

LICENSING PANEL Regulatory Committee Agenda

Date Tuesday 11 October 2022

Time 9.30 am

Venue Crompton Suite, Civic Centre, Oldham, West Street, Oldham, OL1 1NL

- Notes
1. DECLARATIONS OF INTEREST- If a Member requires any advice on any item involving a possible declaration of interest which could affect his/her ability to speak and/or vote he/she is advised to contact Paul Entwistle or Constitutional Services in advance of the meeting.
 2. CONTACT OFFICER for this Agenda is Constitutional Services Tel. 0161 770 5151 or email Constitutional.Services@oldham.gov.uk
 3. PUBLIC QUESTIONS – Any member of the public wishing to ask a question at the above meeting can do so only if a written copy of the question is submitted to the Contact officer by 12 Noon on Thursday, 6 October 2022.
 4. FILMING - The Council, members of the public and the press may record / film / photograph or broadcast this meeting when the public and the press are not lawfully excluded. Any member of the public who attends a meeting and objects to being filmed should advise the Constitutional Services Officer who will instruct that they are not included in the filming.

Please note that anyone using recording equipment both audio and visual will not be permitted to leave the equipment in the room where a private meeting is held.

Recording and reporting the Council's meetings is subject to the law including the law of defamation, the Human Rights Act, the Data Protection Act and the law on public order offences.

Please also note the Public attendance Protocol on the Council's Website

https://www.oldham.gov.uk/homepage/1449/attending_council_meetings

MEMBERSHIP OF THE LICENSING PANEL IS AS FOLLOWS:
Councillors S Hussain, Sheldon and Surjan

Item No

1 Election of Chair

The Panel is asked to elect a Chair for the duration of the meeting.

2 Apologies For Absence

3 Urgent Business

Urgent business, if any, introduced by the Chair

4 Declarations of Interest

To Receive Declarations of Interest in any Contract or matter to be discussed at the meeting.

5 Public Question Time

To receive Questions from the Public, in accordance with the Council's Constitution.

6 order of Proceedings (Pages 1 - 4)

7 Application for the Grant of a Premises Licence (Pages 5 - 40)

The purpose of this report is to inform Members of an application for variation of a premises licence in respect of Eurocity Mini Market, 93-95 Yorkshire Street, Oldham which, due to representations being received, has been referred to this Panel for determination.

8 Application for Variation of a Premises Licence (Pages 41 - 88)

The purpose of this report is to inform Members of an application for variation of a premises licence in respect of Anglers Arms, 95 Wrigley Head, Failsworth which, due to representations being received, has been referred to this Panel for determination.

OLDHAM BOROUGH COUNCIL

LICENSING PANEL - ORDER OF PROCEEDINGS

The procedure outlined below, which was enclosed with the notice of hearing sent to each party, and a copy of which is before you today, will be followed.

Documentary evidence may be relied upon and considered by the Panel if it has been served on the Licensing Authority prior to the hearing, or if all parties consent it can be produced on the day of the hearing.

Any person wishing to call a witness to speak at the hearing must have applied in writing for permission from the Licensing Authority at least 2 working days before the hearing and must also have provided the name of the witness and a brief description of the points on which that person may be able to assist the authority in relation to their application, representations or notice. Any application to call a witness where the party has not given 2 working days' notice will be considered by the Panel at the beginning of the hearing and permission will not be unreasonably withheld.

Each party will have the same amount of time in which to address the Panel, each party will have up to 60 minutes to address the authority and give any further information (which must be relevant to that party's or another party's application or representation). Where any party considers this time to be insufficient then, a request in writing may be made to the Constitutional Services Officer for an extension of time at least two working days before the hearing; however this will not automatically be granted, and will be at the discretion of the Panel.

Any person behaving in a disruptive manner will be asked to leave the hearing, however, if this occurs that person will be entitled to submit in writing any information they would have been entitled to give orally.

The Authority will provide a record of the hearing in a permanent and intelligible form and keep it for 6 years from the date of determination or disposal of any Appeal.

Members are advised that they are making decisions in a quasi-judicial manner. As such, they have a duty to view all evidence presented before them impartially. Members must disregard any information given by a party which is not relevant to the promotion of the licensing objectives. The Panel is not bound by the formal rules of evidence. Nevertheless, Members must carry out their duty placing what weight they feel is appropriate given the nature of the evidence and the manner in which it was obtained, and communicated.

ORDER OF PROCEEDINGS

INTRODUCTION

The Constitutional Services Officer (“the Clerk”) will welcome those present and outline the procedure to be followed (as set out below) and record those present. The Clerk will remind everyone that each party will have up to 60 minutes to address the Panel and give any further information.

APPLICATION

The Licensing Officer will outline the nature of the application.

The applicant and/or their representative to address the Panel, present additional information in support of the application (where consent to do so has been granted) and call any witnesses (subject to having given the required prior notice or having received permission at the beginning of the hearing). The Applicant and any witnesses may be questioned by Members of the Panel.

Any party, if given permission by the panel, may question the applicant and his witnesses, but this shall not take the form of cross examination.

REPRESENTATIONS

The Party making the representation and/or their representative to address the members of the Panel, providing any additional information in support of their representation (where consent to do so has been granted) and call any witnesses (subject to having given the required prior notice or having received permission at the beginning of the hearing). The party and any witnesses may be questioned by Members of the Panel.

In the event that a number of members of the public are present at the meeting who intend to make a representation in relation to the application as interested parties then the Chair has discretion to ask that they appoint a nominated spokesperson to present their representations.

Any party, if given permission by the panel, may question the party making representations and his witnesses, but this shall not take the form of cross examination.

These representations will be taken in the following order: -

- Police Representation (unless they are the applicant)
- Licensing Authority
- Environmental Health Representation
- Other Responsible Authorities Representation
- Public Representation (Interested Parties)

CLOSING STATEMENTS

The party making the representation may summarise their representation and make a closing statement.

The holder of the premises licence may summarise their representation and make a closing statement.

The Applicant may summarise the application and make a closing statement.

SUMMARY The Chair to summarise who has made representations.

DETERMINATION

The Panel Members will leave the hearing to consider their decision in private. The panels may request the services of a legal representative and Constitutional Services Officer.

The Chair of the Panel will announce the determination of the application and the reasons for that determination, and it will then be confirmed in writing within 5 working days of the hearing.

This page is intentionally left blank

Licensing Panel

Licensing Act 2003

Application for the Grant of a Premises Licence

Eurocity Mini Market, 93-95 Yorkshire Street, Oldham, OL1 3ST

Report of Executive Member for: Neighbourhoods

Officer contact: Nicola Lord

13th September 2022

Reason for Decision

The purpose of this report is to inform Members of an application for variation of a premises licence in respect of Eurocity Mini Market, 93-95 Yorkshire Street, Oldham which, due to representations being received, has been referred to this Panel for determination.

Recommendations

Members are recommended to consider the application, taking into account the representations received.

Licensing Act 2003 – Application to Vary a Premises Licence
Eurocity Mini Market, 93-95 Yorkshire Street, Oldham, OL1 3ST

1 Background

- 1.1 The purpose of this report is to inform Members of an application for variation of a premises licence in respect of Eurocity Mini Market, 93 Yorkshire Street, Oldham which, due to representations being received, has been referred to this Panel for determination.

2 Recommendations

- 2.1 Members are recommended to consider the application, taking into account the representations received.

3 The Application

- 3.1 On the 14th July 2022 Mr Shako Mohammed applied for the grant of a premises licence in respect of the premises named above. The last day for representations in respect of the application was the 11th August 2022.

- 3.2 Details of the application are as follows:-

Supply of alcohol for consumption OFF the premises only

Monday to Sunday 9am – 11pm

- 3.3 A copy of the application & proposed plan is attached at **Appendix 1**.

A location map is attached at **Appendix 2**.

4 Representations

- 4.1 Following submission and advertisement of the application representations have been received. These can be found at **Appendix 3** to this report.

- 4.2 A representation was received from public health regarding staff training to mitigate risks of underage sales. The applicant provided further information and public health subsequently withdrew their representation.

5 Licensing Policy

- 5.1 Members considering the application should take note of the Authority's Licensing Policy Statement when determining an application.

- 5.2 Attention should be drawn to Sections 6 of the Council's Statement of Licensing Policy relating to Prevention of Crime & Disorder. A full copy of the Council's Licensing Policy statement will be available at the hearing.

6 Secretary of State Guidance

- 6.1 Members also need to consider statutory guidance issued, by the Secretary of State, under Section 182 of the Licensing Act 2003.
- 6.2 In relation to 'Crime & Disorder' the following paragraph(s) provide:
- 2.3 Conditions should be targeted on deterrence and preventing crime & disorder...for example, where there is good reason to suppose disorder may take place, the presence of 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.
- 6.3 A full copy of the guidance will be available at the hearing.

7 Options/Alternatives

- 7.1 When determining the application Members, having had regard to the representations, may take such steps as they consider appropriate for the promotion of the licensing objectives. The steps are -
- a) Grant the application as applied for
 - b) Grant the application but modify the operating schedule in relation to hours, days, conditions or activities;
 - c) To reject the application;
- 7.2 Any steps appropriate to promote the licensing objectives should be specified. If no steps are appropriate the application should be granted.
- 7.3 Findings on any issues of fact should be on the balance of probability.
- 7.4 In arriving at a decision Members must have regard to the relevant provisions of national guidance and the licensing policy statement and reasons must be given for any departure.
- 7.5 The decision should be based on the individual merits of the application.

8 Consultation

- 8.1 Consultation in accordance with the Act has taken place with all Responsible Bodies and notice has been given to allow for any representations from other persons.

9 Legal Services Comments

- 9.1 In determining the application Members should have regard to the Authority's licensing policy statement and the Secretary of State's Guidance. The applicant or any other person who made relevant representations in relation to the application have a right of appeal to the Magistrates' court. (A Evans)

10 Environmental and Health & Safety Implications

- 10.1 Contained within the body of the report.

11 Equality, community cohesion and crime implications

- 11.1 The Council's 'Statement of Licensing Policy' takes into account these matters. All decision made by the Licensing Panel, must have regard to this policy and National Guidance.

12 Equality Impact Assessment Completed?

- 12.1 No

13 Background Papers

- 13.1 The following is a list of background papers on which this report is based in accordance with the requirements of Section 100(1) of the Local Government Act 1972. It does not include documents which would disclose exempt or confidential information as defined by the Act :

File Ref: Records held in Directorate
Officer Name: Nicola Lord

14 Appendices

Appendix 1 – Premises Licence Application & Proposed Plan

Appendix 2 – Location Map

Appendix 3 – Representation against the application from the following:

1. Trading Standards

OLDHAM Council

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 Mr Shako MOHAMMED

(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			
Eurocity Mini Market, 93 -95 Yorkshire Street			
Post town	Oldham	Postcode	OL1 3ST

Telephone number at premises (if any)	
Email	
Non-domestic rateable value of premises	£12,500

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|----|--|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i as a limited company/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| | ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| | iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |
| e) | the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) | a health service body | <input type="checkbox"/> | 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 (by ticking yes to one box below):

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 <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname MOHAMMED			First names Shako Kawa Mohammed		
Date of birth:			I am 18 years old or over <input checked="" type="checkbox"/>		Please tick yes
Nationality:					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

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		
Date of birth			I am 18 years old or over <input type="checkbox"/>		Please tick yes
Nationality					
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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		M		YYY			
1	2	0	8	2	0	2	2

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

DD		M		YYYY			

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

A community based Mini Market and grocery store, with an off licence situated in a commercial area in the outskirts of the town centre.

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 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all 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"/> |

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	<input type="checkbox"/>
---	--------------------------

<u>Supply of alcohol</u> (if ticking yes, fill in box J)	X
---	---

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		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 4)			
Mon						
Tue						
			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)			
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</u> (please read guidance note 6)			
Fri						
Sat						
Sun						

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		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 4)			
Mon						
Tue						
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)			
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 6)			
Fri						
Sat						
Sun						

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<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 6)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		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 4)			
Mon						
Tue						
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)			
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 6)			
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			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 3)	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 4)		
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 5)		
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 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	X
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Wed					
Thur			<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 6)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Mon	09.00	23.00			
Tue	09.00	23.00			
Wed	09.00	23.00			
Thur	09.00	23.00			
Fri	09.00	23.00			
Sat	09.00	23.00			
Sun	09.00	23.00	<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> (please read guidance note 6)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Mr Shako MOHAMMED	
Date of birth: Place of birth: Nationality:	
Phone Number	
Address	
Postcode	
Personal licence number (if known) In Progress	
Issuing licensing authority (if known) Salford City Council	

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 9).

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	<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 6)
Mon	09.00		
		23.00	
Tue	09.00		
		23.00	
Wed	09.00		
		23.00	
Thur	09.00		
		23.00	
Fri	09.00		
		23.00	
Sat	09.00		
		23.00	
Sun	09.00		
		23.00	

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 10)

1. CCTV system installed and operational. System maintained in good working order to the satisfaction of Greater Manchester Police.
2. CCTV covers all areas of the store including the entrance, point of sale and main alcohol displays
3. CCTV must record whenever the premises is open for licensable activities
4. CCTV signage prominently displayed at the premises
5. CCTV must be capable of obtaining clear facial recognition image and a clear head and shoulders image of every person entering the premises and at the point of sale
6. Location of CCTV cameras recorded on the plan attached to the licence. Any additional cameras requested by the police will be fitted within a reasonable time.
7. The recording medium i.e., discs, tapes, hard drive etc, and associated images must be retained and securely stored for a minimum period of 31 days. These images must be made available to police and other authorised officers upon request
8. The premises licence holder or designated premises supervisor must provide police with contact details of at least one member of staff who are trained and familiar with the operation of the CCTV equipment so that they are able to provide copies of the recorded data upon request.
9. A full internal weekly check of the CCTV system will be made, and details recorded on a log sheet to ensure that the CCTV system is in good working order and that the recordings are time and date stamped
10. The premises licence holder or designate premises supervisor must ensure steps are taken to rectify any fault in the CCTV system immediately and a log of those steps are made available for inspection to police or other authorised officer

b) The prevention of crime and disorder

2. Incident Register

11. When the DPS is not on duty, there must be another authorised person who will be contactable at all times and be able to attend the premises within one hour while the supply and sale of alcohol is being undertaken, except in cases of emergency. The identity of this person will be known to all other staff engaged in the supply or sale of alcohol

12. No credit given for the sale of alcohol

13. Incident book maintained at the premises to record details of the following:

Any violence or anti-social behaviour on or immediately outside the premises

Any other crime or criminal activity on the premises

Any call for police/ambulance assistance to the premises

14. The incident log must be made available immediately on request to the police or other authorised officers. All records must be retained on the premises for 12 months from the date of the incident

15. Any staff employed at the premises must be provided with training before they sell alcohol and refresher training every 6 months thereafter. Training must include information on preventing the sale of alcohol to somebody who is drunk and age restricted products

16. Written record of all training carried out must be kept. These records must be stored on the premises and made available for inspection to police or another authorised officer upon request

c) Public safety

No risk has been assessed under the Licensing Act 2003

d) The prevention of public nuisance

17. Prominent clear and legible signage must be displayed at the exits to the premises requesting the public to respect the needs of local residents and businesses and to leave the premises and the area quickly and quietly

18. The Premises licence holder or designated premises supervisor must ensure that litter arising from people using the premises is cleared away on a regular basis

19. The Premises licence holder must ensure that no lighting or air conditioning units cause any nuisance to another neighbouring property

20. The staff must observe the external frontage of the premises using the CCTV monitor and use their best endeavours to disperse any customers that appear to be loitering outside the premises, especially any groups of 3 people or more

e) The protection of children from harm

21. The premises operates a Challenge 25 proof of age policy which will require any person who appears to be under the age of 25 to produce identification to prove they are 18 or over

22. Only a passport, photocard driving licence, EU Union ID, Armed Forces ID cards or a proof of age card bearing the PASS accredited hologram, photograph of the individual and DOB shall be accepted as proof of age

23. Prominent, clear and legible Challenge 25 signage displayed at all entrances as well as at least one location behind any counter

24. REFUSALS REGISTER

24.1 The premises must maintain a refusals logbook to record the details of all refusals of the sale of alcohol to persons suspected of being under the age of 18, appear to be drunk or suspected proxy sales

24.2. The premises licence holder, designated premises supervisor or nominated representative must regularly monitor the entries in the log, sign and date when checked. The book must be made available to police or another authorised officer upon request

25. Any person authorised to sell alcohol must be provided with training before they sell alcohol, and refresher training every 6 months thereafter. Training will include information on how to prevent underage sales, acceptable forms of ID, basic conflict management and age restricted products

26. A written record must be kept of all training provided and these records kept on the premises for inspection by police or another authorised officer upon request

27. No person under the age of 18 will be employed to work at the premises

28. Alcohol refusals policies must be displayed at the entrance of the premises, the point of display and the point of sale

29. Proxy notices must be prominently displayed at all places where alcohol is displayed and the point of sale

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. (paid online) 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. *Electronic application* ☐
- 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
- X

[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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.

It is an offence under section 24b of the immigration act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under section 15 of the immigration, asylum and nationality act 2006 and pursuant to section 21 of the same act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	<i>T. Clarke</i>
Date	14 th July 2022
Capacity	Agent on behalf of the applicant

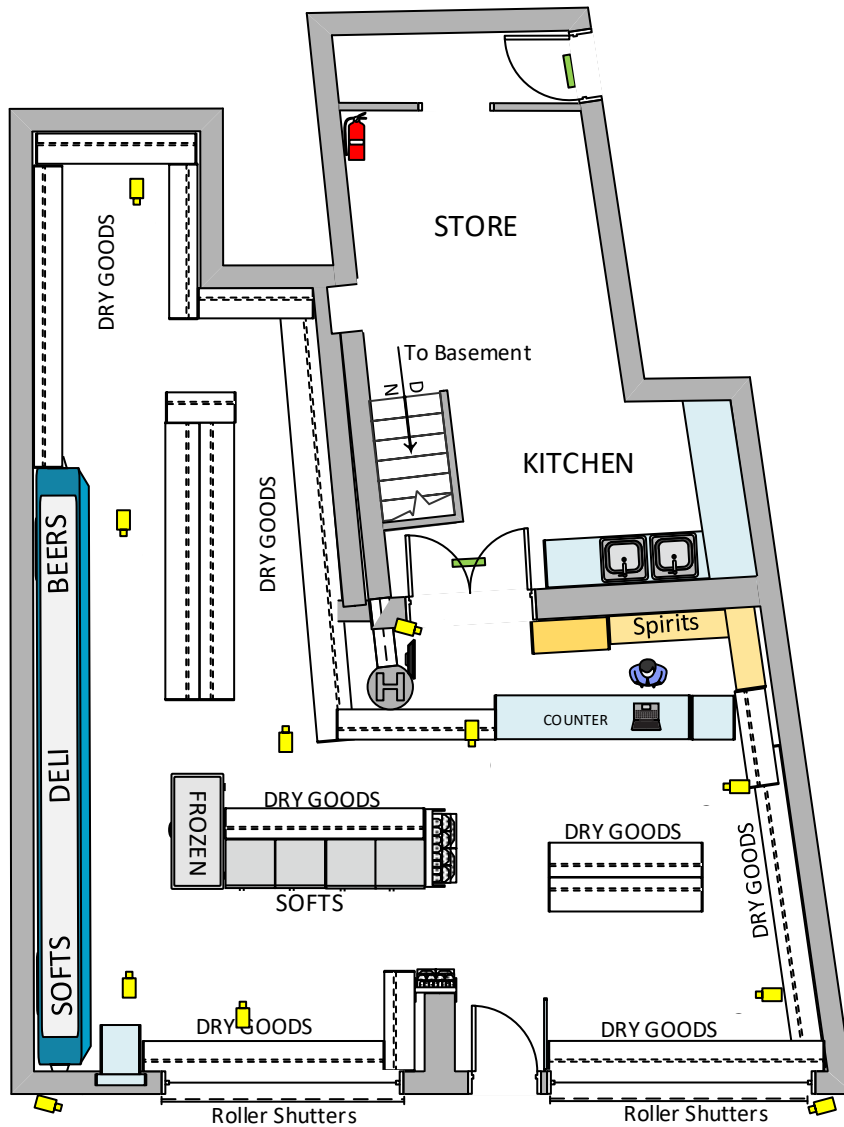
For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

Tony Clarke
JMC Licensing Consultants
540 Antrim road

Post town	Belfast	Postcode	BT15 5GJ
Telephone number (if any)	07388 441720		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
securelicenses@gmail.com			



LEGEND	
Fire Exit	
Camera	
Fire Ext	
Monitor	
ROLLER SHUTTERS	
SCALE	
1:100	

Drawing Purpose

PREMISES LICENCE APPLICATION

Drawing Details

The purpose of this drawing is for the submission of a Premises Licence Application.
All Measurements have been drawn in millimetres.
This drawing is not be used for the intention of any building, shop fitting or construction purposes.

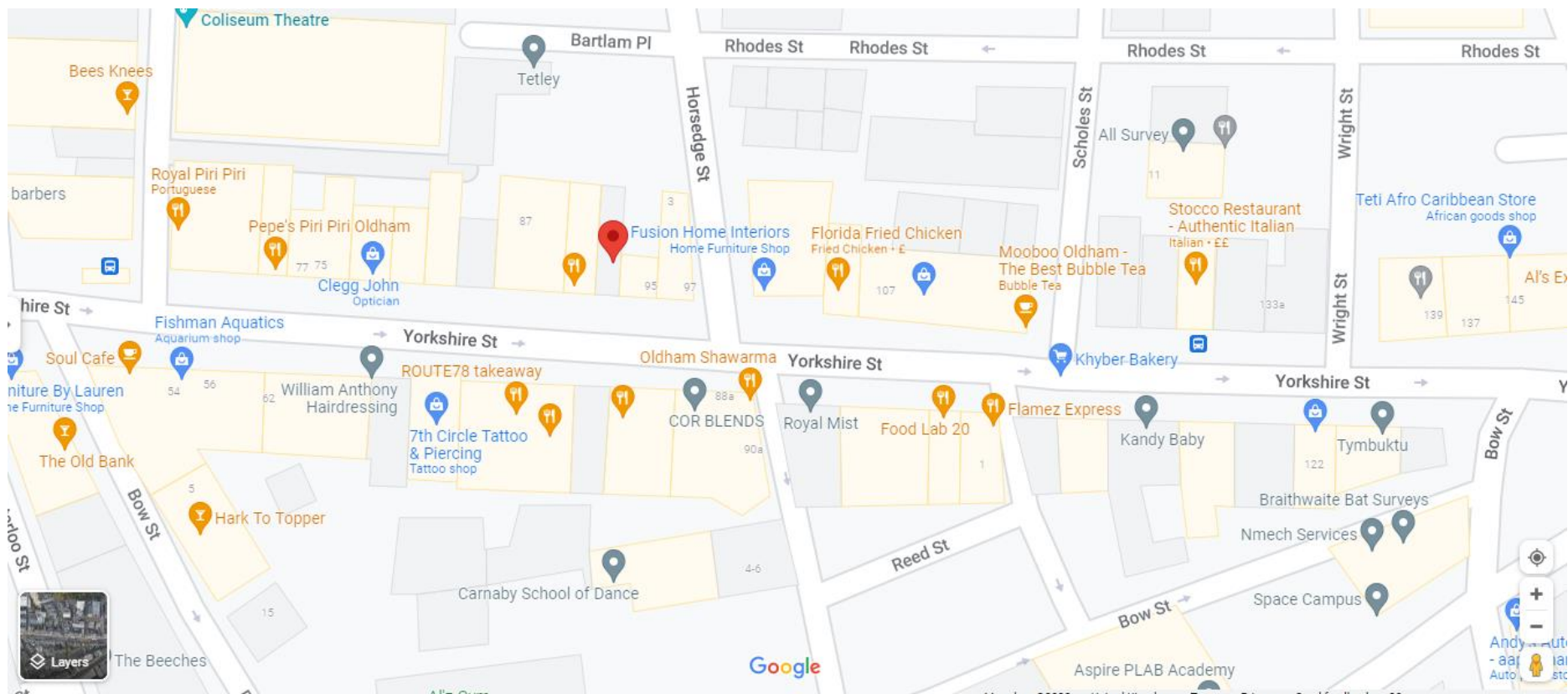
Name of Premises

Eurocity Mini Market

Premises Address

93 – 95 Yorkshire Street,
Oldham,
OL1 3ST

This page is intentionally left blank







This page is intentionally left blank

The Licensing Act 2003

Responsible Authority Representation Form



The Section 182 Guidance is a valuable source of information that responsible authorities may wish to consult when considering making a representation and can be found online on this link: <https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

Section 1 - Application Details	
Applicants Name	Mr Shako Kawa Mohammed
Premises Name	Eurocity Mini Market
Premises Address	93-95 Yorkshire Street, Oldham, OL1 3ST
Type of Application	Premises licence – supply of alcohol

Section 2 – Responsible Authority Details																			
Please tick the appropriate box	<table border="1"> <tbody> <tr> <td><input type="checkbox"/></td> <td>Greater Manchester Police</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Greater Manchester Fire & Rescue</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Environmental Health</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>Trading Standards</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Public Health</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Safeguarding</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Planning Service</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Home Office Immigration</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Licensing Service</td> </tr> </tbody> </table>	<input type="checkbox"/>	Greater Manchester Police	<input type="checkbox"/>	Greater Manchester Fire & Rescue	<input type="checkbox"/>	Environmental Health	<input checked="" type="checkbox"/>	Trading Standards	<input type="checkbox"/>	Public Health	<input type="checkbox"/>	Safeguarding	<input type="checkbox"/>	Planning Service	<input type="checkbox"/>	Home Office Immigration	<input type="checkbox"/>	Licensing Service
<input type="checkbox"/>	Greater Manchester Police																		
<input type="checkbox"/>	Greater Manchester Fire & Rescue																		
<input type="checkbox"/>	Environmental Health																		
<input checked="" type="checkbox"/>	Trading Standards																		
<input type="checkbox"/>	Public Health																		
<input type="checkbox"/>	Safeguarding																		
<input type="checkbox"/>	Planning Service																		
<input type="checkbox"/>	Home Office Immigration																		
<input type="checkbox"/>	Licensing Service																		
Full Name	Laura Clarke																		
Telephone	0161 770 1344																		
Email Address (we will use this to correspond with you unless you notify us otherwise)	Laura.clarke@oldham.gov.uk																		
Full Address (Including postcode)	Trading Standards Oldham Council, Sir Robert Peacock House, Vulcan Street, Oldham, OL1 4LA																		

Section 3 – Representation Details

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

*if you choose this option remember to tell us in Section 4 what changes you would like to see

Licensing Objectives

The Prevention of Crime & Disorder

Please state the reasons you believe granting the application will undermine this objective

The current owner of this business and individual who is liable for business rates, since 1st June 2017 to date, is Mr Saukaut Raza. Although Mr Raza isn't listed on the application, Trading Standards have had previous dealings with Mr Raza and the premise in relation to the supply and possession of illicit and counterfeit tobacco products (illegal tobacco).

- In response to complaints received about illegal cigarettes being sold from the premise, Trading Standards authorised a test purchase of illegal cigarettes on the 11th February 2021. It was successful as a packet of illegal cigarettes was retrieved from the back room and sold for £5.
- Subsequently, a visit was carried out at the premise on the 20th February 2021 with a trained sniffer dog and Officers seized a substantial quantity of counterfeit and illicit tobacco.
- The seizure comprised of 12600 mixed brand cigarette sticks and 450g hand rolling tobacco.
- The cigarettes and hand rolling tobacco were concealed within a wall in the back stock room which was accessed by turning a screw on a fake light switch. The method of concealment shows the sophistication and expense that went into attempting to have these illegal products on the premise without being detected.
- Following the seizure of illegal cigarettes on the 20th February, to assist in determining whether the illegal activity was continuing, a further test purchase was authorised to take place on the 13th September 2021. It was successful as a packet of illegal cigarettes was retrieved from the back stock room and sold for £5.
- The Service continued to receive intelligence reports that the illegal activities regarding illicit and counterfeit tobacco products was continuing and therefore another test purchase exercise was conducted on the 24th February 2022. It was successful as a packet of illegal cigarettes was retrieved from underneath the till and sold for £5.
- More reports of illegal tobacco sales taking place were received and a joint operation was carried out between Oldham Trading Standards and West Yorkshire Trading Standards on the 21st June 2022, due to links with this premise in Oldham and residential addresses in West Yorkshire. Although no illegal tobacco products were found in the premise on this date, a chute was identified that was concealed within a wall behind the counter and likely accessed from a flat above. Access to the flat above can only be gained with a warrant issued by the court.
- Whilst no illegal tobacco products were found in Oldham on this date, West Yorkshire Trading Standards executed warrants at addresses on this day also, that had been linked to the storage of illegal tobacco products. Checks on the electoral register showed that Mr Raza is named as living at one of the address and in total, 72180 cigarettes sticks and 8.4kg hand rolling tobacco were seized from this address.

We therefore believe that granting this application undermines the licensing objective of **prevention of crime and disorder** because it is a criminal offence to sell or offer for sale cigarettes which are counterfeit or illicit.

s.92 **Trade Marks Act 1994** makes it a criminal offence to expose for sale or possess for supply counterfeit cigarettes and tobacco products which bear a sign identical to or likely to be mistaken for a registered trade mark. For illicit (smuggled) tobacco it is a criminal offence under **The Standardised Packaging of Tobacco Products Regulations 2015** to offer or possess for supply sale tobacco products which do not bear the standardised packaging and graphic health warnings in English. Illicit tobacco does not comply with these labelling or health warning requirements. Further, it is also a criminal offence under s.144 **Licensing Act 2003** for the premises licence holder or DPS to knowingly keep or allow to be kept, on any relevant premises, any goods which have been imported without payment of duty or which have otherwise been unlawfully imported. Such goods would include illicit cigarettes as these products are not intended for sale in the UK and duty has not been paid.

The illegal tobacco products found were seized under this criminal Trade Marks and Standardised Packaging legislation.

It was a substantial quantity of illegal tobacco found within the premise on the 20th February 2021 and its concealment suggests an attempt to avoid detection. Together with the 3 successful test purchases, seizure from a residential address linked to the owner of this business and continued complaints about the sale of illegal tobacco products from the premise, suggests a propensity to engage in this illegal activity which brings into doubt the suitability of the business to adhere to the licensing objectives regardless of who is listed on the application form as the applicant.

Trading Standards are looking to pursue Mr Raza for the offences that have taken place to date.

A timeline summary of our dealings with the premises by the Trading Standards department is summarised below;

January 2021	Allegation of illegal tobacco products being sold from the premises
February 2021	Successful test purchase of illegal cigarettes
February 2021	Seizure of 12600 illegal cigarettes and 450g hand rolling tobacco from the premise
September 2021	Successful test purchase of illegal cigarettes
November 2021	Search was carried out, no illegal tobacco products were found but Mr Raza was present.
November 2021	Allegation of illegal tobacco products being sold from the premises
December 2021	Allegation of illegal tobacco products being sold from the premises
January 2022	Allegation of illegal tobacco products being sold from the premises
January 2022	Allegation of illegal tobacco products being sold from the premises

February 2022	Successful test purchase of illegal cigarettes
April 2022	Allegation of illegal tobacco products being sold from the premises
May 2022	Allegation of illegal tobacco products being sold from the premises
June 2022	Search carried out at the premise and chute concealment discovered.
June 2022	Search carried out at an address linked to Mr Raza and 72180 illegal cigarettes and 8.4kg hand rolling tobacco seized.

Public Safety

Please state the reasons you believe granting the application will undermine this objective

The World Health Organisation has identified the illicit trade in tobacco products to be a serious threat to public health. In its *Protocol to Eliminate Illicit Trade in Tobacco Products* (ratified by the UK Government in June 2018) it states that the illicit trade in tobacco products, *'poses a serious threat to public health. Illicit trade increases the accessibility and affordability of tobacco products, thus fuelling the tobacco epidemic and undermining tobacco control policies.'*¹

Since 2017 all cigarettes and hand rolling tobacco sold in the UK must be contained within standardised packaging with graphic warnings and images. Some of the objectives of these standardised packaging being brought in as law were:

- discouraging people from starting to use tobacco products
- encouraging people to give up using tobacco products
- reducing potential for packaging to detract from the effectiveness of health warnings.²

However, illicit and counterfeit cigarettes such as those found at Eurocity Mini Market do not comply with these requirements and have branded packaging meaning that any health warnings are less prominent and serve to undermine these objectives.

The Prevention of Public Nuisance

Please state the reasons you believe granting the application will undermine this objective

N/A

Protection of Children from Harm

Please state the reasons you believe granting the application will undermine this objective

Illegal tobacco products are sold at a cheaper price than legitimate tobacco making them more affordable to children. They are even more affordable when packets of cigarettes are split and sold as singles. A survey of 14-17 year olds commissioned by Trading Standards

¹ WHO Protocol to Eliminate Illicit Trade in Tobacco Products

https://www.who.int/fctc/protocol/illicit_trade/protocol-publication/en/

² EXPLANATORY MEMORANDUM TO THE STANDARDISED PACKAGING OF TOBACCO PRODUCTS REGULATIONS 2015 2015 No. 829

https://www.legislation.gov.uk/uksi/2015/829/pdfs/uksem_20150829_en.pdf

North West found that 14% of the 14-17 years surveyed in the North West said that they had purchased illegal cigarettes within the last 12 months. 66% of these illegal cigarettes were purchased from shops.

Section 4 – Suggestions

(please provide any suggested conditions that could be added to the licence if granted which would remedy the cause of your representation, or other suggestions you would like the licensing panel to consider)

N/A

Section 6 – Signature

Sign:



Date: 4th August 2022

Please return the completed representation form, and any additional evidence, to the Licensing Service, Sir Robert Peacock House, Vulcan Street, Oldham, OL1 4LA or email to licensing@oldham.gov.uk

TIME LIMITS

All representations must be returned within the statutory period, generally 28 days from the date the notice was displayed on the premises or the date specified in the public notice in the newspaper.

If you are unsure of the time limit to lodge a representation for a particular application, please check with the Licensing Service by emailing licensing@oldham.gov.uk

This page is intentionally left blank

Licensing Panel

Licensing Act 2003

Application for Variation of a Premises Licence

Anglers Arms, 95 Wrigley Head, Failsworth, M35 9BH

Report of Executive Member for: Neighbourhoods

Officer contact: Nicola Lord

13th September 2022

Reason for Decision

The purpose of this report is to inform Members of an application for variation of a premises licence in respect of Anglers Arms, 95 Wrigley Head, Failsworth which, due to representations being received, has been referred to this Panel for determination.

Recommendations

Members are recommended to consider the application, taking into account the representations received.

**Licensing Act 2003 – Application to Vary a Premises Licence
Anglers Arms, 95 Wrigley Head, Failsworth, M35 9BH**

1 Background

- 1.1 The purpose of this report is to inform Members of an application for variation of a premises licence in respect of Anglers Arms, 95 Wrigley Head, Failsworth which, due to representations being received, has been referred to this Panel for determination.

2 Recommendations

- 2.1 Members are recommended to consider the application, taking into account the representation received.

3 The Application

- 3.1 On the 12th July 2022 Advalue Properties Ltd applied for the variation of a premises licence in respect of the premises named above. The last day for representations in respect of the application was the 9th August 2022.
- 3.2 Details of the proposed variation are as follows:-
- Permit the sale of alcohol from an outdoor bar between 12pm and 8pm Monday to Sunday (with a non-standard timing of 10pm on Bonfire night only)
- Extend permitted hours on Friday & Saturday
- 3.3 A copy of the application & proposed plan is attached at **Appendix 1**.
- 3.4 A location map is attached at **Appendix 2**.

4 Representations

- 4.1 Following submission and advertisement of the application representations have been received. These can be found at **Appendix 3** to this report.

A representation was received from Environmental Health due to noise nuisance concerns if the premises were to extend their hours on a Friday & Saturday evening, and an agreement was reached between the applicant and EH. However, the applicant has since withdrawn their request to extend their hours on a Friday & Saturday evening and are now only seeking the use of the outdoor bar for the sale of alcohol.

5 Licensing Policy

- 5.1 Members considering the application should take note of the Authority's Licensing Policy Statement when determining an application. Attention should be drawn to Section 8 of the Council's Statement of Licensing Policy relating to Public Nuisance.
- 5.2 In relation to Public Nuisance paragraph 8.2 provides:-
- When addressing public nuisance the applicant should initially identify any particular issues (having regard to their particular type of premises and/or activities), which are likely to adversely affect the promotion of the public nuisance objective. Such steps as are required to deal with these identified issues should be included within the applicants operating schedule.
- 5.3 A full copy of the Councils Licensing Policy statement will be available at the hearing.

6 Secretary of State Guidance

- 6.1 Members also need to consider statutory guidance issued, by the Secretary of State, under Section 182 of the Licensing Act 2003 (April 2018).
- 6.2 In relation to 'Public Nuisance', the following paragraphs provide:-
- 2.19 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.
- 2.20 Measures to control light pollution will also require careful thought. Bright light 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.
- 2.21 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 and to respect the rights of people living nearby to a peaceful night.
- A full copy of the guidance will be available at the hearing.

7 Options/Alternatives

- 7.1 When determining the application Members, having had regard to the representations, may take such steps as they consider appropriate for the promotion of the licensing objectives. The steps are -
- a) Grant the application as applied for (with the withdrawal of extending the hours)
 - b) Grant the application but modify the operating schedule in relation to hours, days, conditions or activities;
 - c) To reject the application;
- 7.2 Any steps appropriate to promote the licensing objectives should be specified. If no steps are appropriate the application should be granted.
- 7.3 Findings on any issues of fact should be on the balance of probability.
- 7.4 In arriving at a decision Members must have regard to the relevant provisions of national guidance and the licensing policy statement and reasons must be given for any departure.
- 7.5 The decision should be based on the individual merits of the application.

8 Consultation

- 8.1 Consultation in accordance with the Act has taken place with all Responsible Bodies and notice has been given to allow for any representations from other persons.

9 Legal Services Comments

- 9.1 In determining the application Members should have regard to the Authority's licensing policy statement and the Secretary of State's Guidance. The applicant or any other person who made relevant representations in relation to the application have a right of appeal to the Magistrates' court. (A Evans)

10 Environmental and Health & Safety Implications

- 10.1 Contained within the body of the report.

11 Equality, community cohesion and crime implications

- 11.1 The Council's 'Statement of Licensing Policy' takes into account these matters. All decision made by the Licensing Panel, must have regard to this policy and National Guidance.

12 Equality Impact Assessment Completed?

- 12.1 No

13 Background Papers

- 13.1 The following is a list of background papers on which this report is based in accordance with the requirements of Section 100(1) of the Local Government Act 1972. It does not include documents which would disclose exempt or confidential information as defined by the Act

14 Appendices

Appendix 1 – Premises Licence Application & Proposed Plan

Appendix 2 – Location Map

Appendix 3 – Representations against the application from the following:

1. Danielle Hook
2. Mr & Mrs McLaughlin
3. Mr & Mrs McNamee
4. Robert Wild

This page is intentionally left blank

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Advalue Properties/

(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

PL0942

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

The Anglers Arms
95 Wrigley Head
Failsworth

Post town

Failsworth

Postcode

M35 9BH

Telephone number at premises (if any)

[REDACTED]

Non-domestic rateable value of premises

£6578

Part 2 – Applicant details

Daytime contact
telephone number

[REDACTED]

E-mail address (optional)

[REDACTED]

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? X Yes

☐
N
o

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

DD		MM		YYYY			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

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 X No

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

We have built a bar in the Garden area of the premises where we would like to sell alcohol and non alcoholic drinks

We would like full use of Garden Area

We would like to play recorded Music

We would like to extend our opening times in the Bar on a Saturday and Sunday

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)	<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)	X
f) recorded music (if ticking yes, fill in box F)	X
g) performances of dance (if ticking yes, fill in box G)	N
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	<input type="checkbox"/>

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

Supply of alcohol (if ticking yes, fill in box J) X

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</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 performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films 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	<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	-----	-----	
Tue	-----	-----	<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Wed	-----	-----	
Thur	-----	-----	<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)
Fri	-----	-----	
Sat	-----	-----	
Sun	-----	-----	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment 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	<u>Please give further details here</u> (please read guidance note 5)			
Mon						
Tue						
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)			
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 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 live music</u> (please read guidance note 6)		
Thur					
Fri			<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)		
Sat					
Sun					

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 – please tick</u> (please read guidance note 4)	Indoors	X
				Outdoors	X
				Both	X
Day	Start	Finish			
Mon	11:00	23:30	<u>Please give further details here</u> (please read guidance note 5)		
Tue	11:00	23:30			
Wed	11:00	23:30	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur	11:00	12:30			
Fri	11:00	01:00	<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) The Garden Bar area will be Open from Noon until 8pm Monday till Sunday		
Sat	11:00	01:00			
Sun	Noon	23:30			

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	<u>Please give further details here</u> (please read guidance note 5)			
Mon						
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	X
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	11:00	23:30			
Tue	11:00	23:30			
Wed	11:00	23:30	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur	11:00	23:30			
Fri	11:00	00:30	<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) Garden and Bar area only to be licensed until 8pm		
Sat	11:00	00:30			
Sun	11:00	23:30			

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 type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6) Bonfire Night we Would like the Garden bar area to be Licenced until 10pm <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> (please read guidance note 7) Garden and Bar area to be opened for supply of alcohol from Noon till 8pm Monday to Sunday		
Mon	11:00	23:30			
Tue	11:00	23:30			
Wed	11:00	23:30			
Thur	11:00	23:30			
Fri	11:00	00:30			
Sat	11:00	00:30			
Sun	11:00	23:30			

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>
--

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) Bonfire Night we Would like the Garden bar area to be Licenced until 10pm
Day	Start	Finish	
Mon	11:00	00:00	
Tue	11:00	00:00	
Wed	11:00	00:00	<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) Garden and Bar are to be licenced on the following Noon till 8pm Monday until Sunday
Thur	11:00	00:00	
Fri	11:00	01:00	
Sat	11:00	01:00	
Sun	11:00	00:00	

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 X
- 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)

b) The prevention of crime and disorder

Our Garden has Full CCTV throughout, this will be manned by Staff members
No Drugs are Allowed
Any Violence will be reported the relevant authorities
Any anti-Social behaviour will be dealt with and reported to the relevant authorities

c) Public safety

We have Full CCTV

We Will Monitor How Many people we have in the premises

We have no Fire Issues but will adhere to all Fire Safety Precautions.

All staff will be first aid trained

d) The prevention of public nuisance

Noise will be kept to an acceptable level

All Litter will be Cleaned daily to cause no nuisance to neighbours
All Bins are emptied and will be away from public spaces
Lights in the evening are subtle and will be turned off after closing
Car park is open and we will encourage customers to use Car park and not Public Roads

e) The protection of children from harm

Strong Language will be monitored
No Adult entertainment Will be Allowed
No Children Under 18 Will be Allowed to consume or Buy Alcohol
No Drugs Are Allowed
No Gambling is Allowed
Any violence will be reported to the relevant authorities
Full CCTV is in operation

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	Adekunle Ladega/ Advalue Properties Limited
Date	25/05/2022
Capacity	Licence Holder

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	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

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.

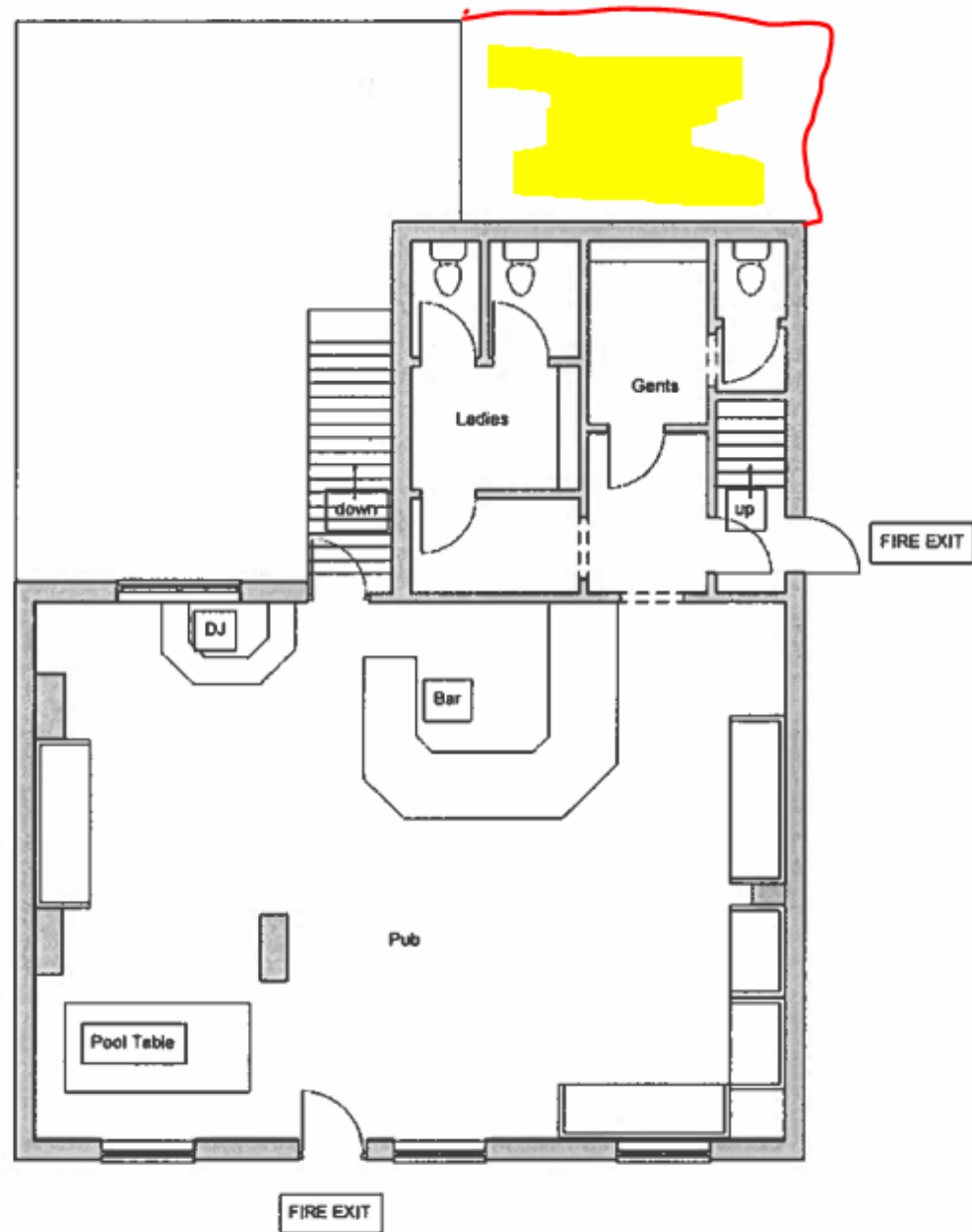
1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing 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, 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

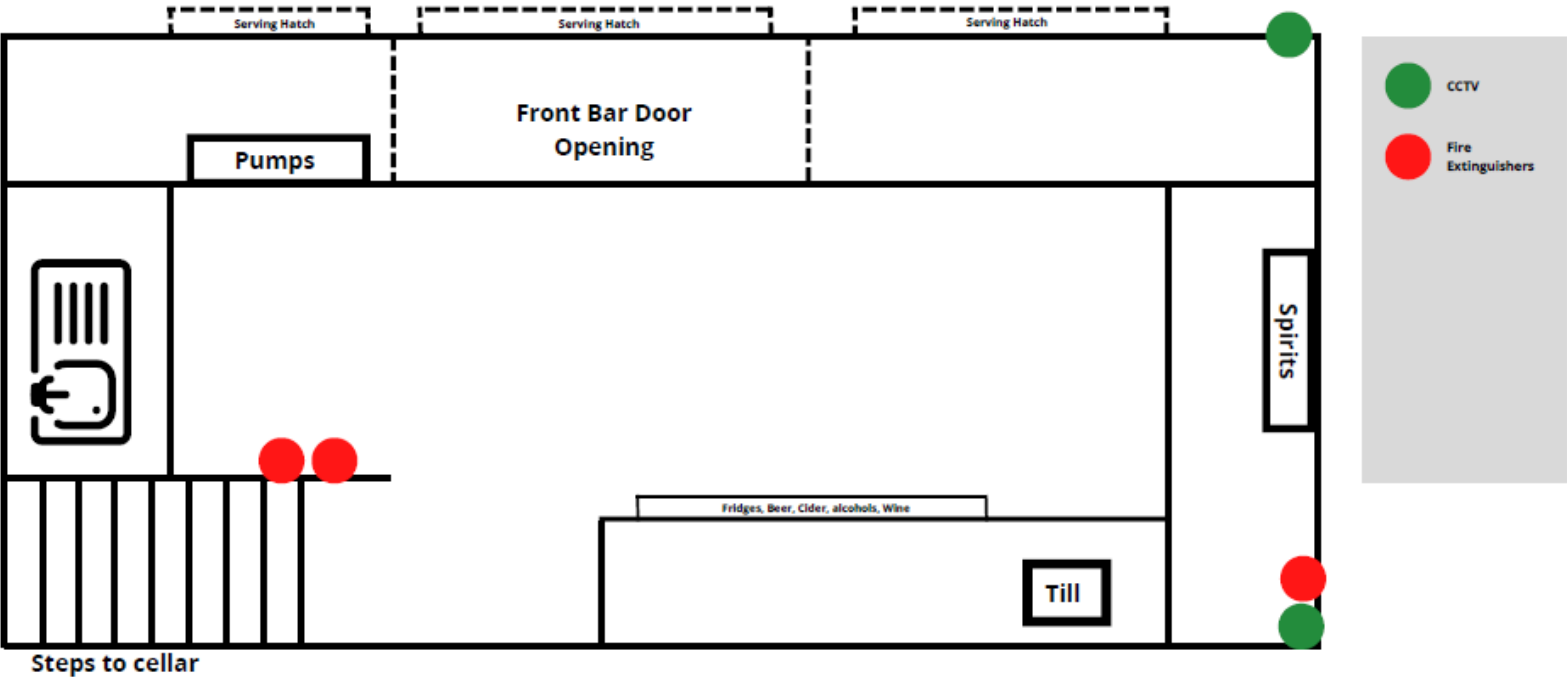
whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.

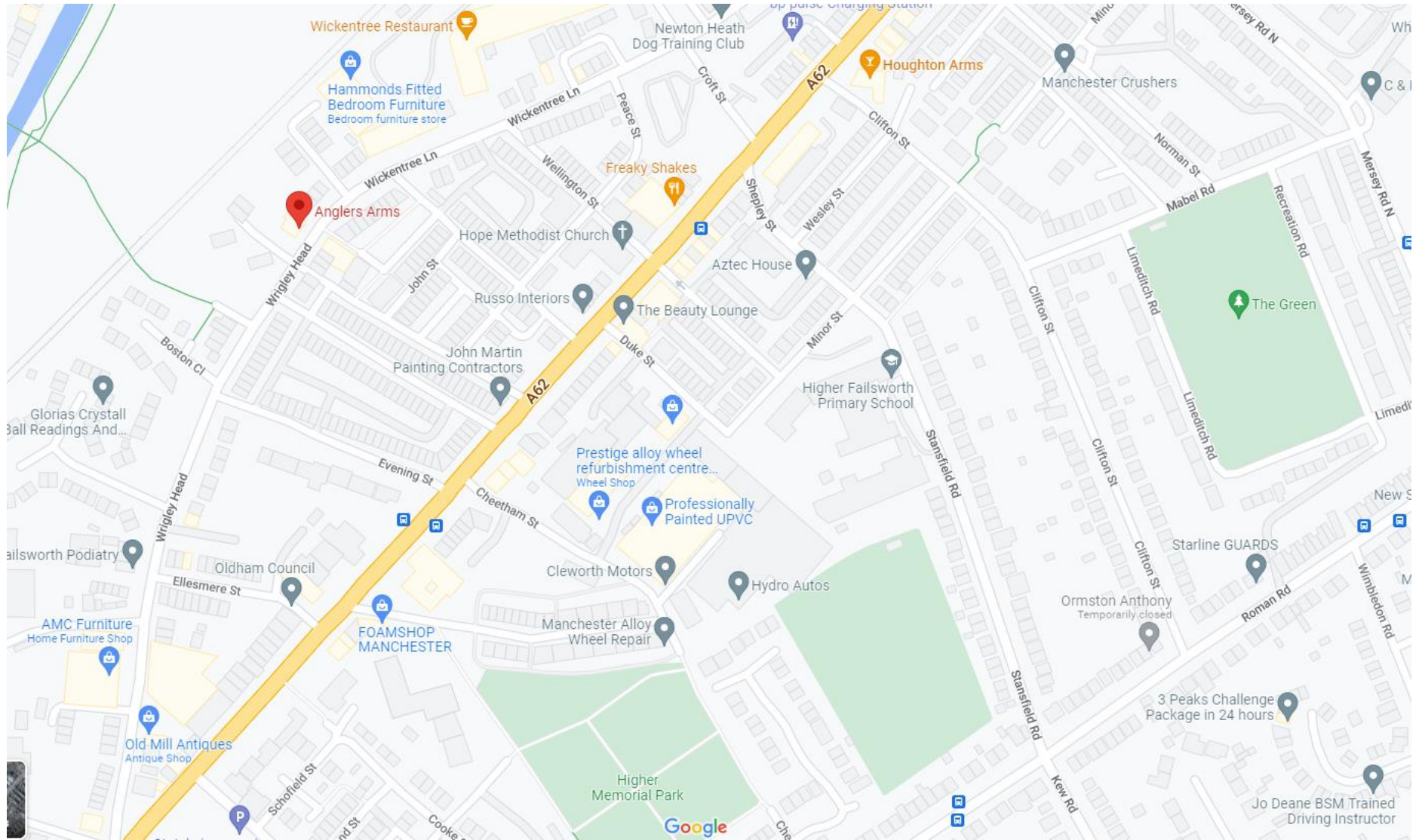
11. Please list here steps you will take to promote all four licensing objectives together.
12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, 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.



1 Pub Floor Plan
1 : 75

Anglers Arms Garden Bar Floor Plan









This page is intentionally left blank

Section 1 - Application Details

Applicants Name	Advalue Properties Ltd
Premises Name	Anglers Arms
Premises Address	95 Wrigley head, Failsworth, m35 9bh
Type of Application	Variation of premises

Section 2 – Details of Person making Representation

(if you are a representative for an objector please use the next section)

Title <i>(Mr/Mrs/Miss/Ms/Other)</i>	
Full Name	
Telephone	
Email Address <i>(we will use this to correspond with you unless you notify us otherwise)</i>	
Full Address <i>(Including postcode)</i>	

Please note that a full copy of your objection (including your name and address) will be sent to the applicant and will be a public document at any hearing of this matter.

Section 3 – Details of Representative

Title <i>(Mr/Mrs/Miss/Ms/Other)</i>	Miss
Full Name	Danielle Hook
Telephone	
Organisation	
Email Address <i>(we will use this to correspond with you unless you notify us otherwise)</i>	
Full Address <i>(Including postcode)</i>	7 slater street Failsworth M35 9BR

Please state nature of representation:

(residents association / ward councillor / MP / trade association)

Section 4 – Representation Details

☒

I object to the application being granted at all

☐

I object to the application being granted in its current form*

*if you choose this option remember to tell us in Section 5 what changes you would like to see

You need to complete the boxes below as fully as possible. If you do not, then the Licensing Panel may not understand why you have objected.

Try to be as specific as possible and give examples such as *“on 1st February 2021 I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises is allowed to open until 2am this will cause further public nuisance to me and other residents on the street”*

Licensing Objectives

The Prevention of Crime & Disorder

Please state the reasons you believe granting the application will undermine this objective

Public Safety

Please state the reasons you believe granting the application will undermine this objective

The Prevention of Public Nuisance

Please state the reasons you believe granting the application will undermine this objective

There have been events previously such as North Fest, and “raves” which the applicant hasn’t notified the residents of. In this case, the music has caused disruption for the whole weekend. The loud music is insufferable, as there is no area in the house which the music can not be heard. And when I say loud, it felt like the house was shaking. Although I understand that the events such as North fest are irregular. I am concerned that in a residential area, if this was to be a weekly thing of “regulated” entertainment, the applicant will continue to not consider the residents around his premises. And the loud, excruciating music will be heard continually, into the night.

The premises is surrounded by residential houses, and our house backs onto the outside area. We are not able to open our windows and there is literally no way of avoiding the noise. As I have already experienced, on a weekly basis, as well as the rest of the people who live here have.

I would have to consider moving properties if this was to go ahead.

Litter has also been a problem with glass bottles, pint glasses and also smashed glass being left on the pavements.

Protection of Children from Harm

Please state the reasons you believe granting the application will undermine this objective

Section 5 – Suggestions

(please provide any suggested conditions that could be added to the licence if granted which would remedy the cause of your representation, or other suggestions you would like the licensing panel to consider)

Section 6 – Signature

Sign: DHook

Date: 22/7/22

Guidance Notes:

Please provide all relevant information you feel is pertinent to the consideration of the application. The Licensing Authority will review all representations as they are received, and any information contained within representations that is not considered relevant for the purposes of determining the application will be highlighted.

Members of the Panel who preside over any subsequent hearing to determine the application will be alerted to the highlighted sections of representations and informed those sections cannot be considered in their decision-making process.

If you do make a representation you will be invited to attend the Licensing Panel hearing and any subsequent appeal hearings. Where you choose to attend the Panel, you may only address the panel around the relevant sections of your representation and will not be permitted to discuss the highlighted irrelevant information.

Please return the completed representation form, and any additional evidence, to the Licensing Service, Sir Robert Peacock House, Vulcan Street, Oldham, OL1 4LA or email to representations@oldham.gov.uk

TIME LIMITS

All representations must be returned within the statutory period, generally 28 days from the date the notice was displayed on the premises or the date specified in the public notice in the newspaper.

If you are unsure of the time limit to lodge a representation for a particular application, please check with the Licensing Service by emailing representations@oldham.gov.uk

This page is intentionally left blank

Section 1 - Application Details

Applicants Name	ADD VALUE Properties LTD.
Premises Name	Anders Arms
Premises Address	Wrigley Head Fairsworth
Type of Application	Extension of licence

Section 2 - Details of Person making Representation

(if you are a representative for an objector please use the next section)

Title (Mr/Mrs/Miss/Ms/Other)	Mr & Mrs. McLaughlin
Full Name	Brian & Yvonne
Telephone	[REDACTED]
Email Address (we will use this to correspond with you unless you notify us otherwise)	[REDACTED]
Full Address (Including postcode)	88 Wrigley Head Fairsworth Worcester

Please note that a full copy of your objection (including your name and address) will be sent to the applicant and will be a public document at any hearing of this matter.

Section 3 - Details of Representative

Title (Mr/Mrs/Miss/Ms/Other)	Mr & Mrs.
Full Name	Yvonne & Brian McLaughlin
Telephone	[REDACTED]
Organisation	Resident
Email Address (we will use this to correspond with you unless you notify us otherwise)	[REDACTED]
Full Address (Including postcode)	88 Wrigley Head Fairsworth Worcester M35 9BT

Please state nature of representation:

(residents association / ward councillor / MP / trade association)

Resident.

Section 4 – Representation Details

☒

I object to the application being granted at all

I object to the application being granted in its current form*

*if you choose this option remember to tell us in Section 5 what changes you would like to see

You need to complete the boxes below as fully as possible. If you do not, then the Licensing Panel may not understand why you have objected.

Try to be as specific as possible and give examples such as "on 1st February 2021 I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises is allowed to open until 2am this will cause further public nuisance to me and other residents on the street"

Licensing Objectives

The Prevention of Crime & Disorder

Please state the reasons you believe granting the application will undermine this objective

Drug taking and fighting also in the warm weather we have used to close our windows

Public Safety

Please state the reasons you believe granting the application will undermine this objective

Cars pulling up speeding up and down a busy road.

The Prevention of Public Nuisance

Please state the reasons you believe granting the application will undermine this objective

Noise music pounding all night while pub open.

Protection of Children from Harm

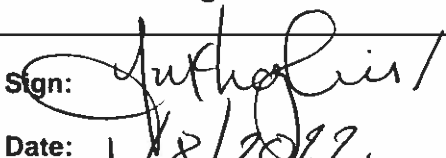
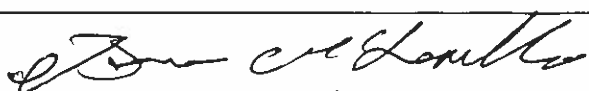
Please state the reasons you believe granting the application will undermine this objective

Speeding cars & fighting

Section 5 – Suggestions

(please provide any suggested conditions that could be added to the licence if granted which would remedy the cause of your representation, or other suggestions you would like the licensing panel to consider)

All surrounding neighbors have had enough of the noise coming from the pub also the drug taking fighting and speeding cars we would like the full licence revoked but most of all no extension of opening times. into the pub or garden.

Section 6 – Signature	
Sign:  Date: 1/8/2022	 1/8/22

Guidance Notes:

Please provide all relevant information you feel is pertinent to the consideration of the application. The Licensing Authority will review all representations as they are received, and any information contained within representations that is not considered relevant for the purposes of determining the application will be highlighted.

Members of the Panel who preside over any subsequent hearing to determine the application will be alerted to the highlighted sections of representations and informed those sections cannot be considered in their decision-making process.

If you do make a representation you will be invited to attend the Licensing Panel hearing and any subsequent appeal hearings. Where you choose to attend the Panel, you may only address the panel around the relevant sections of your representation and will not be permitted to discuss the highlighted irrelevant information.

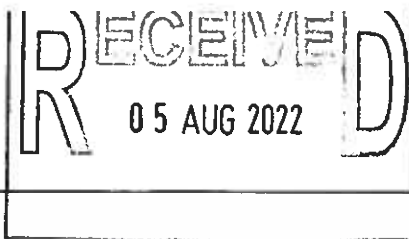
Please return the completed representation form, and any additional evidence, to the Licensing Service, Sir Robert Peacock House, Vulcan Street, Oldham, OL1 4LA or email to licensing@oldham.gov.uk

TIME LIMITS

All representations must be returned within the statutory period, generally 28 days from the date the notice was displayed on the premises or the date specified in the public notice in the newspaper.

If you are unsure of the time limit to lodge a representation for a particular application, please check with the Licensing Service by emailing licensing@oldham.gov.uk

This page is intentionally left blank

**Section 1 - Application Details**

Applicants Name	ADVALUE PROPERTIES LTD.
Premises Name	ANGLERS ARMS
Premises Address	WRIGLEY HEAD, FAILSWORTH
Type of Application	EXTENTION OF LICENCE.

Section 2 – Details of Person making Representation

(if you are a representative for an objector please use the next section)

Title (Mr/Mrs/Miss/Ms/Other)	MR & MRS J. MCNAMEE
Full Name	JOHN AND FRANCINE MCNAMEE.
Telephone	
Email Address (we will use this to correspond with you unless you notify us otherwise)	
Full Address (Including postcode)	90 WRIGLEY HEAD, FAILSWORTH M35 9BT.

Please note that a full copy of your objection (including your name and address) will be sent to the applicant and will be a public document at any hearing of this matter.

Section 3 – Details of Representative

Title (Mr/Mrs/Miss/Ms/Other)	
Full Name	
Telephone	
Organisation	
Email Address (we will use this to correspond with you unless you notify us otherwise)	
Full Address (Including postcode)	

Please state nature of representation:

(residents association / ward councillor / MP / trade association)

Section 4 – Representation Details

☒

I object to the application being granted at all

I object to the application being granted in its current form*

*if you choose this option remember to tell us in Section 5 what changes you would like to see

You need to complete the boxes below as fully as possible. If you do not, then the Licensing Panel may not understand why you have objected.

Try to be as specific as possible and give examples such as "on 1st February 2021 I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises is allowed to open until 2am this will cause further public nuisance to me and other residents on the street"

Licensing Objectives

The Prevention of Crime & Disorder

Please state the reasons you believe granting the application will undermine this objective

EVERY WEEKEND THE MUSIC MAKES IT IMPOSSIBLE TO EVEN WATCH TV, INCESSANT BOOMING, CUSTOMERS SHOUTING, FIGHTING, CARS PULLING UP.

Public Safety

Please state the reasons you believe granting the application will undermine this objective

THERE IS A TOTAL DISREGARD AND NO RESPECT FOR THE RESIDENTS. SMASHED GLASSES, LOUD MUSIC, SOMETIMES ENDING EARLY HOURS.

The Prevention of Public Nuisance

Please state the reasons you believe granting the application will undermine this objective

THE MUSIC PROGRESSIVELY GETS LOUDER AS THE NIGHT GOES ON, WE HAVE TO SHUT OUR WINDOWS PLUS OUR GRANDCHILDREN STAY AT WEEKENDS

Protection of Children from Harm

Please state the reasons you believe granting the application will undermine this objective

It is intolerable, large gangs gathering at the front of pub, so I absolutely do not want an outside beer garden.

Section 5 – Suggestions

(please provide any suggested conditions that could be added to the licence if granted which would remedy the cause of your representation, or other suggestions you would like the licensing panel to consider)

ALL THE NEIGHBOURS ARE UNANIMOUS in their opposition of this extension. It is bad enough now, with the music, fighting, cars pulling up, speeding up and down our road, the house is vibrating with the level of the music, we cannot tolerate it.

A few neighbours were hesitant to write as they are scared of repercussions if they list names & address.

Section 6 – Signature

Sign: 

Date: 2/8/22



Guidance Notes:

Please provide all relevant information you feel is pertinent to the consideration of the application. The Licensing Authority will review all representations as they are received, and any information contained within representations that is not considered relevant for the purposes of determining the application will be highlighted.

Members of the Panel who preside over any subsequent hearing to determine the application will be alerted to the highlighted sections of representations and informed those sections cannot be considered in their decision-making process.

If you do make a representation you will be invited to attend the Licensing Panel hearing and any subsequent appeal hearings. Where you choose to attend the Panel, you may only address the panel around the relevant sections of your representation and will not be permitted to discuss the highlighted irrelevant information.

Please return the completed representation form, and any additional evidence, to the Licensing Service, Sir Robert Peacock House, Vulcan Street, Oldham, OL1 4LA or email to licensing@oldham.gov.uk

TIME LIMITS

All representations must be returned within the statutory period, generally 28 days from the date the notice was displayed on the premises or the date specified in the public notice in the newspaper.

If you are unsure of the time limit to lodge a representation for a particular application, please check with the Licensing Service by emailing licensing@oldham.gov.uk

This page is intentionally left blank

The Licensing Act 2003

Interested Party Representation Form



The Licensing Act 2003 (the act) makes local authorities responsible for the licensing of pubs, clubs, theatres, cinemas, restaurants, takeaways and so on. Some premises may apply to extend their hours or add some form of regulated entertainment and this is where interested parties can have their say by making relevant representations and objecting to the proposals.

Interested parties

As well as Responsible Authorities, any other person can play a role in a number of licensing processes under the 2003 Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to application for the grant, variation, minor variation or review of premises licences and club premises certificates, regardless of their geographical proximity to the premises. Any representations made by these persons must be 'relevant'. For a representation to be relevant it must:

- relate to the likely effect of the grant of the licence on the promotion of the licensing objectives
- be made by an interested party or responsible authority
- not have been withdrawn
- not be 'frivolous' or 'vexatious' or, in the case of a review, 'repetitious' if made by an interested party

In the case of variation applications, the representation must be confined to the subject matter of the variation.

What are the Licensing Objectives?

- **The prevention of crime and disorder**

(Examples of representations relevant to this objective are illegal drugs, sex related activities, violent behaviour, anti-social behaviour, drunkenness, drug dealing, underage selling, however, guidance issued under Section 182 of the Act states that beyond the immediate area surrounding the premises are matters for the personal responsibility of individuals under the law)

- **Public safety**

(Examples of representations relevant to this objective are lack of adequate lighting, unauthorised alterations to property and so on)

- **The prevention of public nuisance**

(Examples of representations relevant to this objective are noise nuisance, noxious smells, anti-social behaviour, litter in the vicinity and so on)

- **The protection of children from harm**

(Examples of representations relevant to this objective are underage selling, sexual activities, access to premises, drugs use and so on)

The Section 182 Guidance is a valuable source of information that interested parties may wish to consult when considering making a representation and can be found online on this link: <https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

Section 1 - Application Details	
Applicants Name	ADVANCE PROPERTIES LTD
Premises Name	ANGLERS ARMS
Premises Address	WRIGLEY HEAD FAIRSWORTH
Type of Application	EXTENSION OF LICENCE

Section 2 – Details of Person making Representation (if you are a representative for an objector please use the next section)	
Title (Mr/Mrs/Miss/Ms/Other)	MR ROBERT WILD
Full Name	MR ROBERT WILD
Telephone	
Email Address (we will use this to correspond with you unless you notify us otherwise)	
Full Address (Including postcode)	Flat 8 MOORLEA EVENING ST FAIRSWORTH

Please note that a full copy of your objection (including your name and address) will be sent to the applicant and will be a public document at any hearing of this matter.

Section 3 – Details of Representative	
Title (Mr/Mrs/Miss/Ms/Other)	
Full Name	
Telephone	
Organisation	
Email Address (we will use this to correspond with you unless you notify us otherwise)	
Full Address (Including postcode)	
Please state nature of representation: (residents association / ward councillor / MP / trade association)	

Section 4 – Representation Details

☒

I object to the application being granted at all

☐

I object to the application being granted in its current form*

*if you choose this option remember to tell us in Section 5 what changes you would like to see

You need to complete the boxes below as fully as possible. If you do not, then the Licensing Panel may not understand why you have objected.

Try to be as specific as possible and give examples such as "on 1st February 2021 I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises is allowed to open until 2am this will cause further public nuisance to me and other residents on the street"

Licensing Objectives

The Prevention of Crime & Disorder

Please state the reasons you believe granting the application will undermine this objective

FROM THURSDAY - SUNDAY IT ALMOST IMPOSSIBLE TO SIT AND WATCH TV WITH WINDOWS OPEN DUE TO RACKET COMING FROM ANGLERS ARMS

Public Safety

Please state the reasons you believe granting the application will undermine this objective

I SCARED TO PASS THE PUB AS LOUD GANGS CHARGING ON THE FOOTPATH CARS ARE CONSTANTLY SPEEDING UP AND DOWN THE ROAD

The Prevention of Public Nuisance

Please state the reasons you believe granting the application will undermine this objective

WHEN AT LAST THE PUB CLOSES THE MAJORITY DEPART VIA MY STREET THERE ARE FIGHTS SMASHED GLASS SHOUTING AND SNEARING ITS IMPOSSIBLE TO GET A SLEEP.

Protection of Children from Harm

Please state the reasons you believe granting the application will undermine this objective

THE CHANCES OF YOUTHS HAVE CARS WHICH ARE CONSTANTLY SPEEDING UP AND DOWN THE WRONG WAY DOWN A ONE WAY ST. IF I HAD CHILDREN I WOULD NOT ALLOW THEM OUT

Section 5 – Suggestions

(please provide any suggested conditions that could be added to the licence if granted which would remedy the cause of your representation, or other suggestions you would like the licensing panel to consider)

BEFORE THESE PEOPLE TOOK OVER THIS PUB IT WAS A QUIET LOCAL BUT FOR THE LAST 18 MONTHS IT HAS BEEN HELL AT THE WEEKEND TRY TO RELAX AT HOME WITH THE MUSIC BLASTING DAY AND NIGHT ITS BEEN AN ABSOLUTE NIGHTMARE. AND I THINK SOMETHING SHOULD BE DONE TO STOP IT NOW

Section 6 – Signature

Sign: *R. W. J. L.*
Date: *5.8.2022*

Guidance Notes:

Please provide all relevant information you feel is pertinent to the consideration of the application. The Licensing Authority will review all representations as they are received, and any information contained within representations that is not considered relevant for the purposes of determining the application will be highlighted.

Members of the Panel who preside over any subsequent hearing to determine the application will be alerted to the highlighted sections of representations and informed those sections cannot be considered in their decision-making process.

If you do make a representation you will be invited to attend the Licensing Panel hearing and any subsequent appeal hearings. Where you choose to attend the Panel, you may only address the panel around the relevant sections of your representation and will not be permitted to discuss the highlighted irrelevant information.

Please return the completed representation form, and any additional evidence, to the Licensing Service, Sir Robert Peacock House, Vulcan Street, Oldham, OL1 4LA or email to representations@oldham.gov.uk

TIME LIMITS

All representations must be returned within the statutory period, generally 28 days from the date the notice was displayed on the premises or the date specified in the public notice in the newspaper.

If you are unsure of the time limit to lodge a representation for a particular application, please check with the Licensing Service by emailing representations@oldham.gov.uk