Licensing Act 2003 (Hearings) Regulations 2005

Reference: 224069

Name: Factory 251

Address: 118-120 Princess Street, Manchester, M1 7EN

Ward: Deansgate

Hearing Date: 05/12/2018

Application Type: Summary Review of Premises Licence

Licence Holder: FAC251 Ltd

Date of review application:

03/12/2018

Summary of application

An application for the summary review of premises licence number 050150 under section 53A of the Licensing Act 2003 was submitted by Greater Manchester Police on 03/12/2018. The grounds of the application for review are that in the opinion of a senior police officer the premises are associated with serious crime or serious disorder or both.

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Considerations

In determining the application, the Sub-Committee must give appropriate weight to:

- a) the steps that are appropriate to promote the licensing objective(s);
- b) the representations (including supporting information) presented by all the parties;

In determining the application, the Sub-Committee must also have regard to:

- the s182 Guidance to the Licensing Act 2003 by the Home Secretary;
- d) Manchester City Council's Statement of Licensing Policy
- e) The Licensing Act 2003 and the regulations made there under
- f) Licensing Objectives

Reasons should be given for any departure from c and d above.

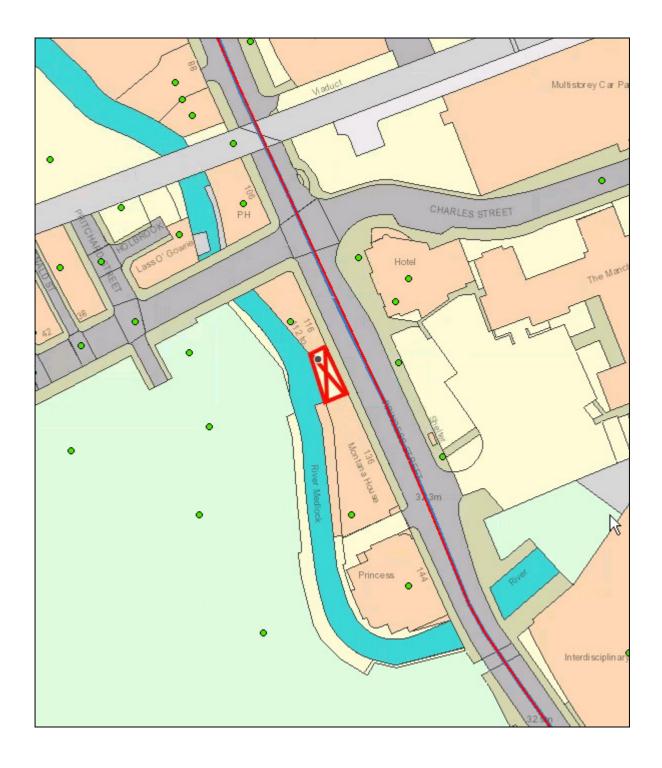
<u>Summary Review – Interim Steps</u>

The Sub-Committee must take such of the steps under section 53(B) of the Licensing Act 2003 (if any), that it considers appropriate for the promotion of the licensing objectives. The steps are:

- 1. To modify the conditions of the licence;
- 2. To exclude any of the licensable activities from the licence;
- 3. To remove the designated premises supervisor;
- 4. To suspend the licence

The conditions of the licence are modified if any of them is altered or omitted or any new condition is added. Modification of the conditions of the premises licence can include altering or modifying existing conditions or adding any new conditions, including those that restrict the times at which licensable activities authorised by the licence can take place.

Where the Sub-Committee consider that none of the above steps are appropriate for the promotion of the licensing objectives, no action should be taken in respect of the licence.



Factory 251 118-120 Princess Street, Manchester, M1 7EN

Greater Manchester Police Central Park Northampton Road Manchester

CERTIFICATE UNDER SECTION 53A(1)(b) OF THE LICENSING ACT 2003

I hereby certify that in my opinion the premises described below are associated with serious crime / serious disorder / both serious crime and serious disorder¹.

Premises²:
Factory 251
118-120 Princess Street
Mannchester
M1 7EN

Premises licence number (if known): 50150

Name of premises supervisor (if known): Mark Barker

I am a Superintendent ³ in the Greater Manchester police force.

'I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case, because⁴:

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take, there are serious concerns as to the extreme violence which has occurred at the premises and the lack of action from the premises.

Greater Manchester Police (GMP) will say that the premises are associated with Serious Disorder. Therefore due to the Serious Disorder which has taken place at the premises GMP feel that it is necessary for an expedited review to take

¹ Delete as applicable.

² Include business name and address and any other relevant identifying details.

³ Insert rank of officer giving the certificate, which must be superintendent or above.

⁴ Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned.

place.

The premises are situated on Princess Street in the Village area of Manchester city centre and the premises licence was issued on 18/08/2005. The Premises Licence Holder (PLH) is FAC 251 Limited and the Designated Premises Supervisor (DPS) is Mark Barker who has held this position since 1st May 2018.

The incident which has triggered this Summary Review is as follows:

At 0320 hours on Sunday 2nd December 2018 GMP received a telephone call from a female stating that as she was getting into a taxi outside the premises about 10 minutes earlier she had witnessed 6 bouncers kicking a male who was lying on the ground. She stated that one of the bouncers in particular was kicking the male on the floor very violently.

At 0324 hours GMP contacted the North West Ambulance service to inform them of this incident and request that they attend.

At 0405 hours the first police officers arrived on the scene and have velwed the CCTV footage which shows at 0253 hours the door staff fighting with 2 males who had been ejected from the premises a short time earlier, and one of these males is seen to be punched to the ground and then left motionless before members of the public go over to assist him. The other male is seen to be punched numerous times by several of the door staff. The male who was knocked to the ground is seen getting up again at 0303 hours, 10 minutes after the incident started.

During this time nobody from the premises contacted the police to inform them that the incident was taking place and the first that we learned of the incident was at 0320 hours when the member of the public contacted us.

A report of crime for Affray has been submitted but it is highly likely that this will be upgraded to a Violent Disorder once all the facts have been established by the CID.

PC 17659 Isherwood attended at the premises on the morning of Monday 3rd December to obtain a copy of the CCTV footage and from speaking to the DPS Mark Barker it is clear that nobody from the premises phoned an ambulance either and as far as he was aware they were contacted by another member of the public.

Enquiries are ongoing with North West Ambulance service to determine who did contact them and at what time.

What is clear however is that an extremely violent incident occurred on the doorstep of the premises involving 2 customers and numerous door staff which resulted in the male who was knocked to the ground suffering a bleed on the brain, which has resulted in him being hospitalised.

This incident has now gained national notoriety as it has been captured on numerous peoples' mobile phones and circulated on various media platforms.

It would be easy for the premises to try put this down solely to the actions of the door staff and it is clear from the footage that the door staff are indeed very blameworthy for their part in the incident but what is abundantly clear from

looking at the incident, and how it was dealt with, is that there was a huge lack of duty of care from the premises themselves. A male has been left with a bleed on the brain, which thankfully is believed to be non life threatening but this could very easily have ended up as a fatality and the fact that the premises didn't bother to contact the police is externely concerning.

This would suggest either a worrying level of incompetence at best or a more seriously a possible attempt to cover up the incident.

The extreme level of violence used in this incident is shocking and has resulted in a serious injury to a customer.

Therefore GMP have serious concerns as to the lack of a duty of care from the premises and their lack of contact with the police in reporting this very serious incident. We believe that this shows that the premises have had little regard for upholding the Licensing Objectives of the Prevention of Crime and Disorder and Public Safety.

The powers contained under section 53A of the Licensing Act 2003 are necessary and proportionate in light of the association that the premises has to Serious Crime and Serious Disorder.

In the Interim Greater Manchester Police would request that the Licensing Authority consider suspension of the Premises Licence until the full review is heard before the committee. Serious Disorder has occurred at the premises and until the Licensing Committee hear the full review and all the evidence that will be disclosed, to allow the premises to continue to operate as a licensed premises gives concerns that further violent incidents will occur at the premises and the safety of both customers and staff will be placed in jeopardy. Greater Manchester Police will say that the licensing objectives of the Prevention of Crime and Disorder and Public Safety can only be promoted if the premises licence was supsended until the final determination of the summary review application.

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take. There are serious concerns as to the extreme level of violence that has occurred. Greater Manchester Police believe that Serious Disorder has occurred at the premises.

(Signed)

(Date)

FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

[Insert name and address of relevant licensing authority and its reference number (optional)]

Manchester City Council

Application for the review of a premises licence under section 53A of the Licensing Act 2003 (premises associated with serious crime or disorder)

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing the form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. **Use additional sheets if necessary.**

I Alan Isherwood [on behalf of] the chief officer of police for the Greater Manchester police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details:

Postal address of premises, or if none or not known, ordnance survey map reference or description:

Factory 251

118-120 Princess Street

Post town: Manchester

Post code (if known): M1 7EN

2. Premises licence details:

Name of premises licence holder (if known): FAC 251 Limited

Number of premises licence holder (if known): 6161539

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 [Please read guidance note 1]:

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or disorder or both, and the certificate accompanies this application. (Please tick the box to confirm)

4. Details of association of the above premises with serious crime, serious disorder or both:

[Please read guidance note 2]

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take, there are serious concerns as to the extreme violence which has occurred at the premises and the lack of action from the premises.

Greater Manchester Police (GMP) will say that the premises are associated with Serious Disorder. Therefore due to the Serious Disorder which has taken place at the premises GMP feel that it is necessary for an expedited review to take place.

The premises are situated on Princess Street in the Village area of Manchester city centre and the premises licence was issued on 18/08/2005. The Premises Licence Holder (PLH) is FAC 251 Limited and the Designated Premises Supervisor (DPS) is Mark Barker who has held this position since 1st May 2018.

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During this time nobody from the premises contacted the police to inform them that the incident was taking place and the first that we learned of the incident was at 0320 hours when the member of the public contacted us.

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Therefore GMP have serious concerns as to the lack of a duty of care from the premises and their lack of contact with the police in reporting this very serious incident. We believe that this shows that the premises have had little regard for upholding the Licensing Objectives of the Prevention of Crime and Disorder and Public Safety.

The powers contained under section 53A of the Licensing Act 2003 are necessary and proportionate in light of the association that the premises has to Serious Crime and Serious Disorder.

In the interim Greater Manchester Police would request that the Licensing Authority consider suspension of the Premises Licence until the full review is heard before the committee. Serious Disorder has occurred at the premises and until the Licensing Committee hear the full review and all the evidence that will be disclosed, to allow the premises to continue to operate as a licensed premises gives concerns that further violent incidents will occur at the premises and the safety of both customers and staff will be placed in jeopardy. Greater Manchester Police will say that the licensing objectives of the Prevention of Crime and Disorder and Public Safety can only be promoted if the premises licence was supsended until the final determination of the summary review application.

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take. There are serious concerns as to the extreme level of violence that has occurred. Greater Manchester Police believe that Serious Disorder has occurred at the premises.

Signature of applicant:

Date: 3/12/18

Capacity: Licensing Constable

Contact details for matters concerning this application:

Address:

Manchester Town Hall Extension Lloyd Street Manchester M2 5DB

Telephone number(s): 0161 856 6017

Email: alan.isherwood@gmp.police uk

Notes for guidance:

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
- conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose

Serious disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.



LICENSING ACT 2003 PREMISES LICENCE

| Premises licence number | 050150 |
|-------------------------|--|
| Granted | 18/08/2005 |
| Latest version | DPS Variation 211334 Granted 1/05/2018 |

Part 1 - Premises details

| Name and address of premises |
|---|
| Factory 251 |
| 118-120 Princess Street, Manchester, M1 7EN |
| Telephone number |
| 0161 272 7251 |

Licensable activities authorised by the licence

- 1. The sale by retail of alcohol*.
- 2. The provision of regulated entertainment, limited to:

Performance of plays;

Exhibition of films;

Live music;

Recorded music;

Performances of dance;

Anything similar to live music, recorded music or the performance of dance;

- 3. The provision of late night refreshment.
 - * All references in this licence to "sale of alcohol" are to sale by retail.

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 | 1200 |
| Finish | 0300 | 0300 | 0300 | 0300 | 0400 | 0400 | 0300 |
| The sale of alcohol is licensed for consumption both on and off the premises. | | | | | | | |
| Seasonal variations and Non standard Timings: | | | | | | | |
| New Year: F | New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day | | | | | | |

| Performance of plays; Exhibition of films | | | | | | | | |
|---|-----------------|--------------|-------------|------|------|------|------|--|
| Standard t | timings | | | | | | | |
| Day | Mon | Tue | Wed | Thu | Fri | Sat | Sun | |
| Start | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 | |
| Finish | 2300 | 2300 | 2300 | 2300 | 2300 | 2300 | 2300 | |
| Licensed to | take place indo | ors only. | | | | | | |
| Seasonal | variations and | Non standard | Timinas: No | ne | | | | |

| Live music; Recorded music; Performances of dance; Anything similar to live music, recorded music or the performance of dance | | | | | | | |
|---|-----------------|----------|------|------|------|------|------|
| Standard t | imings | | | | | | |
| Day | Mon | Tue | Wed | Thu | Fri | Sat | Sun |
| Start | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 |
| Finish | 0400 | 0400 | 0400 | 0400 | 0500 | 0500 | 0400 |
| Licensed to | take place indo | ors only | | | | | • |

Seasonal variations and Non standard Timings:

New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day

| 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 | 0500 | 0500 | 0400 | |
| Licensed to take place indoors only. | | | | | | | | |
| Seasonal | Seasonal variations and Non standard Timings: | | | | | | | |

New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day

| Hours premises are open to the public | | | | | | | |
|---|--------|------|------|------|------|------|------|
| Standard t | imings | | | | | | |
| Day | Mon | Tue | Wed | Thu | Fri | Sat | Sun |
| Start | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 | 1100 |
| Finish | 0400 | 0400 | 0400 | 0400 | 0500 | 0500 | 0400 |
| Seasonal variations and Non standard Timings: | | | | | | | |

New Year: From the start time on New Year's Eve to the terminal hour of New Year's Day.

Part 2

Details of premises licence holder

Name: FAC251 Limited

Address: Suite 14, 2nd Floor, UCB House, 3 George Street, Watford, Hearts, WA18)BX

Registered number: 06161539

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

Name: Mr Mark Barker

Address:

Personal Licence number: NCC000C J2513
Issuing Authority: Newcastle City Council

Annex 1 – Mandatory conditions

Door Supervisors

- 1. Only individuals licensed by the Security Industry Authority shall be used at the premises to undertake security activities, which include guarding against: -
 - (a) Unauthorised access or occupation (e.g. through door supervision),
 - (b) Outbreaks of disorder, or
 - (c) Damage,

unless otherwise entitled by virtue of section 4 of the Private Security Industry Act 2001 to carry out such activities.

Supply of alcohol

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

Exhibition of films

- 9. The admission of children under the age of 18 to film exhibitions permitted under the terms of this certificate shall be restricted in accordance with any recommendations made:
 - (a) by the British Board of Film Classification (BBFC) where the film has been classified by that Board, or
 - (b) by the Licensing Authority where no classification certificate has been granted by the BBFC, or where the licensing authority has notified the club which holds the certificate that section 20 (3) (b) (74 (3)(b) for clubs) of the Licensing Act 2003 applies to the film.

Annex 2 - Conditions consistent with the operating schedule

- 1. The above time restrictions in relation to the hours for the sale of alcohol do not prohibit:
 - (a) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered:
 - (b) The sale of alcohol to a trader or club for the purposes of the trade or club;
 - (c) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
 - (d) The taking of alcohol from the premises by a person residing there; or
 - (e) The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
- 2. All external windows and doors shall be closed after 2300, except for emergency (fire doors) and access/egress (non fire doors).
- 3. No external speakers shall be operated from the premises.
- 4. A tamper-proof noise limiter is to operate on the top floor of the premises and is to be set at a level agreed by Pollution Control.
- 5. The premises shall become a member of, and maintain its membership of, the local Pub Watch Scheme.
- 6. Alcoholic and other drinks shall not be removed from the premises in open containers.
- 7. A CCTV system shall be installed at the premises. The CCTV system shall be maintained and operated during all hours that the premises are open to the public. Recorded images will be retained for 30 days.
- 8. The premises shall implement an incident book and ensure all incidents of crime and disorder shall be logged.
- 9. Fire fighting equipment shall be maintained and serviced according to the manufacturer's instructions.
- 10. Refuse shall not be emptied into external receptacles between the hours of 0230 and 0700.
- 11. Management shall ensure regular external checks are carried out for noise nuisance when the premises operate after 0200.
- 12. Prominent, clear and legible notices shall be displayed at all exits requesting that patrons respect local residents and leave the premises and the area quietly.
- 13. Anyone who appears to be under the age of 18 and who is attempting to buy alcohol must be required to produce satisfactory "proof of age" that they are over the age of 18 such as a passport, photo card driving licence or citizen card before such a sale is made.
- 14. A prominent notice detailing the premises age restriction policy shall be displayed outside the premises.

- 15. Staff shall conduct a thorough inspection of the premises after closing time to ensure that no patrons remain on the premises. This inspection is to include the toilet/rest room areas. These daily inspections are to be recorded in a log which is dated and initialled and are to be made available to authorised persons from responsible authorities.
- 16. An effective search policy (agreed in writing with GMP within 2 weeks of the variation) shall be implemented, this search policy shall include the use of a hand held metal detector wand and a conspicuous and legible notice shall be displayed near the entrance advising customers who refuse search shall be declined entry.
- 17. The premises shall install and maintain and maintain a comprehensive digital colour CCTV system.
 - (a) All public areas of the licensed premises, including all public entry and exit points and the street environment shall be covered, enabling facial identification of every person entering in any light condition.
 - (b) The CCTV cameras shall continually record whilst the premises are open to the public and kept available and unedited for a minimum of 28 days with the date and time stamping.
 - (c) 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 formal officer or an authorised officer of the licensing authority.
 - (d) Any footage shall 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 these recording mediums shall be provided.

Annex 3 - Conditions attached after hearing by the licensing authority

- 1. No noise shall emanate from the premises so as to cause a noise nuisance at the nearest noise sensitive properties.
- 2. Regular external noise monitoring shall take place at regular intervals. Written records shall be maintained to include details of any corrective action and made available to authorised officers of Manchester City Council or greater Manchester Police on request.
- 3. As a minimum requirement, SIA licensed door supervisors shall be employed at the premises at a ration of 1:100 customers.
- 4. A written record shall be kept on the premises by the designated premises supervisor or every person employed on the premise as a door supervisor in the 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 industrial authority number;
 - (c) The time and date he/she starts and finishes duty;
 - (d) The time of any breaks taken while on duty
 - (e) Each entry shall be signed by the door supervisor
- 5. The register shall be available for inspection on demand by an authorised officer of the Council, the security industry authority or a police constable.
- 6. Documented staff training shall be given to all staff concerned in the sale of alcohol, and this training shall include underage sales and drunkenness, and shall be repeated every three to four months. Members of staff who have passed an approved course dealing with the protection of children from harm shall be exempt from this requirement.
- 7. Door supervisors employed at the premise shall wear high visibility jacket/tabards whilst on duty.
- 8. A dispersal plan shall be implemented at the premise which includes:
 - (a) Notices and posters displayed at the premise asking customers to disperse quietly from the premise.
 - (b) Door supervisors actively encouraging customers to disperse guietly.

- (c) Arrangements with local taxi firms in order to provide taxis for customers as they leave the premises.
- (d) Monitoring of noise emanating from the premises at regulated intervals.
- (e) The availability of the designated premises supervisor or other nominated person when the premises are open to discuss any noise issues that become apparent.
- (f) Disallowing entry or to remain in the premises any person who is notified by Greater Manchester Police to be the designated premises supervisor as being a person of bad character.
- 9. The venue shall close by 2230 and then re-open at 2300 for nightclub use.
- 10. Only one bar shall be in operation selling alcohol and a personal licence holder shall be present to authorise sales.
- 11. All drinks shall be decanted into flexible plastic receptacles.
- 12. All tickets shall include entry conditions.
- 13. A full risk assessment with an Event Manager Policy (to include a designated safe area for those under 18s refused entry to be held until collected by parents) shall be submitted to City Safe a minimum of 28 days prior to the event.
- 14. Key members of staff who come into contact with under 18s shall be required to complete the Level 1 Manchester Basic Awareness Safeguarding Children E-learning Course.
- 15. Each event shall be risk assessed and, based on ticket sales, appropriate staff members shall be provided to ensure the safeguarding of children.
- 16. A dedicated member of staff shall be appointed to have overall responsibility for the welfare of children attending at 14+ events and such person, whether a Personal Licence Holder or otherwise, shall have obtained a Criminal Record Bureau Certificate.

| Annex 4 – Plans | |
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| See attached | |