

Pickup, Jade *Rep 1*

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**From:** Cordingley, Michael  
**Sent:** 18 October 2019 16:23  
**To:** Pickup, Jade; Licensing  
**Subject:** RE: Consultation List 800 - we 18.10.2019

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

I wish to make representation against the Peri Hot / Dixie Chicken application on the grounds of crime and disorder. We have experienced a number of quite serious incidents of violence in this vicinity over the past 18 months or so. Chester Road is an arterial route from Manchester but Gorse Hill is a residential area. I am concerned that a license for the consumption of alcohol at a takeaway is adding more triggers for violence in this neighbourhood and I would be strongly opposed. I am firmly against an extension of opening hours as well for similar reasons. We have had too much trouble and Gorse Hill is keen to tackle this sort of behaviour.

Mike Cordingley  
Councillor for Gorse Hill Ward  
Trafford Council

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**From:** Pickup, Jade  
**Sent:** 18 October 2019 15:17  
**To:** Jackson, Philip <Philip.Jackson@trafford.gov.uk>; Jhatakia, Vimi <Vimi.Jhatakia@trafford.gov.uk>; 'Judie' <judieco@hotmail.com>; 'Karen.Packer@gmp.police.uk' <Karen.Packer@gmp.police.uk>; Licensing <licensing@trafford.gov.uk>; Safeguarding Children Team <SafeguardingChildrenTeam@trafford.gov.uk>; Smith, Nigel <Nigel.Smith@trafford.gov.uk>; 'Sybil Crowther' <crowthers@parliament.uk>; Trading Standards <trading\_standards@trafford.gov.uk>; Ward, Jennie <Jennie.Ward@trafford.gov.uk>; Whittaker, Suzanne <Suzanne.Whittaker@trafford.gov.uk>; Boyle, Joanne <Joanne.Boyle@trafford.gov.uk>; Fenton, Oliver <Oliver.Fenton@trafford.gov.uk>; Haddad, Anna <Anna.Haddad@trafford.gov.uk>; Hinchliffe, Keiran <Keiran.Hinchliffe@trafford.gov.uk>; Licensing <licensing@trafford.gov.uk>; Ali, Nasreen <Nasreen.Ali@trafford.gov.uk>; Bibi, Tony <Tony.Bibi@trafford.gov.uk>; Cordingley, Michael <Michael.Cordingley@trafford.gov.uk>; Coupe, Jonathan <Jonathan.Coupe@trafford.gov.uk>; 'Fire - Rob Wightman (P&PAdminTeamSalford&@manchestercityfire.gov.uk)' <P&PAdminTeamSalford&@manchesterfire.gov.uk>; Grey, Donna <Donna.Grey@trafford.gov.uk>; Harwood, Kay <Kay.Harwood@trafford.gov.uk>; 'Karen.Packer@gmp.police.uk' <Karen.Packer@gmp.police.uk>; Ledson, Martin <Martin.Ledson@trafford.gov.uk>; Levy, Graeme <Graeme.Levy@trafford.gov.uk>; Mitchell, Alan <Alan.Mitchell@trafford.gov.uk>; Thomas, Simon <Simon.Thomas@trafford.gov.uk>; Ward, Jennie <Jennie.Ward@trafford.gov.uk>; Whetton, Michael <michael.whetton@trafford.gov.uk>; Lewis, William <William.Lewis@trafford.gov.uk>; 'angela.stone@albex.co.uk' <angela.stone@albex.co.uk>; Pickup, Jade <Jade.Pickup@trafford.gov.uk>; Environmental Protection <Environmental.Protection@trafford.gov.uk>  
**Subject:** Consultation List 800 - we 18.10.2019

Dear All,

Please find attached, list of applications received for week commencing 14 October 2019.

Yours sincerely,

*Jade Pickup*

Jade Pickup

**Licensing Officer**

Place Directorate - Regulatory Services

Pickup, Jade

Rep 2

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**From:** karen AHERN  
**Sent:** 22 October 2019 20:08  
**To:** Licensing  
**Subject:** Ducky chicken Chester road

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**Categories:** Licensing Act 2003 - General

Good evening,

Please be advised I reject the application for the above takeaway to apply for a late night drink licence and sell alcohol.

I believe this will only bring more crime to the area - the safety of the local residency is also a issue with this.

The noise level and nuicanse

Also this is a community we do not glass around after people Have a late night takeaway and drink We want to Consider your Children and safety

We do not want this

Resident of gorsenhill  
Karen ahern  
Please acknowledge my email

Sent from my iPhone

Rep 3

Pickup, Jade

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**From:** Jane Derbyshire-Heal  
**Sent:** 29 October 2019 11:18  
**To:** Licensing  
**Subject:** Application for Dixy Chicken extension

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Dear Sirs,

I should like to object to the application by Dixy Chicken to open until 3am, selling alcohol until 2.30am.

To my mind this application goes against the Licensing Principles. This area is prone to crime and disorder which can only be exacerbated by the availability of the purchase of alcohol until this time. The ensuing abuse of alcohol will certainly cause public nuisance and as children under the age of 18 are often out at all hours of the night in this area, they will be adversely influenced by the older youths who will most certainly frequent the shop. Please take this opportunity to guard the residents of Gorse Hill from the problems that the granting of this application will cause.

Thank you

Mrs Jane Derbyshire-Heal  
Sent from Mail for Windows 10

Pickup, Jade

Rep 4

**From:** Ruth Hannan  
**Sent:** 05 November 2019 16:06  
**To:** Licensing  
**Subject:** Objection to Licensing Application LA0318/9

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hello

I'd like to lodge an objection to the above licensing application, specifically the request to sell alcohol and the extension of retail hours.

I object for the following reasons:

1. Prevention of Crime and Disorder: Gorse Hill has experienced some serious crime incidents in recent years all of which have either happened in, close to or been linked to the take out premises on Chester Rd. Enabling a premises to open for longer and then sell alcohol (at times when no one else will be selling it) encourages anti-social behaviour and presents a flashpoint location for alcohol fuelled behaviour in what is a residential area.
2. Public Safety: the enabling of selling alcohol at such late hours will contribute to risky behaviour that presents a risk to residents and the general public. The sale of alcohol is often linked to poor behaviour especially at such hours when people who are buying it are already likely to have imbibed a significant amount already.
3. Prevention of Public Nuisance: late night take aways alone let alone ones that sell alcohol will contribute to nuisance and anti-social behaviour. As mentioned previously this a residential area which arguably needs less not more take-aways that primarily serve passing or transient trade and not the needs of the local community. The increase in hours and sale of alcohol will be intimidating for many residents.
4. Protection of children from harm: aside from the direct risk to children from anti-social behaviour creating spaces that provide unhealthy food and possibly are being less rigorous in their age-checks is a significant concern.

I am the Chair of a local community group (Gorgeous Gorse Hill) and whilst I am not objecting in that capacity my role has enabled me to speak to residents none of whom I have spoken to so far are supportive of this application.

Best regards  
Ruth

Ruth Hannan

**GREATER MANCHESTER POLICE - REPRESENTATION**

<b>About You</b>	
Name	<b>PC Karen Packer</b>
Address including postcode	Talbot Road, Stretford, Manchester M32 0UX
Contact Email Address	
Contact Telephone Number	

<b>About the Premises</b>	
Application Reference No.	<b>PL060451</b>
Name of the Premises	<b>Dixy Chicken</b>
Address of the premises including postcode	912 Chester Road, Stretford, M32 0PA

<b>Your Representation</b>
<p>Please outline your representation below and continue overleaf. This should describe the likely effect of the grant of the variation on the licensing objectives on and in the vicinity of the premises in question.</p>
<p>Please accept this as formal notification of the Greater Manchester Police objection to the premises licence in relation to the above premises on the grounds of Prevention of Crime and Disorder and the Prevention of Public Safety,</p> <p>The application is seeking to allow the premises to operate and include the sale of alcohol by 4 hours Monday to Sunday until 3am. The application requests alcohol to be consumed indoors and outdoors.</p> <p>On 24<sup>th</sup> May 2002 a Designated Public Space Order was granted to Trafford which was a provision for combatting alcohol related disorder in a designated public place. This legislation was replaced by the Anti-Social Behaviour, Crime and Policing Act 2014 which introduced Public Spaces Protection Orders (20<sup>th</sup> October 2014). The transition period allowed for the DPPO to stay as it was for three further years, at which point it converted to a Public Space Protection Order which currently expires 19/10/2020.</p> <p>This order was obtained to prevent alcohol related issues / street drinking and allows a constable to dispose of anything surrendered to him in such a manner as he considers appropriate. A person who fails without reasonable excuse to comply with a requirement imposed on him commits an offence and is liable on conviction to a fine.</p> <p>The applicant has not satisfactorily demonstrated how they will deal with the potential issue of customers who may attempt to leave the premises with an open vessel into an area where a Public Space Protection Order exists.</p> <p>In the likely event that a customer leaves the premises and is seen by a constable to be carrying alcohol, this is likely to cause disorder when the constable requests the surrender of that alcohol.</p> <p>The applicant has failed to demonstrate how they will deal with customers who are intoxicated, disorderly or threatening and are attempting to be served alcohol food or both. How will the applicant remove those customers from within the premises when there has been no confirmation that Sia door staff will be employed?</p> <p>The applicant has failed to demonstrate if alcohol will only be served with the purchase of food. Can a member of the public enter the premises for the sole purpose of purchasing alcohol?</p> <p>The applicant has failed to demonstrate in what vessels alcohol will be served. In the event alcohol is consumed on the premises or removed from the premises in open glass / cans, this is likely to affect public safety should that vessel be used as a weapon in a violent situation.</p>

The application for alcohol consumption inside would indicate that the premises would be used as an on licence premises: The applicant has failed to demonstrate where indoors the consumption would take place. The plan does not indicate a seating area inside.

Option 5 under general conditions on the application states: Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area. The plan does not indicate the exact position of the area or boundary this refers to.

The lack of information on this application leads Greater Manchester Police to believe that they have not anticipated any problems or how they would deal with those problems if they occurred.

Greater Manchester Police therefore request that this application is refused.

Rep 6



**TRAFFORD  
COUNCIL**

FAO – Chair of Licensing Committee  
Trafford Town Hall  
Talbot Road  
Stretford  
M32 0TH

**Keiran Hinchliffe**  
Senior Licensing Officer  
**Trafford Council**  
Ground Floor, Trafford Town Hall, Talbot Road  
Stretford, Manchester M32 0TH

[www.trafford.gov.uk](http://www.trafford.gov.uk)

8 November 2019  
**Reference Dixy Chicken**

Dear Cllr Duffield,

### **Responsible Authority Representation under Licensing Act 2003**

#### **RE: New Application for a Premises Licence at Dixy Chicken, 912 Chester Road, Stretford M32 0PA**

I am employed by Trafford Council in the position of Senior Licensing Officer; I have 6 years' experience as a Licensing Officer and have been in this post for 1 year. I am a Full Individual Member of the Institute of Licensing, which is a membership achieved by demonstrating professional knowledge and experience in one or more fields of licensing, along with a broader general appreciation of licensing practice and its context. I have substantial experience of applying for reviews of licensed premises and experience of taking licensing prosecutions to the Magistrates' Court on behalf of the Licensing Authority.

I am qualified through the Institute of Licensing as a Professional Licensing Practitioner and I have attained an Advanced Professional Certificate in Investigative Practice (APCIP), which is the equivalent to a post graduate level 7 qualification in the vocational field of public sector investigation.

I act under delegated authority and represent the Licensing Authority as Responsible Authority under the above Act. I write this letter in formal representation to the application for a new premises licence at Dixy Chicken, 912 Chester Road, Stretford M32 0PA.

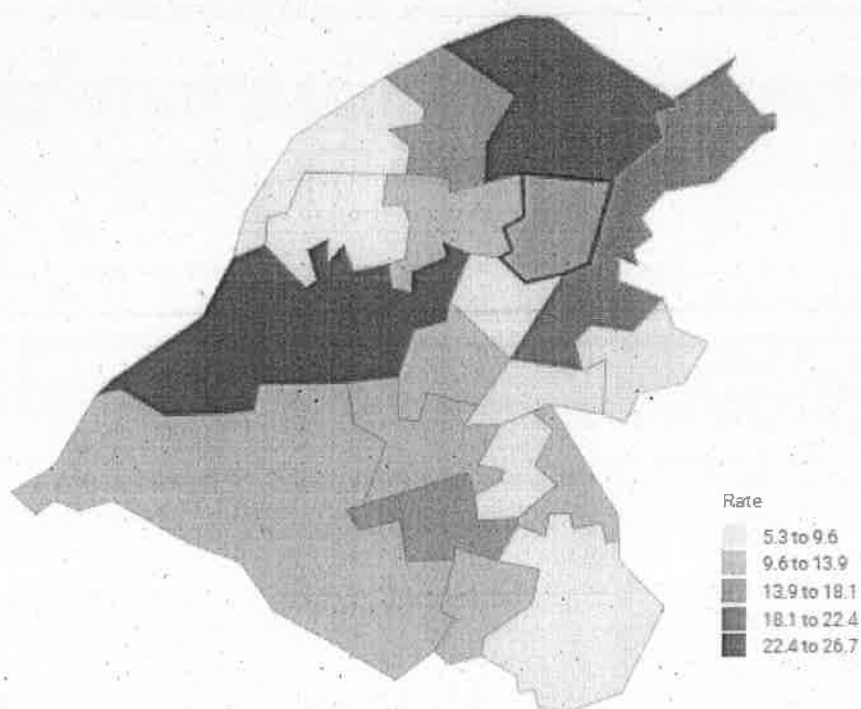
This application has received representation from residents, the ward Councillor and Greater Manchester Police who are all concerned with the licensable activity of sale of alcohol.

I further submit this formal representation on behalf of the Licensing Authority as a Responsible Authority to direct the Members of the Licensing Sub-Committee to the Council's Statement of Licensing Policy, and the licensing objectives of prevention of crime and disorder, prevention of public nuisance, and protection of children from harm.

When considering applications for later closing times in respect of premises licences, where relevant representations have been made, the Council will take the following into consideration in accordance with Government Guidance:

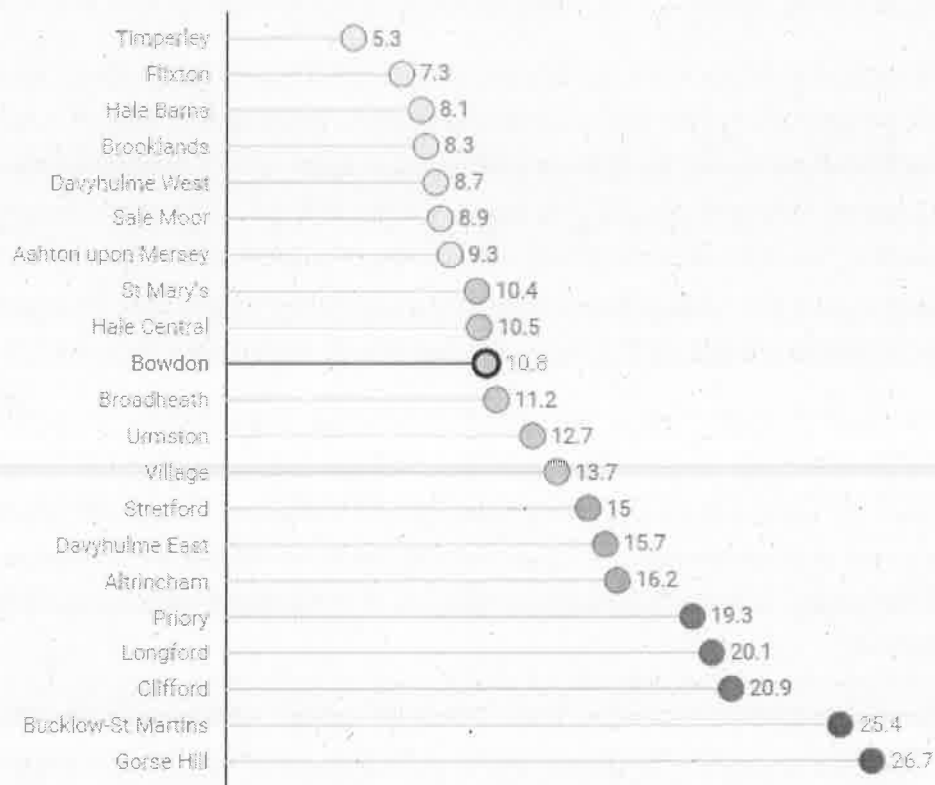
- **Whether the premises is located in a predominately commercial area** – this application is submitted for a premises in a mainly residential area along a parade of shops facing Chester Road, with a mix of local amenities nearby and flats above the premises. It is not set away in an industrial park or within a business improvement district. The Ward Profile of Gorse Hill, where this premises is located is in the highest percentile of incidents of anti-social behaviour over a 12 month period per 1,000 residents. – Higher rates indicate a greater average risk of residents being involved in an incident.

Anti-social behaviour  
2017-11 to 2018-10



Source: Home Office  
Contains National Statistics and OS data © Crown copyright and database right 2019





- **The nature of the proposed activities to be provided at the premises** – the application is for on sales only with an ambiguous direction to a plan for sales in an undefined outside area. The application is described as a takeaway; late night refreshment has also been applied for.
- **Whether the operating schedule indicates that the applicant is taking appropriate steps to comply with the licensing objective of preventing public nuisance?** – The application is weak in this regard; the application is described as a takeaway with hot food being sold until 02:30AM and coincides with the sale of alcohol for consumption on the premises until 02:30AM. The licensing for consumption on the premises only in a takeaway facility will only extend the availability of alcohol when customarily a takeaway, by definition, is a quick service experience. This modus operandi of the licence application is at odds with the objectives of prevention of crime and disorder and public safety. To broaden the Sub-Committee's attention to the application that has been submitted, it would be real expectation for such a late night venue licensed for on sales to be considering active measures such as having SIA security, CCTV, taxi management and to be part of a Pubwatch network.
- It is the opinion of the Licensing Authority that authorising licensable activity at this time will result in an increase in crime and anti-social behaviour.

The Council's policy recognises that opening hours beyond midnight may be more likely to attract relevant representations; it goes on to say that if the Council's discretion is engaged - it is possible conditions relating to opening hours may be imposed.

All premises applying for licensing beyond midnight 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, an assessment of the availability of late night

transport and the likely flow of pedestrian traffic away from the premises could be included within the operating schedule. This application does not appear to have provided

Greater Manchester Police have raised concerns about the ambiguity of indoor and outdoor drinking at the premises. The Council policy is that the Sub-Committee will have regard as to whether the above issues have been addressed in applications for the licensing of premises beyond midnight. S6.8 of the policy states: '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.

Further, S6.11 of the policy states "in respect of premises predominately 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 at the premises." This application does not satisfy the concerns of the Licensing Authority, Greater Manchester Police or other persons who have submitted representation.

The Designated Premises Supervisor has a Personal Licence which was issued by Blackpool Council. The address for the proposed Designated Premises Supervisor is detailed on the application as Blackpool. Whilst this is not illegal, the question must be raised regarding the effective control of the premises and whether a DPS can actually manage the list of 24 Licence Conditions as detailed in the operating schedule from an address in Blackpool? The policy of this Council is that we 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.

This applicant has applied for on sales. This is entirely inappropriate for the type and location of the premises; the 24 measures detailed in the operating schedule are insufficient for addressing the licensing objectives of prevention of crime and disorder or public nuisance. There is no recognition in the application for the location of the premises being located within a PSPO designated no drinking zone, with no detail on the outside area, no detail on measures for preventing public nuisance such as an assessment of late night transport or the flow of pedestrians away from the area, no measures concerning security apart from the fact CCTV will be installed. The measure proposed may well be suitable for an application for off sales with a condition that supply of alcohol via takeaway delivery only but that is not what is being applied for. The hours applied for do not correlate with the type of premises nor do they correlate with sufficient measures to uphold the licensing objectives.

I recommend that the licensing sub-committee removes the licensable activity for the sale of alcohol in its entirety. That the following conditions relating to that licensable activity are removed from the operating schedule and that the licence is granted as Late Night Refreshment only with the following conditions:

1. A CCTV system will be maintained and operated at the premises with cameras positioned both internally and externally.
2. Recorded CCTV images will be maintained and stored for a period of twenty-eight days and shall be produced to the Police or Licensing Authority upon request.
3. CCTV will be in-operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player.
4. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request.
5. All staff will be trained in firefighting equipment.
6. Fire risk assessments will be carried out on a regular basis. Fire alarm tests will be carried out regularly.
7. Fire escape doors will be monitored so that they are not blocked.
8. Proper internal and external lighting will be provided.
9. Any litter left directly outside the premises will be removed accordingly.
10. The emptying of bins into skips, and refuse collections will not take place between 11pm and 8am.
11. All signs of disturbance will be reported to the police immediately.
12. A first aid box will be available at the premises at all times.
13. No noise will emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
14. The exterior of the building shall be cleared of litter at regular intervals.
15. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.

The above conditions are included within the existing operating schedule and are adequate measures to promote the licensing objectives for an application for Late Night Refreshment.

Yours sincerely,

Mr Keiran C. P. Hinchliffe MIO L APCIP  
**Senior Licensing Officer – Regulatory Services**