



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

<b>Meeting:</b>	Licensing & Safety Committee
<b>Meeting date:</b>	7 February 2023
<b>Title of report:</b>	Operational Report
<b>Report by:</b>	Executive Director (Operations)
<b>Decision Type:</b>	N/A Report for information only
<b>Ward(s) to which report relates</b>	N/A

**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

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### **Community impact/ Contribution to the Bury 2030 Strategy**

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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.*

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## **Assessment of Risk:**

The following risks apply to the decision:

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

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## **Consultation:**

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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 5209    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.**

Term	Meaning
None	

### 1.0 **BACKGROUND**

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

### 2.0 **COMPLIANCE/ENFORCEMENT**

2.1 The Licensing Service have dealt with the following compliance and enforcement matters for the following periods

#### 2.2 **5 December 2022 – 11 December 2022**

##### **Client**

Enforcement - 2

Complaint – 1

##### **Vehicle**

Enforcement – 10

##### **Premises**

Multi Agency – 18 (comprises the visits with TS and the visits with the drug dog)

Enforcement – 4

#### 2.3 **12 December 2022 – 18 December 2022**

##### **Client**

Complaint 2

Enforcement 1

**Premises**

Enforcement 5

**Vehicle**

Enforcement 7

2.4 **19 December 2022 – 25 December 2022**

**Client**

Complaint 4

Enforcement 5

**Premises**

Enforcement 5

Intel 1

Multi agency 14

**Vehicle**

Enforcement 14

2.5 **2 January 2023 – 8 January 2023**

**Client**

Complaint 2

Enforcement 3

Intelligence 1

**Vehicle**

Compliance 3

Enforcement 4

**Premises**

Compliance 2

Enforcement 1

Intelligence 1

2.6 **9 January 2023 – 15 January 2023**

**Client**

Complaint 7

Enforcement 4

**Premises**

Enforcement 14

#### **Vehicle**

Enforcement 6

### **2.7 16 January 2023 – 22 January 2023**

#### **Client**

Complaint 2

Enforcement 4

Intel 1

#### **Premises**

Enforcement 10

#### **Vehicle**

Enforcement 5

### **3.0 BEST BAR NONE**

- 3.1 The assessments are now coming to an end for the Best Bar None scheme. 10 premises in the town centre have passed and 3 more are likely to pass by the end of January. An awards ceremony for the successful premises is due to take place on 7<sup>th</sup> February where they will receive their accreditations. The new scheme for this year will also be launched on the same evening and this year it will be open to premises borough wide.

### **4.0 PARTNERSHIP WORKING**

- 4.1 The Licensing Service have been working with Greater Manchester Police, Trading Standards and a Tobacco detection dog undertaking visits to licensed shops on the 6 December 2022. 6 licensed premises were searched. A quantity of illicit tobacco products were found and two premises were found to be in breach of their premises licence conditions.
- 4.2 The Licensing Service worked with Greater Manchester Police and a drug detection dog on 10 December 2022 to ensure compliance with their conditions of their licences during the World Cup. 10 licensed premises were visited and searched. One male was found in possession of a small quantity of cannabis and a number of snap bags either empty or containing the residue of a white powder were found on the streets.
- 4.3 The Licensing Service worked with Greater Manchester Police on the 23 December 2022, numerous venues were visited to ensure compliance with their conditions of their licences during the Christmas and New Year Period. 12 premises were visited and the following issues were found: All premises were found to be in order but apart from 1 which was given advice regarding the use of the pavement outside for furniture.

### **5.0 NEW SECTION 182 GUIDANCE ISSUED**

- 5.1 The Licensing Service are aware that new guidance has been issued and effective from the 20 December 2022. This has superseded the previous guidance that was issued in April 2018. There are several changes in the new guidance which are being reviewed by the

Licensing Service. Any of the amendments will be incorporated in any future reports to the Licensing Hearings Sub-Committee where required

## **6.0 IMMEDIATE REVOCATION OF A PRIVATE HIRE DRIVERS LICENCE**

- 6.1 The Licensing Service received information from Greater Manchester Police in relation to a private hire drivers conduct which has resulted in him being charged for serious offences. The driver concerned has been given a right of reply before the Head of Public Protection and the Chair of this Committee considered taking action in the interests of Public Safety under the Road Safety Act 2006, it was felt appropriate to immediately revoke his private hire drivers licence on the 20 January 2023.

## **7.0 TRADE LIAISON MEETING**

- 7.1 On the 12 January 2023, the Licensing Service and Greater Manchester Police held a trade liaison meeting with the trade, the minutes of the meeting will be published in due course on the Council's Website at:-

<https://councildecisions.bury.gov.uk/ieListMeetings.aspx?CId=368&Year=0>