

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

Date Friday 26 September 2025

Time 9.30 am

Venue J R Clynes - Ground Floor Room 1

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 Alex Bougatef 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 Tuesday, 23 September 2025.

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 Adams, Nasheen and Shuttleworth

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 Application for Temporary Event Notice (Pages 7 - 22)

The purpose of this report is to inform members of an application for a Temporary Event Notice for a private wedding reception at Shomby Banqueting Hall, Ivy Mill Business Centre, Failsworth M35 9BD on 27 September 2025, which, due to a representation 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 Temporary Event Notice

Shomby Banqueting Hall, Ivy Mill Business Centre, Failsworth M35 9BD

Report of: Executive Member – Housing & Licensing

Officer Contact: Nicola Lord

**Date of Hearing: Friday 26<sup>th</sup> September 2025**

#### Reason for Hearing:

The purpose of this report is to inform members of an application for a Temporary Event Notice for a private wedding reception at Shomby Banqueting Hall, Ivy Mill Business Centre, Failsworth M35 9BD on 27 September 2025, which, due to a representation 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 – Friday 26<sup>th</sup> September 2025

Application for Temporary Event Notice  
Shomby Banqueting Hall, Ivy Mill Business Centre, Failsworth M35 9BD

### 1. Purpose of Report

1.1 The purpose of this report is to inform members of an application for a Temporary Event Notice for a private wedding reception at Shomby Banqueting Hall, Ivy Mill Business Centre, Failsworth M35 9BD on 27 September 2025, which, due to a representation being received, has been referred to this Panel for determination.

### 2. Recommendations

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

### 3. The Application

3.1 On 5 September 2025, Miss Sumbo applied for a Temporary Event Notice at Shomby Banqueting Hall, Ivy Mill Business Centre, Failsworth M35 9BD.

The last date for representations in relation to this application was 10 September 2025.

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

Activity	On/Off the premises	Hours/Dates	Maximum People
The provision of late night refreshment	On the premises	11pm to 2am	150
The provision of regulated entertainment	On the premises	11pm to 2am	150

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

3.6 A location map is attached at **Appendix 14.2**.

### 4. Representations

4.1 Following submission of the application a representation was received from Environmental Health. This can be found at **Appendix 14.3** to the report.





## 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 8 in relation to Public Nuisance

5.2 A full copy of the Council's 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 In relation to Chapter 7.32 to 7.36 (Police and Environmental Health Intervention):-

### **Police and Environmental Health intervention**

7.32 The system of permitted temporary activities gives police and EHAs the opportunity to consider whether they should object to a TEN on the basis of any of the licensing objectives.

7.33 If the police or EHA believe that allowing the premises to be used in accordance with the TEN will undermine the licensing objectives, they must give the premises user and the licensing authority an objection notice. The objection notice must be given within the period of three working days following the day on which they received the TEN..

7.34 Where a standard TEN was given, the licensing authority must consider the objection at a hearing before a counter notice can be issued. At the hearing, the police, EHA and the premises user may make representations to the licensing authority. Following the hearing, the licensing authority may decide to impose conditions which already apply to an existing premises licence or club premises certificate at the venue, or issue a counter notice to prevent the event going ahead. As noted above, there is no scope for hearings (or appeals) in respect of late TENS and if objections are raised by the police or EHA in relation to a late TEN, the TEN will be invalid and the event will not go ahead.

7.35 Such cases might arise because of concerns about the scale, location, timing of the event or concerns about public nuisance – even where the statutory limits on numbers are being observed. The premises user who signs the form is legally responsible for ensuring that the numbers present do not exceed the permitted limit at any one time. In cases where there is reason to doubt that the numbers will remain within the permitted limit the premises user should make clear what the nature of the event(s) is and how they will ensure that the permitted persons limit will not be exceeded. For example, where notices are being given for TENS simultaneously on adjacent plots of land it may be appropriate for door staff to be employed with counters. In each case it is important that licensing authorities and relevant persons can consider whether they believe that the premises user intends to exceed the 499 person limit, or will be unable to control or know whether the limit will be exceeded. Where the planned activities are likely to breach the statutory limits or undermine the licensing objectives, it is likely to be appropriate for the police or EHA to raise objections.

7.36 However, in most cases, where for example alcohol is supplied away from licensed premises at a temporary bar under the control of a personal licence holder, (such as at weddings with a cash bar or small social or sporting events) this should not usually give rise to the use of these powers.

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
- b. Reject the application and issue a counter notice

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 has a right of appeal to the magistrates' court if the Council refuses the application and the Environmental Health Section have a right of appeal to the magistrates' court if the Council grants the application. No appeal may be made later than 5 working days before the day on which the event periods specified in the temporary event notices begin. (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 Council's 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 include documents which would disclose exempt or confidential information as defined by the Act:

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



## 14. Appendices

Appendix 14.1 – Application  
Appendix 14.2 – Location Map  
Appendix 14.3 – Representation Environmental Health

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### Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)	
1. Your name	
Title <u>MISS</u>	Mr Mrs Miss Ms Other (please state)
Surname <u>OLALOWO</u>	
Forenames <u>SUMBO</u>	
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)	
Title	Mr Mrs Miss Ms Other (please state)
Surname	
Forenames	
3. Your date of birth	
4. Your place of birth	
5. National Insurance Number	
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)	
7. Other contact details	
Telephone numbers	
Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	<u>Info@Shombyhall.CO.UK</u>
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
Post town	Postcode
9. Alternative contact details (if applicable)	
Telephone numbers	
Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	
2. The premises	
Please give the address of the premises where you intend to carry on the licensable activities or, if it	

(including, but not limited to lap dancing and pole dancing). (Please see note 13)

There will be a DJ to Play music and  
Small Refreshments will be served  
NO Sale of alcohol

4. Personal licence holders (Please read note 14)	
Do you currently hold a valid personal licence? (Please tick)	Yes No
If "Yes" please provide the details of your personal licence below.	
Issuing licensing authority	
Licence number	
Date of issue	
Any further relevant details	

Yes I have a Personal Licence

5. Previous temporary event notices you have given (Please read note 15 and tick the boxes that apply to you)	
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes No X ✓
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes No ✓

6. Associates and business colleagues (Please read note 16 and tick the boxes that apply to you)	
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes No ✓
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.	✓
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes No ✓
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes No ✓
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.	
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes No ✓



has no address, give a detailed description (including the Ordnance Survey references)  
(Please read note 2)

Shomby Banqueting Hall  
Crown Street  
104 Business Centre M35 9BD

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below:

Premises licence number

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)

Please describe the nature of the premises below. (Please read note 4)

Wedding Reception, Birthday Parties  
and Corporate Events (Event space)

Please describe the nature of the event below. (Please read note 5)

Its a wedding Reception. Private  
Invitation Only.

3. The licensable activities

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club

The provision of regulated entertainment (Please read note 7) ✓

The provision of late night refreshment ✓

Are you giving a late temporary event notice? (Please read note 8) ✓

Please state the dates on which you intend to use these premises for licensable activities. (Please read note 9)

September 27<sup>th</sup> 2025

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24-hour clock). (Please read note 10)

11pm - 2am

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11) 150 guest

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 12)

On the premises only ✓

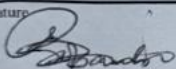
Off the premises only

Both

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment

7. Checklist (Please read note 17)	
I have: (Please tick the appropriate boxes, where applicable)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input type="checkbox"/>
Signed the declaration in Section 9 below	<input type="checkbox"/>

8. Condition (Please read note 18)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 19)	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence:	
(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and	
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	4/9/25
Name of Person signing	Simbo Olatowo

For completion by the licensing authority

10. Acknowledgement (Please read note 20)	
I acknowledge receipt of this temporary event notice.	
Signature	<input type="text"/>
	On behalf of the licensing authority
Date	<input type="text"/>
Name of Officer signing	<input type="text"/>

Notes for Guidance

General

In these notes, a person who gives a temporary event notice is called a "premises user".





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# The Licensing Act 2003

## Responsible Authority Representation Form



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

Section 1 - Application Details	
Applicants Name	Miss Sumbo Olalowo
Premises Name	Shomby Banqueting Hall
Premises Address	Crown Street, Failsworth, Manchester, M35 9BD
Type of Application	Temporary Event Notice

Section 2 – Responsible Authority Details																			
Please tick the appropriate box	<table border="1"> <tbody> <tr> <td><input type="checkbox"/></td> <td>Greater Manchester Police</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Greater Manchester Fire &amp; Rescue</td> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td>Environmental Health</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Trading Standards</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Public Health</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Safeguarding</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Planning Service</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Home Office Immigration</td> </tr> <tr> <td><input type="checkbox"/></td> <td>Licensing Service</td> </tr> </tbody> </table>	<input type="checkbox"/>	Greater Manchester Police	<input type="checkbox"/>	Greater Manchester Fire & Rescue	<input checked="" type="checkbox"/>	Environmental Health	<input type="checkbox"/>	Trading Standards	<input type="checkbox"/>	Public Health	<input type="checkbox"/>	Safeguarding	<input type="checkbox"/>	Planning Service	<input type="checkbox"/>	Home Office Immigration	<input type="checkbox"/>	Licensing Service
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<input type="checkbox"/>	Safeguarding																		
<input type="checkbox"/>	Planning Service																		
<input type="checkbox"/>	Home Office Immigration																		
<input type="checkbox"/>	Licensing Service																		
Full Name	Gary Maclean																		
Telephone	07808 783 987																		
Email Address <i>(we will use this to correspond with you unless you notify us otherwise)</i>	gary.maclean@oldham.gov.uk																		
Full Address <i>(Including postcode)</i>	Sir Robert Peacock House Vulcan Street Oldham OL1 4LA																		

### Section 3 – 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 4 what changes you would like to see

### Licensing Objectives

#### The Prevention of Crime & Disorder

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

#### Public Safety

The applicant is asked to contact the Council's Health and Safety team regarding the use of the premises. Tel: 0161 770 2244, Email: envhealth@oldham.gov.uk

#### The Prevention of Public Nuisance

Environmental Health has previously received complaints from neighbouring residents regarding loud music from the premises and disturbance as people leave the venue in the early hours of the morning. I am concerned that granting the application until 2.00 a.m. will cause further noise nuisance and disturbance to the neighbouring residents.

#### Protection of Children from Harm

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

### Section 4 – Suggestions

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

<b>Section 6 – Signature</b>
<b>Sign:</b> <i>G. Mclean</i> <b>Date:</b> 9 <sup>th</sup> September 2025

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)

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