

# GREATER MANCHESTER POLICE - REPRESENTATION

## About You

Name	<b>PC Alan Isherwood</b>
Address including postcode	1 <sup>st</sup> Floor Manchester Town Hall Extension Lloyd Street 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 242299</b>
Name of the Premises	<b>Brickworks</b>
Address of the premises including postcode	Basement, Barton Arcade, Manchester M3 2BJ

## 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, Public Safety and the Prevention of Public Nuisance.

The application seeks to allow the premises to sell alcohol, permit regulated entertainment and provide late night refreshment until 3am Sunday to Thursday and until 6am in Friday and Saturday

The location where the premises are situated has other licence premises but these all finish their licensable activities by 4am at the weekend and GMP would not want to see any premises extending this terminal hour in the location as it would have a massive impact on the GMP night time operation.

At the moment the operation commander is able to redeploy resources from this location to other more problematic areas of the city centre from 4am but if this licence was granted with the 6am finish this would not be possible as patrols would have to remain in this location to maintain order and keep the peace.

GMP have no problem with the 3am finish during the rest of the week but if this licence was granted we would ask that the licensable activities on Fridays and Saturdays be pulled back to 04:00 with the premises closing at 04:30. We also would have expected to see a more robust doorstaff condition on the application so we would ask that the following conditions are also attached to the licence if it is granted:

**A Risk assessment will be prepared for all events at the premises. For non-corporate/product launch events that are running after 2300 hours door staff will be employed at the premises from 2200 hrs until close, at a ratio of 1 door supervisor to 100 customers, with a minimum of 2 door supervisors on duty. A door supervisor deployment plan will be written and door staff will be deployed where risk assessed to ensure sufficient members of the SIA door team are placed at areas within the premises requiring additional supervisor. The Premises Licence Holder will deploy at least 1 door supervisor per 100 people in the queue to enter the premises.**

**At least one member of door staff at the entrance to the premises will wear and use a body cam to record all incidents of disorder and all ejections. All door staff shall wear hi-vis jackets/vests whilst on duty.**



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

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

**Premise Details**

Application Ref No	242299
Name of Premises	Brickworks
Address	Basement, Barton Arcade, Manchester, M3 2BJ

**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 have assessed the likely impact of the granting of this application taking into account a number of factors, including the nature of the business, location of the premise, the Councils Statement of Licensing Policy 2016-2021 and any potential risk that the granting of this variation application will undermine the Council Licensing Policy including the four licensing objectives of public nuisance, crime and disorder, protection of children from harm and public safety.

As a result of our assessment we have concerns that the granting of this application is likely to lead to issues of public nuisance and the undermining of the Council's Licensing Policy.

This is a large capacity premises located in the sub-basement of Barton Arcade covering approximately 10,000 sq.ft, the full footprint of the Barton Arcade complex demonstrated in **Exhibit AO1**. The premises has residential properties within 30 meters of the venue.

The layout of the venue is not a large open plan space but rather a series of linked spaces including a cinema, stage and other various spaces shown in **exhibit AO2**. The plan of the premises, see **exhibit AO3** does not include sufficient detail of how CCTV will cover the premises for the days stipulated on the application. This raises concerns about public safety, in particular with regards to how responsible authorities may investigate any offences committed within areas of the venue that may not be covered by CCTV.

The entrance/ exit to the venue is on Barton Square which is a narrow back street between Barton Arcade and St Ann's Square, see **Exhibit AO4**.

The applicant has made a request for a new premises licence which largely replicates the active premises licence, **see exhibit AO5**; the application has a new premises licence holder but with the existing DPS.

Changes requested from the active licence:

**Change in hours:**

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

**From:** Mon to Sun 1000 to 0200

**To:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0600

Provision of late night refreshment:

**From:** Mon to Sun 1000 to 0200

**To:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0600

The supply of alcohol for consumption on the premises:

**From:** Mon to Sun 1000 to 0200

**To:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0600

Opening hours:

**From:** Mon to Sun 1000 to 0230

**To:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0600

**Non-standard timings:**

On all Bank Holiday Sundays, licensable activities will be extended to 06:00.

**Omitted conditions:**

**Annex 3**

1. The occupancy of the premises shall be restricted to no more than 280 persons at any one time.
2. Staff will be trained in the law relating to underage sales and the operation of the conditions attached to this licence and that training shall be documented and repeated at 6 monthly intervals
3. The premises shall be utilised as an event space where licensable activities shall only be provided to customers who have tickets, have signed up to attend an event or are on a guest list.

Section 4.11 of Manchester City Council's Statement of Licensing Policy states that the principles that will be applied in respect of any conditions imposed on licences and certificates by the Licensing Authority should be tailored to the individual type, location and characteristics of the premises and events concerned.

Given that the application has requested significantly later hours, increased the capacity of the premises along with the addition of boxing or wrestling entertainments to the current premise licence, LOOH would have expected to see changes to the operating schedule to reflect the requested changes.

When assessing this application we have given particular consideration to Manchester City Council's statement of Licensing Policy 2016-2021 and how the granting of this application would undermine our Policy, specifically to:

**Paragraph 7.26** refers to consideration the Authority should make to prevention of nuisance such as noise disturbance from people entering and leaving the premises, prevention of disturbance by people outside the premises, litter from premises.

**Paragraph 7.28** in that the licensing authority will give consideration to the appropriateness of hours applied for, having regard for the location of premises and their likely effect of the promotion of the four Licensing

## Objectives

**Paragraph 7.29** the authority considers that late hours will typically be more sensitive and higher risk in causing problems

**Paragraph 7.31** states that the lateness of terminal hour for the premises will often be a contributory factor in the potential for disturbance.

When considering the request to extend the hours of licensable activities on Fridays, Saturdays to 6am, we feel these hours will greatly impact on residents in the vicinity especially on Bank Holiday weekends when the application requests the premises to operate until 06:00 for three consecutive days. These concerns relate specifically to noise by patrons leaving at the terminal hour and those permitted to temporarily leave to smoke.

A further concern is that the premises will become a 'go to' location for patrons potentially already intoxicated wishing to continue their night in the City, as at the weekend premises in the area generally close between 00:00- 04:00hrs. The concern of the LOOH Team is that this would lead to an increase in footfall, which will result in increased noise disturbance in the area, which as previously mentioned contains residential properties within 30 meters of the premises.

The application has not provided any details on how it intends to manage patron's queueing, temporarily leaving the venue to smoke or dispersal management at this location with regards to noise, litter or other instances of nuisance/disorder. I am aware of another premises operated by the Premise Licence Holder where despite numerous request and a condition on the licence which stipulates a copy of the dispersal policy is to be lodged with the Council's Licensing Unit, at the time of writing this representation this document has not been received.

The general description of the premises provided by the applicant is 'Creative Arts, Event Space and Corporate Event Space'. The premises has currently been solely operating as an event space and despite numerous requests for the venue to provide a detailed calendar of events to the LOOH Team this information has never been received.

Officers attended the premises on 4 May 2019 when it was hosting a sneaker festival by Crepe City who specialise in the rarest and most desirable trainers and whom claim on their website to be the largest sneaker event in Europe. Officer's encountered marshalled long queue's that extended as far reaching as Deansgate and St Mary's Gate and causing a public nuisance by blocking fire escapes and entrances to neighbouring businesses, see **exhibits AO6 & AO7**. Officers were so concerned about public safety they raised their concerns and share images with the Chief Inspector (GMP), who was unaware the event and redirected Police Officers to the area.

The active licence has condition 1, annex 3 relating to capacity of 280 persons; at the time of the initial visit the premises was in breach of this condition with 287 patrons on the premises. Following a discussions with the premises manager and promoter approximately 890 tickets, without allocated timescales had been sold with further promotion being conducted by the promoter on Market Street. The DPS was not on site at this time and despite officers being told on numerous occasions that the DPS would contact the officers regarding the concerns around public safety from both LOOH & GMP, the DPS failed to make any contact regarding the event.

Given the historic difficulties in communication with the DPS when solely responsible for this premises, along with the application for him to be a DPS at a similar venue in the City Centre. The LOOH team have concerns with the ability of the DPS to manage and uphold the licensing objective at premises located on either side of the City.

We therefore recommend that in order to prevent the problems described above the following amendments to the hours and conditions should be attached to the Premises Licence, if granted:

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

**From:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0600

**To:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0400

Provision of late night refreshment:

**From:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0600

**To:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0400

The supply of alcohol for consumption on the premises:

**From:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0600

**To:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0400

Opening hours:

**From:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0600

**To:** Sun to Thu 1100 to 0300 Fri to Sat 1100 to 0400

**Non-standard timings:**

On all Bank Holiday Sundays, licensable activities will be extended to one additional hour following the terminal hour.

The DPS shall be on duty on the premises at all times when the premises are holding large capacity events.

The DPS shall ensure that up to date contact information is provided to the Council's Licensing Unit & Greater Manchester Police.

There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.

Staff training shall include procedures to deal effectively with emergency incidents, including:

- i) reporting an emergency to the relevant emergency service
- ii) safe evacuation of customers
- iii) dealing with terrorist threats or incidents.

Training shall be documented and records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.

A direct telephone number for the manager of the premises shall be publicly available at all times the premises are open. This telephone number is to be made available to residents in the vicinity.

There shall be a documented site specific smoking policy, as agreed with the Manchester City Council Environmental Health section, implemented at the premises and **a copy lodged with the Council's Licensing Unit, before the premises opens.**

There shall be a documented site specific queue and dispersal policy, as agreed with

the relevant responsible authorities, implemented at the premises and **a copy lodged with the Council's Licensing Unit, before the premises opens.**

We believe these conditions are proportionate and appropriate to prevent the problems described and to ensure that the licensing objectives are upheld.

In the event the application goes through to a hearing, I reserve the right to include additional information to support my application.

**Recommendation: Approve with Conditions (Outlined Above)**

## Exhibit A01



Marked area is the footprint of Barton Arcade  
(Image taken from the Council's GIS system)

**Exhibit AO2**



(Image taken from a Google search of Barton Arcade Sub-Basement)

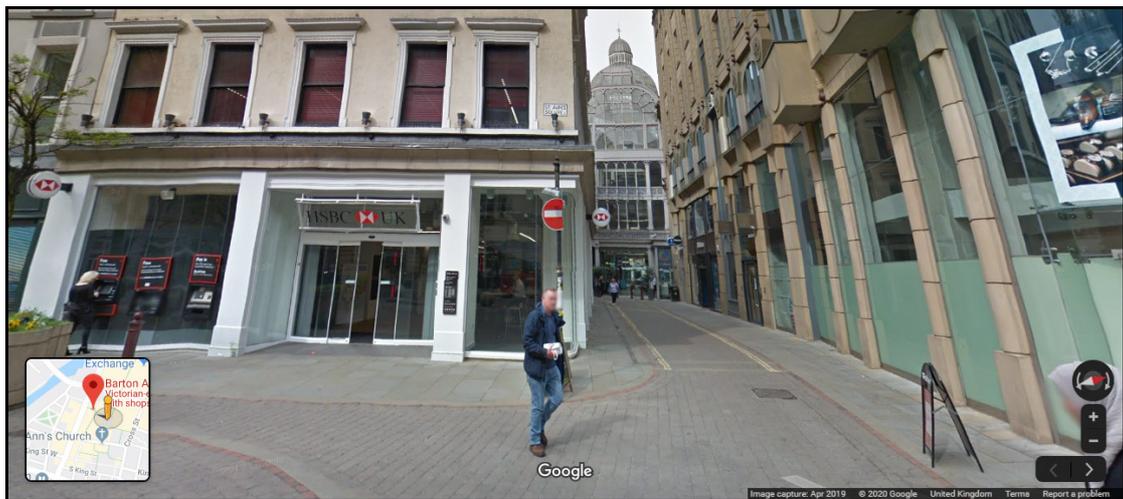


(Image taken from a Google search of Barton Arcade Sub-Basement)

## Exhibit AO4



View of Barton Square, where the main entrance/exit will be located.  
(Image taken from Google Street View)



View of Barton Square, where the main entrance/exit will be located.  
(Image taken from Google Street View)

## Exhibit AO6

Photographs taken approximately 12:55 on 4 May 2019



## Exhibit AO6

Photographs taken approximately 12:55 on 4 May 2019



## Exhibit AO7

Photograph's taken approximately 14:04 on 4 May 2019

