



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 249102
Name: TBC
Address: 945 Oldham Road, Manchester, M40 2FE
Ward: Miles Platting & Newton Heath
Application Type: Premises Licence (new)
Name of Applicant: Shakeel Ahmed
Date of application: 16 September 2020

Agreement has been reached between the applicant and all parties that submitted relevant representations.

The Sub-Committee is asked to grant the application subject to the modifications agreed between the parties without the need for a hearing.

If the Sub-Committee is not minded to grant the application as above, it is requested to adjourn the matter for a full hearing to be held to determine the application.

Proposed licensable activities and opening hours to be granted

The supply of alcohol for consumption off the premises only:
Mon to Sun 8:30am to 10:30pm

Opening hours:
Mon to Sun 8:30am to 10:30pm

Representations received

Trading Standards	Concerns that the application is short on detail on what procedures the premises will implement to prevent underage sales of alcohol and thereby promoting the licensing objective of the protection of children from harm.
Licensing & Out of Hours Compliance	Concerns regarding issues of public nuisance in relation to nearby residential accommodation.

Agreements between parties

Trading Standards:

1. That a Challenge 25 policy is implemented
2. The Challenge 25 scheme and the proof of age checks operated must 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.
3. 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.
4. The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises that the Challenge 25 scheme is in operation.
5. The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises 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.
6. 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, a description of the customer, 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.
7. All staff authorised to sell alcohol shall be trained in:
 - a. The prevention of underage sales of alcohol
 - b. The prevention of proxy purchases of alcohol
 - c. Maintenance of the refusals log
 - d. Where till prompts are installed, how to enter sales correctly on the tills so the prompts show as appropriate
 - e. How to refuse service
8. Training must include evidence that the trainee has gained knowledge and understanding of the training, which may consist of a test or quiz, completed and signed by the trainee.

Documented records of training completed shall be kept for each member of staff.

Training shall be regularly refreshed and at no greater than 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.

Licensing & Out of Hours Compliance:

1. All staff shall be briefed and be aware of their responsibilities and relevant company operating procedures before they commence paid duty at the

premises.

2. The premises licence and/or Designated Premises Supervisor (DPS) shall carry out reviews of security incidents at the premises. Such reviews shall be documented and conducted at least quarterly and include details of any remedial action identified and implemented. Copies of the security review shall be made available upon inspection by a responsible authority, police officer, or authorised officer.
3. All staff shall be trained in recognising signs of drunkenness, how to refuse service and the premises duty of care. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 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.
4. The premises shall display prominent signage indicating at any point of sale that it is an offence to sell alcohol to anyone who is drunk.
5. A log (which may be electronically recorded) shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of Manchester City Council at all times while the premises are open.
6. 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 while the premises are open to the public and recording shall be kept available and unedited for a minimum of 28 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 that 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.
7. All firefighting equipment is inspected and serviced in line with the appropriate British Standard.
8. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.
9. Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.
10. 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.
11. Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter.

Background documents (available for public inspection):

- Manchester City Council Statement of Licensing Policy 2016 - 2021
- Guidance issued under section 182 of the Licensing Act 2003, April 2017
- Original application form
- Representations made against application and respective agreements