

**GREATER MANCHESTER POLICE**



To: Manchester City Council  
Licensing Unit  
Town Hall Extension

To: Miss Neve Clegg



13<sup>th</sup> June 2024

Please accept this letter as formal notification that Greater Manchester Police wish to object, under Section 104(2) of the Licensing Act 2003, to the **TEMPORARY EVENT NOTICE** detailed below, as we are satisfied that granting the application under these circumstances would undermine the Prevention of Crime and Disorder and the Prevention of Public Nuisance Objectives.

<b>PREMISES NAME:</b>	Common
<b>ADDRESS:</b>	39-41 Edge Street Manchester M4 1HW
<b>DATE OF EVENT:</b>	29/06/24
<b>TIME OF EVENT:</b>	1500 – 2300 hours

GMP object to the issuing of this TEN

The TEN seeks to allow the premises to have DJs playing music outside the premises from 3pm until 1030pm for up to 260 people.

Whilst on the face of it this doesn't appear to be problematic, experience has shown us that when other premises have done this in the past, especially in areas that are mainly pedestrian, it ends up becoming a large street party with huge numbers of people not associated with the premises joining in and making it a free for all.

Even with their own seating area barriered off and patrolled by security there is nothing to prevent people gathering on the other side of the barriers and effectively extending the event right down the road.

## **GREATER MANCHESTER POLICE**

This date also corresponds with the date of the 2<sup>nd</sup> round matches of the European Championships in Germany which are being broadcast live on terrestrial TV and if England progress from their group they could well end up playing on this date.

Therefore, there is the potential for football fans to descend on the street before, during and after the match and add to the chaos.

Therefore, Greater Manchester Police ask that this TEN is refused and a counter notice is issued.

Signed:.....PC 17659 Isherwood..... (rank/pin/name)

Date/Time 13/06/24.....0700 hrs



**Licensing & Out of Hours Compliance Team - Representation**

Name	Jonathon Mathers
Job Title	Licensing Out of Hours Officer
Department	Licensing and Out of Hours Compliance Team
Address	Level 1, Town Hall Extension, Manchester, M60 2LA
Email Address	[REDACTED]k
Telephone Number	[REDACTED]

**Premise Details**

Application Ref No	REF 301354
Name of Premises	Common
Address	39-41 Edge Street, Manchester, M4 1HW

**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 & Out of Hours Compliance Team have assessed the likely impact of the granting of this application considering several 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 granting of this application could lead to issues of public nuisance.

The applicant has applied for live/recorded music to take place within the premises external pavement licence area on Edge Street.

The applicant states music will be played externally between 15:00 and 22:30hrs by DJ's. They have also stated the DJ will use equipment from Common that has been set up and tested by a sound engineer.

Pavement Licences were introduced to allow businesses to obtain a licence to place temporary furniture, such as table and chairs onto the public highway adjacent to their premises. Terms of a pavement licence stipulate several conditions including condition 15 which states:

*The premises must operate a 'good neighbour policy', in which the licensee must:*

- *take an open approach to engagement with their neighbours; be mindful and respectful of neighbouring residents and operating businesses, particularly in **respect of noise** and in the use of any shared areas;*
- *put in place arrangements for residents to directly raise concerns with the premises;*
- *take practical steps to avoid causing a public nuisance and mitigate and resolve issues as far as is reasonably practicable.*

Common are located at 39-41 Edge Street in the busy Northern Quarter area of Manchester City Centre. The premises is near to several residential areas including the large Smithfield Housing Estate on Oak Street and Quay Apartments on Edge Street with both being only 40m away from the premises. Further nearby residential buildings are adjacent on Copperas Street which is directly behind the premises.

Having considered the application for live/recorded music to take place in the street, we seek refusal on the grounds that The Prevention of Public Nuisance Licensing Objective is likely to be undermined. Licensing Out of Hours have serious concerns that allowing live music and recorded music to be played out on the street would lead to a number of issues and complaints.

Ultimately, any music played from outside the Common premises in the street is not going to be fully restricted to this premises only. Other nearby premises along Edge Street are likely to be impacted as are surrounding residents.

At present, there is a Public Spaces Protection Order in place which covers Manchester City Centre. Article 1 of the order relates to the Consumption of alcohol and stipulates the following:

*No person shall consume alcohol in a public place in the Restricted Area (save for those places identified in section 62 of the Anti-social Behaviour Crime and Policing Act 2014)*

Due to the location of where Common is situated, having live/recorded music taking place in the street is likely to attract groups of non-customers to the area to potentially engage in the drinking of alcohol in the street which would be deemed a breach of the PSPO in place across the city centre. Street drinking is an ongoing issue across the city but appears to be more prominent in both the Northern Quarter and Piccadilly areas.

In recent years, unauthorised street parties have taken place in the Northern Quarter including the Oak Street/Thomas St surrounding areas leading to several issues including anti-social behaviour, large groups of people drinking alcohol in the street and residents being disturbed by loud music. Recently, a 'street party' took place in another area of the Northern Quarter during the daytime which led to Licensing Out of Hours receiving several noise complaints from residents due to the impact of the loud music on those residents within their homes.

Pavement Licences are currently utilised by many food/drinks led premises across Manchester. Licensing Out of Hours have serious concerns that if this application was to be granted, then this would set a precedent with premises elsewhere then looking to conduct similar operations to the one outlined within this application involving live music and recorded music being played in the street. Licensing Out of Hours believe this would lead to incidents of noise nuisance and breaches of the Public Spaces Protection order.

Due to the concerns noted in this representation, Licensing out of Hours request that this application is refused.

Recommendation: **Refuse Application**