

AGENDA ITEM NO.

TRAFFORD COUNCIL

THE LICENSING SUB-COMMITTEE – 4TH December 2017

REPORT OF THE HEAD OF REGULATORY SERVICES

REPORT REF. NO

APPLICATION FOR A FULL VARIATION OF THE PREMISES LICENCE –
STATION BAR & GRILL, 25-29 STATION ROAD, URMSTON, M41 9JG.

PURPOSE

To advise Members of an application for the full variation of a premises licence for a premise known as "Station Bar & Grill", that has received a representation from Environmental Health.

OPTIONS

The Sub-Committee should take such steps as they consider necessary for the promotion of the Licensing Objectives in accordance with the provisions Section 35(4) of the Licensing Act 2003.

Iain Veitch
Head of Regulatory Services

Further Information From:

Name: David Smith
Senior Licensing Officer
Extension: 2593

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

Appendices:

Appendix 1 – Application
Appendix 2 – Premises Licence PL049273
Appendix 3 – Representation

1. Introduction

1.1 Section 34 of the Licensing Act 2003 outlines the procedure whereby an application can be made to the Licensing Authority for variation of a premises licence.

1.2 Section 35(3) of the Licensing Act 2003 states that where relevant representations are made in respect of such an application, the authority must:

- (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
- (b) having regard to the representations, take such of the steps mentioned in subsection (4) (if any) as it considers appropriate for the promotion of the licensing objectives.

1.3 The steps mentioned in subsection (4) are:

- (a) to modify the conditions of the licence;
- (b) to reject the whole or part of the application;

and for this purpose the new conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

2. Background

2.1 On the 12th October 2017 the Licensing section received an application from Station Bar & Grill Limited, for the grant of a full variation of the premises licence for the premise known as Station Bar & Grill, 25-29 Station Road, Urmston, M41 9JG which currently has a Premises Licence – PL049273. A copy of this application is attached at **Appendix 1**. A copy of the current licence is attached at **Appendix 2**.

2.2 As detailed in the application, the applicant has applied to;

- Increase the licensed area by including a first floor function room;

To include to the following licensable activities;

- Live music (indoors) – Sun-Wed 23:00-01:00 / Thu-Sat 23:00-03:00
- Recorded music (indoors) – Sun-Wed 23:00-01:00 / Thu-Sat 23:00-03:00
- Supply of alcohol (on the premises) – Sun-Wed 12:00-01:00 / Thu-Sat 12:00-03:00

- 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 The Licensing Authority has received a representation from Environmental Health Officer Mr. Peter Belfield opposing the grant of the application. A copy of the representation is attached at **Appendix 3**.

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 (copy available at meeting).

5. Options

- 5.1 The Sub-Committee are requested to consider the evidence and decide what (if any) steps to take as it considers appropriate for the promotion of the licensing objectives. The steps specified are:
- (a) to modify the conditions of the licence;
 - (b) to reject the whole or part of the application;

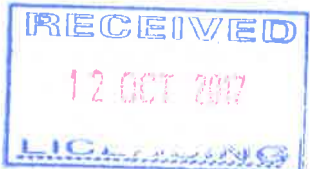
and for this purpose the new conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

- 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.

APPENDIX 1

APPLICATION

066507



Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

LA 042017

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.

LD0: 9/11

I/We Station Bar & grill LTD.

(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 PL049273
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Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Station Bar & grill 25-29 Station bar & grill 25-29 - Station Road Urmston.			
Post town	m41 9JG	Urmston	Postcode
			M41 9JG

Telephone number at premises (if any)	01617477460
Non-domestic rateable value of premises	£ 25,000

Part 2 - Applicant details

Daytime contact telephone number	01617477460		
E-mail address (optional)	info@stationbar & grill.co.uk		
Current postal address if different from premises address			
Post town		Postcode	



Part 3 - Variation

Please tick as appropriate

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

Yes

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

DD MM YYYY
[][] [][] [][][][]

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

extended hours of licenced premises & increase licenced area by including first floor function room (plan attached).

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 see guidance note 3) 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)

Supply 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 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)</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 5)</u>		
Mon					
Tue			<u>State any seasonal variations for performing plays (please read guidance note 6)</u>		
Wed					
Thur			<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 (please read guidance note 7)</u>		
Fri					
Sat					
Sun					



B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	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 5)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
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 7)		
Fri					
Sat					
Sun					



C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			<u>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</u> (please read guidance note 7)
Thur			
Fri			
Sat			
Sun			



D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		
Wed					
Thur			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 (please read guidance note 7)		
Fri					
Sat					
Sun					



E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	12.00 23.00	01.00			
Tue	12.00 23.00	01.00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Wed	12.00 23.00	01.00			
Thur	12.00 23.00	03.00	<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 7)		
Fri	12.00 23.00	03.00			
Sat	12.00 23.00	03.00			
Sun	12.00 23.00	01.00			



F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
Mon	12.00	01.00	<u>Please give further details here</u> (please read guidance note 5)	Both	<input type="checkbox"/>	
	23.00					
Tue	12.00	01.00				
	23.00					
Wed	12.00	01.00		<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)	Both	<input type="checkbox"/>
	23.00					
Thur	12.00	03.00				
	23.00					
Fri	12.00	03.00	<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</u> (please read guidance note 7)	Both	<input type="checkbox"/>	
	23.00					
Sat	12.00	03.00				
	23.00					
Sun	12.00	01.00				
	23.00					



G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<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 7)		
Sat					
Sun					



H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			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 4)	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 5)		
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 6)		
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 7)		
Sun					



I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					



J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>	
Day	Start	Finish		Off the premises	<input type="checkbox"/>	
Mon	12.00	01.00	State any seasonal variations for the supply of alcohol (please read guidance note 6)	Both	<input type="checkbox"/>	
Tue	12.00	01.00				
Wed	12.00	01.00				
Thur	12.00	03.00		Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri	12.00	03.00				
Sat	12.00	03.00				
Sun	12.00	01.00				

K

<p>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 10).</p>
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L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon	12.00	01.00	<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 7)
Tue	12.00	01.00	
Wed	12.00	01.00	
Thur	12.00	03.00	
Fri	12.00	03.00	
Sat	12.00	03.00	
Sun	12.00	01.00	

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.



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 11)

Provision of security door team

b) The prevention of crime and disorder

Join the local pub watch

c) Public safety

d) The prevention of public nuisancepublic

Children will be off the premises from 8



e) The protection of children from harm

~~children will not be permitted in the bar area after 8pm~~
CHILDREN WILL BE OFF THE PREMISES FROM 8

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- 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, 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 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	05/10/2017
Capacity	Director

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 14). If signing on behalf of the applicant, please state in what capacity.



Signature	
Date	5/10/2017
Capacity	Director

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15) mehmet Keskin 25-29 Station Road Urmston m41 9JG			
Post town	URMSTON	Post code	m41 9JG
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) info@stationbargrill.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.

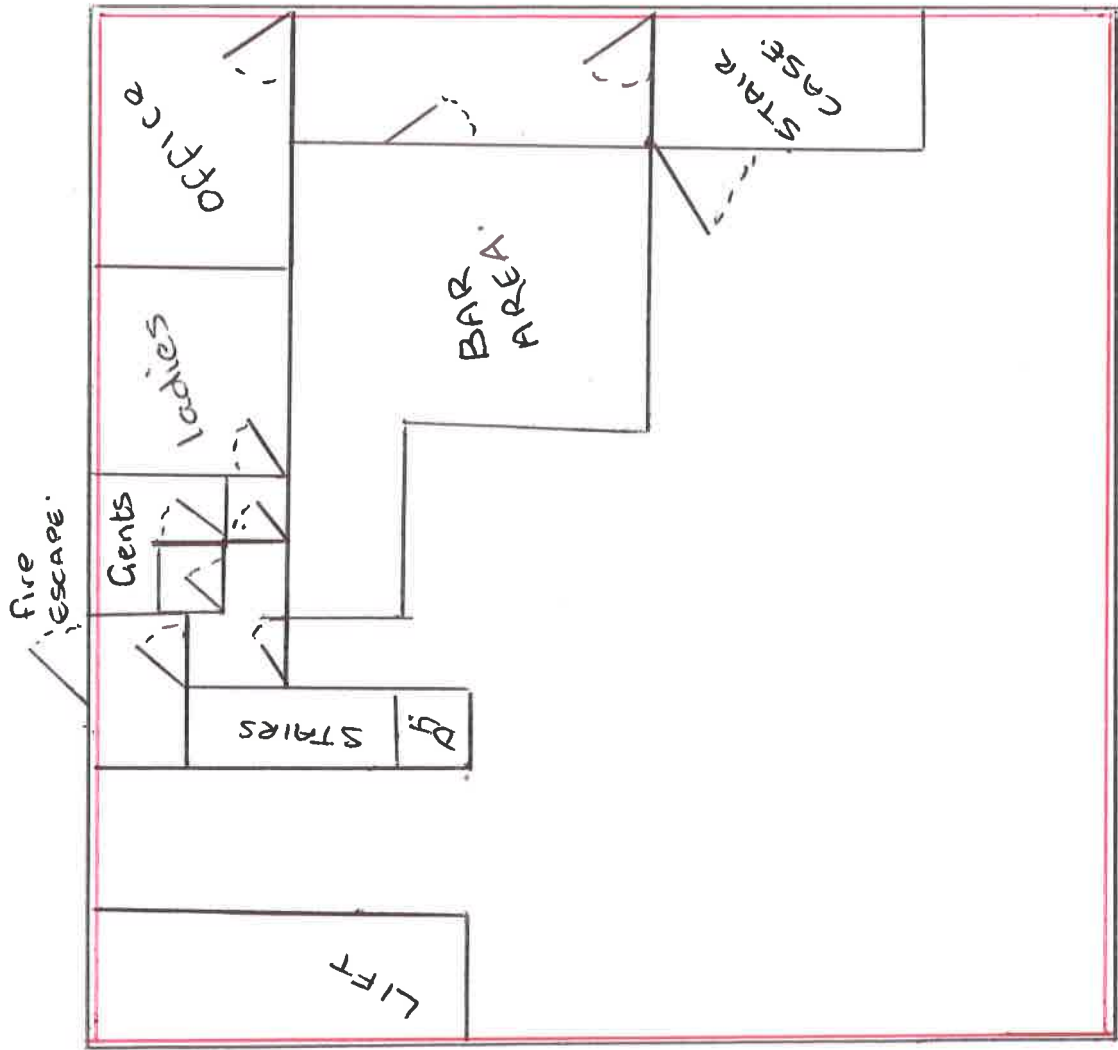
1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:



- a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
- a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
- a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience,



- o and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
- 4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
- 5. 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.
- 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 8. 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.
- 9. 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'.
- 10. 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.
- 11. Please list here steps you will take to promote all four licensing objectives together.
- 12. The application form must be signed.
- 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
- 15. This is the address which we shall use to correspond with you about this application.



Station Bar Grill
 25-29 Station Road
 Urmston
 M41 9JG.

major variation
 first floor premises
 licence.

1:100 mm Scale.
 12.10.17

APPENDIX 2

Premises Licence PL049273

Licensing Act 2003

Premises Licence

PL049273



Part 1 – Premises Details

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

Station Bar & Grill
25-29 Station Road, Urmston, Manchester, M41 9JG

WHERE THE LICENCE IS TIME LIMITED, THE DATES

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE AND THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Live Music - Indoors	Thursday to Saturday: 17:00 to Midnight Sunday: 17:00 to 23:00
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Recorded Music - Indoors	Sunday to Wednesday: 12:00 to 23:00 Thursday to Saturday: 12:00 to Midnight
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Alcohol - On the premises	Sunday to Wednesday: 12:00 to 23:00 Thursday to Saturday: 12:00 to Midnight
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Late Night Refreshments - Indoors	Thursday to Sunday: 23:00 to Midnight
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THE OPENING HOURS OF THE PREMISES

Monday to Thursday: 12:00 to 14:30
Monday to Thursday: 17:00 to 22:30
Friday to Saturday: 12:00 to 14:30
Friday to Saturday: 17:00 to 23:00
Sunday: 12:00 to 22:00

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

The sale of alcohol by retail for consumption ON the premises only.

Licensing Act 2003

Premises Licence

PL049273



Part 2

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

Station Bar & Grill Limited
25-29 Station Road, Urmston, Manchester, M41 9JG

REGISTERED NUMBER OF HOLDER, WHERE APPLICABLE (E.G. COMPANY NUMBER, CHARITY NUMBER)

10550823

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

Mr Ian Godfrey
16 St James Street, Southport, Merseyside, PR8 5AE

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

Licence No: 014018

Issued by : Sefton

ANNEXES

Annex 1 – Mandatory Conditions

The following conditions must be read in conjunction with plan referenced PL049273-20022013

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

Licensing Act 2003

Premises Licence

PL049273



(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.
3. Where the premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must be licensed by the Security Industry Authority.

ADDITIONAL MANDATORY CONDITIONS (28th May 2014)

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - (b) "permitted price" is the price found by applying the formula

$$P = D + (D \times V)$$

Where —

- (i) P is the permitted price
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol

and

- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence
 - (i) the holder of the premises licence
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and



(e) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ADDITIONAL MANDATORY CONDITIONS (1st October 2014)

1. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purposes of encouraging the sale or supply of alcohol for consumption on the premises:
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise)
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner



- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)
- 2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) 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 either:
 - (a) a holographic mark,
 - or
 - (b) an ultraviolet feature
- 4. The responsible person must ensure that:
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available

Annex 2 – Conditions Consistent with the Operating Schedule

- 1. The licence holder shall ensure that a sign is displayed asking customers to leave quietly respecting the local residents.

Licensing Act 2003

Premises Licence

PL049273



Annex 3 – Conditions Attached After a Hearing of the Licensing Committee

N/A

A handwritten signature in black ink that reads 'J.B. Veitch'.

Signature of Authorised Officer

Licensing Act 2003

Premises Licence Summary

PL049273



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

Station Bar & Grill
25-29 Station Road, Urmston, Manchester, M41 9JG

WHERE THE LICENCE IS TIME LIMITED, THE DATES

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE AND THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Live Music - Indoors	Thursday to Saturday: 17:00 to Midnight Sunday: 17:00 to 23:00
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Recorded Music - Indoors	Sunday to Wednesday: 12:00 to 23:00 Thursday to Saturday: 12:00 to Midnight
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Alcohol - On the premises	Sunday to Wednesday: 12:00 to 23:00 Thursday to Saturday: 12:00 to Midnight
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Late Night Refreshments - Indoors	Thursday to Sunday: 23:00 to Midnight
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THE OPENING HOURS OF THE PREMISES

Monday to Thursday: 12:00 to 14:30
Monday to Thursday: 17:00 to 22:30
Friday to Saturday: 12:00 to 14:30
Friday to Saturday: 17:00 to 23:00
Sunday: 12:00 to 22:00

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

The sale of alcohol by retail for consumption ON the premises only.

Licensing Act 2003

Premises Licence Summary

PL049273



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

Station Bar & Grill Limited
25-29 Station Road, Urmston, Manchester, M41 9JG

REGISTERED NUMBER OF HOLDER, WHERE APPLICABLE (E.G. COMPANY NUMBER, CHARITY NUMBER)

10550823

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

Mr Ian Godfrey

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

Licence No: 014018

Issued by : Sefton

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

No restrictions.

Signature of Authorised Officer

APPENDIX 3

Representation

Taylor1, Janet

From: Belfield, Peter
Sent: 19 October 2017 16:20
To: Taylor1, Janet
Cc: Licensing
Subject: RE: ELECTRONIC SERVICE - MAJOR Variation Application - PL049273 - Station Bar & Grill Limited

Importance: High

Jan,

I have assessed the above application for a major variation to a Premises Licence and I wish to object to the application on the grounds of prevention of public nuisance as provided in the details below:

The application seeks to extend the hours of Regulated Entertainment (indoors) for Live and Recorded Music on Thursdays to Saturdays from: 00:00 to 03:00h; and Recorded Music on Sundays to Wednesdays from 2300 to 0100h. In addition, the scope of live music provision is to be increased to 0100h on Sundays to Wednesdays, from 2300h only on Sundays. The licence is to include the first floor function room within the scope of the licence.

The licenced premises is situated midway within a three storey mixed commercial and residential terraced block.

Currently, the premises benefits from planning permission for a bar and coffee lounge on the ground floor, a restaurant on the 1st floor, and a dwelling on the 2nd floor of the licenced premises to provide accommodation for the owner, tenant or proprietor. The permitted opening hours referred to in the planning decision notice (ref. H/69365) are 11:30 - 23:00 Monday to Friday, 11:30 - 23:30 Saturday, and 12:00 to 22:00 on Sundays and Bank Holidays.

Residential accommodation is situated on the 1st and 2nd floors above shops situated within the same terraced block. The 1st floor function room directly shares a party wall with a habitable room of the adjoining property.

Complaints from local residents of noise nuisance from loud music and voices emanating from the premises have been received in 2013, 2015 and most recently in March 2017, where it was alleged that live entertainment was being followed by after parties that continued through into the early hours. These complaints were dealt with informally by providing written and verbal advice to the premises management.

It is clear that the current licence provision for regulated entertainment with a curfew no later than midnight that has already resulted in repeated complaints from

residents. This licenced premises is at a disadvantage, being structurally attached to dwellings, since entertainment noise, especially at low frequencies, can readily transmit through the structure of a building and be clearly audible within habitable rooms of these dwellings.

It appears that entertainment is currently being provided on an occasional basis which combined with a midnight curfew may be why an informal approach to complaint investigation has been sufficient so far. However, the proposal to extend the opening hours and entertainment provision to 0300h over the busiest nights of the week would make it possible to viably offer the premises to customers as a late night venue with a range of live music / DJ / disco events each week.

Potentially, such events could also take place over the remaining nights of the week to 0100h. If the proposed licence provision is to be fully utilised, serious nuisance impacts including disturbance to relaxation in the evening and sleep during the night time could occur at any time.

This would be completely unacceptable to residents who would be able to clearly hear the entertainment taking place well into the night time, with such events being unrestricted in numbers. This type of impact if occurring on a regular basis would necessitate enforcement action by way of service of a Noise Abatement Notice that if breached, could render the perpetrator liable to a substantial fine and / or confiscation of all noise making equipment.

I recommend that the Licensing Sub Committee refuses this application, thus retaining the current controls, in pursuit of the licensing objective for the prevention of public nuisance.

Such changes to the nature and duration of activities being undertaken on the premises may also require an application for retrospective Planning Approval that I would also object to for similar reasons.

Regards,
Peter Belfield

Environmental Health Officer
Pollution & Housing Team, Regulatory Services, Trafford Council, Trafford Town Hall, Talbot Road, Stretford, Trafford M32 0TH.

Tel: 0161 912 4579 **Email:** peter.belfield@trafford.gov.uk

Trafford Council is a well-performing, low-cost council delivering excellent services to make Trafford a great place to live, learn, work, and relax. You can find out more about us by visiting www.trafford.gov.uk.

From: Taylor1, Janet

Sent: 13 October 2017 14:39

To: Darren Heathcote; Environmental Health; Environmental Protection; Home Office (Immigration Enforcement); Jackson, Philip; P C Neil Parkin (neil.parkin@gmp.police.uk); Development Management (Planning); Rahanjam, Mehran; Roaf, Eleanor; Safeguarding Children Team; Trading Standards; Trafford.PartnershipTeam@gmp.police.uk