

# AGENDA FOR LICENSING AND SAFETY COMMITTEE



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

**To: All Members of Licensing and Safety Committee**

**Councillors :** T Rafiq (Chair), A Booth, D Green,  
J Grimshaw, J Hook, B Ibrahim, L McBriar, D Quinn, I Rizvi,  
J Rydeheard and M Walsh

Dear Member/Colleague

## **Licensing and Safety Committee**

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

<b>Date:</b>	Tuesday, 29 July 2025
<b>Place:</b>	Council Chamber, Bury Town Hall
<b>Time:</b>	7.00 pm
<b>Briefing Facilities:</b>	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.
<b>Notes:</b>	A Member briefing will take place at 6.30pm in the Council Chamber.

## **AGENDA**

### **1 APOLOGIES FOR ABSENCE**

### **2 DECLARATIONS OF INTEREST**

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

### **3 MINUTES OF THE PREVIOUS MEETING** *(Pages 5 - 10)*

The minutes of the meeting held on the 10<sup>th</sup> July 2025 are attached. Members of the Licensing and Safety Committee are asked to consider whether these are a correct record of the meeting, and if so, to formally approve them.

### **4 PUBLIC QUESTION TIME**

Questions are invited from members of the public present at the meeting on any matters for which this Committee is responsible. Questions from members of the public may only be asked if notice has been given no later than midday two days before the day of the meeting.

A questioner who is present at the meeting and who has submitted a written question may, at the discretion of the Chair, ask one supplementary question. A supplementary question must arise directly out of the original question or the reply. A question must relate to an item included on the agenda, referenced in the Minutes or an area to which the committee has responsibility.

Approximately 30 minutes will be set aside for Public Question Time if required.

### **5 OPERATIONAL REPORT** *(Pages 11 - 14)*

A report from the Executive Director (Operations) is attached.

### **6 URGENT BUSINESS**

Any other business, which by reason of special circumstances, the Chair agrees may be considered as a matter of urgency.

### **7 EXCLUSION OF PRESS AND PUBLIC**

To consider passing the appropriate resolution under section 100 (A)(4) of the Local Government Act 1972 that the press and public be excluded from the meeting during consideration of the following item of business since it involves the likely disclosure of the exempt information stated.

### **8 APPLICATION FOR THE GRANT OF A STREET TRADING CONSENT** *(Pages 15 - 26)*

A report from the Executive Director (Operations) is attached.

**9      SUSPENSION / REVOCATION OF PUBLIC / PRIVATE HIRE DRIVER LICENCES** *(Pages 27 - 44)*

A report from the Executive Director (Operations) is attached.

**10     APPLICATION FOR PUBLIC / PRIVATE HIRE DRIVER LICENCE** *(Pages 45 - 54)*

A report from the Executive Director (Operations) is attached.

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**Minutes of:** LICENSING AND SAFETY COMMITTEE

**Date of Meeting:** 10<sup>th</sup> July 2025

**Present:** Councillor T Rafiq (in the Chair)  
Councillors A Booth, D Green, J Grimshaw, J Hook, B Ibrahim,  
L McBriar, D Quinn, I Rizvi, J Rydeheard and M Walsh

**Also in attendance:** M Bridge- Licensing Unit Manager  
M Cunliffe – Democratic Services  
B Thomson- Assistant Director of Operations Strategy  
R Thorpe– Legal Advisor

**Public Attendance:** 2 members of the public were present at the meeting.

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**LSP.1 APOLOGIES FOR ABSENCE**

No apologies for absence were submitted.

**LSP.2 DECLARATIONS OF INTEREST**

There were no declarations of interest.

**LSP.3 MINUTES OF THE PREVIOUS MEETING**

That the Minutes of the last meeting held on the 5<sup>th</sup> June 2025 be approved as a correct record and signed by the Chair.

**LSP.4 PUBLIC QUESTION TIME**

No questions had been pre submitted to the meeting.  
2 members of the public were in attendance at the meeting and requested to ask questions.

At the discretion of the Chair, this was permitted contrary to Council committee procedure rules.

Mr Mahmood asked about drivers picking up disabled passengers in a bus lane or other restricted parking area and would they get a PCN (Parking fines and penalty charges notice)?

As there had been no advanced notice of the question, the Licensing Unit Manager would seek the relevant information and respond in writing. A record of the response is below.

*Penalty charge notices may be issued if there is no driver with the vehicle. a driver could not make this claim if they are not with the vehicle when it is observed. it would be expected that the passenger to be picked up/dropped off would be in the immediate vicinity/inside of the vehicle. if a penalty charge notice is issued the driver would need to appeal and provide evidence of the pick up ( call log etc showing the address ) unless it is a restriction which does not allow stopping ( i.e. red route, loading ban etc ). bus lanes /red route are issued via camera enforcement therefore drivers would likely receive a penalty charge notice for this and would need to appeal with circumstances & proofs.*

At the discretion of the Chair, a supplementary question was submitted in relation to parking in ambulance bays and the procedure for issuing a PCN.

The Licensing Unit Manager again would source the answers and a respond in writing would be issued which is included below.

*Ambulance bays are vehicle specific bays and dependent on the restriction, vehicles would be given an observation period. If a vehicle was still in place after this period a Penalty Charge Notice will be issued to the vehicle or handed to the driver (not all restrictions have an observation period. Some are instant Penalty Charge Notices e.g., loading bay/disabled bay, Bus lane/red route and notices are issued via the post.*

Mr Warrich addressed the Committee with statements rather than a question and commented upon the licensing service and the smaller driver identity badges not being issued. He felt drivers in other areas paid less in licence fees and received a better service hence why the number of registered drivers in Bury had reduced in recent years.

The Licensing Unit Manager reported that the service was cost neutral in relation to the fees set and the request for changes to badges came previously to this committee.

### **LSP.5 OPERATIONAL REPORT**

The Executive Director (Operations) submitted a report advising Members on operational issues within the Licensing Service.

The report set out updates in respect of the following issues:

The Licensing Service had dealt with a number of compliance and enforcement matters between the 26<sup>th</sup> May and the 22<sup>nd</sup> June 2025.

#### *Parklife*

Members were informed that on Friday the 13<sup>th</sup> June 2025, Catfish and the Bottlemen were playing at Heaton Park. Enforcement Officers from the Council's Licensing and Trading Standards service were working between the hours of 4.00pm until midnight. Matters that were identified are as follows:-

- A vehicle and a van parked on hackney carriage rank
- Bury Vehicle incorrect signage
- Persons with Pedlars Certificates were checked
- Several licensed premises checked
- Vehicle licensed with another GM Authority which was damaged – this had been reported
- Unlicensed street trader given advice and advised not to trade
- Issues relating to traffic relating to pick up and drop off, blocking the roads
- Street trader was referred to GMP to deal with
- Vehicles that were causing an obstruction
- Checking for Private hire vehicles that were plying for hire and assisting members of the public with onward travel queries

Members were reminded that on Saturday and Sunday the 14<sup>th</sup> and 15<sup>th</sup> June, Parklife took place at Heaton Park. Officers from the Council's Licensing and Trading Standards service were working between the hours of 12 noon until midnight. Matters that were identified are as follows:-

- Persons with Pedlars Certificates were checked
- Sanitary provision – people seen urinating in gardens
- Underage sale of vapes
- Queues for toilets which were causing obstruction both on the highway and pavements
- Traffic management
- Street traders were checked
- Cars being removed due to causing an obstruction.
- Licensed Premises open after hours
- A GM licensed private hire was caught plying for hire.
- Disposable vapes being sold – warning given

*Email of Thanks from Bury Hackney Association*

The Licensing Service had received an email from the Bury Hackney Association giving compliments to the licensing and trading standards staff who had worked throughout the Catfish and the Bottlemen and Parklife concerts. The email was included within the report attached to the agenda pack.

*Licensing Hearings Sub-Committee*

Following the Licensing Service receiving an application for the grant of a premises licence for Melis 2, 6 Thatch Leach Lane, Whitefield. Representations were received from three Interested Parties. The Licensing Hearings Sub-Committee took place on the 12<sup>th</sup> June 2025, after hearing the evidence, the members of the Sub-Committee decided to grant the application and modified the operating hours and conditions that would be attached to the premises.

A Member of the committee thanked the licensing department for their hard work during the recent Parklife event especially around St Margarets and had there been any increase in unlicensed activity.

The Licensing Unit Manager reported there had been no significant increase and the Assistant Director of Operations Strategy stated a full review would be undertaken once the Oasis concerts had taken place.

A Member asked about sanitary provision mentioned in the report and the Assistant Director of Operations Strategy stated that there were clean up teams in the area to deal with reports of this anti-social activity.

**Delegated decision:**

It was agreed that the report be noted.

**LSP.6 URGENT BUSINESS**

No urgent business was reported at the meeting.

**LSP.7 EXCLUSION OF PRESS AND PUBLIC**

**Delegated decision:**

That in accordance with Section 100(A)(4) of the Local Government Act 1972, the press and public be excluded from the meeting during consideration of the following items of business since it involved the likely disclosure of information relating to individuals who hold Licences granted by the Authority or Applicants for Licences provided by the Authority.

## **LSP.8      SUSPENSION / REVOCATION OF PUBLIC / PRIVATE HIRE DRIVER LICENCES**

### **Licence Holder 3/2025**

The Executive Director (Operations) submitted a report relating to Licence Holder 5/2025 who was in attendance at the meeting alongside two family members. The Chair made introductions and alongside the legal advisor outlined the procedure to be followed and clarified that all those present had read the report. The report, which was accepted by the Licence Holder was presented by the Licensing Unit Manager and set out the reasons for the Licence Holder being before the Committee.

The Licensing Unit Manager reported and presented background information to the Committee on this case which was included in the report contained within the private agenda pack.

A number of Members asked questions in relation to the case.

The driver was before members for consideration to be given as to his suitability to be a private hire driver in Bury.

#### **Delegated decision:**

The Committee carefully considered the report and oral representations by the Licence Holder and their representatives.

Taking into account the Council's Conviction Policy and Guidelines and in accordance with the Local Government (Miscellaneous Provisions) Act 1976, the Committee resolved **to revoke the licence**.

The Committee felt the Licence Holder was not a fit and proper person to be a professional driver and hold a licence.

### **Licence Holder 6/2025**

The Executive Director (Operations) submitted a report relating to Licence Holder 6/2025 who was in attendance at the meeting. The Chair made introductions and alongside the legal advisor outlined the procedure to be followed and clarified that all those present had read the report. The report, which was accepted by the Licence Holder was presented by the Licensing Unit Manager and set out the reasons for the Licence Holder being before the Committee.

The Licensing Unit Manager reported and presented background information to the Committee on this case which was included in the report contained within the private agenda pack.

A number of Members asked questions in relation to the case.

The driver was before members for consideration to be given as to his suitability to be a private hire driver in Bury and hold a private hire operator's licence.

#### **Delegated decision:**



The Committee carefully considered the report and circumstances via the oral representations presented by the Licence Holder.

Taking into account the Council's Conviction Policy and Guidelines and in accordance with the Local Government (Miscellaneous Provisions) Act 1976, the Committee resolved **to suspend the private hire driver licence for a period of 4 months.**

In respect of the Private Hire Operators Licence.

Taking into account the Council's Conviction Policy and Guidelines and in accordance with the Local Government (Miscellaneous Provisions) Act 1976, the Committee resolved **to take no action against the licensee.**

#### **Licence Holder 7/2025**

The Executive Director (Operations) submitted a report relating to 7/2025. The Licensing Unit Manager reported that this driver was out of the country until late July and had communicated they would not be present this evening.

The Licensing Unit Manager advised it was a matter for the Licensing Committee to hear the case in their absence or defer until a future meeting.

#### **Delegated decision:**

The Licensing Committee agreed that the case for Licence Holder 7/2025 would **be deferred** for consideration at a future meeting of the Licensing and Safety Committee.

### **LSP.9**

#### **APPLICATION FOR PUBLIC / PRIVATE HIRE DRIVER LICENCE**

#### **Client Number 8/2025**

The Executive Director (Operations) submitted a report relating to applicant 08/2025, who was in attendance at the meeting alongside three family members. The Chair made introductions and along with the Legal Advisor outlined the procedure to be followed and clarified that all those present had read the report. The report, which was accepted by the applicant and presented by the Licensing Unit Manager, set out the reasons for the applicant being before the Committee.

The Licensing Unit Manager reported and presented background information to the Committee on this application which was included in the report contained within the private agenda pack.

A number of Members asked questions in relation to the case.

The applicant was before members for consideration to be given as to their suitability to be a private hire driver in Bury.

#### **Delegated decision:**

The Committee carefully considered the report along with the oral representations by the applicant and family members at the meeting.

Taking into account the Council's Conviction Policy and Guidelines and in accordance with the Local Government (Miscellaneous Provisions) Act 1976, and the statutory guidance issued by the Secretary of State under section 177 of the Policing and Crime Act 2017, the Committee resolved **to refuse the application.**

The reasons for the Committee's decision were as follows:

- The applicant was not a fit and proper person to hold a licence.

**COUNCILLOR T RAFIQ**  
**Chair**

**(Note: The meeting started at 7.00pm and ended at 9.35pm)**



<b>Classification</b>	<b>Item No.</b>
<b>Open / Closed</b>	

<b>Meeting:</b>	Licensing and Safety Committee
<b>Meeting date:</b>	29 July 2025
<b>Title of report:</b>	Operational Report
<b>Report by:</b>	Executive Director (Corporate Core)
<b>Decision Type:</b>	N/A Report for information only
<b>Ward(s) to which report relates</b>	All

#### **Executive Summary:**

A report to advise members on operational issues within the Licensing service.

#### **Recommendation(s)**

That the report be noted.

#### **Key considerations**

Not applicable

#### **1.0 BACKGROUND**

1.1 The report advises Members on operational issues within the Licensing service.

#### **2.0 COMPLIANCE/ENFORCEMENT**

#### **2.1 30 June – 6 July**

##### **Client**

Complaint 4

Enforcement 3

**Premises**

Enforcement 2

Multi Agency 1

**2.2 7-13 July**

**Client**

Complaint 3

Enforcement 6

**Premises**

Complaint 3

Enforcement 21

Multi Agency 6

**Vehicle**

Enforcement 5

**3.0 SHOP FINED FOR STOCKING ALCOHOL AFTER LICENCE WAS REVOKED**

- 3.1 A Bury off-licence owner has been fined for stocking alcohol on the shelves after his licence was revoked.

Bury Council's licensing service has successfully prosecuted Mohzam Ali Shah, who ran the Killon Street Off Licence in Price Street, Bury. The shop's premises licence was revoked in 2024 following a review. Shah appeared before Manchester and Salford Magistrates' Court on 26 June 2025 and pleaded guilty to displaying alcohol for unauthorised sale and keeping alcohol on the premises for unauthorised sale.

The court fined him £200 and ordered him to pay prosecution costs of £1,087.21 and an £80 victim surcharge. The alcohol was also ordered to be forfeited and destroyed.

**4.0 IMMEDIATE REVOCATION OF A PRIVATE HIRE DRIVER**

- 4.1 The Licensing Service have immediately revoked a private hire drivers licence due to his conduct whilst using his private hire vehicle. The conduct related to the following matters:
- Dangerous Driving
  - Failing to stop for Police
  - Possession with the intent to supply class A drugs
  - Possession of class C drugs.

## **5.0 LICENSING HEARINGS SUB-COMMITTEE – NEW EAGLE COFFEE BAR**

- 5.1 On the 8 July, an application for a temporary event for the New Eagle Coffee Bar, 65 Windsor Road, Prestwich, M25 0DB between the hours of 20.30 and 03.00 on the 17 until 20 July 2025 was considered by the Council's Licensing Hearings Sub-Committee following an objection notice from Greater Manchester Police. Members of the Sub-Committee heard the evidence both from the applicant, the applicant's representative and Greater Manchester Police and decided to issue a counter notice under the Licensing Act 2003.

## **6.0 LICENSING HEARINGS SUB-COMMITTEE - BOLTON WYRESDALE AMATEUR FOOTBALL AND SPORTS CLUB**

- 6.1 On the 14 July, an application for a new premises licence at Bolton Wyresdale Amateur Football and Sports Club, 65 Radcliffe Moor Road, Bolton, BL2 6RF was considered by the Council's Licensing Hearings Sub-Committee following 13 representations from Interested parties. Members of the Sub-Committee heard the evidence both from the applicant, the applicant's representative and the representors and decided to grant the application as applied for.

## **7.0 PARKLIFE AND OASIS.**

- 7.1 Officers from the Council's Licensing, Trading Standards and Environmental Health worked in partnership with Greater Manchester Police and other agencies during the two events at Heaton Park. Members will receive an update of the issues identified and action taken at the next meeting.

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### **Community impact / links with Community Strategy**

Not applicable

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### **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.*

<b>Equality Analysis</b>	<i>Please provide a written explanation of the outcome(s) of either conducting an initial or full EA.</i>
<i>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.</i>	

**Assessment of Risk:**

The following risks apply to the decision:

<b>Risk / opportunity</b>	<b>Mitigation</b>
None	.

**Consultation:**

Not applicable

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**Legal Implications:**

Not applicable

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**Financial Implications:**

Not Applicable

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**Report Author and Contact Details:**

Mr M Bridge  
 Licensing Unit Manager  
 3 Knowsley Place  
 Duke Street  
 Bury  
 BL9 0EJ      Tel: 0161 253 5208    Email: [m.bridge@bury.gov.uk](mailto:m.bridge@bury.gov.uk)

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

<b>Term</b>	<b>Meaning</b>
None	

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of the Local Government Act 1972.

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