

GREATER MANCHESTER POLICE - REPRESENTATION

About You

Name	PC 13795 Aftab Hussain
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About the Premises

Application Reference No.	289100/CT4
Name of the Premises	Casa Mia
Address of the premises including postcode	29 Shudehill, Manchester M4 2AA

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

Having read the new licence application for Casa Mia and also visited the premises from the outside I have made the decision to object to having the license granted for the premises. My reasoning are as follows :-

In relation to **Prevention of Crime & Disorder** a minimum of 2 SIA door supervisor should be on from 21:00hrs and a risk assessment needs to be carried out if they should be having more on. In any case when customers exceed 200 then the ratio needs to be 1 Door supervisor to 100 customers.

CCTV download to be downloaded on a USB stick provided by Casa Mia and also password protected when handed over to authority or footage can be emailed to the asking authority.

Public Safety - This is my main concern with no mention on the application as to how they are going to manage customers entering and leaving with customers walking along towards Shudehill or towards Withy Grove when the pavement is too small in width. This will result in customers or members of the public walking onto the road at a busy junction putting themselves at risk of serious harm.

Prevention of Public Nuisance – No mention of how they are to control noise nuisance from the music being played at the premises.

Protection of Children from Harm – The premises is described as a Bar Restaurant suggesting that they shall be serving food but no mention if children are allowed on the premises or not and if allowed then what time are they allowed on the premises till.

The application suggests that there is a second individual applicant and that being a Mrs over the age of 18 living in Manchester with a postcode of M7 4HW but no first name or surname.

Each day the premises wish to open at 10:00hrs and start to selling alcohol from 10:00hrs which is far too early especially with the premises being in a retail area of the City Centre of Manchester, this shall result in customers starting to drink early and by mid-day they are intoxicated.

From Sunday to Thursday they wish to stop selling alcohol at 02:00hrs but close at 03:00hrs which is far too late especially when their shall be an influx of people putting themselves at risk when leaving the premises and also as the customers walk away towards the direction of Withy Grove there is to be an increase in noise as residents are trying to sleep in their apartments.

The sale of alcohol stops at 03:00hrs and the premises closes at 04:00hrs on Friday's and Saturdays this shall again put customers at risk as they are leaving at a time when the area is very busy with people trying to get home on foot and in cars.



29 Shudehill.



Licensing & Out of Hours Compliance Team - Representation

Name	Sandra Dawson
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	sandra.dawson@manchester.gov.uk
Telephone Number	0161 234 1220

Premise Details

Application Ref No	REF 289100
Name of Premises	Casa Mia
Address	29 Shudehill, Manchester, M4 2AA

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 (LOOH) 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 any potential risk the granting of this licence could lead to undermining the four licensing objectives.

The LOOH team have also considered Manchester City Council's Statement of Licensing Policy 2021-2026, in particular 7.25 in relation to proximity to local residents, 7.28 in relation to appropriateness of hours applied for, 7.36 in relation to groups who may be drawn to a particular premises if they are licensed to sell alcohol at earlier times.

Taking into account the location of the premises, it is close to a noise sensitive location, LOOH would have expected to see more robust conditions to prevent noise outbreak.

LOOH are not satisfied that the conditions offered are sufficient to uphold the four licensing objectives and have little, if any, regard to the Statement of Licensing Policy or any serious consideration to the impact that the grant of this licence would have on the local area.

Recommendation: Refuse Application

PLEASE NOTE: ALL REPRESENTATIONS AND SUPPORTING EVIDENCE MUST BE SUBMITTED TO MANCHESTER CITY COUNCIL WITHIN 28 DAYS, STARTING THE DAY AFTER THE PREMISES IN QUESTION MAKES AN APPLICATION (TO FIND OUT THE CLOSING DATE CALL THE LICENSING UNIT ON 0161 234 4512)

PLEASE NOTE: LICENSING OFFICERS, LICENSING COMMITTEE MEMBERS AND THE APPLICANT CAN VIEW THE INFORMATION PROVIDED ON THIS FORM	
ABOUT YOU	
Your first name (required)	Your last name (required)
Sonia	Cooke
Your address including postcode (required)	
Trading Standards Service 1 Hammerstone Road Manchester M18 8EQ	
Contact email address	Contact phone no
Sonia.cooke@manchester.gov.uk	0161 219 2803

ABOUT THE PREMISES
Application Ref No. (if known):
LPA 289100
Name of the Premises about which you would like to make a representation:
Casa Mia
Address of the Premises (including postcode if known):
29 Shudehill, Manchester, M4 2AF

YOUR REPRESENTATION
Please outline your representation below and continue overleaf. This should be the likely effect of the grant of the licence / certificate on the licensing objectives on and in the vicinity of the premises in question. (Please continue on a separate sheet of paper if necessary)
<p>The Trading Standards Service has assessed the likely impact of the granting of this application taking into account a number of factors, including the conditions offered and times applied for and any potential risk that the granting of this application could lead to issues which do not uphold the licensing objectives specifically the prevention of children from harm.</p> <p>The applicant proposes the sale of alcohol for a bar and restaurant. The applicant has offered some conditions to promote the licensing objectives, specifically the protection of children from harm. The conditions offered relate to implementing a challenge 25, and ID checks. However, the applicant has failed to consider specifically what staff training will be provided, and how it will be recorded/ refreshed. Furthermore, the applicant has not considered how refusals will be recorded, what acceptable forms of ID will be accepted and how they will ensure proxy sales do not occur on the premises.</p> <p>Manchester City Councils Statement of Licensing Policy MS12 <i>Prevent underage sales of alcohol, including proxy sales</i>, states that effective and appropriate measures must be taken to ensure age restrictions are enforced at the premises. Examples given of this are details of what forms of ID are acceptable, the maintenance of refusal logs and staff training. MS12 continues stating that the licensing authorities preferred approach is a Challenge 25. This approach allows for a much stronger age verification policy as it is much easier for staff to distinguish if someone is 25 or older rather than 21. Documented staff training is also expected. The applicant has not given detail to ensure the licensing objectives would be promoted and upheld.</p> <p>Giving consideration to the above policy which clearly outlines expected measures to be taken at licensed premises and the conditions that the applicant has offered. The Trading Standards Service recommends the following conditions to be attached to the premises licence if granted:</p>

Supporting Evidence: In addition to your own written / oral testimony to the Licensing Sub-Committee, you may wish to provide evidence to support your representation. You will need to show how this evidence relates to the premises in question. Examples of supporting evidence include oral testimony, written testimony, noise records, video or photographic material, crime and disorder data, other statistical data, reports etc.)

Remove offered conditions:

- All staff will be trained in Challenge 25 and sign to say they understand their role.
- Legal Notices will be displayed to warn minors ID checks are used at all times.
- A record of all incidents will be kept on site for inspection.
- Staff will undergo refresher training at 6 monthly intervals.

Add conditions:

- 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 EU/EEA national ID card or similar document, an HM Forces warrant card, a card bearing the PASS hologram, or any electronic or biometric age verification technology approved by the licensing authority.
- The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises that the Challenge 25 scheme is in operation.
- The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises that it is an offence to buy or attempt to buy alcohol for a person who is under 18 and for a person under the age of 18 to buy or attempt to buy alcohol.
- A refusals record must be kept at the premises which details all refusals to sell alcohol. This record must include the date and time of the incident, the name of the staff member who refused the sale, and the reason the sale was refused. All entries must be made within 24 hours of the refusal. The record must be made available for inspection and copying within 24 hours of a request by an officer of a Responsible Authority.
- All staff authorised to sell alcohol shall be trained in:
 - Relevant age restrictions in respect of products
 - Prevent underage sales
 - Prevent proxy sales
 - Maintain the refusals log
 - Enter sales correctly on the tills so the prompts show as appropriate
 - Recognising signs of drunkenness and vulnerability
 - How overservice of alcohol impacts on the four objectives of the Licensing Act 2003
 - How to refuse service
 - The conditions in force under this licence.
- Training must include evidence that the trainee has gained knowledge and understanding of the training, which may consist of a test or quiz, completed by the trainee.
- 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. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Manchester City Council.