

AGENDA FOR
LICENSING HEARING SUB COMMITTEE



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To: All Members of Licensing Hearing Sub Committee

Councillors : T Rafiq (Chair), L McBriar and M Walsh

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:	Tuesday, 4 th November 2025
Place:	Virtual meeting via Microsoft Teams
Time:	10.30 am
Notes:	To view the virtual meeting online, please email m.cunliffe@bury.gov.uk or phone 0161 253 5399 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(S) *(Pages 3 - 16)*

The Minutes of the last Licensing Hearing Sub Committee meetings held at 10.30am on the 23rd September 2025 and at 10.30am on the 3rd October 2025 are attached.

4 APPLICATION FROM AN RESPONSIBLE AUTHORITY FOR A REVIEW OF THE PREMISES LICENCE UNDER THE LICENSING ACT 2003 IN RESPECT EXPRESS MINI MARKET, 46 BOLTON STREET, BURY, BL9 0LL *(Pages 17 - 62)*

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

Minutes of:	LICENSING HEARING SUB COMMITTEE
Date of Meeting:	23 rd September 2025
Present:	Councillor D Green (in the Chair) Councillors L McBriar and M Walsh M. Bridge (Licensing Unit) M. Cunliffe (Democratic Services) G. Happe (Legal Services)
Also in attendance:	Mr and Mrs Bhatia (Applicant) Councillor A. Quinn (Representor)
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 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 Councillor T. Rafiq.

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 10.30am on Thursday the 21st August 2025 was attached to the agenda.

Resolved:- That the minutes of the Licensing Hearing Sub Committee held at 10.30am on the 21st August 2025 be approved as a correct record.

4 APPLICATION FOR A VARIATION OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003 IN RESPECT OF WINDSOR LOCAL, 89 WINDSOR ROAD, PRESTWICH, M25 0DB

The Licensing Authority received an application for the Variation of a Premises Licence under the Licensing Act 2003 in respect of Windsor Local, 89 Windsor Road, Prestwich, M25 0DB.

The applicant for the licence is Sahiba Trading Ltd of 89 Windsor Road, Prestwich, M25 0DB and the Designated Premises Supervisor (DPS) is Mr Raghbir Singh Bhatia of 56 Windsor Road, Prestwich, M25 0DE.

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

The Licensing Unit Manager 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.

Current Opening Times and timings for Supply of Alcohol
(off the premises only):

Monday to Sunday 07.00 – 22.00

Proposed Opening Times and timings for Supply of Alcohol
(off the premises only):

Monday to Sunday 07.00 – 00.00

There are no changes to the conditions on the Operating Schedule. The current Operating Schedule was attached at Appendix 1.

Three representations have been received from interested parties in respect of this application and they had been invited to make their representations at the hearing. The representations were attached at Appendix 2, 3 and 4 in the agenda packs.

The Licensing Unit Manager clarified that Councillor Gold and another representor had provided their apologies ahead of the meeting.

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 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

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.

Members of the committee asked questions on the report for clarification purposes in relation to licence breaches and noise disturbance. The Licensing Unit Manager confirmed there had been no police involvement and Environmental Health had not made any representations on the application as a statutory consultee.

Mrs Bhatia addressed the Sub Committee and reminded Members about the neighbouring Morrisons store which has a licence until 12.00pm. Her store closes at 10.00pm and they were a small family run business which had encountered losses since it opened. The extra hours of trading would help them financially when they wished to be open longer occasionally. They could not afford a legal representative for this hearing and the other store stayed open after 10.00pm creating noise in the neighbourhood and they had a video, which was played to prove this.

Mr Bhatia addressed the Sub Committee and added that Morrisons received early morning deliveries and he had recently told the drivers to turn their engines off as the noise from the fridges would disturb local residents. The Chair clarified why the hearing was being held and what it could decide, she advised that if there were various concerns about the other store to report these to their local ward Councillors.

The Licensing Unit Manager provided background information that the Morrisons licence was transferred in June from the former business at the location. He added that there was flexibility for Morrisons to trade between 7.00am and midnight but they don't have to be open between these times. The same would also apply to this licence should they wished.

Members questioned if the video recording taken outside the nearby store was conducted whilst the recent music festivals were taking place in Heaton Park. The Licensing Unit Manager asked if the resale of alcohol was being conducted via a night hatch.

Councillor Alan Quinn addressed the Sub Committee and felt that the hours of 7.00am to 10.00pm were long enough for a residential area. The extra time would create more noise with cars arriving and people talking late at night. The store was also close to the Metrolink station and this could attract anti-social behaviour and noise nuisance.

The Licensing Unit Manager reminded Members of the Committee that there was a review process available should there be any representations submitted from responsible authorities after approval if the promotion of the licensing objectives were not being met.

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 that the Sub- Committee **grant the variation in the terms requested** and subject to the following conditions:-

The Chair advised that if there were issues with nearby stores to contact the relevant authorities.

Operating Schedule

Prevention of Crime and Disorder

1. The premise is 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 location of cameras will be recorded on the plan attached to the licence. The recording medium (e.g. 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 person(s)) who are trained and familiar with the operation of the equipment so that, at the expense of the premises licence holder, they are able to check that the equipment is operating properly and that they are able to provide copies of recorded data upon request and within no more than 12 hours from the time of the request. The premises licence holder or the Designated Premises Supervisor must notify the licensing office or the Police in the event of CCTV breakdown or malfunction as soon as is reasonably practicable and in any event within 24hrs.
2. 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.

3. 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.
4. A written delegation of authority record will be kept at the premises whereby non personal licence holders are authorised to make sales on behalf of a personal licence holder.
5. The Designated Premises supervisor / personal licence holder will be available /contactable at all times that alcohol is on sale.
6. An incident book/register shall be maintained to record:
 - i. All incidents of crime and disorder occurring at the premises.
 - ii. Details of occasions when the police are called to the premises.This book/register shall be made available for inspection by a police officer or other authorised officer on request.
7. No alcoholic drink shall be removed from the premises in an unsealed container.
8. Alcohol may only be sold in sealed containers.
9. Alcohol may not be sold to any person who appears to be intoxicated.

Public Safety

10. All staff responsible for selling alcohol shall receive regular training in the Licensing Act 2003 in terms of the licensing objectives, offences committed under the Act and conditions of the Premises Licence.
11. Written records of this training shall be retained and made available to police and authorised officers of the Licensing Authority on request.

The Prevention of Public Nuisance

12. The outside of the premises will be monitored regularly for litter.
13. Management and staff are 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.
14. No refuse shall be disposed of or collected from the premises between the hours of 2300 - 0700 where such disposal or collection is likely to cause disturbance to local residents.
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.

The Protection of Children from Harm

16. 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.

17. 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.

COUNCILLOR D GREEN
Chair

(Note: The meeting started at 10.30am and ended at 11.25am)

Minutes of:	LICENSING HEARING SUB COMMITTEE
Date of Meeting:	3 rd October 2025
Present:	Councillor T Rafiq (in the Chair) Councillors L McBriar and M Walsh
Also in attendance:	L. Bell (Licensing Unit) M. Cunliffe (Democratic Services) D. Rice (Legal Services) Mr E Peters (Applicant) PC P Ecclestone (GMP- Representor) K Halligan (Trading Standards- Representor) J Naylor (Trading Standards) Councillor D Green
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 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).

2 DECLARATIONS OF INTEREST

There were no declarations of interest made.

3 APPLICATION FOR A PREMISES LICENCE TO BE GRANTED UNDER THE LICENSING ACT 2003 IN RESPECT OF PRESTWICH STORE, 3 FAIRFAX ROAD, PRESTWICH, M25 1AS

The Licensing Authority received an application for a Premises Licence to be granted under the Licensing Act 2003 in respect of Prestwich Store, 3 Fairfax Road, Prestwich, M25 1AS.

The applicant for the licence is Access Pay Limited, 10 Bridge Street Warrington, WA1 2QW. Mr Ezekiel Peters, 1 Yewdale Drive, Middleton M24 4FS is the proposed Designated Premises Supervisor (DPS).

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:

Monday to Saturday	08.00 till 00.00 (Midnight)
Sunday	09.00 to 23.00

Supply of Alcohol (off the premises only):

Monday to Saturday	08.00 till 23.30
Sunday	09.00 to 22.30

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

Two representations had been received from interested parties and both Greater Manchester Police and Trading Standards had been invited to make their representations at the hearing. The representations were attached at Appendix 2 and Appendix 3 in the agenda packs.

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 as follows:-

- 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 applicant, Mr Peters addressed the Sub Committee and informed Members of a brief history in relation to his businesses. He was unsure why no one could clarify who he was from the business address provided for the building in Warrington which is where his former business partner retains property. He wanted to clear the matter up in relation to impacting upon his character and there were plans for his business to grow into a franchise. He had also undergone a breakdown in his marriage and his mother had been in hospital so his business administration tasks in the previous months may not have been up to the usual standards but everything had been conducted in good faith.

The Deputy Licensing Unit Officer reported that the business address had changed from Warrington to the applicant's home address a few days after the application had been submitted. The licensing authority had not been notified of this change which was an important element.

The Trading Standards Officer enquired what was the main line of work for the business and Mr Peters stated financial technology with card payments systems within the hospitality industry.

The Trading Standards Officer commented upon other businesses listed on companies house and did he buy property. Mr Peters reported he had bought and refurbished and sold property with one company being for his daughter.

The Trading Standards Officer asked how much time would you spend in the shop and Mr Peters reported he lived only 10 minutes away from his home and his personal issued had now been resolved so he was in a better place to manage his businesses. He would not work behind the counter but would employ a manager and could be there twice a day for a couple of hours.

The Trading Standards Officer enquired why he was acting as an agent on a previous application and Mr Peters explained he needed to know how this element of the business worked for himself. He confirmed that he had no connections anymore to Warrington and was just good friends with the business located at 10 Bridge Street. He had no connection with that shop apart from installing a payment machine.

A Member questioned if you were close friends why had the tenant or landlord never heard of you. Mr Peters explained he was just friends with the owners of the shop and not the landlord of the building.

A Member enquired about the names of businesses registered at companies house and an application had been made on the 1st April but a week before the company had been dissolved on the 25th March. After lengthy discussions and input from the legal representative and Licensing Officer, the application in April had been made in a slightly different business name. Therefore, there was an error in the report with Prestwich Store Ltd replacing the wording Prestwich Mini Market Ltd.

The Trading Standards Officer asked how many other off licences he was involved with and Mr Peters reported not a single one and he would like to start trading creating a franchise.

PC Peter Eccleston, the Bury District Licensing Officer presented a formal representation from Greater Manchester Police with regards to the application.

A premises license application with a request for the sale of alcohol was made on the 1st April 2025. The proposed license holder was Prestwich Store Ltd who has a sole director, namely a Mr Ebrahime. Mr Ebrahime was nominated as the proposed DPS. The agent acting on behalf of Mr Ebrahime and making the application was Ezekiel Peters of Access Pay Ltd with a registered business address of 10 Bridge Street, Warrington, WA1 2QW.

Following the application, I along with Kelly Halligan and Joe Naylor from Bury Councils Trading Standards, Luke Solczak from Bury Councils Licensing Department, Colleagues from Greater Manchester Fire and Rescue Service, Immigration and Wagtails conducted a joint visit on the 10th April 2025 as part of an annual day of action.

The proposed DPS was present in the store and following a compliance check, 190 packets of illicit tobacco, 13 packs of hand rolling tobacco and 108 illegal vapes were recovered by Trading Standards within the store and a vehicle outside.

Based on this discovery, I along with Trading Standards and Licensing Departments submitted representations to that application and prior to the hearing taking place, the application was withdrawn.

Following this withdrawal, there have been a number of other premises license application which have either been withdrawn or rejected due to none compliance with advertising requirements.

On the 9th July 2025, an application was submitted for Prestwich Store, at the same address. The applicant was submitted by Ezekiel Peters in the same company name of Access Pay Ltd with the same registered address of 10 Bridge Street, Warrington. The contact information such as the email address and phone number, provided on the application was the same as those provided on the application for which was submitted on the 1st April 2025. The application was rejected due to failing to advertise.

On the 15th July 2025, yet another application was made with exactly the same details and yet again it was rejected due to failing to advertise.

On the 23rd July 25, I along with Laura Bell (Council Licensing) and Kelly Halligan (Trading Standards) attended the store once again. Nothing elicited was found on this occasion however it was noted that there wasn't a lot of stock in the store.

On the 11th August 25, another application was received with exactly the same details as previously such as the proposed license holder; Access Pay Ltd and proposed DPS being Ezekiel Peters.

Intelligence checks were carried out by Kelly Halligan and based on the information she provided I contacted the Police Licensing Officer in Cheshire to see what information or intelligence they had in relation to Ezekiel Peters and or the address, 10 Bridge Street, Warrington.

In response to my request, the licensing officer in Cheshire stated that the address provided by Ezekiel Peters, is in fact a shop however on conducting further enquiries with the landlord

and current tenant of the premises, Mr Peters is not known to either of them and permission has never been given to the use the premises as a registered business address for Mr Peters.

Greater Manchester Police has serious concerns as to whether the licensing objectives will be upheld in this case. First of all, illicit tobacco and illegal vapes have been found on the premises which undermines the Prevention of Crime and Disorder objective, furthermore there are serious concerns as to who will actually be responsible for the running and management of the premises as Mr Peters has never been located on the premises in previous visits and it would appear that the registered business address for Access Pay Ltd, which is owned by the proposed license holder and DPS, Ezekiel Peters, is in fact another off license and no one associated with those premises, know of a Mr Ezekiel Peters nor have given permission for Mr Peters to use the premises as a registered business address.

This calls in to question, the legitimacy of the business going forward, which raises concerns over the licensing objectives being upheld and it is the opinion of Greater Manchester Police that this application should be rejected in its entirety.

Kelly Halligan presented a formal representation from Trading Standards with regards to the application.

An application for a Premises Licence for Prestwich Store Ltd, for the sale of alcohol, was made on 1st April 2025 by Mr. Ebrahime who is the sole director of the business is and had applied to be the designated premises supervisor. The agent making the application for the licence was Ezekiel Peters, of Access Pay Ltd, 10 Bridge Street, Warrington, WA12QW.

On the 10th April 2025 I attended Prestwich Mini Market as part of a day of action. I identified these premises as a place to visit as we had received a complaint that the shop was selling counterfeit products and vapes and tobacco to children. I was accompanied on the visit by PC Eccleston, Licensing Police Officer, Luke Solczak, Bury Councils Licensing Enforcement Officer, Joe Naylor, Trainee Trading Standards officer, and also a tobacco detection dog and handler from Wagtails. Also in attendance was Immigration, and the fire service.

Upon entering the premises, the applicant was situated behind the shop counter. After a look round the shop and the vehicle the applicant was in charge of, I seized the 190 packets of illicit tobacco, 13 packets of hand rolling tobacco (650g) and 108 vapes.

Based on the visit to the premises, representations were made against the granting of the licence, by GMP, Licensing and Trading Standards. The licence application was withdrawn.

On the 9th July 2025, a further application was put in for the premise, this time called Prestwich Store, of the same address, 3 Fairfax Road, Prestwich, by the agent Ezekiel Peters, in the company name Access Pay Ltd, registered office address 10 Bridge Street, Warrington, WA12QW, of which Ezekiel Peters was the director. The email address and contact phone number where the same as the application put in by Mr Ebrahime, for Prestwich Mini Market Ltd. The DPS was given as Ezekiel Peters. This application was rejected due to failing to advertise.

On the 15th July, the same application was received again, again rejected due to failure to advertise.

On the 23rd July, I visited the shop with PC Eccleston from GMP, and Laura Bell from Licensing, there was not a lot of stock in the shop. Mr Peters was not on the premises when we visited.

On the 29th July the application was submitted again, this time it was withdrawn.

On the 11th August the same application was received again. Same company details Access Pay, same registered office address and same DPS Ezekiel Peters. Intelligence checks show that the registered office address of 10 Bridge Street, Warrington, WA12QW is an off licence called Super-Off-Licence. In June 2025, a seizure of 253 illegal vapes was made from that premises. Having corresponded with the police licensing officer in Warrington and Warrington Trading Standards, the name Ezekiel Peters and the Business Access Pay Ltd, are not names they have come across when dealing with the premises. The shop in Warrington is owned by a local family to Warrington and has its own licensing consultant.

The Responsible Authority has serious concerns as to who will actually be responsible and running this shop. The licence holder and the DPS will be named as Ezekiel Peters. Mr Peters has been named as the agent in previous applications and hasn't been present when we visited. Whilst the previous application was going through, illicit goods were found on the premises, and illicit goods undermined the prevention of crime and disorder objective. The registered office address for Access Pay Ltd is also an off licence in Warrington, which has been caught in June this year with illegal vapes. Due to the undermining of the crime and disorder objective, the Weights and Measures Authority would request that the application is refused.

A number of photographs displaying items seized was included in the agenda packs.

A Member enquired if any prosecutions had taken place on Prestwich Store Ltd and it was reported investigations are still on going.

Kelly Halligan added that a when the store was last visited in September the stock was very sparse with empty crisps boxes. A test purchase was conducted with cigarettes bought for £5 which were counterfeit.

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 causes for concern so far as the promotion of the licensing objectives were concerned in relation to:-

- the prevention of crime and disorder
- public safety

There was a serious risk of undermining the prevention of crime and disorder with the evidence presented by the representations and concerns for public safety in relation to illicit vapes and tobacco.

It was therefore agreed unanimously that the Sub- Committee **refuse the application.**

The applicant did not return to the virtual meeting and was therefore not present when the decision was communicated to all concerned. They would be contacted by the Licensing Department and informed of the outcome.

COUNCILLOR T RAFIQ
Chair

(Note: The meeting started at 10.30am and ended at 12.05pm)

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Classification	Item No.
Open / Closed	

Meeting:	Licensing Hearings Sub-Committee
Meeting date:	4 November 2025
Title of report:	AN APPLICATION FROM AN RESPONSIBLE AUTHORITY FOR A REVIEW OF THE PREMISES LICENCE UNDER THE LICENSING ACT 2003 IN RESPECT EXPRESS MINI MARKET, 46 BOLTON STREET, BURY, BL9 0LL
Report by:	Executive Director (Corporate Core)
Decision Type:	Council
Ward(s) to which report relates	East

Executive Summary:

This report relates to an application pursuant to section 51 of the Licensing Act 2003 from a Responsible Authority for a review of the premises licence in respect of Express Mini Market, 46 Bolton Street, Bury, BL9 0LL

Recommendation(s)

That:

- The Licensing Authority recommend that the premises licence in respect of Express Mini Market, 46 Bolton Street, Bury, BL9 0LL be revoked due to the multiple breaches and the consequent risk to the public, including the safety of Children.

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.
- 1.3 At the time of the submission of this review application, the Premises Licence in respect of Express Mini Market, 46 Bolton Street, Bury, BL9 0LL. The

Premises Licence holder is Mr Faraydn Qasmpwr, 156 Deane Road, Bolton, BL3 5DL. He is also the designated Premises Supervisor

2.0 PROCEDURE

- 2.1 The Responsible Authority has complied with all the necessary procedural requirements laid down by the Act.
- 2.2 As part of the statutory process the Responsible Bodies and interested parties are entitled to make representations in relation to the review of a licence. The Licensing Authority has given Notice of the application by placing a Notice on the premises, at the Council Offices and on the Council web site. Where further representations are made by either the Responsible Authorities or from local residents / businesses and not withdrawn, Members are required to determine them.
- 2.3 Representations must be relevant to the licensing objectives defined within the Act. The objectives are: -
 - a) the prevention of crime and disorder
 - b) public safety
 - c) prevention of public nuisance and
 - d) protection of children from harm

3.0 CURRENT LICENSABLE ACTIVITIES

- 3.1 The current licensable activities are as follows:

- a. Opening Hours**

- Monday to Sunday 06.00 to 23.00

- b. Retail Sale of Alcohol (Off the Premises)**

- Monday to Sunday 06.00 to 23.00

4.0 REPRESENTATIONS FROM RESPONSIBLE AUTHORITY

- 4.1 The review application is at appendix 1. Trading Standards will shortly expand upon the reason(s) for their application to review the Premises Licence in relation to these premises. The representation is attached at appendix 2.

5.0 REPRESENTATIONS FROM RESPONSIBLE AUTHORITY

- 5.1 Greater Manchester Police will shortly expand upon the reason(s) for their representation in relation to these premises. The representation is attached at appendix 3.

6.0 The conditions attached to the premises licence are contained with Appendix 4.

7.0 SECTION 182 LICENSING ACT GUIDANCE (February 2025)

Section 10.2 states the following: -

Conditions include any limitations or restrictions attached to a licence or certificate and essentially are the steps or actions that the holder of the premises licence or the club premises certificate will be required to take or refrain from taking in relation to the carrying on of licensable activities at the premises in question. Failure to comply with any condition attached to a licence or certificate is a criminal offence, which on conviction is punishable by an unlimited fine or up to six months' imprisonment. The courts have made clear that it is particularly important that conditions which are imprecise or difficult for a licence holder to observe should be avoided.

Section 11.24 states the following: -

A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.

Section 11.26 states the following: -

Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives and the prevention of illegal working in the interests of the wider community and not those of the individual licence holder.

Section 11.27 states the following: -

There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:

- For the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;

Section 11.28 states the following: -

It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

8.0 OBSERVATIONS

- 8.1 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.

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>
--------------------------	---

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
Representation received

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

Term	Meaning

Appendix One

Review application for Off Licence

Application for the review of a premises licence or club premises certificate 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 Laura Bell

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description

Express Mini Market
46 Bolton Street

Post town Bury

Post code (if known) BL9 0LL

Name of premises licence holder or club holding club premises certificate (if known)

Faraydn Qasmpwr

Number of premises licence or club premises certificate (if known)

PL1258

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

☐

2) a responsible authority (please complete (C) below)

X

3) a member of the club to which this application relates (please complete (A) below)

☐

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ✓ yes

☐

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Laura Bell Deputy Licensing Officer Licensing Department Bury Council 3 Knowsley Place Bury BL9 0EJ
Telephone number (if any) 0161 253 7206
E-mail address (optional) l.j.bell@bury.gov.uk

This application to review relates to the following licensing objective(s)

- | | |
|---|---------------------------------------|
| | Please tick one or more boxes ✓ |
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> X |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> X |

Please state the ground(s) for review (please read guidance note 2)

The prevention of crime and disorder

- Illicit cigarettes and illegal vapes on the premises.
- Breach of conditions attached to the Premises Licence

The protection of children from harm

- Complaints about underage sales of alcohol and vapes

More information on the above is provided in the section below.

Please provide as much information as possible to support the application (please read guidance note 3)

Express Mini Market has held a Premises Licence since 23 November 2022. Faraydn Qasmpwr has been the Premises Licence Holder since that date and has been the Designated Premises Supervisor since 4 January 2023.

When the original application was made, Greater Manchester Police submitted a representation, and the application appeared before the Licensing and Safety Sub Committee on 15 November 2022 when it was granted with additional conditions and reduced hours.

I have visited the premises on a number of occasions alongside Trading Standards and Greater Manchester Police on multi agency visits and operations, when seizures for illegal vapes and illicit cigarettes have taken place. Many of these visits have been as a result of complaints made to Trading Standards regarding the underage sale of vapes and cigarettes.

In my capacity as a Licensing Enforcement Officer, I have identified the following issues during visits to the premises.

21/10/22	Visit to the premises by Licensing Enforcement Officers. TEN had been applied for as the licence had not yet been granted however the TEN had expired and the premises was open with alcohol on display; verbal advice was given.
19/1/24	Whilst on evening enforcement, Licensing Enforcement Officers observed that the premises was still open at 23.37 hours for members of the public to enter when the licence states that the premises must be closed by 23.00 hours. Officers entered the premises and advised staff that the premises should be closed. Staff advised Officers that they were just cleaning, Officers advised that in this case the door should be closed.
20/3/24	Staff member present could not tell us what a refusals register was or produce one and there was no written authority for staff to sell alcohol as per conditions, verbal advice given.
24/5/24	17.50 hours licensing enforcement officers witnessed a group of 8 males and females who appeared to be very young, approximately 12-14 years old, directly outside the premises vaping. As we entered the shop 2 young females around the same age were lingering in the doorway waiting for us to leave.
29/5/24	As a result of the observation on 24/5/24, a CCTV request was given for all internal and external cameras for 24/5/24 16.00-19.00. Officers were informed that the CCTV is not recording and has not been for over 2 weeks. This was a breach of conditions therefore officers attended the shop with GMP to look at the CCTV system which was working for live view but not recording. An enforcement notice was given.
30/5/24	Revisit as officers were notified that the CCTV was now working however when the rest of the conditions on the licence were checked there were numerous breaches – no written authority, no refusals register, no incident book, no evidence of staff training – written warning issued as a result, see Appendix 1.
20/6/24	Could not produce refusals register or written authority for staff to sell alcohol despite written warning being issued on 30/5/24, verbal advice given.

14/5/25	Complaint received that male who appeared to be under 18 was seen coming out of the premises with a bottle of vodka – CCTV request given to the DPS.
19/5/25	CCTV had not been downloaded as per the request, but a small snapshot was available to view on the DPS mobile phone. Officers were unable to find footage showing the male coming out of the shop with the CCTV that had been provided.
13/8/25	Could not produce refusals register or written authority for staff to sell alcohol – verbal advice given.

Most recently a complaint was received by the Licensing Department on 28/8/25 from the Stepdad of a 14-year-old girl who had been found by her parents inebriated through the consumption of alcohol, the previous evening. She informed her parents that she had purchased a litre bottle of vodka, and 2 disposable vapes from Express Mini Market in Bury Town Centre. She stated that she had purchased it herself without any ID.

I visited the premises on 1/9/25 and left a CCTV request for Mr Qasmpwr, for him to download footage from the 27/8/25 covering the hours 12.00-16.00 for all cameras. The request stated that I would collect the footage on the following day, and the accompanying letter reminded Mr Qasmpwr of the conditions of his licence in relation to CCTV stating;

- Your CCTV system should be in a good working order and images retained for a minimum of 28 days.
- CCTV should be made available to the Police or Authorised Officer of the Licensing Authority upon request.
- Copies of recorded data should be made available on request within no more than 12 hours from the time of the request.

The letter also informed him that viewing the CCTV on his mobile phone was not acceptable and it must be downloaded to a CD or memory stick. It informed him that if he had any difficulties he should contact me by email before 12pm on 2/9/25, he did not contact me. I attach the CCTV request and accompanying letter as Appendix 2.

On 2/9/25 I visited the premises alongside PC Eccleston to collect the requested CCTV. Mr Qasmpwr was present, but he had not downloaded the CCTV saying it was too much to do and he didn't know how to do it. He told us we could view it on his iPad. We informed him that this was not acceptable and that as DPS it is his responsibility, and a condition on the licence, that he knows how to operate the system. PC Eccleston obtained a memory stick for him, but Mr Qasmpwr claimed that he could not remember the password to access the system. He was advised to ring the engineer who had installed the CCTV and obtain the password and that we would return the following day to collect the downloaded footage.

On 3/9/25 I again visited the premises alongside PC Eccleston. On this occasion Mr Qasmpwr was not present. PC Eccleston accessed the CCTV system, and it was found to be unlocked of a password. However, the hard drive had been wiped and there were no recordings on the system for the whole of August. The system had started recording again at 8pm on 2/9/25.

Due to this I am unable to further investigate the complaint I had received. This goes against the objectives of protection of children from harm and prevention of crime and disorder.

Mr Qasmpwr has been given numerous warnings and advice on previous occasions with regards to his responsibilities as a licence holder. Despite this he continues to breach the conditions of his licence showing no regard for the objectives of the Licensing Act. Therefore, this leaves no option but to now seek the revocation of his alcohol licence through this review application.

Please tick ✓ yes									
Have you made an application for review relating to the premises before	<input type="checkbox"/>								
If yes please state the date of that application	<div>Day Month Year</div> <table border="1" style="display: inline-table; vertical-align: middle;"> <tr> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> <td style="width: 20px; height: 20px;"></td> </tr> </table>								

<p>If you have made representations before relating to the premises please state what they were and when you made them</p> <p>N/A</p>
--

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate x
- I understand that if I do not comply with the above requirements my application will be rejected x

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.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5).
If signing on behalf of the applicant please state in what capacity.



Signature

.....

Date

.....17/9/25.....

Capacity Deputy Licensing Officer

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Data Protection agreement

In this form, we may ask for some personal information (such as name, address, date of birth, etc.) in order to fulfil your request for information or services.

This information will be held securely and will be used to provide you with the service you have requested.

Any processing will be performed in line with the requirements of the Data Protection Act 2018 and the General Data Protection Regulation.

Bury Council is the Data Controller for the information you give us. Further details about how we process personal data can be found in our privacy notice at: <https://www.bury.gov.uk/privacy>

Consent

I consent to the Council capturing and storing the personal details in this form for providing the service requested. I understand that I can request for my details to be removed from your records

Signed Applicant _____  _____ Date 17/9/25

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

Privacy Policy

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

Appendix 1 – Warning letter issued 30/5/24



Date 30 May 2024

Website www.bury.gov.uk

Department for Operations

Faraydn Qasmpwr
Express Mini Market
46 Bolton Street
Bury
BL9 0LL

SENT BY EMAIL

Dear Sir

Express Mini Market

Breach of Conditions of Premises Licence - Licensing Act 2003

I write further to the Enforcement Notice that was served by my colleague yesterday, 29 May 2024, due to the **breach of condition of the Premises Licence whereby the CCTV was not recording and had not been recording for at least 28 days previously as per the conditions of the licence.**

Following a visit to the premises earlier today I am satisfied that the above issue has now been resolved in that the CCTV is now capable of recording.

However, during today's visit further breaches of the conditions attached to the Premises Licence were identified and are detailed below alongside the relevant condition.

2 A written delegation of authority record will be kept at the premises whereby non personal licence holders are authorised to make sales on behalf of a personal licence holder.

This was not available for Officers to view at the premises.

3. 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.

The member of staff present advised that he had received some training but was unable to answer questions with regards to what identification is acceptable as proof of age, no record of training was available for officers to view at the premises.

5. An incident book/register shall be maintained to record:

- i. All incidents of crime and disorder occurring at the premises.*
- ii. Details of occasions when the police are called to the premises.*

6. This book/register shall be made available for inspection by a police officer or other authorised officer on request.

No incident book was available to view at the premises.

14. 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.

No refusals book was available to view at the premises.

May I also take this opportunity to remind you of the conditions regarding the CCTV and the duration of time that the system must record for.

The CCTV system should be checked regularly to ensure it is functioning and if not as per 1.4 and 1.5 below the necessary steps should be taken. *These steps were not taken on this occasion.*

1.1 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.

1.2 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.

1.3 The premises licence holder or designated premises supervisor is to provide the police with the contact details of at least one other member of staff (or other person(s)) who is 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.

1.4 The premises licence holder / 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.

1.5 In the case of a breakdown or malfunction the premises licence holder / designated premises supervisor shall make sure that the CCTV is in working order as soon as practicable.

May I also remind you of a further condition,

4. The Designated Premises supervisor / personal licence holder will be available /contactable at all times that alcohol is on sale.

You as the DPS should have been contactable yesterday, 29 May, when the CCTV was not functioning. Please ensure that going forward all staff have your contact details and know to contact you when requested.

You should ensure that the above breaches are rectified with immediate effect. Further visits will be made to ensure that this has been done.

This letter is to serve as a warning with regards to all the breaches highlighted in red above.

This will be kept on record and will be referred to in the event of any future complaints / breaches / action taken.

If there is anything in this letter which you wish to discuss, please do not hesitate to contact me.

Yours sincerely



Laura Jones

Deputy Licensing Officer



Follow us on



Appendix 2 - CCTV request and covering letter hand delivered to the premises on 1/9/25

BURY METROPOLITAN BOROUGH COUNCIL

REQUEST TO PRODUCE CCTV FOOTAGE

Premises: Express Minimarket

Address: 46 Bolton Street, Bury

Date of Request: 1/9/25 Time:

Please be advised that Authorised Officers of the Licensing Authority which has granted the Premises Licence in respect of the above premises, actively carry out compliance checks of licensed premises to ensure compliance with conditions attached to Licences. There is a condition attached to the Premises Licence in respect of the above premises relating to the requirement for the premises to operate and maintain a CCTV system and to produce copies of CCTV footage to either the police or to an Authorised Officer of the Licensing Authority upon request and within a period of no more than 12 hours from the request being made.

This notice is a formal written request for you to produce for collection from these premises by the undersigned Authorised Officer from Bury Council, at (time): 2.30pm on (date): 2/9/25, a copy of the premises CCTV footage for the following period(s):


Time from:	12.pm	on Date: 27/8/25
Time to:	4.00pm	on Date: 27/8/25

In relation to the following cameras/areas:

All cameras

The requested footage can be provided using any of the following medium: DVD/CD discs/Memory stick or production of the hard drive. Please be advised that the items supplied will be returned to you in due course unless legislation/a court of law dictates otherwise.

Details of Authorised Officer making the request:

Name:	 Laura Bell
Appointment:	Deputy Licensing Officer

Contact Tel No:	0161 253 7206
-----------------	---------------

Details of person the request was handed to:

Name:	
Appointment:	
Contact Tel No:	

(*This request should preferably be handed to the Designated Premises Supervisor (DPS). His/her details can be found on the Summary of the Premises Licence which is required to be on display at the premises. A signed duplicate of the notice should be retained as proof of service should non compliance with the request become an issue).



Date 01/09/2025
Website www.bury.gov.uk

Corporate Core

Faradyn Qasmpwr
Express Mini Market
46 Bolton Street
Bury

HAND DELIVERED

Dear Faradyn

Please find attached a CCTV request form for the date of 27 August between the hours of 12-4pm, covering **all** cameras inside and outside of the shop.

I will call into the shop to collect the CCTV footage tomorrow at 2.30pm please ensure it is ready for collection.

It is not acceptable for the CCTV to be viewed on your mobile phone. It must be downloaded to a CD or a memory stick / pen drive.

The conditions on your licence state that;

- Your CCTV system should be in a good working order and images retained for a minimum of 28 days.
- CCTV should be made available to the Police or Authorised Officer of the Licensing Authority upon request.
- Copies of recorded data should be made available on request within no more than 12 hours from the time of the request.

Therefore, the attached CCTV request must be complied with or you will be in breach of the conditions of your licence. A breach of conditions can lead to your licence being reviewed.

If there is an issue with being able to comply with the attached request, please email me at l.j.bell@bury.gov.uk before 12pm on Tuesday 2 September.

Regards

Laura Bell
Deputy Licensing Officer

Appendix Two

Representation from Trading Standards

Appendix Three

Representation from

Greater Manchester Police

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By virtue of paragraph(s) 7 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

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By virtue of paragraph(s) 7 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

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Appendix Four

Conditions attached the premises Licence

General CCTV

- 1.1 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.
- 1.2 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.
- 1.3 The premises licence holder or designated premises supervisor is to provide the police with the contact details of at least one other member of staff (or other person(s)) who is 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.
- 1.4 The premises licence holder / 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.
- 1.5 In the case of a breakdown or malfunction the premises licence holder / designated premises supervisor shall make sure that the CCTV is in working order as soon as practicable

The Prevention of Crime and Disorder

2. A written delegation of authority record will be kept at the premises whereby non personal licence holders are authorised to make sales on behalf of a personal licence holder.
3. 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.
4. The Designated Premises supervisor / personal licence holder will be available /contactable at all times that alcohol is on sale.
5. An incident book/register shall be maintained to record:
 - i. All incidents of crime and disorder occurring at the premises.
 - ii. Details of occasions when the police are called to the premises.
6. This book/register shall be made available for inspection by a police officer or other authorised officer on request.
7. No alcoholic drink shall be removed from the premises in an unsealed container.
8. Alcohol may only be sold in sealed containers.

9. Alcohol may not be sold to any person who appears to be intoxicated.

The Prevention of Public Nuisance

10. Management and staff are 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.
11. No refuse shall be disposed of or collected from the premises between the hours of 2300 - 0700 where such disposal or collection is likely to cause disturbance to local residents
12. 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.

The Protection of Children from Harm

13. 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.
14. 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.

Conditions imposed at a Committee Hearing November 2022

15. Notices to be placed inside and in a prominent place at the front of the store advising customers / members of the public not to loiter outside the premises.
16. Premises license holder to ensure the area immediately outside the premises is kept clean and tidy.
17. No alcoholic beverages to be displayed in the window of the premises or in close proximity to the front entrance.
18. Refrigerated alcoholic beverages to be located next to premises serving counter.

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