

AGENDA FOR

LICENSING HEARING PANEL

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To: All Members of Licensing Hearing Panel

Councillors : T Rafiq, C Cummins and J Grimshaw

Dear Member/Colleague

Licensing Hearing Panel

You are invited to attend a meeting of the Licensing Hearing Panel which will be held as follows:-

Date:	Wednesday, 1 April 2020
Place:	Lancashire Fusiliers Room - Town Hall
Time:	10.00 am
Briefing Facilities:	If Opposition Members and Co-opted Members require briefing on any particular item on the Agenda, the appropriate Director/Senior Officer originating the related report should be contacted.
Notes:	Conference call to be used for the meeting.

AGENDA

1 APOLOGIES FOR ABSENCE

2 DECLARATIONS OF INTEREST

Members of the Licensing Hearings Panel are asked to consider whether they have an interest in any matter on the agenda, and, if so, to formally declare that interest.

3 MINUTES OF THE LAST MEETING *(Pages 1 - 4)*

The Minutes of the last Meeting held on the 14th January 2020 are attached.

4 APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF HUB BAR AT 1 HASLAM STREET, BURY. *(Pages 5 - 42)*

Report attached

Minutes of: LICENSING HEARING PANEL

Date of Meeting: 14 January 2020

Present: Councillor T Rafiq (in the Chair)
Councillors J Grimshaw and B Mortenson

Also in attendance: Mr Greenwood – Applicant
Mrs Lightfoot – Premises Owner
Mr Lightfoot – Premises Owner
Mr Bell – Objector
Ms Robinson - Objector

Public Attendance: No members of the public were present at the meeting.

Apologies for Absence: Angela Lomax

LHP.1 DECLARATIONS OF INTEREST

There were no declarations of interest made at the meeting.

LHP.2 APPLICATION FOR THE VARIATION OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003 IN RESPECT OF DOOTIES, 297 & 299 HOLLINS LANE BURY.

The work carried out within 299 Hollins Lane had included the installation of a new ceiling, the change of location of a refrigeration unit and the addition of tiles. The sound system that had been installed was a domestic system with the volume set so that it could not be increased. The music was played at an ambient level to allow conversation and decibel testing had been undertaken by the owner which showed that the noise levels were equivalent to levels of normal conversation.

Mr Greenwood reported that the opening hours had been reduced over the previous 12 months to allow the owners more family time and that in 2019 there had only been 18 occasions when the restaurant had been open up to 11.00pm.

The Panel asked questions of the Applicant and the objectors present also asked questions.

The objectors present were given the opportunity to submit their objections to the Panel. The following concerns were raised:

- Noise disturbance to residents above the premises by loud music.
- Noise disturbance outside the premises from patrons smoking and drinking at the entrance to the premises.
- Residents were disturbed until early morning after due to an event at the premises on New Years' Eve 2018, a quiz night and a prom night event.
- One of the objectors works shifts so sleeps during the day time and is regularly disturbed by noise, particularly from a grand piano.

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Licensing Hearing Panel, 14 January 2020

- The objectors residents have lived in the flats for a number of years and do not want to move but are concerned that their quality of life is being affected.
- There are issues with overflowing bins at the back of the property and not being emptied regularly and not being locked and glass bottles are put in with general waste.

The Panel asked questions and the Applicant was given an opportunity to ask questions.

Those present were given the opportunity to sum up.

The Panel then duly retired to consider the application and all of the information provided.

The Members of the Panel were advised by the Legal Officer as to their duties under Section 4 of the Licensing Act 2003 to at all times consider the promotion of the Licensing Objectives, these being:

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

The Members were also advised of their duties in carrying out those functions in relation to:

- 1) the Council's published Statement of Licensing Policy
- 2) the Guidance issued by the Secretary of State as contained in section 182 of the Licensing Act 2003, which was updated in April 2018.

In addition Members were advised to give appropriate weight to the steps that are appropriate to promote the licensing objectives and the representations presented by all parties.

The Panel also had regard to the European Convention on Human Rights and in particular that everyone has the right to peaceful enjoyment of his possessions, respect for his private and family life, his home and his correspondence. A fair balance between competing interests must be considered.

Findings:

The following facts were found:

1. The Premises Licence Holder has held a licence for 299 Hollins Lane, Bury since 2016.
2. The Premises Licence Holder is also the Designated Premises Supervisor.
3. The premises operate as a family restaurant run by the Premises Licence Holder and his partner.

4. The premises has a sound system that plays ambient music operated by the Premises Licence Holder and his partner. This includes the volume which is set by amplifiers located in the ceiling.
5. The premises has benefitted from an additional ceiling and the refrigeration unit has been moved and additional tiling provided.
6. The application is for a variation of the premises licence to incorporate 297 Hollins Lane, which the Premise Licence Holder has leased and being operating a business from since 2018.
7. 297 Hollins Lane, has been operated by the Premises Licence Holder as an ice-cream parlour but this closed in October 2019 and it is proposed to use it as the main restaurant entrance, bar and waiting area.
8. The bar has been moved from 299 into 297, allowing for more tables and therefore an increase in customers or 'covers' from 36 to 44.
9. There have been issues regarding noise affecting residents in the flats above due to a grand piano, which has been removed and on three specific occasions when events have taken place on New Years' Eve 2018, a charity quiz night and a prom night event. There have been no recent events or complaints.
10. There have been concerns regarding waste disposal associated with the premises, but the contract with the waste company has been terminated and a new company engaged.
11. There is no evidence that varying the premises licence to incorporate 297 will have or potentially have an adverse impact on the promotion of licensing objectives.

Delegated decision:

The evidence was considered with care and following hearing from all parties, having understood the application and equally understanding the representations made and objections raised, in accordance with its duties and in light of the relevant policy and guidance the Panel considered it reasonable, balanced, appropriate and proportionate, **To Allow the Application for the Variation of the Premises Licence** as set out in the report, there being no concerns as to promotion of the licensing objectives set out in the Licensing Act 2003.

**COUNCILLOR Rafiq
Chair**

(Note: The meeting started at 10.00 am and ended at 12.30 pm)

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REPORT FOR DECISION

Bury
COUNCIL

Agenda Item	
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DECISION OF:	LICENSING HEARINGS PANEL
DATE:	1ST APRIL 2020
SUBJECT:	APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF HUB BAR AT 1 HASLAM STREET, BURY
REPORT FROM:	EXECUTIVE DIRECTOR (OPERATIONS)
CONTACT OFFICER:	MR M BRIDGE
TYPE OF DECISION:	COUNCIL
FREEDOM OF INFORMATION/STATUS:	This paper is within the public domain
SUMMARY:	This report relates to an application for a Premises Licence to be granted under the Licensing Act 2003 in respect of Hub Bar at 1 Haslam Street, Bury, in respect of which representations have been received.
OPTIONS & RECOMMENDED OPTION	<ul style="list-style-type: none"> • To grant the application in the terms requested • To grant the application subject to conditions • To amend or modify existing or proposed conditions • To refuse the application
IMPLICATIONS:	
Corporate Aims/Policy Framework:	Do the proposals accord with the Policy Framework? Yes No
Statement by the S151 Officer: Financial Implications and Risk Considerations:	There are no specific issues from the report other than potential costs/risks associated with legal appeals
Statement by Executive Director of Resources:	The cost of the licensing function are funded through the fees and charges levied by the Council. There may be additional costs if appeals are lodged with the Magistrates and Crown Courts.

Equality/Diversity implications:	Yes No (see paragraph below)
Considered by Monitoring Officer:	Under the legislation the Council is required to determine representations. The report is in accordance with the appropriate legislation.
Wards Affected:	Moorside
Scrutiny Interest:	Internal Scrutiny Panel

TRACKING/PROCESS

DIRECTOR:

Chief Executive/ Strategic Leadership Team	Executive Member/Chair	Ward Members	Partners
Scrutiny Committee	Committee	Council	

1.0 BACKGROUND

- 1.1 The Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations is the relevant legislation.
- 1.2 The Panel will make a decision on the day of the hearing and the parties will be notified subsequently of the decision and the reasons for it by letter from the Licensing Office.

2. BACKGROUND

- 2.1 The applicant for the licence in respect of the above premises is Miss Natalie Cummings, of 23 Roch Crescent, Whitefield, M45 8LR. Miss Cummings is also the proposed Designated Premises Supervisor (DPS).
- 2.2 The applicant has complied with all the necessary procedural requirements laid down by the Act.
- 2.3 As part of the statutory process the Responsible Authorities and interested parties are entitled to make representations in relation to the grant of a licence. Where representations are made and not withdrawn Members are required to determine them.
- 2.4 Representations must be relevant to the licensing objectives defined within the Act. The objectives are:-
 - a) the prevention of crime and disorder
 - b) public safety
 - c) prevention of public nuisance and
 - d) protection of children from harm

3. THE APPLICATION

3.1 The application is for the grant of a Premises Licence under Part 3 of the Licensing Act 2003:

The operating schedule shows the following:

a. Supply of alcohol – For consumption On the Premises only.

Sunday to Thursday	07.00 until 21.30
Friday and Saturday	07.00 until 22.30
Bank Holidays	07.00 until 22.30

b. Opening Times.

Sunday to Thursday	07.00 until 22.00
Friday and Saturday	07.00 until 23.00
Bank Holidays	07.00 until 23.00

4.0 REPRESENTATIONS FROM GREATER MANCHESTER POLICE

4.1 Greater Manchester Police will shortly give their reason(s) for their representations in relation to this application which they request the Panel to refuse. If the Panel is minded not to refuse the requested conditions are attached at Appendix 1.

4.2 Greater Manchester Police have indicated that they may request the members of the Panel to consider an application under Regulation 14(2) of the Licensing Act 2003 (Hearings) Regulations to exclude the public from all or part of the hearing.

All the representations were received before the end of the objection period.

5.0 INTERESTED PARTY

5.1 The interested party will shortly give their reason(s) for their representations in relation to this application which they request the Panel to refuse.

6.0 OBSERVATIONS

6.1 After hearing the representations made and the evidence presented, Members are obliged to determine the application with a view to promoting the licensing objectives and having regard to the Authority's Licensing Policy and National Guidance.

List of Background Papers:-

Application form
Representation received
Plan

For further information on the details of this report, please contact:

Mr M Bridge
Licensing Office
3 Knowsley Place
Duke Street
Bury
Telephone No: 0161 253 5208
Email: m.bridge@bury.gov.uk

1. The premises are to operate an effective CCTV system which is to be maintained in good working order at all times the premises is open for business. The recording medium (e.g. disks / tapes / hard drive, etc.) and associated images are to be retained and securely stored for a minimum period of 28 days and are to be made available to the police / authorised officers of the Licensing Authority upon request. The premises licence holder or designated premises supervisor is to provide the police with the contact details of at least two members of staff (or other person(s)) who are trained and familiar with the operation of the equipment so that, at the expense of the premises licence holder, they are able to check that the equipment is operating properly and that they are able to provide copies of recorded data upon request and within no more than 12 hours from the time of the request. The premises licence holder or the Designated Premises Supervisor must notify the licensing office or the Police in the event of CCTV breakdown or malfunction as soon as is reasonably practicable and in any event within 24 hours.
2. Staff training shall take place on the Licensing Act and Licensing objectives upon commencement of employment and every six months thereafter, a written record of this training is to be maintained and made available to the police and any authorised officer of the Council for inspection on request.
3. A personal licence holder must be on the premises at all times when open to the public.
4. Door staff employed at the premises must be SIA registered and a daily log must be maintained at the premises showing the full name, date of birth, contact telephone number and SIA badge number of the Door Security Staff on duty, the time when they started and ended their shift and the details of any incidents that take place to include incidents when a member of the public is refused entry to the premises. The log is to be made available to the police, to SIA inspectors and to Authorised Officers of the Licensing Authority on request.
5. Two Door security staff must be employed at the premises on Friday and Saturday between the hours 20.00 hours and close of business.
6. Door security staff to use their best endeavours to prevent persons loitering outside the premises.
7. The licence holder and/or the designated premises supervisor or a person nominated by them shall be a member of and attend at the meetings of the Pub and Club watch scheme for the area.
8. No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the purposes of delivery or from moving from one part of the premises to another.
9. There shall be maintained on the premises at all times an adequate and appropriate supply of first aid equipment and materials.
10. Customers are to be prevented from leaving the premises with glasses or open bottles. No drink shall be removed from the premises in an unsealed container.

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11. The premises should operate at a maximum capacity of 30 persons including staff members.
12. Clientele must not be admitted to the premises after 23.00 hrs or within one hour of the end of licensable activity.
13. The DPS or premises licence holder must develop and operate a dispersal policy for clientele leaving the premises. [this may include links to taxis and other transport providers.
14. The DPS/ Licence holder must ensure members of staff are adequately trained with regard to First Aid.
15. Prominent clear and legible notices must be displayed at all exits requesting that customers respect the needs of local residents and to leave the premises and area quietly.
16. Music and associated other noise sources (e.g. DJs and amplified voices) shall not be generally audible inside noise sensitive property at any time. The DPS or a member of staff is to carry out noise level checks of the surrounding outside area whenever entertainment is being provided taking action to reduce noise levels where there is a potential for nuisance to be caused.
17. All external doors and windows are to be kept closed when live entertainment or recorded music is in progress.
18. The outside area is not to be used for licensable activities or for the consumption of alcohol.
19. On occasions when the premises are used/hired to hold a party, At least one SIA registered security staff is to be employed at the premises for the duration of the function.
20. On such occasions, the sale of alcohol and the provision of regulated entertainment is to cease no later than 23.00hrs.
21. At an appropriate time before closing time, announcements should be made reminding customers to leave quietly.
22. No refuse shall be disposed of or collected from the premises between the hours of 00.00 and 0700 where such disposal or collection is likely to cause disturbance to local residents.
23. The premises shall be closed to customers 30 minutes after licensable activity has ceased.
24. The premises will operate a "Challenge 25" proof of age policy, and signage to this effect is to be prominently displayed within the premises. Persons who appear to be under the age of 25 must produce for thorough scrutiny by staff, proof of identity/age before being sold/supplied alcohol. Only a passport or photo-card driving licence or a proof of age card bearing the official 'PASS' accreditation hologram should be accepted as proof of age.
25. The premises is to maintain a refusals / incident book to record the details of incidents / descriptions of individuals whenever a member of staff has refused to sell alcohol to a person suspected of being under the age of 18 and record

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the circumstances of any incident. The book must be made available to the police / authorised officers of the Licensing Authority on request.

26. All alcohol must be displayed/stored behind the counter.

27. No person under the age of 18 shall be permitted to remain on the premises after 20.00 hours and no unsupervised access for children at any time.

ZMELO0001976

Rec 06/02/2020

Obj 05/03/2020

1173



Bury
Application for a premises licence
Licensing Act 2003

For help contact
licensing@bury.gov.uk
Telephone: 0161 253 5208

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Natalie

* Family name

Cummings

* E-mail

natalie_765_c@hotmail.com

Main telephone number

07919492924

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes
- No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes
- No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality

Right to work share code

Documents that demonstrate entitlement to work in the UK
 Right to work share code if not submitting scanned documents

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

Continued from previous page...

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 for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Bar contained within commercial premises used to carry out licensable activities and supply alcohol on premises only.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

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PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Continued from previous page...

Will you be providing recorded music?

Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

Yes No

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

FRIDAY

Start 07:00

End 22:30

Start

End

SATURDAY

Start 07:00

End 22:30

Start

End

SUNDAY

Start 07:00

End 21:30

Start

End

Will the sale of alcohol be for consumption:

- On the premises
- Off the premises
- Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Public Holidays 07:00- 22:30

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Gambling Machine

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Public Holidays 07:00- 23:00

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LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

Ensure all staffs have basic emergency, general safety precautions and procedure knowledge.

b) The prevention of crime and disorder

Clear CCTV and alarm system noticing, both inside and outside the premises.
Accurately recorded incident book, ensure all staffs are aware of process.
Strict Anti-Drug Policy- Zero tolerance, clearly displayed

c) Public safety

Promote intoxicated person refusal both for their own and public safety.
Ensure maximum capacity is never breached - 30 persons
No irresponsible drinks promotion
Readily available drinking water.
Emergency Exits clear signage

d) The prevention of public nuisance

Less than 30 people at any one time, clear sign-age promoting responsible and respectful manner when in an leaving the premises, particularly monitoring noise levels.
Regular patrols overseeing conduct both inside and out.
Keep all doors and windows closed to minimize noise pollution

e) The protection of children from harm

Strict Check 25 Policy
Monitoring and control of results of alcohol consumption
No unsupervised access for children at any time, supervised access until 8pm
CCTV

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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.
- Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

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 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
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 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

100.00

DECLARATION

Continued from previous page...

* Please visit www.bury.gov.uk/privacy to read our recently updated Privacy Policy which explains how Bury Council uses and shares your personal data to give you the best possible experience across our services.

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application. (Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership) I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition

* preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/bury/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY	
Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)

Consent of individual to being specified as premises supervisor

Natalie Danielle Cummings

of

23 Roch Crescent
Whitefield
Manchester
Lancashire
M45 8LR

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

Premise License

by

Natalie Danielle Cummings

relating to a premises licence

[number of existing licence, if any]

for

1 Haslam Street
Bury
Lancashire
BL9 6EQ

and any premises licence to be granted or varied in respect of this application made by

Natalie Cummings

concerning the supply of alcohol at

1 Haslam Street
Bury
Lancashire
BL9 6EQ

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

2484

Personal licence issuing authority

Bury Council, Licensing Office
3 Knowsley Place
Dule Street
Bury
BL9 0EJ

Signed

N. Cummings

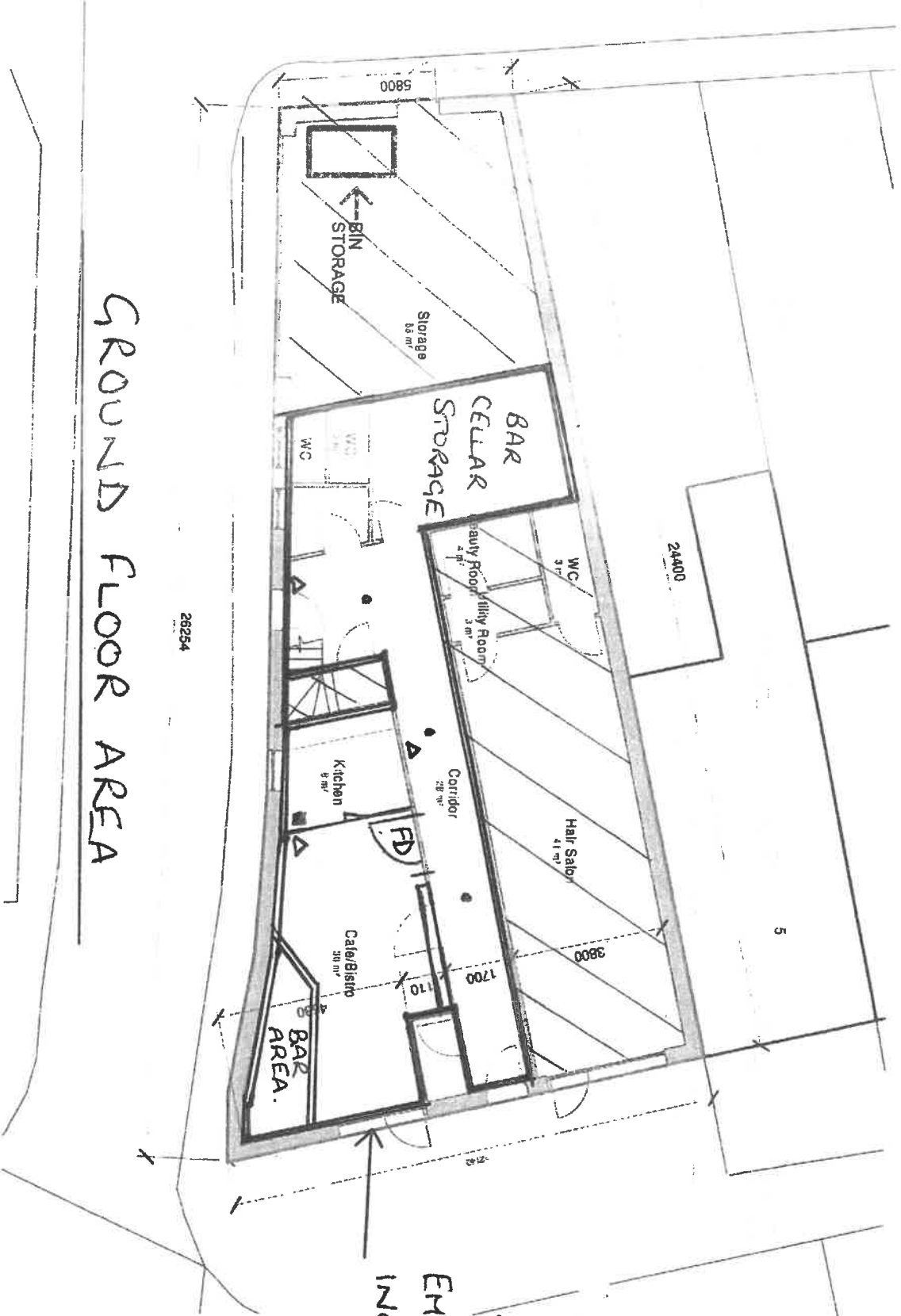
Name (please print)

Natalie Cummings

Date

30/01/2020

Ground Floor Plan 1:100



GROUND FLOOR AREA

• SMOKE ALARMS
 FD - FIRE DOOR
 ■ - FIRE BANNER
 ▲ - FIRE EXTINGUISHER
 EMERGENCY EXIT AND
 INGRESS/EGRESS
 POINT

Site Boundary Line
 LICENSABLE AREA

- Notes**
1. Do not scale this drawing.
 2. All dimensions must be checked on site and any discrepancies worked with the architect.
 3. Unless shown otherwise, all dimensions are to structural surfaces.
 4. Drawing to be read with all other issued information. Any discrepancies to be brought to the attention of the architect.
 5. This drawing is the copyright of Umpy Buckle Ltd and may not be copied, altered or used in any form, or passed to a third party without licence or written consent.

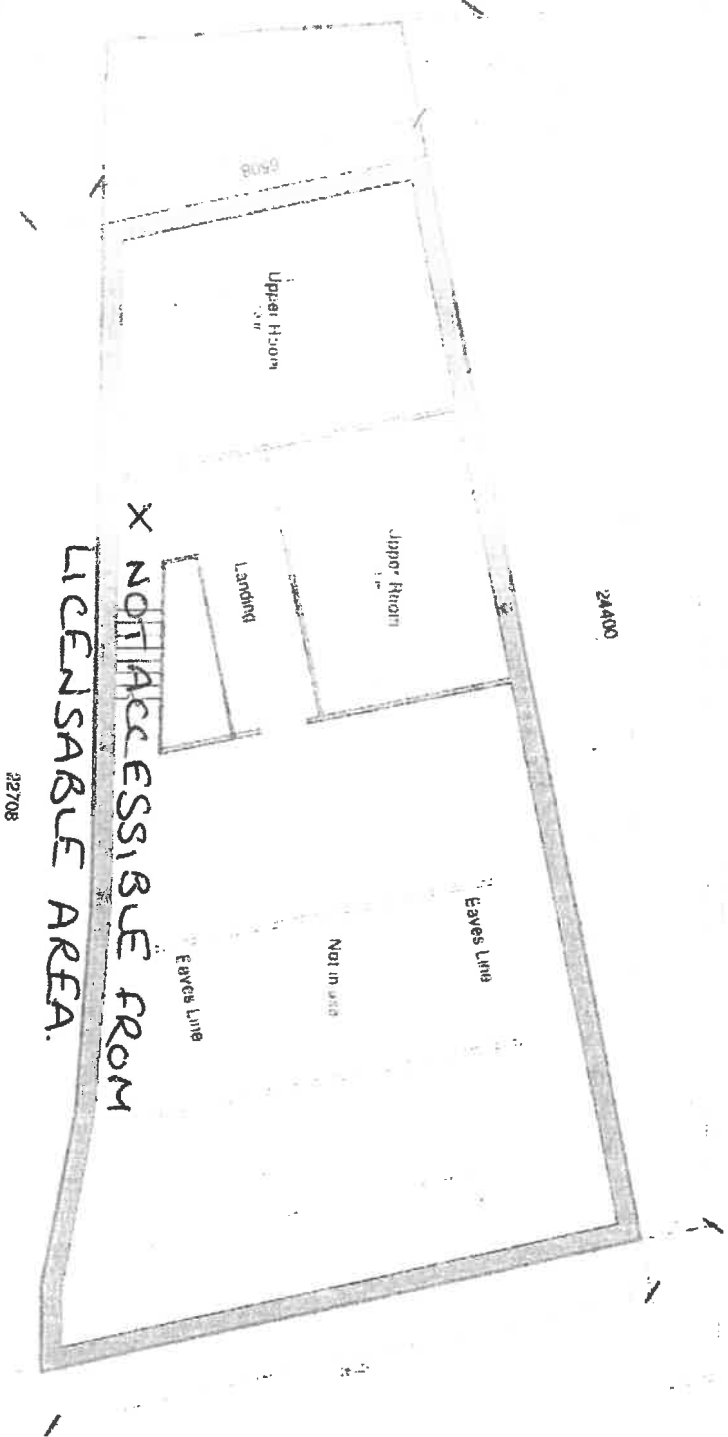
This is not a construction drawing. It is intended for the purpose of construction and may or may not be used as such.

1-3 Haslem Street
 Restaurant / Cafe
 01200 - 20004
 Proposed Ground Floor Plan
 As indicated @ A3

08/10/13

1 First Floor Plan 1 100

FIRST FLOOR AREA



- Notes**
1. Do not reach the ceiling.
 2. All dimensions include ceiling on site and any discrepancies refer to the architect.
 3. Unless otherwise specified, all dimensions are to structural surfaces.
 4. Drawing to be read with all other related drawings, notes and specifications to be brought to the attention of the architect.
 5. This drawing is the copyright of Looi Architects. It may not be copied, altered or reproduced in any form or manner without the prior written consent of Looi Architects.

Silo Boundary Line

1-3 Haslem Street

1 First Floor Plan

As per page 2 of A1

Stansfield, David

From: Walmsley, Sandra Cllr.
Sent: 04 March 2020 17:21
To: Licensing; Bridge, Michael
Subject: Licensing Objection Application No: 1173 The Hub Bar, 1 Haslam Street, Bury.

Good afternoon,

I am writing on behalf of residents who have contacted us to oppose the license to serve alcohol application for The Hub Bar, 1 Haslam Street, Bury (Reference 1173).

Residents are concerned about the noise, light, traffic, disruption, litter and potential crime and disturbance that this premises may cause if given a licence, in what is a predominant residential area. Indeed, we are aware that the owners of this business have so far breached two of their planning regulations, including the use of tables and chairs being used on a public highway. Whilst this may not be in direct contravention to licence agreements, we believe it demonstrates a lack of due regard for legislation and therefore creates a lack of confidence that licencing regulations will be properly adhered to. In addition, we argue that, by using tables and chairs without permission, the business is not carrying out their licensing duties in preventing public nuisance. In addition, under the terms of the Prevention of Public Nuisance, we believe that an alcohol license here will adversely affect the area with noise, congestion, litter and car parking in close proximity to residential properties already struggling with insufficient parking.

We also believe that public safety and the prevention of public nuisance will be adversely affected due to the requirement under the Crime and Disorder Act 1998 of having light outside the business, which in turn will create intrusive light into residents properties at night. In addition, the noise from such an establishment, both from inside and outside the building - both with patrons entering and leaving and smoking outside, will also be intrusive to local residents at night when ambient noise levels are much lower. Indeed, several residents have advised me that they have young children whose bedroom windows overlook the front or back of the business and they are concerned about how this will affect them. There needs to be a clear distinction drawn in considering this licence application in that it is in a predominant residential area and is in our view, wholly unsuitable to host licensing activity.

Under the Protection of Children from Harm regulations, serious consideration needs to be given. This business is directly adjacent to a young people's care home in which extremely vulnerable and impressionable people live and visit. These vulnerable young people will be exposed to alcohol and the affects of alcohol on their doorstep if this were to go ahead. Notwithstanding the risk of underage drinking, the proximity and exposure of these young people to such an establishment could disrupt the work taking place on integration, rehabilitation, trauma, mental health and wellbeing and we do not want this good work to be undone.

It should also be noted that the location of the business at 1 Haslam Street is on a busy through road on a blind bend, in particular when there are a high number of cars parked. Patrons and staff using the business premises are likely to cause more traffic problems and increased risks. In addition, consideration ought to be given to the taxis that will be picking up/dropping off in this area and to bin collections and stock deliveries. All these factors create an adverse effect to the environmental quality for the residential amenity and character of the area.

Due consideration should also be given to absence of appropriate infrastructure or resources to regulate activity in public areas beyond the responsibility of the licences for example; policing,

Document Pack Page 36

ambulance services, public transport, car parking and litter collections. All adding pressure to already financially stretched public services.

We understand that temporary events notices have been provided to this business since the New Year and would like to say; firstly, this is not an appropriate way to bypass the licensing process to serve alcohol long term and secondly, an absence of issue during this period does not constitute acceptance that all of the above considerations are adequately covered or prepared for.

I trust these comments will be assessed carefully in light of the application.

Yours sincerely,

Cllr Sandra Walmsley
Moorside Ward

Cllr Sandra Walmsley
Councillor for Moorside Ward
Bury Metropolitan Borough Council
Tel: 07793 628 266
Email: Sandra.Walmsley@bury.gov.uk
Twitter: [@Sandra_Walmsley](https://twitter.com/Sandra_Walmsley)

Bury Metropolitan Borough Council

The Licensing Act 2003**Responsible Authority Representation Form**

Section 1 - Application Details	
We object to the following Application: HUB BAR 1 Haslam Street, BURY. BL9 6EQ	
Type of application. Application for a premises licence. New Premises Licence	
Application Number (if known):	Not Known

Section 2 – Responsible Authority’s Details	
Responsible Authority’s Details: Please tick appropriate box:	
<input checked="" type="checkbox"/>	Police
<input type="checkbox"/>	Fire Authority
<input type="checkbox"/>	Planning Authority
<input type="checkbox"/>	Health and Safety
<input type="checkbox"/>	Environmental Health Service
<input type="checkbox"/>	Child Protection
<input type="checkbox"/>	Weights and Measures
Full name:	PC 14484 Greg Scott
Job Title:	Licensing Officer.
Tele number:	0161-856-8111
Email:	BuryPartnershipTeam@gmp.police.uk
Address: Partnership Team Bury Police Division Headquarters. Dunster Road, BL9 0RD	

Section 3 – Representations

<input checked="" type="checkbox"/>	We object to the application being granted at all
<input type="checkbox"/>	We object to the application being granted in it's current form*

*If you choose this option remember to tell us in section 3B what changes you would like to see.

You need to complete the boxes below as fully as possible. If you do not then the Licensing Sub-Committee may not understand why you have made a representation (objection).

Please attach supporting documents/further pages as necessary. Please number all extra pages and add the applicant's name and your name to each page.

Section 3A – The Objectives

**TO PREVENT
CRIME AND
DISORDER**

Please state your reasons:

Mrs Natalie Cummins (McVay) has submitted an application for a premises licence at 1 Haslam Street, Bury, BL9 6EQ

Within the Premises licence application she has proposed various conditions that aim to provide steps she intends to take to promote the four licensing objectives.

However the conditions are to be rephrased into more detailed acceptable terminology in order for the licence application to be approved.

Conditions to be applied :-

The premises are to operate an effective CCTV system which is to be maintained in good working order at all times the premises is open for business. The recording medium (e.g. disks / tapes / hard drive, etc.) and associated images are to be retained and securely stored for a minimum period of 28 days and are to be made available to the police / authorised officers of the Licensing Authority upon request. The premises licence holder or designated premises supervisor is to provide the police with the contact details of at least two members of staff (or other person(s)) who are trained and familiar with the operation of the equipment so that, at the expense of the premises licence holder, they are able to check that the equipment is operating properly and that they are able to provide copies of recorded data upon request and within no more than 12 hours from the time of the request. The

premises licence holder or the Designated Premises Supervisor must notify the licensing office or the Police in the event of CCTV breakdown or malfunction as soon as is reasonably practicable and in any event within 24 hours.

Staff training shall take place on the Licensing Act and Licensing objectives upon commencement of employment and every six months thereafter, a written record of this training is to be maintained and made available to the police and any authorised officer of the Council for inspection on request.

A personal licence holder must be on the premises at all times when open to the public.

Door staff employed at the premises must be SIA registered and a daily log must be maintained at the premises showing the full name, date of birth, contact telephone number and SIA badge number of the Door Security Staff on duty, the time when they started and ended their shift and the details of any incidents that take place to include incidents when a member of the public is refused entry to the premises. The log is to be made available to the police, to SIA inspectors and to Authorised Officers of the Licensing Authority on request.

Two Door security staff must be employed at the premises on Friday and Saturday between the hours 20.00 hours and close of business.

Door security staff to use their best endeavours to prevent persons loitering outside the premises.

The licence holder and/or the designated premises supervisor or a person nominated by them shall be a member of and attend at the meetings of the Pub and Club watch scheme for the area.

No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the purposes of delivery or from moving from one part of the premises to another.

There shall be maintained on the premises at all times an adequate and appropriate supply of first aid equipment and materials.

<p>PUBLIC SAFETY</p>	<p>Customers are to be prevented from leaving the premises with glasses or open bottles. No drink shall be removed from the premises in an unsealed container.</p> <p>The premises should operate at a maximum capacity of 30 persons including staff members.</p> <p>Clientele must not be admitted to the premises after 23.00 hrs or within one hour of the end of licensable activity.</p> <p>The DPS or premises licence holder must develop and operate a dispersal policy for clientele leaving the premises. [this may include links to taxis and other transport providers.</p> <p>The DPS/ Licence holder must ensure members of staff are adequately trained with regard to First Aid.</p>
<p>PREVENTION OF PUBLIC NUISANCE</p>	<p>Prominent clear and legible notices must be displayed at all exits requesting that customers respect the needs of local residents and to leave the premises and area quietly.</p> <p>Music and associated other noise sources (e.g. DJs and amplified voices) shall not be generally audible inside noise sensitive property at any time. The DPS or a member of staff is to carry out noise level checks of the surrounding outside area whenever entertainment is being provided taking action to reduce noise levels where there is a potential for nuisance to be caused.</p> <p>All external doors and windows are to be kept closed when live entertainment or recorded music is in progress.</p> <p>The outside area is not to be used for licensable activities or for the consumption of alcohol.</p> <p>On occasions when the premises are used/hired to hold a party, At least one SIA registered security staff is to be employed at the premises for the duration of the function. On such occasions, the sale of alcohol and the provision of regulated entertainment is to cease no later than 23.00hrs.</p> <p>At an appropriate time before closing time, announcements should be made reminding customers to leave quietly.</p>

	<p>No refuse shall be disposed of or collected from the premises between the hours of 00.00 and 0700 where such disposal or collection is likely to cause disturbance to local residents.</p> <p>The premises shall be closed to customers 30 minutes after licensable activity has ceased.</p>
<p>THE PROTECTION OF CHILDREN FROM HARM</p>	<p>The premises will operate a “Challenge 25” proof of age policy, and signage to this effect is to be prominently displayed within the premises. Persons who appear to be under the age of 25 must produce for thorough scrutiny by staff, proof of identity/age before being sold/supplied alcohol. Only a passport or photo-card driving licence or a proof of age card bearing the official ‘PASS’ accreditation hologram should be accepted as proof of age.</p> <p>The premises is to maintain a refusals / incident book to record the details of incidents / descriptions of individuals whenever a member of staff has refused to sell alcohol to a person suspected of being under the age of 18 and record the circumstances of any incident. The book must be made available to the police / authorised officers of the Licensing Authority on request.</p> <p>All alcohol must be displayed/stored behind the counter.</p> <p>No person under the age of 18 shall be permitted to remain on the premises after 20.00 hours and no unsupervised access for children at any time.</p>

Section 3B – Suggestions/Further information

With regard to this application although section 3A has been completed asking for acceptable conditions.

I, PC 14484 Greg Scott Licensing Officer for the Bury Division oppose the application in its entirety for the following reasons,

The applicant is married to a male that is the subject of a number of pieces of police intelligence and has a number of court convictions.

The applicant has applied for her personal licence and premises licence in her maiden name and although this in its self is not an issue, it gives the impression that there has been an attempt to avoid declaring her relationship with a known criminal.

The intelligence suggests that should a premises licence be granted then problems would arise from the granting of the licence with regard to crime and disorder, this in turn would bring into doubt the ability of the premises and the applicant to be able to adhere to the licensing objectives.

Due to GDPR I am not at liberty to go into more detail with regard to the intelligence the police have. I would request that part of the hearing be heard in private consisting of myself, legal representative for GMP, partner agencies and the committee.

Greater Manchester Police would also ask the committee to consider the supply of alcohol hours, the applicant has asked for the following hours

Monday to Thursday 07.00 to 21.30 hours

Friday and Saturday 07.00 to 22.30 hours

Sunday 07.00 to 21.30 hours.

Given that the premises is in a residential street the applied for hours are unsuitable and Greater Manchester Police would ask that a time of 11.00 hours be given instead of 07.00 hours each day for the supply of alcohol.

Pc 14484 Greg Scott

Signed.....G Scott.....dated 27/02/20

N.B if you do make a representation you will be expected to attend the Licensing Sub-Committee hearing and any subsequent appeal proceedings.