

AGENDA FOR

LICENSING HEARING SUB COMMITTEE

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To: All Members of Licensing Hearing Sub Committee

Councillors: S Walmsley (Chair), T Holt & J Lewis

Dear Member/Colleague

Licensing Hearing Sub Committee

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

Date:	Wednesday, 9 June 2021
Place:	Virtual meeting via Microsoft Teams
Time:	1.00 pm
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:	The meeting will be live streamed: https://councilstream.com/burycouncil

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 3 - 8*)

The Minutes of the last Meeting held on the 19th April 2021 are attached.

4 APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF THE DEN, NEW VICTORIA MILLS, WELLINGTON STREET, BURY, BL8 2AL (*Pages 9 - 58*)

Report from the Executive Director (Operations) is attached:-

Minutes of: LICENSING HEARING PANEL

Date of Meeting: 19 April 2021

Present: Councillor T Holt (in the Chair)
Councillors G Keeley and I Schofield
A Green (Legal)

Also in attendance: Mr K. Clarke & Police Constable (P.C.) G. Scott
Mrs J Witkowski (Legal)

Public Attendance: The Hearing was live streamed to the public.

Apologies for Absence: A. Lomax

1 APOLOGIES FOR ABSENCE

The Head of Public Protection, Angela Lomax.

2 DECLARATIONS OF INTEREST

There were no declarations of interest made.

3 MINUTES OF THE LAST MEETING

The minutes of the last Licensing Hearing Panel held virtually on the 1st April 2021 were attached to the agenda.

Resolved:- That the minutes of the LHP held virtually on the 1st April 2021 be approved as a correct record.

4 APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF KRAVE COFFEE LIMITED, 478 BURY OLD ROAD, PRESTWICH, M25 1NL

The applicant is Krave Coffee Limited, 478 Bury Old Road, Prestwich, M25 1NL. At the time of the application, no proposed Designated Premises Supervisor (DPS) had been identified.

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

The Applicant had complied with all the necessary procedural requirements laid down by the Act.

Representations were received within the appropriate period by the Licensing Authority.

All written representations were contained within the written submissions provided in the report to the Panel.

All documentary evidence provided with the agenda pack comprising the application, the report and representations were served on all parties in advance of the hearing.

The proposed operating schedule shows the following:

- a. Supply of alcohol – For consumption On/Off the Premises.
Monday to Sunday 11.00 until 22.00
- b. Opening Times
Monday to Friday 07.30 until 22.30
Saturday to Sunday 09.00 until 22.30

It was reported that since the application had been submitted, Greater Manchester Police (GMP) had submitted a representation requesting that the Panel do not grant the application as submitted. Since then, mediation between GMP and the Applicant took place and they have accepted the proposals attached in Appendix 1.

During the Panel Hearing, the Panel heard oral representations from the Applicant.

He provided a business plan about opening in the evening time to provide a new later menu introducing pizzas and gourmet burgers served with a selections of bottled craft beers and wine. The set up would not be to promote the location as a bar but to add alcoholic drinks to the menu to generate revenue and improve the business.

The Licensing Unit Manager enquired how long the establishment had been trading and it was reported that the business had opened in February 2020 following refurbishment works at the location from 2019.

The exact location of the premises was confirmed with the neighbouring businesses to the unit mentioned.

Clarification was sought about the current opening times and the issue of residential properties above the premises.

The applicant stated the new opening hours listed in the report would replace the current arrangements and above the premises was a beauty salon owned by himself. One of the above neighbouring units was empty and it was believed the unit on the other side was occupied by the family who run the Chinese take away business in the row of shops.

P.C. Scott from Greater Manchester Police enquired about non application for a DPS. The applicant acknowledged to save on unneeded expenditure, if the application was successful today then the store manager would attend a training course to fulfil this role. An additional member of staff may also be employed who could have bar work experience and hold a DPS qualification.

The Licensing Unit Manager reported that guidance and advice would be offered in relation to a variation of a DPS. The Council's legal representative clarified with the applicant about being unable to trade alcohol until a DPS was approved.

The Licensing Unit Manager informed the Panel that one interested party had made a relevant representation to this application commenting on anti-social behaviour and the proximity of housing. This representation was read out to the panel and was also attached at Appendix 2 in the agenda packs.

The applicant responded to the representation that in the four years of his girlfriend running a beauty salon in the area he had not witnessed any ASB issues. Also, that groups of young people would not be the type of customer expected to be visiting the type of establishment that was being created.

The Licensing Manager also asked how licensing objectives may be met with the additional opening hours and the applicant confirmed that CCTV would be in operation along with relevant staff training. There were also barriers to segregate private seating areas outside and signage displayed to follow rules in place. In connection with protection of children from harm the applicant added that the protection of children condition would be met via the challenge 25 scheme.

P.C. Scott asked if the outside seating was part of the premises or located on the public pavement. The applicant stated the seating was temporary and he had an email trail from the Council's Highway Department to allow this. The Licensing Unit Manager would check with the relevant Highways Officer about a pavement licence.

The Panel then duly retired to consider the application.

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:

- a) the prevention of crime and disorder
- b) public safety
- c) the prevention of public nuisance
- d) 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 together with relevant 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 took into account the representations made and submissions of the applicant.

Having considered the representation and the submissions of the Applicant, the Panel did not feel that the proposed business would cause anti-social behaviour or noise.

The Panel found that the Applicant understood that alcohol could not be sold from the premises until a DPS had been appointed. In addition an application to vary the DPS would have to be made once a suitable person had been found to fulfil that role. In connection with that the applicant understood that GMP would make the usual checks.

The Panel noted the type of business trying to be created.

The Panel noted that GMP had agreed with the Applicant a set of conditions to attach to the licence as at APPENDIX 1.

Delegated decision

1. That the premises licence be granted unanimously as set out in the operating schedule subject to the condition to vary the application for a DPS (Designated premises supervisor); and:-

2. That the following conditions are attached to the licence:

1. The premises are to operate an effective CCTV system which is to be maintained in good working order at all times the premises is open for business. The recording medium (e.g. disks / tapes / hard drive, etc.) and associated images are to be retained and securely stored for a minimum period of 28 days and are to be made available to the police / authorised officers of the Licensing Authority upon request. The premises licence holder or designated premises supervisor is to provide the police with the contact details of members of staff (or other person(s)) who are trained and familiar with the operation of the equipment so that, at the expense of the premises licence holder, they are able to check that the equipment is operating properly and that they are able to provide copies of recorded data upon request and within no more than 12 hours from the time of the request. The premises licence holder or the Designated Premises Supervisor must notify the licensing office or the Police in the event of CCTV breakdown as soon as is reasonably practicable and in any event within 24 hours.
2. Staff training shall take place on the Licensing Act and Licensing objectives upon commencement of employment and every six months thereafter, a written record of this training is to be maintained and made available to the police and any authorised officer of the Council for inspection on request.
3. A personal licence holder must be contactable when the premise is open to the public.
4. Door staff employed at the premises must be SIA registered and a log must be maintained at the premises showing the full name, date of birth, contact

telephone number and SIA badge number of the Door Security Staff on duty, the time when they started and ended their shift and the details of any incidents that take place to include incidents when a member of the public is refused entry to the premises. The log is to be made available to the police, to SIA inspectors and to Authorised Officers of the Licensing Authority on request.

5. Any Door security staff employed to use their best endeavours to prevent persons loitering outside the premises.
6. The licence holder and/or the designated premises supervisor or a person nominated by them shall be a member of and attend at the meetings of the Pub and Club watch scheme for the area.
7. No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the purposes of delivery or from moving from one part of the premises to another.
8. The premises are to maintain an incident book to record the details of incidents / crime / descriptions of individuals involved. The incident book must be made available to the Police/authorised officers of the Licensing Authority on request.
9. Customers are to be prevented from leaving the premises with glasses or open bottles.
10. No drink shall be removed from the premises in an unsealed container save for consumption in any delineated area.
11. Clientele must not be admitted to the premises within 30 minutes of the end of licensable activity.
12. The DPS/ Licence holder must ensure members of staff are adequately trained with regard to First Aid.
13. There shall be maintained on the premises at all times an adequate and appropriate supply of first aid equipment and materials.
14. The DPS or premises licence holder must develop and operate a dispersal Policy for clientele leaving the premises this may include links to taxis and other transport providers.
15. Prominent clear and legible notices must be displayed at all exits requesting that customers respect the needs of local residents and to leave the premises and area quietly.
16. Music and associated other noise sources (e.g. DJs and amplified voices) shall not be generally audible inside noise sensitive property at any time. The DPS or a member of staff is to carry out noise level checks of the surrounding outside area whenever entertainment is being provided taking action to reduce noise levels where there is a potential for nuisance to be caused.
17. All external doors and windows are to be kept closed when live entertainment or recorded music is in progress.
18. On occasions when the premises are used/hired to hold a 18th/21st Birthday party, At least one SIA registered security staff is to be employed at the premises for the duration of the function.
19. On such occasions, the sale of alcohol and the provision of regulated entertainment is to cease no later than 22.30hrs.
20. No refuse shall be disposed of or collected from the premises between the hours of 20.00 and 0800 where such disposal or collection is likely to cause disturbance to local residents.
21. 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.
22. Whenever a member of staff refuses to sell alcohol to a person suspected of being under the age of 18, A record of the circumstances of the incident must be made. The refusals book must be made available to the police / authorised officers of the Licensing Authority on request.
 23. All alcohol must be displayed/stored behind the counter.
 24. No person under the age of 18 shall be permitted to remain on the premises after 22.00 hours except when present with a responsible adult.

COUNCILLOR T HOLT
Chair

(Note: The meeting started at 1.00pm and ended at 1.43pm)



Classification	Item No.
Open / Closed	

Meeting:	LICENSING AND SAFETY SUB-COMMITTEE
Meeting date:	9 TH JUNE 2021
Title of report:	APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF THE DEN, NEW VICTORIA MILLS, WELLINGTON STREET, BURY, BL8 2AL
Report by:	EXECUTIVE DIRECTOR (OPERATIONS)
Decision Type:	Council
Ward(s) to which report relates	St Marys

Executive Summary:

Recommendation(s)

This report relates to an application for a Premises Licence to be granted under the Licensing Act 2003 in respect of The Den, New Victoria Mills, Wellington Street, Bury, BL8 2AL.

OPTIONS & RECOMMENDED OPTION Options

- 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

Key considerations

This is a Council Function that is delegated to the Licensing and Safety Panel by the Council's Constitution.

Community impact / Contribution to the Bury 2030 Strategy

Not Applicable

Equality Impact and considerations:

24. *Under section 149 of the Equality Act 2010, the 'general duty' on public authorities is set out as follows:*

A public authority must, in the exercise of its functions, have due regard to the need to -

- (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;*
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;*
- (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.*

25. *The public sector equality duty (specific duty) requires us to consider how we can positively contribute to the advancement of equality and good relations, and demonstrate that we are paying 'due regard' in our decision making in the design of policies and in the delivery of services.*

The Licensing Service have considered the Equality Act 2010 and due to each application being dealt with on its own merits there is no positive or negative on any of the protected characteristics

Assessment of Risk:

The following risks apply to the decision:

Risk / opportunity	Mitigation
Not Applicable	.

Consultation:

Not applicable

Legal Implications:

Under the legislation the Council is required to determine representations. The report is in accordance with the appropriate legislation.

Financial Implications:

There are no specific issues from the report other than potential costs/risks associated with legal appeals

Report Author and Contact Details:

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

Background papers:

Application form
Representation received
Plan

Please include a glossary of terms, abbreviations and acronyms used in this report.

Term	Meaning
DPS	Designated Premises Supervisor

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 INTRODUCTION

2.1 The applicant for the licence in respect of the above premises is Den Contracts NW Limited, Manor House, St Thomas's Road, Chorley. Lancashire, PR7 1HP. The proposed Designated Premises Supervisor (DPS) is not known at this time..

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
- 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:

a. Performance of Plays (Indoors)

Monday to Sunday 10.00 to 03.30

b. Films (Indoors)

Monday to Sunday 10.00 to 03.30

c. Supply of alcohol – For consumption On and Off the Premises.

Monday to Sunday 10.00 to 03.30

d. Hours open to the Public

Monday to Sunday 10.00 to 04.00

- e. **Live Music (Indoors)**
Monday to Sunday 10.00 to 03.30
- f. **Playing of Recorded Music (Indoors)**
Monday to Sunday 10.00 to 03.30
- g. **Performance of Dance (Indoors)**
Monday to Sunday 10.00 to 03.30
- h. **Anything of a similar description to that falling within (e), (f) or (g)**
Monday to Sunday 10.00 to 03.30
- i. **Provision of Late Night Refreshment (Indoors and Outdoors)**
Monday to Sunday 23.00 to 03.30

4.0 REPRESENTATIONS FROM GREATER MANCHESTER POLICE

- 4.1 Greater Manchester Police submitted a representation in relation to this application which they request the Sub-Committee to not grant the application in it's current form. Greater Manchester Police have requested conditions are attached at Appendix 1.
- 4.2 Greater Manchester Police have been mediating with the applicant prior to today's hearing and they have accepted most of the proposal.

5.0 REPRESENTATIONS FROM GREATER MANCHESTER FIRE AND RESCUS SERVICE

- 5.1 Greater Manchester Fire and Rescue Service submitted a representation in relation to this application which they request the Sub-Committee to not grant the application in it's current form. Greater Manchester Fire and Rescue service documentation is attached at Appendix 2.

5.0 REPRESENTATIONS FROM INTERESTED PARTIES

- 5.1 One interested parties have made a relevant representations to this application are detailed below:-

- Residential area.
- Anti-social behaviour.
- Parking.
- Hours proposed are excessive and unreasonable.
- Increase pressure on local resources and emergency services.
- External appearance of such an establishment is likely to stand out compared to other buildings on Wellington Street.

- Encouraging large numbers to congregate.

5.2 This representation is attached at Appendix 3.

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.

Appendix One

- The premises are to operate an effective CCTV system which is to be maintained in good working order at all times the premises is open for business. The recording medium (e.g. disks / tapes / hard drive, etc.) and associated images are to be retained and securely stored for a minimum period of 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 members of staff (or other person(s)) who are trained and familiar with the operation of the equipment so that, at the expense of the premises licence holder, they are able to check that the equipment is operating properly and that they are able to provide copies of recorded data upon request and within no more than 12 hours from the time of the request. The premises licence holder or the Designated Premises Supervisor must notify the licensing office or the Police in the event of CCTV breakdown as soon as is reasonably practicable and in any event within 24 hours.
- Staff training shall take place on the Licensing Act and Licensing objectives upon commencement of employment and every six months thereafter, a written record of this training is to be maintained and made available to the police and any authorised officer of the Council for inspection on request.
- A personal licence holder must be contactable when the premise is open to the public.
- Four (4) members of Door security staff must be employed at the premises every day when open to the public between the hours of 1900 (7PM) and close of business.
- Door staff employed at the premises must be SIA registered and a log must be maintained at the premises showing the full name, date of birth, contact telephone number and SIA badge number of the Door Security Staff on duty, the time when they started and ended their shift and the details of any incidents that take place to include incidents when a member of the public is refused entry to the premises. The log is to be made available to the police, to SIA inspectors and to Authorised Officers of the Licensing Authority on request.
- Door security staff employed to use their best endeavours to prevent persons loitering outside the premises and to ensure that persons refused entry or ejected are asked to leave the vicinity of the premises.
- The licence holder and/or the designated premises supervisor or a person nominated by them shall be a member of and attend at the meetings of the Pub and Club watch scheme for the area.
- No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the purposes of delivery or from moving from one part of the premises to another.
- The premises are to maintain an incident book to record the details of incidents / crime / descriptions of individuals involved. The incident book must be made available to the Police/authorised officers of the Licensing Authority on request.
- The premises must have a written zero tolerance drug policy in place and signage inside the premises must be displayed informing patrons of said policy. Any drugs found on a person must be reported to the police immediately and without delay

- Customers are to be prevented from leaving the premises with glasses or open bottles. No drink shall be removed from the premises in an unsealed container save for consumption in any delineated area. Empty bottles must be placed into locked bins so as to prevent them from being used as weapons.
- The DPS/ Licence holder must ensure members of staff are adequately trained with regard to First Aid.
- There shall be maintained on the premises at all times an adequate and appropriate supply of first aid equipment and materials.
- The Designated Premises Supervisor/ personal licence holder must develop and operate a dispersal policy for clientele leaving the premises this may include links to taxis and other transport providers.
- Clientele must not be admitted to the premises after 03.00 (3am). After that time the service of alcohol will only take place with food deliveries off the premises.
- 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.
- Music and associated other noise sources (e.g. DJs and amplified voices) shall not be generally audible inside noise sensitive property at any time. The DPS or a member of staff is to carry out noise level checks of the surrounding outside area whenever entertainment is being provided taking action to reduce noise levels where there is a potential for nuisance to be caused.
- All external doors and windows are to be kept closed when live entertainment or recorded music is in progress.
- On occasions when the premises are used/hired to hold an 18th or 21st Birthday party, An additional two (2) SIA registered security staff is to be employed at the premises for the duration of the function.
- No refuse shall be disposed of or collected from the premises between the hours of 00.00 and 0700 where such disposal or collection is likely to cause disturbance to local residents.
- At an appropriate time before closing time, announcements should be made reminding customers to leave quietly.
- 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.
- The premises is to maintain a refusals / incident book to record the details of incidents / descriptions of individuals whenever a member of staff has refused to sell alcohol to a person suspected of being under the age of 18 and record the circumstances of any incident. The book must be made available to the police / authorised officers of the Licensing Authority on request.
- All alcohol must be stored behind the counter.
- No person under the age of 18 shall be permitted access to the premises when entertainment of an adult nature is taking place.

Appendix 2

Bury Metropolitan Borough Council**The Licensing Act 2003****Responsible Authority Representation Form**

Section 1 - Application Details	
We object to the following Application:	
Den Contracts NW Ltd The Den New Victoria Mills Wellington street Bury BL8 2LA	
Type of application.	
New Premises Licence	
Application Number (if known):	

Section 2 – Responsible Authority's Details	
Responsible Authority's Details:	
Please tick appropriate box:	
<input type="checkbox"/>	Police
<input checked="" 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
<input type="checkbox"/>	Licensing Authority
<input type="checkbox"/>	Immigration
<input type="checkbox"/>	Public Health Department
Full name:	Keith Richmond
Job Title:	Fire Safety Enforcement Officer
Tele number:	07734 275 734
Email:	richmonk@manchester.gov.uk

Address:

Bury Community Fire Station, Greater Manchester Fire & Rescue Service,
Magdalene Road,
Bury
BL9 0ES

Section 3 – Representations

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

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

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

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

Section 3A – The Objectives

To prevent crime and disorder	<p>Please state your reasons:</p>
Public safety	<p>Please state your reasons:</p> <p>The premises has had a prohibition notice issued on the first floor due to</p> <ul style="list-style-type: none"> • inadequate means of raising the alarm in the event of fire • Inadequate means of escape in the event of fire • Escape routes not adequately protected and

	<ul style="list-style-type: none"> • The external escape route has been declared unsafe by building control. <p>The notice states that the premises must not be used by members of the public as a place of assembly, for entertainment purposes, parties, community events or any other undertaking.</p>
<p>To prevent public nuisance</p>	<p><i>Please state your reasons:</i></p>
<p>The protection of children from harm</p>	<p><i>Please state your reasons:</i></p>

Section 3B – Suggestions/Further information

Provide adequate means of raising the alarm and adequate means of escape in the event of fire.

It was observed by G.M.F.R.S Keith Richmond Fire Safety Enforcement officer L.A Building Control officer Stephen Leach and L.A Licencing officer Laura Jones that the external staircase from the first floor leading into the carpark area opposite the disabled parking space (as detailed on the submitted plans) was not suitable in providing adequate means of escape from the first floor form member of the public

The necessary works are likely to require Building control approval and the necessary approvals should be sought before commencement

Signed



dated 20/04/2021

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

GREATER MANCHESTER
FIRE AND RESCUE SERVICE

To *James Harte*
Address *100 New Victoria Mills
New Victoria Mills
Wellington Street, Salford, M6 2AL*
Date *21/09/2019*

County Fire Officer & Chief
Executive Peter O'Reilly

Greater Manchester Fire and
Rescue Service
146 Bolton Road
Swinton
Manchester M27 8US
Telephone 0161 736 5866
www.manchesterfire.gov.uk

Prohibition Notice
The Regulatory Reform (Fire Safety) Order 2005: Article 31
Premises <i>Games Zone, 1st floor</i>
Address <i>New Victoria Mills</i>
<i>Wellington Street</i>
<i>Salford</i>
<i>M6 2AL</i>

CERTIFICATE OF SERVICE

Please find herewith a Prohibition Notice in respect of the above premises. Your attention is drawn to the notes which accompany this Notice.

Should you wish to discuss any matter further please do not hesitate to contact the above named officer.

I *James Harte* hereby declare that on the *21* day of *September* 20 *19* at *13:00* am/pm

I served a Prohibition Notice, of which the attached is a true copy on (name)

At *100 New Victoria Mills, 1st floor, New Victoria Mills, Wellington Street, Salford, M6 2AL*

Signed *[Signature]* Role/No. *622009*

I acknowledge receipt of the said Prohibition Notice.

Signed *[Signature]*

PROHIBITION NOTICE
URGENT - ACTION REQUIRED
REGULATORY REFORM (FIRE SAFETY) ORDER 2005: ARTICLE 31



Responsible Person	Interior Hubs Limited
Address of Responsible Person	1 New Victoria Mills Wellington Street, Salford, M6 2AL
Premises this Notice relates to	Events Space, First Floor New Victoria Mills

I, John White, on behalf of The Greater Manchester Combined Authority being the Fire and Rescue Authority for Greater Manchester, am of the opinion that use of the premises to which this notice relates involves* / will involve* a risk to relevant persons so serious that use of the premises ought to be prohibited* / restricted*:

The use of premises which gives rise to the risk	First floor of multi-occupied mill being used as a company place of assembly.
The matters which give rise to the risk* The matters which will give rise to the risk*	Inadequate means of escape due to door in the event of a fire. Inadequate means of escape due to lack of emergency lighting.
The use of the premises is prohibited/restricted* to the following extent	Not to be used as a company place of assembly. Until the matters specified have been remedied
The measures which must be taken to remedy the matters are	Provide adequate means of escape due to door in the event of a fire. Provide adequate means of escape due to emergency lighting.

NOTE: The items listed above are the minimum steps to be taken in order for the Prohibition Notice to be withdrawn or varied. There may be other ways of remedying these matters. This Notice should not be

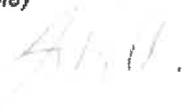
NOTE: The items listed above are the minimum steps to be taken in order for the Prohibition Notice to be withdrawn or varied. There may be other ways of remedying these matters. This Notice should not be considered to deal with all matters that may require attention

The Authority is of the opinion that the risk of serious personal injury is imminent and the Notice is to take effect **immediately.***

The Notice is to take effect from ~~at~~ ~~at~~ ~~hrs*~~

(* delete as applicable)

Signed:



Dated:

21st December, 2017

Being a person authorised in accordance with Section 101 of the Local Government Act 1972 to issue such a Notice.

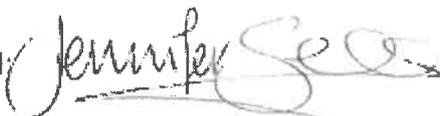
<p>PROHIBITION NOTICE URGENT - ACTION REQUIRED REGULATORY REFORM (FIRE SAFETY) ORDER 2005: ARTICLE 31</p>	 <small>GREATER MANCHESTER FIRE AND RESCUE AUTHORITY</small>
--	--

Responsible Person	Interior Hub Limited (Registered Company Number 06775114) being a person with control of the premises.
Address of Responsible Person	Manor House 35 St Thomas's Road Chorley Preston Lancs PR7 1HP
Premises this Notice relates to	Events space 1 st floor New Victoria Mills Wellington Street Bury BL8 2AL

I Jennifer Seex, on behalf of The Greater Manchester Combined Authority being the Fire and Rescue Authority for Greater Manchester, am of the opinion that use of the premises to which this notice relates involves a risk to relevant persons so serious that use of the premises ought to be prohibited.

The use of premises which gives rise to the risk	A place of assembly and / or entertainment or as an events venue
The matters which give rise to the risk	Inadequate means of raising the alarm in the event of fire Inadequate means of escape in the event of fire, as the internal escape route is not adequately protected and the external escape route has been declared unsafe by Building Control
The use of the premises is prohibited to the following extent	The premises must not be used by members of the public as a place of assembly, for entertainment purposes, parties, community events or any other undertaking. Until the matters specified have been remedied
The measures which must be taken to remedy the matters are	Provide adequate means of raising the alarm and adequate means of escape in the event of a fire. The necessary works are likely to require Building Control approval and the necessary approvals should be sought before commencement of the work.
NOTE. The items listed above are the minimum steps to be taken in order for the Prohibition Notice to be withdrawn or varied. There may be other ways of remedying these matters. This Notice should not be considered to deal with all matters that may require attention	

The Notice is to take effect on the 21st February 2020 at 12:00 hrs*

Signed 

Dated: 20th February 2020

(being an Officer authorised in accordance with section 101 of the Local Government Act 1972 and/or section 107D(3) of the Local Democracy, Economic Development and Construction Act 2009 to issue such a notice)

Your Reference

Our Reference PR1016272

Contact Shelley Greatorex

Bury Council
Licensing
3 Knowsley Place
Duke Street
Bury
BL9 0EJ

d.stansfield@bury.gov.uk

21 April 2021

Dear Sir,

Licensing Act 2003

Premises: The Den
New Victoria Mills
Wellington Street
BL8 2PL

I acknowledge receipt of your licensing application received on 16/04/2021, in respect of the above premises.

The details and information that you have supplied will be considered by Greater Manchester Combined Authority and, if necessary, you will be informed by letter that we intend to make a representation to the relevant Licensing Committee. If you hear nothing by the 13/05/2021, you can assume that this Authority will not be making any formal representation.

Ensuring adequate fire safety in licensed premises is the duty of the responsible person and should be kept under review. Greater Manchester Combined Authority actively monitor compliance with fire safety legislation in premises using risk criteria based on the published integrated risk management plan. Our monitoring and enforcement procedures are carried out in accordance with the Enforcement Concordat.



GREATER MANCHESTER
FIRE AND RESCUE SERVICE

Chief Fire Officer
Dave Russel, BSc, MIFireE

Greater Manchester Fire and
Rescue Service
146 Bolton Road
Swinton
Manchester M27 8US
Telephone 0161 736 5866
Fax 0161 743 1777
www.manchesterfire.gov.uk

Detailed fire safety guidance is available at <https://www.gov.uk/government/collections/fire-safety-law-and-guidance-documents-for-business>.

Further assistance may be available from your trade association or suitably experienced fire safety practitioners.

Should you wish to discuss the content of this letter, please contact the person indicated at the top of this letter.

Yours faithfully,

S. Greenwood

On behalf of
Greater Manchester Combined Authority

FS/ENF/LIC/1_L

Your Reference

Our Reference PR1016244

Contact Keith Richmond
07734 275 734

Den Contract NW Limited
Manor House
St Thomas's Road
Chorley
Lancashire
PR7 1HP
danny@den-living.co.uk

"INSERT DATE"

Dear Sir,

Licensing Act 2003

Premises: The Den
New Victoria Mills
Wellington Street
Bury
BL8 2AL

The information supplied in support your application for a premises licence, dated 16/04/2021 has been examined and Greater Manchester Combined Authority intend to make a representation to the appropriate Licensing Authority that the public safety objective of the Licensing Act has not been adequately addressed.

The area(s) that are of concern to the Combined Authority are as follows:

Inadequate means of escape in the event of fire
Inadequate mean of giving warning in the event of fire

If the relevant areas of concern are addressed and adequate notice is given to the Combined Authority, the representation may be withdrawn.

This letter is without prejudice to enforcing action that the Combined Authority intends to take under the Regulatory Reform (Fire Safety) Order 2005

Should you wish to discuss the content of this letter, please contact the person indicated at the top of this letter. If you remain dissatisfied, an informal appeal route is available by asking to speak to a Fire Safety Manager.



**GREATER MANCHESTER
FIRE AND RESCUE SERVICE**

Chief Fire Officer
Dave Russel, BSc, MIFireE

Greater Manchester Fire and R
Service
146 Bolton Road
Swinton
Manchester M27 8US
Telephone 0161 736 5866
Fax 0161 743 1777
www.manchesterfire.gov.uk

Yours faithfully

A handwritten signature in black ink, appearing to read "K Richardson". The signature is written in a cursive style with a large initial "K" and a distinct "Richardson" following.

On behalf of
Greater Manchester Combined Authority

Your Reference

Our Reference PR1016244

Contact Keith Richmond
07734 275 734

Bury Council Licensing Department
3 Knowsley Place
Duke Street
Bury
BL9 0EJ

Laura.j.jones@bury.gov.uk



**GREATER MANCHESTER
FIRE AND RESCUE SERVICE**

Chief Fire Officer
Dave Russel, BSc, MIFireE

Greater Manchester Fire and R.
Service
146 Bolton Road
Swinton
Manchester M27 8US
Telephone 0161 736 5866
Fax 0161 743 1777
www.manchesterfire.gov.uk

Dear Sir/Madam,

Licensing Act 2003

Premises: The Den
New Victoria Mills
Wellington Street
Bury
BL8 2AL

The information supplied in support of the application for a premises licence, application or comparable club premises certificate, dated 16/04/2021, has been examined and Greater Manchester Combined Authority wish to make a representation to the Licensing Committee that the public safety objective of the Licensing Act has not been adequately addressed.

The applicant has been informed that Greater Manchester Combined Authority will be making a representation to the Licensing Committee.

The area(s) that are of concern to the Combined Authority are as follows:

Inadequate means of escape in the event of fire
Inadequate means of giving warning in the event of fire

Please could you advise us, at your earliest convenience, the date and time of the Licensing Committee Hearing?

If the relevant areas of concern are addressed and adequate notice is given to the Combined Authority, the representation may be withdrawn.

This letter is without prejudice to enforcing action that the Combined Authority intends to take under the Regulatory Reform (Fire Safety) Order 2005.

Should you wish to discuss the content of this letter, please contact the person indicated at the top of this letter.

Yours faithfully

A handwritten signature in black ink, appearing to read "K. Richmond". The signature is written in a cursive style with a large initial "K".

On behalf of
Greater Manchester Combined Authority

FS/ENF/LIC2_L

Appendix 3


Dalton Avenue
Whitefield
M45 6DF

Bury Council Licencing Service,
3 Knowsley Place,
Level 2, Duke Street,
Bury BL9 0EJ

19th April 2021

Re: Representations- Den Contracts NW Limited Premises Licence

To Whom it May Concern,

I am the co-owner of 7 Wellington Street, Bury, BL8 2AL. I **OBJECT** to this application for the following reasons:

- Wellington Street is a residential area.
- The anti social behaviour created by an establishment of this kind is a nuisance (loud music playing into the early hours of the morning, large crowds, littering, lewd behaviour etc).
- There is no adequate parking, inadequate space for turning and the road access is not suitable for large volumes of traffic.
- The hours proposed for regulated entertainment, sales of alcohol and late night refreshments are both excessive and unreasonable.
- An establishment of this kind will increase pressure on local resources and emergency services. It would be better suited in a town centre where it can be better policed and monitored.
- The external appearance of such an establishment is likely to stand out compared to other buildings on Wellington Street.
- We are currently in a global pandemic. Encouraging large numbers of people to congregate is illegal. COVID-19 is not going to disappear in the coming months/years.

I strongly oppose this application. Please keep me informed of any progress.

Regards, 

1213

2HEL0000 2313 190
Rec 15/04/21
Obj 13/05/21**Application for a premises licence to be granted
under the Licensing Act 2003****PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Den Contracts NW Limited

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
The Den New Victoria Mills Wellington Street Bury Lancashire			
Post town	Bury	Postcode	BL8 2AL
Telephone number at premises (if any)		N/A	
Non-domestic rateable value of premises		£10,500	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i. as a limited company please complete section (B)
- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Smith			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town			Postcode		
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Den Contracts NW Limited
Address Manor House St Thomas's Road Chorley Lancashire PR7 1HP
Registered number (where applicable) 09044219
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Limited Company
Telephone number (if any) 0161 761 3601
E-mail address (optional) Danny@den-living.co.uk

Part 3 Operating Schedule

When do you want the premises licence to start?

14 05 2021

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD MM YYYY

--	--	--	--	--	--	--	--

Please give a general description of the premises (please read guidance note 1)

It is intended that the premises will be a multi-purpose venue catering for a diverse clientele by offering a space for functions such as birthdays, and also hosting events such as live music acts with local artists and DJ's.

It is not intended that the premises will trade the full extent of the hours or days sought by the application, but the permissions are nevertheless sought for the purposes of flexibility.

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

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10:00	03:30	Please give further details here (please read guidance note 3)		
Tue	10:00	03:30			
Wed	10:00	03:30	State any seasonal variations for performing plays (please read guidance note 4)		
Thur	10:00	03:30			
Fri	10:00	03:30	Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10:00	03:30			
Sun	10:00	03:30			

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10:00	03:30			
Tue	10:00	03:30			
Wed	10:00	03:30	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur	10:00	03:30			
Fri	10:00	03:30	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10:00	03:30			
Sun	10:00	03:30			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>			
Mon			<u>Please give further details here</u> (please read guidance note 3)			
Tue						
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)			
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	03:30	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	10:00	03:30			
Wed	10:00	03:30	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	10:00	03:30			
Fri	10:00	03:30	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10:00	03:30			
Sun	10:00	03:30			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10:00	03:30			
Tue	10:00	03:30			
Wed	10:00	03:30			
Thur	10:00	03:30			
Fri	10:00	03:30			
Sat	10:00	03:30			
Sun	10:00	03:30	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10:00	03:30			
Tue	10:00	03:30	State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed	10:00	03:30			
Thur	10:00	03:30	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	10:00	03:30			
Sat	10:00	03:30			
Sun	10:00	03:30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input checked="" type="checkbox"/>
Mon	10:00	03:30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10:00	03:30	<u>Please give further details here (please read guidance note 3)</u>		
Wed	10:00	03:30			
			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</u>		
Thur	10:00	03:30			
Fri	10:00	03:30	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Sat	10:00	03:30			
Sun	10:00	03:30			

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon	23:00	03:30						
Tue	23:00	03:30						
Wed	23:00	03:30				State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23:00	03:30						
Fri	23:00	03:30				Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat	23:00	03:30						
Sun	23:00	03:30						

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – <u>please tick</u> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	10:00	03:30						
Tue	10:00	03:30						
Wed	10:00	03:30						
Thur	10:00	03:30				Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	10:00	03:30						
Sat	10:00	03:30						
Sun	10:00	03:30						

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name To Be Confirmed.	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

All staff who are involved in the sale of alcohol will be trained in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Refresher training will be provided at least once every twelve months and training will be documented and made available to an authorised officer upon request.

b) The prevention of crime and disorder

A comprehensive CCTV system shall be installed internally and externally at the premises and will meet the following criteria:

- The system will display on any recording the time and date of said recording;
- The system will be recording whenever the premises is open to the public;
- Any recordings will be retained for a minimum of 31 days after they are made and will be produced to an authorised officer upon request, so long as said request is in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation;
- The CCTV will capture all public areas of the premises, with the exception of the toilets.

Appropriate signage alerting customers to the use of CCTV shall be displayed in a conspicuous position at the premises.

A competent person trained in the use of and operation of the CCTV will be in attendance at the premise at all times that licensable activities are taking place. Said person will be able to fully operate the CCTV system and be able to download data in a recognised format when requested.

An incident register of any ejections from the premises will be maintained and details of any public order offences will be recorded. Said register will be made available upon request to an authorised officer.

Prior to any occasion on which licensable activities are carried on at the premises, a risk assessment will be carried out to determine whether door supervisors are required. An appropriate number of door supervisors will be utilised in accordance with said risk assessment. On any occasions that it is anticipated the premises will carry on licensable activities beyond 00:00, a minimum of two door supervisors will be utilised from 23:00 until the last customer has left the premises and the vicinity.

Prior to any occasion on which licensable activities are to be carried on at the premises, a risk assessment will be carried out to determine whether a search policy is required and if so, to what extent. An appropriate search policy will be utilised in accordance with said risk assessment.

The premises will have a written zero tolerance drugs policy which is enforced at all times.

c) Public safety

Any sales of alcohol knowingly made for consumption off the premises will be made in a sealed container. This condition shall not apply in respect of any external area which is operated by the Premises Licence Holder.

d) The prevention of public nuisance

Whenever regulated entertainment takes place at the premises, the management will conduct regular assessments of the noise emanating from the premises and, where said assessments indicate that the level of noise may cause nuisance, the management will take action to remedy the level of noise.

Clear, legible and conspicuous notices shall be displayed at each public exit requesting patrons to avoid causing noise, nuisance or disturbance upon leaving the premises.

The premises will have a written dispersal policy designed to encourage patrons to leave the venue and the area quickly and quietly.

e) The protection of children from harm

No persons under the age of sixteen will be permitted to remain on the premises after 00:00 each evening.

A "Challenge 25" Policy shall be adopted and enforced at the premises whereby any person who appears to be under the age of 25 shall be required to provide identification to prove that they are over the age of 18 before they are permitted to purchase alcohol. The only forms of acceptable identification will be:

- A Passport;
- A UK Photocard Driving Licence;
- Official ID card issued by HM Forces or EU bearing a photograph and the date of birth of the holder;
- Any other form of identification agreed with a representative of the Police Licensing Unit.

All staff who are involved in the sale of alcohol will be trained in relation to the "Challenge 25" policy upon the commencement of their employment, following which they will undertake refresher training at suitable intervals. Said training will be documented and will be made available to an authorised officer upon request.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

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.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [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)
Signature	<i>Napthens</i>
Date	15 th April 2021
Capacity	Solicitors & Authorised Agents

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Malcolm Ireland
 Napthens LLP, Solicitors
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 Walker Road
 Blackburn

Post town	Blackburn	Postcode	BB1 2QE
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Telephone number (if any)	(01254) 667733
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

Malcolm.Ireland@napthens.co.uk

Notes for Guidance

1. Describe 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.
2. In terms of specific regulated entertainments please note that:
 - **Plays:** no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - **Films:** no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - **Indoor sporting events:** no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - **Boxing or Wrestling Entertainment:** no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - **Live music:** no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - **Recorded Music:** no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets

consent for the performance from a person who is responsible for the premises.

- any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- 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:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - 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;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the 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.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please 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.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please 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 or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.

14. This is the address which we shall use to correspond with you about this application.

15. 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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

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 **full birth or adoption certificate** issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **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.
- 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 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, 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.

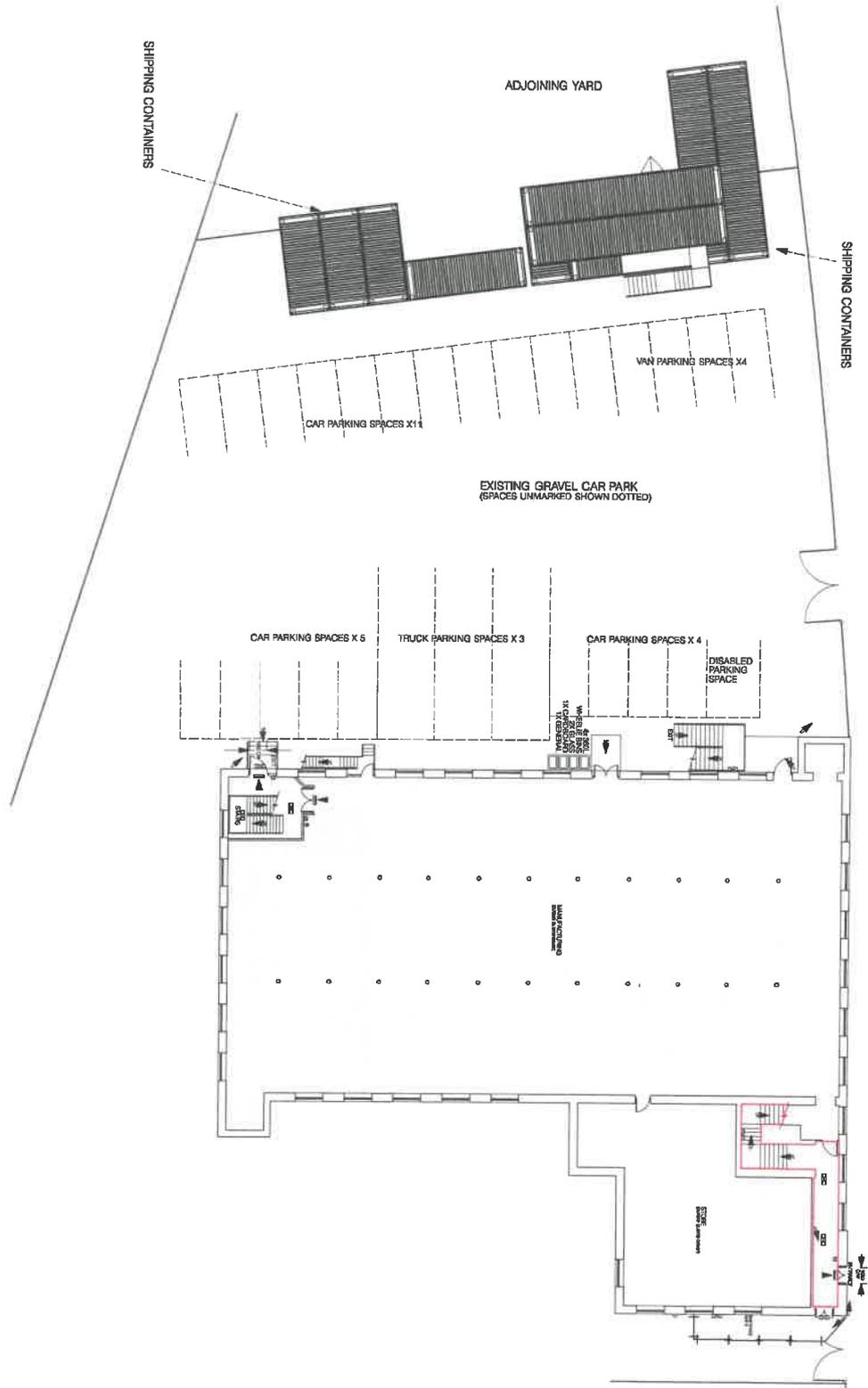
Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (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.

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.

- SELF MAINTAINED CEILING MOUNTED EMERGENCY LIGHT FITTING LED BULB/HEAD TYPE.
- SELF MAINTAINED CEILING MOUNTED EMERGENCY LIGHT FITTING LED FLOODLIGHT TYPE.
- SELF MAINTAINED IRIS CEILING/WALL MOUNTED EMERGENCY LIGHT FITTING LED SURFACE TYPE.
- ▲ SELF MAINTAINED PLANNING MAN LEAD/EMERGENCY LIGHT FITTING, DENOTING DIRECTION OF ESCAPE.
- RED ZENON BEACON WALL MOUNTED AT HIGH LEVEL WITH BUILT IN SOUNDER.
- BREAK GLASS CALL POINT
- ➔ DOME COLOUR HD CCTV CAMERA POSITION.
- ▶ WATER FIRE EXTINGUISHER
- ▶ CO2 FIRE EXTINGUISHER



- SELF MAINTAINED CEILING MOUNTED EMERGENCY LIGHT FITTING LED BULKHEAD TYPE.
- SELF MAINTAINED BEILING MOUNTED EMERGENCY LIGHT FITTING LED FLOODLIGHT TYPE.
- SELF MAINTAINED PISO CEILING WALL MOUNTED EMERGENCY LIGHT FITTING LED SURFACE TYPE.
- SELF MAINTAINED RUNNING WALL LEGEND EMERGENCY LIGHT FITTING DEMONING DIRECTION OF ESCAPE.
- RED ZENON BEACON WALL MOUNTED AT HIGH LEVEL WITH BUILT IN SOUNDER.
- BREAK GLASS CALL POINT.
- ➔ DOME COLOUR HD CCTV CAMERA POSITION.
- ➔ WATER FIRE EXTINGUISHER
- ➔ CO2 FIRE EXTINGUISHER



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