

# 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	[REDACTED]
Contact Telephone Number	[REDACTED]

## About the Premises

Application Reference No.	<b>LPA 256244</b>
Name of the Premises	<b>South Manny Flavaz</b>
Address of the premises including postcode	<b>227 Deansgate, Manchester M3 4EN</b>

## 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 application in relation to the above premises on the grounds of Prevention of Crime and Disorder, the Prevention of Public Nuisance and Public Safety.

The applicant has offered numerous conditions in the operating schedule but some of these need to be worded more robustly and be more specific, to ensure that the 4 Licensing Objectives are upheld. It is a concern of GMP that with the late hours that the application is seeking, the conditions are not strong enough.

Therefore if this licence is granted GMP would ask that the following conditions are attached to the premises licence:

**On a Friday and Saturday SIA registered door staff shall be employed at the premises from 2200 hours until the premises close, to help with the orderly dispersal of customers. Whilst on duty door staff shall wear Hi visibility jackets. At all other times the need for door staff shall be risk assessed by the operators.**

**From 2200 hours each day the NiteNet radio system shall be operated at the premises.**

**At least one member of door staff situated at the entrance to the premises shall wear and use a body cam to capture incidents of violence and/or anti- social behavior.**

**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 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 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.**

**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 incidents of disorder**

**Staff shall be trained to deal with challenging customers and customers who are under the influence of intoxicants. This training shall be repeated at no greater than 6 monthly intervals.**



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

Name	Margaret Lewis
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	[REDACTED]
Telephone Number	[REDACTED]

**Premise Details**

Application Ref No	256244
Name of Premises	South Manny Flavaz
Address	227 Deansgate, Manchester, M3 4EN

**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.

Licensing and out of hours (LOOH), have assessed the likely impact of granting the licence taking into account a number of factors, including, the nature of the area in which the premises is located, the hours applied for and any potential risk that the granting of this application could undermine the licensing objectives Prevention of crime and disorder, Public Safety, The Prevention of public Nuisance and the Protection of Children from harm.

South Manny Flavaz Group (SMFG) have made an application to operate Monday to Sunday till 4am in the morning serving late night refreshments.

SMFG have provided an operating Schedule, in which they set out their intention to uphold the licensing objectives. LOOH believe they have not made reference to Manchester City Council's Statement of Licensing policy nor of the Model Conditions as the details in the operating schedule are extremely vague, and do not demonstrate how the operator's policies will be enforced.

Statement of licensing Policy 7.17 has regard to the **Proximity of takeaways and off licences to nightlife entertainment areas**, it states that, such premises typically lack the type of design and management provisions necessary to process custom of a large intoxicated late -night customer base and may act as flash points for alcohol- related crime and disorder. There is a risk of staff being subjected to threatening behaviour, physical violence, and property damage.

**MS1 Implement effective security measures at the premises**

**MS8 prevention of noise from premises**

The premises is a newly opened establishment located at 227 Deansgate. Since opening LOOH have engaged with the premises to ensure that they are operating in a COVID secure safe way. On observations at the premises made by several different officers at various times, there have been several breaches of the COVID 19 regulations.

When LOOH have engaged with staff and management over breaches of the regulations, to which they have been met with on occasion, apathy, they have stated what are they suppose to do ? Furthermore, stated that they are not responsible for the actions of the customers at the premises.

LOOH have tried to engage with the SMFG management team advising that the issues would not arise if the customers were not visiting the premises, obstruction of the highway, not complying with COVID regulations whilst on the premises.

The failure to deal with and manage customers during the COVID restricted period leaves LOOH in no doubt that they would not be able to manage the flow of people in the early hours of the morning coming from the saturated night clubs on Deansgate and Peter Street, which will lead to public nuisance.

Potential customers in the early hours may well be highly intoxicated and more difficult to engage with. The lack of responsibility taken on board in the five weeks SMF has been open shows a total disregard.

SMFG have engaged with signage, however, have not implemented or followed this up, they have a sign limiting customer but do not ensure the limit is adhered to. The applicant has a sign displayed for customers to wear a face covering but do not ensure this is complied with are. There is also a very small sign requesting their customers not to park on double yellow lines, however LOOH officers have witnessed SMFG employees regularly bringing food out to customers parked illegally on the restricted double yellow lines outside the premises. Undermining both the prevention of public nuisance and prevention of crime and disorder licensing objective.

Given the above LOOH have no confidence that they will put into practice any conditions added to the application and therefore ask for the licence to be refused.

The applicant's proposed closing times are Monday-Sunday until 4am. LOOH feel that this would undoubtedly lead to an additional amount of noise nuisance being created. (customers arriving on foot, talking loudly, laughing etc. cars/taxis pulling up waiting for customer to collect food, car doors slamming etc, significantly undermining the prevention of public nuisance licencing objective.

Before the Covid period pre lockdown, LOOH had a large number of complaints received from the residents [REDACTED] located directly opposite the applicants premises, specifically relating to public nuisance noise during the early hours relating to the noise nuisance caused from taxis sounding their horns and people noise, screaming, shouting on the

street specifically to an early morning takeaway situated on the same block of premises. Allowing the application will only add to the public nuisance issues for this location.

As such LOOH recommends that the application in its current format is refused on the grounds of not upholding the licensing objectives in relation to public nuisance

Recommendation:

Refuse Application