Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We UMS Business Services Ltd

(Insert name(s) of applicant)

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

Premises licence number
199526

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
BFS & Convenience Store 29 Withy Grove			
Post town	Manchester	Postcode	M4 2BJ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£18,000

Part 2 – Applicant details

Daytime contact telephone number	[redacted]		
E-mail address (optional)	[redacted]		
Current postal address if different from premises address	UMS Business Services Ltd Within Body Matters Gym, Bamford Road,		
Post town	Heywood	Postcode	OL10 4AG

Part 3 - Variation

Please tick as appropriate

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

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

DD		MM		YYYY			
0	2	1	0	2	0	2	0

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☒ No

Please describe briefly the nature of the proposed variation

This application has been made necessary due to the Covid 19 pandemic. After the prolonged period of closure, the licence holders are making changes to the business to make it viable & ensure they can continue to trade and employ people. The change consists of a full renovation and changing what was Funky Chicken take away into a convenience store.

The licence already permits 24-hour opening, late night refreshment and alcohol sales but in different halves of the business. In terms of alcohol sales BFS currently has alcohol between 1000 to 0400 and what was Funky Chicken has 24-hour opening with no alcohol sales. This application is to streamline the hours across both premises so they match and can be run hand in hand with each other.

The alcohol sales at both premises will be for OFF sales only.

The application is also for minor amendments to the conditions including the removal of condition 6 that demands that every sale of alcohol is made by a personal licence holder. This condition was applied to this licence in approximately 2006 and it is over burdensome and impossible to comply with due to staff turnover. An appropriate training condition has been offered as an alternative.

The application is also to submit a change of plan to reflect the changes within what was previously Funky Chicken.

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

Part 4 Operating Schedule

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

Provision of regulated entertainment (Please see guidance note 3)		**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 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	☐
				Outdoors	☐
Day	Start	Finish		Both	☐
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	☐
				Outdoors	☐
Day	Start	Finish		Both	☐
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 6)		
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 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 6)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	☐
				Outdoors	☐
Day	Start	Finish		Both	☐
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	☐
				Outdoors	☐
Day	Start	Finish		Both	☐
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 6)		
Thur					
Fri			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 (please read guidance note 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	☒
				Outdoors	☐
Day	Start	Finish		Both	☐
Mon	0000	2400	Please give further details here (please read guidance note 5) **The hours to apply to both BFS & the convenience store (previously Funky Chicken).**		
Tue	0000	2400			
Wed	0000	2400	State any seasonal variations for the playing of recorded music (please read guidance note 6)		
Thur	0000	2400			
Fri	0000	2400	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 (please read guidance note 7)		
Sat	0000	2400			
Sun	0000	2400			

G

Performances of dance Standard days and timings (please read guidance note 8)			**Will the performance of dance take place indoors or outdoors or both – please tick** (please read guidance note 4)	Indoors	☐
				Outdoors	☐
Day	Start	Finish		Both	☐
Mon			**Please give further details here** (please read guidance note 5)		
Tue					
Wed			**State any seasonal variations for the performance of dance** (please read guidance note 6)		
Thur					
Fri			**Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list** (please read guidance note 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	**Will this entertainment take place indoors or outdoors or both – please tick** (please read guidance note 4)	Indoors	☐
Mon				Outdoors	☐
				Both	☐
Tue			**Please give further details here** (please read guidance note 5)		
Wed					
Thur			**State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)** (please read guidance note 6)		
Fri					
Sat			**Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list** (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			**Will the provision of late night refreshment take place indoors or outdoors or both – please tick** (please read guidance note 4)	Indoors	☒
				Outdoors	☐
Day	Start	Finish		Both	☐
Mon	2300	0500	**Please give further details here** (please read guidance note 5) **The hours to apply to both BFS & the convenience store (previously Funky Chicken).**		
Tue	2300	0500			
Wed	2300	0500	**State any seasonal variations for the provision of late night refreshment** (please read guidance note 6)		
Thur	2300	0500			
Fri	2300	0500	**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** (please read guidance note 7)		
Sat	2300	0500			
Sun	2300	0500			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			**Will the supply of alcohol be for consumption – please tick** (please read guidance note 9)	On the premises	☐
				Off the premises	☒
Day	Start	Finish		Both	☐
Mon	0000	2400	**<u>State any seasonal variations for the supply of alcohol</u>** (please read guidance note 6)		
Tue	0000	2400	**The hours to apply to both BFS & the convenience store (previously Funky Chicken).**		
Wed	0000	2400			
Thur	0000	2400	**<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u>** (please read guidance note 7)		
Fri	0000	2400			
Sat	0000	2400			
Sun	0000	2400			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).
NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)		
Day	Start	Finish
Mon	0000	2400
Tue	0000	2400
Wed	0000	2400
Thur	0000	2400
Fri	0000	2400
Sat	0000	2400
Sun	0000	2400

State any seasonal variations (please read guidance note 6)

The hours to apply to both BFS & the convenience store (previously Funky Chicken).

Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)

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

All conditions remain appropriate apart from the following:

Conditions 3, 4, 5 & 6 to be replaced by 1 condition as follows:

On Friday & Saturday nights at least one SIA registered door supervisor shall be employed on the premises from 0000 to 0330. At other times the level of SIA door staff shall be risk assessed and more provided if deemed necessary. This condition applies to both BFS & the convenience store.

Condition 6 to be removed and replaced with the following condition:

On first appointment, all staff employed at the premises will receive training on the Licensing Act 2003 including input on preventing underage sales, preventing sales of alcohol to people who are drunk, how to deal with conflict & any other relevant matters. The training must be recorded (by way of either a paper or online system) and made available for inspection upon request of a Police Officer or an authorised officer of the licensing authority or (in the case of online training) within 48 hours.

Please tick as appropriate

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

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

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

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

On first appointment, all staff employed at the premises will receive training on the Licensing Act 2003 including input on preventing underage sales, preventing sales of alcohol to people who are drunk, how to deal with conflict & any other relevant matters. The training must be recorded (by way of either a paper or online system) and made available for inspection upon request of a Police Officer or an authorised officer of the licensing authority or (in the case of online training) within 48 hours.

b) The prevention of crime and disorder

On Friday & Saturday nights at least one SIA registered door supervisor shall be employed on the premises from 0000 to 0330. At other times the level of SIA door staff shall be risk assessed and more provided if deemed necessary. This condition applies to both BFS & the convenience store.

c) Public safety

As Existing

d) The prevention of public nuisance

As Existing

e) The protection of children from harm

As Existing

Checklist:

Please tick to indicate agreement

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

IT IS AN OFFENCE, 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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13)**. If signing on behalf of the applicant, please state in what capacity.**

Signature	**G.Sherratt**
Date	03/09/20
Capacity	Authorised agent

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14)**. If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15) Licensing Matters Ltd 54 Fairfield Drive			
Post town	**Clitheroe**	**Post code**	**BB7 2PE**
Telephone number (if any)	[redacted]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) [redacted]			