



Licensing & Out of Hours Compliance Team - Representation

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Premise Details

Application Ref No	ref 281754/HH
Name of Premises	1520 Studio
Address	19 Cheetham Hill Road, Cheetham, Manchester, M4 4FY

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 has assessed the likely impacted of allowing the Temporary Event Notice, which was submitted for 1520 Studio, 19 Cheetham Hill Road, Manchester, M4 4FY on the evening of the Saturday 5th November 2022 starting at 23:00 and finishing at 05:00 on Sunday 6th November 2022 for up to 200.

Application includes sale of Alcohol (on sale only), Regulated Entertainment and the Provision of Late-Night Refreshment. The nature of the event is to provide customers with *a musical, artistic, sensory, movement of expression and community focused experience. An expression of music event which will be an audio / visual dance party which will be a mix of live experimental performances from local bands and DJ's, giving the community space to express themselves through music entertainment and interaction, tickets for the event are priced at £5.50/£12.00*

The applicant has also provided an event risk assessment and waste management plan as part of the application. However, there are a number of discrepancies around these documents as they do not mirror details in the application form as timings are different, door supervisory times are not in line with the application and details of the company have not been provided.

I contacted the applicant () on Friday 21st October 2022 by phone to discuss some concerns and arrange a site visit I was asked to contact s as he is , I tried to contact on the number on previous applications and the phone was dead. I then emailed the applicant () on Monday 24th October 2022 to raise concerns with the application and documents provided and asked that the email was responded by 16:00 due to the short time to officially object, I did not receive any response to my queries.

The premise has held events in the past and had exceeded the quota for applying for Temporary Event Notices for someone without a Personal License.

Applications have since been submitted in other people names, but these Temporary events were rejected by Premise Licensing Team.

On the night of Friday 14th October 2022 one of the rejected applications by Premise Licensing Team was visited by 2 Licensing and Out of Hours officers at 23:48 and found an unlicensed event at the premise.

The entrance door leading to the lower floor on Park Street was open, there were approximately 20 people stood outside drinking alcohol and smoking, the event was also attracting some of the local street communities were being attracted to the people stood on the street smoking and consuming alcohol.

We approached the door and were met by a male who identified himself as [REDACTED]. I could not see any SIA Door Supervisor's, we could hear loud music being played and escaping through the open door and into the street.

At the end of Park Street on Cheetham Hill Road is a Hotel and the Green Quarter Housing Area to the rear of the hotel.

We entered the premise and could see instruments for live band in the left-hand corner set up and in the right hand corner of the room there was a male DJ playing music. Electrical cables running along the floor without any Health and Safety precautions in place, and empty cans on the floor.

There were approx. 40 people in the room, most consuming alcohol and the majority were smoking with absolutely no intervention from the management of the event to prevent this offence. I noticed the free-standing bins shattered around the room were overflowing with cardboard pizza boxes and empty alcohol bottles/cans. One male was drinking directly out of a large wine bottle sat on a settee. The walls were spray painted.

My Colleague Michael Wilson went into a room behind the DJ and noticed 5 people sat in a circle smoking and he could smell a pungent smell, which he believed to be cannabis, in the room. We struggled to hear what [REDACTED] was saying, due to the loud music so we all went back outside to speak.

We stood on Park Street and I explained to [REDACTED] that the Temporary Event Notice for this evening was rejected by Premise Licensing and the event should not of taken place. He knew it had been rejected due to exceeding his allowance, but all the people had brought their own alcohol, I then advised him that regulated entertainment could not take place but he tried to justify this by explain that although the music was very loud it was part of the experience of looking at the artwork. We advised him that the regulated entertainment needed to be turned off straight away and people needed to stop smoking inside the building as it was a clear breach of the Health Act 2006, he said he would go back inside and do this.

Please see attached photos exhibited as ST01, ST02, ST03 and ST04.

Whilst assessing this application we have found an advert on-line advertising tickets for sale for DJ night on Saturday 5th November 2022. Please attached photos exhibited as ST05.

The LOOHT have also considered Manchester City Council's Statement of Licensing Policy 2021 - 2026, specifically:

7.25 Where its discretion is engaged, 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, to ensure they are located in a position that does not adversely affect their ability to ensure the promotion of the licensing objectives. The potential impact on any local residents will be an important matter for consideration.

7.26 Where premises are in the direct vicinity of local residential properties, and where its discretion is engaged, the authority will give particular consideration to measures proposed in the application in relation to prevent nuisance, such as:

- Prevention of noise or vibration escaping from the premises due to volume of music or plant and machinery noise
- Prevention of noise disturbance from people entering and leaving the premises (eg. queue management, dispersal policy)
- Prevention of disturbance by people outside the premises (eg. smoking areas)
- Litter from the premises (This issue is considered particularly relevant in respect of late-night takeaways and smoking-related litter outside licensed premises)
- Disturbance caused by deliveries associated with licensable activities, including waste collection

Consideration should be given to the following sections of Manchester City Council's Statement of Licensing Policy;

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

7.30 Applicants are strongly encouraged only to apply for hours that they realistically intend to operate, as later hours are typically more likely to attract objections.

The Licensing and Out of Hours Team do not believe that the event that has been applied for effectively describes the intended event. We have also been unable to speak with the applicant directly to address our concerns and believe the applicant is applying as a proxy and has no intention of being responsible for the event. Given the evidence that has been submitted as part of this application and the offences documented within this representation, we would recommend that this application is refused. Based on the evidence of the previous unlicensed event we believe that the licensing objectives; Prevention of Crime and Disorder, Prevention of Public Nuisance and Public Safety would likely be undermined.

Recommendation: Refuse Application