

Licensing Sub Hearing Panel Hearing Panel

Minutes of the meeting held on Monday, 14 October 2024

Present: Councillor Riasat - in the Chair

Councillors: Bano and Hewitson

**LCHP/24/61. Application for a New Premises Licence - The Creameries,
406 Wilbraham Road, Manchester, M21 0SD**

The Hearing Panel considered a report from the Director of Planning, Building Control and Licensing concerning an application for a New Premises Licence. The Hearing Panel considered the written papers of the parties submitted and the oral representations of the parties who attended, as well as the relevant legislation.

The applicant addressed the Hearing Panel, noting that they were experienced operators. The application was for an all-day café/bar. There would be no drinks promotions or regulated entertainment. The premises would be based on food and drink. It was hoped that the application was appropriate to the area of Chorlton.

Clarity was sought by the panel's legal representative that the applicant was happy with the conditions agreed by with the Responsible Authorities. The applicant confirmed that they were, noting their experience in managing the areas in those conditions.

The applicant summed up that they had agreed with Licensing Out of Hours to not use the outside area beyond 11.00pm. The remaining objector had concerns regarding noise emanation and requested more restrictive hours than those already in place. The applicant felt that the conditions in place were strong enough to alleviate those concerns.

In reaching its decision, the Panel has also considered the Council's Statement of Licensing Policy, the Licensing Act 2003, the Regulations made there under and the Guidance issued by the Secretary of State under Section 182 of that Act as well as the licensing objectives. The panel were satisfied that the applicant was an experienced and responsible operator.

Decision

To grant the application for a New Premises Licence subject to the conditions agreed with Licensing Out of Hours.

**LCHP/24/62. Application for a New Premises Licence - Rufta House, First
Floor and Second Floor, 100 Wilmslow Road, M14 5AJ**

The Hearing Panel were informed that the remaining objection from Licensing Out of Hours had been agreed and withdrawn, therefore no decision was necessary.

LCHP/24/63. Application for a Premises Licence Variation - Ekelpse, Unit 1, 163-165 Great Ducie Street, M3 1FF

The Hearing Panel considered a report from the Director of Planning, Building Control and Licensing concerning an application for a Premises Licence Variation. The Hearing Panel considered the written papers of the parties submitted and the oral representations of the parties who attended, as well as the relevant legislation.

The applicant addressed the Hearing Panel, noting that they had applied for a variation due to conditions on the previous licence being unclear and poorly worded, making them difficult to understand. A member of the Licensing Out of Hours team had advised the applicant to make the variation application to solve that problem. The previous licence had no seasonal variation regarding hours, which this variation application also sought to fix.

The panel noted that the objections submitted by Licensing Out of Hours and Greater Manchester Police had been withdrawn now that conditions had been agreed. They asked if the applicant had any comment on the remaining resident objections. The applicant noted that they had spoke to one of the residents and informed them of the agreement with LOOH and GMP. They felt that the objector was happy with this.

The panel's legal representative sought clarity on the hours applied for. The applicant noted that they had originally requested an extra 30 minutes per day, but this had now been withdrawn from the application in agreement with LOOH and GMP. The only extended hours applied for were seasonal variations.

The applicant summed up by stating that they were trying to build their business with no intention of causing a nuisance. They wanted to work with their neighbours and responsible authorities to ensure they did not cause any issues.

In reaching its decision, the Panel has also considered the Council's Statement of Licensing Policy, the Licensing Act 2003, the Regulations made there under and the Guidance issued by the Secretary of State under Section 182 of that Act as well as the licensing objectives. The panel were satisfied that the applicant had agreed conditions with the Responsible Authorities.

Decision

To grant the variation application subject to the conditions agreed with Licensing Out of Hours and Greater Manchester Police.