

The Licensing Act 2003

Responsible Authority Representation Form

FAO The Licensing Service, Licensing Section, Trafford Town Hall, Talbot Road, Stretford, M32 0TH

Section 1 - Application Details

I wish to make a representation against the following application:

Applicant's name (if known):

RSB Restaurant Limited

Premises name and address:

**Cibo (formerly Carluccio's)
6 – 10 Victoria Road
Hale
Cheshire**

Type of Application:

Full Variation

Application Number (if known):

Section 2 – Responsible Authority's Details

Responsible Authority's Details:

Please tick appropriate box:

- | | |
|-------------------------------------|---|
| <input type="checkbox"/> | Chief Officer of Police |
| <input type="checkbox"/> | Fire and Rescue Authority |
| <input type="checkbox"/> | Local Planning Authority |
| <input type="checkbox"/> | Health and Safety Authority |
| <input checked="" type="checkbox"/> | Environmental Health Authority |
| <input type="checkbox"/> | Bodies recognised as being responsible for protection of children from harm |
| <input type="checkbox"/> | Local Authority Director of Public Health |
| <input type="checkbox"/> | Local Weights and Measures Authority (Trading Standards) |
| <input type="checkbox"/> | Licensing Authority |
| <input type="checkbox"/> | Home Office Immigration Enforcement |
| <input type="checkbox"/> | Other |

Full name: **Nasreen Ali**

Job Title: **Environmental Health Officer**

Tele number: **0161 912 4026**

Email: **nasreen.ali@trafford.gov.uk**

Address:
Pollution and Housing Team
Regulatory Services
Trafford Council,
Trafford Town Hall,
Talbot Road,
Stretford
M32 0YJ

Section 3 – Representations

<input type="checkbox"/>	We object to the application being granted at all
<input checked="" type="checkbox"/>	We object to the application being granted in its current form*

*If you choose this option remember to tell us in section 3B what changes you would like to see.

Your representation must be relevant to the effect of the application on the promotion of one or more of the four licensing objectives. Please complete the boxes below as fully as possible. If you do not then your representation may not be accepted.

Please attach supporting documents/further pages as necessary. Please number all extra pages and add the applicant's name and your name to each page.

Section 3A – The Licensing Objectives

To prevent crime and disorder	<i>Please state your reasons:</i>
Public safety	<i>Please state your reasons:</i>
To prevent public nuisance	<p>The application site is in close proximity to a number of residential premises in the immediate vicinity. There is therefore the potential of noise from the external areas of the premises to negatively impact upon the occupants of these noise sensitive premises if appropriate conditions relating to the external areas are not added to the license.</p> <p>The Pollution department has historically been in receipt of noise complaints relating to this and other commercial premises in the area due to the close proximity of the residential premises on Lisson Grove and Millfield Court to the various commercial properties. With reference to 6-10 Victoria Road, controlling the hours of use of the external area has historically helped to control the noise and reduce complaints. It is understood that there was an undertaking by the previous owners not to use the external side area beyond 8pm.</p>

	<p>The external areas are likely to be most popular during warm summer weather where residents would need to keep their windows open for ventilation and may wish to also enjoy their own external areas. Noise from patrons will increase as they enjoy their visit, characterised by laughter, raised voices and multiple conversations, which can be very intrusive in nature.</p> <p>The current noise related conditions for the premises are contained in Annex 3 of the licence (PL000049) and are as follows:</p> <ol style="list-style-type: none"> 1. All external doors and windows shall be kept closed when regulated entertainment is being provided except in the event of an emergency or for ingress and egress to the premises.. 2. There shall be placed at all exits from the premises in a place where they can be seen and easily read by the public, (or member and their guests) notices requiring customers to leave the premises and the area quietly. (Note, this may also include a reference to vehicles). 3. No bottles shall be disposed of or collected from the premises between the hours of 9.00pm and 8.00am where such disposal or collection is likely to cause disturbance to local residents. <p><u>A number of conditions have been recommended below in addition to the existing conditions to achieve the licensing objective of the prevention of public nuisance.</u></p> <p>Please accept this as my formal representation to the full variation licence application which could be withdrawn upon reaching a suitable agreement on the proposed conditions.</p>
<p>The protection of children from harm</p>	<p><i>Please state your reasons:</i></p>

Section 3B – Suggestions/Further information

Please give any suggested conditions that could be added to the licence to remedy the cause of your representations, or other considerations you would like the Licensing Sub-Committee to take into account.

In order to achieve the licensing objective of the prevention of public nuisance I would recommend that the following conditions are attached to the licence in addition to the existing conditions contained in Annex 3 of (PL000049):

- ***Noise from music and associated sources (including DJ's and amplified voices) must not be audible to such an extent that it constitutes a nuisance at any noise sensitive properties.***
- ***Use of external ground floor seating area of the premises shall only be permitted between the hours of 09.00 20:00 hours on any day.***
- ***Use of the first floor elevated external seating area shall only be permitted between the hours of 09.00 and 20.00 on any day.***
- ***The applicant shall submit for approval, prior to the commencement of use, a noise management plan for the external areas. The noise management plan shall be implemented at all times that these areas are in use.***
- ***No amplified music / sound / speakers shall be permitted to any external part of the site.***

I confirm that this representation may become a public document

Signed; *N Ali* dated; *01 08 22*

N.B if you do make a representation you will be expected to attend the Licensing Sub-Committee hearing and any subsequent appeal proceedings.

It is an offence, under section 158 of the Licensing Act 2003, to knowingly or recklessly make a false statement in connection with this representation. This is punishable, on summary conviction, by a fine not exceeding level 5 on the standard scale.

Please return this form along with any additional sheets to: **The Licensing Service, Trafford Council; Trafford Town Hall, Talbot Road, Stretford, Manchester, M32 0HT** or email to licensing@trafford.gov.uk.

This form must be returned within the Statutory Period. Please check with the Licensing Section by emailing licensing@trafford.gov.uk