



LICENSING ACT 2003 PREMISES LICENCE

Premises licence number	031631
Granted	09/06/2005
Latest version	Variation 217229 granted 11/09/2018

Part 1 - Premises details

Name and address of premises
Fifth Basement, 121 Princess Street, Manchester, M1 7AG
Telephone number
0161 236 2754

Licensable activities authorised by the licence
<ol style="list-style-type: none">1. The sale by retail of alcohol*.1. The provision of regulated entertainment, limited to: Live music; Recorded music; Performances of dance; Anything similar to live music, recorded music or the performance of dance.2. The provision of late night refreshment. <p>* All references in this licence to "sale of alcohol" are to sale by retail.</p>

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	1100
Finish	0400	0400	0400	0400	0400	0400	0400
The sale of alcohol is licensed for consumption on the premises.							
Seasonal variations and Non-standard Timings:							
<u>New Year:</u> From the start of New Year's Eve to the end of permitted hours on New Year's Day.							
<u>On the day British Summer Time commences:</u> One additional hour following the terminal hour.							

Live music; Recorded music; Performances of dance; 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	1100
Finish	0400	0400	0400	0400	0400	0400	0400
Licensed to take place indoors only.							
Seasonal variations and Non-standard Timings:							
<u>New Year:</u> From the start of New Year's Eve to the end of permitted hours on 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	0400	0400	0400

Licensed to take place indoors only.

Seasonal variations and Non-standard Timings:

New Year: From the start of New Year's Eve to the end of permitted hours on New Year's Day.

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

Hours premises are open to the public**Standard timings**

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

Seasonal variations and Non-standard Timings:

New Year: From the start of New Year's Eve to the end of permitted hours on 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: 5th Leisure Limited
Address: Oakland House, 21 Hope Carr Road, Leigh, WA7 3ET
Registered number: 7108428

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

Name: [REDACTED]
Address: [REDACTED]
Personal Licence number: [REDACTED]
Issuing Authority: [REDACTED]

Annex 1 – Mandatory conditions**Door Supervisors**

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

Supply of alcohol

- No supply of alcohol may be made under this premises licence:
 - At a time when there is no designated premises supervisor in respect of the premises licence or,
 - At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.
- (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) “value 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.

Annex 2 – Conditions consistent with the operating schedule

1. The premises shall maintain a comprehensive digital 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 recordings 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 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.
2. The premises shall close no later than 30 minutes after the end of all licensable activities.
3. 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 GMP or an Authorised Officer of the Licensing Authority.
4. There shall be employed at the premises Door Staff on a ratio of 1:100 customers. Extra door staff

shall be employed where a risk assessment deems it to be necessary. Door Staff will be employed from the opening of the premises until 30 minutes after closing.

5. A written record shall be kept on the premises by the Designated Premises Supervisor of every person employed on the premises as security personnel 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. The time of any meal breaks taken whilst on duty.
 - e. Each entry shall be signed by the Door Supervisor.

That register shall be available for inspection on demand by an Authorised Officer of the Council, the Security Industry Authority or a Police Constable.

6. The Designated Premises Supervisor or designated staff shall ensure that they participate in the local pubwatch scheme and use their best endeavours to attend no less than 6 meetings per calendar year.
7. A Nintenet radio system shall be maintained and operational at all times the premises are open to the public.
8. A Search Policy shall be implemented at the premises to prevent drugs or offensive weapons from being brought onto the premises.
9. Staff shall make regular checks of the toilet facilities.
10. A suitable and robust Dispersal Policy shall be implemented.
11. The premises shall have a comprehensive emergency procedure and management shall ensure that all staff are fully trained in the safe handling of emergencies.
12. The fire extinguishers and fire alarm system shall be inspected on an annual basis by a competent person and such checks shall be recorded.
13. Risk Assessments shall be carried out for all activities which take place in the premises.
14. All doors and windows shall be kept closed after 23:00, except for emergency (fire doors) and access/egress (non-fire doors).
15. No external speakers shall be operated from the premises.
16. Noise levels shall be kept at a level which does not cause nuisance to the nearby residential properties.
17. Notices shall be prominently displayed at the exits of the premises advising customers to leave quietly.
18. A suitable means of communication shall be established with local residents in order to resolve any problems occurring during hours of operation.
19. Local taxi numbers shall be available for customers to assist in ordering a taxi.
20. The Licence holder shall ensure that noise shall not emanate from the licensed premises such as to cause persons in the neighbourhood to be unreasonably disturbed. Any form of amplification shall be so controlled by the Licensee so as to prevent such a disturbance.
21. The Licence holder shall take all reasonable steps to ensure that persons leaving the licensed premises and using adjacent car parks and highways do not conduct themselves in a manner so as to cause annoyance to residents and/or persons passing by.
22. There shall be regular and adequate refuse collections from the premises.
23. No glass to be disposed of in outside receptacles after 23:00.
24. Smoking is to take place within the designated Smoking Area, which is within the curtilage of the premises.
25. No persons under 18 will be permitted into the premises.
26. 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 or a card bearing the PASS hologram.

27. The premises shall display prominent signage indicating that the Challenge 25 Scheme is in operation.

28. A log shall be kept at the premises to record all refused sales of alcohol for the reasons that the person is, or appears 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 upon request by the Police of an Authorised Officer of Manchester City Council.

29. In addition to any other training, the Premises Licence holder shall ensure that staff are trained to prevent underage sales, are aware of and prevent proxy sales, maintain the refusals log etc. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and records shall be made available for inspection upon request by a Police officer or an authorised officer of Manchester City Council.

Annex 3 – Conditions attached after hearing by the licensing authority

Not applicable

Annex 4 – Plans

See attached