

**AGENDA ITEM NO.**

**TRAFFORD COUNCIL**

**THE LICENSING SUB-COMMITTEE – 8<sup>TH</sup> JULY 2015**

**REPORT OF THE HEAD OF PUBLIC PROTECTION**

**REPORT REF. NO.**

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE – BEVANO  
LOUNGE, 10 EDEN SQUARE, URMSTON, MANCHESTER M41 0NA**

**PURPOSE**

To advise Members of an application for the Grant of a premises licence for Bevano Lounge, 10 Eden Square, Urmston, Manchester 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 Objectives:  
Crime & Disorder & Public Nuisance
- Appendix D – Extract of Trafford Council Licensing Policy 2011 – 2014:  
Licensing Objectives – Crime & Disorder & Public Nuisance

## 1. Background

1.1 This application is for the grant of a new premises licence which will be located on Eden Square, Urmston. The premises are about to undergo a major refurbishment to form a new café/bar, Bevano Lounge.

1.2 Currently at Eden Square, there are several licensed premises operating. These are:

Sainsbury's	Monday to Sunday: 06:00 to 00:00
Aldi	Monday to Sunday: 08:00 to 23:00
Iceland	Monday to Saturday: 08:00 to 23:00 Sunday: 10:00 to 22:30
Lily's at Eden	Monday to Sunday: 09:00 to 21:00

## 2. Application for the Grant of a Premises Licence

2.1 On 13<sup>th</sup> May, 2015, the Licensing Section received an application (**Appendix A**) from Loungers Limited for the grant of a premises licence for the premises at Unit 10, Eden Square, Urmston, Manchester M20 9JX which is known as Bevano Lounge.

2.2 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 Objectives:

- Crime & Disorder
- Public Nuisance

3.3 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.

**3.4** The Members will be required to determine the relevance of the representation.

**3.5** When considering the relevance of the representation the Licensing Sub-Committee must apply three rules:

- i. 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;
- ii. it must not be repetitious, vexatious or frivolous;
- iii. 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.

- Crime & Disorder & 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.

**APPENDIX A**

**APPLICATION AND OPERATING SCHEDULE**

**Application for a premises licence to be granted  
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 **Loungers Limited**

*(Insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003**

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description			
Bevano Lounge, Unit 10, Eden Square, Urmston,			
<b>Post town</b>	Manchester	<b>Postcode</b>	M41 0NA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<b>Band C</b>

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals \* please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)

- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or   
 a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

Mr	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over			Please tick yes		
Current postal address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Loungers Limited
Address 15-16 Lower Park Row Bristol BS1 5BN
Registered number (where applicable) 04595806
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 07964 901464
E-mail address (optional) raj@loungers.co

**Part 3 Operating Schedule**

When do you want the premises licence to start?

*[Signature]* DD MM YYYY  

1	0	0	6	2	0	1	5
---	---	---	---	---	---	---	---

*N/A*

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD MM YYYY  

--	--	--	--	--	--	--	--



Please give a general description of the premises (please read guidance note 1)

Located on Eden Square, Urmston these premises are about to undergo a major refurbishment to form a new café/bar, Bevano Lounge.

The premises will comprise entrance to the Ground Floor trade area, with the bar/servery located in-front with kitchen, access W.C., cellar and store rooms to the rear. There is an external trading area at the front for customer's use in good weather. Stairs lead to the first floor trade area which accommodates additional toilets and mezzanine trade area. The general layout is all as shown on the plan provided.

The operation will be a food-led Continental style café/bar. Opening will be all-day everyday with food available at all times. There will be a focus towards being family friendly with highchairs available, a selection of board games, daily newspapers & a free book swap facility. Music will be limited to background only.

Conditions appropriate to this style of operation have been offered below.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

- | Provision of regulated entertainment  | Please tick any that apply |
|---|----------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/>   |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>   |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>   |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>   |
| e) live music (if ticking yes, fill in box E)   | <input type="checkbox"/>   |
| f) recorded music (if ticking yes, fill in box F)   | <input type="checkbox"/>   |
| g) performances of dance (if ticking yes, fill in box G)  | <input type="checkbox"/>   |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>   |
| <b><u>Provision of late night refreshment</u></b> (if ticking yes, fill in box I)                           | X                          |
| <b><u>Supply of alcohol</u></b> (if ticking yes, fill in box J)   | X                          |

In all cases complete boxes K, L and M

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 4)		
Thur					
Fri			<b><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></b> (please read guidance note 5)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 4)		
Thur					
Fri			<b><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></b> (please read guidance note 5)		
Sat					
Sun					

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 4)
<b><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></b> (please read guidance note 5)			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3).		
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)		
Thur					
Fri			<b><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></b> (please read guidance note 5)		
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)					
Mon								
Tue								
Wed						<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur								
Fri						<b><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></b> (please read guidance note 5)		
Sat								
Sun								

**H**

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> 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	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
Fri					
Sat					
Sun					

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3) This facility may be required to cover the occasional service of hot beverage or food after 23.00.		
Mon	23.00	23.30			
Tue	23.00	23.30	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Wed	23.00	23.30			
Thur	23.00	00.30	<b><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></b> (please read guidance note 5)  New Years Eve 23.00 to 01.30 hrs		
Fri	23.00	00.30			
Sat	23.00	00.30			
Sun	23.00	23.30			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b><u>Will the supply of alcohol be for consumption – please tick</u></b> (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 4)		
Mon	1000	2300			
Tue	1000	2300	<b><u>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</u></b> (please read guidance note 5)  New Years Eve 10.00 to 01.00 hrs.(following day)		
Wed	1000	2300			
Thur	1000	0000			
Fri	1000	0000			
Sat	1000	0000			
Sun	1000	2300			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name Anthony Doyle	
Address 32 Pulford Avenue Prenton Wirral	
Postcode	CH43 0TB
Personal licence number (if known) LBWANDS/00683	
Issuing licensing authority (if known) Wandsworth	

**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).

None

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	0800	2330	
Tue	0800	2330	
Wed	0800	2330	
Thur	0800	0030	
Fri	0800	0030	
Sat	0800	0030	
Sun	0800	2330	
<b>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</b> (please read guidance note 5)			
New Year's Eve 08.00 to 01.30 hrs (following day).			

**M Describe the steps you intend to take to promote the four licensing objectives:**

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

Overcrowding shall not be permitted in any part of the premises

The premises license holder, or the person appointed to be in charge of the premises when licensable activity is taking place, shall provide or have the unhampered use of a telephone on the premises for use in an emergency.

**b) The prevention of crime and disorder**

Management and staff shall be in attendance in the trading area at all times that alcohol is sold or supplied.

A CCTV system will be installed and shall be maintained and working. The system will be fit for purpose of the prevention and detection of crime, and be capable of providing images of identification standard. The system will display on the recordings the correct date and time and images will be retained for 31 days. The siting of the cameras will be in consultation with the Police crime reduction officer.

Substantial meals shall be available from the premises kitchen at all times that alcohol is offered for sale on these premises.

The premises licence holder shall require the designated premises supervisor, or in his/her absence other responsible person, to keep an 'incident/refusals logbook in a bound book in which full details of all incidents are recorded. This shall include details of any refused sales and shall also include details of the persons involved, incident description, time and date, actions taken and final outcome of the situation. This shall be completed as soon as possible and in any case no later than the close of business on the day of the incident. The time and date when the report was completed, and by whom, is to form part of the entry. The logbook is to be kept on the premises at all times and shall be produced to an authorised officer of the Licensing Authority or a constable when required.

There shall be no off sales of alcohol.

**c) Public safety**

Fire appliances, suitable to the fire risks in the premises, shall be provided to the satisfaction of the Licensing Authority and such equipment shall be maintained in proper working order and kept available for instant use. Such equipment shall be conspicuously placed and unobstructed at all times.

**d) The prevention of public nuisance**

Background music shall not be played at a level that will cause unreasonable disturbance to the occupants of any properties in the vicinity.

Applicant shall co-operate with Police or Officers of the Local Authority in the implementation of any initiatives to combat crime, disorder, antisocial behaviour or nuisance in the vicinity.



The premises license holder shall take appropriate measures to ensure that patrons leave the premises in a quiet & orderly fashion.

The premises license holder shall ensure that adequate measures are in place to prevent the escape of odours from the premises. This includes odours from food preparation & refuse storage.

The premises license holder shall ensure that adequate measures are in place to remove litter or waste arising from their customers & to prevent such litter from accumulating in the immediate vicinity of their premises.

**e) The protection of children from harm**

All staff to be trained in the prevention of under age sales to a level commensurate with their duties. All such training to be updated as necessary for instance when legislation changes and should include training on how to deal with difficult customers. The training should be clearly documented and signed and dated by both the trainer and the member of staff receiving it. The documentation shall be available for inspection on request by an authorised officer of the Licensing Authority or a constable.

An approved proof of age scheme shall be adopted, implemented and advertised within the premises such as "Challenge 25" whereby an accepted form of photographic identification shall be requested before any alcohol is sold to any person who appears to be under 25 years of age. Acceptable proof of age shall include identification bearing the customers photograph, date of birth and integral holographic mark or security measure. Suitable means of identification would include PASS approved proof of age card, photo-card driving licence and passport.

**Checklist:**

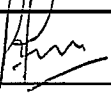
**Please tick to indicate agreement**

- I have made or enclosed payment of the fee. X
- I have enclosed the plan of the premises. X
- I have sent copies of this application and the plan to responsible authorities and others where applicable. X
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. X
- I understand that I must now advertise my application. X
- I understand that if I do not comply with the above requirements my application will be rejected. X

**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 4 – Signatures** (please read guidance note 10)

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

Signature	 Peter Rosser
Date	11 <sup>th</sup> May 2015
Capacity	Authorised Agent

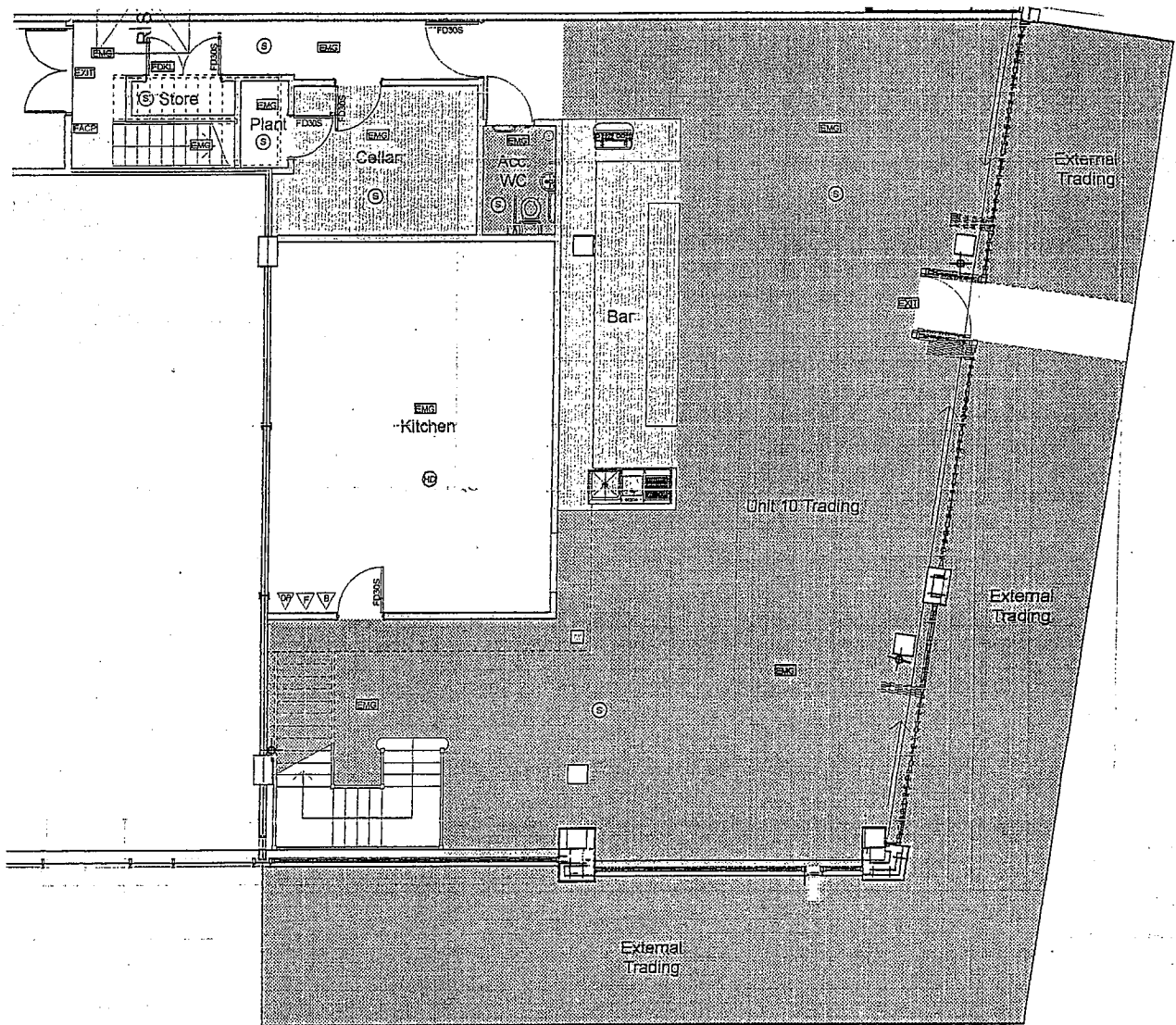
**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent** (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

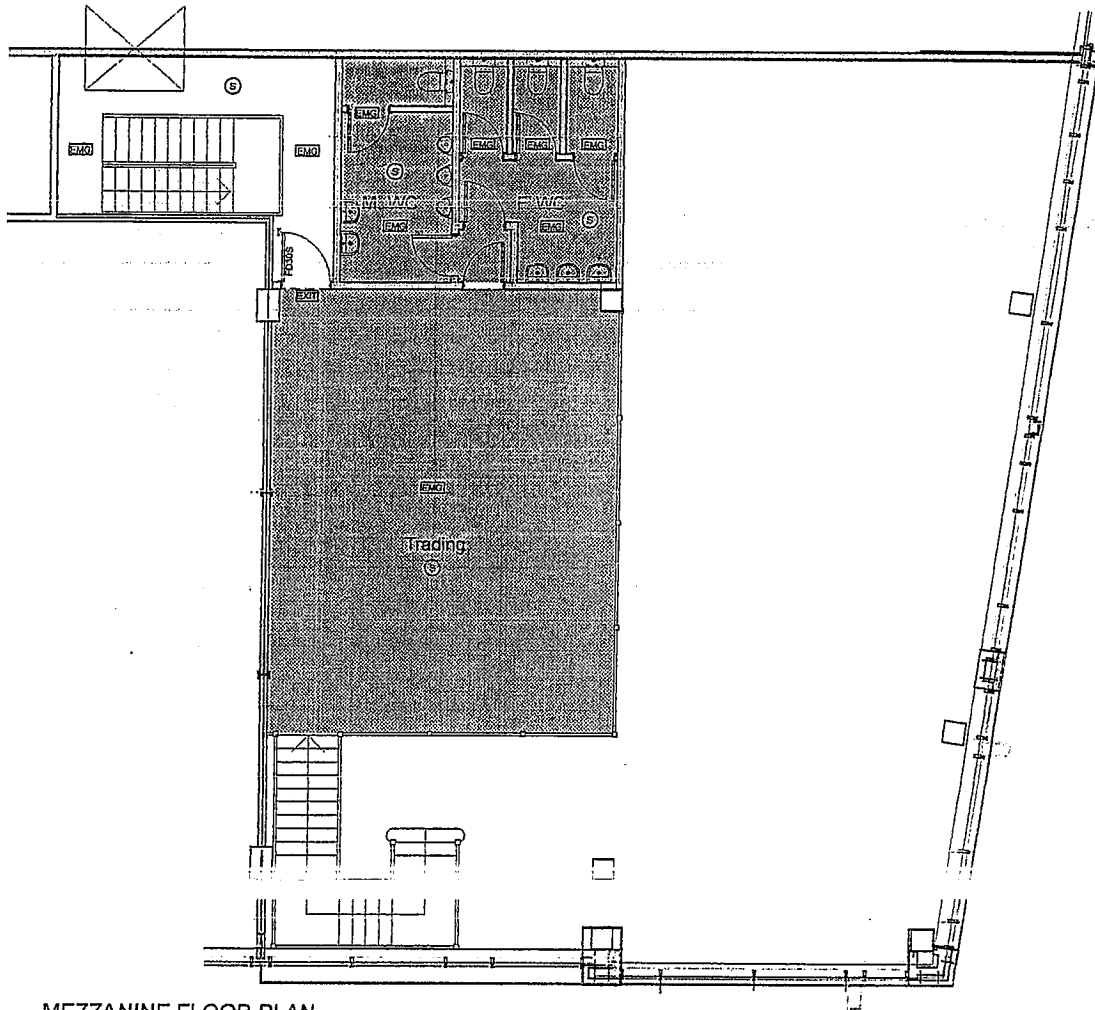
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Peter Rosser			
8 St. Mary Street Thornbury			
Post town	<b>Bristol</b>	Postcode	<b>BS35 2AB</b>
Telephone number (if any)	01454 419262		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) melrose@pubcare.co.uk			

**Notes for Guidance**

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 the 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’.




GROUND FLOOR PLAN



MEZZANINE FLOOR PLAN

LICENSING KEY:	
<b>EXIT</b> Illuminated Fire Exit sign	<b>FACP</b> Fire Alarm Control Panel
<b>C</b> Break glass call point for fire alarm in accordance with BS5833	<b>SD</b> Smoke detector
<b>FD30</b> Fire door to provide min. 30 minutes fire protection	<b>SDA</b> Smoke detector/ alarm
<b>FD00S</b> Fire door to provide min. 30 minutes fire protection and where restricted smoke leakage at ambient temperatures is needed.	<b>HD</b> Heat detector
<b>Area for consumption of intoxicating liquor</b>	<b>AS</b> Alarm sounder
<b>Area for storage of liquor/bar counter</b>	<b>EL</b> Emergency lighting in accordance with BS5266
<b>Toilet accommodation</b>	<b>FB</b> Fire blanket 1m x 1m unless otherwise stated
<b>Kitchen &amp; staff areas</b>	<b>8</b> 8 litre fire foam extinguisher
	<b>10</b> 10kg dry powder fire extinguisher
	<b>□</b> Total extent of licensed premises

Rev	Date	Initials	Details
Purpose of Issue <b>LICENSING APPLICATION</b>			
<b>RICHARD PEDLAR ARCHITECTS</b> ARCHITECTURE • CONSERVATION • URBAN DESIGN			
RPCA 4 Grove Road Redland Bristol BS6 6UJ • 0117 974 2812 www.rpca.co.uk • info@rpca.co.uk			
Project	Bevano Lounge Unit 10, Eden Square, Urmston		
Client	Loungers Ltd.		
Title	Ground and Mezzanine Floor Plans		
Drawing No	LNG3199.02		
Scale	1:100 @ A2	Date	APR 2015
Responsibility is not accepted for errors made by others in acting from this drawing. All construction information to be taken from figured dimensions only.			



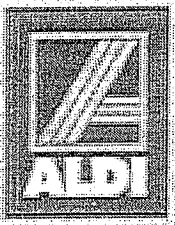
SUMMER WAY

600 SPACE  
CAR PARK

Sainsbury's

BUS STOP

LIBRARY



Lily's

Iceland

Service Yard

quality save

COSTA



POUNDland

Taxi Rank

5  
Card Factory  
indigo  
Expl'ore  
Shaw Trust

Service Yard

Ballantine's  
Murphy's Quality  
French Food  
Doddycakes  
Lorraine's Pastries

CROFTS BANK ROAD

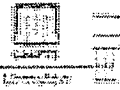
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- ABC Home
- Garden
- Libby's Box
- Miss Wills
- BARB
- North East
- Clubs
- Libby's
- RB

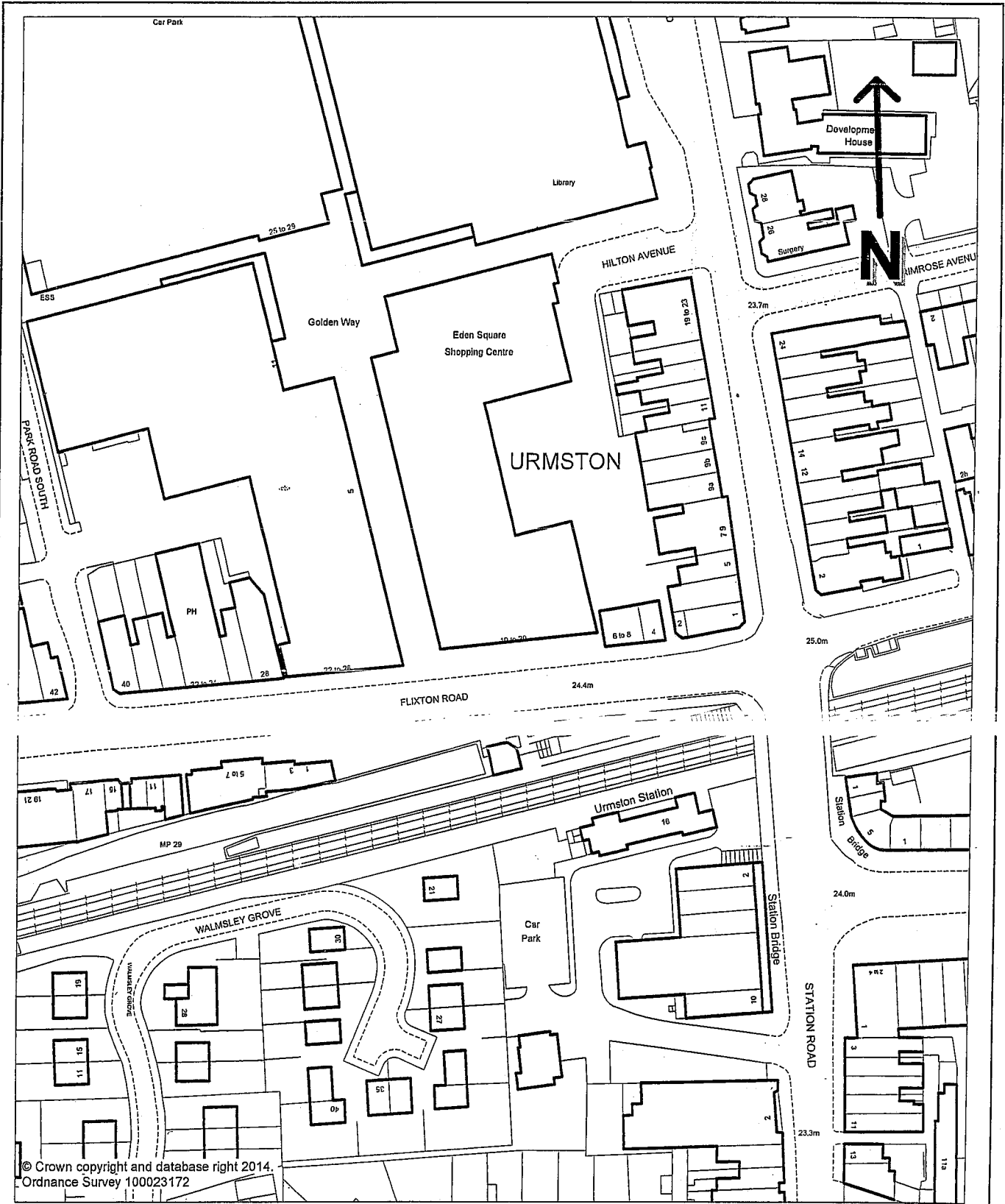
NatWest

10

11

FLIXTON ROAD





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Ordnance Survey 100023172

# TRAFFORD COUNCIL

10 EDEN SQUARE  
URMSTON

Scale 1/1250

Date June 15

File No.

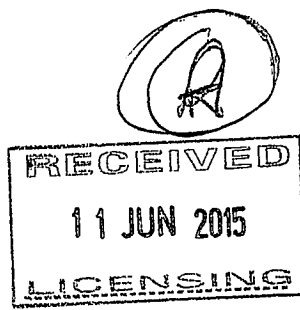
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Area (or thereabouts):

## **APPENDIX B**

# **REPRESENTATION AGAINST APPLICATION FROM LOCAL RESIDENT**

Attn Jan Taylor  
Licensing Officer  
Trafford Council.



150, Sturford Road,  
Munstun.  
10th June 2015.

Dear Madam,

15-PL056684

Ref application LA 50208/15

I am in receipt of your letter dated 9<sup>th</sup> inst.

I can only give an objection based on my own observations, and information given to me. In my opinion, therefore, an additional licensed premises on Flixton Road would be to the balance as regards prevention of crime and disorder.

There have already been occurrences: —

- a) a fatal stabbing related to a licensed premises on Flixton Road.
- b) a "near riot" as it was described to me, on football Derby Day at another on Flixton Road. To my knowledge plastic glasses have been used to prevent "glassing" in existing premises.
- c) the peddling of drugs in existing premises is a constant spectre that managers are trying to keep at bay. At one ~~bar~~ bar doormen have had to be employed to deter pushers, and the toilets have had



to be altered to discourage cocaine usage because they were "awash" with the drug.

Out of area "pushers" are known to make deliveries, and to my mind another bar, however well managed initially, would only provide another opening.

d) Nearly every week-end police cars with sirens switched on pass my house going towards Urmskirk at between 1 & 2 am., to such an extent that I have considered writing to the police asking if they were necessary at such an early hour.  
— (the sirens, not the police)

2) With reference to public nuisance; a licensed bar below domestic property is bound to create nuisance for the inhabitants:

a) People will congregate, laughing & chatting on arrival & departure, at times when most people are in bed.

b) The nature of drinking nowadays means people move from bar to bar, which is added noise

c) Cars and taxis dropping off & picking up people outside results in slamming doors and shouts of "Goodbye"

3) "Cumulative effect" as a legitimate reason for objection, ~~and that~~ is now allowed by the Government and

I have seen the character of what was once the main shopping street in Omstead change to something which can be quite sinister, with the appearance of so many drinking places. Metal shutters, blood spots on the pavement, the occasional shattered window - all lead to "cumulative effect"

Police and pub managers seem barely in control at the moment. In my opinion another licensed bar is not warranted by the market and would just be an exacerbating factor in the decline of the area.

Yours faithfully  
J. Alexander

Copy to follow in post

# APPENDIX C

## EXTRACT OF SECRETARY OF STATES GUIDANCE

### LICENSING OBJECTIVES: CRIME & DISORDER AND PUBLIC NUISANCE



## **Revised Guidance issued under section 182 of the Licensing Act 2003**

### **2. The licensing objectives**

#### **Crime and disorder**

##### **2.1**

Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).

##### **2.2**

In the exercise of their functions, licensing authorities should seek to co-operate with the Security Industry Authority ("SIA") as far as possible and consider adding relevant conditions to licences where appropriate. The SIA also plays an important role in preventing crime and disorder by ensuring that door supervisors are properly licensed and, in partnership with police and other agencies, that security companies are not being used as fronts for serious and organised criminal activity. This may include making specific enquiries or visiting premises through intelligence led operations in conjunction with the police, local authorities and other partner agencies. Similarly, the provision of requirements for door supervision may be appropriate to ensure that people who are drunk, drug dealers or people carrying firearms do not enter the premises and ensuring that the police are kept informed.

##### **2.3**

Conditions should be targeted on deterrence and preventing crime and disorder. For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.

##### **2.4**

The inclusion of radio links and ring-round phone systems should be considered an appropriate condition for public houses, bars and nightclubs operating in city and town centre leisure areas with a high density of licensed premises. These systems allow managers of licensed premises to communicate instantly with the police and facilitate a rapid response to any disorder which may be endangering the customers and staff on the premises.

## 2.5

Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety.

### **Public nuisance**

#### 2.14

The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate 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 the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

#### 2.15

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 may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises.

Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.

#### 2.16

Conditions relating to noise nuisance will usually concern steps appropriate 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, or persons are not permitted in garden areas of the premises after a

certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 15). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.

#### 2.17

As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area 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 appropriate.

#### 2.18

Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping.

This is why there is still a need for a licence for performances of live music between 11pm and 8am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.

#### 2.19

Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate 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.

#### 2.20

Beyond the immediate area surrounding the premises, these are matters for the 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, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.



## **APPENDIX D**

# **EXTRACT OF TRAFFORD COUNCIL LICENSING POLICY**

## **LICENSING OBJECTIVES: CRIME & DISORDER AND PUBLIC NUISANCE**



## 6.0 LICENCE OBJECTIVE – THE PREVENTION OF CRIME AND DISORDER

### 6.1

Trafford Council is committed to further reducing crime and disorder within Trafford and helping people feel safe.

### 6.2

The Council will have particular regard to the likely impact of licensing on related crime and disorder in the Borough particularly when considering the location, impact, operation and management of all proposed licence/certificate applications, renewals and variations of conditions.

### 6.3

When addressing the issue of crime and disorder, an applicant must demonstrate that those factors that impact on crime and disorder have been considered. These specifically include:-

- Underage drinking
- Drunkenness on premises
- Public drunkenness
- Drugs
- Violent behaviour
- Anti-social behaviour.

### 6.4

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 crime and disorder. Such measures may include:

- The capability of the person who is in charge of the premises during trading hours or when Regulated Entertainment is provided to effectively and responsibly manage and supervise the premises, including associated open areas
- The steps taken or to be taken to ensure that appropriate instruction, training and supervision is given to those employed or engaged in the premises to prevent incidents of crime and disorder, and where appropriate any relevant qualifications.
- The measures taken or to be taken to raise staff awareness and discourage and prevent the use or supply of illegal drugs on the premises.

- The features currently in place or planned for physical security at the premises, such as lighting outside the premises.
- Policies adopted to meet appropriate best practice in accordance with existing guidance (e.g. Home Office: Selling Alcohol Responsibly, Safer Clubbing, the National Alcohol Harm Reduction Strategy Toolkit and other recognised codes of practice, eg. British Beer and Pub Association).

Partnerships Initiative.

- Any appropriate additional measures taken or to be taken for the prevention of violence or public disorder.

#### 6.5

In addition, in those circumstances where the applicant has agreed measures to co-ordinate closing times or to prevent migration between premises with different closing times, it would be appropriate to detail such arrangements in the operating schedule.

#### 6.6

The extent to which the above matters need to be addressed will be dependent on the individual style and characteristics of the premises, proposed events and activities. In general however, the Council will expect more comprehensive measures to be in place at late night venues (i.e. premises which remain open to the public after 12.00pm) or in premises with a history of crime and disorder issues.

#### 6.7

Where additional measures have been identified as likely to have an impact on the prevention of crime and disorder at any premises, the Council would expect applicants to detail such measures to be taken in their operating schedules. Such measures may include:

- provision of effective CCTV with recording facilities both within and outside certain premises
- crime prevention design, including adequate lighting and supervision of car parks
- metal detection and search facilities
- procedures for risk assessing promotions and events such as 'happy hours' for the potential to cause crime and disorder, and plans for minimising such risks
- measures to prevent the use or supply of illegal drugs
- employment of Security Industry Authority licensed door supervisors and other appropriately trained staff

- participation in an appropriate Pubwatch Scheme or other similar scheme
- promotion of safe drinking
- the control of glass and the provision of plastic containers or toughened glass
- use of radio net system (where available)
- provisions for dealing with prostitution or indecency
- provisions for discouraging drinking in public places in the vicinity of the premises
- policies on dress and music
- appropriate additional staff training.

#### 6.8

All premises applying for licensing beyond 12.00pm must demonstrate that its customers will be capable of leaving the area without causing a disruption to local residents or impact upon crime and disorder. For example, where appropriate and relevant an assessment of the availability of late night transport, and the likely flow of pedestrian traffic away from the premises, could be included in the operating schedule.

#### 6.9

The Council will have regard to representations from the Police in deciding whether the above issues have been adequately addressed. Where Police representations indicate that any matter has not been addressed sufficiently to avoid a potential negative impact on crime and disorder, 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 of a licence.

#### 6.10

Where either prescribed and/or premises-related conditions have not been adhered to in the past, the Council will expect applicants to have considered and taken action to rectify those issues. Applications are likely to be refused where there are significant outstanding issues.

#### 6.11

In respect of premises predominantly supplying take-away food, between the hours of 11.00pm and 5.00am the Council would need to be satisfied that the supply of alcohol will not lead to an increase in crime and disorder or public nuisance in the vicinity of the premises.

#### 6.12

The Council will expect licensees of venues likely to be affected by drugs to take all reasonable steps to prevent the entry of drugs into licensed premises, to take appropriate steps to prevent drugs changing hands within the premises and to take practical measures to prevent tragedies as a result of drug misuse.

In certain types of premises it may be appropriate and relevant for the operating schedule to include measures such as access for customers to drug testing kits; particularly for the prevention of drug assisted sexual assault, chillout rooms and free water.

#### 6.13

The Council will not use the Licensing Policy to control prices or hinder free and fair competition in licensed trade. However, the Council will not support drinks' promotions that encourage the irresponsible consumption of alcohol, and where there is demonstrable evidence that certain types of promotion (such as "buy one get one free", "drink as much as you can for a fiver" or time limited price promotions) encourage significant alcohol intake within short periods of time ('binge drinking'), and the Council may consider, where relevant representations have been made, imposing special conditions. If such promotions are permitted they should be held in accordance with the new mandatory condition which prohibits irresponsible promotions – see para. 11.13 Mandatory Conditions.

#### 6.14

Within the operating schedule for premises from which alcohol will be sold, the applicant must identify the Designated Premises Supervisor. The Council will normally expect the Designated Premises Supervisor to have been given the day to day responsibility for running the premises by the holder of the premises licence and, as such, would normally expect them to be present on the premises on a frequent and regular basis.

#### 6.15

Glass is a major factor in disturbances around licensed premises. At certain types of premises if measures were introduced in relation to glass control within the premises, at disposal points and to prevent the unauthorised removal of glass from premises, these may assist in promoting the licensing objective of preventing crime and disorder. In such cases it may be appropriate for applicants to address these issues through their operating schedule.

#### 6.16

Whenever any persons are employed at licensed premises to carry out a security activity, it will be a condition of licence that all such persons must be licensed with the Security Industry Authority. The applicant may consider that certain premises require strict supervision for the purpose of promoting the licensing objectives. In

such cases, it may be appropriate for the applicant to provide details of the security arrangements to be employed at the premises.

This may then form the basis of an appropriate condition on the licence. The absence of such measures in the operating schedule may give rise to a relevant representation.

6.17

The Council will work closely with the Police to review the licences of premises where a Police Closure Notice has been served.

6.18

The Council will consider representations from the Police to exercise its powers to designate areas where alcohol may not be consumed in a public place to meet the Public Safety and Crime and Disorder Objectives

6.19

Local crime prevention strategies will, wherever appropriate and as far as is possible, be supported and reflected in conditions attached to premises licences and club premises certificates.

## **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 in 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.