

AGENDA FOR
LICENSING HEARING SUB COMMITTEE



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To: All Members of Licensing Hearing Sub Committee

Councillors : I Rizvi (Chair), G Marsden and G McGill

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:	Thursday, 24 April 2025
Place:	Virtual meeting via Microsoft Teams
Time:	1.00 pm
Notes:	To view the virtual meeting online, please email m.cunliffe@bury.gov.uk or phone 0161 2535399 who will provide you with a link to view the meeting via MS Teams or telephone you into meeting with the option of audio only.

AGENDA

1 APOLOGIES FOR ABSENCE

2 DECLARATIONS OF INTEREST

Members of the Licensing Hearing Sub Committee 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 Licensing Hearing Sub Committee meeting held at 1.00pm on Wednesday the 29th January 2025 are attached.

4 APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF ENGINE SHED, ROWLANDS ROAD, SUMMERSEAT, BURY, BL9 5QY *(Pages 9 - 30)*

A report from the Executive Director (Operations) is attached:-

Minutes of:	LICENSING HEARING SUB COMMITTEE
Date of Meeting:	29 th January 2025, 1.00pm
Present:	Councillor G McGill (in the Chair) Councillors G Marsden and D Quinn M. Cunliffe (Democratic Services) L. Jones (Licensing Unit) R. Thorpe (Legal Services)
Also in attendance:	Mr H Bashir (Manager of the store & attending on behalf of the Applicant) Mr N Hitchen (Representor) Ms Stevenson (Representor via audio only)
Public Attendance:	The Hearing was held virtually and interested members of the public were provided with a link to access the hearing online via Microsoft Teams or could be telephoned into the meeting via audio only. No other members of the public or press were in virtual attendance other than those listed above.

1 APOLOGIES FOR ABSENCE

Apologies for absence were submitted by M. Bridge (Licensing Unit Manager), C. Smith (Head of Public Protection) B. Thomson (Assistant Director of Operations Strategy) and Councillor I. Rizvi (Chair of Licensing).

2 DECLARATIONS OF INTEREST

There were no declarations of interest made.

3 MINUTES OF THE LAST MEETING

The minutes of the last Licensing Hearing Sub Committee meeting held at 10.00am on the 18th December 2024 was attached to the agenda.

Resolved:- That the minutes of the Licensing Hearing Sub Committee held at 10.00am on the 18th December 2024 be approved as a correct record.

4 APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF CHESTERS, 62 BRIDGE STREET, RAMSBOTTOM, BL0 9AG

The Licensing Authority received an application for a Premises Licence to be granted under the Licensing Act 2003 in respect of Chesters, 62 Bridge Street, Ramsbottom, BL0 9AG.

The applicant for the licence is Mr Saad Bashir, 85 Cedar Street, Blackburn, BB1 9TQ.

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

The Deputy Licensing Unit Officer presented the report and 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

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

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

Opening Times:

Sunday to Thursday	14.00 to 01.00
Friday Saturday	14.00 to 02.30

Provision of Late Night Refreshment (Indoors):

Sunday to Thursday	23.00 to 01.00
Friday Saturday	23.00 to 02.30

The conditions contained in the operating schedule submitted by the applicant were contained at Appendix 1 in the agenda packs.

Three representations had been received from interested parties and they had been invited to make their representations at the hearing. These representations were attached at Appendix 2 in the agenda packs. The Deputy Licensing Unit Officer reported that one of the representations had now been withdrawn. This representation was included on page 23 of the agenda pack and Members were advised that this information should now be disregarded.

Members were made aware of the section 182 Guidance issued under the Licensing Act 2003 which stated:-

The statement of licensing policy should indicate that planning permission, building control approval and licensing regimes will be properly separated to avoid duplication and inefficiency. The planning and licensing regimes involve consideration of different (albeit related) matters. Licensing committees are not bound by decisions made by a planning committee, and vice versa. However, as set out in chapter 9, licensing committees and officers should consider discussions with their planning counterparts prior to determination with the aim of agreeing mutually acceptable operating hours and scheme designs.

There are circumstances when, as a condition of planning permission, a terminal hour has been set for the use of premises for commercial purposes. Where these hours are different to the licensing hours, the applicant must observe the earlier closing time. Premises operating in breach of their planning permission would be liable to prosecution under planning law. Proper integration should be assured by licensing committees, where appropriate, providing regular reports to the planning committee.

The Licensing Authority had forwarded the points raised regarding Planning matters to the Planning Service for their consideration.

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.

The Secretary of State's Guidance to the Licensing Act 2003 is provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act. It also provides information to magistrates' courts hearing appeals against licensing decisions and has been made widely available for the benefit of those who run licensed premises, their legal advisers and the general public. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.

Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The Guidance is therefore binding on all licensing authorities to that extent. However, the Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons.

Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.

In making its decision with regard to this application hearing, the steps the Sub-Committee can take are:

- 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

All licensing determinations should be considered on the individual merits of the application.

The Sub-Committee's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.

It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.

The Sub-Committee was asked to determine what steps, as set out above, are appropriate for the promotion of the licensing objectives.

The Deputy Licensing Officer advised Members that there was another take away on Bridge Street with similar hours to those requested in the application.

Mr Bashir addressed the sub committee and informed Members that the takeaway across the road was open until 1.00am. The business planned for customers to come into the premises and leave with their food items as there would be no seating inside and this would avoid loitering. He envisaged that people from out of town would not travel to the business and it was a service for local people.

Mr Bashir explained that two silencers had been installed on the flue extractor to help minimise volume levels and a roofer was coming to add insulation in the loft area to aid with noise reduction. CCTV and fire regulations were in place and he would be willing to do more to help improve any concerns.

Mr Bashir stated that previously Uber delivered food from his business and once he found they were parking on double yellow lines, he had replaced these with his own delivery drivers who park in bays and the side street.

Mr Bashir explained that the bin was used once a day to keep the noise down and the upstairs of the premises was not used as a flat and he would be asking the planning department if this could be utilised for storage purposes.

The Chair reminded those in attendance that the power of this sub committee was to determine licensing activities and not planning matters.

A Member asked about the timeslot between 1.00am - 2.30am and would this period be for footfall customers or home delivery. Mr Bashir said the pubs close around 1.00am and it may be a mix of both in person and home customers at that time.

The Deputy Licensing Officer added quite a lot of pubs and bars in the area have late licenses.

Ms Stevenson, a representor had joined the virtual meeting via the telephone and spoke to air her concerns with noise impacting the adjoining property of the premises. She was also worried about the lack of police presence in the town during the vibrant night time period and there were no public toilets which could attract anti-social behaviour. The late night hours could cause loitering and after living in the area many years she did not think there was a need to open late as whilst some bars had a late licence, they may not be open until that late time.

Mr Hitchen, a representor addressed the sub committee and expressed his views that the extension of hours would cause noise nuisance to the adjoining flat. He felt the original hours on the planning conditions respected the surrounding residents. He had no objections for trading until 11.00pm but the extra time would create cars parking outside, more noise, further smells and cause a public nuisance. As owner of a flat, one of his tenants would probably want to move with an extension of time granted as they worked early morning. Mr Hitchen stated that he did not think the sound installation conditions could be met. He also pointed out that the rear cobbled access was to remain clear for residents but a commercial bin had been left there and it should be located within the curtilage of number 62. In summing up Mr Hitchen felt that residents should be able to enjoy their property being able to sleep properly and have their windows open.

The Deputy Licensing Officer reminded Members that licensing conditions could not overrule the planning conditions in place.

Mr Bashir in summing up stated cars parked on yellow lines were not associated with the business and customers were advised to move their vehicles. He was aware that a new planning application would need to be submitted and he would move the waste bin within the boundary of the premises. He had invested around £3,000 on fan silencers and further installation would be fitted to help ease any concerns on noise issues.

The Sub-Committee 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 the relevant provisions of the national guidance and the Council's licensing policy statement.

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.

Delegated decision

All of the evidence was considered with care, and it was established that having understood the application and equally noting and understanding the representations, the Sub-Committee found there were no causes for concern so far as the promotion of the licensing objectives were concerned.

It was therefore agreed unanimously that the Sub- Committee **grant the application for a Premises Licence in the terms requested** and subject to the following conditions:-

Operating Schedule

General

1. Being mindful of the location of the premises, hours of operations and activities.
2. Complying with all conditions of the premises license.
3. Ensuring appropriate control measures are in place and staff training is up to date and relevant.
4. Considering public nuisance when establishing the design and the layout of the premises.

Prevention of Crime and Disorder

5. Presence of good CCTV cameras inside and outside premises which will actively deter disorder, nuisance and anti-social behavior and crime generally also do id checks on all employees to prevent any illegal worker being employed in licenced premises.

Public Safety

6. Ensuring presence of trained first aider on premises and appropriate first aid kits available on premises, ensuring the safety of people when leaving premises, good communication with local authorities and CCTV installation, fire safety measure is in place.

The Prevention of Public Nuisance

7. We will make sure all windows and door are shut after certain time like after 10pm and no one is allowed to the back garden and we will not play any music in shop.
8. We will not have any bright lighting outside shop and leave quietly after work late at night.

The Protection of Children from Harm

9. we will not have any entertainment on tv to harm children, not allow unaccompanied children after 8pm.

COUNCILLOR G MCGILL
Chair

(Note: The meeting started at 1.00pm and ended at 2.10pm)



		Classification	Item No.
		Open / Closed	
Meeting:	Licensing Hearings Sub-Committee		
Meeting date:	24 April 2025		
Title of report:	Application for a Premises Licence to be granted under the Licensing Act 2003 in respect of Engine Shed, Rowlands Road, Summerseat, Bury, BL9 5QY		
Report by:	Executive Director (Corporate Core)		
Decision Type:	Council		
Ward(s) to which report relates	North Manor		

Executive Summary:

This report relates to an application for a Premises Licence to be granted under the Licensing Act 2003 in respect of Engine Shed, Rowlands Road, Summerseat, Bury, BL9 5QY.

Recommendation(s)

- 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

1.0 BACKGROUND

- 1.1 The Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations are 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 is Mr Ponke Miah, 38 Barnes Avenue, Rossendale, Lancashire, BB4 8ST and he is the proposed Designated Premises Supervisor (DPS).
- 2.2 The applicant has complied with all the necessary procedural requirements laid down by the Act.
- 2.3 As part of the statutory process the Responsible Authorities and interested parties are entitled to make representations in relation to the grant of a licence. Where representations are made and not withdrawn Members are required to determine them.
- 2.4 Representations must be relevant to the licensing objectives defined within the Act. The objectives are:-
- 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:

Opening Times:

Sunday to Thursday	12.00 till 00.00 (Midnight)
Friday to Saturday	12.00 till 02.00
Christmas Eve	12.00 till 02.00
New Years Eve	12.00 till 02.00
New Years Day	12.00 till 02.00

Supply of Alcohol (on the premises only):

Sunday to Thursday	12.00 till 11.30
Friday to Saturday	12.00 till 01.30
Christmas Eve	12.00 till 01.30
New Years Eve	12.00 till 01.30
New Years Day	12.00 till 01.30

Live Music (Indoors)

Sunday to Thursday	12.00 till 11.30
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Friday to Saturday	12.00 till 01.30
Christmas Eve	12.00 till 01.30
New Years Eve	12.00 till 01.30
New Years Day	12.00 till 01.30

Due to the Live Music Act 2012 – there is no need to licence this activity until after 23.30

Recorded Music (indoors)

Sunday to Thursday	12.00 till 11.30
Friday to Saturday	12.00 till 01.30
Christmas Eve	12.00 till 01.30
New Years Eve	12.00 till 01.30
New Years Day	12.00 till 01.30

Due to the Live Music Act 2012 – there is no need to licence this activity until after 23.30

Late Night Refreshment (Indoors)

Sunday to Thursday	23.00 till 23.30
Friday to Saturday	23.00 till 23.30
Christmas Eve	23.00 till 23.30
New Years Eve	23.00 till 23.30
New Years Day	23.00 till 23.30

The conditions contained in the operating schedule submitted by the applicant are contained at Appendix 1.

4.0 REPRESENTATIONS FROM AN INTERESTED PARTY

4.1 One representation has been received from an interested party.

4.2 This representation is attached at Appendix 2.

5.0 OBSERVATIONS

5.1 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.

6.0 THE SECRETARY OF STATES GUIDANCE TO THE LICENSING ACT 2003

- 6.1 The Secretary of State's Guidance to the Licensing Act 2003 is provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act. It also provides information to magistrates' courts hearing appeals against licensing decisions and has been made widely available for the benefit of those who run licensed premises, their legal advisers and the general public. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.
- 6.2 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The Guidance is therefore binding on all licensing authorities to that extent. However, the Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons.
- 6.3 Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.

7.0 CONCLUSION

- 7.1 A licensing authority must carry out its functions under this Act ("licensing functions") with a view to promoting the licensing objectives:
- the prevention of crime and disorder
 - public safety;
 - the prevention of public nuisance; and
 - the protection of children from harm.
- 7.2 In reaching the decision, regard must be had to relevant provisions of the national guidance and the Council's licensing policy statement.
- 7.3 The Sub-Committee must consider what steps are appropriate for the promotion of the licensing objectives.
- 7.4 In making its decision with regard to this grant hearing, the steps the Sub-Committee can take are:
- 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

- 7.5 All licensing determinations should be considered on the individual merits of the application.
- 7.6 The Sub-Committee's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.
- 7.7 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 7.8 The Sub-Committee is asked to determine what steps, as set out in 8.4 above, are appropriate for the promotion of the licensing objectives.

Community impact/links with Community Strategy

Not Applicable

Equality Impact and considerations:

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.*

The public sector equality 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.

Equality Analysis	<i>Please provide a written explanation of the outcome(s) of either conducting an initial or full EA.</i>
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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
There are no specific issues from the report other than potential costs/risks associated with legal appeals.	

Consultation:

Not Applicable

Legal Implications:

Yes, under the legislation the Council is required to determine representations. The report is in accordance with the appropriate legislation.

Financial Implications:

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.

Report Author and Contact Details:

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

Mr M Bridge
Licensing Office
Town Hall
Bury
Telephone No: 0161 253 5209
Email: m.bridge@bury.gov.uk

Background papers:

List of Background Papers: -
Application form
Representations received

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

Term	Meaning

Appendix One

Operating Schedule submitted by the applicant

Conditions Consistent with The Operating Schedule

LICENSING OBJECTIVES

General

- The business will ensure a responsible approach to the sale of alcohol and late night trading, and implement a positive attitude to management training on health, safety and public protection.
- All staff will be advised of licensing law, in particular the Licensing Act, in writing before they are allowed to serve alcohol.
- Training will be provided on premises' specific policies on the furtherance and promotion of the licensing objectives herein contained.
- A record will be kept of the date and names of persons trained or advised and will be made available for inspection by the police or licensing authority.
- The restaurant is on ground floor and mezzanine with close surveillance of all customers.

The prevention of crime and disorder

- CCTV. The premise is to operate an effective CCTV system both inside and outside the premises which is to be maintained in good working order at all times the premises are open for business. The type of system and the number / positioning of cameras is to be agreed in liaison with the police. The location of cameras will be recorded on the plan attached to the license. The recording medium (eg discs/tapes/hard drive etc) and associated images are to be retained and securely stored for a minimum period of 28 days and are to be made available to the police/Authorised Officers of the Licensing Authority upon request. The premises licence holder or designated premises supervisor is to provide the police with the contact details of at least two members of staff (or other persons) 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 24 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.
- A written record shall be kept every time images are recorded by CCTV and shall include details of the recording medium used, the time and date recording commenced and finished. This record shall identify the person responsible for the recording and shall be signed by him/her. Where the recording is on a removable medium (i.e. videotape, compact disc, flash card etc.), a secure storage system to store those recording mediums shall be provided.
- Emergency exits that are not visible to the staff will be alarmed when the premises are open to the public, so that staff are immediately notified of unauthorised opening or tampering.
- All staff and private areas will be kept locked and secured whilst the premises are open to the public.

- The recordings will be in real time and on hard drive with the availability to copy discs for other agencies such as the police.
- Care will be taken so that external lighting does not impact on neighbours whilst providing a deterrence.
- The alarm will be linked to a system that will notify management if it is activated when the premises is closed.
- Staff will be trained to supervise admissions and customers inside the premises.
- All staff will be made aware of the premises security policy.
- Daily staff briefing will take place on the premises after and before opening hours to help identify any weakness and improve working practice in the premises.
- Any problems identified and remedial action taken will be recorded with records kept on the premises,
- A door admission policy will be complied with to ensure there is no overcrowding or problems are not allowed to enter or congregate outside.
- Persons will be refused entry where they do not meet the admissions policy or are known to be violent or aggressive and an entry will be made in an incident book.
- A policy to manage capacity will be implemented and adopted to prevent overcrowding and patrons possibly becoming aggressive through accidental jostling.
- Glass drinking vessels will not be permitted to leave the premises at any time.
- There will be a robust glass collecting policy to ensure drinking vessels are collected and vessels are not removed from the premises.
- A zero tolerance policy will be adopted to the use of drugs and carrying weapons.
- A customer dispersal policy will be implemented and adopted to minimise the potential for disorder from customers leaving the premises.
- Staff will be provided with training to give them knowledge and confidence to deal with difficult situations.
- Alcohol display will be in restricted areas only to ensure customers do not have access without staff supervision and to prevent theft and removal from the premises.
- Display areas will be covered by CCTV.
- Alcohol sale will be restricted at the end of opening hours to ensure there is a period of one hour to allow a 'drinking up' period of 30 minutes to prevent rapid consumption and to manage a safe dispersal of patrons leaving the premises.
- There will be a strict ban on irresponsible drinks promotions within the premises.
- Staff will be trained on the effects of alcohol and how to spot the early signs of customers being drunk.
- A duty of care policy will be implemented with regard to persons suffering adversely from the effects of drink. The policy will encourage staff to prevent a customer from deteriorating to an uncontrolled intoxicated extent. All staff will be briefed on their responsibilities.
- Management will not permit the sale of closed bottle beers or cans to be consumed off the premises.
- The Premises License Holder / Designated Premises Supervisor will conduct a risk assessment with regards to the employment of SIA register door

supervisors taking into account key dates throughout the year such as Christmas Eve, New Years Eve, Bank Holidays as well as specific events held within the premises such as the showing of live sporting events.

- Staff training shall take place on the Licensing Act and Licensing objectives every six months and a written record of this training to be maintained and made available to the police and any authorised officer of the council for inspection on request.
- No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the delivery or from moving from one part of the premises to another.
- An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the police or an authorised officer of the Licensing Authority, which will record the following incidents, including pertinent details:
 - all crimes reported to the venue, or by the venue to the police.
 - all ejections of patrons.
 - any incidents of disorder.
 - any faults of the CCTV system.
 - any visits by a relevant authority or emergency service,

Public safety

- A full risk assessment taking into account public safety will be carried out at the premises to identify potential hazards posed to staff or customers and setting out precautions to manage the hazards. A risk assessment will be regularly reviewed at least every 12 months.
- All staff will be made aware of the risk assessment and precautionary measures therein.
- A copy of the risk assessment will be kept at the premises with sufficient in date stock.
- First aid boxes will be available at the premises and maintained with in date stock.
- Temperature levels and humidity will be controlled for the comfort and safety of customers.
- The premises capacity cap that has been assessed having regard to Health and Safety Standards. This capacity will remain and there are no increases planned or anticipated. Management and staff will ensure the capacity is not breached and managed effectively.
- Staff will be trained to manage the collection of glassware to ensure there is no accumulation within the premises.
- Staff will be trained to prevent glassware being taken off the premises.
- Spillages and broken glass will be cleared immediately to prevent floors becoming slippery and unsafe. Barriers and warnings will be placed accordingly to prevent injury.
- Staff will be trained to spot the signs of drink spiking and to report any such incidents to management.
- Management will make a record of any such incident of drink spiking and report the matter to the police.
- Management will discourage incidents of drink driving by promoting Designated Driver practice.

- Staff will be trained to spot the early dangers of drink driving and notify management of any potential dangers.
- Management will make a record of any incidents of potential drink driving and actively seek to prevent such incidents from arising. Such incidents will be reported to the police accordingly.
- A written policy to deal with all types of accidents and emergency incidents will be placed in the premises.
- Customers will be offered safe travel home where management and staff will offer contact numbers for taxi services and facilities to call and reserve a taxi.
- There will be a safe waiting area within the premises for customers awaiting transport to prevent congregation outside the premises.
- Customers are to be prevented from leaving the premises with glasses or open bottles.
- Empty bottles must be placed into locked bins so as to prevent them from being used as weapons.
- The DPS or premises licence holder must develop and operate a dispersal policy for clientele leaving the premises.
- Checks will be carried out each day after closing and before opening to ensure that exits are unblocked and there is no glassware outside the premises.
- An accident book will be kept in order to record all accidents or incidents and made available for inspection.
- Entry will be refused to anyone who appears to be showing signs of drug use or excessive alcohol consumption. In such cases an entry will be made in an incident log book.
- Staff will be fully trained and made aware of their responsibilities regarding legislation permitting the sale of alcohol.
- Information will be displayed to customers with regard to safe options for traveling home.
- Tap water will be available free at all times.
- Management and staff will receive full training on crowd management and premises safety checks to ensure all incidents of anti-social behaviour is managed effectively and recorded.

The prevention of public nuisance

- A noise management policy will be in place which sets out sound attenuation measures to prevent singing and speech noise breakout from the premises.
- All staff will be trained on the policy to ensure a commitment to good noise management. A record will be kept of the date and name of the persons trained and made available for inspection by the licensing authority or environmental health responsible authority.
- Windows and doors will be kept closed whilst the premises licence premise is in use to prevent the breakout of noise.
- Doors will be closed with self closing devices.
- Noise monitoring will be actively carried out on a regular basis.
- A log book will be kept of any noise monitoring carried out, the findings and remedial action taken recorded. The log will indicate whether it was routine noise monitoring or the result of a complaint.
- The log book will be made available for inspection by the licensing authority or environmental responsible authority.

- A contact telephone number will be made available to local residents that may be used to report any noise disturbances to a responsible person at the premises, as and when they occur. The phone line will be made available all the times the licensed premises is in use.
- Rowdy behaviour from people entering or leaving will not be tolerated, and entry into the premises will be refused to persons suspected or carrying out anti-social behaviour or under the influence of alcohol.
- Repeated re0admittance will be managed and not tolerated in particular after 10:00 pm.
- A customer dispersal policy will be adopted and implemented to ensure customers leave the premises in a quiet and efficient manner.
- Signs will be displayed close to the exit doors requesting patrons to leave the premises quickly and quietly.

The protection of children from harm

- The premises will operate a "Challenge 25" proof of age policy and signage to this will be prominently displayed within the premises. #persons who appear to be under the age of 25 must produce for thorough scrutiny by staff, official documentation which is proof of identity/age before being sold/supplied alcohol. Only a passport, photo-card driving licence, HM Forces identification or a proof of age card bearing the official 'PASS' accreditation hologram should be accepted as proof of age. No digital/photocopies of official identification will be permitted.
- The premises is to maintain a refusals 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. The book must be made available to the police/authorised officers of the Licensing Authority on request.
- No person under the age of 18 shall be permitted to remain on the premises after 21:00 hours save for any private function where they are accompanied by an adult responsible for their welfare.

Appendix 2

Representation from an Interested Party

Hi.

I would like to object due to the below reasons:

The amount of traffic it will cause in the local area that already suffers with a high levels of traffic plus antisocial drivers speeding through summerseat at all times of the day and night. Where The Engine Shed is located the road is also very narrow and not suited to high levels of traffic and waiting taxis on a very narrow road that also has blind bend on the bridge would be a safety concern.

I would also like to raise concerns about the safety of residents and people visiting the pub/restruant as there is not adequate lighting on the road leading to The Engine Shed and the road is not wide enough for people walking up the road late at night with high levels of traffic coming from both ends of Rowlands Road.

I'm also concerned with potential for increased noise levels, loud music, and disturbances to residents in the surrounding area plus the effect it will also have to nature and wildlife. Parts of Summerseat are also a conservation area I don't feel the use of the premises will be in keeping with the local area considering it was Part of the East Lancashire Railway.

I would ask the council/planning office to consider that Summerseat is a very small local community that already suffers with high levels of traffic and we are not in need of a late night pub/restruant when the local area is already served by a number of local establishments.

I do feel the building/space could be used for more of a community interest rather than another pub/restruant that will effect local residents quality of life.

Thanks for taking the time to read over my concerns.

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The Engine Shed, Rowlands Road, Summerseat, Bury

Fire Safety

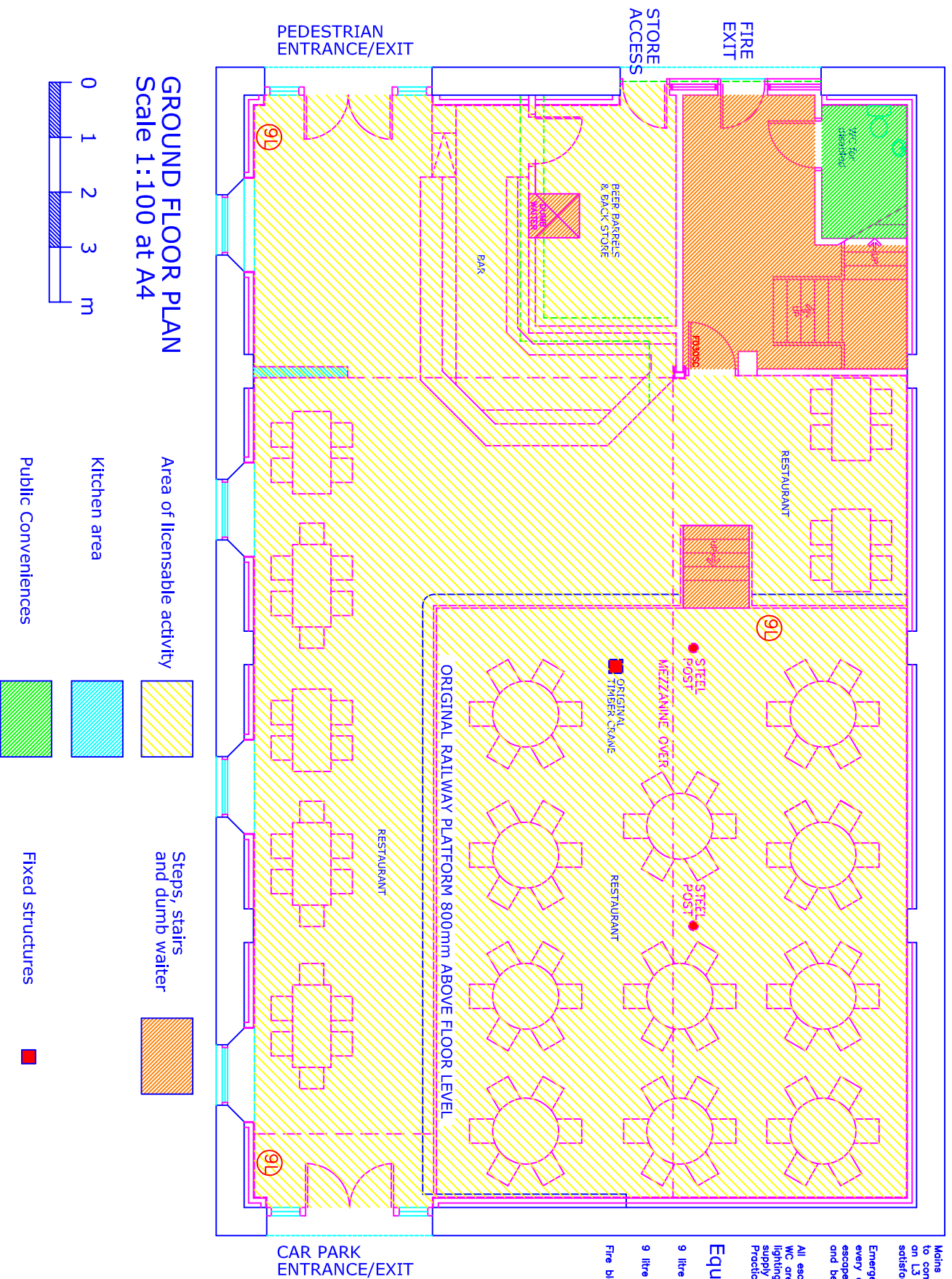
Mains smoke detection and alarm system to comply with BS5839 Pt1 1988 to at least an L3 standard and be to the complete satisfaction of the Local Authority.

Emergency exit signage to be provided at every doorway giving access to a means of escape in accordance with BS5499 Pt1 1984 and be to the complete satisfaction of the LA.

All escape routes and accommodation (including WC areas without a window) to have escape lighting to illuminate the route should the mains supply fail. All to BS5266 Pt1 1988 Code of Practice for the Emergency Lighting of Premises.

Equipment

- | | |
|---------------------------------|-----|
| 9 litre water fire extinguisher | 9L |
| 9 litre water fire extinguisher | CO2 |
| Fire blanket | FB |



GROUND FLOOR PLAN
Scale 1:100 at A4

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The Engine Shed, Rowlands Road, Summerseat, Bury

Fire Safety

Main smoke detection and alarm system to comply with BS5839 Pt1 1988 to at least on L3 standard and be to the complete satisfaction of the Local Authority.

Emergency exit signage to be provided at every doorway giving access to a means of escape in accordance with BS5499 Pt1 1984 and be to the complete satisfaction of the LA.

All escape routes and accommodation (including WC areas without a window) to have escape lighting to illuminate the route should the mains supply fail. All to BS5266 Pt1 1988 Code of Practice for the Emergency Lighting of Premises.

Equipment

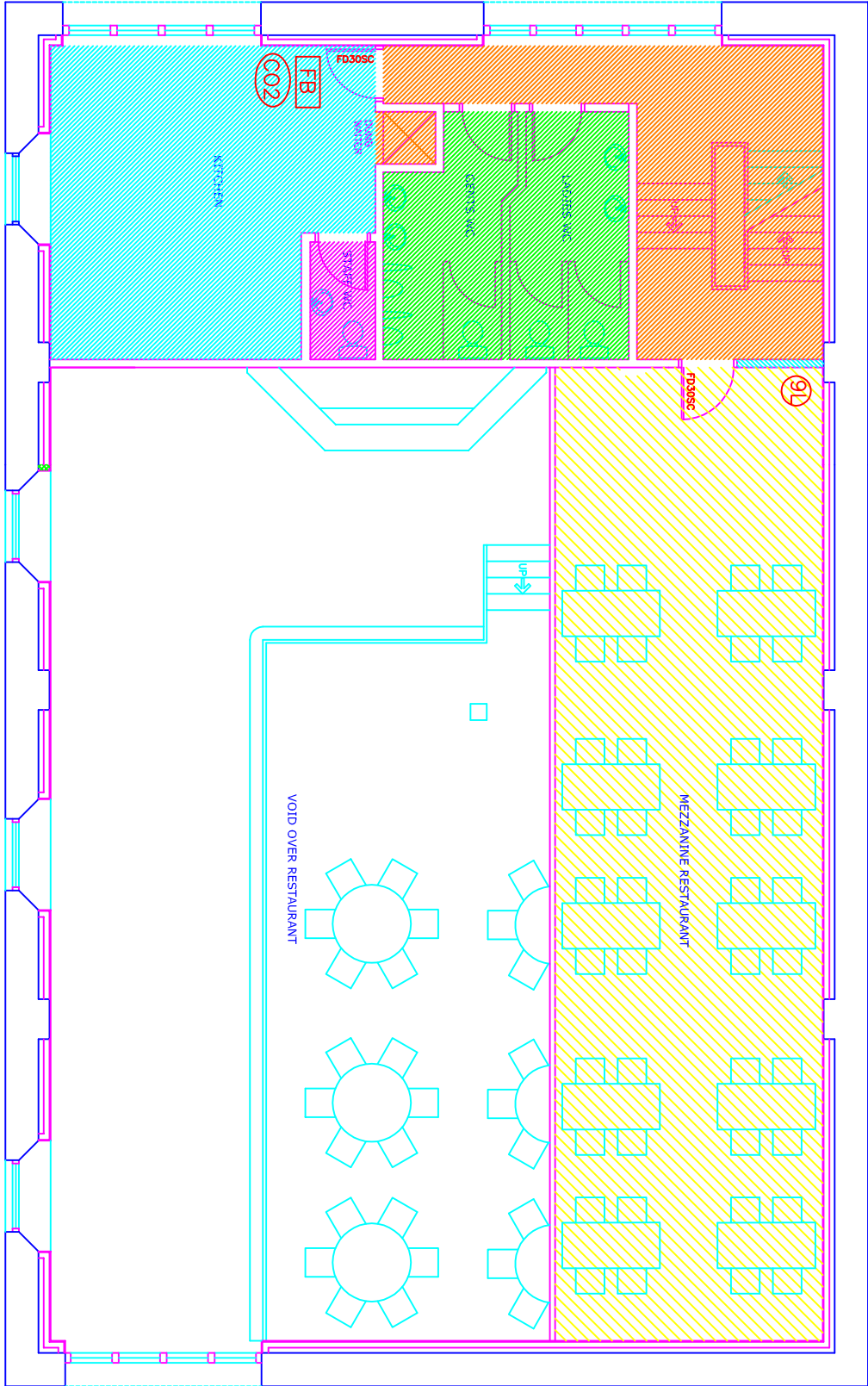
9 litre water fire extinguisher



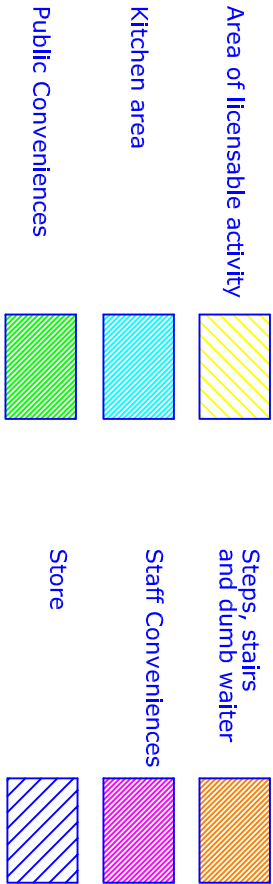
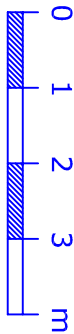
9 litre water fire extinguisher



Fire blanket



FIRST FLOOR PLAN
Scale 1:100 at A4



Fire Safety

Main smoke detection and alarm system to comply with BS5839 Pt1 1988 to at least on L3 standard and be to the complete satisfaction of the Local Authority.

Emergency exit signage to be provided at every doorway giving access to a means of escape in accordance with BS5499 Pt1 1984 and be to the complete satisfaction of the Local Authority.

All escape routes and accommodation (including WC areas without a window) to have escape lighting to illuminate the route should the mains supply fail. All to BS5266 Pt1 1988 Code of Practice for the Emergency Lighting of Premises.

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The Engine Shed, Rowlands Road, Summerseat, Bury

Fire Safety

Main smoke detection and alarm system to comply with BS5839 Pt1 1988 to at least on L3 standard and be to the complete satisfaction of the Local Authority.

Emergency exit signage to be provided at every doorway giving access to a means of escape in accordance with BS5499 Pt1 1984 and be to the complete satisfaction of the LA.

All escape routes and accommodation (including WC areas without a window) to have escape lighting to illuminate the route should the mains supply fail. All to BS5266 Pt1 1988 Code of Practice for the Emergency Lighting of Premises.

Equipment

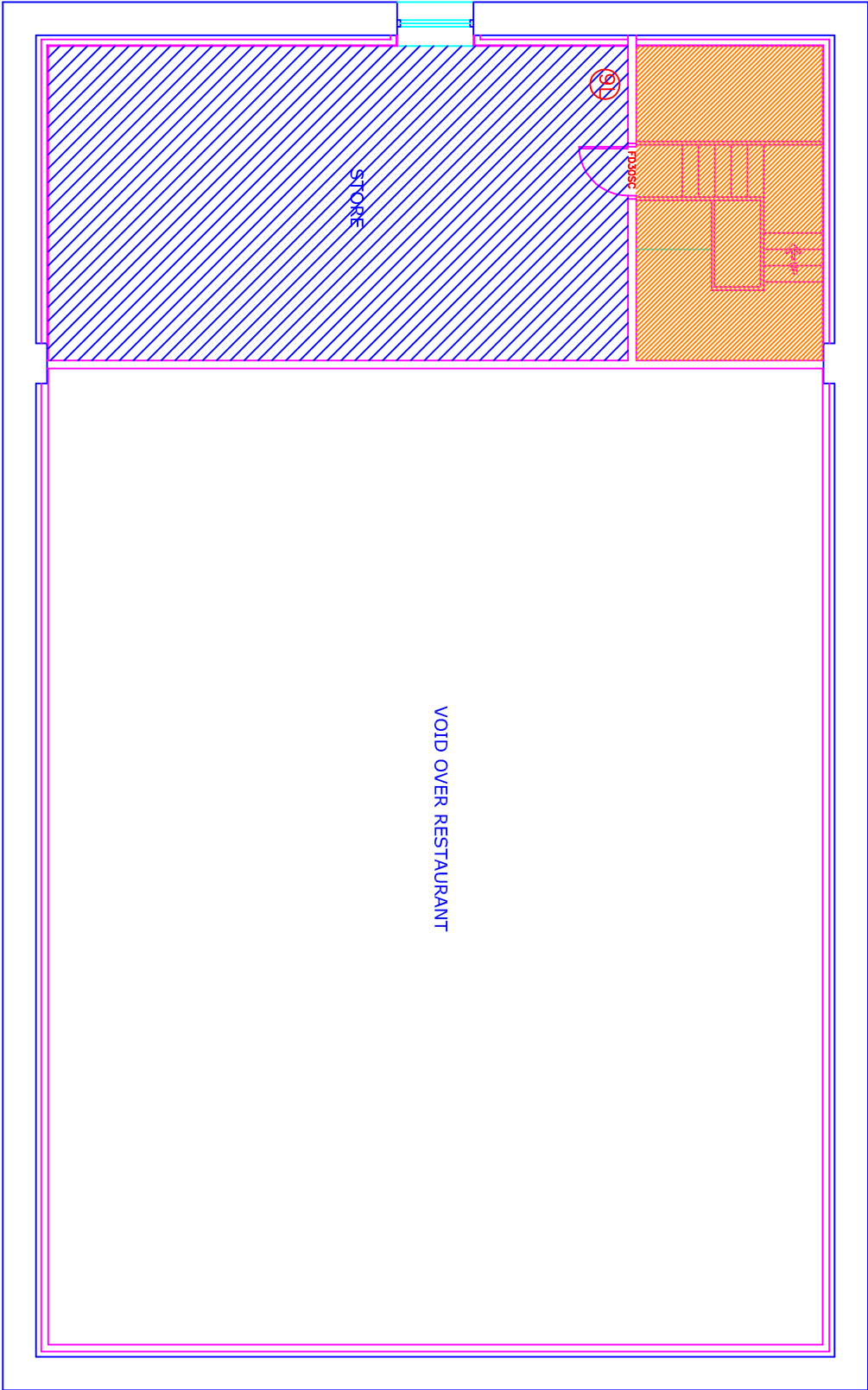
9 litre water fire extinguisher



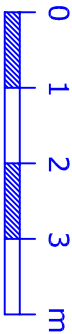
9 litre water fire extinguisher



Fire blanket



SECOND FLOOR PLAN
Scale 1:100 at A4



Area of licensable activity	Steps, stairs and dumb waiter
Kitchen area	Staff Conveniences
Public Conveniences	Store

Fire Safety

Main smoke detection and alarm system to comply with BS5839 Pt1 1988 to at least on L3 standard and be to the complete satisfaction of the Local Authority.

Emergency exit signage to be provided at every doorway giving access to a means of escape in accordance with BS5499 Pt1 1984 and be to the complete satisfaction of the Local Authority.

All escape routes and accommodation (including WC areas without a window) to have escape lighting to illuminate the route should the mains supply fail. All to BS5266 Pt1 1988 Code of Practice for the Emergency Lighting of Premises.

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