

**LICENSING PANEL**  
**Regulatory Committee**  
**Agenda**

Date Tuesday 14 November 2023

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](mailto: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, 9 November 2023.
  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](https://www.oldham.gov.uk/homepage/1449/attending_council_meetings)

MEMBERSHIP OF THE LICENSING PANEL IS AS FOLLOWS:  
Councillors Hamblett, Nasheen and Wahid

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 The Woodend Cafe Report (Pages 5 - 38)

The purpose of this report is to inform members of an application for the grant of a premises licence in respect of Woodlands Café, Dunwood Park, Shaw, Oldham OL2 7UR 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 Chair will welcome those present and outline the procedure to be followed (as set out below) and the Clerk will 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.

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## **Licensing Panel**

### **Licensing Act 2003 – Application for New Premises Licence**

#### **The Woodlands Café, Dunwood Park, Shaw, Oldham OL2 7UR**

Report of: Executive Member – Housing & Licensing

Officer Contact: Nicola Lord

**Date of Hearing: 14<sup>th</sup> November 2023**

#### **Reason for Hearing:**

The purpose of this report is to inform members of an application for the grant of a premises licence in respect of Woodlands Café, Dunwood Park, Shaw, Oldham OL2 7UR 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 Panel – 14<sup>th</sup> November 2023

Application for a New Premises Licence

Woodlands Café, Dunwood Park, Shaw, Oldham OL2 7UR

### 1. Purpose of Report

1.1 The purpose of this report is to inform members of an application for the grant of a premises licence in respect of Woodlands Café, Dunwood Park, Shaw, Oldham OL2 7UR 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 22<sup>nd</sup> September 2023 the applicant, GP Care Group CIC, applied for the grant of a premises licence for The Woodlands Café. The last date for representations in relation to this application was 20<sup>th</sup> October 2023.

3.2 Details of the licensable activities and the times applied for are as follows:

Activity	Indoors / Outdoors	Hours
Supply of Alcohol	For consumption On and OFF the premises	Monday to Sunday 10am to 11pm

3.5 A copy of the application is attached at **Appendix 14.1**.

3.6 Proposed plan **Appendix 14.2**.

3.7 A location map is attached at **Appendix 14.3**.

### 4. Representations

4.1 Following submission and advertisement of the application representations were received. These can be found at **Appendix 14.4** to the report.

4.2 It should also be noted that following consultation with Public Health, their representation was withdrawn when the applicant agreed to incorporate the following amendments to requested hours and conditions:



**Agreed hours:**

Activity	Indoors / Outdoors	Hours
Supply of Alcohol	For consumption <b>ON</b> the premises only	<p><b>Standard timings</b></p> <p>Monday to Sunday 11am to 5pm</p> <p><b>Non-standard timings</b></p> <p>On the 2<sup>nd</sup> and 3<sup>rd</sup> Saturday of each month 11am to 9pm</p>

**Revised conditions:**

1. Alcohol sales are permitted at the premise from 11am to 5pm
2. Alcohol sales are permitted for consumption on the premise only.
3. Training will be provided to all staff members within 3 months of joining on an Age verification training scheme. The training subject matter will consist of underage sales, checking ID, proxy sales, basic conflict management and relevant areas of the Licensing Act 2003 with penalties for breach. Refresher training will be carried out every 12 months. All training records to be stored on the premises and available for inspection by Authorised Officers.

**Removal of the following as they are not required**

- Only plastic glasses or bottles will be permitted in children’s play areas, beer gardens and recreational areas, or in any area where customers are required to remove footwear. (no off sales permitted)
- The licence holder, or persons authorised by them, must control the volume of regulated entertainment taking place at the premises. (no regulated entertainment taking place)
- No one under the age of 18 years must be admitted into the premises whilst entertainment of an adult nature is taking place. (no entertainment of an adult nature taking place)

## 5. Licensing Policy

5.1 Members considering this application should take note of the Authority’s Licensing Policy Statement. Attention should be drawn to Section 6 – Crime & Disorder and Section 8 – Public Nuisance.

5.2 A full copy of the Councils Licensing Policy Statement will be available at the hearing.

## 6. Secretary of State's 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 Chapter 2 of the Guidelines deals with the Licensing Objectives and potential measures licence holders and the licensing authority should consider so they are not being undermined.

In relation to 'Crime & Disorder' the following paragraph(s) provide:

- 2.1 Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).
- 2.3 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.

In relation to 'Public Nuisance', the following paragraphs provide:-

- 2.24 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.
- 2.26 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.

6.3 A full copy of the guidelines will be available at the hearing.



## 7. Options

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 available to Members are:

- a. Grant the application as applied for
- b. Grant the application with the amendments agreed with Public Health
- c. Grant the application but modify the operating schedule in relation to hours, days, conditions, or activities
- d. Reject the application

7.2 Any steps appropriate to promote the licensing objectives should be specified. If none of the steps are appropriate and proportionate, no action should be taken.

7.3 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.

7.4 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 interested parties.

## 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 & Crime Implications

11.1 The Councils Statement of Licensing Policy considers these matters. All decisions 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



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include documents which would disclose exempt or confidential information as defined by the Act:

File Ref: Records held in Directorate  
Officer Name: Nicola Lord  
Contact No: 0161 770 3472

## 14. Appendices

- Appendix 14.1 – Application
- Appendix 14.2 – Plan
- Appendix 14.3 – Location plan
- Appendix 14.4 – Representation – Maggie Carter

**Application for a premises licence to be granted under the Licensing Act 2003**

**Please read the following instructions first**

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

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

**I/We** GP Care Group CIC

*(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 The Woodlands Café Dunwood Park, Shaw			
<b>Post town</b>	Oldham	<b>Postcode</b>	OL2 7UR

Telephone number at premises (if any)	01706 614320
Non-domestic rateable value of premises	£6,000

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as **appropriate** **Please tick as**

a)	an individual or individuals *		please complete section (A)
b)	a person other than an individual *		
	i	as a limited company/limited liability partnership	please complete section (B)
	ii	as a partnership (other than limited liability)	please complete section (B)
	iii	as an unincorporated association or	please complete section (B)
	iv	other (for example a statutory corporation)	/ please complete section (B)

c)	a recognised club		please complete section (B)
d)	a charity		please complete section (B)
e)	the proprietor of an educational establishment		please complete section (B)
f)	a health service body		please complete section (B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section (B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England		please complete section (B)
h)	the chief officer of police of a police force in England and Wales		please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (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	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over		Please tick yes	
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)					


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**Second individual applicant (if applicable)**

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth or over		I am 18 years old		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service: (please see note 15 for information)					

**(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 GP Care Group CIC
Address 

Registered number (where applicable) <b>14084864</b>
Description of applicant (for example, partnership, company, unincorporated association etc.) <b>Community interest company</b>
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
0	1	1 1 2 0 2 3

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

DD	MM	YYYY

<p><b>Please give a general description of the premises (please read guidance note 1)</b> Café within Dunwood Park, providing hot and cold food to local residents. Open 7 days a week.</p>
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If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

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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)	
b) films (if ticking yes, fill in box B)	
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	



e)	live music (if ticking yes, fill in box E)	
f)	recorded music (if ticking yes, fill in box F)	
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	

	<b><u>Provision of late night refreshment</u></b> (if ticking yes, fill in box I)	
	<b><u>Supply of alcohol</u></b> (if ticking yes, fill in box J)	/

**In all cases complete boxes K, L and M**

**A**

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon			<b>Please give further details here</b> (please read guidance note 4)	
Tue				
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)	
Thur				
Fri			<b>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</b> (please read guidance note 6)	
Sat				
Sun				

**B**

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

**C**

Indoor sporting events Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed			
Thur			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)
Fri			
Sat			
Sun			

**D**

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

**E**

Live music Standard days and timings (please read guidance note 7)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	
Day	Start	Finis h		Outdoors	
				Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					

**F**

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take <u>place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finis h		Both	
Mon				<b><u>Please give further details here</u></b> (please read guidance note 4)	
Tue					
Wed			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
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	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					



H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			<b>Please give further details here</b> (please read guidance note 4)		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)		
Fri					
Sat			<b>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</b> (please read guidance note 6)		
Sun					

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
					Outdoors
Day	Start	Finish			Both
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

**J**

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for <b>consumption – please tick</b> (please read guidance note 8)  Within the café and patio area, also to be sold sealed as a takeaway option	On the premises	
Day	Start	Finis h		Off the premises	
Mon	10.00	23:00	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 5)	Both	/
Tue	10.00	23:00			
Wed	10.00	23:00			
Thur	10.00	23:00		<b><u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Fri	10.00	23:00			
Sat	10.00	23:00			
Sun	10.00	23:00			

**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):**

<b>Name</b> David Whitehead	
<b>Date of birth</b> ██████████	
<b>Address</b> ██	
<b>Postcode</b> ██████████	
<b>Personal licence number (if known)</b> PA2936	
<b>Issuing licensing authority (if known)</b> Rochdale Borough 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**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	09:00	17:00	
Tue	09:00	17:00	
Wed	09:00	17:00	
Thur	09:00	17:00	
Fri	09:00	17:00	
Sat	09:00	17:00	
Sun	09:00	17:00	
			<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)

## **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)**

- CCTV must be installed, operated and maintained to the satisfaction of licensing authority and the chief officer of police in accordance with the requirements set out in our licensing policy.
- CCTV images must be retained for a minimum of 28 days and be produced on the request of the police or licensing authority.
- The CCTV system must be operational at all times whilst the premises are trading. If the system is faulty or not working details of the malfunction must be recorded in the premises incident book.
- A4 sized warning notices must be displayed in public areas of the premises and at all entrances advising that CCTV is in operation. The signs located at entrances should be placed on the exterior of the building at, and adjacent to, all public access doors. All signs must comply with the requirements of the Data Protection Act 2002.

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

- No one carrying open or sealed bottles or glasses will be admitted to the premises at any time.
- No customers will be permitted to take open containers of alcoholic drinks from the premises.
- An incident book must be maintained within which full details of all occurrences of disorder at the premises must be recorded. The incident book must be kept on the premises at all times and must be made available for inspection by us and the police.

### **c) Public safety**

- Irresponsible drinks promotions must not be permitted and the standards for the management of responsible drinks promotions including 'happy hours' produced by the British Beer and Pub Association will be complied with.
- The licence holder or people authorised by them must check the premises before it opens to the public to ensure there are no risks to patrons and that all safety precautions are in place.
- The licence holder must ensure that all staff receives appropriate training about emergency and general safety precautions and procedures.
- The licence holder must ensure that all staff are aware of their social and legal obligations and their responsibilities regarding the sale of alcohol.
- Free drinking water must be made available at all times the premises is open to the public.
- The telephone numbers of local taxi operators must be prominently displayed at the premises for the benefit of customers.
- All bottles and glasses and rubbish must be removed from public areas on a regular and frequent basis.
- The electrical system at the premises, including portable appliances must be inspected and tested annually by a competent person and a satisfactory

safety report obtained. A competent person will be a suitably qualified electrician who is registered with the ECA or NICEIC.

- The gas system, including appliances, must be inspected annually and tested by a Gas Safe Registered engineer and a satisfactory Gas Safety Certificate must be obtained.
- The fire safety measures provided on the premises must be maintained in good working order, and their adequacy will be determined on a regular basis, by the carrying out of a fire risk assessment as required by, and in accordance with the Regulatory Reform (Fire Safety) Order 2005.
- An adequate and appropriate supply of first aid equipment and materials must be available on the premises.

#### **d) The prevention of public nuisance**

- The licence holder must ensure that staff regularly patrols the premises both indoors and out to supervise the orderly conduct of patrons.
- The licence holder, or persons authorised by them, must control the volume of regulated entertainment taking place at the premises.
- Suitable signage must be displayed in the garden areas requesting customers to respect the amenities of local residents.
- Where outside areas are provided for the use of customers facilities for the disposing and collecting of litter will be maintained.
- To minimise the effect of littering, the applicant will provide litter bins both inside and directly outside the premises. During opening hours, and at the close of business, arrangement must be made for litter from the business to be collected from the immediate vicinity and stored inside the premises pending collection.
- Where drinks are going to be consumed in outdoor areas they must be served in plastic or toughened glass.

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

- Only plastic glasses or bottles will be permitted in children's play areas, beer gardens and recreational areas, or in any area where customers are required to remove footwear.
- Any restrictions on the admission of children to the premises must be displayed outside the premises.
- No one under the age of 18 years must be admitted into the premises whilst entertainment of an adult nature is taking place
- An ID Log is to be kept to record dates and times where ID has been requested and to record the type of ID shown.
- A copy of this ID Log will be made available immediately upon request to authorised officers.
- A Refusals Log is to be kept to record dates and times of all refusals to retail alcohol to underage persons.
- A copy of the Refusals Log will be made available immediately upon request of authorised officers
- Challenge 25 scheme operated at premises. The only type of ID that will be accepted is PASS accredited ID, passport or photo driving licence.
- Challenge 25 posters to be clearly and prominently displayed.
- To attend training seminars organised by the Trading Standards Service as and when requested to do so.
- To inform all staff of changes in the law relating to age-restricted products as and when required.

- To provide training, at least once a year, to existing staff, on the law relating to underage sales of alcohol.
- To provide training for all new staff on the sale of age restricted products.
- To keep written records of all training provided in respect to the law relating to underage sales of alcohol. Staff to sign and date records to confirm that the training has been received and understood.
- To notify staff of any reports of alleged underage sale incidents that has been brought to your attention by Trading Standards.

**Checklist:**

Please tick to indicate agreement


<ul style="list-style-type: none"> <li>• I have made or enclosed payment of the fee.</li> </ul> <p><b>Payment Reference 96819</b>  <b>Auth Code 117521</b>  <b>Transaction Date and Time 22-09-2023 15:13</b></p>	/
<ul style="list-style-type: none"> <li>• I have enclosed the plan of the premises.</li> </ul>	/
<ul style="list-style-type: none"> <li>• I have sent copies of this application and the plan to responsible authorities and others where applicable.</li> </ul>	/
<ul style="list-style-type: none"> <li>• I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.</li> </ul>	/
<ul style="list-style-type: none"> <li>• I understand that I must now advertise my application.</li> </ul>	/
<ul style="list-style-type: none"> <li>• I understand that if I do not comply with the above requirements my application will be rejected.</li> <li>• [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 or my share code issued by the Home Office online right to work checking service (please read note 15).</li> </ul>	/

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.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [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).</li> <li>• 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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
<b>Signature</b>	
<b>Date</b>	22/09/2023
<b>Capacity</b>	Hospitality Area Manager – GP Care Group CIC

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

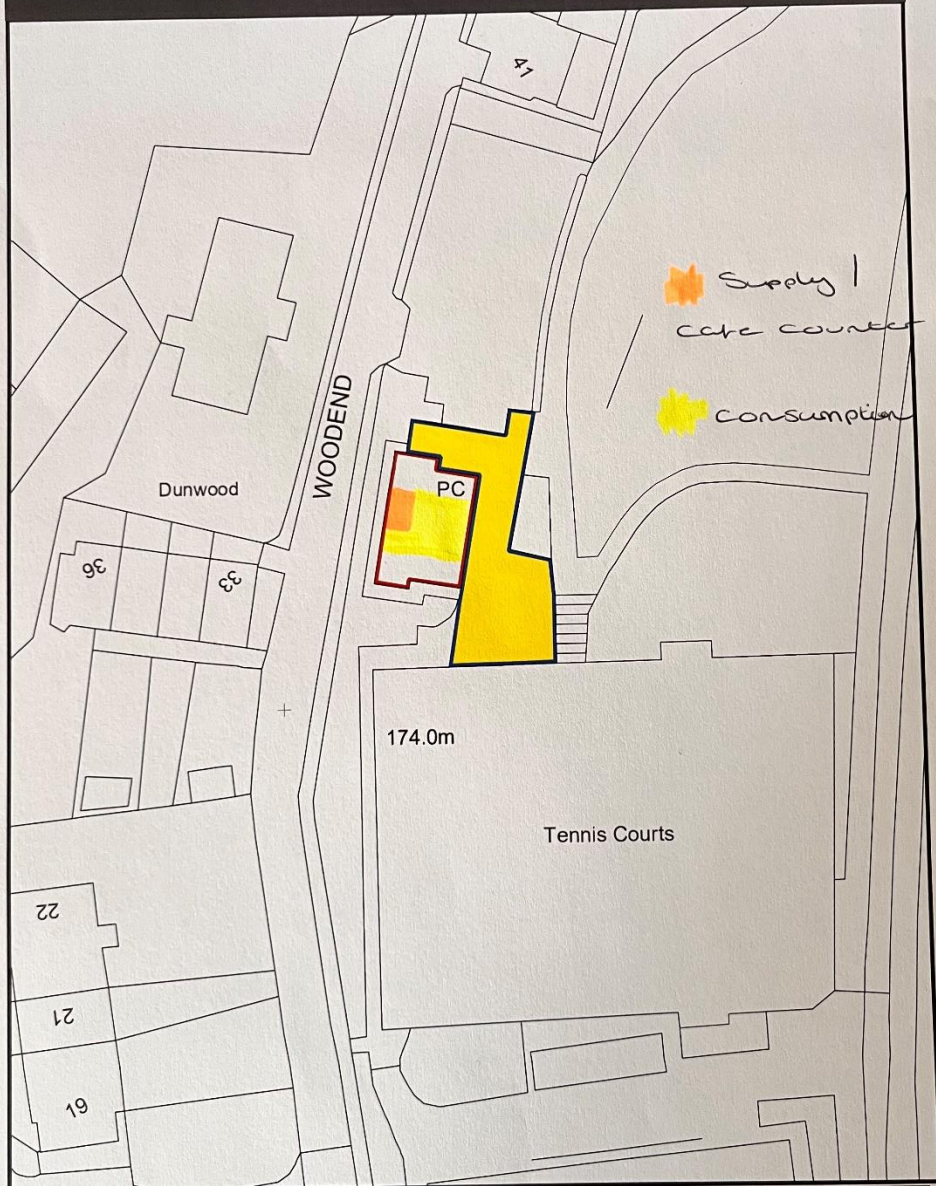
<b>Signature</b>	
<b>Date</b>	22/09/2023
<b>Capacity</b>	Director – GP Care Group CIC

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			



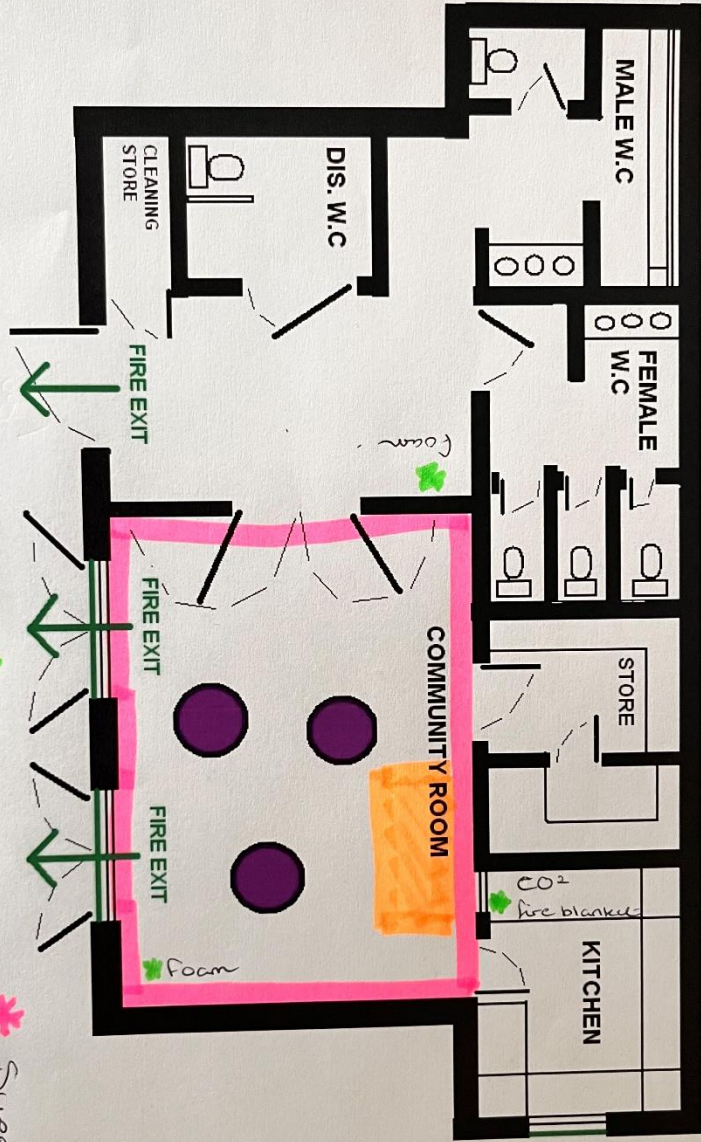
Dunwood Park Cafe

Creator: HWD



N  
↑  
Production Date: 27<sup>th</sup> July 2022  
Scale 1:500 when printed at A4  
© Crown copyright and database rights 2019  
Ordnance Survey licence 0100019668





\* Fire Safety equipment  
\* Supply Area  
\* Cannet







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**From:** Maggie Carter [REDACTED]  
[REDACTED]

**Subject:** Application Number 089776

Hi There,

With regards to licensing application number 089776 – The Woodlands Café, Dunwood Park, Shaw, Oldham, OL2 7UR, please see below.

With regards to this application, I live less than 50yards from this premises and have done so for 33 years. When I bought my property there was no café at all and this was a very quiet tranquil area which is why we moved here. This has slowly been eroded, in particularly since the presence of the café in the park, which has resulted in many issues including ASB, Drug use, parking issues, noise nuisance all of which happened last time this café was granted a license.

Under normal circumstances, the café is a perfectly acceptable addition to the areas, servicing dog walkers, mums and babies and many people seeking the tranquillity and ambiance of the park. However, whenever there is any kind of function other than normal activity involving the café, the local residents suffer from issues with parking and blocked access as the car park is insufficient for more than a dozen vehicles so the whole street becomes double parked. I have had to pay for restricted access outside my garage just to try and enable me to get my car out, with frequently fails due to double parking on the opposite side of the road. We receive no notice whatsoever of events in the park so cannot plan or prepare for any events and remove vehicles in time.

The local residents fought long and hard for the car park gates to be locked in the evening due to the number of youths congregating on the car park and outside the café, the ASB and drug taking/dealing on the car park plus noise nuisance, youths climbing on the roof and general abuse and rowdy behaviour. There has been no community impact assessment or consultation on this application, or all this would have been raised.

Indeed, the notices for this application were displayed in a clear position for a day, then somehow disappeared and took some searching to find, so am assuming will result in limited objections as very few people are aware this is even happening.

I am also sure you are aware that our local MP, Debbie Abrahams is holding a meeting for the residents of Woodend at Shaw Community Centre next Thursday 26<sup>th</sup> to discuss the issues currently being faced by local residents in this area, of which this is one.

I cannot understand why a license application would be from 0900hrs to 23300hrs at a tiny community café in a quiet residential area with no parking, limited lighting, in close proximity to residential properties and multiple hazards in the dark, in a park, with limited evacuation facilities would even be an option. There is no way to mitigate the parking or noise nuisance issues, plus we also had litter everywhere and public urination on top of all this last time.

I would be grateful if someone can provide me with the Community Impact Assessments for this plus the risk assessments for a license at a premises of this nature and alcohol and dark parks, in a local quiet residential area don't mix. There are several venues in Shaw, less than a mile away, where alcohol can be purchased from 0900hrs already without promoting this in a park.

In summary, I strongly object to this application and am willing to make any representation necessary to prevent this happening and a reoccurrence of the severe anti-social behaviour and public nuisance issue all the local residents experienced last time.

Kind Regards,

Maggie Carter

33 Woodend, Shaw, Oldham OL2 7UR