



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 260545
Name: First Street Estate
Address: First Street, Manchester, M15 4FN
Ward: Deansgate
Application Type: Premises Licence variation
Name of Applicant: First Street Management Company Limited
Date of application: 29 June 2021

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

Provision of regulated entertainment (films):

Current hours: Mon to Wed 11am to 11pm, Thurs to Sat 11am to midnight, Sun 10am to 11pm

Proposed hours: Sun to Wed 10am to 11pm, Thurs to Sat 10am to midnight

Provision of regulated entertainment (plays, live music, recorded music, performances of dance):

Current hours: Sun to Wed 11am to 11pm, Thurs to Sat 11am to midnight

Proposed hours: Sun to Wed 10am to 11pm, Thurs to Sat 10am to midnight

Provision of regulated entertainment (anything of a similar description to live music, recorded music or performances of dance):

Current hours: not currently permitted

Proposed hours: Sun to Wed 10am to 11pm, Thurs to Sat 10am to midnight

Provision of late night refreshment:

Current hours: Sun to Thurs not currently permitted

Proposed hours: Mon to Sun 11pm to midnight

Supply of alcohol for consumption on the premises only:

Current hours: Sun to Thurs 11am to 11pm, Thurs to Sat 11am to midnight

Supply of alcohol for consumption both on and off the premises:
Proposed hours: Sun to Thurs 11am to 11pm, Thurs to Sat 11am to midnight

Opening hours:
Current hours: Mon to Sun 24 hrs per day
Proposed hours: Mon to Sun 24 hrs per day

Representations received

Licensing & Out of Hours Compliance	LOOH had concerns that the proposed variations – particularly the increased capacity and the introduction of off sales – could undermine public safety and lead to public nuisance, especially given that there are a large number of residential properties in close proximity to the site. They also noted that the initial plan submitted along with the application did not reflect the actual layout of the site. LOOH proposed that conditions 4-8 of Annex 3 attached to the current licence be replaced with a number of more robust conditions and also requested an updated plan which has now also been agreed.
-------------------------------------	--

Agreements between parties

Licensing & Out of Hours Compliance:

1. Events involving licensable activities at the premises shall be categorised as follows:
 - Category A Events – audience/customer capacity above 5000 at any one time
 - Category B Events – audience/customer capacity between 1500 – 5000 at any one time
 - Category C Events – audience/customer capacity 500 – 1500 at any one time
 - Category D Events – audience/customer capacity up to 500 at any one time
2. There shall be no more than 2 days of Category A events in any calendar year.
3. There shall be no more than 25 days of Category B events in any calendar year.
4. The Premises Licence Holder ("PLH") shall provide to the Licensing Authority and the Multi Agency Group at least 3 months' (or such lesser period as may be agreed by the Licensing Authority) prior notification of Category A Events, and at least 1 month (or such lesser period as may be agreed by the Licensing Authority) prior notification of Category B Events and Category C Events.
5. The PLH shall provide the Licensing Authority with a copy of their events schedule on a quarterly basis.
6. Whenever licensable activities take place at the premises there will be a

Nominated Venue Manager who will be the point of contact for the Licensing Authority and Responsible Authorities whilst licensable activities are taking place.

7. A Venue Operational Plan (including a risk assessment and general operating procedures) shall be in place in respect of the operation of licensable activities at the premises in general, and this Plan will be implemented whenever licensable activities take place at the premises. The Venue Operational Plan shall be reviewed and updated as appropriate.
8. Category D Events shall be operated in accordance with the Venue Operational Plan, subject to any amendments or additions deemed necessary by the Premises Licence Holder on an event by event basis.
9. Category C Events shall be operated in accordance with the Venue Operational Plan, subject to any amendments or additions deemed necessary by the Premises Licence Holder or Licensing Authority on an event by event basis.
10. The PLH shall prepare specific Event Safety Management Plans ("ESMP") for Category A and Category B Events which shall supplement the Venue Operational Plan and which shall include (but not be limited to) the following:
 - Event Overview,
 - Organisational Structure Roles and Responsibilities,
 - Fire Risk Assessment and Safety Plan,
 - Noise Management Plan,
 - Crime Reduction Plan,
 - Search Policy,
 - Drugs Policy,
 - Crowd Management Plan,
 - Security and Stewarding Plan,
 - Alcohol Management Plan,
 - Safeguarding Children and Vulnerable Persons Policy,
 - An Accessibility Policy,
 - Medical and Welfare Policy,
 - CCTV Plan,
 - Evacuation Plan,
 - Dispersal Policy,
 - Site Safety Plan,
 - Waste Management Plan,
 - Traffic and Transport Management Plan
11. The ESMP shall be submitted to the Multi-Agency Group at least 28 days prior to any Category A or B Event taking place.

12. The PLH shall convene community liaison meetings to discuss licensable activities taking place at the premises with local residents at regular intervals as agreed with the Licensing Authority. These meetings shall be documented.
13. When employed, all security staff and stewards will be easily identifiable and have appropriate training for their duties.
14. When employed, a register will be maintained of all stewards and security staff employed before, during and after the any events containing:
 - Their full names, date of birth, home addresses.
 - Employers
 - Event specific identification and, where appropriate, their SIA registration details (SIA registered staff will be in position at entrances, bars and stages). These details will be made available to Greater Manchester Police and the Licensing Authority.
15. All stewards will be fully briefed on the relevant particulars of any event at which they are employed. When stewards/security staff are employed, a two-way radio system will be used to maintain communication between event organisers and steward/security management.
16. There will be a dedicated phone number for local residents and businesses to contact the organisers in the case of any concern during business hours and during any event involving licensable activities at the premises.
17. At all times that the premises are open to the public for licensable activities all door supervisors, stewards and all managers on duty must have completed ACT: Awareness training. In addition, a minimum of 1 on-duty manager and any security supervisor/manager must also have completed the ACT: Operational or ACT: Strategic training.
18. Within 28 days of the grant or variation of the licence, the premises must have a documented counter-terrorism plan, which sets out counter measures to be implemented in response to a terrorist attack, through the principles of 'Guide', 'Shelter' and 'Communicate'-
 - Guide – Direct people towards the most appropriate location (in vacuation, evacuation, hide)
 - Shelter – Understand how your place or space might be able to lock-down and shelter people within it for several hours
 - Communicate – Have a means of communicating effectively and promptly with users of your place and have staff capable of giving clear instructions. Also have the capability of integrating with any response or rescue operation by providing things like building plans
19. 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:
 - All alleged crimes reported to the venue or by the venue to the police
 - All ejections of patrons

- Any complaints received
 - Any incidents of disorder
 - Seizures of drugs, offensive weapons, fraudulent ID or other items
 - Any faults in the CCTV system, searching equipment or scanning equipment
 - Any refusal of the sale of alcohol
 - Any faults in the CCTV system, searching equipment or scanning equipment
 - Any visit by a responsible authority or emergency service
 - The times on duty, names and the licence numbers of all licensed door supervisors employed by the premises.
20. The premises shall have a documented Duty of Care policy for managing intoxicated and vulnerable customers and dealing with incidents of harassment at the premises. The policy shall also include provision for persons refused entry to the premises who are also considered vulnerable by staff.
21. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
22. Off sales of alcohol are only permitted from market type events.

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