

Licensing Panel

Licensing Act 2003 – Application for New Premises Licence, Shaw Cricket Club

Report of Director of Environment

Officer Contact: Nicola Lord

Date of Hearing: Tuesday 09 December 2025

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 Shaw Cricket Club, Mark Lane, Shaw, Oldham OL2 8QG which, due to representations being received, has been referred to this Panel for determination.

Recommendations:

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



Licensing Panel – Tuesday 09 December 2025

Application for a New Premises Licence for Shaw Cricket Club, Mark Lane, Shaw, Oldham OL2 8QG.

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 Shaw Cricket Club, Mark Lane, Shaw, 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 23 September 2025 the applicant, Shaw Cricket Club applied for the grant of a premises licence for Shaw Cricket Club, Mark Lane, Shaw, Oldham OL2 8QG. The last date for representations in relation to the application was 21 October 2025.

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

Activity	Indoors / Outdoors	Hours
Films	Indoors and Outdoors	Monday to Thursday 08:00 to 23:00 Friday and Saturday 08:00 to 00:00 Sunday 08:00 to 23:00
Indoor sporting events	Indoors	Monday to Thursday 08:00 to 23:00 Friday and Saturday 08:00 to 00:00 Sunday 08:00 to 23:00
Live Music (E)	Outdoors	Monday to Thursday 08:00 to 21:00 Friday and Saturday 08:00 to 21:00 Sunday 08:00 to 21:00 ** OUTDOOR MUSIC WILL FINISH AT 9PM AS AGREED WITH RESIDENTS **
	Indoors	Monday to Thursday 08:00 to 23:00 Friday and Saturday 08:00 to 00:00 Sunday 08:00 to 23:00



	<p>Seasonal variation New Year's Eve</p> <p>Seasonal variation Bonfire night October/November</p>	<p>New Year's Eve 08:00 to 00:30</p> <p>Organised outdoor bonfire Oct/Nov exceeding 500 and up to 2000 people outdoors</p>
Recorded Music (F)	<p>Outdoors</p> <p>Indoors</p> <p>Seasonal variation New Year's Eve</p> <p>Seasonal variation Bonfire night October/November</p>	<p>Monday to Thursday 08:00 to 21:00</p> <p>Friday and Saturday 08:00 to 21:00</p> <p>Sunday 08:00 to 21:00</p> <p>OUTDOOR MUSIC WILL FINISH AT 9PM AS AGREED WITH RESIDENTS</p> <p>Monday to Thursday 08:00 to 23:00</p> <p>Friday and Saturday 08:00 to 00:00</p> <p>Sunday 08:00 to 23:00</p> <p>New Year's Eve 08:00 to 00:30</p> <p>Organised outdoor bonfire Oct/Nov exceeding 500 and up to 2000 people outdoors</p>
Anything of a similar description to that falling within (E), (F)	Indoors and Outdoors	<p>Sports based fun days on outdoor pitch and indoors, comedy nights, private functions, bonfire night event & organised firework display, summer outdoor family event, wedding receptions</p> <p>Monday to Thursday 08:00 to 23:00</p> <p>Friday and Saturday 08:00 to 00:00</p> <p>Sunday 08:00 to 23:00</p>
Late night refreshment	<p>Indoors and Outdoors</p> <p>Seasonal variation Christmas Eve New Year's Eve</p>	<p>Friday and Saturday 23:00 to 00:00</p> <p>23:00 to 00:00</p>



Supply of alcohol	Indoors and Outdoors	Monday to Thursday 11:00 to 23:00 Friday and Saturday 11:00 to 00:00 Sunday 11:00 to 23:00
	Seasonal variation Christmas Eve New Year's Eve	11:00 to 00:30
Hours premiss open to the public		Monday to Thursday 08:00 to 23:30 Friday and Saturday 08:00 to 00:30 Sunday 08:00 to 23:30
	Seasonal variation Christmas Eve New Year's Eve	08:00 to 01:00 ** Opening time until 1am, on occasions where bar manager feels necessary to ensure customers to stay indoors whilst waiting for taxis so not to cause a nuisance and noise to residents **

3.5 A copy of the application is attached at **Appendix 14.1** and proposed plan is attached at **Appendix 14.2**.

3.6 A location map is attached at **Appendix 14.3**

4. Representations

4.1 Following submission and advertisement of the application, representations were received both in opposition to and in support of the proposal. These are provided in **Appendix 14.4** (objections) and **Appendix 14.5** (supporting representations).

4.2 All representations received were served on the applicant in accordance with the Act. The applicant's response—together with a copy of a letter circulated to residents by another resident—is included in **Appendix 14.6**.

4.3 The current Club Premises Certificate (CP058) is attached at **Appendix 14.7**.



5. Licensing Policy

5.1 Members considering this application should take note of the Authority's Licensing Policy. Attention should be drawn to page 7, Prevention of Crime and Disorder, and page 11, Public Safety, and page 13, Prevention of Public Nuisance and page 15, Protection of Children from Harm.

5.2 In relation to 'Public Nuisance' the following paragraph(s) provide:-

8.2 When addressing public nuisance, the applicant should initially identify any particular issues (having regard to their particular type of premises and/or activities), which are likely to adversely affect the promotion of the public nuisance objective. Such steps as are required to deal with these identified issues should be included within the applicants operating schedule.

8.3 If relevant representations are received, the Authority may impose conditions to prevent nuisance, noise, disturbance, light pollution, noxious smells, vermin and pest infestations and accumulations of rubbish and litter.

8.8 Conditions may include restrictions on the times when music or other licensable activities may take place and may include technical restrictions on sound levels at the premises. Conditions may be imposed requiring licensees to display signs at all exits of premises reminding customers to leave premises quietly and to respect the rights of nearby residents.

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 (February 2025).

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 Safety', the following paragraph provide:-

2.16 Licence holders should make provision to ensure that premises users safely leave their premises. Measures that may assist include:



- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks.

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 and to respect the rights of people living nearby to a peaceful night.

In relation to 'Protecting of children from harm', the following paragraphs provide:-

- 2.28 The protection of children from harm includes the protection of children from moral, psychological, and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.
- 2.32 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.

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 Shaw Cricket Club currently has a club premises licence. This enables the Club to supply alcohol to members and sell it to guests on the premises without the need for any member or employee to hold a personal licence. A qualifying club may choose to apply for a premises licence if it decides that it wishes to offer its facilities commercially for use by the general public, including the sale of alcohol to them. There is no mandatory requirement under the Licensing Act 2003 for guests to be signed in by a member of the club. However, the Secretary of State's Guidance advises that a point may be reached where a club is providing commercial services to the general public in a way that is contrary to its qualifying club status. It is at this point that the club should consider applying for a premises licence.

9.2 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 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:

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

14. Appendices

- Appendix 14.1 Application
- Appendix 14.2 Plan
- Appendix 14.3 Location Map
- Appendix 14.4 Representations (against)
- Appendix 14.5 Representations (support)
- Appendix 14.6 Premise response with resident letter
- Appendix 14.7 Club Premises licence CP058