

## ***LICENSING PANEL Agenda***

Date Tuesday 10 September 2024

Time 9.30 am

Venue Council Chambers, Civic Centre, Oldham, West Street, Oldham, OL1 1NL

- Notes
1. DECLARATIONS OF INTEREST- If a Member requires 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 at least 24 hours in advance of the meeting.
  2. CONTACT OFFICER for this agenda is Constitutional Services 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, 5 September 2024.
  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**  
Councillors Byrne, Islam and Nasheen

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 3 - 6)

7 Kobe Ruger Application for New Premises Licence (Pages 7 - 58)

The purpose of this report is to inform members of an application for the grant of a premises licence in respect of Kobe Ruger, The Greaves Building, Hartshead Street, Oldham OL4 5EE 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**

### **Kobe Ruger, The Greaves Building, Harshead Street, Oldham OL4 5EE**

Report of Executive Member for: Housing & Licensing

Officer contact: Elise Brophy

**10<sup>th</sup> September 2024**

#### **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 Kobe Ruger, The Greaves Building, Hartshead Street, Oldham OL4 5EE 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.

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## Licensing Panel – 10<sup>th</sup> September 2024

Application for a New Premises Licence

Kobe Ruger, The Greaves Building, Hartshead Street, Oldham OL4 5EE

### 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 Kobe Ruger, The Greaves Building, Hartshead Street, Oldham OL4 5EE 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 19<sup>th</sup> July 2024 the applicant, Kobe Ruger Ltd., applied for the grant of a premises licence for Kobe Ruger. The last date for representations in relation to this application was the 26<sup>th</sup> August 2024.

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 the premises	Tuesday to Saturday 9am to 11pm Sunday 9am to 10pm
Recorded music	Indoors and Outdoors	Tuesday to Saturday 9am to 11pm Sunday 9am to 10Pm
Live Music	Indoors and Outdoors	Friday to Sunday 4pm to 9pm

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

3.6 A copy of the proposed plan is attached at **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** and **14.5** to the report.

The highlighted section of the representation at **Appendix 14.5** cannot be considered; when determining applications under the Licensing Act 2003 traffic and parking issues are not matters that we can consider.

4.2 It should also be noted that following consultation with Environmental health and Public Health their representations were withdrawn when the applicant agreed to incorporate the following amendments to requested hours and revised conditions on the premises licence.

### **Environmental Health**

The external terraced area shall not be used between the hours of 8.00pm and 9.00am.

No music shall be played on the external terrace area between 8.00pm and 9.00am

Smokers/drinkers wanting to go outside after 8.00pm will be directed to the outside via the entrance onto Hartshead Street and not Lauren Close

### **Public Health**

The premises will operate a "Challenge 25" proof of age policy and signage to this effect is to be prominently displayed within the premises. Persons who appear to be under the age of 25 must produce for thorough scrutiny by staff, proof of identity/age before being sold/supplied alcohol. Only a passport or photo-card driving licence or a proof of age card bearing the official 'PASS' accreditation hologram and military ID should be accepted as proof of age.

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.

The premises is to maintain a refusals book to record the details of incidents/descriptions of individuals whenever a member of staff has refused to sell alcohol to a person suspected of being under the age of 18. The book must be made available to the police/authorised officers of the Licensing Authority on request.

## 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 7, Prevention of Crime and Disorder, and Section 12, Public Safety, and Section 13, Prevention of 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 (December 2023).

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

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

- 2.25 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.
- 2.27 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

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

- 2.8 Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be



occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

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 but modify the operating schedule in relation to hours, days, conditions, or activities
- c. 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.

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## 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: Elise Brophy

## 14. Appendices

Appendix 14.1 – Application  
Appendix 14.2 – Plan  
Appendix 14.3 – Location Map  
Appendix 14.4 – Representation  
Appendix 14.5 – Representation

## 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 KOBE RUGER LTD LTD

*(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 <b>KOBE RUGER</b>			
<b>THE GREAVES BUILDING, CORNER OF HEARTSHEAD, WOODEND ST, LEES, OLDHAM</b>			
<b>Post town</b>	OLDHAM	<b>Postcode</b>	OL4 5EE

Telephone number at premises (if any)	xxxxxxxxxxxxxxxx
Non-domestic rateable value of premises	£ 0

### Part 2 - Applicant details

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

a)	an individual or individuals *		please complete section (A)
b)	a person other than an individual *		
	i as a limited company/limited liability partnership	X	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	<u>Mrs</u>	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		<b>22/05/1994</b>	I am 30		Please tick yes
years old or over					
<b>Nationality</b>		<b>BRITISH</b>			
Current residential address if different from premises address					
Post town	<b>OLDHAM</b>		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)					

**(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	KOBE RUGER LTD LTD
Address	<b>THE GREAVES BUILDING, CORNER OF HEARTSHEAD, WOODEND ST, LEES, OLDHAM</b>

Registered number (where applicable) 15765047
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any) xxxxxxxxxxxxxxxxxxxxxx
E-mail address (optional) KOBECOFFEEBOOKINGS@GMAILCOM

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
06	06	2024

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1) KOBECOFFEE IS A COFFEE HOUSE AND EVENING DINING
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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.

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)	X
f)	recorded music (if ticking yes, fill in box F)	X
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)	X

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

**A**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				<b><u>Please give further details here</u></b> (please read guidance note 4)	
Tue					
Wed			<b><u>State any seasonal variations for performing plays</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 plays at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

**B**

Films Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (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 the exhibition of films</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

**C**

<b>Indoor sporting events</b> 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>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (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 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**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	
Day	Start	Finish	Indoors	Outdoors
Mon				
Tue				
Wed				
Thur				
Fri	16:00 pm	21:00 pm		
Sat	16:00 pm	21:00 pm		
Sun	16:00 pm	21:00 pm		

<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)			Indoors	
			Outdoors	
			Both	X

<b>Please give further details here</b> (please read guidance note 4) LIVE MUSIC OCCATIONALLY ON WEEKENDS		
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<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
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<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
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**F**

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	
Day	Start	Finish		
			Indoors	
			Outdoors	
			Both	X
Mon			<b>Please give further details here</b> (please read guidance note 4) BACK GROUND MUSIC	
Tue	9:00A M	11P M		
Wed	9:00 AM	11P M	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5) BACK GROUND MUSIC	
Thur	9:00 AM	11P M		
Fri	9:00 AM	11P M	<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 6) NA	
Sat	9:00 AM	11P M		
Sun	9:00 AM	10P M		

**G**

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

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (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) DRINKS SERVED WITH FOOD		
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**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	x
				Off the premises	
				Both	
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon					
Tue	9:00A M	11P M			
Wed	9:00A M	11P M			
Thur	9:00A M	11P M			
Fri	9:00A M	11P M			
Sat	9:00A M	11P M			
Sun	9:00A M	10P M			
			<b>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</b> (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):**

<b>Name</b>	ATDHETARE HOXHA
<b>Date of birth</b>	xxxxxxxxxxxxxxxx

<b>Address</b> XXXXXXXXXXXXXXXXXXXXXXXXXXXX	
<b>Postcode</b>	XXXXXXXXXXXXXXXXXXXX
<b>Personal licence number (if known)</b> PA3230	
<b>Issuing licensing authority (if known)</b>	

**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).

**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	9:00 AM	11PM	
Tue	9:00 AM	11PM	

Wed	9:00 AM	11PM	<p><b><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></b> (please read guidance note 6)</p>
Thur	9:00 AM	11PM	
Fri	9:00 AM	11PM	
Sat	9:00 AM	11PM	
Sun	9:00 AM	10PM	

**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)

WE WILL BE SERVING SPECIALITY COFFE AND ASIAN FUSION FOOD ALONG WITH NON – ALCOHOLIC BEVERAGES AND ALCOHOLIC BEVERAGES.

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

WE WILL DISPLAY A CLEAR SIGN OF REFUSAL OF SERVICE TO ANY DRUNKEN DISORDERLY BEHAVIOUR FROM CUSTOMNERS.

**c) Public safety**

WE WILL ENSURE THAT THE SAFETY OF OUR CUSTOMERS IS OUR MAIN CONCERN, THIS WILL BE DONE BY DISPLAYING NOTICE ON FORNT OF HOUSE TO MAKE A MEMBER OF STAFF AWARE OF ANY UNSAFE OR DISRUPTIVE BEHAVIOUR.

**d) The prevention of public nuisance**

WE WILL NOT ALLOW FOR THIS TO HAPPEN AS IT WILL ONLY BE A SMALL COFFE HOUSE/ RESTAURANT, WE WILL TAKE ACTION TO PREVENT ANYTHING FROM HAPPENING.

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

WE WILL INFORCE A CUT OFF TIME FOR ANY PERSON UNDER THE AGE OF 18 TO BE PERMITTED INTO THE PROPERTY FROM 9PM WHICH WILL BE OUR LAST SERVICE TIME TO ENSURE WE WILL BE CLOSED FOR 11PM.

**Checklist:**

**Please tick to indicate agreement**

•	I have made or enclosed payment of the fee.	X
•	I have enclosed the plan of the premises.	X
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	X
•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	X
•	I understand that I must now advertize my application.	X
•	I understand that if I do not comply with the above requirements my application will be rejected.	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 or my share code issued by the Home Office online right to work checking service (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.**

<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>
Signature	A.HOXHA
Date	06/06/24
Capacity	DIRECTOR

**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.**

Signature	G.FORD
Date	06/06/24
Capacity	DIRECTOR

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town	<b>OLDHAM</b>	Postcode	<b>OL3 6HR</b>
Telephone number (if any)	xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

**Notes for Guidance**

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
  5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  7. 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.
  8. 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'.
  9. 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.
  10. Please list here steps you will take to promote all four licensing objectives together.
  11. The application form must be signed.
  12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
  13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
  14. This is the address which we shall use to correspond with you about this application.
  15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be issued to an individual or an individual in a partnership which is not a limited liability partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

They do this in one of two ways:

- 1) by providing with this application, copies or scanned copies of the documents which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.
- 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

### **Home Office online right to work checking service.**

As an alternative to providing a copy of original documents, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

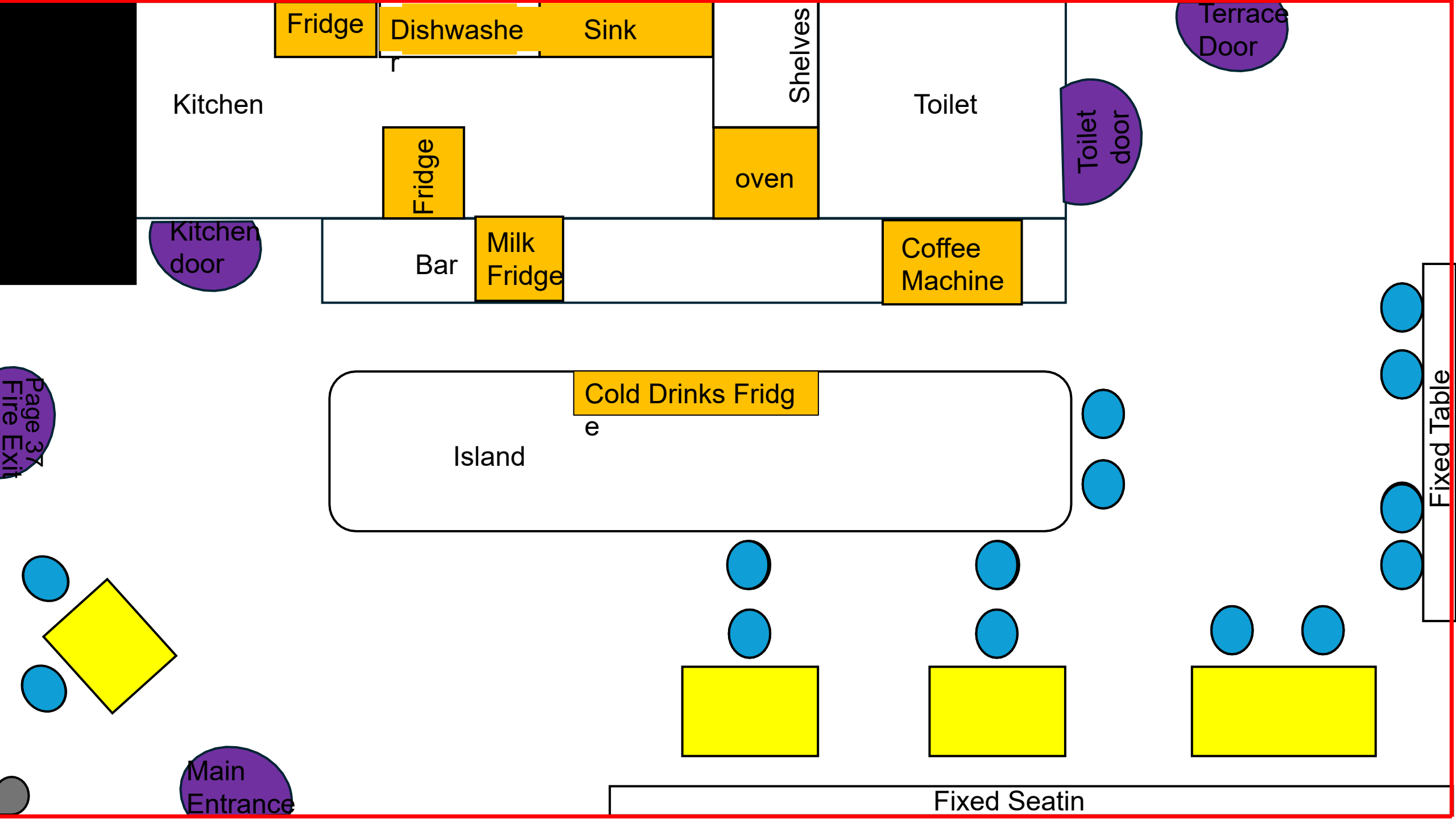
To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth, will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be shared digitally. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copies of documents as set out above.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

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Fridge

Dishwashe

Sink

Shelves

Kitchen

Toilet

Terrace Door

Fridge

oven

Toilet door

Kitchen door

Bar

Milk Fridge

Coffee Machine

Page 37  
Fire Exit

Island

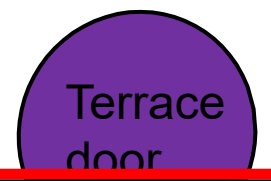
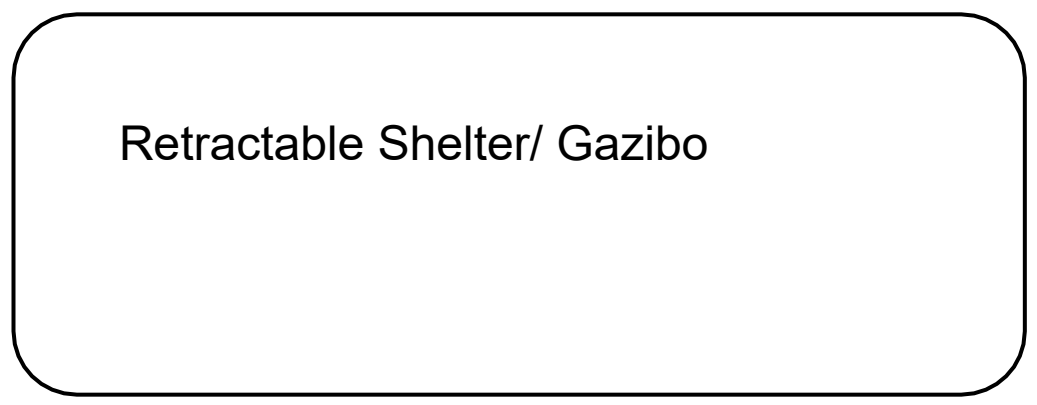
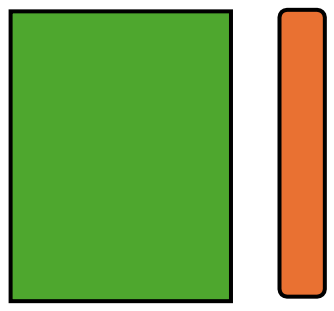
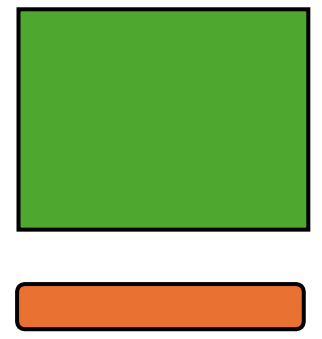
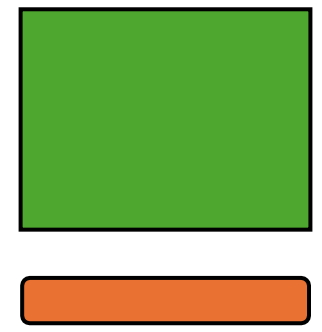
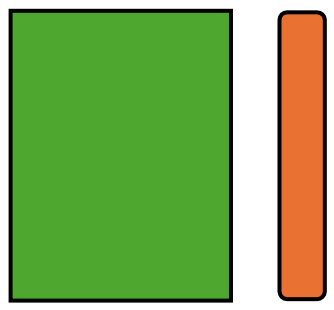
Cold Drinks Fridg

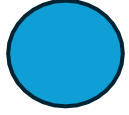
e

Fixed Table

Main Entrance

Fixed Seatin





- Seating



- Indoor Tables



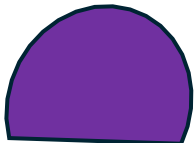
- Outdoor Tables



- Outdoor Seating



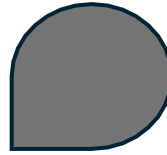
- Outdoor plants



-Doors/Fire escapes



- Appliances



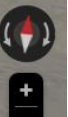
- Security Cameras



- Licesable activities Take Place

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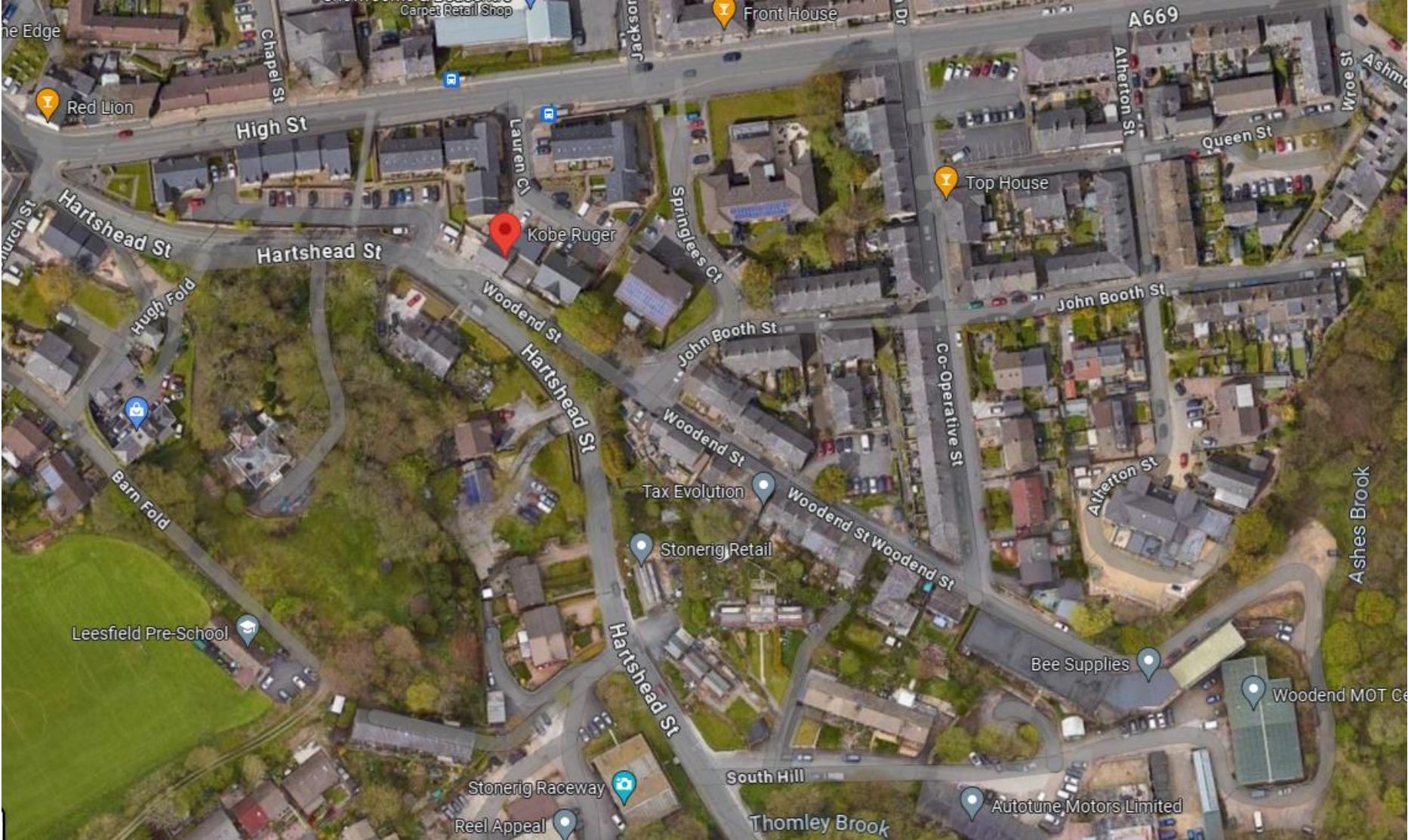
















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# The Licensing Act 2003

## 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>

<b>Section 1 - Application Details</b>	
Applicants Name	098060
Premises Name	Kobe Ruger
Premises Address	The Greaves Building, Lees OL4 5EE
Type of Application	Licence application

<b>Section 2 – Details of Person making Representation</b> <i>(if you are a representative for an objector please use the next section)</i>	
Title <i>(Mr/Mrs/Miss/Ms/Other)</i>	Ms
Full Name	Shelley Cadman
Telephone	XXXXXXXXXXXXXXXXXXXX
Email Address <i>(we will use this to correspond with you unless you notify us otherwise)</i>	XXXXXXXXXXXXXXXXXXXX
Full Address <i>(Including postcode)</i>	8 Burton Street Lees OL4 5AY

**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.**

<b>Section 3 – Details of Representative</b>	
Title <i>(Mr/Mrs/Miss/Ms/Other)</i>	Ms
Full Name	Shelley Cadman
Telephone	XXXXXXXXXXXXXXXXXXXX
Organisation	
Email Address <i>(we will use this to correspond with you unless you notify us otherwise)</i>	XXXXXXXXXXXXXXXXXXXX
Full Address <i>(Including postcode)</i>	8 Burton Street Lees OL4 5AY
<b>Please state nature of position:</b> <i>(residents association / ward councillor / MP / trade association)</i>	

## 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 1<sup>st</sup> 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*

**The property is very close to residencies and it's position means that all noise will carry across the wider area and I have no doubt will be heard many streets away. Although the applicant is saying they will direct customers to certain exits, this will not prevent noise and they won't be able to control the noise. The music will also be a disturbance to nearby residencies and it will travel to several streets away. There are plenty of more suitable properties on the High Street and it is unfair to those living near this business to have to hear music, loud voices and people leaving the premises or standing outside smoking.**

#### 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)*

<b>Section 6 – Signature</b>
<b>Sign: Shelley Cadman</b> <b>Date: 26<sup>th</sup> August 2024</b>

**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](mailto: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](mailto:representations@oldham.gov.uk)

# 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	Kobe Ruger
Premises Name	Ruger
Premises Address	Unit 2, the Greaves Building, Hartshead Street, OL4 5EE
Type of Application	Grant of a premises licence

**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>	Miss
Full Name	Abigail Frame
Telephone	xxxxxxxxxxxxxxxxxx
Email Address <i>(we will use this to correspond with you unless you notify us otherwise)</i>	xxxxxxxxxxxxxxxxxx
Full Address <i>(Including postcode)</i>	27 Woodend Street, Springhead, OL4 5TL

**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>	
Full Name	
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>	

**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 1<sup>st</sup> 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*  
Ruger is currently operating as a Barbers/hairdressers and cafe. Since it started to trade from its current premises, I have found ever increasing amounts of discarded drug baggies (cocaine bags) dropped by their patrons. I appreciate Ruger cannot be held accountable for their patrons’ bad choices, however, if there are already users attending the premises this will only get worse with the inclusion of the sale of alcohol and I am concerned my neighbours and myself will see an increase of drug usage and the buying and selling of drugs on the street where our families live.

#### Public Safety

*Please state the reasons you believe granting the application will undermine this objective*  
My Property is very close to The Greaves building, less than 100 metres away and I am the closet neighbour to them on Woodend Street. I am concerned: should the licence be granted and the sale of alcohol allowed, my property is at risk of damage from drunk patrons leaving the premises, The Greaves building is in a residential area. It is not only my property which would be at risk.

#### The Prevention of Public Nuisance

*Please state the reasons you believe granting the application will undermine this objective*  
**PARKING** : the Greaves building has an entrance which sits directly on Woodend Street, where car parking for residents on Woodend Street and John Booth street is already limited. Since Ruger started to trade from its current position car parking has become a problem and at times there is not enough available spaces for residents. The street is regularly blocked with cars. I am lucky enough to have off road parking, however, my driveway is frequently blocked, as recently as last week we had to go to Ruger to ask one of their patrons to move their car as it was blocking my drive and we could not park. (picture supplied).  
Ruger’s patrons constantly park their cars on double yellow lines on Woodend Street and at the join of Hartshead Street and Woodend Street. This junction is tricky anyway and when the cars park on the double yellow lines right up to the junction it becomes dangerous to cars and pedestrians as there isn’t enough room for both, pedestrians have to stand in the ‘foyer’ of Ruger to get out of the way of the cars. Ruger do not dissuade their patrons from parking in this way. (picture supplied of a double yellow parking taken last Thursday 22 August).

The street is congested during the hours Ruger are open and the situation does ease at 6pm when the business is closing. Should Ruger remain open to 10:45pm it will make the parking situation unbearable for residents with no reprieve.

I would like to point out Ruger choose to move to the Greaves building, it was obvious parking was an issue for the business then, allowing Kobe Ruger to expand the business into evening entertainment will put even more of a burden on neighbouring residents which is completely unfair.

**NUISANCE:** When Ruger opened, it was noticed by myself and another neighbour that the patrons were urinating into the bushes on Woodend Street, the council cleared and cutback the bushes to help tackle the problem, another neighbour has kindly gardened the space improving it with various plants and flowers. I am concerned behaviours such as public urination will get worse with the grant of the licence. Myself nor my children wish to see or smell, grown men urinating in the street right next to my house and garden.

Litter is a problem, existing patrons litter the street, I frequently collect litter off the street as do local litter picking groups. Ruger do not clear any litter from the street despite there being some directly in front of the doors which open onto Woodend Street. I am concerned the litter will attract pests such as rats.

**NOISE:** I am concerned with the grant of the licence myself and neighbours will be subjected to unwanted noise preventing us from the quiet enjoyment of our properties.

#### **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)*

**I do not want a licence for alcohol to be granted to Kobe Ruger for reasons already given.**

**There are suitable empty properties available on Lees high street which could be used.**

#### **Section 6 – Signature**

**Sign: Abigail Frame**

**Date: 26 August 2024**

**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](mailto: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](mailto:licensing@oldham.gov.uk)

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