



LICENSING ACT 2003 PREMISES LICENCE

Premises licence number	125245
Granted	08/01/2010
Latest version	DPS variation 234447 granted 25/07/2019

Part 1 - Premises details

Name and address of premises
Whiskey Down 18-22 Lloyd Street, Manchester, M2 5WA
Telephone number
0161 834 4220

Licensable activities authorised by the licence
<ol style="list-style-type: none"> 1. The sale by retail of alcohol*. 2. The provision of regulated entertainment, limited to: <ol style="list-style-type: none"> a. Performance of plays; b. Exhibition of films; c. Indoor sporting events; d. Boxing or wrestling entertainments; e. Live music; f. Recorded music; g. Performances of dance; h. Anything similar to live music, recorded music or the performance of dance. 3. The provision of late night refreshment.
* All references in this licence to "sale of alcohol" are to sale by retail.

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1100	1100	1100	1100	1100	1100	1200
Finish	0400	0400	0400	0400	0600	0600	0400
The sale of alcohol is licensed for consumption both on and off the premises.							
Seasonal variations and Non-standard Timings:							
New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day.							
On the day British Summer Time commences: One additional hour following the terminal hour.							

Recorded music; Performances of dance							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1100	1100	1100	1100	1100	1100	1200
Finish	0400	0400	0400	0400	0630	0630	0400
Licensed to take place indoors only.							
Seasonal variations and Non-standard Timings:							
New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day.							
On the day British Summer Time commences: One additional hour following the terminal hour.							

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

Standard timings

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1100	1100	1100	1100	1100	1100	1200
Finish	0400	0400	0400	0400	0600	0600	0400

Licensed to take place indoors only.

Seasonal variations and Non-standard Timings:

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

On the day British Summer Time commences: One additional hour following the terminal hour.

Provision of late night refreshment

Standard timings

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	2300
Finish	0400	0400	0400	0400	0500	0500	0400

Licensed to take place indoors only.

Seasonal variations and Non-standard Timings:

None

Hours premises are open to the public

Standard timings

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1100	1100	1100	1100	1100	1100	1200
Finish	0430	0430	0430	0430	0630	0630	0430

Seasonal variations and Non-standard Timings:

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

On the day British Summer Time commences: One additional hour following the terminal hour.

Part 2

Details of premises licence holder

Name: Fac251 Ltd
Address: 2nd Floor, 1 City Road East, Manchester, M15 4PN
Registered number: 06161539

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

Name: Joseph Nguty
Address: [REDACTED]
Personal Licence number: 051628
Issuing Authority: Manchester City Council

Annex 1 – Mandatory conditions

Door Supervisors

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

Supply of alcohol

2. No supply of alcohol may be made under this premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence or,
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

3. Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

4.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

5.
 - (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price, which is less than the permitted price.
 - (2) For the purposes of the condition set out in (1) above–
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - (b) “permitted price” is the price found by applying the formula–

$$P = D + (D \times V)$$

where –

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

day.

6. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
7. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
 8. The responsible person must ensure that –
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold the customer is made aware that these measures are available.

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

Exhibition of films

9. The admission of children under the age of 18 to film exhibitions permitted under the terms of this certificate shall be restricted in accordance with any recommendations made:
 - (a) by the British Board of Film Classification (BBFC) where the film has been classified by that Board, or

- (b) by the Licensing Authority where no classification certificate has been granted by the BBFC, or where the licensing authority has notified the club which holds the certificate that section 20 (3) (b) (74 (3)(b) for clubs) of the Licensing Act 2003 applies to the film.

Annex 2 – Conditions consistent with the operating schedule

None

Annex 3 – Conditions attached after hearing by the licensing authority

1. The management shall conduct an ongoing risk assessment in relation to the search policy operated at the premises and if necessary an effective search policy shall be implemented to ensure that drugs and offensive weapons are not brought onto the premises by patrons.
2. Known offenders or drug dealers will not be permitted on the licensed premises. Information regarding known offenders/drug dealers will be shared with other licensed premises within the area.
3. A written record shall be kept on the premises by the designated premises supervisor of every person employed on the premises as a door supervisor in a register kept for that purpose. that record shall contain the following details:
 - a. the door supervisor's name, date of birth and home address
 - b. his/her security industry authority licence number
 - c. the time and date he/she starts and finishes duty
 - d. each entry shall be signed by the door supervisor.
4. The register shall be available for inspection on demand by an authorised officer of the council, the Security Industry Authority or a police constable.
5. The following steps will be taken by the management to ensure the strict admission policy regarding under 18's is followed:
 - a. a notice will be displayed in a prominent position in the premises and will inform customers of the legislation relating to children and alcohol.
 - b. ensure that all staff are made fully aware of the legislation relating to children and alcohol.
 - c. anyone who appears to be under the age of 21 years will be asked to produce id or proof of age card. Acceptable ID will be clearly stated, this being passport, photo card driving licence or citizen card.
6. Staff will ask customers to leave the area in a responsible and quiet manner.
7. At least one internal door will be maintained in the closed position except for access and egress whilst regulated entertainment is taking place.
8. Members of staff shall monitor the external area, and ensure that customers and / or regulated entertainment do not cause a nuisance.
9. Staff will take all reasonable steps to discourage and prevent people from congregating outside the entrance / exit of the premises. This will include asking any people congregating there to leave the area.
10. Deliveries to the premises shall not take place outside the hours of 07:00 to 23:00
11. Last entry to the premises shall be Sunday - Thursday 03:30 Friday - Saturday 05:00, no persons (save for those re-entering the premises) shall be allowed admittance to the premises after this time.
12. All staff shall be trained and be aware of their responsibilities and relevant company operating procedures before they commence paid duty at the premise.
13. Any queue to enter the premises that forms outside the premises shall be kept orderly and supervised by licensed or supervisors to ensure there is no public nuisance or obstruction to the public highway.
14. Any persons who appears intoxicated or who is behaving in a disorderly manner shall not be allowed to enter the premises.
15. The premises licence holder / DPS shall risk assess the need for door supervisors on days/ times when no Sexual Entertainment is taking place.
16. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the police or an authorised officer of the licensing authority,

which will record the following incidents including pertinent details:

- a. all crimes reported to the venue, or by the venue to the police
 - b. all ejections of patrons
 - c. any complaints received
 - d. any incidents of disorder
 - e. seizures of drugs, offensive weapons, fraudulent ID or other items
 - f. any faults in the CCTV system
 - g. any refusal of the sale of alcohol
 - h. any visit by a relevant authority or emergency service
 - i. the times on duty, names and the licence numbers of all licensed door supervisors employed by the premises.
17. The DPS and/or a nominated member of staff shall carry out searches of the premises before the premises open, during the hours of operation and at closing. Any relevant items recovered, e.g. illegal drugs, lost property, shall be managed accordingly in accordance with company procedures.
18. The Nitenet radio link shall be operated at all times the premises are open to the public. The radio shall be kept in good working order, operated by a responsible member of staff and used to report incidents of crime and disorder to the CCTV control room and other radio users.
19. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 12 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.
20. All staff shall be trained in:
- a. relevant age restrictions in respect of products
 - b. recognising signs of drunkenness
 - c. how to refuse service
 - d. the premises' duty of care
 - e. challenge 25 and proxy sales
 - f. company policies and reporting procedures
 - g. the conditions in force under this licence
 - h. definition of Nudity, Sexual Entertainment Venue and Relevant Entertainment as per the Policing and Crime Act 2009
21. The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points and the street environment will be covered, enabling facial identification of every person entering, in any light condition. The CCTV cameras shall continually record whilst the premises are open to the public and recording shall be kept available and unedited for a minimum of 31 days with the date and time stamping.
- A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public and must be able to produce / download / burn CCTV images upon request by a police officer or an authorised officer of the licensing authority. Any footage must be in a format so it can be played back on a standard personal computer or standard DVD player. Where the recording is on a removable medium (i.e. compact disc flash card etc.), a secure storage system to store those recording mediums shall be provided.
22. The designated premises supervisor shall ensure that tables are cleared of all bottles and glasses on a regular basis during trading hours to avoid an accumulation of glassware.
23. The premises licence holder will be a member of the Manchester Club and Pubwatch and must attend a minimum of 6 meetings annually.
24. The premises licence holder shall ensure that at all times when the public are present there is at least one person 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 other supply of any first aid treatment.
25. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.
26. Speakers shall not be located/operated in the entrance lobby or outside the premises.
27. 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, or a card bearing the PASS hologram.

28. The Health and Safety Executive document “control of Legionella and other infectious agents in spa pool systems” (HSG 282) will be complied with by the operator.
29. Customers who have booked the Jacuzzi VIP area will change in the WC/Changing room provided. At all times customers will wear a suitable swimming costume for use in the Jacuzzi and a robe will be provided for them when they leave the Jacuzzi.
30. All customers using the Jacuzzi must be fully dressed and de-robed before leaving the Jacuzzi room.
31. The Jacuzzi area will be supervised by a dedicated and adequately trained by a member of staff, with a radio link to the premises security team at all times when in use.
32. The maximum number of persons allowed in the Jacuzzi at any one time will be limited to 6 people.
33. Patrons who appear to be intoxicated should be prevented from entering the VIP Jacuzzi area.
34. When the Jacuzzi area is not in use, the Jacuzzi will be lock covered for the duration of the clubs opening hours.
35. Entry by children under the age of 18 to the premises is prohibited whilst the following licensable activities take place: Sexual Entertainment, including nudity.
36. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
37. There shall be a documented dispersal policy, as agreed with the relevant responsible authorities, implemented at the premises and a copy lodged with the Council's Licensing Unit.
38. At the end of trading each day, the pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept or washed, and litter and sweepings collected and stored in accordance with the approved waste storage arrangements.

Annex 4 – Plans

See attached