

GREATER MANCHESTER POLICE - REPRESENTATION

About You

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Contact Email Address	[REDACTED]
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About the Premises

Application Reference No.	LPV 274695
Name of the Premises	Unique Convenience Store
Address of the premises including postcode	Cheetham Service Station, Waterloo Road, Manchester M8 8GJ

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 application for a premises licence in relation to the above premises.

The grounds for the objection are the Prevention of Crime and Disorder, the Prevention of Public Nuisance, Public Safety and the Protection of Children from Harm.

The Strangeways area suffers from high levels of anti-social behavior and street drinking and the local policing team is working hard to address these issues.

Therefore, the hours requested by the applicant for 24 hour alcohol sales are not suitable for a premises in this particular area as the access to alcohol around the clock will almost certainly exacerbate these issues and see people's quality of life diminish.

Furthermore, the proposed DPS in the application, Summaiya Nabeel, is also the DPS at the Nisa store on Hill Lane in Higher Blackley, which is approximately 3.5 miles away, so we are concerned that the control over both premises would be compromised if these hours were granted.

With the premises being directly opposite a primary school GMP are concerned that the premises could become a magnet for street drinkers as it would be selling alcohol earlier than other off licences in the area which means that they could well be drunk by the time the children begin to arrive for school and this could have a damaging effect on the children attending the school.

The applicant has offered no further measures to demonstrate how the 4 licensing objectives would not be undermined if this variation was granted other than service through a hatch.

Therefore, GMP asks that this application is refused.



**MANCHESTER
CITY COUNCIL**

Licensing & Out of Hours Compliance Team - Representation

Name	Lauren Connell
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
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Premise Details

Application Ref No	274695
Name of Premises	Unique Convenience Store
Address	Cheetham Service Station, Waterloo Road, Cheetham, Manchester, M8 8GJ

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 variation of the existing premises license, taking into account a numbers of factors, including the nature of the area in which the premises is located, the hours applied for and any potential risk that the granting of this licence could lead to issues of public nuisance.

As a result of this assessment, we have concerns that the granting of this variation application is likely to lead to issues of public nuisance, these concerns are specifically that the grant of this licence is likely to lead to complaints of noise from customers visiting the premises and potential of a build-up of litter during the later hours applied for.

**The current hours for licensable activities are:
Sale by retail of alcohol: 08:00 to 23:00**

The variation application seeks to request a licence to sell alcohol 24 hours a day. When considering the request to implement the hours of licensable activities, we feel public nuisance is likely to be created by increased noise from customers arriving and leaving throughout the night and particularly those who could be refused the sale of alcohol. There is a potential risk of this premises becoming a “go to” from revellers leaving venues within the City Centre as this is located within meters of Bury New Road, a main thoroughfare to and from the City Centre who would normally be heading home and leaving the area. If refused alcohol this could create people loitering in the area also causing nuisance to the residents in the vicinity undermining the licensing objectives.

Furthermore, although the applicant has stated that they wish to serve alcohol through a hatch service only, they have not stipulated what hours they wish to implement this. Giving rise to concerns that all sales will be taking place externally further adding to the risk of noise emanating from customers visiting the premises.

As the application is for 24 hours and becoming a “go to premises”, it has the potential to attract street drinkers, street community to gather, street drink, beg and cause antisocial behaviour around the premises, significantly disturbing nearby residents throughout the night and early hours, undermining the prevention of public nuisance and prevention of crime and disorder licensing objectives. These two main issues have not been addressed in the application and no evidence of how this is to be managed.

Should the extension in hours be granted, there is a high likelihood that this would lead to issues of litter in the surrounding area something which is already a serious issue within this area of Cheetham. The hours also raise concerns over the ability of the premises to clean and maintain the street scene ahead of the morning as the premises will be operating 24 hours there will be no specific times outlined to clear litter at the closing and opening of the premises as per the licence.

Annex 2, Condition 5:

Management and staff shall ensure that any litter generated by customers in the immediate vicinity is collected both during and after the close of operational hours. Management will ensure there are available

litter reciprocals outside the premises for customers to dispose of refuse.

LOOH believe that the premises operating 24 hours a day in a residential area will be conflicting with the Licensing Policy 2021-2026 and Licensing Objectives will not be upheld.

Consulting the Statement of Licensing Policy 2021-2026 the following is relevant-

The proximity of the premises to local residents and other local businesses, particularly in relation to the potential for nuisance

7.28 Where its discretion is engaged, the licensing authority will give consideration to the appropriateness of hours applied for, having regard to the location of premises and their likely effect on the promotion of the four licensing objectives. While it is recognised that in some circumstances flexible licensing hours for the sale of alcohol can help to ensure that concentrations of customers leaving premises simultaneously are avoided, the licensing authority will consider restricting hours to ensure the promotion of the licensing objectives, subject to relevant representations being made in relation to the hours applied for, should the licensing authority deem this appropriate and proportionate following a hearing.

7.29 The authority considers that later hours will typically be more sensitive and higher risk in causing problems.

7.31 It is recognised that in spite of the quality of the operation of the business, where patrons are out of the control of the licensee, the lateness of the terminal hour for the premises will often be a contributory factor in the potential for disturbance.

7.32 Therefore, where its discretion is engaged, the authority will be mindful of the density of residential use in proximity to the premises and the level of risk of nuisance arising. The authority expects that terminal hours will normally be earlier to promote the licensing objectives for licensed premises located in areas with a higher density of residential property.

7.35 Where its discretion is engaged, the licensing authority will not consider the fact that other premises in the vicinity already have similar hours as a justification for granting similar or extended hours, and each application will be considered on its individual merits.

Ability to clean and maintain the street scene

7.40 The licensing authority will expect operators to cleanse outside their premises, particularly at the close of business. Further, where its discretion is engaged, the licensing authority will take account of the potential impact of the premises upon litter problems in the area and take such steps that are deemed appropriate and proportionate to address such issues. 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.

Applicants are asked to outline additional steps that they will implement to show how they will further promote the four licensing objectives. Given that the applicant has requested to increase their alcohol sale hours by 9 hours creating a 24 hours licence, the applicant has failed to consider any of the above issues and address these within their application.

8. Manchester's standards to promote the licensing objectives

8.1 Applicants are required to set out in their operating schedule the steps they propose to take in operating the premises to promote the licensing objectives.

Relevant Standards are:

MS5 Prevent on-street consumption of alcohol

MS8 Prevent noise nuisance from the premises

MS10 Operate effective cleansing arrangements, including ensuring the premises and surrounding area are kept clean and free of litter, and adequate arrangements for the secure and responsible storage of refuse

We would expect a premises wishing to open 24 hours to have more robust conditions in their operating schedule. The application has not detailed how issues will be managed or any noise mitigation measures.

LOOH therefore recommend that this application is refused.

Recommendation: Refuse Application