in sole supervision of children which remains the responsibility of the

accompanying adult at all times.

Annex 3 – Conditions attached after hearing by the licensing authority

1. There shall be no music played at the premises on Sundays between the hours of 1000 and 1200.

Annex 4 – Plans

See attached

MCC Public Register Copy

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

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## Application to vary a premises licence 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 Hydes Brewery Limited  
*(Insert name(s) of applicant)*

**being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below**

|                                |
|--------------------------------|
| <b>Premises licence number</b> |
|--------------------------------|

|        |
|--------|
| 097225 |
|--------|

### Part 1 – Premises Details

|   |
|---|
| Postal address of premises or, if none, ordnance survey map reference or description<br>The Beer Studio, Bar & Kitchen<br>256 Wilmslow Road |
|---|

|           |            |          |         |
|-----------|------------|----------|---------|
| Post town | Manchester | Postcode | M14 6LB |
|-----------|------------|----------|---------|

|                                       |  |
|---------------------------------------|--|
| Telephone number at premises (if any) |  |
|---------------------------------------|--|

|   |            |
|---|------------|
| Non-domestic rateable value of premises | £12,500.00 |
|---|------------|

### Part 2 – Applicant details

|                                  |  |
|----------------------------------|--|
| Daytime contact telephone number |  |
|----------------------------------|--|

|                           |  |
|---------------------------|--|
| E-mail address (optional) |  |
|---------------------------|--|

|   |  |
|---|--|
| Current postal address if different from premises address |  |
|---|--|

|           |  |          |  |
|-----------|--|----------|--|
| Post town |  | Postcode |  |
|-----------|--|----------|--|

**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

If not, from what date do you want the variation to take effect?

| DD                   | MM                   | YYYY                 |
|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

**Please describe briefly the nature of the proposed variation (Please see guidance note 1)**

To remove all the conditions in Annex 2 and the condition in Annex 3, and to replace with more appropriate conditions where necessary.

To remove the permitted occupancy (converted from PEL): 200 persons.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

**Part 4 Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment****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)

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

**Sale by retail of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

A

| Plays<br>Standard days and<br>timings (please read<br>guidance note 6) |       |        | <u>Will the performance of a play take place indoors<br/>or outdoors or both – please tick</u> (please read<br>guidance note 2)  | Indoors  | <input type="checkbox"/> |
|--|-------|--------|--|----------|--------------------------|
|  |       |        |  | Outdoors | <input type="checkbox"/> |
| Day  | Start | Finish |  | Both     | <input type="checkbox"/> |
| Mon  |       |        | <u>Please give further details here</u> (please read guidance note 3)  |          |                          |
|  |       |        |  |          |                          |
| Tue  |       |        |  |          |                          |
|  |       |        |  |          |                          |
| Wed  |       |        | <u>State any seasonal variations for performing plays</u> (please read<br>guidance note 4)   |          |                          |
|  |       |        |  |          |                          |
| Thur   |       |        |  |          |                          |
|  |       |        |  |          |                          |
| Fri  |       |        | <u>Non standard timings. Where you intend to use the premises for the<br/>performance of plays at different times to those listed in the column on<br/>the left, please list</u> (please read guidance note 5) |          |                          |
|  |       |        |  |          |                          |
| Sat  |       |        |  |          |                          |
|  |       |        |  |          |                          |
| Sun  |       |        |  |          |                          |
|  |       |        |  |          |                          |



B

|  |       |        |   |          |                          |
|--|-------|--------|---|----------|--------------------------|
| Films<br>Standard days and<br>timings (please read<br>guidance note 6) |       |        | <u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)  | Indoors  | <input type="checkbox"/> |
|  |       |        |   | Outdoors | <input type="checkbox"/> |
|  |       |        |   | Both     | <input type="checkbox"/> |
| Day  | Start | Finish | <u>Please give further details here</u> (please read guidance note 3)   |          |                          |
| Mon  |       |        |   |          |                          |
|  |       |        |   |          |                          |
| Tue  |       |        |   |          |                          |
|  |       |        |   |          |                          |
| Wed  |       |        |   |          |                          |
|  |       |        |   |          |                          |
|  |       |        | <u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)  |          |                          |
| Thur   |       |        | <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 5) |          |                          |
|  |       |        |   |          |                          |
| Fri  |       |        |   |          |                          |
|  |       |        |   |          |                          |
| Sat  |       |        |   |          |                          |
|  |       |        |   |          |                          |
| Sun  |       |        |   |          |                          |

C

| Indoor sporting events<br>Standard days and<br>timings (please read<br>guidance note 6) |       |        | <u>Please give further details</u> (please read guidance note 3)   |
|---|-------|--------|--|
| Day   | Start | Finish |  |
| Mon   |       |        |  |
|   |       |        |  |
| Tue   |       |        | <u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)  |
|   |       |        |  |
| 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 5) |
|   |       |        |  |
| Fri   |       |        |  |
|   |       |        |  |
| Sat   |       |        |  |
|   |       |        |  |
| Sun   |       |        |  |
|   |       |        |  |

D

|   |       |        |   |          |                          |
|---|-------|--------|---|----------|--------------------------|
| Boxing or wrestling entertainments<br>Standard days and timings (please read guidance note 6) |       |        | <u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u><br>(please read guidance note 2)   | Indoors  | <input type="checkbox"/> |
|   |       |        |   | Outdoors | <input type="checkbox"/> |
|   |       |        |   | Both     | <input type="checkbox"/> |
| Day   | Start | Finish | <u>Please give further details here</u> (please read guidance note 3)   |          |                          |
| Mon   |       |        |   |          |                          |
| Tue   |       |        | <u>State any seasonal variations for boxing or wrestling entertainment</u><br>(please read guidance note 4)   |          |                          |
| Wed   |       |        |   |          |                          |
| Thur  |       |        | <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 5) |          |                          |
| Fri   |       |        |   |          |                          |
| Sat   |       |        |   |          |                          |
| Sun   |       |        |   |          |                          |

E

| Live music<br>Standard days and<br>timings (please read<br>guidance note 6) |       |        | Will the performance of live music take place<br><u>indoors or outdoors or both – please tick</u> (please<br>read guidance note 2)  | Indoors  | <input type="checkbox"/> |
|---|-------|--------|---|----------|--------------------------|
|   |       |        |   | Outdoors | <input type="checkbox"/> |
|   |       |        |   | Both     | <input type="checkbox"/> |
| Day   | Start | Finish | <u>Please give further details here</u> (please read guidance note 3)   |          |                          |
| Mon   |       |        |   |          |                          |
| Tue   |       |        | <u>State any seasonal variations for the performance of live music</u><br>(please read guidance note 4)   |          |                          |
| Wed   |       |        |   |          |                          |
| Thur  |       |        | <u>Non standard timings. Where you intend to use the premises for the<br/>performance of live music at different times to those listed in the<br/>column on the left, please list</u> (please read guidance note 5) |          |                          |
| Fri   |       |        |   |          |                          |
| Sat   |       |        |   |          |                          |
| Sun   |       |        |   |          |                          |

F

| Recorded music<br>Standard days and<br>timings (please read<br>guidance note 6) |       |        | <u>Will the playing of recorded music take place<br/>indoors or outdoors or both – please tick (please<br/>read guidance note 2)</u>  | Indoors  | <input type="checkbox"/> |
|---|-------|--------|---|----------|--------------------------|
|   |       |        |   | Outdoors | <input type="checkbox"/> |
|   |       |        |   | Both     | <input type="checkbox"/> |
| Day   | Start | Finish |   |          |                          |
| Mon   |       |        | <u>Please give further details here (please read guidance note 3)</u>   |          |                          |
|   |       |        |   |          |                          |
| Tue   |       |        |   |          |                          |
|   |       |        |   |          |                          |
| Wed   |       |        | <u>State any seasonal variations for the playing of recorded music<br/>(please read guidance note 4)</u>  |          |                          |
|   |       |        |   |          |                          |
| Thur  |       |        |   |          |                          |
|   |       |        |   |          |                          |
| Fri   |       |        | <u>Non standard timings. Where you intend to use the premises for the<br/>playing of recorded music at different times to those listed in the<br/>column on the left, please list (please read guidance note 5)</u> |          |                          |
| Sat   |       |        |   |          |                          |
| Sun   |       |        |   |          |                          |

G

| <b>Performances of dance</b><br>Standard days and timings (please read guidance note 6) |       |        | <b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b><br>(please read guidance note 2)   | Indoors  | <input type="checkbox"/> |
|---|-------|--------|---|----------|--------------------------|
|   |       |        |   | Outdoors | <input type="checkbox"/> |
|   |       |        |   | Both     | <input type="checkbox"/> |
| Day   | Start | Finish |   |          |                          |
| Mon   |       |        | <b><u>Please give further details here</u></b> (please read guidance note 3)  |          |                          |
|   |       |        |   |          |                          |
| Tue   |       |        | <b><u>State any seasonal variations for the performance of dance</u></b><br>(please read guidance note 4)   |          |                          |
|   |       |        |   |          |                          |
| Wed   |       |        | <b><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></b> (please read guidance note 5) |          |                          |
|   |       |        |   |          |                          |
| Thur  |       |        |   |          |                          |
|   |       |        |   |          |                          |
| Fri   |       |        |   |          |                          |
|   |       |        |   |          |                          |
| Sat   |       |        |   |          |                          |
|   |       |        |   |          |                          |
| Sun   |       |        |   |          |                          |
|   |       |        |   |          |                          |

H

|  |       |        |  |          |                          |
|--|-------|--------|--|----------|--------------------------|
| <b>Anything of a similar description to that falling within (e), (f) or (g)</b><br>Standard days and timings (please read guidance note 6) |       |        | Please give a description of the type of entertainment you will be providing   |          |                          |
| Day  | Start | Finish | <b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)   | Indoors  | <input type="checkbox"/> |
| Mon  |       |        |  | Outdoors | <input type="checkbox"/> |
|  |       |        |  | Both     | <input type="checkbox"/> |
| Tue  |       |        | <b><u>Please give further details here</u></b> (please read guidance note 3)   |          |                          |
| Wed  |       |        |  |          |                          |
| Thur   |       |        | <b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)  |          |                          |
| Fri  |       |        |  |          |                          |
| Sat  |       |        | <b><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></b> (please read guidance note 5) |          |                          |
| Sun  |       |        |  |          |                          |

| <b>Late night refreshment</b><br>Standard days and timings (please read guidance note 6) |       |        | <b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)   | Indoors  | <input type="checkbox"/> |
|--|-------|--------|---|--|--------------------------|
| Day  | Start | Finish |   | Outdoors   | <input type="checkbox"/> |
|  |       |        |   | Both   | <input type="checkbox"/> |
| Mon  |       |        |   | <b><u>Please give further details here</u></b> (please read guidance note 3) |                          |
| Tue  |       |        |   |  |                          |
| Wed  |       |        | <b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)   |  |                          |
| Thur   |       |        |   |  |                          |
| Fri  |       |        | <b><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></b> (please read guidance note 5) |  |                          |
| Sat  |       |        |   |  |                          |
| Sun  |       |        |   |  |                          |



J

|   |       |        |  |                  |                          |
|---|-------|--------|--|------------------|--------------------------|
| <b>Supply of alcohol</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Will the supply of alcohol be for consumption</b><br>– <b>please tick</b> (please read guidance note 7)   | On the premises  | <input type="checkbox"/> |
|   |       |        |  | Off the premises | <input type="checkbox"/> |
|   |       |        |  | Both             | <input type="checkbox"/> |
| Day   | Start | Finish | <b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 4)  |                  |                          |
| Mon   |       |        |  |                  |                          |
| Tue   |       |        |  |                  |                          |
| Wed   |       |        |  |                  |                          |
| Thur  |       |        |  |                  |                          |
| Fri   |       |        |  |                  |                          |
| Sat   |       |        |  |                  |                          |
| Sun   |       |        |  |                  |                          |
|   |       |        | <b><u>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</u></b> (please read guidance note 5) |                  |                          |

K

|   |
|---|
| <p><b>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</b> (please read guidance note 8).</p> <p>None</p> |
|---|

L

| <b>Hours premises are open to the public</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>State any seasonal variations</b> (please read guidance note 4) |
|---|-------|--------|--|
| Day   | Start | Finish |  |
| Mon   |       |        |  |
| Tue   |       |        |  |
| Wed   |       |        |  |
| Thur  |       |        |  |
| Fri   |       |        |  |
| Sat   |       |        |  |
| Sun   |       |        |  |
|   |       |        |  |

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

All conditions under Annex 2 and Annex 3.

The Permitted Occupancy (converted from Public Entertainment Licence): 200 persons

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Please tick as appropriate

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

**M**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)**

On first appointment, all staff employed at the premises will receive training on the Licensing Act 2003. Training shall be refreshed at no less than annual intervals. The training must be recorded and be accessible on the premises and made available for inspection upon request of a Police Officer or an authorised officer of the licensing authority or (in the case of online training) within 48 hours.

**b) The prevention of crime and disorder**

A CCTV system will be in operation at the premises and recorded images shall be retained for a period of 31 days. CCTV images will be provided to the police and other responsible authorities as soon as practicable and in any case within 48 hours of a request for such images, subject of the provisions of the DPA.

**c) Public safety**

An incident register will be maintained at the premises and made available to any authorised officer on request.

A risk assessment shall determine the requirement for door supervisors. If door supervisors are on duty, a log book shall be maintained detailing their name, badge number, and the time of the start & end of their shift. The record shall include details of their employer (if not the premises) and be signed by that individual.

**d) The prevention of public nuisance**

A register of refusals of alcohol will be maintained at the premises. The register will be made available for inspection by the Police and other responsible authority.

**e) The protection of children from harm**

The premises shall adopt a Challenge 25 policy. This means that if a customer attempting to purchase alcohol appears to be under the age of 25, they will be asked for proof that they are at least 18 years old. The only forms of ID that will be accepted will bear their photograph, date of birth and a holographic mark and/or an ultraviolet feature. Such examples of appropriate ID include a passport; photocard driving licence; military ID; Home Office approved proof of age ID bearing the PASS hologram.

## Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

**Part 5 – Signatures** (please read guidance note 10)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent** (please read guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**


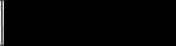


|           |   |
|-----------|---|
| Signature |  |
| Date      |   |
| Capacity  |   |

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent** (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

|           |  |
|-----------|--|
| Signature |  |
| Date      |  |
| Capacity  |  |

**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 13)



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

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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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**From:** Stuart Alderson <Stuart.Alderson@manchester.gov.uk>  
**Sent:** 18 October 2023 14:06  
**To:** [REDACTED]  
**Cc:** Premises Licensing <Premises.Licensing@manchester.gov.uk>  
**Subject:** RE: Premises Licence variation The Beer Studio, Bar and Kitchen

Hi [REDACTED]

Thanks for your response. I completely agree the variation was to tidy up the licence and have no issue with the 2 additional conditions offered to replace point 8 in your document, the 23:00 closure.

Premises licensing, In view of these amended condition, which [REDACTED] has set out in the below email, I wish to withdraw licensing and out of hours' representation, as we are now happy with these revised conditions.

Regards

Stuart Alderson

[REDACTED]  
Licensing & Out of Hours Compliance Officer  
Licensing and Out of Hours Team  
The Neighbourhoods Directorate  
Growth and Neighbourhoods

\*\*Please note I work on a shift pattern and as such will not have access to emails on all occasions. If your query is urgent please call on 0161 234 1220\*\*

**From:** [REDACTED]  
**Sent:** Wednesday, October 18, 2023 1:36 PM  
**To:** Stuart Alderson <Stuart.Alderson@manchester.gov.uk>  
**Cc:** Premises Licensing <Premises.Licensing@manchester.gov.uk>  
**Subject:** Premises Licence variation The Beer Studio, Bar and Kitchen

Hi Stuart,

I hope all is well with you.

Please find attached our response to the conditions you have proposed for the above variation. (The conditions were on a separate document, included on page 3 of this document)

We are ok with most of the conditions as they reflect those that are currently on the licence. But we cannot agree to the closure of the beer garden at 23:00 as that is restricting this premises and we must remember that this application is simply a voluntary offer to tidy up this licence, and no more than that. It is certainly not an offer to place more onerous conditions on the licence, that would not make any sense. That can only happen at a review and clearly this is not a review of the licence and if the licence holder is faced with the prospect of ending up with a more restrictive licence as part of this variation, my advice to them will be to withdraw their application. Given the mess this

licence is in, I don't think that is in anyone's interest, in particular the authorities that must go and check all these ridiculous conditions!

Regardless of the above, the operator has informed me that there are multitudes of other premises close by that operate beer gardens until late into the night (and are noisy) and this premises closes before them in any event. She has in fact sent me video evidence of this noise when her doors are closed.

As an offer to address this concern and ensure comprehensive monitoring of the beer garden I have offered 2 additional conditions that will hopefully show the operator will engage in good practice by monitoring the beer garden in person and with CCTV.

I hope you agree that this application is a voluntary clean up only and cannot be treated as a review and we can agree on this basis.

Thanks,



Conditions amended/proposed by applicant, now agreed to by LOOH:

1. The Licence holder shall ensure that noise shall not emanate from the licensed premises such as to cause a nuisance. **Agreed.**
2. No glassware must be taken in or off the premises save for use of beer garden. **Agreed.**
3. All external windows and doors should be kept closed after 2300 hours, except for emergency (fire doors) and access / egress (non-fire doors). **Agreed.**
4. From 23:00, no external speakers shall be operated from the premises. **Agreed as amended to comply with de-regulation.**
5. The emptying of bins into external skips and refuse collections will not take place between 23:00 and 08:00. **Agreed as amended.**
6. The exterior of the building shall be cleared of litter at regular intervals during trading hours. **Agreed**
7. Notices shall be prominently displayed requesting that patrons respect the needs of local residents and when smoking and leaving the area. **Two conditions agreed as one combined condition.**
8. The beer garden area shall cease to be used at 23:00, except for a designated smoking area. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.

**Not agreed as this is an additional restriction and not in line with the voluntary process of tidying up this licence.**

**Alternative as follows:**

**Staff shall monitor customers in the beer garden on a regular basis and ensure patrons do not cause a public nuisance.**

**CCTV will cover the beer garden area, the data will record and be retained for a period of 31 days and be provided to the police and other responsible authorities as soon as practicable and in any case within 48 hours of a request for such images, subject to the provision of the DPA.**



**MANCHESTER  
CITY COUNCIL**

**Licensing & Out of Hours Compliance Team - Representation**

|                  |   |
|------------------|---|
| Name             | Stuart Alderson                                   |
| Job Title        | Neighbourhood Compliance Officer                  |
| Department       | Licensing and Out of Hours Compliance Team        |
| Address          | Level 1, Town Hall Extension, Manchester, M60 2LA |
| Email Address    | stuart.alderson@manchester.gov.uk                 |
| Telephone Number | 0161 234 1220                                     |

**Premise Details**

|                    |  |
|--------------------|--|
| Application Ref No | <b>REF: M292373</b>                    |
| Name of Premises   | The Beer Studio, Bar and Kitchen       |
| Address            | 256 Wilmslow Road, Manchester, M14 6LB |

**Representation**

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

Licensing and out of hours team have assessed the likely impact of the licence variation taking into account a number of factors, including the nature of the area in which the premises is located, the hours applied for and any potential risk that the granting of this licence could lead to issues of public nuisance.

The following conditions have been agreed by the applicant's solicitor in addition to those already conditions offered in the application. These conditions will uphold the licensing objectives and help to prevent public nuisance in the form of noise, litter, and waste inline with the councils statement of licensing policy.

The Licence holder shall ensure that noise shall not emanate from the Licensed premises such as to cause a nuisance.

No glassware in the form of open bottles or glassware must be taken in or off the premises save for use of beer garden.

All external windows and doors should be kept closed after 2300 hours, except for emergency (fire doors) and access / egress (non fire doors).

No external speakers shall be operated from the premises.

The emptying of bins into skips, and refuse collections will not take place between 11pm and 8am.

The exterior of the building shall be cleared of litter at regular intervals during

trading hours.

The beer garden area shall cease to be used at 23:00, with the exception of a designated smoking area. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.

Notices shall be prominently displayed requesting that patrons respect the needs of local residents and leave the area quietly

Notices shall be prominently displayed in any area used for smoking, requesting that patrons respect the needs of local residents and use the area quietly.

The agreement of the above conditions satisfies our representation and on the basis of their agreement I wish to withdraw this representation.

Recommendation: Approve with Conditions (Outlined Above)

**From:** Fallowfield Community Guardians [REDACTED]  
**Sent:** 12 September 2023 18:42  
**To:** Premises Licensing <Premises.Licensing@manchester.gov.uk>  
**Cc:** [REDACTED]  
**Subject:** Premises Licence variation 292737/HH1: The Beer Studio, Bar and Kitchen, 256 Wilmslow Road, Manchester, M14 6LB

Dear Sirs

I write on behalf of Fallowfield & Withington Community Guardians. We wish to strongly object to the removal of conditions on the licence for The Beer Studio because we believe that this will undermine the licensing objectives especially in relation to public nuisance and public safety.

We note there are many conditions on the licence and we feel these were added for good reason. Many of these relate to public safety including fire risk and reducing noise. The suggested replacement conditions are vague and general.

In recent months we have noted many fly posters around the area advertising DJ events at The Beer Studio which have been reported to Out of Hours. As an example, a member of our group [REDACTED] reported an end of term event in May 2023 (see advertising flyer attached). The event was described as an end of term earth shattering rave (noise complaint CRM 774765).

We are also aware of a flyer that has been posted through residential letterboxes in this area advertising speakers for party hire which on the reverse advertised a day party at The Studio to coincide with the start of Freshers Week. The flyer is clearly aimed at the student population who live in many HMOs in our community. Please see attached. The day party advertised on this flyer also created a similar disturbance which was also reported by at least one member of our group (CRM 5216733) at 10pm Saturday September 9th. Other members of the group were disturbed by the noise in their homes, even with their doors and windows closed. They were not sure where the noise was coming from until they later heard about this event. Public nuisance is a problem at this premises.

The Beer Studio premises is situated on Wilmslow Road in the heart of Fallowfield District Centre. It used to be a quiet pub but now seems to have become more of a club with DJ events since the creation of the outdoor garden area on the corner of Lansdown Road. The Beer Studio is attached to the large licensed premises 256 which is a very busy pub and nightclub. Opposite the Beer Studio are University of Manchester Halls of Residence where currently over 3000 students live on campus. We have been consulted about plans by UoM to increase this to 5400. On top of this are thousands more students living in streets in our community. Many residents including students are disturbed by noise and anti social behaviour which emanate from licensed premises as well as persons going to and from such premises. The night and day economy from such premises causes huge distress to residents in our group and many other residents who suffer and don't know how to make their concerns heard because they are not in a residents group.

We feel that the need to have very strict conditions on all licensed premises in this area is paramount to protect residents in this suburb from noise and anti social behaviour. This area is often seen as a large student campus because of the highly transient population. People in this community need to be able to sleep, work, study and enjoy peaceful

nighttime for their wellbeing. We feel that removing all the detailed conditions which help protect patrons at the venue and reduce public nuisance would be harmful. Many of the members of our group attend local churches on Sunday mornings and we also strongly object to the removal of condition Annex 3 which prevents the playing of music between 10am and midday on Sundays.

We are also very concerned that the applicant wishes to remove the capacity for 200 persons. We cannot imagine how that many could fit into the small premises and perhaps this is why there are so many current conditions which relate to fire safety. We would like to request that if this capacity is changed, that it be reduced for the safety of patrons.

We urge you to uphold the licensing objectives and refuse the removal of these conditions as proposed by the applicant. We would however like to see the condition for the capacity reduced.

Yours

A large black rectangular redaction box covering the signature of the sender.

Fallowfield & Withington

(images on next page)





**RES2**

**From:** [REDACTED]  
**Sent:** 12 September 2023 18:14  
**To:** Premises Licensing <Premises.Licensing@manchester.gov.uk>  
**Cc:** [REDACTED]  
**Subject:** Beer studio conditions

Dear Madam/Sir

I would like to strongly object to the Beer Studio request to have their current conditions removed.

My home area is being overrun by businesses that only cater to the transient student community. Lifting the condition will surely increase the noise issues to neighbours and the church nearby. Potentially later opening hours will increase the litter and rubbish that already blights our neighbourhood.

Please acknowledge of my email and kindly note and record my objection to any change in the current conditions that the Beer Studio must adhere to.

Kind regards

[REDACTED]

**From:** [REDACTED]  
**Sent:** 15 September 2023 14:20  
**To:** Premises Licensing <Premises.Licensing@manchester.gov.uk>  
**Subject:** Premises Licence Variation 292737/HH 1 - 256 - Beer Studio

Dear Sirs

I object to the removal of the Conditions.

Thankfully, the Conditions help keep the Public safe and deter an unacceptable noise level and anti-social behaviour.

There are too many licenced premises now in Fallowfield. Residents already experience behaviour problems due to drink and drug activity. Litter and broken glass is due to an overwhelming number of takeaways, Bars and sales of alcohol.

As you will note, the flyer received recently which appears to be connected to the above premises, is encouraging noisy parties by hiring out amplifiers. This shows no respect to local residents by the owners.

Thank you for the opportunity to voice my objection.

Regards



From: [REDACTED]  
Sent: 20 September 2023 11:38  
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>  
Subject: Premises Licence variation 292737/HH1

Hello,  
I write to you with reference to the following application:  
Premises Licence variation 292737/HH1: The Beer Studio, Bar and Kitchen, 256 Wilmslow Road, Manchester, M14 6LB, (Fallowfield ward)

I object to the removal of conditions at The Beer Studio. The licensing objectives of public safety and public nuisance would be undermined if these conditions are removed. As a resident of Fallowfield I urge you to consider the needs of ordinary people in this residential area and refuse this application. We have the right to live in a place where we can work and sleep well - if not this undermines our wellbeing, our physical and mental health.

Regards,

[REDACTED]

[REDACTED]

--  
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: [REDACTED]  
 Sent: 20 September 2023 14:23  
 To: Premises Licensing <Premises.Licensing@manchester.gov.uk>  
 Subject: The Beer Studio. M14 6LB. Premises Licensing variation 292737/HH1

Dear Officers,

I write to support the e-mail representation sent by [REDACTED] Fallowfield and Withington Community Guardians on Tuesday Sep 12th 2023. It opposes Hyde Brewery's request that the majority of Licensing conditions at The Beer Studio, Fallowfield be removed.

To show how necessary such Licensing conditions are, I include below accounts of unruly behaviour in and around Licensed Premises in Fallowfield District Centre - as well as disturbance from amplified music.

The Beer Studio is adjacent to the local parish church and to flats and houses. It describes itself in publicity as a 'student friendly bar in the heart of Fallowfield'.

In such circumstances, it is essential that the current Licensing conditions for The Beer Studio are maintained.

They will ensure the safety of its young drinkers and prevent the undermining of the Licensing Objectives.

Sincerely, [REDACTED]

Some accounts of unruly behaviour and noise in and around Licensed Premises in Fallowfield District Centre:

[REDACTED] To: Out of Hours Compliance Wed, Feb 15 at 9:30 PM

Dear Officers,

I have just passed - walking through Fallowfield along Wilmslow Road - a group of about 20 student aged girls screaming their way through Fallowfield (with some less noisy male companions). They were passing Wimpy's perhaps on their way to some Wednesday night Sports' function' at Bar 256? It created an unpleasant uneasy atmosphere. Could an eye be kept on Fallowfield Centre tonight?

Sincerely and with thanks [REDACTED]

[REDACTED] To: Out of Hours Compliance Thu, Jun 16, 2022 at 9:06 PM

Dear officers,

I have just returned from [REDACTED] church where - since 7.30pm - the amplified music from large speakers sited outside Bar 256 could be heard in the church building. The speakers appear to be sited at the end of the outdoor drinking area j [REDACTED] [REDACTED]. On walking home I could hear the music beyond Wimpy's on Wilmslow road above busy traffic noise.

Could officers check the levels of noise? It cannot be reasonable for the music from Bar 256 to dominate so much public space and the peaceful activities of other people?

Sincerely, [REDACTED]

[REDACTED] To: Out of Hours Compliance Wed, Sep 21, 2022 at 9:05 PM  
Dear Officer,

I have just walked home from a meeting in Fallowfield District Centre. I know you are keeping an eye on the bars in Fallowfield and there was no external music at Bar 256.

My concern this evening is that the large groups of young males (in white shirts and ties) drinking and shouting raucously in the outside area of Bar 256 will eventually be making their way along local residential roads. I am assuming as it is Wednesday evening they are members of University Sports' Societies. Noisy group disturbances by such groups - sometimes intimidating - have been a recurring problem over the years on Wednesdays. Perhaps patrols could be in the area later?

Sincerely and with thanks for your help.

[REDACTED]

[REDACTED] Sent: 18 September 2022 21:20 To: Out of Hours Compliance Subject: Fw: Bar 256. Corner of Wibraham Road and Wilmslow Road Fallowfield

I write again to complain about the loud external amplified music at Bar 256. This evening at 7.10pm I spoke with [REDACTED]. I regret I did not ask his name [REDACTED]. The music was audible in the church [REDACTED] where preparations were underway for a quiet period of meditation before the national minute's silence at 8pm in remembrance of the Queen's life. I explained this to him and that I had already written to you about disturbance of this sort. He questioned me closely about the time of the service. He didn't seem to know about the minute's silence. He turned the external speakers off by 7.15pm when the service started. It seems to me that where there have been complaints and a visit by officers, it shouldn't be necessary for [REDACTED] to be reminded of the impact of loud outdoor amplified music. Events in a place of worship cannot be anticipated. In any case the level of amplification dominates a wide public space beyond the outdoor drinking area. It creates a nervy, noisy club like atmosphere in the District Centre which is inappropriate. Would it be possible to record noise levels as evidence? Should there be a licence review relating to outdoor music at Bar 256? The fact the premises adjoin [REDACTED] [REDACTED] should have a significant bearing on such a review. It's difficult to understand how outdoor speakers were ever permitted.

Sincerely, [REDACTED]

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of the Local Government Act 1972.

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## Schedule of Licence Conditions

| Conditions consistent with the operating schedule   | Agreed | Proposed by |
|---|--------|-------------|
| <p>On first appointment, all staff employed at the premises will receive training on the Licensing Act 2003. Training shall be refreshed at no less than annual intervals. The training must be recorded and be accessible on the premises and made available for inspection upon request of a Police Officer or an authorised officer of the licensing authority or (in the case of online training) within 48 hours.</p> <p>A CCTV system will be in operation at the premises and recorded images shall be retained for a period of 31 days. CCTV images will be provided to the police and other responsible authorities as soon as practicable and in any case within 48 hours of a request for such images, subject of the provisions of the DPA.</p> <p>An incident register will be maintained at the premises and made available to any authorised officer on request.</p> <p>A risk assessment shall determine the requirement for door supervisors. If door supervisors are on duty, a log book shall be maintained detailing their name, badge number, and the time of the start &amp; end of their shift. The record shall include details of their employer (if not the premises) and be signed by that individual.</p> <p>A register of refusals of alcohol will be maintained at the premises. The register will be made available for inspection by the Police and other responsible authority.</p> <p>The premises shall adopt a Challenge 25 policy. This means that if a customer attempting to purchase alcohol appears to be under the age of 25, they will be asked for proof that they are at least 18 years old. The only forms of ID that will be accepted will bear their photograph, date of birth and a holographic mark and/or an ultraviolet feature. Such examples of appropriate ID include a passport; photocard driving licence; military ID; Home Office approved proof of age ID bearing the PASS hologram.</p> <p style="text-align: right;">Continued.....</p> | N/A    | applicant   |

## Schedule of Licence Conditions

| <b>Conditions agreed with the Licensing &amp; Out of Hours team (LOOH)</b><br>The original conditions proposed by LOOH were amended by the applicant and have now been agreed to by both sides as below. These conditions are to be added to the licence in addition to those proposed in the operating schedule.  | <b>Agreed</b> | <b>Proposed by</b> |
|--|---------------|--------------------|
| <ol style="list-style-type: none"> <li>1. The licence holder shall ensure that noise shall not emanate from the licensed premises such as to cause a nuisance.</li> <li>2. No glassware must be taken in or off the premises save for use of beer garden.</li> <li>3. All external windows and doors should be kept closed after 2300 hours, except for emergency (fire doors) and access / egress (non-fire doors).</li> <li>4. From 23:00, no external speakers shall be operated from the premises.</li> <li>5. The emptying of bins into external skips and refuse collections will not take place between 23:00 and 08:00.</li> <li>6. The exterior of the building shall be cleared of litter at regular intervals during trading hours.</li> <li>7. Notices shall be prominently displayed requesting that patrons respect the needs of local residents and when smoking and leaving the area.</li> <li>8. Staff shall monitor customers in the beer garden on a regular basis and ensure patrons do not cause a public nuisance.</li> <li>9. CCTV will cover the beer garden area, the data will record and be retained for a period of 31 days and be provided to the police and other responsible authorities as soon as practicable and in any case within 48 hours of a request for such images, subject to the provision of the DPA.</li> </ol> | Yes           | LOOH and applicant |

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

**Sent:** 18 October 2023 20:10

**Subject:** (Correct agreed conditions): YOUR REPRESENTATION still stands, please let me know whether or not you will be attending hearing - Premises Licence variation The Beer Studio, Bar and Kitchen - 23/10/2023 (HH)

Dear Sir or Madam

Please find attached the correct set of conditions agreed between the applicant and the Licensing and Out of Hours Team.

Could I ask you to let me know if these conditions satisfy the concerns raised in your representation. Could I also ask you to let me know whether you will be attending the hearing.

Kind regards, [REDACTED]

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

**Sent:** 18 October 2023 15:23

**Subject:** YOUR REPRESENTATION still stands, please let me know whether or not you will be attending hearing - Premises Licence variation The Beer Studio, Bar and Kitchen - 23/10/2023 (HH)

Dear Sir or Madam

I need to make you aware that the conditions that I thought had been agreed with the Licensing and Out of Hours team had not been agreed. I was mistaken about this. Conditions have now been agreed, but they are not the conditions that were circulated to you. Your representation still stands, and will be presented to the Panel. Please let me know whether you will be attending the hearing.

I will circulate the correct agreed conditions later today.

I apologise for this error and any inconvenience this may have caused.

Yours sincerely, [REDACTED]

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

**Sent:** 12 October 2023 11:47

**Subject:** PLEASE REPLY - conditions agreed with Licensing and Out of Hours Compliance Team - Premises Licence variation The Beer Studio, Bar and Kitchen - 23/10/2023 (HH)

Dear Sir or Madam

This email is to notify you of conditions that have been agreed with the Licensing and Out of Hours compliance team in respect of the above application. The agreed conditions are in addition to those proposed by the applicant in the application. The conditions are all included on the attached "Schedule of Conditions"

Please could I ask you to let me know whether or not the conditions satisfied the concerns you raised in your representation and might lead to your representation being withdrawn?

I would be grateful if you could let me know either way as soon as you are able to.

Kind regards, [REDACTED]

Premises Licensing  
Growth and Development  
Manchester City Council  
Level 1 Town Hall Extension  
Albert Square  
PO Box 532  
M60 2LA  
Email: [premises.licensing@manchester.gov.uk](mailto:premises.licensing@manchester.gov.uk)  
Web: [www.manchester.gov.uk/licensing](http://www.manchester.gov.uk/licensing)

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of the Local Government Act 1972.

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**Manchester City Council  
Report for Resolution**

**Report to:** Licensing Subcommittee Hearing Panel – 20 November 2023

**Subject:** Wineshop, 243 Princess Road, Manchester, M14 7LT - App ref: Premises Licence variation 293454

**Report of:** Director of Planning, Building Control & Licensing

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**Summary**

Application for the variation of a premises licence which has attracted objections.

**Recommendations**

That the Committee determine the application.

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**Wards Affected:** Whalley Range

| <b>Manchester Strategy Outcomes</b>   | <b>Summary of the contribution to the strategy</b>  |
|---|---|
| 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 Policy and implementation 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

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**Financial Consequences – Revenue**

None

**Financial Consequences – Capital**

None

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**Contact Officers:**

Name: Fraser Swift  
Position: Principal Licensing Officer  
Telephone: 0161 234 1176  
E-mail: [fraser.swift@manchester.gov.uk](mailto:fraser.swift@manchester.gov.uk)

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

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**Background documents (available for public inspection):**

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



## **1. Introduction**

- 1.1 On 27/09/2023, an application for the variation of an existing Premises Licence under s34 of the Licensing Act 2003 was made in respect of Wineshop, 243 Princess Road, Manchester, M14 7LT in the Whalley Range ward of Manchester.
- 1.2 A location map of the premises is attached at **Appendix 1**.
- 1.3 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.
- 1.4 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.
- 1.5 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. Current Licence**

- 2.1 The premises licence holder is Mark Doyle and a copy of the current licence is attached at **Appendix 2**.

## **3. The Application**

- 3.1 A copy of the application is attached at **Appendix 3**.
- 3.2 The variation application has been submitted to increase the hours for the sale of alcohol and the opening hours of the premises (Thursday to Sunday only).

### Supply of alcohol for consumption off the premises only:

Current hours: Mon to Sun 11am to 12am

Proposed hours: Mon to Wed – No change

Thurs to Sun 11am to 6am

Opening hours:

Current hours: Mon to Sun 11am to 12am

Proposed hours: Mon to Wed -No change

Thurs to Sun 11am to 6am

- 3.2.1 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.
- 3.2.2 Any further details provided relating to any of the individual licensable activities are specified on the application form at **Appendix 3**.
- 3.3 **Activities unsuitable for children**
- 3.3.1 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.
- 3.4 **Steps to promote the licensing objectives**
- 3.4.1 The applicant proposes to promote the licensing objectives by taking the additional steps identified in the operating schedule.
- 3.4.2 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.
- 3.4.3 These conditions are set out in the Schedule of Conditions at **Appendix 4**
- 3.5 The applicant has not submitted any further documentation accompanying the application

#### **4. Relevant Representations**

- 4.1 A total of 4 relevant representations were received in respect of the application (**Appendix 5**).

Responsible Authorities:

- Greater Manchester Police (GMP)
- MCC Licensing and Out of Hours Compliance Team (LOOH)
- MCC Trading Standards (TS)

Other Persons:

- Ward Councillor

- 4.2 Summary of the representations:

| <b>Party</b>  | <b>Grounds of representation</b>  | <b>Recommends</b>                         |
|---|---|---|
| <b>GMP</b>  | <p>GMP objected to the application based on the grounds that the premises is situated in very close proximity to residential properties and the application is seeking to allow the premises to remain open selling alcohol for 19 hours a day.</p> <p>GMP are concerned that by allowing this application it will cause an unacceptable level of disturbance to those living in very close proximity to the premises</p>   | Refuse                                    |
| <b>Licensing and Out of Hours Compliance (LOOH)</b> | <p>LOOH have concerns that the grant of the application is likely to lead to the licensing objectives being undermined, in particular with public nuisance, these concerns are specifically that the grant of this variation is likely to exasperate problems with noise nuisance from customers frequenting the premises at times when residents in nearby properties would be sleeping, and that street drinking and general anti-social behaviour in the area will increase.</p> | Refuse                                    |
| <b>Trading Standards (TS)</b>                       | <p>TS objected to the application based on the grounds that the applicant has failed to consider what staff training will be provided, and how it will be recorded/ refreshed.</p> <p>Furthermore, TS state that the applicant has not considered how refusals will be recorded, what acceptable forms of ID will be accepted and how they will ensure proxy sales do not occur on the premises.</p>  | Grant with removed/ additional conditions |

|                        |   |            |
|------------------------|---|------------|
| <b>Ward Councillor</b> | <p>The Ward Councillor objected to the application based on the grounds that the extension to the licencing times until 6am will exacerbate ongoing issues which include litter, antisocial behaviour and noise nuisance. In addition, the premises are in the vicinity of an extra care scheme that offers apartments exclusively for the over 55s.</p> <p>Ward Councillor further states that the proposed new opening hours will encourage noise at an unreasonable time by people congregating outside nearby takeaways and will also increase the amount of discarded wrappers/food debris on Princess Road.</p> | Not stated |
|------------------------|---|------------|

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

4.4 At the time of compiling this report, agreement on conditions have not been reached.

## **5. Key Policies and Considerations**

### **5.1 Legal Considerations**

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

### **5.2 New Information**

5.2.1 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.

### **5.3 Hearsay Evidence**

5.3.1 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.

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

- 5.4.1 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.
- 5.4.2 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.
- 5.4.3 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.

#### 5.5 **Manchester Statement of Licensing Policy**

- 5.5.1 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.
- 5.5.2 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.
- 5.5.3 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.
- 5.5.4 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
- Proximity of takeaways and off-licences to nightlife entertainment areas
- Consistency with relevant Council strategies
- The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance
- Ability to clean and maintain the street scene

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

This section identifies the standards that the licensing authority expects of licensed premises in Manchester. It is recognised that not all standards will be appropriate to apply in every situation to every premises, and applicants are not obliged to include all standards in their operating schedule. The degree to which standards would be appropriate is expected to be proportionate to the risk posed against the promotion of the licensing objectives having regard to the individual circumstances of the premises. The standards are not exhaustive and the licensing authority will have regard to any relevant issues raised in any representation that may fall outside them.

- |      |  |
|------|--|
| MS2  | Effective general management of the premises   |
| 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)  |
| 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 |
| MS12 | Prevent underage sales of alcohol, including proxy sales   |

## 6. Conclusion

- 6.1 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.
- 6.2 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.
- 6.3 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 the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate;
  - b) To reject the whole or part of the application
- 6.4 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.
- 6.5 However, conditions should not be imposed on a licence which are unrelated to the variation sought.
- 6.6 All licensing determinations should be considered on the individual merits of the application.
- 6.7 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.
- 6.8 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.
- 6.9 **The Panel is asked to determine the application.**

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Wineshop  
 243 Princess Road, Manchester, M14 7LT  
 Premises Licensing  
 Manchester City Council

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|                         |  |
|-------------------------|--|
| <b>PREMISE NAME:</b>    | Wineshop                               |
| <b>PREMISE ADDRESS:</b> | 243 Princess Road, Manchester, M14 7LT |
| <b>WARD:</b>            | Whalley Range                          |
| <b>HEARING DATE:</b>    | 20/11/2023                             |

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# MANCHESTER CITY COUNCIL

## LICENSING ACT 2003 PREMISES LICENCE

|                                |  |
|--------------------------------|--|
| <b>Premises licence number</b> | <b>104710</b>                                  |
| <b>Granted</b>                 | <b>23/05/2008</b>                              |
| <b>Latest version</b>          | <b>DPS Variation 221542 granted 01/11/2018</b> |

### Part 1 - Premises details

|   |
|---|
| <b>Name and address of premises</b>                       |
| <b>Wineshop</b><br>243 Princess Road, Manchester, M14 7LT |
| <b>Telephone number</b>                                   |
| 0161 226 3653   |

|  |
|--|
| <b>Licensable activities authorised by the licence</b>                       |
| 1. <b>The sale by retail of alcohol*.</b>                                    |
| * All references in this licence to "sale of alcohol" are to sale by retail. |

|   |
|---|
| <b>The times the licence authorises the carrying out of licensable activities</b> |
|---|

|  |      |      |      |      |      |      |      |
|--|------|------|------|------|------|------|------|
| <b>Sale by retail of alcohol</b>                                       |      |      |      |      |      |      |      |
| <b>Standard timings</b>  |      |      |      |      |      |      |      |
| Day  | Mon  | Tue  | Wed  | Thu  | Fri  | Sat  | Sun  |
| Start  | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 |
| Finish   | 2400 | 2400 | 2400 | 2400 | 2400 | 2400 | 2400 |
| The sale of alcohol is licensed for consumption off the premises only. |      |      |      |      |      |      |      |
| <b>Seasonal variations and Non-standard Timings:</b>                   |      |      |      |      |      |      |      |
| None   |      |      |      |      |      |      |      |

|  |      |      |      |      |      |      |      |
|--|------|------|------|------|------|------|------|
| <b>Hours premises are open to the public</b>         |      |      |      |      |      |      |      |
| <b>Standard timings</b>                              |      |      |      |      |      |      |      |
| Day  | Mon  | Tue  | Wed  | Thu  | Fri  | Sat  | Sun  |
| Start  | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 |
| Finish   | 2400 | 2400 | 2400 | 2400 | 2400 | 2400 | 2400 |
| <b>Seasonal variations and Non-standard Timings:</b> |      |      |      |      |      |      |      |
| None   |      |      |      |      |      |      |      |

### Part 2

|   |                      |
|---|----------------------|
| <b>Details of premises licence holder</b> |                      |
| <b>Name:</b>                              | Mr Mark Andrew Doyle |
| <b>Address:</b>                           | [REDACTED]           |
| <b>Registered number:</b>                 | N/A                  |

### Details of designated premises supervisor where the premises licence authorises for the supply of alcohol

**Name:** Mr Mark Andrew Doyle  
**Address:** [REDACTED]  
**Personal Licence number:** [REDACTED]  
**Issuing Authority:** Trafford Metropolitan Borough Council

### Annex 1 – Mandatory conditions

#### Door Supervisors

1. Only individuals licensed by the Security Industry Authority shall be used at the premises to undertake security activities, which include guarding against: -
  - (a) Unauthorised access or occupation (e.g. through door supervision),
  - (b) Outbreaks of disorder, or
  - (c) Damage,
 unless otherwise entitled by virtue of section 4 of the Private Security Industry Act 2001 to carry out such activities.

#### Supply of alcohol

2. No supply of alcohol may be made under this premises licence:
  - (a) At a time when there is no designated premises supervisor in respect of the premises licence or,
  - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence
4.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
    - (a) a holographic mark, or
    - (b) an ultraviolet feature.
5.
  - (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price, which is less than the permitted price.
  - (2) For the purposes of the condition set out in (1) above–
    - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
    - (b) “permitted price” is the price found by applying the formula–
 
$$P = D + (D \times V)$$
 where –
      - (i) P is the permitted price,
      - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
      - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
- (i) the holder of the premises licence,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by paragraph (2)(b) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4) (a) Sub-paragraph (4)(b) applies where the permitted price given by paragraph (2)(b) on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (b) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

#### **Annex 2 – Conditions consistent with the operating schedule**

1. All alcohol shall be stored behind safety glass panels and all alcohol sales shall be made through a hatch.

#### **Annex 3 – Conditions attached after hearing by the licensing authority**

1. The premises shall operate and promote the Challenge 21 policy whereby any person attempting to buy alcohol who appears to be under 21 shall be asked to produce appropriate ID. The only ID that shall be accepted is a passport, photo driving licence or PASS accredited proof of age card.
2. A refusal log shall be operated and shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff.
3. The CCTV shall cover the point of sales area at all times. The recordings shall be retained in an unedited format for a minimum of 28 days and made available to the responsible authorities on request.
4. Signage informing customers that anyone found buying alcohol for under 18 year olds shall be prosecuted.
5. Staff training shall be undertaken for all age restricted products and documented.
6. Staff shall discourage the congregation of people outside the premises.
7. Staff shall check for and remove litter on a regular basis whilst the shop is open and at the close of business.
8. Signage shall be displayed inside the shop requesting customers to leave the premises quietly, and staff shall ask people to leave quietly.

#### **Annex 4 – Plans**

See attached

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## Application to vary a premises licence 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 MARK DOYLE

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

|                                   |
|-----------------------------------|
| Premises licence number<br>104710 |
|-----------------------------------|

## Part 1 – Premises Details

|  |
|--|
| Postal address of premises or, if none, ordnance survey map reference or description<br>243 PRINCESS ROAD MANCHESTER |
|--|

|           |            |          |         |
|-----------|------------|----------|---------|
| Post town | MANCHESTER | Postcode | M14 7LT |
|-----------|------------|----------|---------|

|                                       |            |
|---------------------------------------|------------|
| Telephone number at premises (if any) | ██████████ |
|---------------------------------------|------------|

|   |       |
|---|-------|
| Non-domestic rateable value of premises | £5400 |
|---|-------|

## Part 2 – Applicant details

|   |            |          |            |
|---|------------|----------|------------|
| Daytime contact telephone number                          | [REDACTED] |          |            |
| E-mail address (optional)                                 |            |          |            |
| Current postal address if different from premises address | [REDACTED] |          |            |
| Post town   |            | Postcode | [REDACTED] |

## Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes No

If not, from what date do you want the variation to take effect?

|    |    |      |
|----|----|------|
| DD | MM | YYYY |
|    |    |      |

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

Client wishes to extend the sale of alcohol and opening hours.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

|  |
|--|
|  |
|--|



## Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

| Provision of regulated entertainment   | Please tick all that apply          |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A)   | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)   | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)  | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)   | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)  | <input type="checkbox"/>            |
| f) recorded music (if ticking yes, fill in box F)  | <input type="checkbox"/>            |
| g) performances of dance (if ticking yes, fill in box G)   | <input type="checkbox"/>            |
| h) anything of a similar description to that falling within (e), (f) or (g)<br>(if ticking yes, fill in box H) | <input type="checkbox"/>            |
| Provision of late night refreshment (if ticking yes, fill in box I)  | <input type="checkbox"/>            |
| Supply of alcohol (if ticking yes, fill in box J)  | <input checked="" type="checkbox"/> |
| In all cases complete boxes K, L and M   |                                     |

A

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

B

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

C

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

D

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

F

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

G

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

I

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

J

|  |       |        |   |                     |                                     |
|--|-------|--------|---|---------------------|-------------------------------------|
| Supply of alcohol<br>Standard days and<br>timings (please read<br>guidance note 7) |       |        | Will the supply of alcohol be for<br>consumption – please tick (please read<br>guidance note 8)   | On the<br>premises  | <input type="checkbox"/>            |
|  |       |        |   | Off the<br>premises | <input checked="" type="checkbox"/> |
|  |       |        |   | Both                | <input type="checkbox"/>            |
| Day  | Start | Finish | State any seasonal variations for the supply of alcohol<br>(please read guidance note 5)  |                     |                                     |
| Mon  | 1100  | 0000   |   |                     |                                     |
| Tue  | 1100  | 0000   |   |                     |                                     |
| Wed  | 1100  | 0000   |   |                     |                                     |
| Thur   | 1100  | 0600   |   |                     |                                     |
| Fri  | 1100  | 0600   |   |                     |                                     |
| Sat  | 1100  | 0600   |   |                     |                                     |
| Sun  | 1100  | 0600   | Non-standard timings. Where you intend to use the<br>premises for the supply of alcohol at different times to those<br>listed in the column on the left, please list (please read<br>guidance note 6) |                     |                                     |
| Thur   | 1100  | 0600   |   |                     |                                     |
| Fri  | 1100  | 0600   |   |                     |                                     |
| Sat  | 1100  | 0600   |   |                     |                                     |
| Sun  | 1100  | 0600   |   |                     |                                     |
| Mon  | 1100  | 0600   |   |                     |                                     |
| Tue  | 1100  | 0600   |   |                     |                                     |

K

|   |
|---|
| <p>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).</p> <p>n/a</p> |
|---|

L

|                                       |   |
|---------------------------------------|---|
| Hours premises are open to the public | State any seasonal variations (please read guidance note 5) |
|---------------------------------------|---|

| Standard days and timings (please read guidance note 7) |       |        |
|---|-------|--------|
| Day   | Start | Finish |
| Mon   | 1100  | 0000   |
|   | ----- | -----  |
| Tue   | 1100  | 0000   |
|   | ----- | -----  |
| Wed   | 1100  | 0000   |
|   | ----- | -----  |
| Thur  | 1100  | 0600   |
|   | ----- | -----  |
| Fri   | 1100  | 0600   |
|   | ----- | -----  |
| Sat   | 1100  | 0600   |
|   | ----- | -----  |
| Sun   | 1100  | 0600   |
|   | ----- | -----  |

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)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.  
**OPERATING HOURS ONLY**

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

SIGNS TO REQUEST ALCOHOL SHOULD NOT BE BOUGHT FOR CHILDREN AND NOT SERVED TO ANYBODY UNDER 18

b) The prevention of crime and disorder

SECURITY SCREENS FOR STAFF AND DELAYED ENTRY BUTTON

c) Public safety

d) The prevention of public nuisance

SIGNS REQUESTING RESPECT FOR NEARBY RESIDENCES UPON ENTRY AND EXIT AND A NOTICE ATATING ANYONE DISPLAYING ANTI SOCIAL BEHAVIOUR WILL BE BANNED FROM THE SHOP AND REPORTED TO THE POLICE

e) The protection of children from harm

SIGNS STATING NO ALCOHOL SERVED OR BOUGHT FOR CHILDREN

## Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or  
I have not made or enclosed payment of the fee because this application  
has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities  
and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my  
application will be rejected.

it is an offence, liable on summary conviction to a fine not exceeding level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

## Part 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

|           |                     |
|-----------|---------------------|
| Signature | ██████████          |
| Date      | 14.9.2023           |
| Capacity  | ARCHITECTURAL AGENT |

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) 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      | 14.9.2023  |
| Capacity  | OWNER      |

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)

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



## Schedule of Licence Conditions

|  |               |
|--|---------------|
| <b>Conditions consistent with the operating schedule</b>   | <b>Agreed</b> |
| <ol style="list-style-type: none"> <li>1. Signs shall be placed stating that alcohol should not be bought for children and will not be served to anybody under 18</li> <li>2. Security screens for staff shall be used along with a delayed entry button</li> <li>3. Signs shall be placed requesting respect for nearby residences upon entry and exit</li> <li>4. A notice shall be placed stating anyone displaying anti-social behaviour will be banned from the shop and reported to the police</li> </ol>  | N/A           |
|  |               |
| <b>Conditions proposed by Trading Standards</b>  | <b>Agreed</b> |
| <p>Removal of conditions:</p> <ol style="list-style-type: none"> <li>1. Signs to request alcohol should not be bought for children and not served to anybody under 18</li> <li>2. Signs stating no alcohol served or bought for children</li> </ol> <p>Additional conditions requested:</p> <ol style="list-style-type: none"> <li>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.</li> <li>2. The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises that the Challenge 25 scheme is in operation.</li> <li>3. The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises 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.</li> <li>4. 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</li> </ol> | No            |

## Schedule of Licence Conditions

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.

5. All staff authorised to sell alcohol shall be trained in:
  - a. Relevant age restrictions in respect of products
  - b. Prevent underage sales
  - c. Prevent proxy sales
  - d. Maintain the refusals log
  - e. Enter sales correctly on the tills so the prompts show as appropriate
  - f. Recognising signs of drunkenness and vulnerability
  - g. How overservice of alcohol impacts on the four objectives of the Licensing Act 2003
  - h. How to refuse service
  - i. The conditions in force under this licence.
6. Training must include evidence that the trainee has gained knowledge and understanding of the training, which may consist of a test or quiz, completed by the trainee.
7. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.

| 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)   |  |
| Sonia  |  | Cooke   |  |
| Your address including postcode (required)                               |  |   |  |
| Trading Standards Service<br>1 Hammerstone Road<br>Manchester<br>M18 8EQ |  |   |  |
| Contact email address  |  | Contact phone no  |  |
| [REDACTED]   |  | [REDACTED]  |  |

| ABOUT THE PREMISES  |
|---|
| Application Ref No. (if known):   |
| LPA 293454  |
| Name of the Premises about which you would like to make a representation: |
| Wineshop  |
| Address of the Premises (including postcode if known):                    |
| 243 Princess Road, Manchester, M14 7LT                                    |

| YOUR REPRESENTATION   |
|---|
| <p><b>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)</b></p>  |
| <p>The Trading Standards Service has assessed the likely impact of the granting of this application taking into account a number of factors, including the conditions offered and times applied for and any potential risk that the granting of this application could lead to issues which do not uphold the licensing objectives specifically the prevention of children from harm.</p> <p>The applicant proposes the extension of hours of sale of alcohol in a retail store. The applicant has offered some conditions to promote the licensing objectives, specifically the protection of children from harm. The conditions offered relate to implementing a challenge 25, and ID checks. However, the applicant has failed to consider specifically what staff training will be provided, and how it will be recorded/ refreshed. Furthermore, the applicant has not considered how refusals will be recorded, what acceptable forms of ID will be accepted and how they will ensure proxy sales do not occur on the premises.</p> <p>Manchester City Councils Statement of Licensing Policy MS12 <i>Prevent underage sales of alcohol, including proxy sales</i>, states that effective and appropriate measures must be taken to ensure age restrictions are enforced at the premises. Examples given of this are details of what forms of ID are acceptable, the maintenance of refusal logs and staff training. MS12 continues stating that the licensing authorities preferred approach is a Challenge 25. This approach allows for a much stronger age verification policy as it is much easier for staff to distinguish if someone is 25 or older rather than 21. Documented staff training is also expected. The applicant has not given detail to ensure the licensing objectives would be promoted and upheld.</p> <p>Giving consideration to the above policy which clearly outlines expected measures to be taken at licensed premises and the conditions that the applicant has offered. The Trading Standards Service recommends the following conditions to be attached to the premises licence if granted:</p> |

**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.)

**Remove offered conditions:**

- Signs to request alcohol should not be bought for children and not served to anybody under 18
- Signs stating no alcohol served or bought for children

**Add conditions:**

- 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.
- The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises that the Challenge 25 scheme is in operation.
- The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises 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.
- 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.
- All staff authorised to sell alcohol shall be trained in:
  - Relevant age restrictions in respect of products
  - Prevent underage sales
  - Prevent proxy sales
  - Maintain the refusals log
  - Enter sales correctly on the tills so the prompts show as appropriate
  - Recognising signs of drunkenness and vulnerability
  - How overservice of alcohol impacts on the four objectives of the Licensing Act 2003
  - How to refuse service
  - The conditions in force under this licence.
- Training must include evidence that the trainee has gained knowledge and understanding of the training, which may consist of a test or quiz, completed by the trainee.
- Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.

GMP

**GREATER MANCHESTER POLICE - REPRESENTATION****About You**

|                            |   |
|----------------------------|---|
| Name                       | <b>PC Alan Isherwood</b>  |
| Address including postcode | 1 <sup>st</sup> Floor<br>Manchester Town Hall Extension<br>Lloyd Street<br>Manchester |
| Contact Email Address      | [REDACTED]  |
| Contact Telephone Number   | [REDACTED]  |

**About the Premises**

|  |                                       |
|--|---------------------------------------|
| Application Reference No.                  | <b>LPV 293454</b>                     |
| Name of the Premises                       | <b>Wineshop</b>                       |
| Address of the premises including postcode | 243 Princess Road, Manchester M14 7LT |

**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.

The premises are situated in very close proximity to residential properties and the application is seeking to allow the premises to remain open selling alcohol for 19 hours a day.

GMP are concerned that by allowing this application it will cause an unacceptable level of disturbance to those living in very close proximity to the premises. The potential noise from customers talking outside the premises and by vehicles used by customers to travel to and from the premises in the early hours is of great concern.

Therefore, GMP would ask that this application is refused due to the potential disturbance that may be caused to those living nearby, which in turn could result in confrontation between the residents and the premises operators and end up with calls to GMP.

LOOH


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

|                  |   |
|------------------|---|
| Name             | Saeed Akhtar                                      |
| Job Title        | Neighbourhood Compliance Officer                  |
| Department       | Licensing and Out of Hours Compliance Team        |
| Address          | Level 1, Town Hall Extension, Manchester, M60 2LA |
| Email Address    | [REDACTED]  |
| Telephone Number | [REDACTED]  |

|                    |  |
|--------------------|--|
| Premise Details    |  |
| Application Ref No | REF M293454                            |
| Name of Premises   | Wineshop                               |
| Address            | 243 Princess Road, Manchester, M14 7LT |

**Representation**

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

The Licensing & Out of Hours team have assessed the application to vary the existing timings relating to the opening times and retail sale of alcohol which are:

**Existing hours:**

**Monday – Sunday 11.00am to 00.00**

**Hours applied for:**

**Monday to Wednesday from 11.00 to 00.00**

**Thursday to Sunday from 11.00 to 06.00**

When considering the application, we have taken into account a number of factors including how the applicant demonstrates how the four licensing objectives will be promoted, the nature of the area in which the premises is located, and the licensable activities and hours applied for, we have also considered the opening times of other licenced premises in the area all of which do not sell alcohol beyond midnight.

Licensing and Out of Hours team have concerns that the grant of the application is likely to lead to the licensing objectives being undermined, in particular with public nuisance, these concerns are specifically that the grant of this variation is likely to exasperate problems with noise nuisance from customers frequenting the premises at times when residents in nearby properties would be sleeping, and that street drinking and general anti-social behaviour in the area will increase.

To reduce the potential impact on local residents LOOH would ask that this application be refused.

Nearest residential properties.











Recommendation: Refuse application

Ward Councillor

**From:** Angeliki Stogia [REDACTED]  
**Sent:** 12 October 2023 17:46  
**To:** Premises Licensing <Premises.Licensing@manchester.gov.uk>  
**Subject:** Re: Premises Licence variation 293454/AM2: Wineshop, 243 Princess Road, Manchester, M14 7LT, (Whalley Range ward)

I am writing to object to this request for variation to the licence on the grounds of ASB, noise nuisance and public safety.

The area adjacent the premises is a residential area and the extension to the licencing times until 6am will only exacerbate ongoing issues which include litter, antisocial behaviour and noise nuisance. In addition, the premises are in the vicinity of an extra care scheme that offers apartments exclusively for the over 55s, who deserve to live in peace.

The proposed new opening hours will encourage noise at an unreasonable time by people congregating outside nearby takeaways, either waiting for their friends, or waiting for a taxi. It will also increase the amount of discarded wrappers/food debris that people have to wake up to on Princess Road.

Although I appreciate that the Applicant has requested a licence to provide alcohol, this does not negate the above issues. Easier access to alcohol in the early hours of the morning will fuel the house parties that take place which disturb residents of on a regular basis.

The problems in the area are cumulative in nature, and not just limited to alcohol consumption.

Kind Regards.

Councillor Angeliki Stogia  
Labour Councillor for Whalley Range

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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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