



Licensing & Out of Hours Compliance Team - Representation

Name	Gemma Smith
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Department	Licensing and Out of Hours Compliance Team
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Premise Details

Application Ref No	262724
Name of Premises	Cafe & Grill Istanbul
Address	12 Oldham Street, Manchester, M1 1JQ

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 considering several factors, including the hours and activities applied for, the nature of the area in which the premises is located and any potential risk that granting the application could have on any of the four licensing objectives.

As a result of this assessment the Licensing and Out of Hours Team have concerns that the grant of the application, in its current form, is likely to lead to the Prevention of Crime and Disorder and the Prevention of Public Nuisance Licensing objectives being undermined.

In reaching this decision we have given particular consideration to Manchester City Councils Statement of Licensing Policy 2021 – 2026. Specifically:

7.12 The authority will give particular consideration to the general character of the surrounding area, including crime and antisocial behaviour (ASB) levels, litter problems, issues regarding underage or proxy sales, and noise complaints.

7.25 The licensing authority will ensure that due consideration is given to the proximity of licensed premises not only to local residents and businesses, but also in relation to other licensed premises as well.

7.26 The authority will give particular consideration to measures proposed in the application in relation to prevent nuisance.

7.40 Consideration will be given to the number of rubbish bins in the area to adequately cope with litter levels, as well as the general cleanliness of the area.

The premises is located on Oldham Street within the Northern Quarter district of the city centre. There are residential dwellings above the premises and commercial properties nearby and a number of alcohol led, licensed premises in close proximity. Furthermore, Piccadilly Gardens, which suffers from high levels of crime and anti-social behaviour, especially during the night-time economy is close by.

The premises are currently operating as a food outlet which is currently permitted to trade until 2300. The new licence application proposes the provision of late-night refreshment Monday to Sunday 11pm to 5am. The premise will be open to the public Monday to Sunday 24 hours a day. This is a significant increase in operational hours.

With consideration to the close proximity of residential properties to the premises and the potential impact in terms of public nuisance, Licensing and Out of Hours team are concerned that given the lateness of the proposed hours the venue could attract people to the area from nearby late-night alcohol led licensed premises therefore increasing the risk for public nuisance and alcohol related anti-social behaviour from intoxicated customers gathering outside the premises or from them leaving the takeaway.

LOOH are concerned that allowing customers to remain on site to consume their food until such a late hour would not encourage them vacate the area. The applicant has not proposed any robust conditions as to how they will ensure that their customers will be managed effectively and a premises in this location open until 0500 could potentially add to the pre-existing issues in Piccadilly Gardens locality due to the already problematic nature of the area.

LOOH are also concerned in respect of the limited operating schedule and conditions offered by the applicant. This suggests that the applicant has limited experience of operating a licensed premises into the early hours of the morning, and dealing with the risks of disorder associated to alcohol consumption.

Moreover, there is the potential that the provision of late-night refreshment could lead to a rise in litter being dropped in the vicinity of the premises. The applicant has proposed that the area outside the premises will be kept clean however has provided insufficient detail to demonstrate the how frequently they intend to inspect for litter and cleanse the area.

Additionally, there are no proposed steps in the application around dealing with conflict management and drunk customers. Staff will likely be required to deal with intoxicated and aggressive customers as part of their duties and so relevant training should be in place.

To address these concerns, LOOH propose that the following amendments are made to the proposed conditions offered by the applicant and that the following conditions are attached to the licence if granted at committee:

A reduction in operating hours as follows:

Provision of late-night refreshment:

Sunday to Wednesday 2300 to 0000

Thursday to Saturday 2300 to 0200

Opening hours:
Sunday to Wednesday 0800 to 0000
Thursday to Saturday 0800 to 0200

Change: Noise and vibration kept to a minimum

To: No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.

Change: Areas outside premises to be kept clean

To: The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises are open to the public

Include: Notices shall be prominently displayed at all exits requesting patrons to leave the area quietly and in an orderly manner

Include: Litter bins shall be provided at the premises in sufficient capacity to ensure that customers can adequately dispose of any litter.

Include: Notices shall be prominently displayed at all exits requesting patrons to dispose of refuse in the litter bins provided at the premises.

Include; All staff shall be trained in managing and resolving conflict. 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.

Include: 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.

Include: SIA door staff shall be employed at the premises from 0000 hours until the premises closes. Door staff shall wear hi-vis armbands.

Include: 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.

Include: 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

Recommendation: Approve with Conditions (Outlined Above)

Cafe & Grill Istanbul, 12 Oldham Road, Manchester M1 1JQ

[REDACTED]

Mon 18/10/2021 15:53

To: Premises Licensing <Premises.Licensing@manchester.gov.uk>

Dear MCC.,

I am writing to object to Café & Grill Istanbul's application for 24 hour a day opening. The flats above are residential and 24 hours a day opening will be disturbing in terms of noise and smell. [REDACTED]

[REDACTED] flats will be disturbed by the proposed 24 hour a day service, especially if it is open every day of the week. Please do not allow it.

If I need to do anything else, please let me know.

Kind regards

[REDACTED]

GREATER MANCHESTER POLICE - REPRESENTATION

About You

Name	PC Alan Isherwood
Address including postcode	1 st Floor Manchester Town Hall Extension Lloyd Street Manchester
Contact Email Address	alan.isherwood@gmp.police.uk
Contact Telephone Number	0161 856 6017

About the Premises

Application Reference No.	LPA 262724
Name of the Premises	Café & Grill Istanbul
Address of the premises including postcode	12 Oldham Street, Manchester M1 1JQ

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 in relation to the above premises on the grounds of Prevention of Crime and Disorder, Public Safety, the Prevention of Public Nuisance and the Protection of Children from Harm.

The operating schedule which accompanies the application offers some conditions but GMP believes that these need to be worded more robustly so as best to demonstrate that the 4 Licensing Objectives won't be undermined.

Also due to the premises being in very close proximity to Piccadilly Gardens, which suffers from high levels of crime and anti-social behaviour, especially during the night time economy, we would ask that a condition relating to door staff is also attached to the premises licence.

Therefore if committee are minded to grant the application then we ask that the following conditions are attached to the Premises Licence.

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.

SIA door staff shall be employed at the premises from 2300 hours each night until 0500 hours. Door staff shall wear hi-vis armbands.

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 behaviour.

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.