



## **Licensing Act 2003 (Hearings) Regulations 2005**

**Reference:** 222338  
**Name:** Overdraught  
**Address:** 855 Stockport Road, Manchester, M19 3PW  
**Ward:** Levenshulme  
**Application Type:** Premises Licence (new)  
**Name of Applicant:** Draught Manchester Ltd  
**Date of application:** 06/11/2018

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**

#### **Proposed hours and licensable activities:**

Provision of regulated entertainment (recorded music):

Sun to Thu 11am to midnight

Fri to Sat 11am to 1am

The supply of alcohol for consumption both on and off the premises:

Sun to Thu 11am to 1130pm

Fri to Sat 11am to 0030am

Opening hours:

Sun to Thu 11am to midnight

Fri to Sat 11am to 1am

### **Representations received**

Greater Manchester Police

Concerns that conditions within the operating schedule need to be worded more robustly to best demonstrate how the 4 Licensing Objectives will be upheld.

Licensing & Out of Hours Compliance	Concerns about how the four licensing objectives will be promoted, given the nature of the area in which the premises are located and the hours applied for.
Trading Standards	Concerns about how the Protection of Children from Harm Licensing Objective will be promoted.

## Agreements between parties

### Greater Manchester Police:

1. 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.
2. 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
3. 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.
4. 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.
5. 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:**

1. All windows and external doors shall be kept closed from 22:00 to 01:00 or at any time when regulated entertainment takes place except for immediate access and egress of persons.
2. Speakers shall not be located, or operated outside the premises.
3. The premises and immediate surrounding area shall be kept clean and free from litter at all times the premises is open to the public.
4. Management and staff should prevent customers from congregating outside the premises other than when using the external covered seating area during opening hours.
5. Notices shall be prominently displayed at any area used for smoking, requesting patrons to respect the needs of residents and use the area quietly.
6. Staff shall monitor customers smoking outside the premises on a regular basis and ensure that patrons do not cause a public nuisance.

**Trading Standards:**

1. The premises shall display prominent signage indicating at any point of sale that the Challenge 25 scheme is in operation.
2. 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.
3. 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, enter sales correctly on the tills so the prompts show as appropriate and monitor staff to ensure their training is put into practice.

**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

