

Classification	Item No.
Open / Closed	

Meeting:	Licensing and Safety Committee
Meeting date:	6 June 2024
Title of report:	Operational Report
Report by:	Executive Director (Operations)
Decision Type:	N/A Report for information only
Ward(s) to which report relates	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 The Licensing Service have dealt with the following compliance and enforcement matters for the following periods:-

2.2 **1 - 7 April**

Client

Complaint 2

Enforcement 2

Premises

Complaint 1

Compliance check 1

Intel 1

Vehicle

Enforcement 5

Compliance check 7

Updates 1

Operator

Complaint 2

Enforcement 1

2.3 **8 to 14 April**

Client

Complaint 5

Enforcement 2

Premises

Enforcement 7

Vehicle

Enforcement 6

2.4 **15 to 21 April**

Client

Complaint 3

Enforcement 4

Premises

Enforcement 4

Multi Agency 5

Vehicle

Compliance 5

Enforcement 6

2.5 **22 to 28 April**

Client

Complaint 3

Enforcement 6

Premises

Complaint 3

Compliance 1

Enforcement 4

Intelligence 1

Multi agency 10

Vehicle

Enforcement 8

2.6 **29 April to 5 May**

Client

Complaint 4

Compliance 1

Enforcement 3

Premises

Enforcement 4

Vehicle

Complaint 2

Compliance 1

Enforcement 4

2.7 **6 to 12 May**

Client

Complaint 4

Enforcement 4

Premises

Complaint 5

Compliance 1

Enforcement 7

Multi Agency 10

Vehicle

Enforcement 3

2.8 13 to 19 May

Client

Complaint 8

Enforcement 3

Premises

Advice 2

Compliance 2

Multi Agency 1

Risk Assessment 1

Enforcement 3

Vehicle

Enforcement 4

2.9 20 to 26 May

Client

Enforcement X 3 (Approx 20 vehicles spoken to, however, only 3 were Bury Drivers and can be recorded)

Premises

Compliance 8

Enforcement 3 (Approx 20 vehicles spoken to, however, only 3 were Bury Drivers and can be recorded)

3.0 LICENSING HEARINGS SUB-COMMITTEES

- 3.1 On the 19 April 2024, an application for the grant of a premises licence at Beytoushi, Market, 406 Bury New Road, Prestwich, Manchester, M25 1BD was due to be considered by the Licensing Hearings Sub-Committee. The application attracted representations from Greater Manchester Police, Trading Standards and the Licensing Authority in their capacity as Responsible Authorities. The Licensing Authority received notification from the applicant

that he was withdrawing the application. Due to the withdrawal of the application the hearing did not take place.

- 3.2 Following a request by the Chief Superintendent for a summary review in respect of Metro, 66 Spring Lane, Radcliffe due to the premises being linked to serious crime, an interim steps hearing was held on the 26 March. Members decided to impose interim steps pending the full review of the Premises Licence being the suspension of the Premises Licence and the removal of the DPS. The full review of the premises licence took place on the 17 April 2024 and members decided to revoke the licence and determined that the interim steps stay in force during the appeal period.
- 3.3 On the 19 April 2024, an application for the grant of a premises licence in respect of Hareram, 40 Holly Street, Tottington was considered by the members of the Licensing Hearings Sub-Committee. Representations were received from two interested parties. Members decided to grant the application.

4.0 PREMISES LICENCE LAPSED DUE TO INSOLVENCY – Club 66

- 4.1 Members may recall an application for a summary review submitted by Greater Manchester Police in respect of Club 66, 24 Silver Street, Bury. Members resolved to revoke the premises licence. The Licence holder appealed the Council's decision to the Magistrates Court.
- 4.2 However, during the appeal period the limited company was dissolved, therefore the premises licence lapsed due to the requirements of the Licensing Act 2003

5.0 MULTI AGENCY WORK

- 5.1 The Deputy Licensing Office worked in partnership with Greater Manchester Police on the 20 April 2024 for the football derby held at Ramsbottom United FC between Bury FC and Ramsbottom. Officers carried out checks at licensed premises in Bury Town Centre and Ramsbottom. Officers also visited the football ground itself. Several minor issues were identified and addressed.
- 5.2 On the 10 May 2024, officers from the Licensing Service and the Trading Standards Service worked in partnership with Greater Manchester Police and visited 9 premises. Officers seized from 6 premises 649 vapes, 4540 Illicit cigarettes and 650g of hand rolling tobacco which had a street value of £10,000.

6.0 IMMEDIATE REVOCATION OF 2 PRIVATE HIRE DRIVERS LICENCES

- 6.1 On the 2 May 2024, the Licensing Service received intelligence from Greater Manchester Police regarding two private hire drivers. Due to the nature of the intelligence the Licensing Unit Manager in consultation with the Chair of the Licensing and Safety Committee decided to immediately revoke their private hire driver's licences in the interests of Public Safety.

Community impact / links with Community Strategy

Not applicable

Equality Impact and considerations:

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

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

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

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

Equality Analysis	<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:

Risk / opportunity	Mitigation
None	.

Consultation:

Not applicable

Legal Implications:

Not applicable

Financial Implications:

Not Applicable

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

Term	Meaning
None	