

## Application to vary a premises licence under the Licensing Act 2003

### 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 this 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.

You may wish to keep a copy of the completed form for your records.

I/We Summer of Love Limited

*(Insert name(s) of applicant)*

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

#### Premises licence number

272412

#### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description  
Love Factory (formerly Summer of Love)  
200 Dantzic Street

Post town

Manchester

Postcode

M4 4DD

Telephone number at premises (if any)

Non-domestic rateable value of premises

£34,750

#### Part 2 – Applicant details

Daytime contact  
telephone number

E-mail address (optional)

Current postal address if  
different from premises  
address

Reedham House  
31 King Street West

Post town

Manchester

Postcode

M3 2PJ

#### Part 3 - Variation



#### Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply**

- |   |                          |
|---|--------------------------|
| a) plays (if ticking yes, fill in box A)  | x                        |
| b) films (if ticking yes, fill in box B)  | x                        |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E)   | X                        |
| f) recorded music (if ticking yes, fill in box F)   | X                        |
| g) performances of dance (if ticking yes, fill in box G)  | X                        |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | X                        |

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J) X

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	
Day				Outdoors	<input type="checkbox"/>
Start	Finish			Both	x
Mon	11:00	01:00	<u>Please give further details here</u> (please read guidance note 5)		
Tue	11:00	01:00			
Wed	11:00	01:00	<u>State any seasonal variations for performing plays</u> (please read guidance note 6) From the start of permitted hours on New Year’s Eve to the end of permitted hours on New Year’s Day.		
Thur	11:00	01:00			
Fri	11:00	01:00	<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat	11:00	01:00			
Sun	11:00	01:00			

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors				
				Outdoors	<input type="checkbox"/>			
				Both	x			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon	11:00	01:00						
Tue	11:00	01:00						
Wed	11:00	01:00				<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6) From the start of permitted hours on New Year’s Eve to the end of permitted hours on New Year’s Day.		
Thur	11:00	01:00						
Fri	11:00	01:00	<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)					
Sat	11:00	01:00						
Sun	11:00	01:00						

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur								
Fri								
Sat						<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sun								

## E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	x
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	11:00	01:00			
Tue	11:00	01:00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6) From the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day.		
Wed	11:00	01:00			
Thur	11:00	01:00	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	01:00			



F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	
				Outdoors	<input type="checkbox"/>
				Both	x
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	11:00	01:00			
Tue	11:00	01:00			
Wed	11:00	01:00			
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6) From the start of permitted hours on New Year’s Eve to the end of permitted hours on New Year’s Day.		
Thur	11:00	01:00			
Fri	11:00	01:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat	11:00	01:00			
Sun	11:00	01:00			

# G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	x
Mon	11:00	01:00	<u>Please give further details here</u> (please read guidance note 5)		
Tue	11:00	01:00			
Wed	11:00	01:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6) From the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day.		
Thur	11:00	01:00			
Fri	11:00	01:00	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat	11:00	01:00			
Sun	11:00	01:00			

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	
Mon	11:00	01:00		Outdoors	<input type="checkbox"/>
				Both	x
Tue	11:00	01:00	<b><u>Please give further details here</u></b> (please read guidance note 5)		
Wed	11:00	01:00			
Thur	11:00	01:00	<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6) From the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day.		
Fri	11:00	01:00			
Sat	11:00	01:00	<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sun	11:00	01:00			

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 6)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sat					
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	x
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 6) From the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day..		
Mon	11:00	01:00			
Tue	11:00	01:00			
Wed	11:00	01:00			
Thur	11:00	01:00			
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	01:00			
			<b><u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		

K

<p><b>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children</b> (please read guidance note 10).</p> <p>N/A</p>
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L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variations</b> (please read guidance note 6) From the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day.
Day	Start	Finish	
Mon	11:00	01:30	
	-----	-----	
Tue	11:00	01:30	
	-----	-----	
Wed	11:00	01:30	
	-----	-----	
Thur	11:00	01:30	<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 7)
	-----	-----	
Fri	11:00	01:30	
	-----	-----	
Sat	11:00	01:30	
	-----	-----	
Sun	11:00	01:30	
	-----	-----	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

**M** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)**

Please see current Premises Licence – 272412

**b) The prevention of crime and disorder**

Please see current Premises Licence - 272412

**c) Public safety**

Please see current Premises Licence - 272412

**d) The prevention of public nuisance**

Please see current Premises Licence – 272412

We are seeking to remove Condition 9 at Annex 2 which reads as follows:  
“Other than the event ‘The Summer of Love Festival’ there shall be no amplified music in the marquees or in any of the external licensed areas after 20:00 hours”.

And to replace with the following:

*Addition to the end of Condition 7 of Annex 2* – A record shall be kept of all monitoring which takes place outside the boundary of the premises, including the date, time and location of monitoring; the name of the monitor, and any action taken. Records shall be kept for no less than six months and shall be made available upon request by a Police Officer or an Authorised Officer of Manchester City Council.

A qualified Sound Engineer will be on site prior to and during events to assist with the monitoring of noise levels and any subsequent action required.

Members of staff will direct customers leaving the premises in a direction away from the nearest residential areas.



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**e) The protection of children from harm**

Please see current Premises Licence - 272412

Checklist:

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or X
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. x
- I have sent copies of this application and the plan to responsible authorities and others where applicable. x
- I understand that I must now advertise my application. x
- I have enclosed the premises licence or relevant part of it or explanation. x
- I understand that if I do not comply with the above requirements my application will be rejected. X

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature		
Date		
Capacity		

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 15)			
██████████			
████████████████████			
██████████████████			
██████████			
<b>Post town</b>		██████████	<b>Post code</b>
██████████		██████████	
<b>Telephone number (if any)</b>		██████████	
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b>			
██████████████████-			

**Notes for Guidance**

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for ‘not-for-profit’ film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.

## **Progress Centre Noise Report 15/04/2023**

The purpose of this document is to assess the noise measurements recorded on 15/04/2023 with the intention of working alongside Manchester City Council to mitigate noise nuisance to residents whilst allowing the Progress Centre events to continue effectively over the planned dates.

These are the first measurements taken at the Progress Centre and have been taken due to the noise complaints received on previous events. It is the plan moving forward that every event will have noise measurements taken throughout so we can work effectively with the Council using quantitative data to ensure sound levels remain acceptable.

This report is written by the sound engineer who will be working a large portion of these events.

### **Measurement types and method**

Two types of measurements are being assessed in this report, these are:

- LAeq
- 1/3 Octave dB ranging from 31.5 - 20,000Hz

Both measurement types were taken over a 1 minute period each time ensuring the music was at a normal point when recording (not during particular points of quiet dependent on the act).

Measurements are also taken at different times of the event in order to assess any changes in the sound level as the event progresses.

The LAeq measurements were used in order to take an average level reading relevant to the human ear. This is a useful tool to gauge the overall level of the music.

1/3 Octave measurements were taken in order to assess more in-depth information on the levels at particular frequencies. This may be very useful going forward as if we are able to find the particular problematic frequencies affecting residents then they can be targeted independently reducing noise issues for residents.

### **Locations**

Three locations have been chosen for these measurements in an attempt to assess the impact on the surrounding area.

It should be noted that these locations were chosen with no knowledge of the actual location of the noise complaints and are instead estimations as to where noise may be an issue. It should also be noted that all these measurements were taken on the ground in public areas and noise levels may differ if you are in a tall flat complex for similar building.

The first location is our 'constant' and will not change moving forward. This will allow for direct comparisons to be made between events in order to ensure we can easily monitor when the sound is becoming too loud.

This first location is onsite of the Progress centre in the direction of the loudspeakers and away from the large areas of people in order to achieve the clearest measurements of the loudspeakers with minimal affect from audience noise.

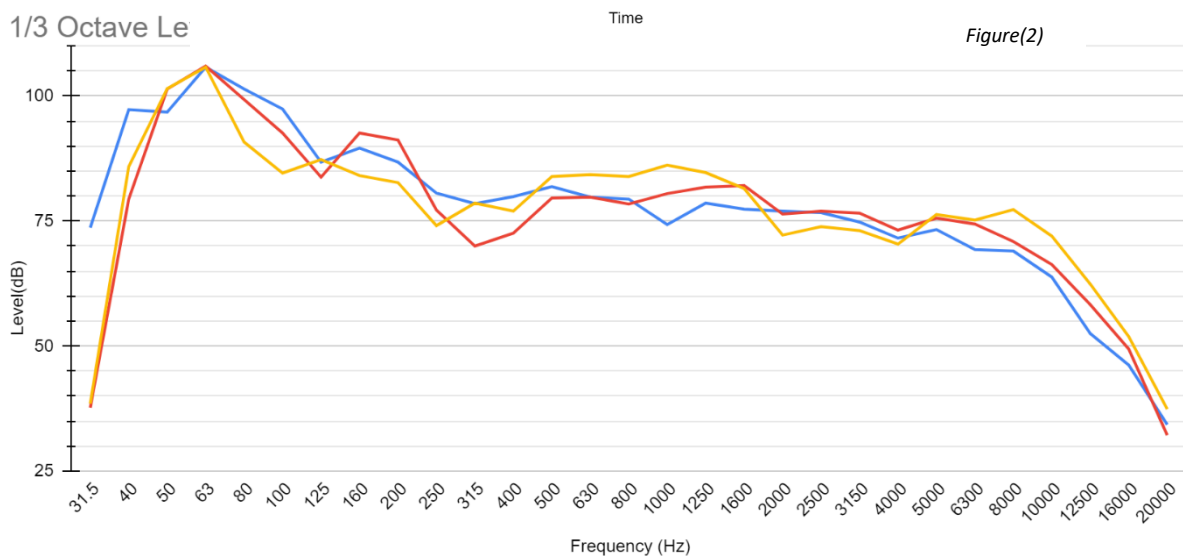
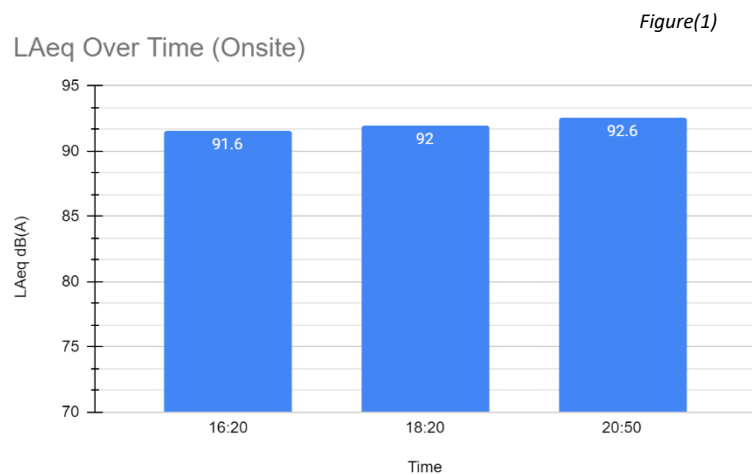
The second location is at the intersection of Cotter St and Ardwick Green N. This location is behind the direction of the speakers and was chosen due to the residential properties located within close proximity to the Progress Centre.

The third location is Baring Street Carpark which is located next to the 'Unite Students' flats. This location was chosen as it is in the direction of the loudspeakers and next to a large number of residential flats.

## Measurements

This section of the report will show plots of the measurements, the tables containing the exact measurements is in the appendix of this document.

### Onsite (constant location):



Figure(1) displays the LAeq measurements onsite at Progress Centre at three different times of the night. This shows that the sound level remained largely the same between the hours of 16:20 and 20:50 with only a 1dB(A) increase. This was achieved despite the audience being far larger at 20:50 than 16:20 and likely largely due to the delay speakers put in place for this event. This is also likely to be due to the purposeful reduction in bass frequencies as the music began to get louder therefore reducing the overall average LAeq and reducing the amount of low frequency noise affecting residents.

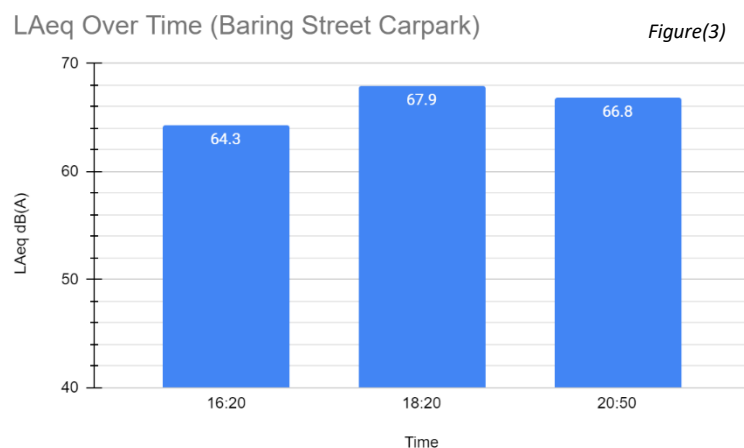
Figure(2) shows the 1/3 Octave measurements, again measured at 3 separate times throughout the night. We can see lots of crossover in these results and little in the way of a clear change between the different times, this is likely caused by different acts playing different music with different frequency content each time a measurement is taken.

We can however see that on average the low frequencies either remain the same or reduce as the night gets later despite the overall LAeq level increasing slightly. This is likely due to the purposeful reduction in low frequencies as the night got later.

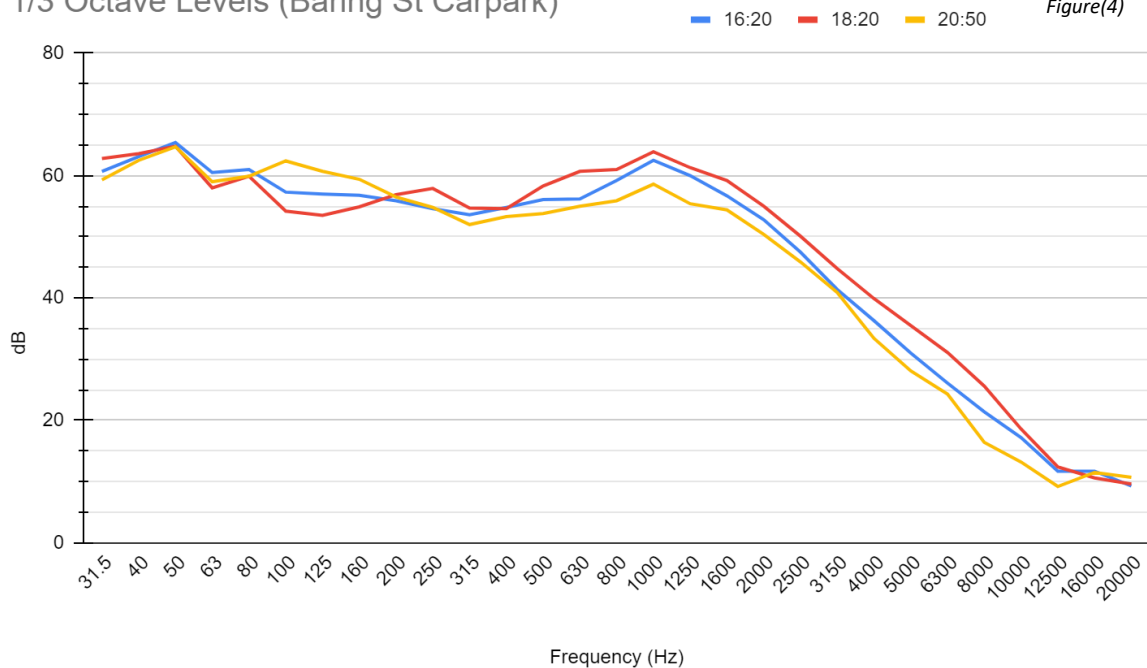
#### Cotter St:

No readings were taken at Cotter St due to the fact that at all 3 measuring times the music from Progress Centre was inaudible at this location. Whilst this means that the residents near this location are unlikely to be affected by the events, it does not mean that other buildings in this direction such as tall flat complexes are not affected.

#### Baring Street Carpark:



1/3 Octave Levels (Baring St Carpark)



On first inspection of *Figure(1)* one may assume that the levels from the Progress centre are fluctuating significantly. However, if we compare these measurements with the measurements taken onsite they do not match. In theory, these results should change over time relative to the results taken onsite (for example, if the level onsite increases by 2dB, we should expect to see the level in another also increase by approximately the same amount). This however is not the case here as we see very different changes over time. We can therefore conclude that it is noise from different factors affecting these results. For example, whilst attempts were made to avoid road noise during these measurements, there was definitely road noise close to this location for which almost definitely skewed these results. As the night progressed it should also be noted that other bars close to this location started to play music which may also have skewed the results.

### Plan for Future Events:

Moving forward we plan on continuing to measure the sound levels for events at the Progress Centre. The onsite location will remain constant throughout these events in order to remain consistent. This allows us to effectively monitor and control the levels mitigating the noise reaching local residents.

For example, if the council did not receive noise complaint on the 15/04/2023 and are happy with the noise created by the event on this date, we are able to ensure future events have the same treatment and remain at the same level.

We would also like to request of Manchester City Council any information which may help us mitigate noise nuisance. For example, if knowledge of problematic locations or even access to flats is available then this will allow better measurements to be attained. This may allow us to find particular frequencies which are affecting the residents, we would then be able to reduce these specific frequencies therefore reducing the noise nuisance.

## Appendix

Onsite Progress Centre	
Time	LAeq dB(A)
16:20	91.6
18:20	92
20:50	92.6

Onsite Progress Centre			
Frequency (Hz)	Level (dB)		
	16:20	18:20	20:50
31.5	73.7	37.7	38.5
40	97.3	79.4	85.9
50	96.8	101.4	101.5
63	105.8	106	105.8
80	101.4	99.3	90.8
100	97.4	92.6	84.6
125	86.8	83.8	87.3
160	89.6	92.6	84.1
200	86.8	91.2	82.7
250	80.6	77.2	74.1
315	78.5	70	78.6
400	79.9	72.6	77
500	81.9	79.6	83.9
630	79.8	79.8	84.3
800	79.4	78.4	83.9
1000	74.3	80.5	86.2
1250	78.6	81.8	84.7
1600	77.4	82.1	81.5
2000	77	76.4	72.2
2500	76.7	77	73.9
3150	74.8	76.6	73.1
4000	71.6	73.2	70.4
5000	73.3	75.6	76.3
6300	69.3	74.4	75.2
8000	69	70.9	77.3
10000	63.8	66.3	72
12500	52.5	58.3	62.4
16000	46.2	49.4	51.9
20000	34.3	32.2	37.4

Baring Street Carpark	
Time	LAeq dB(A)
16:20	64.3
18:20	67.9
20:50	66.8

Baring Street Carpark			
Frequency (Hz)	Level (dB)		
	16:20	18:20	20:50
31.5	60.7	62.8	59.3
40	63.1	63.6	62.5
50	65.4	64.8	64.7
63	60.5	58	59
80	61	59.9	59.9
100	57.3	54.2	62.4
125	57	53.5	60.7
160	56.8	54.9	59.4
200	55.9	56.9	56.5
250	54.6	57.9	54.8
315	53.6	54.7	52
400	54.8	54.6	53.3
500	56.1	58.3	53.8
630	56.2	60.7	55
800	59.2	61	55.9
1000	62.5	63.9	58.6
1250	60	61.3	55.4
1600	56.7	59.2	54.4
2000	52.8	55	50.4
2500	47.5	50.1	45.9
3150	41.4	44.8	40.9
4000	36.3	39.9	33.4
5000	31	35.5	28.1
6300	26.1	31.1	24.3
8000	21.4	25.6	16.4
10000	17.2	18.6	13.2
12500	11.7	12.4	9.2
16000	11.7	10.6	11.5
20000	9.3	9.6	10.7