

GREATER MANCHESTER POLICE - REPRESENTATION

About You

Name	PC Alan Isherwood
Address including postcode	1 st Floor Manchester Town Hall Extension Lloyd Street Manchester
Contact Email Address	[REDACTED]
Contact Telephone Number	[REDACTED]

About the Premises

Application Reference No.	LPA 294713
Name of the Premises	My Thai
Address of the premises including postcode	178 Burton Road, Manchester M20 1LH

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 very little in terms of enforceable conditions. The conditions that have been offered are very vague and generic which gives the impression that the applicant has a limited understanding of the Licensing Objectives, which raises concerns about how the premises will be operated.

The likely effect of the grant of the Premises Licence with such a scant operating schedule is that all 4 of the Licensing Objectives will be undermined.

We therefore ask that this application is refused.



Licensing & Out of Hours Compliance Team - Representation

Name	Sion Roberts
Job Title	Neighbourhood Compliance Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	
Telephone Number	

Premise Details	
Application Ref No	REF /294713
Name of Premises	My Thai
Address	178 Burton Road, Manchester, M20 1LH

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 & Out of Hours Compliance Team (LOOH) as the responsible authority have assessed the likely impact of the grant of this application considering a number of factors, including the nature of the area in which the premises is located and the proximity to residential accommodation, the hours applied for and any potential risk that the grant of this application could lead to issues of public nuisance.
General description of premises as given by the applicant:
<i>Thai Restaurant</i>
Proposed hours and licensable activities:
<i>Provision of regulated entertainment (recorded music): Mon to Sun 11.30am to 11pm The provision of regulated entertainment (recorded music) will take place both indoors and outdoors.</i>
<i>The supply of alcohol for consumption both on and off the premises: Mon to Sun 11.30am to 11pm</i>
<i>Opening hours: Mon to Sun 11.30am to 11pm</i>
The proposed premises, a relatively small, former licensed chip shop/restaurant, is located on the busy and popular Burton Road, Didsbury. Located in a row of mixed used commercial and residential premises. There are residential properties directly above, adjacent, to the rear and facing the premises over Burton Road.

Of concern for LOOH is the potential for public nuisance problems from customers arriving to and leaving the premises, during later hours and when seated outside when eating/drinking and smoking.

Noise from raised voices, shouting, and laughing and the de regulated entertainment (described by the applicant as standard background soft music from a normal speaker) in such close proximity to residential properties will lead to noise disturbances.

There have been no effective measures or controls offered by the applicant to address these expected noise problems.

There is also the potential for noise disturbances for nearby residents from waste being emptied in to recycling receptacles during noise sensitive times.

Noise from glass and bottles being emptied can be particularly intrusive if there are no measures in place to ensure they are not disposed of during later hours and similarly, noise caused by waste collections must also be controlled.

It was therefore felt by LOOH that the additional conditions, specifically addressing our public nuisance concerns above should be attached to the premise licence subject to the licensing committees' approval.

1. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants within nearby residential properties.
2. Bifold doors and any windows should remain closed after 22:00.
3. Front door to remain closed after 22:00 save for access and egress.
4. There shall be no external speakers.
5. The supply of alcohol shall only be to a person seated, taking a table meal there and for consumption by such a person as ancillary to their meal.
6. Customers must vacate all outside tables and chairs by 22:00 each evening.
7. Staff shall monitor any customers smoking outside the premises on a regular basis and ensure patrons do not cause a public nuisance.
8. Notice shall be displayed at any area used for smoking requesting patrons to respect the needs of local resident and use the area quietly.
9. The area outside the premises shall be kept clean and tidy. Staff shall be required to remove litter associated with premises on a regular basis whilst open and shall clear any litter when the premises closes.
10. A prominent, clear, and legible notice shall be displayed at the exit to the premises asking customers to respect the needs of residents and to leave the area quietly.

11. The emptying of bins and refuse collections, shall not take place between 22:00 and 08:00 hours.

Section 7 of Manchester City Council's Statement of Licensing Policy sets out considerations that must be taken in to account when assessing the impact of a premises to local residents in relation to the potential for nuisance.

We believe the above conditions are proportionate and necessary to uphold the licensing objectives in relation to preventing public nuisance.

Recommendation: Approve with Conditions (Outlined Above)

**The Chippy on Burton Road: My Thai, 178 Burton Road, Manchester, M20 1LH,
(Didsbury West ward)**

From: John Leech [REDACTED]
Sent: 30 October 2023 21:27
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
[REDACTED]

Subject: The Chippy on Burton Road: My Thai, 178 Burton Road, Manchester, M20 1LH, (Didsbury West ward)

Dear Bryan

I would like to see some minor changes to this license application:

I am concerned about the proposed outdoor music until 11pm, which will create a public nuisance at night, and disturb local residents. It is worth pointing out that the next door property, 180 Burton Road, is a residential property, and there are residential flats above the shops and directly across the road.

I would also like to propose that the end time for the supply of alcohol should allow for a period of drinking up time, to help avoid disorder and public nuisance at closing time.

It is my intention to be present at the hearing.

Thank you

John Leech

294713/BJ1

From: Richard Kilpatrick [REDACTED]
Sent: 20 November 2023 20:59
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Subject: 294713/BJ1

Dear Licensing,

I would like to support Cllr Leech's representations.

I share the concern about the proposed outdoor music until 11pm, which will create a public nuisance. It is worth pointing out that the next door property, 180 Burton Road, is a residential property, and there are lots of residential properties in the area. It is vital for the council to understand that this is predominantly a residential area with flats on Orchard Road and Burton Road.

I would like to echo Cllr Leech's representation that the end time for the supply of alcohol should allow for a period of drinking up time, to help avoid disorder and public nuisance at closing time.

Thanks

Richard

Premises Licence (new) 294713/BJ1: My Thai, 178 Burton Road, Manchester, M20 1LH, (Didsbury West ward)

From: West Didsbury Residents Association [REDACTED]

Sent: 30 October 2023 21:56

To: Premises Licensing <Premises.Licensing@manchester.gov.uk>

Cc: [REDACTED]; John Leech

[REDACTED]; Richard Kilpatrick

Subject: Re: Premises Licence (new) 294713/BJ1: My Thai, 178 Burton Road, Manchester, M20 1LH, (Didsbury West ward)

Dear Bryan

Many thanks for requesting WDRA comment on the below application.

Can we clarify details in the application for music both inside and outside the premises.

This premises is situated in an area with residential properties in the immediate vicinity on all sides including a local primary school.

Other local licensed establishments have restrictions in place which limit the playing of both live and recorded music at all times when any doors or windows are open which includes bifold / folding doors. These restrictions are to protect neighbour amenity with respect to noise and disturbance and this includes children studying at the school.

In line with other Licensed premises the WDRA would like to strongly object to any external music and request that music / entertainment be limited to the inside of the premises and only played when the bifold doors at the front of the property are closed.

Many thanks

[REDACTED]

WDRA CHAIR

Fwd: 294713/BJ1 objection

From: [REDACTED]

Sent: 01 November 2023 16:19

To: Premises Licensing <Premises.Licensing@manchester.gov.uk>

Subject: 294713/BJ1 objection

Hello I would formally like to object to the premises license 294713/BJ1 as it allows recorded music outside up to 11pm.

I [REDACTED] am already kept awake due to the relaxed rule breaking. Music should not be allowed to be played outside past 10, as with many other licences on the road.

I fear this new license will set a precedent for others to push their licence later and unfortunately anything later than 10 affects my ability to sleep and adequately rest for my job which provides my income.

This will additionally affect the enjoyment of my home and strongly suggest no outside music or alcohol serving is allowed past 10pm.

Please keep me up to date on this matter.

[REDACTED]

Home owner

Raise concern of new premises license (Reference 294713/BJ1)

From: [REDACTED]

Sent: 11 November 2023 06:28

To: Premises Licensing <Premises.Licensing@manchester.gov.uk>

Subject: raise concern of new premises license (Reference 294713/BJ1)

[REDACTED]

9th November 2023

The Prevention of Public Nuisance and the Protection of Children from Harm.

Dear Sir or Madam,

I am writing to raise concern about the proposed outdoor recorded music everyday til late at night of new premises license (Reference 294713/BJ1).

As there are lots of children live here and I have two children age 11-12 years old. Furthermore, there are schools in this area so please re consider to prevent public nuisance and protect children in our neighborhood.

Best Regards,

[REDACTED]

Licence application : 294713/BJ1 - My Thai 178 Burton Road

From: [REDACTED]

Sent: 16 November 2023 21:00

To: Premises Licensing <Premises.Licensing@manchester.gov.uk>; [REDACTED]

Subject: Licence application : 294713/BJ1 - My Thai 178 Burton Road

Dear Premises Licencing Team,

I am writing to lodge my concerns about the above referenced licence request. [REDACTED]

My particular and grave concern relates in particular to the request for a licence for recorded music both inside and outside the property during its opening hours. No other commercial properties on this block play music. There is no call at all for music to be played outside. Nor should customers be served or eat outside the premises as the noise will be disruptive.

This is a residential area and - while Burton Road benefits from its various food outlets - granting this license will be injurious to the people living nearby. Specifically it risks causing a public nuisance.

Burton Road is already dangerously blocked with delivery drivers picking up food from venues nearby. I have some additional concern that this venue will bring extra traffic and be a risk to public safety.

Please acknowledge safe receipt of this email.

Regards

[REDACTED]

[Sent from Yahoo Mail for iPhone](#)

178 Burton Road My Thai

From: [REDACTED]

Sent: 17 November 2023 21:16

To: John Leech [REDACTED]

Subject: 178 Burton Road My Thai

Dear Mr Leech ,

Following our phone conversation my wife and I are objecting to proposed music being allowed to play outside 178 Burton Road [REDACTED] as a disabled pensioner I feel it would impact my well-being. The road is noisy enough as it is. I also feel it would impact 1 of 4 licensing objectives , in this case prevention of public nuisance .

Yours sincerely

[REDACTED]

Sent from my iPhone

My Thai Application - Burton Road

From: [REDACTED]
Sent: 18 November 2023 16:06
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: rhughes [REDACTED]; John Leech
[REDACTED]; Richard Kilpatrick
[REDACTED]
Subject: My Thai Application - Burton Road

To whom it may concern

We have been made aware by by our local MPs and neighbours that 'the chippy' on Burton Road has been sold to My Thai. We share the deep concerns of our neighbours in regards to the loud music being played from the premises indoor and out [REDACTED]. Both us and our neighbours are in agreement that granting this application would affect the prevention of nuisance, with loud music being played daily until 11pm 7 days a week.

Please could you reach out to those of us who have objected to this application and explain the process form here.

Many thanks and regards

[REDACTED]

New premises licence My Thai 178 Burton Road

From: [REDACTED]
Sent: 20 November 2023 17:53
To: Premises Licensing <Premises.Licensing@manchester.gov.uk>
Cc: John Leech [REDACTED]
Subject: Re: New premises licence My Thai 178 Burton Road

To whom it may concern,

[REDACTED] we have been made aware of the application for a new licence which allows recorded music to be played both indoors and outdoors until 11pm Monday to Sunday. Whilst we understand the indoor music being allowed, we are raising concerns that the playing of recorded music outdoors will be a significant noise nuisance to our property [REDACTED].

We have a [REDACTED] at home and are already experiencing loud music and antisocial behaviour from 174 Burton Road (Sett), which we have already reported to the council. With specific regards to the licensing objectives; the prevention of public nuisance and the prevention of crime and disorder, we have often experienced customers leaving the premises intoxicated, loud, urinating/ vomiting on the side of our house and littering. We believe that the issuing of this licence to MyThai will only exacerbate this problem for us.

With regards to the playing of recorded music indoors, we think it would be reasonable to request restrictions on the volume of indoor music played due to the close proximity of our house to the premises. We would also like to reiterate that we are unsure of the need for outdoor music to be played in a residential area especially till 11pm.

Kind regards

[REDACTED]

[REDACTED]