

GREATER MANCHESTER POLICE - REPRESENTATION

About You

Name	PC Alan Isherwood
Address including postcode	██████████ Manchester Town Hall Extension Lloyd Street Manchester
Contact Email Address	██
Contact Telephone Number	██

About the Premises

Application Reference No.	LPA 222035
Name of the Premises	Hetherington's Café Bar
Address of the premises including postcode	8 Pollard Street, Manchester M4 7DS

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 and the Prevention of Public Nuisance, Public Safety and the Protection of Children from Harm.

The operating schedule which accompanies the application offers hardly anything in terms of enforceable conditions which show how the 4 Licensing Objectives will be upheld. It gives the impression that the applicant has a limited understanding of the Licensing Objectives, which raises concerns about how the premises will be operated.

We therefore ask that this application is refused.



Licensing & Out of Hours Compliance Team - Representation

Name	Lauren Connell
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	[REDACTED], Town Hall Extension, Manchester, M60 2LA
Email Address	[REDACTED]
Telephone Number	[REDACTED]

Premise Details

Application Ref No	REF 222035
Name of Premises	Hetherington's Cafe Bar
Address	8 Pollard Street, Manchester, M4 7DS

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.

Licensing and Out of Hours Compliance Team have assessed the likely impact of the granting of this application taking into account a number of factors, including the nature of the area in which the premises is located and the proximity to the residential accommodation, the hours applied for, and any potential risk that the granting of this application could lead to issues of public nuisance.

This application is for a Cafe/Bar:

The applicant has requested for the supply of alcohol; Monday/Saturday- 10:00 – 23:00 Sunday 10:00-22:00

Recorded music; Monday/Saturday- 7:00am- 23:00 Sunday 7:00-22:00

Hours open to the public; Monday/Saturday- 7:00am- 23:00 Sunday 7:00-22:00

This premises is situated on the ground floor in a large warehouse that has been renovated into residential apartments on Pollard Street. Residential properties are positioned directly above the premises in an area of the city which is expanding rapidly. As a result of the location of the premises it is now subject to the Ancoats and New Islington policy.

We have concerns that the premises could cause a noise problem for the nearby residents due to noise generated by staff using commercial bins when cleaning up, noise from deliveries arriving early morning or late night, noise generated from patrons within the premises itself and upon exiting the premises particularly at night. Other concerns include the management of litter from takeaways bought from the premises and alcohol bottles which then provide the opportunity for patrons to drink on the street. For these

reasons we feel the applicant has not demonstrated how they will uphold the public nuisance licensing objective.

Section M of the licence application requires the applicant to describe any further steps they will take in order to promote the 4 licensing objectives. With regards to the proposed application, the applicant has failed to provide any information with specific reference to the prevention of public nuisance. The term “public nuisance” covers a wide range of minor crimes that threaten the health, morals, safety, comfort, convenience, or welfare of a community. Section 7.1 of Manchester’s Statement of Licensing Policy states “Licensed premises are expected to be an asset to their local area through promotion of the licensing objectives.” Although the applicant has indicated that they have considered the licensing objectives within the application, they have not offered any conditions that can be measured to ensure that these objectives are upheld. The failure of the applicant to provide any conditions, leads to a complete lack of confidence in his/her ability to manage the premises and to ensure the licensing objectives are met. We feel that the applicant has failed to state how they will uphold all licensing objectives, again with particular reference to prevention of public nuisance by stating “As above.”

The failure to propose any conditions to prevent public nuisance causes severe concerns to Licensing and Out Of Hours as the applicants lack of consideration to the local area is apparent. Manchester’s Statement of Licensing Policy states in section 7.5 that “applicants are expected to address any local factors relevant to their premises.” This has not been satisfied in the application and gives rise to concerns over the applicant’s ability to effectively manage the premises. The Licensing and Out of Hours Team in our capacity as the Environmental Health Responsible Authority feel the grant of a licence based on the application submitted would undermine the licensing objectives and request it to be refused.

Recommendation: Refuse Application

From: [REDACTED]
Date: Wed, 19 Dec 2018 at 15:03
Subject: 222035/LD2 Hetheringtons Cafe Bar
To: <premises.licensing@manchester.gov.uk>

I am writing to object to the proposed license to sell alcohol on these premises.

Planning permission was granted on the basis of no alcohol and given the location of the premises should not have been granted at all. That will be the subject of a complaint to the ombudsman as soon as the problem is demonstrated which inevitably it will be.

There are residential premises directly above and opposite this proposed bar which will be disturbed by the café and its music which will be a breach of the lease and indeed the rights of the owners to quiet enjoyment of the flat.

Inevitably alcohol will attract smokers and there is simply nowhere for said smokers to go. The café door is directly on to the shared vehicular and pedestrian access to the property which will mean smokers will gather on what is essentially [REDACTED]. This will be particularly bad on football match days.

Let them serve their coffee, demonstrate they can do that quietly then lets consider alcohol.

My details

[REDACTED]

[REDACTED]
15:01 (10 minutes ago)
to me

Good afternoon,

I have been made aware that new bar hetheringtons has applied for licence in Ancoats and wished to express concerns. I live [REDACTED]. This means that we already are kept awake through the night due to the windows inability to keep noise out. I am concerned that we will now have to listen to drunken comings and going's until 11pm every night.

Both myself and my partner work for [REDACTED] and are up extremely early, I do not wish to have my sleep disturbed further due to living directly above a licensed premed is.

Though I do not disputed that they should be licensed, the surrounding area is compromised solely of residences and I think the hours should be restricted to respect people's homes.

Kind regards,
[REDACTED]