



Licensing Sub Committee Hearing Panel

Date: Monday, 8 January 2024
Time: 10.20 am (or at the rise of the Licensing & Appeals
Sub-Committee Hearing Panel)
Venue: Council Antechamber, Level 2, Town Hall Extension

Everyone is welcome to attend this committee meeting.

Access to the Council Antechamber

Public access to the Council Antechamber is on Level 2 of the Town Hall Extension, using the lift or stairs in the lobby of the Mount Street entrance to the Extension.
There is no public access from any other entrances of the Extension.

Membership of the Licensing Sub Committee Hearing Panel

Councillors - Evans, Hilal and Hewitson

Agenda

1. Urgent Business

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

2. Appeals

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

3. Interests

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

4. Application for the Variation of a Designated Premises Supervisor - Sky Lounge, 241 Barlow Moor Road, Manchester, M21 7QL

5 - 24

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

5. Application for a New Premises Licence - Lower Campfield Market, Part Ground Floor and Mezzanine, Lower Campfield Market, Liverpool Road, Manchester, M3 4FP

25 - 104

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

Information about the Committee

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

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

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

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

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

Smoking is not allowed in Council buildings.

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

Further Information

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

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Tel: 0161 234 4940
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This agenda was issued on **Friday, 22 December 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 – 8 January 2024

Subject: Sky Lounge, 241 Barlow Moor Road, Manchester, M21 7QL - App ref: Variation of Premises DPS 296245

Report of: Director of Planning, Building Control & Licensing

Summary

Application for the grant of an application to vary a licence to specify an individual as premises supervisor, which has attracted objections.

Recommendations

That the Panel determine the application.

Wards Affected: Chorlton Park

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

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

Equal Opportunities Policy
 Risk Management
 Legal Considerations

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

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

Name: Lauren Wade
 Position: Technical Licensing Officer
 Telephone: 0161 234 1460
 E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

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

1. Introduction

- 1.1 On 12/12/2023, an application to vary a premises licence to specify an individual as designated premises supervisor (DPS) under s37 of the Licensing Act 2003 was made in respect of Sky Lounge, 241 Barlow Moor Road, Manchester, M21 7QL in the Chorlton Park ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 Notice of the application was given to Greater Manchester Police in accordance with the Licensing Act 2003. The police may object to the designation of a new DPS where, in exceptional circumstances, they believe that the appointment would undermine the crime prevention objective.
- 1.3 An objection must be given within the period of 14 days beginning with the day on which the police are notified of the application.
- 1.4 A representation from GMP has 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 the licence holder, Mr Salar Henareh.
- 2.3 The proposed designated premises supervisor is Mr Salar Henareh.

3. GMP Representation

- 3.1 The representation from GMP is attached at **Appendix 3**. The personal details of all members of the public have been redacted. An unredacted copy of the representation will be available to the Panel at the hearing.
- 3.2 Summary of the representation:

Party	Grounds of representation	Recommends
GMP	GMP have objected on the grounds of all the Licensing objections being undermined. The proposed DPS is the current Licence Holder, and the Premises Licence is currently subject to review proceedings brought by MCC LOOH team. The issues that led to the review proceedings being applied for include failure to comply with the hours and conditions of the Licence, refusal to provide CCTV and complaints from members of public regarding nuisance. As such GMP question his suitability to become the DPS and	Refuse

	recommend the application be refused.	
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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

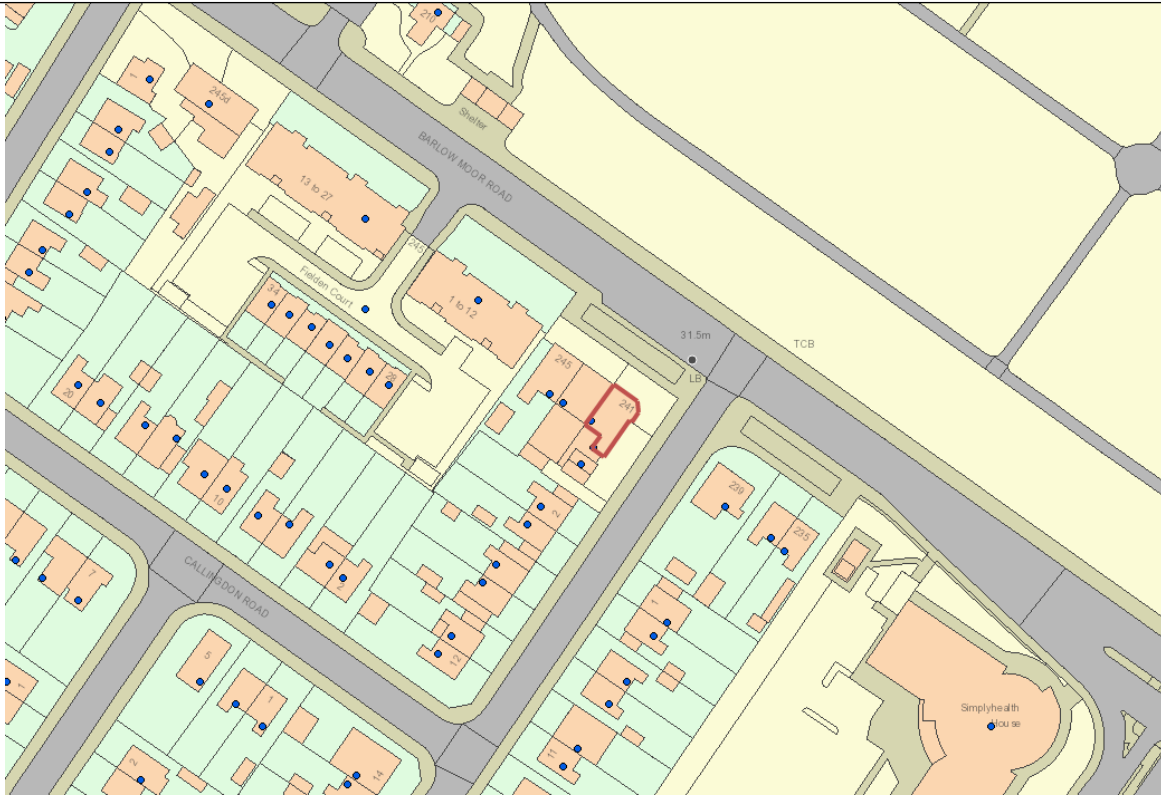
objectives in the city. The Panel may depart from the policies should it consider doing so would benefit the promotion of the licensing objectives. Reasons are to be given for any such departure from the Policy.

- 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.
- 4.6 A licensing authority must carry out its functions under the 2003 Act (“licensing functions”) with a view to promoting the licensing objective of the prevention of crime and disorder.
- 4.7 In considering the matter, the Panel should take into account the representation that has been received from Greater Manchester Police. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council’s licensing policy statement.
- 4.8 Having regard to the representation, the Panel must –
- grant the application; or,
 - reject the application if it considers it appropriate for the promotion of the crime prevention objective to do so.
- 4.9 All licensing determinations should be considered on the individual merits of the application.
- 4.10 The Panel’s determination should be evidence-based, justified as being appropriate for the promotion of the crime prevention licensing objective and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.
- 4.11 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeal. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 4.12 **The Panel is asked to determine the application.**

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Sky Lounge
 241 Barlow Moor Road, Manchester, M21 7QL
 Premises Licensing
 Manchester City Council

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PREMISE NAME:	Sky Lounge
PREMISE ADDRESS:	241 Barlow Moor Road, Manchester, M21 7QL
WARD:	Chorlton Park
HEARING DATE:	08/01/2024

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Application to vary a premises licence (DPS)

Payment Transaction number: SSES00871537 Form Reference number: EF1/1044624

page_1

I or we

Salar Henareh

Premises licence number

287791

Full address of premises including postcode or, if none, ordnance survey map reference or description

241 Barlow Moor Road
Manchester
M21 7QL

Telephone number

[REDACTED]

Description of premises

Licensed Turkish Restaurant and cafe

page_2

Full name of proposed designated premises supervisor

Salar Henareh

Nationality

[REDACTED]

Date of Birth

[REDACTED]

Place of Birth

[REDACTED]

Personal licence number of proposed Designated Premises Supervisor (if none please state)

176798

Issuing Authority of that Licence (if none please state):

Salford City Council

Full name of existing Designated Premises Supervisor (if none please state)

Majid Mirzaeian

I would like this application to have immediate effect under section 38 of the Licensing Act 2003

Yes

If no selected, state the date you want the application to take effect

n/a

We cannot process your application without the accompanying consent form, please confirm how this is being submitted.

Email

If posted, what date was the consent form sent

n/a

Name

Salar Henareh

Address and postcode

[Redacted address]

Telephone number

[Redacted telephone number]

Email

[Redacted email]

The premises licence should now be returned by e-mail to premises.licensing@manchester.gov.uk.

If this is not possible (eg the licence has been lost) please indicate the reasons the licence cannot be returned

These are the files included with this application :-

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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GREATER MANCHESTER POLICE - REPRESENTATION

About You

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

About the Premises

Application Reference No.	296245
Name of the Premises	Sky Lounge
Address of the premises including postcode	241 Barlow Moor Road, Manchester M21 7QL

Your Representation

Please outline your representation below and continue overleaf. This should describe the likely effect of the DPS variation 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 DPS variation in relation to the above premises on the grounds of Prevention of Crime and Disorder, Prevention of Public Nuisance, Public Safety and the Protection of Children from Harm.

The person being proposed for this DPS variation, Mr Salah Henareh is the current Premises Licence Holder of this premises and with this application he is seeking to install himself as the Designated Premises Supervisor of the premises.

The premises licence for this premises and, as such Mr Henareh, are currently subject to review proceedings which were applied for by Manchester City Council Licensing and Out of Hours Team due to the following serious issues:

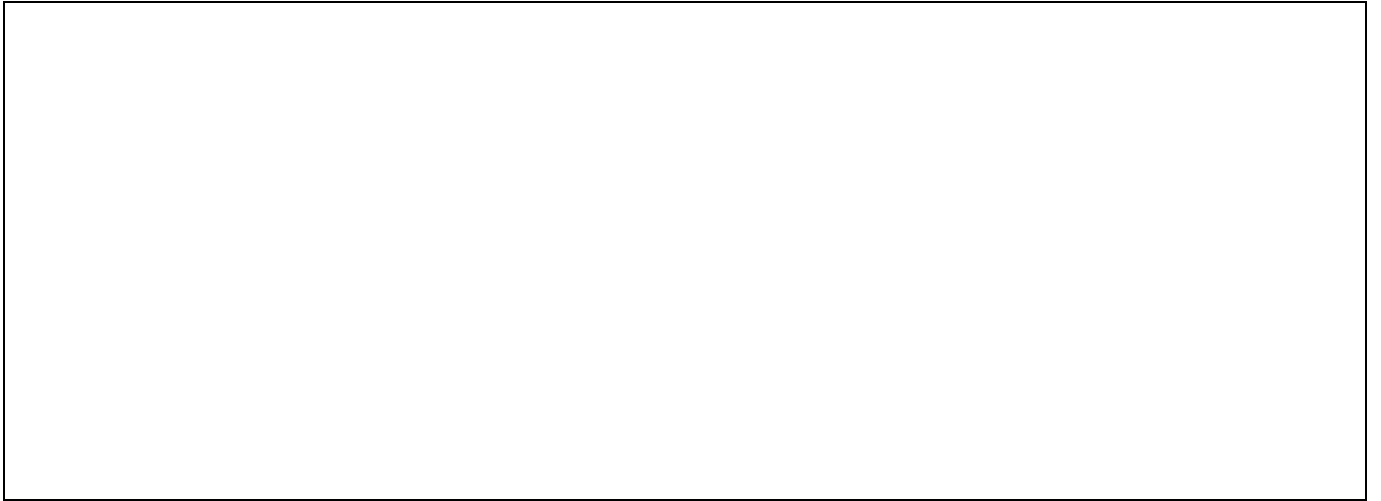
1. Persistent refusal from the Licence Holder to comply with the hours & multiple conditions of the licence.
2. Refusal by the Licence Holder to provide CCTV in line with conditions & in connection with allegations of unauthorised licensable activities.
3. Complaints received by members of the public relating to nuisance & licensing offences.
4. Offences being committed under the Health Act 2006 relating to smoke free legislation.

Therefore, GMP have serious concerns as to his suitability to become the Designated Premises Supervisor due to the issues that have already occurred at the premises and his failure to address them and cooperate with MCC Licensing and out of Hours officers.

Manchester City Council's own Licensing Policy states:

"Where, following an objection by the police, the Licensing Authority are satisfied that the appointment of a person as a Designated Premises Supervisor would undermine the crime prevention licensing objective, the policy is to refuse the appointment or to remove them as the DPS in circumstances where they are already in post."

We therefore ask that this DPS variation is refused.



**Manchester City Council
Report for Resolution**

Report to: Licensing Subcommittee Hearing Panel – 8 January 2024

Subject: Lower Campfield Market, Part Ground Floor and Mezzanine, Liverpool Road, Manchester, M3 4FP - App ref: Premises Licence (new) 295116

Report of: Director of Planning, Building Control & Licensing

Summary

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

Recommendations

That the Panel determine the application.

Wards Affected: Deansgate

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

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

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

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

Name: Lauren Wade
Position: Technical Licensing Officer
Telephone: 0161 234 1460
E-mail: premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

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

1. Introduction

- 1.1 On 03/11/2023, an application for the grant of a Premises Licence under s17 of the Licensing Act 2003 was made in respect of Lower Campfield Market, Part Ground Floor and Mezzanine, Liverpool Road, Manchester, M3 4FP in the Deansgate ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 A 28-day public consultation exercise was undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises, a notice published in a newspaper or similar circulating in the local area, and details of the application published on the Council's website.
- 1.3 Representations may be made for or against an application during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be about the likely effect of the grant of the premises licence on the promotion of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.
- 1.4 Relevant representations have been received in respect of this application and so it must be determined by a Licensing Hearing Panel in accordance with the Council's Constitution.

2. The Application

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The applicant is All Work and Social Operations Limited.
- 2.3 The description of the premises given by the applicant is Part ground floor and basement of Lower Campfield Market. The Wider building is to be used as a co-working space, with this area to be a café/bar/event space within the building. It will be used primarily by tenants of the co-working space but will also be accessible to the general public. The area is outlined in red on the attached plan.
- 2.4 The proposed designated premises supervisor is Anthony Powell.
- 2.5 **The licensable activities applied for:**

Provision of late night refreshment:
Fri to Sat 11pm to midnight

The provision of late night refreshment will take place indoors.

The supply of alcohol for consumption both on and off the premises:
Sun to Thu 10am to 11pm
Fri to Sat 10am to midnight

Opening hours:

Mon to Sun 00:00 to 24:00

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

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

2.6 Activities unsuitable for children

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

2.7 Steps to promote the licensing objectives

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

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

2.8 Further documentation accompanying the application

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

- Smoking Policy
- Dispersal Policy

3. Relevant Representations

3.1 A total of 3 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: no objections

Other Persons:

- Residents (x3).

3.2 Summary of the representations:

Party	Grounds of representation	Recommends
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Residents	All the residents have objected to the application on the grounds of prevention of public nuisance as they all live near the premises and have concerns that the late alcohol hours will lead to noise disturbance from patrons leaving the premises at night. Additionally, Resident 2 believes improvements are needed to soundproof the building structure.	Refuse
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4. Key Policies and Considerations

4.1 Legal Considerations

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

4.2 New Information

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

4.3 Hearsay Evidence

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

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

4.4.1 The Secretary of State's Guidance to the Licensing Act 2003 is provided for all parties involved in licensing. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.

4.4.2 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The Guidance is therefore binding on all licensing authorities to that extent. However, the Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons.

4.4.3 Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.

4.5 **Manchester Statement of Licensing Policy**

4.5.1 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' its statement of licensing policy.

4.5.2 The Licensing Policy sets out the vision the licensing authority has for the regulation of licensed premises throughout Manchester and outlines the standards expected in order to ensure the promotion of the licensing objectives in the city. The Panel may depart from the policies should it consider doing so would benefit the promotion of the licensing objectives. Reasons are to be given for any such departure from the Policy.

4.5.3 Section 4 of the Policy (Operation of the Policy) sets out how the Licensing Policy is intended to be used in practice for licence applications and licensed premises.

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

Section 6: What we aim to encourage

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

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

Section 7: Local factors

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

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

- Identified risk factors specific to the licensed premises
- Evidence of pre-existing problems in the area
- 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.

- MS1 Implement effective security measures at the premises
- MS2 Effective general management of the premises
- MS3 Responsible promotion and sale of alcohol
- MS4 Prevent the use of illegal drugs, new psychoactive substances (NPS) and the spiking of drinks at the premises
- MS5 Prevent on-street consumption of alcohol
- MS6 Provide a Duty of Care for intoxicated or vulnerable customers and medical emergencies
- MS7 Maintain a safe capacity
- MS8 Prevent noise nuisance from the premises
- MS9 Effectively manage exterior spaces (e.g. beer gardens, smoking areas, table and chair areas on the highway)
- MS10 Operate effective cleansing arrangements, including ensuring the premises and surrounding area are kept clean and free of litter, and adequate arrangements for the secure and responsible storage of refuse
- MS11 Ensure the wellbeing of children on the premises
- MS12 Prevent underage sales of alcohol, including proxy sales

Section 11: The use of tables and chairs on the public highway

This section provides that the operation of any areas on the public highway licensed for tables and chairs should be considered with regard to all relevant Standards set out in Section 8 of the Policy.

Section 12: Premises Licences for large-scale public events

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

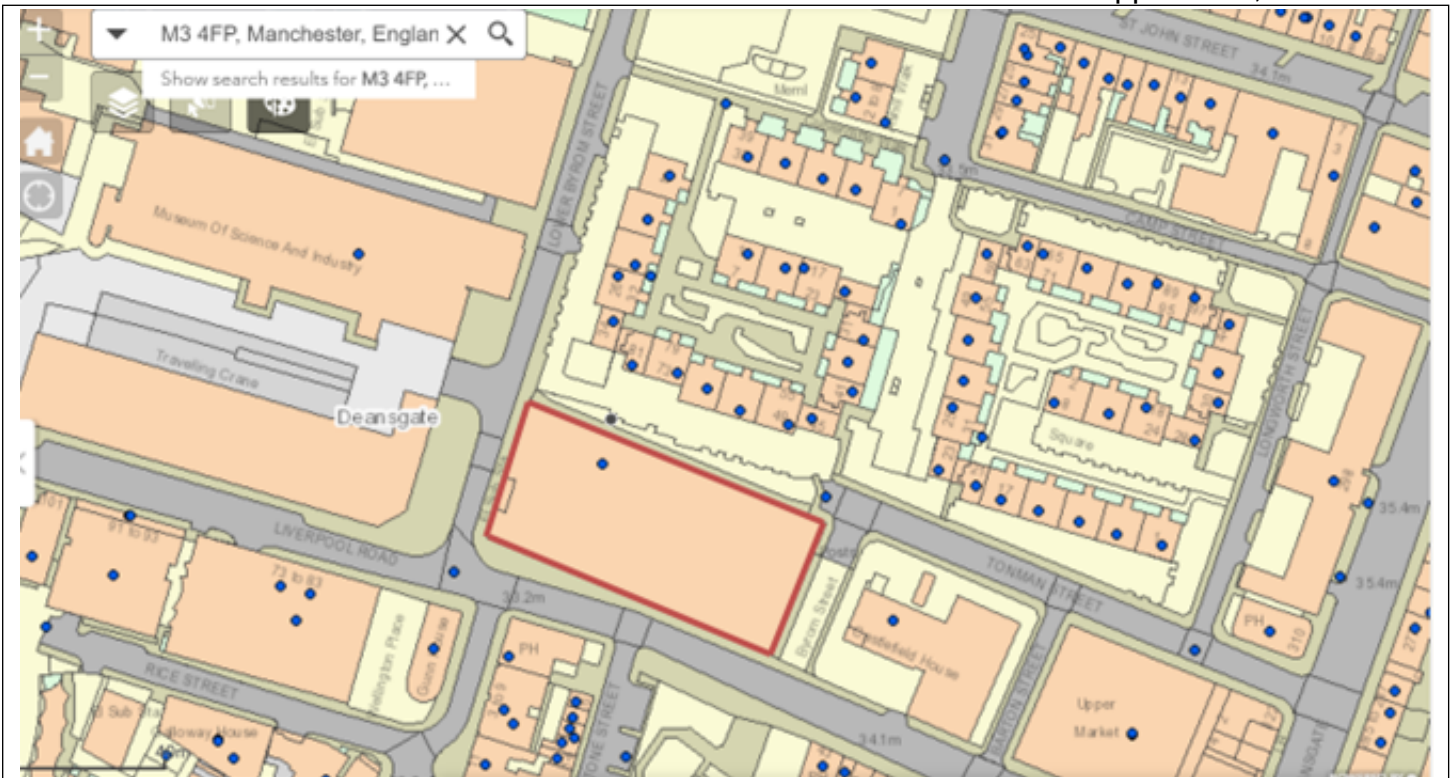
5. Conclusion

- 5.1 A licensing authority must carry out its functions under this Act (“licensing functions”) with a view to promoting the licensing objectives:
- the prevention of crime and disorder
 - public safety;
 - the prevention of public nuisance; and
 - the protection of children from harm.
- 5.2 In considering the matter, the Panel should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council’s licensing policy statement.
- 5.3 Having regard to the representations, the Panel must take such of the steps set out below that it considers appropriate for the promotion of the licensing objectives:
- a) To grant the licence subject to:
 - i. the conditions consistent with the operating schedule accompanying the application, which the Panel may modify to such extent as they consider appropriate, and
 - ii. any mandatory conditions that must be included in the licence;
 - b) To exclude from the scope of the licence any of the licensable activities to which the application relates;
 - c) To refuse to specify the person proposed in the application as the designated premises supervisor;
 - d) To reject the application.
- 5.4 The conditions consistent with the operating schedule may be modified to alter or omit any of them or to add any new condition, including restricting the times at which licensable activities authorised by the licence can take place.
- 5.5 All licensing determinations should be considered on the individual merits of the application.
- 5.6 The Panel’s determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.
- 5.7 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 5.8 **The Panel is asked to determine the application.**

Lower Campfield Market
Liverpool road,
Manchester, M3 4FP
Premises Licensing
Manchester City Council

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PREMISE NAME: Lower Campfield Market

PREMISE ADDRESS: Lower Campfield Market, Part Ground Floor and Mezzanine, Liverpool Road, Manchester, M3 4FP

WARD: Deansgate

HEARING DATE: 8/01/2024

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We All Work and Social Operations Limited

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Part Ground Floor and Mezzanine, Lower Campfield Market, Liverpool Road			
Post town	Manchester	Postcode	M3 4FP
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£Under construction	

Part 2 - Applicant details

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

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

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

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name All Work and Social Operations Limited
Address C/O Allied London, Suite 1, Bonded Warehouse, 18 Lower Byrom Street, Manchester, England, M3 4AP
Registered number (where applicable) 14802607
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0 2	1 2	2 0 2 3

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Part ground floor and basement of Lower Campfield Market. The wider building is to be used as a co-working space, with this area to be a café/bar/event space within the building. It will be used primarily by tenants of the co-working space but will also be accessible to the general public.

The area is outlined in red on the attached plan.

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

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input 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								
Tue								
Wed								
Thur								
Fri								
Sat								
Sun								
						<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
						<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films 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			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

C

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

D

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

E

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

F

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

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" 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 4)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur					
Fri	23:00	00:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	23:00	00:00			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	10:00	23:00			
Tue	10:00	23:00			
Wed	10:00	23:00			
Thur	10:00	23:00			
Fri	10:00	00:00			
Sat	10:00	00:00			
Sun	10:00	23:00			

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

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

M

Describe the steps you intend to take to promote the four licensing objectives:

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

Please see attached operating schedule and policies.

b) The prevention of crime and disorder

Please see attached operating schedule and policies.

c) Public safety

Please see attached operating schedule and policies.

d) The prevention of public nuisance

Please see attached operating schedule and policies.

e) The protection of children from harm

Please see attached operating schedule and policies.

Checklist:**Please tick to indicate agreement**

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

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

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

Part 4 – Signatures (please read guidance note 11)

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

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

	her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	██████████
Date	3 rd November 2023
Capacity	Solicitors and Authorised Agents

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

Signature	
Date	
Capacity	

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

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

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

10. Within 28 days of the granting of the licence, the premises licence holder shall evaluate any risks identified through the security assessment and take prompt steps to eliminate them or to reduce the risk as far as is reasonably practicable. A documented record must be maintained of any remedial action implemented and made available upon request to any police officer or an authorised officer of Manchester City Council.
11. The premises must have a documented security plan, which sets out counter measures to be implemented in response to a terrorist attack that incorporates the principles of 'Guide', Shelter' and 'Communicate' as appropriate in conjunction with relevant National Counter Terrorism Security Office (NACTSO) / Centre for the Protection of National Infrastructure (CPNI) guidance, and the purposes of those procedures and the necessity of following them must be understood by those carrying them out:
- Guide – Direct people towards the most appropriate location (in vacuation, evacuation, hide)
 - Shelter – Understand how your place or space might be able to lock-down and shelter people within it for several hours
 - Communicate – Have a means of communicating effectively and promptly with users of your place and have staff capable of giving clear instructions. Also have the capability of integrating with any response or rescue operation by providing information such as building plans
12. Open containers of alcohol shall not be removed from the building.
13. All staff authorised to sell alcohol shall be trained in:
- (i) Relevant age restrictions in respect of products
 - (ii) Prevention of underage sales
 - (iii) Prevention of proxy sales
 - (iv) Maintenance of the refusals log
 - (v) Recognising signs of drunkenness and vulnerability
 - (vi) How overservice of alcohol impacts on the four objectives of the Licensing Act 2003
 - (vii) How to refuse service
 - (viii) The premises' duty of care policy, understanding and dealing with situations involving vulnerable people, and incidents of harassment; and how to report issues of modern slavery and trafficking
 - (ix) Action to be taken in the event of an emergency, including the preservation of a crime scene and reporting an incident to the emergency services
 - (x) The conditions in force under this licence.
- This training shall be documented and repeated at 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.
14. A refusals record must be kept at the premises which details all refusals to sell alcohol. This record must include the date and time of the incident, the name of the staff member who refused the sale, and the reason the sale was refused. All entries must be made within 24 hours of the refusal. The record must be made available for inspection and copying within a reasonable time of a request by an officer of a Responsible Authority.

B) Public Safety

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

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

C) The Prevention of Public Nuisance

1. Noise from the premises shall not be such as to cause a noise nuisance to occupants of nearby premises.
2. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
3. There shall be no noise or odours caused by the kitchen extraction equipment that gives rise to a nuisance.
4. The exterior of the building shall be cleared of litter at regular intervals.
5. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.
6. All external doors and windows must be kept shut after 21:00, save for normal access and egress.
7. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).
8. Customers shall only be permitted to smoke on Liverpool Road.
9. The emptying of bins into skips will take place internally at all times.
10. Refuse collections will not take place between 8pm and 8am.
11. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
12. Deliveries to the premises will not take place between 8pm and 8am.

13. Delivery drivers will be requested to park for the purposes of making deliveries on Liverpool Road at the junction with Byrom Street. Delivery drivers will be instructed not to use Tonman Street for the purpose of making deliveries.
14. No entry shall be permitted to the licensed area after 23:00 on a Friday and Saturday.
15. The frontage of the licensed premises which faces Tonman Street shall be acoustically attenuated such as to ensure that noise does not escape so as to cause a nuisance to occupants of nearby noise sensitive premises.
16. The only access and egress point to/from the licensed area for persons who are not working elsewhere in the building in which the licensed area is located shall be on Liverpool Road.
17. All windows and doors on the Tonman Street frontage shall be closed no later than 8pm daily.
18. Staff shall not be permitted to access or egress the premises via any door on Tonman Street after 8pm daily.
19. The maximum capacity of the licensed area at any one time shall be 140 persons, excluding staff.

D) The Protection of Children From Harm

1. The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an EU/EEA national ID card or similar document, an HM Forces warrant card, a card bearing the PASS hologram, or any electronic or biometric age verification technology approved by the licensing authority.
2. The premises shall display prominent signage indicating that the Challenge 25 scheme is in operation.
3. The premises shall display prominent signage indicating that it is an offence to buy or attempt to buy alcohol for a person who is under 18 and for a person under the age of 18 to buy or attempt to buy alcohol.
4. Staff training will include the Challenge 25 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.

DISPERSAL POLICY

1. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons.
2. Staff Members (including SIA registered door staff, when employed) will advise patrons to leave the premises quickly and quietly out of respect for neighbours.
3. Notices will be displayed requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff.
4. Management and staff will ensure the removal of all bottles and drinking receptacles from any patron before exiting the premises (this does not apply in the case of alcohol sold for the purpose of consumption off the premises).
5. Management and staff will actively discourage our customers from assembling outside the premises at the end of the evening.
6. A suitable member of staff or door staff (when employed) will be visible at each public entrance/exit to control the dispersal, to remind people to leave quietly, and to prevent patrons from re-entering the premises.

SMOKING POLICY

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

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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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RES 1

From: [REDACTED]

Sent: 15 November 2023 09:56

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

Subject: 295116/LH6

Dear Sirs,

I am happy to see the use of the historic building but the alcohol licence applied for is inconsistent in one respect with the Council's expressed desire to encourage families to live in the city centre and the protection of children and prevention of public nuisance. The evening hours for provision of alcohol are only for provision to the general public especially large private parties. The exiting causes a great deal of noise. 11pm finishing time on a Sunday is too late for children going to school on Monday morning. There are already 12 licensed restaurants on Liverpool Road and they are already serving this market for the public but further from our residential are. This application creates the noise immediately in our vicinity

Yours faithfully

[REDACTED]

[REDACTED]

RES 2

From: [REDACTED]
Sent: 30 November 2023 15:50
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: [REDACTED]
Subject: Premises Licence application Reference: 295116/LH6 - Lower Campfield Market

Hello,

I am writing to register my concerns regarding the Premises Licence application (Reference: 295116/LH6) in relation to Lower Campfield Market.

I am a long-term resident of [REDACTED] which is part of [REDACTED]. I value living in the city centre, having lived at various places across the city centre for the best part of 30 years. I've lived at [REDACTED] for over 10 years. It is a well-established residential community, where neighbours look out for each other - and although it is in the centre of town, it is quite quiet.

I welcome Lower Campfield Market being brought back into use and have been supportive of the plans to do so. During all previous consultations regarding Allied London's plans for the wider neighbourhood we were assured that they were looking to create co-working spaces within both Campfield Market buildings. It was only recently that we were advised that these plans now included a bar and events space.

I am concerned about the potential for this to cause nuisance, particularly in relation to noise.

I live extremely close to Lower Campfield Market. The proposed bar area will be directly across from my bedroom window, and at that point the market building largely comprises of a strip of very thin panes of glass.

As a structure, Lower Campfield Market is poorly sound-proofed. During the previous tenure of the building by the Museum of Science and Industry, an attempt to run evening events had to be quickly cut short due to the resulting noise nuisance to local residents.

I understand from recent consultation events that there are no plans to improve soundproofing of the building structure. There is a proposal to use a sound-proofing curtain within the building, however I'm unclear how well-tested such an approach is. I'd welcome the Licensing Sub-Committee seeking proper assurances from the applicant regarding that.

We will be living next to a building that will operate for 24 hours day seven days a week. To then add on to that provision for evening events catering for up to 140 people at a time does cause me concern. Without the appropriate mitigating measures, there is real potential for noise nuisance from within the building itself as well as when people leave late in the evening, and early morning.

I appreciate that city centres have a diversity of uses, and Manchester is growing and evolving. However, thriving cities should also include well-established residential communities, and efforts should be made to support them in continuing to remain part of the make-up of the city. My immediate neighbours and I are all in full-time employment and work long hours. At some point everyone needs to sleep.

The applicants feel that alcohol provision is a key part of a modern workplace. While it is not a working environment that many would recognise (beyond maybe 10 Downing Street), that is not my concern.

My main concern is that in seeking to have such a wide-ranging licence, All Work and Social will have a real impact on the 'quiet enjoyment' that we currently experience as residents [REDACTED]

I would ask that the Licensing Sub-Committee kindly take into account the potential for nuisance from the premises due to lack of adequate sound insulation, and the late licensed hours proposed.

I am grateful for the efforts that All Work and Social have made in engaging with residents and listening to concerns. While I welcome their decision to slightly reduce the licensed hours they were seeking, I still feel that midnight on Friday and Saturday is slightly too late for a building, and a proposed bar area, that is in such close proximity to residents' bedrooms.

All Work and Social also advised us that they intend to offer various conditions, including the following, "to be attached to the licence, if granted, to provide safeguards to (us) as residents". I would ask that the Licensing Sub-Committee ensure that these safeguards are put in place.

These were:

- Conditions requiring that no noise or vibration shall emanate from the premises such as to cause a nuisance;
- A requirement that the kitchen extraction system does not cause a nuisance;
- A requirement that deliveries and refuse collections take place only between 8am and 8pm;
- A no entry provision after 11pm on a Friday and Saturday to avoid the possibility (which we consider remote in any case) of attracting anyone leaving the pubs on Liverpool Road after last orders;
- A condition requiring the acoustic attenuation of the Tonman Street frontage to ensure no noise nuisance;
- A condition restricting the access and egress point to Liverpool Road only for customers and for staff after 8pm;
- A condition restricting the maximum capacity to 140 persons at any one time.

Thank you for taking the time to read through my concerns, I hope that in considering the licence application, proper consideration is given to the potentially significant noise nuisance impacts on neighbouring residential properties.

Many thanks,

[REDACTED]

[REDACTED]

I have cc-ed in both my local Councillor and the Chair of [REDACTED].

RES 3

From: [REDACTED]
Sent: 01 December 2023 09:48
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Opposal to lower campfield market license

Hello

I will make this as short as possible.

This building was a museum when I purchased my apartment which sits within 20m from lower campfield market.

As a result any alcohol license is a more than considerable shift in use for the building.

Reasons for opposal:

* Alcohol encourages public nuisance as we all know. Especially the outdoor consumption being requested and considering the gardens on our estate and opposite my flat sit near the building there is no doubt these will be used for urination

* Adding to this there is an increased likelihood of people trying to cut through the estate and when they see the gate that sits below my flat closed they will most likely jump it creating a nuisance and in the process damage it as has happened before

*Alcohol means glass containers and glass means hazard/noise. The pavements have enough of it shattered on and this poses a hazard for people especially those with pets. This also being me to my problem with the bottle bins being emptied after closed at day midnight creating excessive noise- and this won't be done in the morning since they will want the bins collecting early before reopening

I can keep going but I will have to stop myself there before it frustrated me more.

Can I plead to your personal side and ask you to reject this proposal.

I do shift work and buying this property in this part of the city was very important to me given my unsociable hours and the last thing I need is to become fatigued and go to my extremely safety critical job as an airline pilot suffering from sleep deprivation.

That is all and if you have any more questions don't hesitate to ask me

Thanks for your time

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

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

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Schedule of Licence Conditions

Conditions consistent with the operating schedule	Agreed	Proposed by
<ol style="list-style-type: none"> 1. The premises shall operate a CCTV system that complies with the minimum requirements of the GMP Licensing Team. 2. The premises licence holder must ensure that: <ol style="list-style-type: none"> (i) Cameras are located within the premises to cover all public areas (not including the toilets) and all entrances and exits; (ii) The system records clear images enabling the identification of individuals; (iii) All recorded footage is securely retained for a minimum period of twenty-eight days; (iv) The CCTV system operates at all times the premises are open for licensable activities; (v) All equipment must have constant and accurate time and date generation; (vi) The CCTV system is fitted with security functions to prevent recordings being tampered with; (vii) There is at least one member of trained staff at the premises during opening hours able to provide viewable copies on request to police or authorised local authority officers as soon as is reasonably practicable in accordance with all relevant data protection legislation. 3. SIA registered door supervisors shall be employed at the premises in accordance with a risk assessment, to be carried out by the DPS. 4. When employed, all door supervisors on duty at the premises must correctly display their current SIA accreditation and be briefed on their responsibilities and relevant company operating procedures before they commence duty. 5. When employed, all door supervisors shall wear high visibility armbands. 6. When employed, a register of door supervisors shall be maintained at the premises and shall include: <ol style="list-style-type: none"> i. The SIA registration number of door staff on duty; ii. the identity of each member of door staff; iii. the dates and times the door staff are on duty. 7. At all times that the premises are open to the public for licensable activities, at least 1 member of staff and 1 member of door staff (when employed) must have completed Action Counters Terrorism (ACT) Awareness e-learning training. In addition, a minimum of 1 on-duty manager and 1 on-duty security supervisor/manager must also have attended a Counter Terrorism (CT) Awareness session delivered by Counter Terrorism Policing North West (CTPNW) trained personnel as soon as reasonably practicable. If not completed, they must have registered to attend a course and be 	N/A	Applicant

Schedule of Licence Conditions

<p>able to provide evidence of this if requested by a police officer or authorised officer of the licensing authority.</p> <p>8. The Designated Premises Supervisor must have attended a CT Awareness training session delivered by CTPNW-trained personnel as soon as is reasonably practicable. In all cases, within 28 days of a new Designated Premises Supervisor being named on the licence, they must have registered to attend a course and be able to provide evidence of this if requested by a police officer or authorised officer of Manchester City Council.</p> <p>9. There must be a documented security assessment, which must incorporate counter terrorism measures for the premises. The assessment shall be routinely reviewed and must be reviewed following the elevation of the change of the national threat level. All reviews shall be documented.</p> <p>10. Within 28 days of the granting of the licence, the premises licence holder shall evaluate any risks identified through the security assessment and take prompt steps to eliminate them or to reduce the risk as far as is reasonably practicable. A documented record must be maintained of any remedial action implemented and made available upon request to any police officer or an authorised officer of Manchester City Council.</p> <p>11. The premises must have a documented security plan, which sets out counter measures to be implemented in response to a terrorist attack that incorporates the principles of 'Guide', Shelter' and 'Communicate' as appropriate in conjunction with relevant National Counter Terrorism Security Office (NACTSO) / Centre for the Protection of National Infrastructure (CPNI) guidance, and the purposes of those procedures and the necessity of following them must be understood by those carrying them out:</p> <ul style="list-style-type: none"> • Guide – Direct people towards the most appropriate location (invacuation, evacuation, hide) • Shelter – Understand how your place or space might be able to lock-down and shelter people within it for several hours • Communicate – Have a means of communicating effectively and promptly with users of your place and have staff capable of giving clear instructions. Also have the capability of integrating with any response or rescue operation by providing information such as building plans <p>12. Open containers of alcohol shall not be removed from the building.</p> <p>13. All staff authorised to sell alcohol shall be trained in:</p> <ol style="list-style-type: none"> (i) Relevant age restrictions in respect of products (ii) Prevention of underage sales (iii) Prevention of proxy sales (iv) Maintenance of the refusals log (v) Recognising signs of drunkenness and vulnerability 		
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Schedule of Licence Conditions

<p>(vi) How overservice of alcohol impacts on the four objectives of the Licensing Act 2003</p> <p>(vii) How to refuse service</p> <p>(viii) The premises' duty of care policy, understanding and dealing with situations involving vulnerable people, and incidents of harassment; and how to report issues of modern slavery and trafficking</p> <p>(ix) Action to be taken in the event of an emergency, including the preservation of a crime scene and reporting an incident to the emergency services</p> <p>(x) The conditions in force under this licence.</p> <p>14. This training shall be documented and repeated at 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.</p> <p>15. A refusals record must be kept at the premises which details all refusals to sell alcohol. This record must include the date and time of the incident, the name of the staff member who refused the sale, and the reason the sale was refused. All entries must be made within 24 hours of the refusal. The record must be made available for inspection and copying within a reasonable time of a request by an officer of a Responsible Authority.</p> <p>16. The premises licence holder shall ensure that at all times when licensable activities are taking place, there is an appropriate number of competent person(s) able to administer first aid, that an adequate and appropriate supply of first aid equipment and materials is available on the premises, and that adequate records are maintained in relation to the supply of any first aid treatment.</p> <p>17. Regular safety checks shall be carried out by staff.</p> <p>18. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.</p> <p>19. Any and all of the following incidents must be noted including pertinent details and, as appropriate, reported promptly so that investigations can be made and action taken:</p> <ol style="list-style-type: none"> a. alleged crimes reported to the venue or by the venue to the police b. ejections of patrons c. complaints received d. incidents of disorder e. seizures of drugs, offensive weapons, fraudulent ID or other items f. faults in the CCTV system, searching equipment or scanning equipment g. visit by a responsible authority or emergency service 		
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Schedule of Licence Conditions

<p>20. Incident logs (which may be kept electronically) must be kept at the premises for at least 6 months and must be made available on request to the police or an authorised officer of the licensing authority.</p> <p>21. The Premises maintain public liability insurance.</p> <p>22. The premises shall have a documented Duty of Care policy for managing intoxicated and vulnerable customers and dealing with incidents of harassment at the premises. The policy shall also include provision for persons refused entry to the premises who are also considered vulnerable by staff.</p> <p>23. Noise from the premises shall not be such as to cause a noise nuisance to occupants of nearby premises.</p> <p>24. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.</p> <p>25. There shall be no noise or odours caused by the kitchen extraction equipment that gives rise to a nuisance.</p> <p>26. The exterior of the building shall be cleared of litter at regular intervals.</p> <p>27. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.</p> <p>28. All external doors and windows must be kept shut after 21:00, save for normal access and egress.</p> <p>29. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).</p> <p>30. Customers shall only be permitted to smoke on Liverpool Road.</p> <p>31. The emptying of bins into skips will take place internally at all times.</p> <p>32. Refuse collections will not take place between 8pm and 8am.</p> <p>33. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.</p> <p>34. Deliveries to the premises will not take place between 8pm and 8am.</p> <p>35. Delivery drivers will be requested to park for the purposes of making deliveries on Liverpool Road at the junction with Byrom</p>		
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Schedule of Licence Conditions

<p>Street. Delivery drivers will be instructed not to use Tonman Street for the purpose of making deliveries.</p> <p>36.No entry shall be permitted to the licensed area after 23:00 on a Friday and Saturday.</p> <p>37.The frontage of the licensed premises which faces Tonman Street shall be acoustically attenuated such as to ensure that noise does not escape so as to cause a nuisance to occupants of nearby noise sensitive premises.</p> <p>38.The only access and egress point to/from the licensed area for persons who are not working elsewhere in the building in which the licensed area is located shall be on Liverpool Road.</p> <p>39.All windows and doors on the Tonman Street frontage shall be closed no later than 8pm daily.</p> <p>40.Staff shall not be permitted to access or egress the premises via any door on Tonman Street after 8pm daily.</p> <p>41.The maximum capacity of the licensed area at any one time shall be 140 persons, excluding staff.</p> <p>42.The Challenge 25 scheme must be operated to ensure that any person who appears to be under the age of 25 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, photo card driving licence, an EU/EEA national ID card or similar document, an HM Forces warrant card, a card bearing the PASS hologram, or any electronic or biometric age verification technology approved by the licensing authority.</p> <p>43.The premises shall display prominent signage indicating that the Challenge 25 scheme is in operation.</p> <p>44.The premises shall display prominent signage indicating that it is an offence to buy or attempt to buy alcohol for a person who is under 18 and for a person under the age of 18 to buy or attempt to buy alcohol.</p> <p>45.Staff training will include the Challenge 25 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.</p>		
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Schedule of Licence Conditions

Conditions proposed by objectors	Agreed	Proposed by
None		