



Licensing Act 2003 (Hearings) Regulations 2005

Reference: 220448
Name: China Buffet
Address: Basement, 16 Nicholas Street, Manchester, M1 4EJ
Ward: Deansgate
Application Type: Premises Licence (new)
Name of Applicant: Wai Kong Ltd
Date of application: 03/10/2018

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 (recorded music):
Mon to Sat 12.00pm to 10.50pm
Sun 12.00pm to 10.00pm

The supply of alcohol for consumption on the premises only:
Mon to Sat 12.00pm to 10.50pm
Sun 12.00pm to 10.00pm

Opening hours:
Mon to Sat 12.00pm to 10.50pm
Sun 12.00pm to 10.00pm

Representations received

Greater Manchester Police	Prevention of Public Nuisance Prevention of Crime and Disorder The upholding of Public Safety The protection of children from harm
Licensing & Out of Hours Compliance	Prevention of Public Nuisance Prevention of Crime and Disorder The upholding of Public Safety

	The protection of children from harm
The Trading Standards Service	The protection of children from harm

Agreements between parties

Greater Manchester Police:

- 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. 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
 - (d) any faults in the CCTV system
 - (e) any visit by a relevant authority or emergency service
 - (f) All refusals of sales of alcohol
- The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of identification to enable to verify their identity against the notice.
- The premises shall display prominent signage indicating at any point of sale, the entrance to the premises and in all areas where alcohol is located that it is an offence to buy, or attempt to buy, alcohol for a person under the age of 18.
- In addition to any other training, the premises licence holder shall ensure all staff are trained to prevent underage sales, to be aware of and prevent proxy sales, to maintain the refusals log and monitor staff to ensure their training is put into practice. 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.

Licensing & Out of Hours Compliance:

- Any person who appears to be intoxicated or who is behaving in a disorderly manner shall not be allowed entry to the premises.
- 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
 - (d) any faults in the CCTV system
 - (e) any visit by a relevant authority or emergency service
 - (f) All refusals of sales of alcohol**(Also agreed by GMP)**
- All staff shall be trained (and documented) in:
 - recognising signs of drunkenness
 - how to refuse service
 - the conditions attached to the premises licence
 - action to be taken in the event of an emergency
 - age restrictions in relation to products
 - challenge 25 age verification
- The supply of alcohol shall only be to a person seated taking a table meal there and for consumption by such person as ancillary to their meal.
- A log 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 kept for a minimum of 6 months and made available to GMP and an Authorised Officer of the Licensing Authority.
- There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
- The Designated Premises Supervisor shall ensure that a written notice of authority is kept at the premises for all staff who sell alcohol. The notice shall be made available for inspection upon request of the police or an authorised officer of the licensing authority and all staff selling alcohol must be in possession of identification to enable to verify their identity against the notice. **(Also agreed by GMP)**
- The premises licence holder shall ensure that at all times when the public is present there is at least one competent person able to administer first aid.
- The premises licence holder shall ensure that at all times an adequate supply of first aid equipment and materials is available on the premises, and records of any first aid treatments are logged.
- All staff shall be trained (and documented) in:
 - fire safety procedures
 - evacuation procedures

- reporting of an emergency to the relevant emergency service
- Staff shall monitor customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.
- Notices shall be displayed in any area used for smoking requesting patrons respect the needs of the local residents and use the area quietly.
- There shall be a documented Dispersal Policy, as agreed with Manchester City Council prior to this licence being agreed.

The Trading Standards Service:

- 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, an HM Forces warrant card, or a card bearing the 'PASS' hologram.
- 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.

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