

Classification	Item No.
Open / Closed	

Meeting:	Licensing Hearings Sub-Committee
Meeting date:	14 th April 2026
Title of report:	Application for a Premises Licence to be granted under the Licensing Act 2003 in respect of Central Café, 8 Market Street, Bury. BL9 0AJ
Report by:	Executive Director (Corporate Core)
Decision Type:	Council
Ward(s) to which report relates	East

Executive Summary:

This report relates to an application for a Premises Licence to be granted under the Licensing Act 2003 in respect of Central Café, 8 Market Street, Bury. BL9 0AJ

Recommendation(s)

- To grant the application in the terms requested
- To grant the application subject to conditions
- To amend or modify existing or proposed conditions
- To refuse the application

1.0 BACKGROUND

1.1 The Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations are the relevant legislation.

1.2 The Panel will make a decision on the day of the hearing and the parties will be notified subsequently of the decision and the reasons for it by letter from the Licensing Office.

2.0 INTRODUCTION

- 2.1 The applicant for the licence is S.K. Event Service Limited, 3rd Floor, 86-90 Paul Street, London EC2A 4NE. The proposed Designated Premises Supervisor is Mr Serhi Kostyuk, 8 Market Street, Bury BL9 0AJ
- 2.2 The applicant has complied with all the necessary procedural requirements laid down by the Act.
- 2.3 As part of the statutory process the Responsible Authorities and interested parties are entitled to make representations in relation to the grant of a licence. Where representations are made and not withdrawn Members are required to determine them.
- 2.4 Representations must be relevant to the licensing objectives defined within the Act. The objectives are:-
- the prevention of crime and disorder
 - public safety
 - prevention of public nuisance and
 - protection of children from harm

3.0 THE APPLICATION

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

Opening Times:

Monday to Sunday 09.00 to 23.30

Seasonal Variations

Bank Holiday Monday 09.00 to 01.30

Sundays prior to a Bank 09.00 to 01.30

Holiday

Christmas Eve 09.00 to 01.30

Boxing Day 09.00 to 01.30

New Years Eve 09.00 to 01.30

Retail Sale of Alcohol (On and off the premises):

Monday to Sunday 09.00 to 23.00

Bank Holiday Monday 09.00 to 01.30

Sundays prior to a Bank 09.00 to 01.30

Holiday

Christmas Eve 09.00 to 01.30

Boxing Day	09.00 to 01.30
New Years Eve	17.00 to 08.00

Performance of Dance (On and off the premises):

Bank Holiday Monday	09.00 to 01.30
Sundays prior to a Bank Holiday	09.00 to 01.30
Christmas Eve	09.00 to 01.30
Boxing Day	09.00 to 01.30
New Years Eve	09.00 to 08.00

Playing of Recorded Music (On and off the premises):

Bank Holiday Monday	09.00 to 01.30
Sundays prior to a Bank Holiday	09.00 to 01.30
Christmas Eve	09.00 to 01.30
Boxing Day	09.00 to 01.30
New Years Eve	09.00 to 08.00

Provision of Live Music (On and off the premises):

Bank Holiday Monday	09.00 to 01.30
Sundays prior to a Bank Holiday	09.00 to 01.30
Christmas Eve	09.00 to 01.30
Boxing Day	09.00 to 01.30
New Years Eve	09.00 to 03.00

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

4.0 REPRESENTATIONS FROM AN INTERESTED PARTY

- 4.1 Two representations have been made against this application. The Interested Parties will make their representations at the hearing.
- 4.2 The representations are attached at Appendix 2.

5.0 OBSERVATIONS

- 5.1 After hearing the representations made and the evidence presented, Members are obliged to determine the application with a view to promoting the licensing objectives and having regard to the Authority's Licensing Policy and National Guidance.

6.0 THE SECRETARY OF STATES GUIDANCE TO THE LICENSING ACT 2003

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

7.0 CONCLUSION

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

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

Community impact/links with Community Strategy

Not Applicable

Equality Impact and considerations:

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

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

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

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

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

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Town Hall
Bury

Telephone No: 0161 253 5209
Email: m.bridge@bury.gov.uk

Background papers:

List of Background Papers:-
Application form
Representations received

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

Term	Meaning

Appendix One

Operating Schedule submitted by the applicant

Conditions agreed with Greater Manchester Police

General

1. No licensable activity to be permitted outside the premises.

The prevention of crime and disorder

2.. The premises license holder must ensure that:

(i) CCTV cameras are located within the premises to cover all public areas including all entrances and exits [The location of cameras could also be specified on the plan attached to the premises licence].

(ii) The system records clear images permitting the identification of individuals.

(iii) The CCTV system is able to capture a minimum of 24 frames per second and all recorded footage must be securely retained for a minimum of 28 days.

(iv) The CCTV system operates at all times while the premises are open for licensable activities [or specify timings]. 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.

(v) All equipment must have a constant and accurate time and date generation.

(vi) The CCTV system is fitted with security functions to prevent recordings being tampered with, i.e. password protected.

(vii) There are members of trained staff at the premises during operating hours able to provide viewable copies on request by the police or authorised officer of the local authority officers as soon as is reasonably practicable or in any case within 12 hours of receiving the request whether that be verbal or written request.

3. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:

(i) All alleged crimes reported to the venue or by the venue to the police

(ii) All ejections of patrons

(iii) Any complaints received

(iv) Any incidents of disorder

(v) Seizures of drugs, offensive weapons, fraudulent ID or other items

(vi) Any faults in the CCTV system, searching equipment or scanning equipment

(vii) Any visit by a responsible authority or emergency service

(viii) The times on duty, names and the licence numbers of all licensed door supervisors employed by the premises.

4. All staff authorised to sell alcohol shall be trained in:

i. Relevant age restrictions in respect of products

ii. Prevent underage sales

iii. Prevent proxy sales

iv. Maintain the refusals log

- v. Enter sales correctly on the tills so the prompts show as appropriate
- vi. Recognising signs of drunkenness and vulnerability
- vii. How overservice of alcohol impacts on the four objectives of the Licensing Act 2003
- viii. How to refuse service
- ix. The premises' duty of care policy, understanding and dealing with situations involving vulnerable people, and incidents of harassment
- x. Action to be taken in the event of an emergency, including the preservation of a crime scene and reporting an incident to the emergency services
- xi. The conditions in force under this licence.

5. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 [or specify] monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Bury Council.

6. A minimum of two (2) door supervisors is to be employed when the premises remain open past midnight. The door supervisors should remain on duty until the premises are closed, and all the customers have left.

7. At any other times of the year, door supervisors shall be employed by the premises based upon a risk assessment carried out in relation to the following factors:

- (i) Size of the venue
- (ii) Expected attendance
- (iii) Type of event taking place
- (iv) Location of the premises
- (v) Time of year
- (vi) Special occasion (New Year, Halloween, Local events etc.)
- (vii) Premises Licence Conditions

8. Where SIA registered door supervisors are used at the premises, a record must be kept of their SIA registration number and the dates and times when they are on duty.

9. The premises must be linked to a system of communication with the Police and other licensed premises as agreed with the Police and Licensing Authority. The system shall be kept in good working order at all times. When the premises are open to the public, the communications link to the Police and other licensed premises shall be switched on and available to and monitored by the Designated Premises Supervisor or a nominated member of staff. The system to be used to report incidents and warn each other of the presence of potential trouble makers in the area.

10. No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises except for the purposes of delivery or from moving from one part of the premises to another.

11. No drink shall be removed from the premises in an unsealed container

12. There shall be a lockable 'drugs box' at the premises to which no member of staff, except the DPS and/or manager, shall have access. All controlled drugs (or items suspected to be, or containing controlled drugs) found at the premises must be placed in this box as soon as practicable. Whenever this box is emptied, all its contents must be given to Greater Manchester Police for appropriate disposal.

Public safety

13. The premises will be maintained in a safe condition at all times.

14. All emergency exits will be kept free from obstructions and will be clearly identified by signage.

15. A suitably stocked first aid kit will be maintained on the premises and be readily available to staff and customers.

16. Valid fire safety equipment, including extinguishers and smoke detectors, will be maintained and serviced annually.

17. All staff will be trained in emergency evacuation procedures.

18. Customers are to be prevented from leaving the premises with glasses or open bottles.

19. Empty bottles must be placed into secure storage or locked bins so as to prevent them from being used as weapons.

The prevention of public nuisance

20. Noise from the premises, including music and voices, will be kept at a level that does not cause a nuisance to nearby residents. Doors and windows will be kept closed (except for entry and exit) during any live or recorded music performances.

21. Prominent signs will be displayed at all exits requesting customers to respect the needs of local residents and leave the area quietly.

22. The area immediately outside the premises will be kept clean and free from litter. Waste collections and bottle disposals will not take place between 21:00 and 08:00 to avoid noise disturbance.

The protection of children from harm

23. The premises will operate a 'Challenge 25' policy. Anyone who appears to be under 25 will be asked for photographic ID (Passport, Photo Driving Licence, or PASS-accredited card) to prove they are 18 or older before being served alcohol.

24. A refusals log (either paper or digital) will be maintained to record all instances where a sale of alcohol is refused. This log will be available for inspection by the Police or Council officers upon request.

25. Children will only be allowed on the premises when accompanied by a responsible adult. No children will be permitted on the premises after 21:00.

26. The premises shall display prominent signage indicating at any point of sale and at the entrance to the premises that the Challenge 25 scheme is in operation.

Appendix 2

Representation from Interested Parties

To whom it may concern

I wish to make it clear that I strongly object to this application being granted. As a resident of Ribblesdale House, Market Street, Bury, BL9 0LD, the hours and activities requested under this application would make both my working and non working life, in a word, miserable. My flat faces across from Central Cafe, and for the most part I work from home, so the granting of this application would disturb my working hours, which often differ from a normal 9-5 as I work for a US based company. There is already enough out of hours noise in what is now a residential area caused by The Bank, both during the week and at weekends, and added to that there is Wax and Beans, which hosts frequent live music activities, right outside my window. I do believe that if this application were to be granted, I would have no other option but to move, and I suspect the other residents, especially those at the front of the building, would do similar, thereby rendering these flats as impossible to rent. Please do the reasonable thing and refuse this application - we do not need another loud music venue in Bury, we have plenty both on and around Silver Street.

Hi there,

I've just noticed an application has been submitted for Central Cafe at 8 Market Street, Bury, BL9 0AJ:

https://licensing.bury.gov.uk/PAforLalpacLIVE/1/LicensingActPremises/Search/3957/Detail?APP_ID=98736.

The application is for a change of use from cafe to a bar and I understand that objections are to be submitted before 17th March 2026. I tried to register for an account on your website to submit an objection, however I kept getting a server error. Please could I therefore submit my objection via this email?

The objection is with regards to Sections E, F and G of "Activities - Times Requested". Our office is directly above their premises and we work until 9pm each night. Any loud music being played would stop us from being able to work, as the ceiling/floorboards between us and Central Cafe are very thin and allow sound to travel very easily.

Here's a snip of the error message that showed-up 3 times on your website, for reference:



Bury
Council

[Home](#)

[Register](#)

[Log in](#)

You are here » [Home](#) » **Stop!**

Server Error

Server error.

13/03/2026 18:00:23

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