



TRAFFORD
COUNCIL

**AGENDA PAPERS FOR
LICENSING SUB-COMMITTEE MEETING**

Date: Tuesday, 29 April 2014

Time: 6.30 p.m.

**Place: Committee Rooms 2+3, Trafford Town Hall, Talbot Road, Stretford,
Manchester, M32 0TH**

A G E N D A	PART I	Pages
1.	ATTENDANCES	
	To note attendances, including Officers and any apologies for absence.	
2.	APPLICATION FOR THE VARIATION OF A PREMISES LICENCE - CROSSINGS SERVICE STATION, 16 STOCKPORT ROAD, ALTRINCHAM WA15 8EX	
	To consider a report of the Head of Public Protection.	1 - 38
3.	APPLICATIONS WITH ALL PARTY AGREEMENT (STANDING ITEM)	
	To receive an update on applications where all parties have reached agreement and to decide, in each case, whether to: Agree that a hearing is not necessary and determine to grant the licence and attach the agreed conditions: or Agree that a hearing will be necessary with all the parties present.	
4.	URGENT BUSINESS (IF ANY)	
	Any other item or items which by reason of special circumstances (to be specified) the Chairman of the meeting is of the opinion should be considered at this meeting as a matter of urgency.	

THERESA GRANT
Chief Executive

Membership of the Committee

Councillors Mrs. J. Reilly, B. Sharp and J. Smith

Further Information

For help, advice and information about this meeting please contact:

Mrs Ruth Worsley, Democratic Services Officer

Email: ruth.worsley@trafford.gov.uk

This agenda was issued on **Thursday 17th April 2014** by the Legal and Democratic Services Section, Trafford Council, Trafford Town Hall, Talbot Road, Stretford M32 0TH..

AGENDA ITEM NO.

TRAFFORD COUNCIL

**THE LICENSING SUB-COMMITTEE – 29TH APRIL 2014
(RE-CONVENED HEARING FOLLOWING 3RD APRIL 2014 ADJOURNMENT)**

REPORT OF THE HEAD OF PUBLIC PROTECTION

REPORT REF. NO.

**APPLICATION FOR THE VARIATION OF A PREMISES LICENCE – CROSSINGS
SERVICE STATION, 16 STOCKPORT ROAD, ALTRINCHAM, CHESHIRE
WA15 8EX**

PURPOSE

To advise Members of an application for the Variation of a premises licence for Crossings Service Station, 16 Stockport Road, Altrincham, Cheshire WA15 8EX which has attracted a representation from a local resident.

OPTIONS

The Sub-Committee to take such steps as they consider necessary for the promotion of the Licensing Objectives in accordance with the provisions of subsection (4) of the Licensing Act 2003.

**Iain Veitch
Head of Public Protection**

Further Information From:

Name: Steve Bate
Senior Licensing Officer
Extension: 4144

Proper Officer for the purposes of L.G.A 1972,S.100D
(background papers): Head of Public Protection

Appendices:

- Appendix A - Application and Operating Schedule
- Appendix B - Representation against application from local resident
- Appendix C – Extract of Secretary of States Guidance – Licensing Objective:
Public Nuisance
- Appendix D – Extract of Trafford Council Licensing Policy 2011 – 2014:
7.0 Licensing Objectives – Public Nuisance
- Appendix E – Current Premises Licence PL0696

Licensing Act 2003 – Crossings Service Station, 16 Stockport Road, Altrincham

1. Background

- 1.1 The premises located at 16 Stockport Road, Altrincham is owned by Rontec Watford Limited and is currently run as a petrol station and convenience store.
- 1.2 The original application submitted for the grant of a premises licence was placed before the Committee on 12th October 2012 as it received a representation from Greater Manchester Police.
- 1.3 This representation requested that the applicant enter into an agreement for the inclusion of a condition on the licence. This condition states that "The premises licence holder will ensure that the entrance door to the shop will be closed to customers between the hours of 01:00 am and 06:00 am. Any sales between these hours, will be made through the night pay window". An agreement was reached by both parties and confirmation was received that a full hearing was not necessary.
- 1.4 This premises does currently benefit from a premises licence under the Licensing Act 2003. (Appendix E)

2. Application for the Variation of a Premises Licence

- 2.1 On 7th February 2014, the Licensing Section received an application (**Appendix A**) from Rontec Watford Limited for the variation of a premises licence for the premises at 16 Stockport Road, Altrincham, Cheshire WA15 8EX which is known as Crossings Service Station.
- 2.2 The application requests the extension of hours for the licensable activity of sale of alcohol to 24 hours daily.
- 2.3 The applicant has complied with all requirements under the application process including advertising the application in a newspaper, advertising by way of public notice at the premises and submitting a copy of the complete application to all Responsible Authorities. The application is deemed to be correctly submitted.

3. Representations

- 3.1 A representation against the application has been received from a local resident and is attached as **Appendix B**.
- 3.2 The Committee are respectfully advised that the representation received against the application broadly relates to the Licensing Objective:

- Prevention of Public Nuisance.

3.3 The Members will be required to determine the relevance of the representation. When considering the relevance of the representation the Licensing Sub-Committee must apply three rules:

- the representation must be from persons who live, or are involved in a business in the area and are likely to be affected by the application;
- it must not be repetitious, vexatious or frivolous;
- it must relate to one or more of the licensing objectives.

4. Licensing Policy and Guidance

4.1 The Committee are respectfully referred to the Council's own Licensing Policy relating to the Licensing Act 2003 objectives and to the Secretary of State's Guidance.

- Prevention of Public Nuisance (**Appendices C and D**).

5. Options

5.1 The Sub-Committee to take such steps as they consider necessary for the promotion of the Licensing Objectives in accordance with the provisions of subsection (4) of the Licensing Act 2003. The steps specified are:

5.1.1 To grant the licence subject to-

- Conditions consistent with the operating schedule accompanying the application modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and;
- Any mandatory conditions which must be included under the Licensing Act 2003

5.1.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;

5.1.3 to refuse to specify a person in the licence as the premises supervisor;

5.1.4 to reject the application.

5.2 The Sub-Committee is advised that any findings on any issues of fact should be on the balance of probability and any decision should be based on the individual merits of the application.

5.3 The Sub-Committee, in arriving at its decision, must have regard to relevant provisions of national guidance and its own statement of licensing policy and reasons should be given for any departure.

Application to vary a premises licence 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/We Rontec Watford Limited

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number PL0696
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Crossings Service Station 16 Stockport Road			
Post town	Altrincham	Postcode	WA15 8EX

Telephone number at premises (if any)	0161 928 5847
Non-domestic rateable value of premises	£22,250

Part 2 – Applicant details

Daytime contact telephone number	01923 694038		
E-mail address (optional)			
Current postal address if different from premises address	13-14 Esplanade St Helier All correspondence to: Winckworth Sherwood LLP (Ref: EMF/32991/175/RPB) Minerva House 5 Montague Close London SE1 9BB		
Post town	Jersey	Postcode	JE1 1BD

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

A petrol forecourt store selling a broad range of groceries, household products and alcohol.

Situated at 16 Stockport Road, Altrincham, WA 15 8EX to be varied as follows:

Extension of the hours for the sale of alcohol to 24 hours daily.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

--

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Tue					
			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Wed					
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music (please read guidance note 4)</u>		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)			
Mon						
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)			
Wed						
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)			
Fri						
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Wed						
Thur			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)			
Fri						
Sat						
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	0000	2400			
Tue	0000	2400			
Wed	0000	2400			
Thur	0000	2400			
Fri	0000	2400			
Sat	0000	2400			
Sun	0000	2400			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

The premises sell alcohol and other age restricted products.

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	0000	2400	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)
Tue	0000	2400	
Wed	0000	2400	
Thur	0000	2400	
Fri	0000	2400	
Sat	0000	2400	
Sun	0000	2400	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

None

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

The existing conditions on the premises licence to remain unchanged.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

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Checklist:

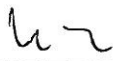
Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	6 February 2014
Capacity	Solicitors duly authorised on behalf of the Applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13) (Ref: EMF/32991/175/RPB) Winckworth Sherwood LLP Minerva House 5 Montague Close			
Post town	London	Post code	SE1 9BB
Telephone number (if any)	020 7593 5155		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) efinlay@wslaw.co.uk			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Subject: Application Ref : EMF / 32991 / 175 / RPB - Crossings Service Station, 16 Stockport Road, Altrincham, Cheshire ("CSS") - FAO Messrs Taylor and Bate

Dear Ms Taylor and Mr Bate,

Application Ref : EMF / 32991 / 175 / RPB
Crossings Service Station, 16 Stockport Road, Altrincham, Cheshire ("CSS")
Postal Ref : LA0047/14

I live at the property immediately adjacent to the above petrol / service station which I note has applied to have the terms of its Licence amended whereby it may sell alcohol. I note that, currently, the premises are permitted to sell alcohol from 6am to midnight seven days a week but they are now seeking to sell alcohol 24 hours a day, seven days a week.

I wish to object most strongly to the above application which represents a major amendment to that previously agreed. I wish to object on the following grounds :-

1. Noise :

- Stockport Road is a major route into / out of Altrincham for pedestrian and vehicular traffic together with users of public transport (eg tram). After closing time – particularly at weekends – the sleep of my family has frequently been disturbed by late night revellers making their way home; much singing and "can-kicking" being prevalent. Noting that CSS are currently permitted to sell alcohol for 18 hours a day seven days a week, one can only presume that it is exactly this kind of customer that they are seeking to entice into the shop to purchase alcohol in the additional six hour period requested; ie the late night reveller?
- I am concerned that this Application will result in encouraging this same pedestrian traffic to stop at CSS with additional noise arising; for example the "beep-beep" of the cash machine as people make withdrawals (NB machine located adjacent to the "night hatch"), drunken "chatter" whilst purchases are made and the potential for additional noise as alcohol is consumed on site (eg whilst taxis are awaited)

2. Additional Vehicular Traffic / Parking : Currently, motor vehicles are occasionally parked close to the perimeter fence and engines are left running whilst passengers make purchases from the shop. Thankfully, currently such nuisance does not extend beyond midnight. However, should the Application be approved, I would be concerned that, unless parking is restricted to the forecourt only, this nuisance will increase

If you have any queries, please do not hesitate to contact me.

Yours sincerely,

[REDACTED]
[REDACTED]
Osborne Road,
Altrincham,
Cheshire,
[REDACTED]
[REDACTED]

EXTRACT : Secretary of States Guidance

The Licensing Objectives

PUBLIC NUISANCE

- 2.32 The 2003 Act requires licensing authorities (following receipt of relevant representations) and responsible authorities, through representations, to make judgements about what constitutes public nuisance and what is necessary to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on impacts of the licensable activities at the specific premises on persons living and working (including doing business) in the vicinity that are disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.33 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It is important to remember that the prevention of public nuisance could therefore include low-level nuisance perhaps affecting a few people living locally as well as major disturbance affecting the whole community. It may also include in appropriate circumstances the reduction of the living and working amenity and environment of interested parties (as defined in the 2003 Act) in the vicinity of licensed premises.²⁷
- 2.34 Conditions relating to noise nuisance will normally concern steps necessary to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time in the evening to more sophisticated measures like the installation of acoustic curtains or rubber speaker mounts. Any conditions necessary to promote the prevention of public nuisance should be tailored to the style and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid unnecessary or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.35 As with all conditions, it will be clear that conditions relating to noise nuisance may not be necessary in certain circumstances where the provisions of the Environmental Protection Act 1990, the Noise Act 1996, or the Clean Neighbourhoods and Environment Act 2005 adequately protect those living in the vicinity of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be necessary.
- 2.36 Where applications have given rise to representations, any necessary and appropriate conditions should normally focus on the most sensitive periods. For example, music noise from premises usually occurs from mid-evening until either late evening or early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. In certain circumstances, conditions relating to noise in the immediate vicinity of the premises may also prove necessary to address any disturbance anticipated as customers enter and leave.
- 2.37 Measures to control light pollution will also require careful thought. Bright lighting outside premises considered necessary to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.

- 2.38 In the context of preventing public nuisance, it is again essential that conditions are focused on measures within the direct control of the licence holder or club. Conditions relating to public nuisance caused by the anti-social behaviour of customers once they are beyond the control of the licence holder, club or premises management cannot be justified and will not serve to promote the licensing objectives.
- 2.39 Beyond the vicinity of the premises, these are matters for personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area and to respect the rights of people living nearby to a peaceful night.
- 2.40 The cumulative effects of litter in the vicinity of premises carrying on licensable activities can cause public nuisance. For example, it may be appropriate and necessary for a condition of a licence to require premises serving customers from take-aways and fast food outlets from 11.00pm to provide litter bins in the vicinity of the premises in order to prevent the accumulation of litter. Such conditions may be necessary and appropriate in circumstances where customers late at night may have been consuming alcohol and be inclined to carelessness and anti-social behaviour.

EXTRACT :
Trafford Council – Licensing Policy 2011-2014 – Licensing Objectives

7.0 LICENCE OBJECTIVE – THE PREVENTION OF PUBLIC NUISANCE

- 7.1 Licensed premises have a significant potential to impact adversely on communities through public nuisances which can arise from their operation.
- The Council recognises the need to prevent public nuisance to residents, visitors and other businesses from the potential consequence of the operation of licensed premises, whilst balancing the rights of licensed premises to develop their business potential.
- 7.2 Public nuisance in this context includes such issues as noise and disturbance, light pollution, odour, vermin and pest infestations, accumulations of refuse and litter, and anti-social behaviour, where these matters impact on those living, working or otherwise engaged in normal activity in an area.
- 7.3 The Council, however, recognises that licensing law is not a mechanism for the general control of anti-social behaviour by individuals once they are away from the premises and therefore beyond the direct control of the individual, club or business holding the licence.
- 7.4 Applicants will be expected to demonstrate in their operating schedule that suitable and sufficient measures have been identified and will be implemented and maintained with the intention of preventing public nuisance.
- 7.5 In considering applications, the Council will expect to see evidence that the applicant has identified matters that impact on the likelihood of public nuisance and that these matters have been addressed in the operating schedule. Such measures may include:
- Measures taken or proposed to be taken to prevent noise and vibration escaping from the premises or the immediate vicinity of the premises and including any outside areas (including smoking areas) bearing in mind the location of premises and proximity to residential and other noise sensitive premises (e.g. hospitals, hospices and places of worship); This would include music, ventilation equipment noise and human voices, whether or not amplified;
 - Measures taken or proposed for management and supervision of the premises and associated open areas to minimise unreasonable disturbance by customers and staff arriving or departing from the premises and delivery of goods and services.
 - Control of opening hours for all or part (e.g. garden areas) of the premises
 - Measures taken to control light to ensure that it does not stray outside the boundary of the premises such as to give rise to problems to residents in the vicinity
 - Steps taken to lessen the impact of parking in the local vicinity
 - Measures taken to prevent someone who has consumed excess alcohol from entering the premises and to manage individuals on the premises who have consumed excess alcohol
 - Management arrangements for collection and disposal of litter and refuse, and the control of pests
 - Arrangements for ensuring that adequate and suitably maintained sanitary provision and washing facilities are provided for the number of people expected to attend any premises or events
 - A 'wind down time' after the last service of alcohol, during which time the venue may offer for sale non-alcohol beverages
 - A 'last admission time' policy
 - Management arrangements for any proposed use of bonfires, fireworks and other pyrotechnics.
- 7.6 The extent to which the above matters need to be addressed will be dependent on the nature of the area where the premises are situated, the type of premises concerned, the licensable

activities to be provided, operational procedures and the needs of the local community. In general, however, the Council will expect more comprehensive measures to be in place at late night entertainment venues or in premises with a history of public nuisance issues.

- 7.7 The Council will have regard to representations from the responsible authorities to determine if measures proposed are sufficient to reduce the risk of public nuisance. Where representations indicate that any matter has not been addressed sufficiently to prevent public nuisance the applicant will be expected to demonstrate that the issues can be satisfactorily addressed before the Council will grant an application for a licence or a variation.
- 7.8 Where appropriate the applicant will be expected to propose practical steps to prevent disturbance to local residents and to have regard to the "Good Practice Guide on the Control of Noise from Pubs and Clubs" produced by the Institute of Acoustics. Where noise has been identified as a potential problem by the applicant or Council officers, then the Council would expect the applicant to detail the measures proposed to address this issue within the operating schedule. Noise could relate not only to music but also from air handling equipment or from patrons. There are a number of practical ways in which sound leakage can be addressed, such as:
- Keeping doors and windows closed and providing adequate mechanical ventilation or, if necessary, air conditioning
 - Reducing sound levels and installing a sound limiting device to prevent sound exceeding the appropriate level
 - Installing soundproofing measures to contain sound and vibration.
- 7.9 In premises where patrons leave the premises particularly late at night or early in the morning, the Council will expect the applicant to have included in the operating schedule practical steps for reducing noise disturbance, such as:
- Erecting prominent notices at the exits to premises asking customers to leave quietly and not to slam car doors, and to respect the rights of nearby residents
 - At appropriate times making loudspeaker announcements to the same effect
 - Instructing door staff to ask customers leaving the premises to leave the area quietly
 - Reducing the volume of music towards the end of the evening and where appropriate playing quieter, more soothing music as the evening winds down
 - Banning from the premises people who regularly leave in a noisy manner
 - The supervision of any queues formed late in the evening so as to keep noise and disturbance to a minimum.
- 7.10 Where relevant representations have been received, conditions may be imposed which include restrictions on the times when music or other licensable activities may take place and may include technical restrictions on sound levels at the premises.
- 7.11 In considering an application, the Council will take into account previous noise and nuisance complaints, and the ability/willingness of the licensee to deal with such complaints.



TRAFFORD
COUNCIL

APPENDIX E.

Licensing Act 2003

Premises Licence

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Crossings Service Station

16 Stockport Road, Altrincham, Cheshire, WA15 8EX.

Telephone 0161 928 5847

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
L. Late night refreshment (Indoors & Outdoors)	Monday to Sunday	11:00pm	5:00am
M. The sale by retail of alcohol for consumption OFF the premises only	Monday to Sunday	6:00am	Midnight

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	Midnight	Midnight

WHERE THE LICENCE AUTHORIZES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption OFF the premises only

Part 2

NAME (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Rontec Watford Limited

13-14 Esplanade, St Helier, Jersey, JE1 1BD.





TRAFFORD
COUNCIL

Licensing Act 2003

Premises Licence

REGISTERED NUMBER OF HOLDER (FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER, (WHERE APPLICABLE))

Rontec Watford Limited

108486

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORIZES THE SUPPLY OF ALCOHOL

Umarji FARZANA ADAM

1 Poisebrook Drive, Stockport, Cheshire, SK2 5JG.

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORIZES FOR THE SUPPLY OF ALCOHOL

Licence No. 568522

Issued by Stockport

ANNEXES

The following conditions must be read in conjunction with PLAN referenced PL0696-27082012

ANNEX 1 - MANDATORY CONDITIONS

1. No supply of alcohol may be made under the premises licence -
 - (a) At a time when there is no designated premises supervisor in respect of the premises,
or
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

ADDITIONAL MANDATORY CONDITIONS (1st October 2010)

3. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

1. The premises licence holder will ensure that a CCTV system will be installed, or the existing system maintained, such system to be fit for the purpose.





TRAFFORD COUNCIL

Licensing Act 2003

Premises Licence

PL0696

ANNEXES continued

2. The premises licence holder will ensure that the CCTV system will be capable of producing immediate copies of recordings on site. Copies of recordings will be capable of being recorded digitally on to CD/DVD or other equivalent media.
3. The premises licence holder will ensure that any recording shall be retained and stored in a suitable and secure manner for a minimum of 28 days and shall be made available, subject to compliance with Data Protection legislation, to the police or enforcement officers, for inspection on request.
4. The premises licence holder will ensure that the CCTV system will incorporate a camera covering the entrance door and the alcohol display areas and will be capable of providing an image which is regarded as identification standard. The precise positions of the cameras may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
5. The premises licence holder will ensure that the system will display, on any recording, the correct time and date of the recording.
6. The premises licence holder will ensure that a system will be in place to maintain the quality of the recorded image.
7. The premises licence holder will ensure that the CCTV system will be maintained so as to be fully operational throughout the hours that the premises are open for any licensable activity.
8. The premises licence holder will at all times, maintain adequate levels of staff and such staff levels will be disclosed, on request, to the licensing authority and police.
9. The premises licence holder will ensure that adequate waste receptacles for use by customers shall be provided in and immediately outside the premises.
10. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification bearing the customer's photograph, date of birth and the Proof of Age Standards Scheme (PASS) (or similarly accredited scheme) hologram.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

HEARING - 12th OCTOBER 2012 - ALL PARTY AGREEMENT

1. The premises licence holder will ensure that the entrance door to the shop will be closed to customers between the hours of 01.00 a.m. and 06.00 a.m. Any sales between these hours, will be made through the night pay window.



TRAFFORD
COUNCIL



Licensing Act 2003

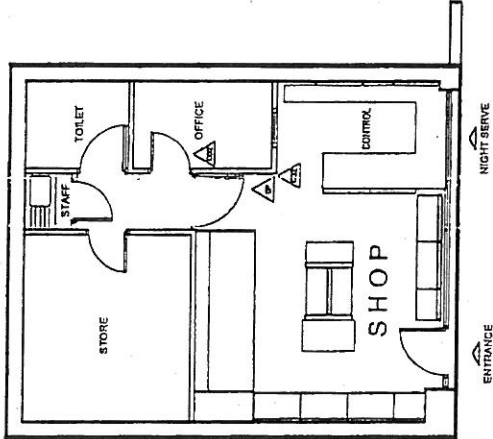
Premises Licence

Signature of Authorised Officer




GENERAL NOTES

- The entire premises may be used for the sale of alcohol & the provision of late night refreshment.
- Fire extinguishers are either in the location shown or will be sited as shown following the granting of the licence.
 -  CO2 Extinguisher.
 -  Foam Extinguisher.
- This building does not have a fire alarm system.



Rev	Date	Comments
		ALCOHOL LICENSE
		Proposed Provision of Alcohol License
		CROSSINGS SERVICE STATION
		15 STOCKPORT ROAD, ALTRINGHAM
		CHESHIRE, WA15 8EX
		BUILDING LAYOUT
		Rontec Investments LLP

RONTEC	
INVESTMENTS LLP	
Drawn by: AG	Checked by: MJJ
Date: JUNE 2012	Scale: 1:100 @ A3
PLANNING: 12087_01	
	
Trafford MBC LICENSING 27082012	
York House, Valley Court, 15, 15/17/19, 21, 23 Green Lane, Altrincham, Cheshire, WA15 8JQ	



TRAFFORD
COUNCIL

Licensing Act 2003

Premises Licence Summary

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

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16 Stockport Road, Altrincham, Cheshire, WA15 8EX.

Telephone 0161 928 5847

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NAME (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Rontec Watford Limited

13-14 Esplanade, St Helier, Jersey, JE1 1BD.





TRAFFORD
COUNCIL

Licensing Act 2003

Premises Licence Summary

PL0696

REGISTERED NUMBER OF HOLDER (FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE))

Rontec Watford Limited

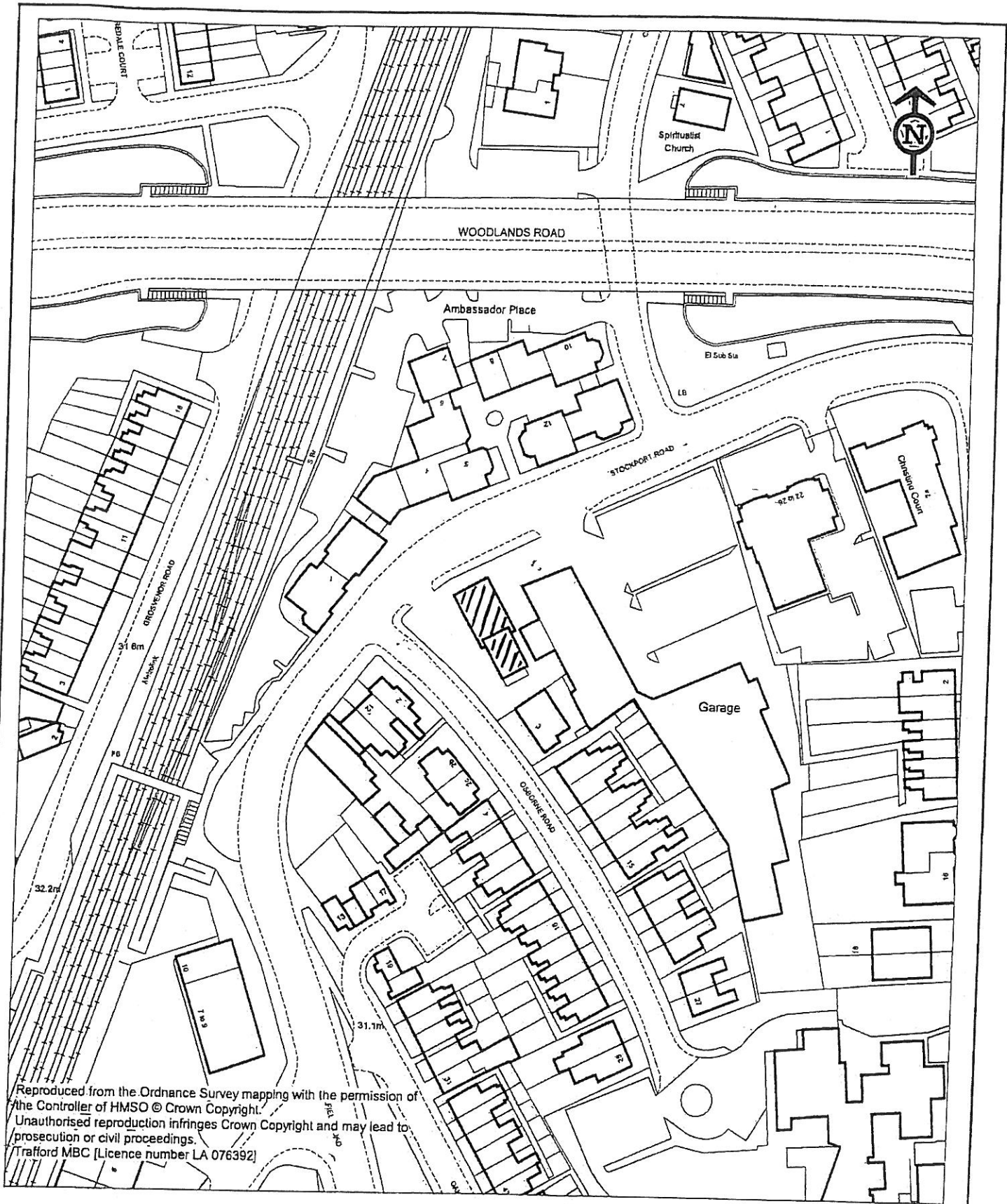
108486

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Umarji FARZANA ADAM

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED





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TRAFFORD COUNCIL

CROSSINGS SERVICE STATION
16 STOCKPORT ROAD
ALTRINCHAM

Scale 1/1250	Date	March 14	File No.
Drawn	KI		
Area (or thereabouts):			

