



Oldham
Council

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- not have been withdrawn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	Mr R. Scholes.
Premises Name	Greene's Parlour & Bistro
Premises Address	King George V Playing field Chade Row, Uppermill
Type of Application	Variation of Opening Times / Alcohol Licence

Section 2 - Details of Person making Representation (if you are a representative for an objector please use the next section)	
Title (Mr/Mrs/Miss/Ms/Other)	Mrs Mr
Full Name	Jane Taylor. Colin Taylor.
Telephone	
Email Address (we will use this to correspond with you unless you notify us otherwise)	
Full Address (Including postcode)	12. Hopkinson Close, Uppermill. Oldham. OL3 6BB.

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

Section 3 - Details of Representative	
Title (Mr/Mrs/Miss/Ms/Other)	Mrs Mr
Full Name	Jane Taylor. Colin Taylor.
Telephone	
Organisation	
Email Address (we will use this to correspond with you unless you notify us otherwise)	
Full Address (Including postcode)	12. Hopkinson Close, Uppermill. OL3 6BB.
Please state nature of position: (residents association / ward councillor / MP / trade association) Resident	

Section 4 – Representation Details

☒

I object to the application being granted at all

☐

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

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

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

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

Licensing Objectives

The Prevention of Crime & Disorder

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

Crime & Disorder being encouraged to enter the area.
Crime prevalent in the high street.
(reasons on separate sheet)

Public Safety

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

Public Safety at risk. Being leaving the building late at night where families are in the path.
(reasons on separate sheet)

The Prevention of Public Nuisance

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

Already noise nuisance if granted this will be amplified during evening opening. (reasons on separate sheet)

Protection of Children from Harm

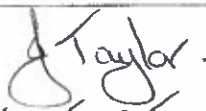
Please state the reasons you believe granting the application will undermine this objective

Subjected to lack of protection to children & families. Will be subjected to strong language & loose lips having consumed alcohol. Also sexual behaviour. (reasons on sheet)

Section 5 – Suggestions

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

Section 6 – Signature

Sign: 
Date: 6.5.25.

Guidance Notes:

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

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

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

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

TIME LIMITS

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

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

The Prevention of Crime & Disorder

The High Street is a prime example of crime & disorder where drink is involved. Windows smashed, fighting, rude behaviour, sexual exploitation. The establishment is in a playing field & park. Used by children & family. It should be protected by a (Public Space Protection Order) to prohibit the consumption of alcohol in public spaces. The retractable roof & windows may allow this.

Public Safety

As written above we are putting visitors, tourists & neighbours more at risk during the evenings. Extremely close proximity to the park.

The Prevention of Public Nuisance

Noise is a major factor to the neighbours who are only 11 meters away. With this new variation application they are asking for an extra half-an-hour to allow customers to finish drinking which means that the tidying up time will begin at 10pm. Neighbours are already disturbed by noise & to think that it might be out of the T will be unbearable.

Being so close & having my bedroom window open, going to bed between 9.30 to 10pm it will be impossible to sleep which will affect our health. I have a recording of one of the nights they opened under a temporary license. Loud noise from the oversized extractor fan, doors opening & closing, customers & staff smoking outside, cars pulling up on yellow lines below my bedroom window with engines running, picking up customers & staff. Customers & staff leaving.

Protection of Children from Harm.

We have to protect children from excessive bad adult behaviour after consuming alcohol. Families bring children to the field & park to play games, picnic, kick a ball & have fun. This is a lovely green area where they should feel safe & not be exposed to bad language & sexual innuendoes. The river runs through the bottom of the field.

Greene's was only meant and should be a daytime venue due to where it is situated.

Conclusion.

We feel that the restrictions made at the planning stage was not as Mr R. Scholes saw the future being of the business. He was declined the large decking area at the front of the building, declined later opening hours. Mr Scholes has not conformed with the toilet being able to be used by key holders. It is locked each time they leave & is a storage for the many signs he has. (Letter enclosed by a neighbour, Deborah Oduha, who I believe has complained. The extractor fan was supposed to be internal but is external through a ventilation application & the roof was higher than the original planning. He has applied for a pavement which was thankfully rejected. At planning they agreed to have deliveries no sooner than 8am. I used the gates to let the vehicles in to deliver. They can arrive anytime after 8am (disturbing neighbours again because more often than not the vehicles park in front of the nearest neighbours & leave

their engines running.

In the first few days of opening I had a conversation with him regarding the noise of the extractor fan and he said he would try to have something done about it. 2 years on it is no better. Also spoke to him regarding the kitchen door being left open (extra noise). He suggested a slow closure fitting but nothing has been done. I have 3 doors makes away opening & closing all day long.

Neighbours & Residents are concerned that if he is granted it may become a wine bar type venue in the evenings. One of the reasons the alcohol licence to be given was that he served afternoon teas & customers would like a glass of prosecco/wine with their afternoon tea. It appears from the recent evenings that alcohol is a major factor.