GREATER MANCHESTER POLICE - REPRESENTATION

About You			
Name	PC Alan Isherwood		
Address including postcode	Manchester Town Hall Extension		
	Lloyd Street		
	Manchester		
	M2 5DB		
Contact Email Address	alan.isherwood@gmp.police.uk		
Contact Telephone Number	0161 856 6017		

About the Premises	
Application Reference No.	LPA 256731
Name of the Premises	TBC
Address of the premises	437 Wilmslow Road, Manchester M20 4AF
including postcode	

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 application for a premises licence in relation to the above premises.

The grounds for the objection are the Prevention of Crime and Disorder and the Prevention of Public Nuisance.

The area where the premises are situated is now subject to a Stress Policy partly due to the problems in the area with alcohol related incidents.

There is therefore a strong presumption against applications for on licensed premises in this area which operate beyond 11:30pm and MCC's licensing policy states that a genuinely exceptional case would need to be shown. The reasons for this exception should be shown within the operating schedule, and must demonstrate that there will be no harm to the licensing objectives, including from departing customers. The applicant has not demonstrated that this is a genuinely exceptional case.

Given that the premises are seeking to provide what several other premises in Withington already provide, this application is standard and in GMP's opinion is in no way genuinely exceptional.

Also the Operating Schedule offers hardly anything in terms of enforceable conditions.

Greater Manchester Police see no valid reason for the committee to depart from their own Stress Policy in this instance and would therefore ask that the application is refused.



Licensing & Out of Hours Compliance Team - Representation			
Name	Rhiannon Owen		
Job Title	Neighbourhood Compliance Officer		
Department	Licensing and Out of Hours Compliance Team		
Address	Level 1, Town Hall Extension, Manchester, M60 2LA		
Email Address	rhiannon.owen@manchester.gov.uk		
Telephone Number	0161 245 7729		

Premise Details	
Application Ref No	REF 256731
Name of Premises	TBC
Address	437 Wilmslow Road, Manchester, M20 4AF

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 (LOOHT) have assessed the likely impact of the grant of this application taking into account a number of factors, including the nature of the area in which the premises is located and any potential risk the granting of this licence could lead to issues of public nuisance.

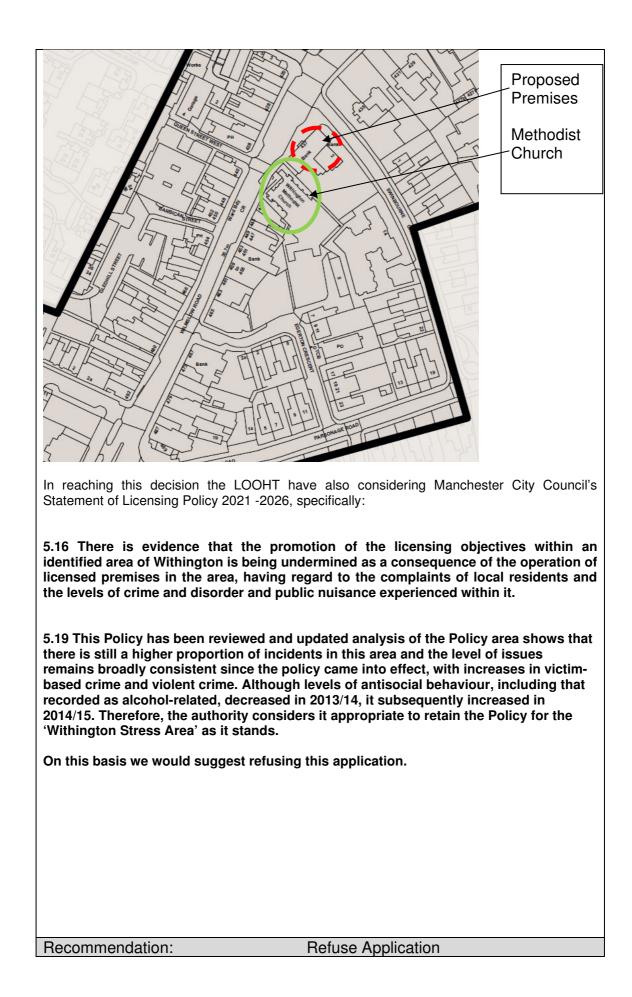
This premises will be situated at 437 Wilmslow Road Withington, this area currently has a stress area policy.

This application is for the supply of alcohol until 12 midnight closing at 12:30am, thus going past the policy area times. There are already a few bars and restaurants within the local area that have the supply of alcohol until 2am. The area has a large student footfall which has impacted the residents within the community due to noise nuisance from patrons when leaving premises.

The local area has many premises which operate on a late-night schedule serving alcohol as well as off licences which are located nearby.

The LOOHT feels that the applicants proposed operational hours would lead to a high number of customers being attracted to this premises in the locality offering both alcohol and food.

LOOH feel that this would undoubtedly lead to an additional noise nuisance being created. (Customers arriving on foot, talking loudly, laughing, cars/taxis pulling up waiting for customers to car doors slamming etc). This would be considered to undermine the prevention of public nuisance. Concerns have also been raised by the local Methodist Church in respect of people attending their services especially on a Sunday where the applicant has requested alcohol service to be granted from 10am (Monday-Sunday) this has the potential to undermine the objectives giving way to noise nuisance along with congregation of patrons. The Methodist Church is located next door to the applicants premises marked on the stress area map below.



PLEASE NOTE: ALL REPRESENTATIONS AND SUPPORTING EVIDENCE MUST BE SUBMITTED TO MANCHESTER CITY COUNCIL WITHIN 28 DAYS, STARTING THE DAY AFTER THE PREMISES IN QUESTION MAKES AN APPLICATION (TO FIND OUT THE CLOSING DATE CALL THE LICENSING UNIT ON 0161 234 4512)

ABOUT YOU	PLEASE NOTE: LICENSING OFFICERS, LICENSING COMMITTEE MEMBERS AND THE APPLICANT CAN VIEW THE INFORMATION PROVIDED ON THIS FORM	
Your first name (required) Bernard		Your last name (required) McMenamin
Your address including pos Trading Standards Service 1 Hammerstone Road Manchester M18 8EQ	stcode (required)	
Contact email address Bernard.McMenamin@man	chester.gov.uk	Contact phone no 0161 234 1589

ABOUT THE PREMISES

Application Ref No. (if known):

LPA 256731

TBC

Name of the Premises about which you would like to make a representation:

Address of the Premises (including postcode if known):

437 Wilmslow Road Manchester M20 4NW

YOUR REPRESENTATION

Please outline your representation below and continue overleaf. This should the likely effect of the grant of the licence / certificate on the licensing objectives on and in the vicinity of the premises in question. (Please continue on a separate sheet of paper if necessary)

The Trading Standards Team have assessed the likely impact of the granting of this application taking into account a number of factors, including the conditions offered and times applied for and any potential risk that the granting of this application could lead to issues which do not uphold the licensing objectives specifically the protection of children from harm.

The application is for an all-day brasserie selling alcohol on site in bar, restaurant and garden area.

When considering the application, the Trading Standards Team have given consideration to Manchester City Councils Statement of Licensing Policy 2016 – 2021.

The original application addresses some issues applicable to protecting children from harm.

Giving consideration to the above application, the Trading Standards Team therefore recommend if the application is accepted the following conditions are attached.

- 1. All staff engaged in the sale of alcohol shall be trained with regards to the Challenge 25 policy and sales of alcohol by proxy. This training shall be documented, and training shall be refreshed at no greater than 6 monthly Intervals.
- 2. The Premises Licence Holder shall ensure that signage demonstrating the Challenge 25 policy as well as selling alcohol to children by proxy are placed at the entrance to the premises as well as being displayed in all areas serving alcohol.
- 3. CCTV covering the external areas of the premises and regular staff patrols to ensure persons under 18 years of age are not encouraging adults to purchase alcohol on their behalf.
- 4. A log shall be kept and record all instances when alcohol has been refused for the reasons that the person(s) is, or appear to be, under 18 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be available on request by the police or an authorised officer of Manchester City Council. The log shall be checked on a regular basis by the Designated Premises Supervisor to ensure that it is being used by staff and each check shall be recorded in the log.

Supporting Evidence: In addition to your own written / oral testimony to the Licensing Sub-Committee, you may wish to provide evidence to support your representation. You will need to show how this evidence relates to the premises in question. Examples of supporting evidence include oral testimony, written testimony, noise records, video or photographic material, crime and disorder data, other statistical data, reports etc.)

WITHINGTON METHODIST CHURCH



439 Wilmslow Road, Withington, Manchester M20 4AN Telephone – 0161 445 0804 Minister – Revd. Krystyna Kwarciak E-mail – office@withingtonmethodistchurch.org Website – <u>www.withingtonmethodistchurch.org</u>

22nd April 2021

Re: Premises Licence (new)

Reference: 256731/BJ1

Premises: TBC, 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

General description of premises as given by the applicant:

All day brasserie

Proposed hours and licensable activities:

Provision of regulated entertainment (indoor sporting events): Mon to Sun 10am to 11pm

Provision of regulated entertainment (recorded music): Mon to Sun 9am to 12midnight

Provision of late-night refreshment: Mon to Sun 11pm to 12midnight

The supply of alcohol for consumption both on and off the premises: Mon to Sun 10am to 12midnight

Opening hours: Mon to Sun 7am to 00.30am

Comments and Objection of Withington Methodist Church

We, the members of the Church Council, are the Managing Trustees of Withington Methodist Church. Our church building is next door to the above premises, and in very close proximity to the old bank building. We object to a licence being granted in the terms of the application for the reasons stated below. We request the following conditions and amendments be attached before the granting of any license:

1. The hours requested do not comply with the Withington Area Stress Policy, as set out in the Manchester City Council Statement of Licensing Policy 2021-2026.

In particular:

- Opening hours should be limited to 12 midnight.
- Supply of alcohol ON the premises should cease at 11.30 pm.
- Supply of alcohol OFF the premises should be refused altogether for two reasons: 1) to limit the number of premises with 'off licenses' in Withington; and 2) to reduce noise and nuisance on the streets of Withington, Old Moat and surrounding areas.
- 3. Bearing in mind the proximity of the premises to our church building, alcohol should not be supplied for consumption before 12 noon on Sundays for two reasons: 1) this would show respect for our church members and community, including children, the elderly and persons with disabilities; 2) it would also avoid nuisance to our congregation arriving on Sunday mornings by bus, bicycle, car and on foot.

These measures would help to achieve the licensing objectives, particularly that relating to the prevention of public nuisance. We rely as evidence on all the matters set out in detail in the Withington Area Stress Policy. We hope that the new bar and restaurant will contribute positively to the regeneration of Withington village and our local community.

Many thanks,

He lanfor

Dr Donald C. Taylor (Secretary of the Church Council, for and on behalf of the members of Withington Methodist Church)

From: jobe@crazypedros.co.uk <jobe@crazypedros.co.uk>
Sent: 28 April 2021 10:03
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject:

Dear Sir/Madam,

I am writing to tender my support for the Licence Application :

- Reference: 256731/BJ1

- Premises: 437 Wilmslow Road, Manchester, M20 4AF

-Applicant: Premier Food & Beverage Company Ltd

As a local Withington resident, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing what used to be the Old Bank building and currently standing empty. Over the last couple of years local residents have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in. Much like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and heart of the village. It will also create the much needed people traffic into the Village and in time reduce social and crime issues.

Please support this Licence Application and Approve, as it will help bring our declining high street back to life and I know our real local residents are in very much support of the Application.

If you would like to contact me for any further feedback, please feel free to. My contact details are listed at the bottom of this email.

Kind Regards

Mr Jobe Ferguson Local Resident of Withington for 12 years

2 Burlington Road Withington M20 4PY

mobile: 07855747244

Best

Jobe Ferguson

Director

TNQ Restaurant And Bar, Science & Industry, The Liars Club, Cane And Grain, Crazy Pedros, The Bay Horse Tavern, The Smithfield Social

07855747244

Reference: 256731/BJ1 - Licence Application - local resident in support of this application

From: Suraj shres <surajshrestha29@hotmail.com>
Sent: 28 April 2021 10:03
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Reference: 256731/BJ1 - Licence Application - local resident in support of this application

Dear Sir/Madam,

I am writing to tender my support for the Licence Application :

- Reference: 256731/BJ1

- Premises: 437 Wilmslow Road, Manchester, M20 4AF

-Applicant: Premier Food & Beverage Company Ltd

As a local Withington resident, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing at what used to be the Old Bank building and currently standing empty. Over the last couple of years local residents have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in. Much like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and heart of the village. It will also create the much needed people traffic into the Village and in-time reduce social and crime issues.

Please support this Licence Application and Approve, as it will help bring our declining high street back to life and I know our real local residents are in very much support of the Application.

If you would like to contact me for any further feedback, please feel free to. My contact details are listed at the bottom of this email.

Kind Regards

Mr Suraj Shrestha Local Resident of Withington for 32 years

55 Stephen Road Withington M20 4XB

mobile: 07732 802097

Support for Licence Application 256731/BJ1

From: Richard Daniel <rmdaniel1403@googlemail.com>
Sent: 28 April 2021 11:10
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Support for Licence Application 256731/BJ1

To whom it may concern,

I am writing to tender my support for the Licence Application :

- Reference: 256731/BJ1

- Premises: 437 Wilmslow Road, Manchester, M20 4AF

-Applicant: Premier Food & Beverage Company Ltd

As a local, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing at what used to be the Old Bank building. Over the last couple of years local residents have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in.

Like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and the village. It will also help create the much needed people traffic into the village and in-time reduce social and crime issues.

I hope you will support this Licence Application and Approve - it will help bring our declining high street back to life. I know our real local residents are in very much support of the Application.

Kind Regards,

Dr Richard Daniel Resident of Withington for 20+ years

Reference: 256731/BJ1 437 Wilmslow Road, Manchester, M20 4AF

From: Dave Payne <davepayney@googlemail.com>
Sent: 28 April 2021 12:45
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Reference: 256731/BJ1 437 Wilmslow Road, Manchester, M20 4AF

Dear sir \ Madam

I write as a long standing resident of Withington (family of 4) to express our full support for the above licencing application to the old Nat West Bank

As a family we fully support this proposal which we believe will introduce a much needed higher standard of hospitality offer into the heart of Withington Village. This will have a significantly positive impact on the regeneration of the wider Withington Village.

We would also state that we live close by the Village that we have no problem whatsoever with the 12 midnight alcohol times.

Regards

David, Rebecca, Ruby & George Payne

Reference 256731/BJ1

From: Spencer Nute <spencer@invew.co.uk>
Sent: 28 April 2021 14:02
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Reference 256731/BJ1

To Whom It May Concern,

I'm writing in support of the above application at the old Natwest site in Withington. I firmly believe the proposal would not only be a brilliant addition to Withington but would also be transformative for the village. Having a top quality operator in Withington Village would encourage others to invest in the area which is needed.

Community Whatsapp groups today are being flooded with words of support so I'm sure you'll be receiving many other emails of support.

I've been a resident of Withington for over 20 years and currently reside on Parsonage Road with two school age children. Therefore I'm fully invested in the area for now and the future and would like you to approve the application.

Many thanks,

Spencer Nute

Old NatWest Bank, Withington

From: Dave Bailey <dbailey1069@gmail.com>
Sent: 28 April 2021 12:13
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Old NatWest Bank, Withington

To whom it may concern,

I am writing to show my support for the Licence Application :

Reference: 256731/BJ1 Premises: 437 Wilmslow Road, Manchester, M20 4AF Applicant: Premier Food & Beverage Company Ltd

As a resident of Withington for over 23 years I have watched the decline of the village for some years now when you compare it with West Didsbury, Didsbury Village and Chorlton.

There has been some really good work lately by local residents including myself to get involved in local schemes such as the WPHI, Withington Walls etc. not to mention saving Withington Baths all those years ago.

We have also done a couple of pop up beer festivals in the old bank so I know what a beautiful building this is so it is such a shame to still see it lying empty. The thought of this new development progressing into a top quality food restaurant and bar is very exciting times for us residents including my own children when they get older. It will also create the much needed people traffic into the Village and in-time reduce social and crime issues.

Please support this Licence Application and Approve it for the future of our village.

My contact details are listed at the bottom of this email if you would like to contact me.

Thanks

Dave Bailey

14 Delaine Road Withington M20 4QP

Mobile: 07734 931507

Re: Premises Licence (new)

Reference: 256731/BJ1

Premises: TBC, 437 Wilmslow Road, Manchester, M20 4AF

Applicant: Premier Food & Beverage Company Ltd

General description of premises as given by the applicant:

All day brasserie

Proposed hours and licensable activities:

Provision of regulated entertainment (indoor sporting events): Mon to Sun 10am to 11pm

Provision of regulated entertainment (recorded music): Mon to Sun 9am to 12midnight

Provision of late-night refreshment: Mon to Sun 11pm to 12midnight

The supply of alcohol for consumption both on and off the premises: Mon to Sun 10am to 12midnight

Opening hours: Mon to Sun 7am to 00.30am

Revised Comments of Withington Civic Society

We object to the application.

In particular we consider that the Withington Area Stress Policy should be adhered to, and therefore the Licensing Panel should:

- a) Reject the application for the supply of alcohol off the premises
- b) Reject the application for the provision of late night refreshment
- c) Reduce the opening hours from 7 am to 11.30 pm
- d) Reduce the hours for the supply of alcohol on the premises from 10 am to 11 pm
- e) Reduce the hours for the provision of regulated entertainment from 9 am to 11 pm

We have spoken to the proposed licence holders who advised us that they had would agree these amendments to the above application so that it adheres completely with the Withington Area Stress Policy. In particular, they advise

- The supply of alcohol off the premises is no longer requested
- The supply of alcohol on the premises (along with time for regulated entertainment and late night refreshment) may be limited to 11 pm
- Opening hours reduced to a closing time of 11.30 pm

Steve Allen 6a Parsonage Road, Withington, Manchester M20 4PQ For and on behalf of Withington Civic Society 28th April 2021

Support for application 256731/BJ1

From: Tim Levell <tim.levell@gmail.com>
Sent: 28 April 2021 23:43
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Support for application 256731/BJ1

Reference: 256731/BJ1 Premises: 437 Wilmslow Road, Manchester, M20 4AF Applicant: Premier Food & Beverage Company Ltd

Dear Sir or Madam

I am writing to express my support for the above Licence Application :

As a local Withington resident for over 10 years, I know myself and thousands of local residents in the Withington area are looking forward to this new food/beverage development progressing at what used to be the Old Bank building and currently standing empty.

Over the last couple of years local residents including myself have been actively mobilising and supporting initiatives to make our Withington Village High Street a place for residents to be proud of and create a social hub for families, couples, singles, to meet and socialise in.

Much like West Didsbury and the Heaton Moor areas, we also need these types of hospitality businesses to serve and enrich our local communities. It will help ensure that the area is well used by residents and visitors to the area and prevent the decline of our high street and heart of the village. It will also create the much needed people traffic into the Village and in-time reduce social and crime issues.

I am aware of the hours stated in the application, and support them - in fact, would be happy with later hours. Premises like this need to be commercially viable and being allowed to sell alcohol in the small hours seems eminently sensible to me. The nature of the premises will discourage binge or excessive drinking.

If you would like to contact me for any further feedback, please feel free to.

All the best

Tim Levell 6 Parsonage Road, Withington, M20 4PQ 07710 371203

Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF, (Withington ward)

From: Fallowfield Community Guardians <fallowfieldcgs@gmail.com>
Sent: 28 April 2021 17:35
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF, (Withington ward)

Dear Sirs

I am writing on behalf of Fallowfield & Withington Community Guardians. We object to the licence as listed in the application below because we feel the late hours will undermine the licensing objectives in the village. In particular we feel that patrons coming and going until 00.30am Mon-Sun would disturb nearby residents and increase public nuisance. Downing House Older Persons Care Home is located in close proximity to the premises along Swinbourne Grove, a residential street with families and older persons living there. Residents in the new flats at the rear of the premises are also very likely to be disturbed. As the premises falls within the Withington Stress Policy area, we feel it is very important that the policy recommendations are upheld to protect residents from night time noise and ensure their right to a good night's sleep.

However, we understand that the applicant is willing to adhere to the Withington Stress Policy with the following conditions:.

- no off sales of alcohol;
- no sale of alcohol on the premises after 11pm;
- the premises will be open from Mon-Sun 10am and close at 11.30pm;
- there will be no regulated entertainment requiring a licence.

If these conditions are correct and applicable and would be on the licence, we would be happy to compromise to the above conditions before the hearing date.

Yours

Sue Hare Community Guardian Coordinator Fallowfield & Withington

Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF (Withington Ward)

From: Kattie Kincaid <sefrg.residents@gmail.com>
Sent: 28 April 2021 22:24
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: Premises Licence (new) 256731/BJ1: TBC, 437 Wilmslow Road, Manchester, M20 4AF (Withington Ward)

Dear Sirs/Madam,

I am writing on behalf of South East Fallowfield Residents' Group and we would like to object to the current licence application.

We think that the later opening hours and off licence sales will undermine the licensing objections. Withington is a residential area and we think that a 12.30am closing time Monday to Sunday will definitely disturb local residents, especially because this is a very big venue with a capacity of over 300 people. Residents in the old people's care home and the residential houses on Swinburne Grove are likely to be most disturbed, as well as the people who will be moving into the new flats immediately behind these premises and this is unacceptable, especially bearing in mind that Withington is a Stress Policy area.

Following our zoom meeting with the applicant on 27th April, the applicant assured us that he wanted to adhere to the stress policy and that he was amending his licence application so that there would be no off licence sales and no sale of alcohol at the premises after 11pm and finally that the venue would close at 11.30pm. If this is the case we are happy to compromise to the above conditions before the hearing date.

Yours faithfully,

Kattie Kincaid On behalf of SEFRG



Dear Sir \ Madam

28th April 2021

Your Ref: 256731/BJ1

Licensing application Former Nat West Bank 437 Wilmslow Road, Manchester, M20 4AF

I write on behalf of Withington Village Regeneration Partnership (WVRP) with regard to the above licencing application and in particular to express the full support of the WVRP for this proposal.

The WVRP is a fully constituted organisation which was set up in 2017 as a direct reaction to local disenchantment in the decline of our local High Street, colloquially known as Withington Village. The WVRP consists of, inter alia:

• Members of the local community with professional experience & expertise in regeneration/planning/ transportation/architecture/place making

• Community groups & social enterprises such as Withington Civic Society & Withington Baths

- Local traders / landowners / developers
- Southway Housing Association
- Manchester City Council in the form of all 6 elected members and senior officers
- The local MP for Withington
- The Christie Hospital

The WVRP is constituted as a Charitable Incorporated Organisation whose basic remit is to progress positive regeneration in Withington Village through its agreed objects including:

- Creation of employment / development opportunities
- Improvement of public amenities inc. public realm
- Creation / improvement of recreational facilities
- Conservation of the built environment
- Encouragement of social inclusion for all ages groups

We believe that the proposed use will represent a much welcomed high quality hospitality offer in the Village which sits well with the WVRP's aspirations to regenerate the wider Village.

We are aware of the operator and how the run other reputable venues in Manchester and welcome them to become part of our offer in Withington.

Regards

David Payne

Chair

WITHINGTON VILLAGE REGNERATION PARTNERSHIP





To whom it may concern,

"We are Withington" are a group of traders and service providers who collectively champion and, through shared endeavour, seek to improve Withington village for our diverse community. Most noticeably this has been seen in a series of extremely successful "Withington by Night" events; supporting fundraising for the "Withington Walls" street art project.

It has been brought to our attention that there has been a licence application by Premier Food and Beverage Company Ltd for the former Natwest bank (see reference below). Having reviewed the details of the application, we would be keen to support it as we feel the district centre would benefit from another hospitality offer and it would be great to see one of our heritage buildings being restored and put back to use.

Reference: 256731/BJ1 Premises: 437 Wilmslow Road, Manchester, M20 4AF Applicant: Premier Food & Beverage Company Ltd

Your faithfully

Lizzy Pilling

Chair: We are Withington