



Licensing & Out of Hours Compliance Team - Representation

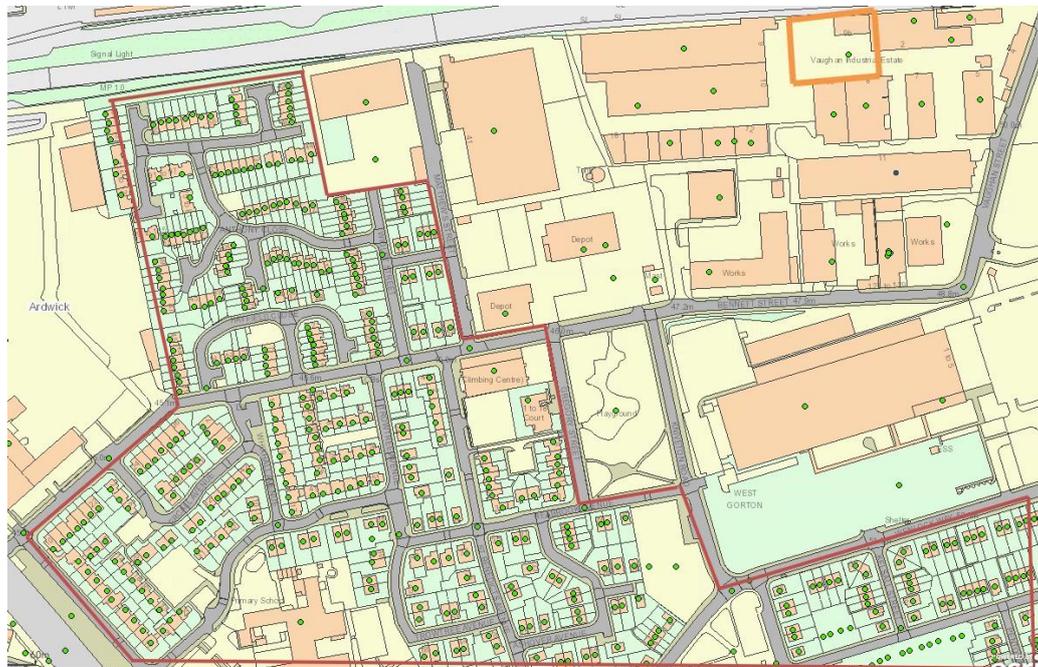
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| Name | Devon Bennett |
| Job Title | Neighbourhood Compliance Officer |
| Department | Licensing and Out of Hours Compliance Team |
| Address | Level 1, Town Hall Extension, Manchester, M60 2LA |
| Email Address | devon.bennett@manchester.gov.uk |
| Telephone Number | 0161 227 3147 |

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| Premise Details | |
| Application Ref No | 232771 |
| Name of Premises | Church Hall |
| Address | Unit 9, Vaughan Street Industrial Estate, Vaughan Street, Manchester, M12 5BT |

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 church hall resides at Unit 9 Vaughan Street Industrial Estate, Vaughan Street, Manchester, M12 5BT. The premises is set up with offices and a hall. The industrial estate hold approximately 15 other units and is located within an area of other industrial sites and residential properties. (see residential properties delineated on the map below in red with the TEN delineated in Orange).



The TEN has applied for 15th and 16th June 2019 with times of 15:00hrs to 04:30hrs on both days. The TEN has applied for the sale of alcohol on the premises. The Provision of Regulated Entertainment. The TEN has listed 250 persons in attendance.

On the 25th April 2019, Licensing and Out of Hours Team (LOOHT) received a noise complaint from a local resident regarding loud music and bass emanating from the Vaughan Street Industrial Estate, being described as “banging bass” Every Bank Holiday or within the School Holidays. The complainant was advised to call the team when the noise was disturbing them so officers could attend to witness the noise. At that time the exact location was unknown and therefore the standard warning letter sent to the alleged perpetrators was not sent.

On the 19th May 2019, LOOHT were requested to attend the residential property to witness a noise disturbance from the premises. Officers attended and assessed from both street level and within the residential property where music could be heard approximately 100m away from the industrial estate.

LOOHT investigated further the source of the noise and located to be emanating from the car park of the industrial estate. Two females were sat at the entrance to the estate. Officers spoke to a female who advised she was a trustee of the charity based at unit 9 and the unit was a church the Disciples Pentecostal Church.

On investigation LOOHT noted on the carpark a DJ set up with 4 speakers on the ground and 2 speakers on poles at head height, BBQ/food stall, and persons in attendance consuming alcohol. The trustee advised the event was in aid of a charity and no alcohol was on site. LOOHT advised they had witnessed a number of people outside with cans of Red Stripe lager, the trustee denied people had alcohol at the event. Explained the offences’ due to there being no authorisation regarding the regulated entertainment. The music was of a loud nature and was set-up on a car park on an unlicensed premises. The entertainment was not incidental music as provided central entertainment for the event, the entertainment was also not inside the church hall (or the entertainment could have been exempt). Under 16.3 of the Section Guidance 182 Licensing Act 2003 the event was not in private as any person could attend and therefore is open to a public audience.

Similarly the trustee was informed that the area was open to the public without payment and as per the Local Government Miscellaneous Provisions Act 1982 Schedule 4 Section 1(a). That the sale of food from the BBQ could require the need for authorisation under that Act. LOOHT advised again on how to apply for permission for future events of a similar nature. Later that evening LOOHT received another noise complaint and subsequently spoke to the organisers to reduce the sound levels.

On the 26th May 2019 LOOHT received a further noise complaint emanating from the Vaughan Street Industrial Estate. On investigation officers arrived at Vaughan Industrial Estate and observed 2 females selling pink paper wristbands for £5 at the entrance noted 2 SIA badged door staff with the females who agreed to alert the event organiser for LOOHT.

Officers walked through to a large outdoor industrial space and could see a drinks stand being set up with 3 spirits with optics on the end of the bottles. There were 2 gazebos set up, one side with seating and the other with a DJ and BBQ food. Loud excessive music and bass was audible again LOOHT

observed licensable activities taking place without authorisation and struggled to hold a conversation with organisers over the music volume. Officers believe there were 5 SIA doorman working.

The TEN applied for relating to this representation indicates the event will take place within the church hall, which will not cover the external area of the premises as previously used. The inside of the church hall is small in size and doubtful to hold 250 persons. We therefore have concerns as to how the capacity will be managed without causing disturbances to the local area.

The times applied for by the TEN are late in consideration to the proximity of local residents. We have concerns that allowing the TEN may cause further disturbance to local residents and events have taken place in the day time before, yet this TEN will allow the “party” to take place till 04:30hrs.

Due to LOOHT having witnessed licensing offences that are currently under investigation, officers feel they have no confidence that the Licensing Objectives will be upheld during this TEN. LOOHT therefore ask for the TEN to be refused.

Recommendation: Refuse