

AGENDA FOR

LICENSING HEARING PANEL

Contact: Michael Cunliffe
Direct Line: 0161 253 5399
E-mail: m.cunliffe@bury.gov.uk
Web Site: www.bury.gov.uk

To: All Members of Licensing Hearing Panel

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:	Tuesday, 18 August 2020
Place:	Virtual meeting via MS Teams
Time:	10.30 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:	

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 Licensing Hearing Panel Meeting held on the 1st July 2020 were attached to the agenda.

4 APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF TURKS SERVICE STATION, TURKS ROAD, RADCLIFFE, MANCHESTER, M26 3NW *(Pages 5 - 80)*

Report attached

Minutes of: LICENSING HEARING PANEL

Date of Meeting: 1 July 2020

Present: Councillor T Holt (in the Chair)
Councillors J Grimshaw and I Schofield

Also in attendance: PC Greg Scott (GMP)
Councillor S Walmsley
Licensing Manager, Solicitor, Democratic Services Officer and
Head of Trading Standards & Licensing (Bury Council)

Public Attendance: Miss Natalie Cummings (Applicant)

1 APOLOGIES FOR ABSENCE

There were no reported apologies for absence.

2 DECLARATIONS OF INTEREST

No declarations of interest were made in relation to any items considered at the meeting.

3 MINUTES OF THE LAST MEETING

The minutes of the last Licensing Hearing Panel Meeting held on the 1st April 2020 via conference call were attached to the agenda.

Resolved:- That the minutes of the LHP held on the 1st April 2020 via conference call be approved as a correct record.

4 APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF HUB BAR AT 1 HASLAM STREET, BURY

On the 6th February 2020, the Licensing Authority received an application for a Premises Licence in respect of the Hub Bar at 1 Haslam Street, Bury. This matter was scheduled to take place on the 1st April 2020, however the Licensing Unit Manager Mr M. Bridge explained via telephone conference call on the above date and that since the application had been received there had been the outbreak of the Covid-19.

As a result of this and the restrictions and requirements for social distancing, it was felt that the hearing of the application together with representations from GMP and the Ward Councillor could not be dealt with fully in the public interest.

Due to these circumstances, in order to deal with the application in the appropriate manner it was proposed that the time period set out in the Licensing Act 2003 (Hearings) Regulations 2005 within which the hearing of the application must be commenced, be extended in the public interest, in order to ensure a full

Document Pack Page 2

Licensing Hearing Panel, 1 July 2020

and fair hearing, for three months until 1 July, pursuant to regulation 11 of those Regulations.

The application was as detailed in the report which was presented to the Members of the Panel by the Licensing Unit Manager

All written representations were contained within the report to Panel. All documentary evidence comprising the application, report provided with the agenda and representation were served on all parties in advance of the hearing

The Solicitor for the Council explained the role of Councillor Walmsley as spokesperson for local residents making objections. That she has no influence in her capacity as councillor and member of the Licensing and Safety panel. That she will not be a party to the decision making process. That her representations were made on behalf of residents before she was appointed to the Panel.

The Applicant confirmed that she understood this explanation.

It was noted that GMP and the applicant had agreed amended conditions.

The applicant Miss Natalie Cummings addressed the Licensing Hearing Panel and provided an overview of the business, plans for the future and to address any of the concerns which had been raised prior to the meeting. Including:

- Her experience of bar work
- Her ability to comply with the licensing objectives
- That the bar would be an asset to the community
- She referred to her written statement addressing the objections made
- She referred to the letter of support from the Children's Home and a neighbour
- All TEN's events had gone well without complaint
- She had promptly removed tables and chairs from outside upon receiving a complaint
- She would ask staff to park on Salford Street

The Panel asked a number of questions to the applicant with response provided.

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

- Opening hours
- Activities outside the premises which would be unlicensed
- Car parking problems
- Noise disturbance to residents

Councillor Walmsley also submitted representations made on behalf of local residents. These included:

- A large number of people had approached her with concerns over issues including
- Excessive noise from a bar on a residential street
- Light intrusion into homes – especially facing premises with bedrooms for young children

- Protection of children from harm. The letter from the Children's Home was pleasing however, a bar can attract anti-social behaviour and drunkenness which would negatively affect the environment for the children
- Problem of licensee not being able to control people once they leave the bar
- Location – on a blind bend – parking and taxi drop offs and pickups are an issue
- Residents reported the use of tables and chairs outside the premises
- A bar in a residential area poses problems
- She had received 11 objections in total but was unable to say if the 2 who had withdrawn their objections were in that 11.
- This should be a preventative approach, not reactionary.

Those present at the meeting were given the opportunity to sum up.

PC Scott summarised that GMP still had concerns over crime and disorder even though modified conditions had been agreed.

Councillor Walmsley summarised that the location for a bar was inappropriate

The applicant summarised and emphasised her own ability, that the review process was available, that she understood the issue of prevention but wanted the opportunity having done everything asked of her. That she accepted the vulnerability of children but will promote the licensing objective of protection of children from harm. She would ensure staff park in Salford Street. There is a place for smokers at the front away from the children's home with a window that she can see through with 2 cigarette bins.

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:

- a) the Council's published Statement of Licensing Policy
- b) 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:

The Panel noted that:-

- **2 residents had withdrawn their objections**
- **The applicant's assurances regarding parking, client dispersal, noise and Challenge 25 were all accepted.**

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

The Panel took into account the representations made and the submissions from the Applicant.

Resolved:- It was agreed unanimously, to grant the application subject to the conditions as per the report and the additional modified conditions agreed between the applicant and PC Scott on behalf of GMP.

COUNCILLOR T HOLT Chair

(Note: The meeting started at 10.30am and ended at 12.15pm)

**COUNCILLOR T HOLT
Chair**

(Note: The meeting started at 10.30am and ended at 12.15pm)

REPORT FOR DECISION

DECISION OF:	LICENSING HEARINGS PANEL
DATE:	18TH AUGUST 2020
SUBJECT:	APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF TURKS SERVICE STATION, TURKS ROAD, RADCLIFFE, MANCHESTER, M26 3NW
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 Turks Service Station, Turks Road, Radcliffe, 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:	Radcliffe North
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.

2.0 BACKGROUND

- 2.1 The applicant for the licence in respect of the above premises is Motor Fuel Ltd, Gladstone Place, 36-38 Upper Marlborough Road, St Albans, AL1 3UU. The proposed Designated Premises Supervisor (DPS) is Syed Ahmed Iftikhar, 3 Canford Close, Great Sankey, Warrington, WA5 1TS.
- 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:-
 - the prevention of crime and disorder
 - public safety
 - prevention of public nuisance and

Document Pack Page 7

- protection of children from harm

3.0 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:

- Late Night Refreshment – Indoors and Outdoors
Monday to Sunday 23.00 until 05.00
- Supply of alcohol – For consumption Off the Premises only.
Monday to Sunday 00.00 until 24.00
- Opening Times.
Monday to Sunday 00.00 until 24.00

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. They have requested that the conditions given by the applicant on the operating schedule, be re-phrased into more acceptable terminology. The requested conditions are attached at Appendix 1.

5.0 OTHER REPRESENTATIONS

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

5.1 21 interested parties have made representations to this application are detailed below:-

- Noise from patrons and cars
- Sale of alcohol will encourage youths to gather and sit on walls of properties drinking alcohol and littering
- Sale of alcohol to drivers will encourage drink driving
- Anti-social behaviour of patrons and encourage more people to visit the area to buy alcohol increasing anti-social behaviour and crime in the area

5.2 The representations are attached at Appendix 2.

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

Document Pack Page 8

3 Knowsley Place

Duke Street

Bury

Telephone No: 0161 253 5208

Email: m.bridge@bury.gov.uk

Bury Metropolitan Borough Council

The Licensing Act 2003

Responsible Authority Representation Form

Section 1 - Application Details	
We object to the following Application:	
MOTOR FUEL LIMITED TURKS SERVICE STATION TURKS ROAD, RADCLIFFE BURY, M26 3NW	
Type of application. Application for a premises licence.	
Application for a 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 type="checkbox"/> <input checked="" type="checkbox"/>	<p>We object to the application being granted at all</p> <p>We object to the application being granted in it's current form*</p>
<p>*If you choose this option remember to tell us in section 3B what changes you would like to see.</p>	
<p>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).</p> <p>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.</p>	
Section 3A – The Objectives	
<p>TO PREVENT CRIME AND DISORDER</p>	<p>Please state your reasons:</p> <p>Motor Fuel Limited, have submitted an application for a premises licence at Turks Service Station, Turks Road, Radcliffe, Bury, M26 3NW.</p> <p>Within the licence variation application they have proposed various conditions that aim to provide steps they intend to take to promote the four licensing objectives.</p> <p>However the conditions are to be rephrased into more detailed acceptable terminology in order for the licence application to be approved.</p> <p>Conditions to be applied :-</p> <p>1/ The premise 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 31 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</p>

	<p>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 and the CCTV must be working before the premises is re-opened.</p> <p>2/ A written delegation of authority record will be kept at the premises whereby non personal licence holders are authorised to make sales on behalf of a personal licence holder. 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 or other authorised officer on request.</p> <p>5/ At least one personal licence holder will be available / contactable at all times that alcohol is on sale.</p> <p>6/ No person in possession of an alcoholic drink in an unsealed container shall be allowed to enter the premises.</p> <p>7 An incident book/register shall be maintained to record:</p> <ul style="list-style-type: none"> - All incidents of crime and disorder occurring at the premises. - Details of occasions when the police are called to the premises. <p>This book/register shall be made available for inspection by a police officer or other authorised officer on request.</p>
<p>PUBLIC SAFETY</p>	<p>3/ Alcohol may only be sold in sealed containers and cannot be consumed on the site forecourt and surrounding grounds on where the premise is situated.</p>
<p>PREVENTION OF PUBLIC NUISANCE</p>	<p>11/ 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>12/ Where the premises provide food and beverages for consumption off the premises, the public area immediately surrounding the premises shall be cleared of waste food, food and drinks containers, wrappings etc. 2 waste bins to enable the disposal of waste.</p>

	<p>13/ Deliveries will be conducted in such a manner to avoid causing disturbance to nearby residents and must not take place before 7am or after 11pm.</p>
<p>THE PROTECTION OF CHILDREN FROM HARM</p>	<p>15/ 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>16/ All staff employed at the premises trained to record 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>17/ The following alcoholic drinks be kept behind the counter or in a place where customers do not have direct access to these products without the assistance of a member of staff, namely:</p> <p>All spirits (except for spirit mixtures) .</p>
<p>Section 3B – Suggestions/Further information</p>	

Signed.....G Scott.....dated 17/07/2020

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

Jones, Laura J (Licensing)

From: beverley emerson <beverleyemerson@hotmail.com>
Sent: 19 July 2020 09:41
To: Licensing
Subject: Turks road petro station

My name is Beverley Emerson and I live at 9 Radcliffe Moor Rd M26 3WL
I am writing to object to the passing of a 24 alcohol license to Turks Rd
Served Station.

An objection was first raised about this petrol station when they applied for 24
hour opening. That was unfortunately granted with no consideration to the
impact on the residents lives. The station brightly lit through the night, the
cars pulling into garage & banging doors as they get in & out of their cars, the
loud music. Sound carries at night so it is highly audible. Now you are
thinking of granting an alcohol license! Oh goody! I'll be able to hear all the
drunken revelling all hours of the night.

So where I had to buy blackout curtains when they started opening 24 hours,
I'm now going to have to sleep with the windows closed & buy ear plugs!
This petrol station is only about 150 meters from the Sparkling Clog pub. I
hear noisy revellers leaving there regularly but know they're on the way
home. But granting a petrol station a 24 liquor license, I'll be hearing the
revellers at anytime during the night! Drunks aren't exactly quiet!

This is something the area does not need. Asda is less than a mile away and
when everything is back to normal after the pandemic, is open 24 hours.
The granting of this license will have a negative affect on the lives of all the
residents in the vicinity and could impact on health issues as well.

Would you like to tell a group of drunken people to be quiet in the early hours
of the morning when they're buying alcohol to carry on partying! You don't
know how someone under the influence of alcohol is going to react to
someone asking them not to do something.

So please think very hard about this. It will have a massive impact on our
lives

Yours sincerely
Beverley Emerson

Sent from my iPhone

Jones, Laura J (Licensing)

From: M CHEETHAM <mcheetham34@btinternet.com>
Sent: 17 July 2020 15:28
To: Jones, Laura J (Licensing)
Subject: RE: Turks Road Service Station - Alcohol Licence Application

Dear Mrs Jones

Thank you for your reply to my email.

My full address is 3 Radcliffe Moor Road, Radcliffe, M26 3WL

Kind regards

Mrs M Cheetham

----- Original Message -----

From: "Jones, Laura J (Licensing)" <Laura.J.Jones@bury.gov.uk>
To: "M CHEETHAM" <mcheetham34@btinternet.com>
Sent: Monday, 13 Jul, 20 At 10:25
Subject: RE: Turks Road Service Station - Alcohol Licence Application

Dear Mrs Cheetham

Thank you for your email. In order for me to be able to accept the objection we require your full address. Please forward this to me as soon as possible.

Regards

Laura Jones

Deputy Licensing Officer

Bury Council

3 Knowsley Place

Duke Street

Bury

BL9 0EJ

Telephone: 0161 253 7206 / 07583045774

Privacy Policy

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.



Bury Town Centre
For a Better Night Out



From: M CHEETHAM [mailto:mcheetham34@btinternet.com]
Sent: 11 July 2020 13:06
To: Licensing <Licensing@bury.gov.uk>
Subject: Turks Road Service Station - Alcohol Licence Application

Dear sir

I am a resident living close to the above petrol station and am writing to give my reasons why I wish to object against the grant of an alcohol licence to the service station. This is (or was) a residential area served by several establishments in close proximity selling alcohol. We already experience excess noise from speeding traffic and vehicles entering and leaving the filling station, together with disturbance from them on the forecourt eg loud music and continual engine revving. Obviously the sale of alcohol will encourage gangs of youths to frequent the site. The sale of alcohol to drivers is not a good combination and I hope this will be taken into consideration before granting a licence.

Yours faithfully
Mrs M Cheetham

----- Why not visit our website www.bury.gov.uk -----
----- Incoming and outgoing e-mail messages are routinely monitored for compliance with our information security policy. The information contained in this e-mail and any files transmitted with it is for the intended recipient(s) alone. It may contain confidential information that is exempt from the disclosure under English law and may also be covered by legal, professional or other privilege. If you are not the intended recipient, you must not copy, distribute or take any action in reliance on it. If you have received this e-mail in error, please notify us immediately by using the reply facility on your e-mail system. If this message is being transmitted over the Internet, be aware that it may be intercepted by third parties. As a public body, the Council may be required to disclose this e-mail or any response to it under the Freedom of Information Act 2000 unless the information in it is covered by one of the exemptions in the Act. Electronic or fax Service of documents is not accepted. New legislation governing the way we protect your personal data is now in force from the 25th May 2018. For information on how we protect and look after your personal data and to find out more about your individual rights about personal data we hold on you please go to our website: <https://www.bury.gov.uk/privacy>

Stansfield, David

From: larry bezzina <lorenzo_bezzina@hotmail.com>
Sent: 10 July 2020 13:07
To: Licensing
Subject: Turks Road Service Station Alcohol Application

I am objecting to the granting of a Licence by BURY MBC to TURKS ROAD SERVICE STATION to sell alcohol Twenty Four Hours each day for the following reasons:-

As I am 72 years old, and i live at 13 Radcliffe Moor Road Radcliffe, most of my Neighbours are elderly and live in Bungalows,many times i have seen gangs of youths outside Turks Road Service Station making excessive noise and revving there engines and racing up and down Radcliffe Moor Road,and by granting a twenty four alcohol licence will make it worse than it is now, i do not see the need for granting a Twenty four hours licence when there is a public house (sparking clog) selling alcohol and a Premier local shop also selling alcohol,so near to the TURKS ROAD SERVICE STATION, so that is the reasons i strongly object granting of a licence to sell alcohol at Turks Road Service Station.

Mr Lawrence Bezzina
13 Radcliffe Moor Road
Radcliffe
M26 3WL

Battle, Kay

From: Jones, Laura J (Licensing)
Sent: 10 July 2020 11:05
To: Battle, Kay
Subject: FW: Turks Road service station alcohol application

Kay

Please can you print this out and put it in the Turks Rd file. I have put it on Lalpac as an accepted objection.
Laura

From: austin simpson [mailto:simpson_09@hotmail.co.uk]
Sent: 09 July 2020 18:36
To: Licensing <Licensing@bury.gov.uk>; wardrobin@live.co.uk
Subject: Turks Road service station alcohol application

Dear sir/maddam

I am emailing regarding Turks Road service station alcohol application. I feel as if we already have a public house that serves alcohol until late at night with take away alcohol available. Also there is a shop on the opposite end of Countess Lane that serves alcohol until 10pm what already causes anti social behaviour in this area.

On many occasions I have had to tidy smashed bottles of the pavement and my drive way due to anti social behaviour / drinking I feel as if the garage being able to sell beer all night and day would make this situation even worse.

I also have to ask drunk people served at the premises already allowed to sell alcohol to move from my property (sat on my wall drinking).

The garage already has a bad reputation for selling fuel to people on off road vehicles with no licence plates (so not road legal) and selling tobacco products to under age person's.

Now saying all that I do use the petrol station myself for fuel cigarette and news paper but I think alcohol license will be a Massive problem for my area and the ageing population (oaps living alone)

So just to clarify I object to the license of alcohol to Turks Road garage

Kind Regards

Mr Austin simpson
65 Countess Lane
Radcliffe
M26 3nh

Get [Outlook for Android](#)

Stansfield, David

From: ANNE STOKES <rev.anne@btinternet.com>
Sent: 11 July 2020 11:08
To: Licensing
Cc: wardrobin@live.co.uk
Subject: TURKS ROAD SERVICE STATION ACOHOL APPLICATION

I have just found out from a neighbour about an application from the Turks Road Service Station about the alcohol request from them. I thought you would have written to the surrounding residents about this.

I have already complained about the motor bikes using Turks Road Radcliffe Moor Road and Countess Lane as a race track.

There is a public house the Sparking Clog just a few yards away from the garage and a Premier Shop nearby that sells alcohol. They both are closed by 11pm. We have all experienced noise from the passing people turning out from the public house and usually this is bearable. However any extra nuisance would be unacceptable.

I live at the end of Ashcombe Drive by the ginnel and often find beer cans: dog poop bags: chocolate wrappers etc in the hedge or even on the path. No-one comes to clear the ginnel so using gloves I have the unenviable task of getting the cans etc out of the bushes.

A few years ago my home was broken into and jewellery stolen. It was of course never recovered. I have also discovered a jacket hidden in the bushes. Another time a spanner set which I took to the police station in Bury but they were loathe to take it but eventually did.

We never see the police here and could do with more patrols anyway but to put us in the position of the possibility of alcohol sales all night - well I hate to think. So I do object to the license for alcohol at Turks Road Service Station.

MRS A STOKES
31 ASHCOMBE DRIVE
RADCLIFFE
M26 3NL

Stansfield, David

From: Moira Shiels <mams1992@icloud.com>
Sent: 12 July 2020 11:55
To: Licensing
Subject: Fwd: Turks Road service station application for licence to sell alcohol for 24hrs every day.

Re the below, my full address is:-

13 Penrice Close
Radcliffe
M26 3UL

Kind regards
Moira Shiels

Sent from my iPad

Begin forwarded message:

From: "Jones, Laura J (Licensing)" <Laura.J.Jones@bury.gov.uk>
Date: 10 July 2020 at 11:04:45 BST
To: 'Moira Shiels' <mams1992@icloud.com>
Subject: **RE: Turks Road service station application for licence to sell alcohol for 24hrs every day.**

Dear Moira
Thank you for your email. In order for your objection to be considered we need your full address. Please could you email me back with this.
Thank you
Laura

-----Original Message-----

From: Moira Shiels [<mailto:mams1992@icloud.com>]
Sent: 09 July 2020 14:31
To: Licensing <Licensing@bury.gov.uk>
Subject: Turks Road service station application for licence to sell alcohol for 24hrs every day.

Sent from my iPad

Dear Sir

I wish to object in the strongest possible terms to the granting of the licence to sell alcohol for 24hrs each day to Turks Road service station, with the following reasons:

- 1.The area is residential--my home is adjacent to the site (11 Penrice Close)
- 2.Provision of alcohol is available at the local public house The Sparking Clog (200metres) and the Londis shop(350metres).
- 3.The area already suffers some anti social behaviour by certain groups.

4. Due to the reduction of Police resources, very little attention can be given to the problems which are reported.

5. A similar request for extension to the services offered by BP was made in 2013 and rejected for the reasons stated, by your officer.

I hope your decision will be the same.

Moira Shiels

Why not visit our website www.bury.gov.uk

Incoming and outgoing e-mail messages are routinely monitored for compliance with our information security policy. The information contained in this e-mail and any files transmitted with it is for the intended recipient(s) alone. It may contain confidential information that is exempt from the disclosure under English law and may also be covered by legal, professional or other privilege. If you are not the intended recipient, you must not copy, distribute or take any action in reliance on it. If you have received this e-mail in error, please notify us immediately by using the reply facility on your e-mail system. If this message is being transmitted over the Internet, be aware that it may be intercepted by third parties. As a public body, the Council may be required to disclose this e-mail or any response to it under the Freedom of Information Act 2000 unless the information in it is covered by one of the exemptions in the Act. Electronic or fax Service of documents is not accepted. New legislation governing the way we protect your personal data is now in force from the 25th May 2018. For information on how we protect and look after your personal data and to find out more about your individual rights about personal data we hold on you please go to our website: <https://www.bury.gov.uk/privacy>

Stansfield, David

From: Jane Loftus <jane.loftus@hotmail.co.uk>
Sent: 12 July 2020 10:49
To: Licencing
Subject: Fwd: Turks Road Service Station alcohol application

Get [Outlook for Android](#)

From: Jane Loftus
Sent: Friday, 10 July 2020, 22:20
To: licencing@bury.gov.uk
Subject: Turks Road Service Station alcohol application

I live at 236 Turks Road. Last October we were robbed at 4 am whilst we were in our home. Waking up to seeing a stranger in our bedroom robbing us was extremely traumatic, as you can imagine. We later found out that the 4 perpetrators had spent over an hour sat on the wall of the Turks Road Service Station eating and drinking (non-alcoholic) drinks purchased from that garage, before deciding to break into our home.

If alcohol is allowed to be bought 24 hours, then the service station will most likely become an open-air extension to the Sparking Clog, and antisocial behaviour is likely to increase. There is enough anti-social behaviour at the moment focussed around this service station. I am therefore totally against the application to allow it to sell alcohol 24 hours a day.

I hope you will take my views into account when assessing this application.

Regards Jane Loftus, Tel: 0161 280 6411, Mobile: 07305916483

Stansfield, David

From: Cropper, Paul Cllr
Sent: 12 July 2020 13:55
To: Licensing
Cc: Hurst, Cllr Sam; wardrobin@live.co.uk
Subject: Turks Road Service Station Alcohol Application.

Dear Michael

I am writing today to object to the proposal to grant a 24 hour alcohol license to the Turks Road Service station in my ward.

This area is mainly made up of elderly and retired residents and the surrounding housing estates on Moss Shaw and Launceston and Montgomery are mainly made up of working people with families. It would be extremely inappropriate to grant this license.

The service station has already become a congregation point for young people and the granting of a 24 hour alcohol license in my view would make this worse. There is also a public house called the Sparking Clog some 500 yards away where alcohol can be purchased up until closing time. If the garage were to become a 24 hour alcohol server this would inevitably increase people attending it at all hours, there would be an increase in traffic, noise and litter in the area.

I am deeply concerned about the effect this new 24 hour license will have on the local area and local residents. It is simply the wrong location for this license to be granted. I would urge the department and the licensing committee reject the application.

Kind Regards

Paul

Cllr Paul Cropper

Deputy Leader of Bury Conservatives.

Shadow Cabinet Member for the Environment & Climate Change.
Representing Radcliffe North, Ainsworth & Bradley Fold.

Stansfield, David

From: Jones, Laura J (Licensing)
Sent: 13 July 2020 11:49
To: Stansfield, David
Subject: FW: Turks Road Service Station alcohol application

Dave
Another one to print please
Laura

-----Original Message-----

From: Ray Townsend [mailto:raytownsend54@icloud.com]
Sent: 13 July 2020 11:35
To: Jones, Laura J (Licensing) <Laura.J.Jones@bury.gov.uk>
Subject: Re: Turks Road Service Station alcohol application

My address is 24 Ashcombe Drive Radcliffe Manchester M26 3NL

Sent from my iPhone

> On 13 Jul 2020, at 10:29, Jones, Laura J (Licensing) <Laura.J.Jones@bury.gov.uk> wrote:
>
> Good morning
> Thank you for your email. In order for us to be able to accept your objection we require
your full address. Please forward this to me as soon as possible.
> Regards
>
> Laura Jones
> Deputy Licensing Officer
>
> Bury Council
> 3 Knowsley Place
> Duke Street
> Bury
> BL9 0EJ
>
> Telephone: 0161 253 7206 / 07583045774
>
> Privacy Policy
> 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.
>
>
>
>
>
>
>
>
>
>
>
>

>
>
>
>
> -----Original Message-----
> From: Ray Townsend [mailto:raytownsend54@icloud.com]
> Sent: 10 July 2020 18:09
> To: Licensing <Licensing@bury.gov.uk>
> Cc: wardrobin@live.co.uk
> Subject: Turks Road Service Station alcohol application
>
> Dear sir/ madam,
> In regard to the application for a 24 hour alcohol application-- I cannot believe that this has raised its ugly head once more - why anyone could think this a good idea is completely beyond me. I have nothing against the sale of alcohol but find it bizarre that a petrol station would want to sell alcohol 24/7 -- "don't drink and drive " would go completely out of the window ! There is a public house just down Radcliffe moor road and a further off licensed premise at junction of Bolton road and Countess Lane so it's not as if there isn't adequate provision all ready -- if someone is in need of alcohol in the middle of the night the Asda and Tesco provide adequate provision already.
> The vast majority of staff of this service station are Muslims and I strongly wonder if a they have been " consulted or considered " as to how they feel about handling and dispensing alcohol at all hours of the day. There is already an element of youngsters hanging about at all hours throwing litter and generally making a nuisance of themselves - alcohol is not going to do anything other than inflame this. The stretch of road from the garage down Radcliffe moor road is already a race track for motor bikes and noisey cars in the early hours and particularly on a Sunday morning so add an all hours off licence will render the road a car crash waiting to happen.
> Yours sincerely Raymond Townsend
> Sent from my iPad
>
> -----
> Why not visit our website www.bury.gov.uk
> -----
> Incoming and outgoing e-mail messages are routinely monitored for compliance with our information security policy. The information contained in this e-mail and any files transmitted with it is for the intended recipient(s) alone. It may contain confidential information that is exempt from the disclosure under English law and may also be covered by legal, professional or other privilege. If you are not the intended recipient, you must not copy, distribute or take any action in reliance on it. If you have received this e-mail in error, please notify us immediately by using the reply facility on your e-mail system. If this message is being transmitted over the Internet, be aware that it may be intercepted by third parties. As a public body, the Council may be required to disclose this e-mail or any response to it under the Freedom of Information Act 2000 unless the information in it is covered by one of the exemptions in the Act. Electronic or fax Service of documents is not accepted. New legislation governing the way we protect your personal data is now in force from the 25th May 2018. For information on how we protect and look after your personal data and to find out more about your individual rights about personal data we hold on you please go to our website: <https://www.bury.gov.uk/privacy>
>
>

Stansfield, David

From: Jones, Laura J (Licensing)
Sent: 13 July 2020 11:19
To: Stansfield, David
Subject: FW: Turks Road Service Station Alcohol Application

Dave
Another one to print for the file
Laura

-----Original Message-----

From: David Lalley [mailto:davidlalley@talktalk.net]
Sent: 13 July 2020 11:11
To: Jones, Laura J (Licensing) <Laura.J.Jones@bury.gov.uk>
Cc: Robin Ward <wardrobin@live.co.uk>
Subject: Re: Turks Road Service Station Alcohol Application

Dear Laura,
My address is as follows-
30 Sunningdale Avenue
Radcliffe
Manchester
M263wj
D.Lalley.

> On 13 Jul 2020, at 10:27, Jones, Laura J (Licensing) <Laura.J.Jones@bury.gov.uk> wrote:
>
> Dear Mr Lalley
> Thank you for your email. In order for us to be able to accept your objection we require
your full address. Please forward this to me as soon as possible.
> Regards
>
> Laura Jones
> Deputy Licensing Officer
>
> Bury Council
> 3 Knowsley Place
> Duke Street
> Bury
> BL9 0EJ
>
> Telephone: 0161 253 7206 / 07583045774
>
> Privacy Policy
> 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.
>
>
>
>
>

Stansfield, David

From: kategee1945@yahoo.co.uk
Sent: 13 July 2020 12:02
To: Licensing
Subject: Turks Road service station

Dear Laura,

We are of the opinion that a 24 hour alcohol license would encourage underage drinking, antisocial behaviour and drink driving. There is already a pub very close by and a Premier shop that sell alcohol about 300 metres away. We therefore object strongly to this licence being granted.

Regards

Brian and Kathleen Gee

32 Ashcombe Drive

Radcliffe
M26 3NL

Sent from my iPad

Stansfield, David

From: Bury FC Boys, Girls & Women <burygirlsfc@gmail.com>
Sent: 13 July 2020 13:35
To: Licensing
Subject: Turks Road Service Station Alcohol Application

To whom it may concern

I write with an objection to the granting of an alcohol license to Turks Road Service Station.

I live at 225 Turks Road which is in close proximity to the Service Station and feel a licence to purchase alcohol over a 24 hour period would be unwarranted and cause a nuisance to our area.

At present we already have a pub, namely The Sparking Clog close to us, an off-licence selling alcohol on Countess Lane and a restaurant, The Shabaaz also allowed to serve alcohol. All these establishments finish serving alcohol around 11.00pm which means after this time we are highly unlikely to be disturbed by members of the public walking home having consumed alcohol. If the Service Station was to serve alcohol after 11.00pm it means these people would have further access to continue their drinking on their way home. This would cause a nuisance to those living in the area.

Furthermore, a 24 hour licence would also encourage others living on nearby estates to travel to the Service Station to purchase alcohol during the night. Given that crime in the area has been on the increase recently due to some of the people that are moving into these estates we do not want to encourage their night time activity by them visiting the Service Station for alcohol. The Service Station itself has been subjected to crime on more than one occasion in the past, along with the cash machine it houses being cloned and targeted by thieves.

The Service Station currently only sells a very small amount of daily provisions, limited to bread and milk, newspapers etc which are usually the small items the local residents may require on a day to day basis. I would question why their limited shop space would be given up to alcohol. Is this because they feel they can make more profit that way? Our residents require day to day provisions not alcohol as many are elderly and find it easy to walk to the Service Station for these items.

The serving of alcohol would also increase the traffic driving to the Service Station which again in turn would be a nuisance to local residents. Not only this it could also lead to an increase in the drink drive rate in this area.

For the reasons given above I strongly advise against granting a licence. It is not required in this quiet residential area and would be of detriment to the resident living nearby.

Regards

Mr & Mrs Golding

Stansfield, David

From: Licensing
Sent: 14 July 2020 09:31
To: 'Tony Traynor'
Subject: RE: Turks road service station alcohol application.

Dear Mr Traynor

I acknowledge receipt of your representation in respect of the application for a premise licence for Turks Service Station, Turks Road, Radcliffe, M26 3NW.
At the end of the representation period, the Licensing Service will prepare a report for the Licensing Hearings Panel to consider the application.
You will be invited to attend the hearing to make your representation to the members of the panel, a letter will be sent to you in due course to confirm the date and time of the hearing.

Kind regards

David Stansfield
Senior Licensing Advisor
Bury Council
Operations
Licensing
3 Knowsley Place
Duke Street
Bury
BL9 0EJ

Tel: 0161 253 5208

Fax: 0161 253 6090

licensing@bury.gov.uk

Privacy Policy

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.



From: Tony Traynor [mailto:TonyT@Handtmann.co.uk]
Sent: 13 July 2020 21:07
To: Licensing <licensing@bury.gov.uk>
Subject: Turks road service station alcohol application.

Dear sir/ madame

I am writing to express my great concern and objection about the application to sell alcohol over a 24hr period from the garage on Turks road. I live and own the property on 15 penrice close which backs directly onto the forecourt of the service station. I have 3 children and feel the extra facility to buy alcohol after public house hours will bring more unsocial behaviour than we already experience. I cannot object enough and feel this will cause great problems for us and all local residents.

We can already hear regular drunken squabbles trying to buy cigarettes after the pub closes. Hopefully this is seen as a reasonable objection .

Yours sincerely

Anthony Traynor

Kind regards,

Tony Traynor
Field Service Technician

Handtmann Ltd, 9 Chartmoor Road, Leighton Buzzard, Bedfordshire, LU7 4WG
Tel: 01525 244440, Web: www.handtmann.co.uk



Please consider the environment before printing this e-mail.

This email is confidential and intended solely for the use of the individual(s) to whom it is addressed. Any views or opinions presented are solely those of the author and do not necessarily represent those of Handtmann Ltd. If you are not the intended recipient, be advised that you have received this email in error and that any use, dissemination, forwarding, printing or copying of this email is strictly prohibited. If you have received this email in error, please contact the sender. All Handtmann computer systems are protected by Trend Antivirus Corporate Edition. This email and any attachments to it have been scanned for all known viruses. However, it is the responsibility of all recipients to verify that this email and any attachments are free of viruses. Handtmann Limited is a company registered in England and Wales with company number 1969491 Registered Address: Moorgate House, 201 Silbury Boulevard, Central Milton Keynes, MK9 1LZ.

Handtmann Ltd, 9 Chartmoor Road, Leighton Buzzard, Bedfordshire, LU7 4WG Tel: 01525 244440, Web: www.handtmann.co.uk
Handtmann Limited is a company registered in England and Wales with company number 1969491 Registered Address: Moorgate House, 201 Silbury Boulevard, Central Milton Keynes, MK9 1LZ


Battle, Kay

From: Andrew Allen <andrew.allen87@yahoo.co.uk>
Sent: 13 July 2020 20:32
To: Jones, Laura J (Licensing)
Subject: Re: Turks Road Service Station Alcohol Application - Objection

Hi

My details are:
Andrew Allen
83 Countess Lane
Radcliffe
MANCHESTER
M26 3NH

Is this sufficient for you. I would be grateful if you were careful with my details

Andrew

Sent from my iPhone

On 13 Jul 2020, at 10:23, Jones, Laura J (Licensing) <Laura.J.Jones@bury.gov.uk> wrote:

Dear Mr Allen
Thank you for your email, however for me to be able to accept the objection I need the full names and addresses of all the people that this objection is on behalf of. Please forward this to me as soon as possible.
Regards

Laura Jones
Deputy Licensing Officer

Bury Council
3 Knowsley Place
Duke Street
Bury
BL9 0EJ

Telephone: 0161 253 7206 / 07583045774

Privacy Policy
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.

<image001.jpg>

<image002.jpg>

From: Andrew Allen [<mailto:andrew.allen87@yahoo.co.uk>]
Sent: 11 July 2020 20:35
To: Licensing <Licensing@bury.gov.uk>
Subject: Turks Road Service Station Alcohol Application - Objection

All

I wish to object to the granting of a licence by Bury MBC to the Turks Road Service Station to sell alcohol 24 hours a day.

I live in the row of bungalows which are opposite the service station on Countess Lane / Radcliffe Moor Road and would be directly impacted by this change. The grounds for my objection are as follows:

The Bungalows which I live are largely inhabited by elderly people with an average age of 75 years and where some residents are close to 90. None of us are likely to use the garage for alcohol in the late evening or overnight. The kind of people who do buy alcohol at this time tend to be young and rowdy often with loud motorbikes, cars or dogs. Since the petrol station has opened 24 hours there has been an increase in antisocial behaviour in the neighbourhood which has included yelling and screaming, being sick, the dumping of litter in people's gardens particularly glass bottles, aggressive noise and possible fights; racing of cars and bikes down a stretch of Radcliffe moor road finish at the petrol station. This is very frightening for an elderly people who live alone.

We are aware of a theft which recently occurred in one of the properties by the kind of people this encourages to come into the area. In particular, it would be possible for them to sit on the wall, drink alcohol and wait for lights to go off in the relevant properties before taking part in similar activities.

There already sufficient outlets to obtain alcohol in the area – the sparking clog pub and the shops on countess lane and many shops in asda and little lever.

As well as the elderly residents, the main other group living nearby are young families who likewise have no need for this facility. The men working in the petrol station are mostly Islamic. The main buyers of alcohol late at night are young, jobless and white, I fear that the attendants there may be subject to racial abuse and I am aware of a racially motivated incident which happened elsewhere in the Manchester area shortly after the local council ignored residents pleas not to grant the application.

The petrol station has already very duplicitously managed to get itself open 24 hours with residents unaware of the change until this occurred.

In short, please reject this application, the people who are making are only interested in their profits and contribute nothing to the area

Andrew Allen + 2 others

Sent from [Mail](#) for Windows 10

----- Why not visit our website
www.bury.gov.uk ----- Incoming and

Battle, Kay

From: Arthur Robinson <arthur.robinson@live.co.uk>
Sent: 13 July 2020 17:11
To: Jones, Laura J (Licensing)
Subject: RE: Alcohol licence application by Turks Road Service Station. Reference No.1184

Apologies for omitting my address which is 55 Sunningdale Avenue M26 3NJ

Sent from [Mail](#) for Windows 10

From: [Jones, Laura J \(Licensing\)](#)
Sent: 13 July 2020 15:55
To: 'Arthur Robinson'
Subject: RE: Alcohol licence application by Turks Road Service Station. Reference No.1184

Dear Mr Robinson

Thank you for your email. In order for us to be able to accept your objection we require your full address. Please forward this as soon as possible.

Regards

Laura Jones
Deputy Licensing Officer

Bury Council
3 Knowsley Place
Duke Street
Bury
BL9 0EJ

Telephone: 0161 253 7206 / 07583045774

Privacy Policy

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.



Bury Town Centre
For a Better Night Out



From: Arthur Robinson [mailto:arthur.robinson@LIVE.CO.UK]
Sent: 13 July 2020 15:31
To: Licensing <Licensing@bury.gov.uk>
Subject: Alcohol licence application by Turks Road Service Station. Reference No.1184

I wish to register my objection to the granting of a 24 hour per day sale of alcohol licence to Turks Road Service Station.

This service station is in a residential area occupied, in the main, by elderly people and families with young children and the area is already well served during normal off-licence hours by a good number of alcohol sellers within a short distance, several within walking distance.

This outlet would provide 24 hour availability of alcohol but I can see no benefits to the local community. Indeed, the result is much more likely to be detrimental.

The site of the service station has already become problematic in so far as it is habitually frequented by groups of youths with an unwelcome level of anti-social and noisy behaviour. Unrestricted access to alcohol en situ is more than likely to lead to an increase in the number of youths who congregate and to the level of bad behaviour, fuelled by the consumption of alcohol outdoors in what should be a peaceful area.

It is also questionable whether a service station is in any event a suitable location for alcohol sales. By its nature a service station's primary clientele consists of drivers and the activity of driving conflicts directly with the consumption of alcohol.

Yours sincerely

A. Robinson.

Sent from [Mail](#) for Windows 10

----- Why not visit our website www.bury.gov.uk -----
----- Incoming and outgoing e-mail messages are routinely monitored for compliance with our information security policy. The information contained in this e-mail and any files transmitted with it is for the intended recipient(s) alone. It may contain confidential information that is exempt from the disclosure under English law and may also be covered by legal, professional or other privilege. If you are not the intended recipient, you must not copy, distribute or take any action in reliance on it. If you have received this e-mail in error, please notify us immediately by using the reply facility on your e-mail system. If this message is being transmitted over the Internet, be aware that it may be intercepted by third parties. As a public body, the Council may be required to disclose this e-mail or any response to it under the Freedom of Information Act 2000 unless the information in it is covered by one

Battle, Kay

From: Fran Budsworth <franbud@hotmail.co.uk>
Sent: 11 July 2020 18:17
To: Licensing
Cc: wardrobin@live.co.uk
Subject: Turks Road Service aw Station Alcohol Application

Dear Sirs

As a resident of Sunningdale Avenue, please accept this email as our objection to the Turks Road Service Station alcohol application being extended.

We feel there will be an increase in anti social behaviour which already is a problem.

Yours faithfully

Mr and Mrs Budsworth

Sent from my iPhone

Battle, Kay

From: Licensing
Sent: 14 July 2020 08:55
To: Jones, Laura J (Licensing)
Subject: FW: Turk rd garage

Morning Laura

Do you have an objection to match this email address?

David Stansfield
Senior Licensing Advisor
Bury Council
Operations
Licensing
3 Knowsley Place
Duke Street
Bury
BL9 0EJ

Tel: 0161 253 7798

Fax: 0161 253 6090

Email: d.stansfield@bury.gov.uk

Privacy Policy

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.

-----Original Message-----

From: Fran Budsworth [<mailto:franbud@hotmail.co.uk>]
Sent: 13 July 2020 18:29
To: Licensing <Licensing@bury.gov.uk>
Subject: Turk rd garage

42 Sunningdale Avenue
Radcliffe M263wj
Sent from my iPhone

Stansfield, David

From: ramsay ALLAN <roadpeace@ntlworld.com>
Sent: 15 July 2020 05:31
To: Licensing
Subject: Application For Alcohol Licence @ Turks Road Service Station

Allan Ramsay

1 Radcliffe Moor Road

Radcliffe

M26 3WL

My wife and I wish to object to the granting of a licence to sell alcohol, 24/7, 365 days of the year, to Turks Road garage.

I'd like to start by asking: "What can each of us do to the make our neighbourhood, and ultimately the world, a safer, healthier and happier place?"

I quote from the media, 12 February 2020: ***'Pressure is building on the Government to step up the action on drink driving following the publication of new figures showing an increase in alcohol-related crashes.'***

My wife and I have lived in Radcliffe for all bar a couple of our 72 years, and I spent my first 18 years, (when we got married), in my family home, (12 Morley Road), a two minute bicycle ride away. As a youngster, I delivered papers to virtually every home on Countess Lane.

At that time, our bungalow, and those of our neighbours, (Sunningdale Avenue and Countess Lane), was farmland, which my pals and I played on, and where I saw my first hedgehog.

Hence, I love/value the area - one of the reasons why we bought our bungalow. Also, it was 'round the corner' from my late parents, and a similar distance from our daughter, our son, and our grandchildren.

When we bought it in 2007, it seemed an ideal home to see out our final years. Sadly, since then, we've seen crime and anti-social behaviour impact on the area, and its elderly residents seem to have become easy targets, both for crime and abuse.

And, with our kitchen window looking out onto the Turks Road garage, it's near impossible to ignore it. Indeed, several weeks ago, a neighbour in her 80's was robbed of £100. To buy drugs/alcohol?

Because the garage provides everything from free cash withdrawals, to sweets, Costa coffee, Special Offers, Lottery tickets, e-cigarettes, etc, its customers range from the very young, to the very old, and they arrive by every mode of transport, from prams, to wheelchairs, to bicycles, to HGVs, which at times can make the forecourt so overcrowded, that drivers sound their horns because they can't get in/out.

Then we have children who've been left in the car, pressing the horn for amusement; drivers sounding them in the early hours, (to get the attendants attention), and after-hours shoppers with barking dogs.

Add to that, the 2-foot high brick wall, fronting the garage, which makes an ideal place to sit/congregate/socialise, eat and drink - and leave litter.

We also have noisy trail bikes, with no number plates, (hence illegal) racing up and down, and pulling wheelies, and buying petrol, which the police haven't the resources to deal with.

If the garage will sell petrol to illegal motor bikers, given the problem of underage drinking, how can it be trusted to sell alcohol (responsibly) 24/7?

We already have an alcohol problem, from customers of the nearby Sparking Clog, public house. Although it quietened down during lockdown, given time, it will undoubtedly return to 'normal', e.g. glasses/bottles, (intact and broken), on footpaths, roads and property; cars being vandalised, plants being uprooted, and dustbins, (left out for emptying) being over-turned.

Alcohol has also destroyed millions of lives, e.g. mental/physical illness, domestic abuse, child abuse/neglect, football hooliganism/racism, and more, and will continue to do so.

Meaning we need less access to alcohol, not more!

There are over 100 bungalows within 200-yards of Turks Road garage. Granting a licence to sell alcohol, can't fail to have a negative impact on the health of their elderly owner's and the value of their [my] property.

Stansfield, David

From: Licensing
Sent: 25 June 2020 14:47
To: Briggs, Sharon Cllr.
Cc: Jones, Laura J (Licensing); Bridge, Michael; Lomax, Angela
Subject: RE: Turks Service Station, Turks Road, Radcliffe

Dear Councillor

I acknowledge receipt of your representation in respect of the application for a premise licence for Turks Service Station, Turks Road, Radcliffe, M26 3NW.
At the end of the representation period, the Licensing Service will prepare a report for the Licensing Hearings Panel to consider the application.
You will be invited to attend the hearing to make your representation to the members of the panel, a letter will be sent to you in due course to confirm the date and time of the hearing.

Kind regards

David Stansfield
Senior Licensing Advisor
Bury Council
Operations
Licensing
3 Knowsley Place
Duke Street
Bury
BL9 0EJ

Tel: 0161 253 7798

Fax: 0161 253 6090

Email: d.stansfield@bury.gov.uk

[Privacy Policy](#)

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.



From: Briggs, Sharon Cllr.
Sent: 25 June 2020 12:17
To: Licensing <Licensing@bury.gov.uk>
Subject: Turks Service Station, Turks Road, Radcliffe

FAO Michael Bridge, Licensing Manager.

I wish to formally object to the application for extended alcohol licence for the above petrol station. The application is for 24 hrs opening of the petrol station. The supply of alcohol for 24 hrs and the ability to provide late night refreshment both on the premises and off from 23 hrs to 05.00 am. The opening hours for the petrol station for 24 hrs I am not objecting to, it is the sale of alcohol and the increase of activity during the over night hours. The petrol station is in a residential area. The increase of footfall and cars will cause a disturbance for the neighbouring residents. It could possibly be a venue for groups of people to gather and create excessive noise and anti social behaviour. The sale of alcohol during the night will encourage people to drive when having had a drink of alcohol and then wanting more alcohol. This would create potential risk of road accidents happening along with people braking the driving laws. I see no advantage for this business to extend into 24 hrs alcohol selling and suppling on the premises. I feel the residents living within this area will not be the custom base out of hours and it would be people travelling from other areas using this facility. I am the local councillor for this area and have been for 16 yrs. I know the make up of the area and the people who live in the vicinity. I would request if an alcohol license was granted that the sale of alcohol stops prior to midnight to minimise the disruption to residents. I base my objections with reference to the licensing rules .
Prevention of crime and disorder.
Public safety.
Prevention of public nuisance.
Protection of children from harm.
I believe this application if granted would breach the above principals.
I therefore request that the 24hr request is not granted.

Thank you for your consideration in this matter,

Sharon Briggs,
Councillor Radcliffe North.
Sharon Briggs
Councillor Radcliffe North
s.briggs@bury.gov.uk
07966677924

Stansfield, David

From: Licensing
Sent: 02 July 2020 07:23
To: 'Robin Ward'
Subject: RE: Objection to alcohol licence application by turks road service station

Dear Mr Ward

I acknowledge receipt of your representation in respect of the application for a premise licence for Turks Service Station, Turks Road, Radcliffe, M26 3NW.
At the end of the representation period, the Licensing Service will prepare a report for the Licensing Hearings Panel to consider the application.
You will be invited to attend the hearing to make your representation to the members of the panel, a letter will be sent to you in due course to confirm the date and time of the hearing.

Kind regards

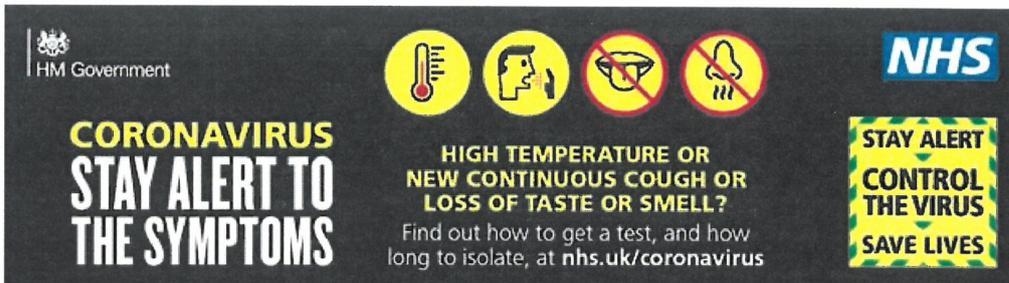
David Stansfield
Senior Licensing Advisor
Bury Council
Operations
Licensing
3 Knowsley Place
Duke Street
Bury
BL9 0EJ

Tel: 0161 253 5208

Fax: 0161 253 6090

[Privacy Policy](#)

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.



From: Robin Ward [mailto:wardrobin@live.co.uk]
Sent: 02 July 2020 06:27
To: Licensing <Licensing@bury.gov.uk>
Subject: Objection to alcohol licence application by turks road service station

I, Robin Richard Ward, of 5 Radcliffe Moor Road Radcliffe, M263WL, object to the granting of a licence by Bury MBC to the Motor Fuel group, trading as 'Turks Road service station' to sell alcohol twenty four hours each day in the Londis shop situated on the forecourt for the following reasons:-

The area surrounding the incorrectly named 'Turks road service station' [it is actually number 6 Radcliffe Moor Road] comprises bungalows occupied by mainly elderly people to the east, west and south and to the north an estate accessed by a pedestrian footpath adjacent to the garage occupied by families with many young children.

There is a public house that sells alcohol, The Sparking Clog, during normal licensing hours approximately 200 metres to the west of this garage and a Premier local shop that sells alcohol 0730 -2200 each day approximately 350 metres to the south east of this garage.

Over the last twelve months this garage has changed its opening hours from 0600-2200 to being open for 24 hours a day. This has caused an increase in vehicles entering the site, including HGVs, at all hours of the day and night. The installation of a very noisy automatic car wash and an application to install jet wash bays to the rear of the site add to the levels of public nuisance and disturbance.

Since the site shop changed from a Spar outlet to a Londis there has been a rise in the footfall and especially, in the evenings and over the weekends an increase in anti-social behaviour by gangs of youths hanging around, making excessive noise, riding through the site on bicycles causing consternation to drivers coming for fuel and leaving litter for the site staff to clear up.

Similarly, there has been an increase in visits by unlicensed, uninsured trail bikes and quads ridden by unprotected riders who rev their engines loudly and congregate near the cash machine before racing off along the pavements as well as visits by cars with bored out exhausts racing up and down the stretch of Radcliffe Moor road between this garage and the Bradley fold garden centre on what is colloquially called the 'clog quarter mile'.

There has been marked increases in the levels of antisocial behaviour and public nuisance since this garage made a previous application which was declined by BMBC after consultation with GMP as there were concerns about the safe storage and display of alcohol. As I have seen no evidence of any structural changes to the Londis shop which would facilitate safe storage and/or display of alcohol I see no reason for this application to now be granted.

Whilst some of these matters have been reported to BMBC previously, who have taken no action as 'there have not been any accidents' and to GMP who either cannot attend, or attend at a later date, due to the current lack of police officers, the sale of alcohol at this garage twenty four hours a day will, in all likelihood, only increase the levels of antisocial behaviour, increase the possibility of more drivers drink driving, encourage underage drinking, put children at risk and cause an even greater public nuisance.

As I cannot foresee a reason why any normal person would want to purchase alcohol in the early hours of the morning, especially during the working week, and for the reasons outlined above, I object to the granting of this licence.

Print name	Signature	email address
Robin Richard Ward	RWard	wardrobin@live.co.uk

Please acknowledge receipt of this emailed objection

Jones, Laura J (Licensing)

From: Margrave, Beverley
Sent: 22 July 2020 12:42
To: Jones, Laura J (Licensing)
Subject: FW: Turks rd service station Alcohol application

-----Original Message-----

From: Margrave, Beverley
Sent: 06 July 2020 10:42
To: Bridge, Michael <M.Bridge@bury.gov.uk>; Jones, Laura J (Licensing) <Laura.J.Jones@bury.gov.uk>
Subject: FW: Turks rd service station Alcohol application

Another one

Bev

-----Original Message-----

From: Mark Allen [mailto:railwaymark@sky.com]
Sent: 06 July 2020 10:30
To: Margrave, Beverley <B.B.Margrave@bury.gov.uk>
Subject: Re: Turks rd service station Alcohol application

Hello Beverley, my address for your info is below.
6 Penrice close , Radcliffe, Manchester. M26 3UL. Regards, mark
Sent from my iPhone

> On 6 Jul 2020, at 10:12, Margrave, Beverley <B.B.Margrave@bury.gov.uk> wrote:

>

> Hi

> Please could you supply your address to put onto our system.

>

> Keep safe

>

> Kind regards

>

>

> Beverley Margrave

> Licensing Advisor

> 3 Knowsley Place

> Duke Street

> Bury

> BL9 0EJ

> 0161 253 7795

>

> Please note I only work from Monday to Wednesday

>

>

> Privacy Policy

> 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.

Jones, Laura J (Licensing)

From: Margrave, Beverley
Sent: 22 July 2020 12:42
To: Jones, Laura J (Licensing)
Subject: FW: Turks Road Service Station alcohol application

From: Margrave, Beverley
Sent: 06 July 2020 10:31
To: Bridge, Michael <M.Bridge@bury.gov.uk>; Jones, Laura J (Licensing) <Laura.J.Jones@bury.gov.uk>
Subject: FW: Turks Road Service Station alcohol application

On 06/07/2020, 10:31 AM, you wrote:

Bev

From: Ann Booth [<mailto:aandbbooth@yahoo.co.uk>]
Sent: 06 July 2020 10:23
To: Margrave, Beverley <B.B.Margrave@bury.gov.uk>
Subject: Re: Turks Road Service Station alcohol application

28 Launceston Road Radcliffe M26, 3UN

On Monday, 6 July 2020, 10:10:53 BST, Margrave, Beverley <b.b.margrave@bury.gov.uk> wrote:

Hi

Please could you supply your address to put onto our system.

Keep safe

Kind regards

Beverley Margrave

Licensing Advisor

3 Knowsley Place

Duke Street

Bury

From: Ann Booth [<mailto:aandbbooth@yahoo.co.uk>]
Sent: 04 July 2020 16:25
To: Licensing <Licensing@bury.gov.uk>
Subject: Turks Road Service Station alcohol application

Dear Sir/Madam

We would like to formally object to the selling of alcohol 24/7 at Turks Road Service Station Radcliffe.

Having lived adjacent to the Service Station in one of the bungalows for 30yrs, the noise & anti social behaviour has increased a lot over the years. We find it intolerable some days having to endure the revving of engines & loud music, while trying to have some peaceful time in our garden, the music is sometimes so loud it vibrates through the floor in our conservatory.

Also the noisy car wash is a nuisance we don't know why there is a need for 2 jet wash bay's. If they do get permission to have them from what I can gather they will be too near our boundaries be noisy and the spray will definitely come over our hedge and will impact on our pleasure to sit in the garden.

There shouldn't be a need for the Service Station to sell alcohol 24/7 or at any time as there is a Pub close by & a shop 300yds away that sells alcohol, it will only encourage drink driving & underage drinking, that will lead to an increase in anti social behaviour, we already get youths playing football on the grass & throwing cans & bottles over the hedge.

We don't even know why there is a need for the Service Station to be open 24/7

Regards

Mr & Mrs Booth

----- Why not visit our website www.bury.gov.uk -----
----- Incoming and outgoing e-mail messages are routinely monitored for compliance with our

2HELO0002083 - £190



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	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text" value="AGS/39096/824"/>	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	<input type="text" value="Motor Fuel Limited"/>	
* Family name	<input type="text" value="Motor Fuel Limited"/>	
* E-mail	<input type="text" value="asanders@wslaw.co.uk"/>	
Main telephone number	<input type="text"/>	Include country code.
Other telephone number	<input type="text"/>	

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

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 the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number	<input type="text" value="05206547"/>	
Business name	<input type="text" value="Motor Fuel Limited"/>	If the applicant's business is registered, use its registered name.
VAT number	<input type="text" value="-"/> <input type="text" value="N/A"/>	Put "none" if the applicant is not registered for VAT.
Legal status	<input type="text" value="Private Limited Company"/>	

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

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?	
<input type="checkbox"/>	An individual or individuals
<input checked="" type="checkbox"/>	A limited company / limited liability partnership
<input type="checkbox"/>	A partnership (other than limited liability)
<input type="checkbox"/>	An unincorporated association
<input type="checkbox"/>	Other (for example a statutory corporation)
<input type="checkbox"/>	A recognised club
<input type="checkbox"/>	A charity
<input type="checkbox"/>	The proprietor of an educational establishment
<input type="checkbox"/>	A health service body
<input type="checkbox"/>	A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
<input type="checkbox"/>	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
<input type="checkbox"/>	The chief officer of police of a police force in England and Wales
Confirm The Following	
<input checked="" type="checkbox"/>	I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
<input type="checkbox"/>	I am making the application pursuant to a statutory function
<input type="checkbox"/>	I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative
Section 4 of 21	
NON INDIVIDUAL APPLICANTS	
Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.	
Non Individual Applicant's Name	
Name	<input type="text" value="Motor Fuel Limited"/>
Details	
Registered number (where applicable)	<input type="text" value="05206547"/>
Description of applicant (for example partnership, company, unincorporated association etc)	

Continued from previous page...

Company.

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

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

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.

<p>Continued from previous page...</p> <p>If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend <input type="text"/></p>
<p>Section 6 of 21</p>
<p>PROVISION OF PLAYS</p> <p>See guidance on regulated entertainment</p> <p>Will you be providing plays?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<p>Section 7 of 21</p>
<p>PROVISION OF FILMS</p> <p>See guidance on regulated entertainment</p> <p>Will you be providing films?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<p>Section 8 of 21</p>
<p>PROVISION OF INDOOR SPORTING EVENTS</p> <p>See guidance on regulated entertainment</p> <p>Will you be providing indoor sporting events?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<p>Section 9 of 21</p>
<p>PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS</p> <p>See guidance on regulated entertainment</p> <p>Will you be providing boxing or wrestling entertainments?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<p>Section 10 of 21</p>
<p>PROVISION OF LIVE MUSIC</p> <p>See guidance on regulated entertainment</p> <p>Will you be providing live music?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<p>Section 11 of 21</p>
<p>PROVISION OF RECORDED MUSIC</p> <p>See guidance on regulated entertainment</p> <p>Will you be providing recorded music?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<p>Section 12 of 21</p>
<p>PROVISION OF PERFORMANCES OF DANCE</p> <p>See guidance on regulated entertainment</p> <p>Will you be providing performances of dance?</p>

Continued from previous page...

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

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

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...

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors
 Outdoors
 Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

The provision will take place inside the premises but customers may leave the premises with items purchased.

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 late night refreshments 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.

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

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.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start 00:00

End 24:00

Start

End

THURSDAY

Start 00:00

End 24:00

Start

End

FRIDAY

Start 00:00

End 24:00

Start

End

SATURDAY

Start 00:00

End 24:00

Start

End

SUNDAY

Start 00:00

End 24:00

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.

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

Continued from previous page...

Name

First name

Family name

Date of birth / /
dd mm yyyy

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'.

Section 16 of 21

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.

Continued from previous page...

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

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.

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.

Continued from previous page...

--

Section 18 of 21

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)

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

--

b) The prevention of crime and disorder

1. A digital CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose.
2. The CCTV system shall be capable of producing immediate copies on site. Copies of recordings will either be recorded digitally on to CD/DVD or other equivalent medium.
3. Any recording will be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The precise positions of the camera may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
5. The system will display, on any recording, the correct time and date of the recording.
6. The CCTV system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.

c) Public safety

There will at all times be adequate levels of staff maintained at the premises. Such staff levels will be disclosed, on request, to the licensing authority and police.

d) The prevention of public nuisance

Adequate waste receptacles for use by customers shall be provided in and immediately outside the premises.

e) The protection of children from harm

1. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.

Continued from previous page...

2. Signage informing customers of the age verification policy adopted at the premises will be prominently displayed.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

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:
 - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
 - o 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.
 - o 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.
 - o 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.
 - 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.
- Recorded Music: no licence permission is required for:
 - o 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.
 - o 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.
 - 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 you 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 (£)

190.00

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	<input type="text" value="Winckworth Sherwood LLP"/>
* Capacity	<input type="text" value="Agent"/>
* Date	<input type="text" value="23"/> / <input type="text" value="06"/> / <input type="text" value="2020"/> 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" value="AGS/39096/824"/>
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

I SYED AHMED IFTIKHAR
of 3 CANFORD CLOSE
GREAT SANKEY
WARRINGTON
WAS ITS

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for a new premises licence by Motor Fuel Limited relating to a premises licence for

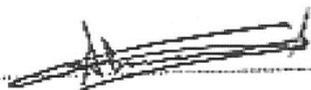
Turks Service Station, Turks Road, Radcliffe, Manchester, M26 3NW

and any premises licence to be granted or varied in respect of this application made by Motor Fuel Limited concerning the supply of alcohol at

Turks Service Station, Turks Road, Radcliffe, Manchester, M26 3NW

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 No: PERS 1906
Personal Licence Issuing Authority: CHESHIRE EAST COUNCIL

Signed: 

Name: SYED AHMED IFTIKHAR

Date: 01/05/20

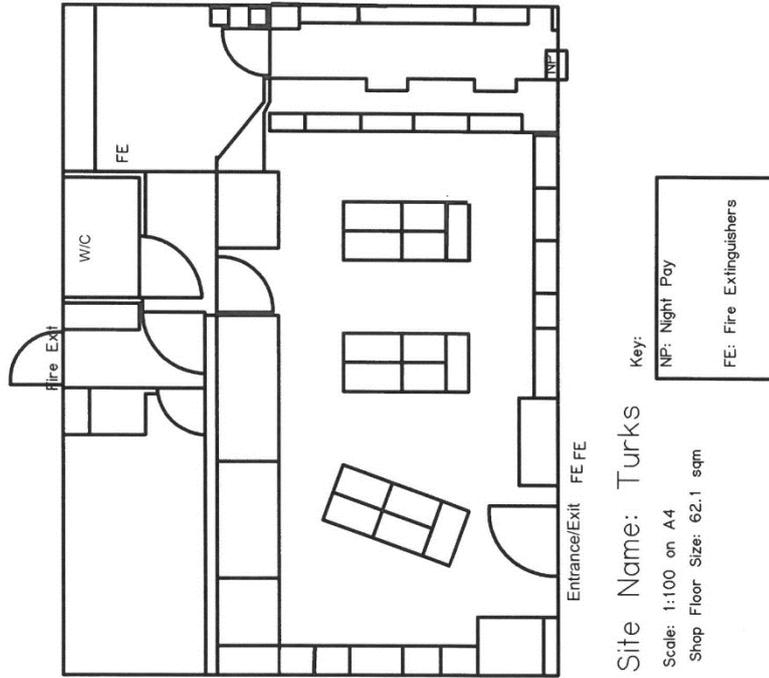
Date of Birth: 29/03/82

Place of Birth: MUZAFFARABAD, AK

Nationality: BRITISH

Scanned with CamScanner

The entire store is to be licensed for the sale of alcohol and the provision of late night refreshment

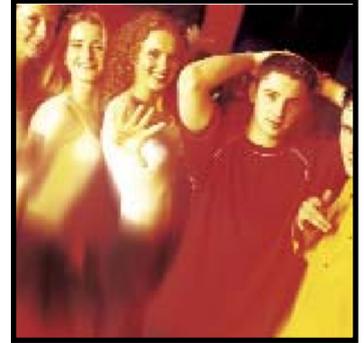


PROSPECTUS FOR THE SALE OF THE TURKS SHOP FLOOR

This page is intentionally left blank

Bury Council

Licensing and Safety panel



Procedure for determining applications under
The Licensing Act 2003 where representations are made

Bury Council Virtual Meetings Protocol

Introduction

Participating in a virtual rather than face to face meetings can be easy and straight forward, but they do require participants to comply with certain 'rules of etiquette' before, during and after meetings.

This Protocol sets out the rules Bury Council expects you to comply when asked to attend a virtual meeting using Microsoft Team or other virtual technology.

Before the Meeting

Before the day of the meeting ensure;

- It will be necessary for you to supply to the Licensing Service and Democratic Services prior to the meeting once you have received the invite to attend the panel hearing, your email address and mobile telephone number. This should be sent to democraticservices@bury.gov.uk & licensing@bury.gov.uk
- It will be necessary for the applicant/licence holder to submit a written statement and any written witness statements by email prior to the panel meeting this needs to be sent at least two (2) working days before the date of the meeting. This is your opportunity to explain in writing the circumstances surrounding any convictions/cautions they may have. If the matter relates to a complaint/ allegation against a licence holder, this is their opportunity to explain the circumstances of the incident. This should be sent to democraticservices@bury.gov.uk & licensing@bury.gov.uk
- You have Equipment – computer, laptop, tablet, or phone to be able to access the meeting
- Your Equipment is fully charged
- You have secure internet access
- You check your microphone and camera are working
- You have the ability to access the virtual software and have downloaded it as required, e.g. Microsoft Teams
- You have accepted meeting requests
- You have a copy of the agenda and other documentation required for the meeting – electronically or hard copy
- You have secured a quiet private place to participate in the meeting without being disturbed.
- Informed the licensing service of contact details for any legal representative also attending the meeting

On the Day of the Meeting

On the day of the meeting, as well as double checking the above and the time of the meeting, you must;

- Set up in a quiet private place
- Make sure there is no light/window behind you
- Ensure the licensing service has a current mobile and email address to be able to contact you
- If using a tablet or phone, ensure it is stood securely and not moving around
- Advise others around you that you are entering a meeting
- Make sure you have everything you need, a drink, notepad, pen,

Document Pack Page 71

- Dress appropriately for the meeting
- Enter the meeting 5 minutes early to ensure your camera/microphone is working and that you can be seen and heard (if using Microsoft Teams click on Join Microsoft Teams Meeting)
- Make sure your camera is at eye level so your face can be fully seen
- When joining, if asked, enter your first and second Name and title if you wish, set an appropriate/neutral background for the meeting and click 'join now'
- Ensure that the Chair and officers from Democratic Services/Legal have noted your attendance

During the Meeting

Whilst the meeting progresses you must:

- Remember you are visible at all times;
- Mute your microphone at all times when you are not speaking;
- Use the 'chat' facility if one is available to notify the Chair you wish to speak;
- Wait for the Chair to invite you to speak;
- Do not talk over other people;
- If you have technical problems, leave the meeting and try to return. If you are unable to do so, try an alternative method and/or telephone/dial-in;

After the Meeting

When the meeting ends:

- Leave the meeting clicking on the red button
- Close down the application
- Ensure any documentation from the meeting is securely stored or destroyed

These guidance notes will be made available to applicants, responsible authorities and interested parties in respect of all applications where representations are made or a hearing is to be convened.

Further copies of this guidance are available from the Licensing Office, Bury Town Hall, Knowsley Street, Bury BL9 0DG and on the Council's website www.bury.gov.uk

Prior to the Hearing

Members of the Panel – prejudicial interests

Applications will be heard by three Councillors appointed to the Licensing and Safety Panel. Members are not able to consider applications involving persons or organisations with whom they have personal, financial or contractual links. Enclosed with this notice are the names of the members of the Licensing and Safety Panel, three of whom will be asked to determine the application as a Licensing Hearings Panel. Members will be required to do this at the start of the meeting.

Applicants and interested parties are asked to declare any circumstance within their knowledge that might disqualify any individual member from determining the application they are concerned with by notifying the Licensing Office. Such information will be used solely for the purposes of ensuring an independent Panel is selected for the hearing.

Special needs

If any party to the hearing is aware of any special needs of any witness, party or representative they are asked to make this known in writing at least two working days' notice to the Licensing Officer in advance of the hearing so that any necessary assistance can be arranged.

Length of the hearing

If any party is aware of any factor that might affect the length of the hearing, they are asked to inform in writing at least two working days' notice to the Licensing Officer as soon as possible so that steps can be taken to ensure sufficient time is set aside to deal with the matter. Where practicable the Licensing Officer will give an estimate of time the hearing is likely to take.

Mediation

Where it appears that there is a prospect of agreement being reached between the applicant and any interested party who has made representation upon the application, the Council's officers may facilitate a meeting or negotiations between the various interested parties to establish whether agreement is possible without the need for a hearing. Any agreement reached between applicant and any Responsible Authority and/or interested party should be sent to the Licensing Officer prior to the commencement of the Hearing in writing.

The method of undertaking such mediation is likely to differ from case to case, but in the event that agreement is not reached, the nature of those discussions will not be disclosed to the members of the Licensing Hearings Panel dealing the application. Where agreement is reached between the parties the applicant will be allowed to amend their application to include an action in relation to the subject of the mediation. The applicant must then, within 24 hours, serve a copy of the amendment on all responsible bodies, the date and method of service being confirmed to the Licensing Authority. The other party to the mediation is to acknowledge their agreement to the action and formally withdraw their representation confirming that no hearing is necessary.

Notice that party intends to be represented To ensure the good conduct of hearings a party to a hearing should give notice to the Licensing Officer stating whether they intend to attend or be represented at the hearing. A party at any hearing may attend and be assisted or represented by any person, whether or not that person is legally qualified. It will be necessary for the applicant/licence holder/Interested party to submit a written statement and any written witness statements by email prior to the panel meeting this needs to be sent (5) working days before the date of the meeting. This

Document Pack Page 74
should be sent to democraticservices@bury.gov.uk &
licensing@bury.gov.uk

Requesting permission for other person to appear

Where a party wishes any other person to appear at the hearing (other than the person representing him at the hearing) they should request permission for that person to appear giving their name and a brief description of the point(s) with which they can assist. This notice must be given by email to democraticservices@bury.gov.uk & licensing@bury.gov.uk within the following timescales.

In the case of a hearing to consider:

- a) the cancellation of an interim authority following a police objection
- b) counter notice following police objection to temporary event notice no later than one working day before the first day of the hearing.

In the case of a hearing to consider:

- a) a review following closure
- b) conversion of an existing licence or club certificate
- c) an application by holder of a justice's licence for grant of a personal licence no later than 2 working days before the first day of the hearing.

In any other case, no later than 5 working days

Hearing unnecessary

Parties are required to give notice whether they consider the hearing to be unnecessary. A hearing may be dispensed with if all persons required to agree that such a hearing is unnecessary have notified the Licensing Officer to that effect. Where the Licensing Authority also agrees that the hearing is unnecessary parties will be informed accordingly.

Consequences of failing to attend the hearing

If a party informs the Licensing Officer that they do not intend to attend or be represented at a hearing, the hearing may proceed in their absence. If any party who has not so indicated fails to attend or be represented the hearing may be adjourned or the application may proceed in their absence, but where the hearing is held in the absence of a party, the members of the Licensing Hearings Panel hearing the application shall consider the application, representations or notice made by that party.

Where the hearing is adjourned, the parties will be informed of the date, time and place of the adjourned hearing.

Written evidence and submissions

The Licensing Hearings Panel members who will determine the application are entitled to consider written evidence and submissions, in addition to any evidence and submissions that may be given during the hearing. Where a hearing is to proceed 'virtually', it will be necessary for the applicant/licence holder to submit a written statement and any written witness statements by email prior to the panel meeting before the date of the meeting. This should be sent to democraticservices@bury.gov.uk & licensing@bury.gov.uk

Applicants and interested parties must provide the Licensing Officer with written copies of their evidence and submissions 2 clear days in advance of the hearing date.

Documentary evidence submitted for consideration by the Licensing Hearings Panel will be circulated in advance of the hearing.

Date and time and location of the hearing

Virtual Hearings will usually take place on dates and times that are as convenient as possible to all the parties involved. The parties are asked to log on 15 minutes

Document Pack Page 76
before the time of the hearing is due to commence via the Microsoft teams application.

Withdrawal of application

A party who wishes to withdraw any representation may do so by giving notice in writing to the Licensing Officer no later than 24 hours before the hearing or at the hearing itself.

The Hearing

Normally in public

Under normal circumstances the hearing will be conducted in public but the Licensing Hearings Panel does have the right in certain circumstances to exclude the public from all or part of a hearing. Any person behaving in a disruptive manner will be removed from the hearing.

Constitution of the Licensing Hearing Panel and persons in attendance

Three Councillors appointed to the Licensing and Safety Panel will be asked to form a Licensing Hearings Panel to consider each application.

One of the Councillors will act as Chair. A member of staff in the Democratic Services Section of the Authority will act as Clerk to the Panel and generally a Legal Officer of the Authority will be present to give legal advice. Neither staff from Democratic Services, nor the Legal Officer, nor any other officer will take part in the decision-making process.

Procedure to be followed at the hearing

The procedure as outlined will be followed at the hearing although the Chair may deviate from it if necessary to ensure a fair hearing.

Consideration of the evidence and written submissions

Documentary evidence may be relied on and considered by the Licensing Hearings Panel if it has been sent to the Licensing Officer prior to the hearing.

The Licensing Hearings Panel does not expect the parties to repeat evidence or submissions that have been previously submitted in writing, although the parties may wish to clarify or expand on points that they have made within their written submissions by referring to that evidence.

If the hearing is based on written evidence in full or in part the same general order within this procedure will be followed with the Licensing Officer introducing the written evidence at the relevant part of the proceedings.

Although they are not bound by the formal rules of evidence, Members do have a duty to view all evidence presented before them impartially. Members will carry out their duty placing what weight they feel is appropriate given the nature of the evidence and the manner in which it was obtained, and communicated.

Representations and supporting information

Where a party has been told that the Licensing Hearings Panel will wish to have clarification on a particular point then each party is entitled to give further information in support of their case. They may if given permission by the Licensing Hearings Panel, question any other party and they may address the Licensing Hearings Panel. Where the Licensing Hearings Panel has asked for clarification on a particular point, they will allow equal maximum periods of time for each party to present their case. This would normally be 10 minutes.

Order of Proceedings

1. The Chair will welcome those present and introduce those in attendance at the hearing.

2. The Chair will outline the procedure to be followed (asset out below).
3. The Licensing Officer will outline the application.
4. The applicant and/or their representative will address the Licensing Hearings Panel, present information and call any witnesses in support of the application. Members may question the applicant and each of their witnesses.
5. The party making representations and/or their representative will address the Licensing Hearings Panel, present any information and call any witnesses in support of their case. Members may question the party making representations and each of their witnesses.

These representations will be taken in the following order:

- Police
- Fire Service
- Environmental Health
- Weights and Measures
- Planning
- Social Services
- Any other interested person

If necessary the Chair will invite any or all of the parties to make a final address

Determination

The Chair will announce that Members will make their decision on the day and that the parties will be subsequently notified of that decision and reasons for it by letter from the Licensing Office.

The parties and any members of the public will be asked to leave the virtual meeting, and the Licensing Hearings Panel will consider it's decision in private.

The Democratic Services Officer and the Legal Officer of the Licensing Authority may be requested to remain to advise the Licensing Hearings Panel.

Record

The Authority will provide a record of the hearing in a permanent and intelligible form and keep it for 6 years from the date of determination or disposal of any Appeal.

This page is intentionally left blank