

SPEAKERS PANEL (LIQUOR LICENSING)

Day: Monday
Date: 5 August 2019
Time: 10.00 am
Place: Room 1.6, Tameside One, Market Place, Ashton-Under-Lyne. OL6 6BH

Item No.	AGENDA	Page No
1.	DECLARATIONS OF INTEREST	
	To receive any declarations of interest from Members of the Panel.	
2.	MINUTES	1 - 2
	The Minutes of the meeting of the Speakers Panel (Liquor Licensing) held on 21 March 2019 to be signed by the Chair as a correct record.	
3.	EXCLUSION OF PRESS AND PUBLIC	
	That under Section 11A of the Local Government Act 1972 (as amended) the public be excluded for any part of the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 1, 2 and 3 of Part 1 of Schedule 12A of the Act and in the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information, because disclosure of the personal information contained in the reports would not be fair to any of the representatives and therefore be in breach of Data Protection principles.	
	For each application to be considered it is expected that the Speakers Panel (Licensing) will make its decision in private and all of the parties will be asked to leave the room. The Legal Officer and the Clerk will remain with the Licensing-Committee to give legal or procedural advice only.	
4.	APPLICATION TO VARY A PREMISES LICENCE - MINERS ARMS, 147 MOSSLEY ROAD, ASHTON-UNDER-LYNE, OL6 6NE	3 - 42
	To consider the attached report of the Assistant Director, Operations and Neighbourhoods.	
5.	APPLICATION FOR REVIEW OF A PREMISES LICENCE - ANGEL HOTEL, 147 HYDE ROAD, DENTON, M43 3DW	43 - 108
	To consider the attached report of the Assistant Director, Operations and Neighbourhoods.	

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Agenda Item 2

SPEAKERS PANEL (LIQUOR LICENSING)

21 March 2019

Commenced: 10.00 am

Terminated: 10.45 am

Present: Councillors Sweeton (Chair), Bowden (Deputy Chair) and Quinn

In Attendance:

Mike Robinson	Regulatory Services Manager (Licensing)
Gemma Lee	Regulatory Compliance Officer (Licensing)
Margaret Warner	Legal Services
PC Casey	Greater Manchester Police

5 DECLARATIONS OF INTEREST

There were no declarations of interest submitted by the Panel.

6 MINUTES

The Minutes of the previous meeting held on 19 February 2019 were approved as a correct record.

7 EXEMPT ITEMS

RESOLVED

That under Section 100A of the Local Government Act 1972 (as amended) the public were excluded for the following items of business on the grounds that they involved the likely disclosure of exempt information as defined in paragraphs 1, 2 and 3 of part 1 of Schedule 12A of the Act and in all circumstances of the case, the public interest in maintaining the exemption outweighed the public interest in disclosing the information, because disclosure of the personal information contained in the reports would not be fair to the applicant and would therefore be in breach of Data Protection principles.

8 APPLICATION FOR A REVIEW OF A PREMISES LICENCE - CAESARS BAR 37 MARKET STREET HYDE SK142DA

The Assistant Director of Operations and Neighbourhoods submitted a report requesting that the Panel determine a review of a premises licence application for Caesars Bar, 37 Market Street, Hyde, SK14 2DA, under Section 51 of the Licensing Act 2003.

The Panel considered the information that had been submitted and heard from the Regulatory Services Manager that in March 2018, Greater Manchester Police carried out an investigation into an Organised Crime Group. One of the members of that group was the Premises Licence Holder and Designated Premises Supervisor of Caesars Bar.

The Panel were informed that on 8 March 2018, following the arrest of the Premises Licence Holder and Designated Premises Supervisor, the licensed premises were searched and Police Officers found a large quantity of Class A drugs. There was a drug preparation area within the kitchen and personal amounts of cocaine were found on the bar. On 19 March 2019, the Premises Licence Holder and Designated Premises Supervisor pleaded guilty at Manchester Crown Court and

received a total of nineteen years' imprisonment. On 25 January 2019, Greater Manchester Police submitted an application to review the premises licence.

Representatives of Greater Manchester Police and Tameside MBC Licensing addressed the Panel in turn and responded to questions from the Panel. The Premises Licence Holder and Designated Premises Supervisor was not present at the meeting and was not represented.

The Panel then considered the evidence that had been submitted by all parties, representations and questions and answers. In determining the review application, the Panel had to take such steps in accordance with Section 18 of the Licensing Act 2003 as it considered appropriate for the promotion of the licensing objectives. The Panel felt that it was appropriate to take the step of revoking the premises licence.

RESOLVED

That the premises licence for Caesars Bar, 37 Market Street, Hyde, SK14 2DA, be revoked.

Agenda Item 4

Report to:	SPEAKERS PANEL (LIQUOR LICENSING)
Date:	5 August 2019
Reporting Officer:	Emma Varnam – Assistant Director, Operations & Neighbourhoods
Subject:	APPLICATION TO VARY A PREMISES LICENCE - MINERS ARMS, 147 MOSSLEY ROAD, ASHTON-UNDER-LYNE, OL6 6NE
Report Summary:	Members are requested to determine the application
Recommendations:	<p>Having regard to the application and the relevant representations, Members are invited to take such steps (if any) as it considers appropriate for the promotion of the licensing objectives. The steps available are:</p> <ul style="list-style-type: none">a) modify the conditions of the licence (conditions are deemed to be modified if any are altered, omitted or any new condition added); or,b) reject the whole or part of the application <p>If neither of these steps are taken, the application must be granted</p>
Corporate Plan:	Living Well – Improve satisfaction with local community
Policy Implications:	Members are provided with policy guidelines to assist in the decision making process.
Financial Implications: (Authorised by the statutory Section 151 Officer & Chief Finance Officer)	There are limited financial implications for the Council, as detailed in the report, however, any legal challenge to a policy decision may potentially incur costs.
Legal Implications: (Authorised by the Borough Solicitor)	If the Panel rejects the application that decision can be challenged by the Applicant. If the Panel grants the licence the Applicant can appeal against any of the conditions imposed on the licence or against a decision to refuse to specify a person in the licence as the premises supervisor. Any person who made relevant representations can appeal against the decision to grant the licence or against any of the conditions imposed on the licence or on the grounds that the Panel should have refused to specify a person in the licence as the premises supervisor. Any challenge would be by way of an appeal to the Magistrate's Court which may dismiss the appeal, substitute for the decision appealed against any other decision which could have been made by the licensing authority, or remit the case to the licensing authority to dispose of it in accordance with the direction of the court, and may make such order as to costs as it thinks fit. If an appeal were successful the Magistrates would be unlikely to order costs against the Local Authority if the authority had acted honestly, reasonably, properly and on grounds that reasonably appeared to be sound, in exercise of its public duty.

Risk Management: Failure to give full consideration to the determination of licensing issues has the potential to impact on public safety.

Access to Information: The author of the report is Mike Robinson – Regulatory Services Manager (Licensing)

Background Information: The background papers relating to this report can be inspected by contacting Mike Robinson



Telephone: 0161 342 4122



e-mail: mike.robinson@tameside.gov.uk

1. INTRODUCTION

- 1.1 Section 34 of the Licensing Act 2003 outlines the procedure whereby an application can be made to the Licensing Authority to vary an existing premises licence.
- 1.2 Section 35(3) of the Licensing Act 2003 states that where relevant representations are made in respect of such an application, the authority must:
- (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
 - (b) having regard to the representations, take such steps as mentioned in subsection (4) (if any) as it considers appropriate for the promotion of the licensing objectives.
- 1.3 The steps mentioned in subsection (4) are:
- (a) to modify the conditions of the licence;
 - (b) to reject the whole or part of the application;

and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

2. REPORT

- 2.1 On 11 June 2019, the Licensing Authority received an application from the premises licence holder, Admiral Taverns Limited, to vary the premises licence relating to the Miners Arms, 147 Mossley Road, Ashton under Lyne, OL6 6NE. A copy of the application can be seen at **Appendix 1**.
- 2.2 The Designated Premises Supervisor is Carol Kershaw who has been in place since 15 April 2019.
- 2.3 The Miners Arms is a public house, these premises currently have a Premises Licence with the following hours:

Hours Open to the Public

Monday to Saturday	11:00 to 23:00
Sunday	12:00 to 22:30
Good Friday	12:00 to 22:30
Christmas Day	12:00 to 15:00
Christmas Day	19:00 to 22:30

Sale by Retail of Alcohol for Consumption On and Off the Premises

Monday to Saturday	11:00 to 23:00
Sunday	12:00 to 22:30
Good Friday	12:00 to 22:30
Christmas Day	12:00 to 15:00
Christmas Day	19:00 to 22:30

Playing of Recorded Music (Indoors)

Monday to Saturday	11:00 to 23:00
Sunday	12:00 to 22:30
Good Friday	12:00 to 22:30
Christmas Day	12:00 to 15:00
Christmas Day	19:00 to 22:30

2.4 The application received on 11 June 2019, seeks to vary the Premises Licence as follows:

Hours Open to the Public

Monday to Sunday 09:00 to 00:30

Sale by Retail of Alcohol for Consumption On and Off the Premises

Monday to Sunday 09:00 to 00:00

Playing of Recorded Music (Indoors)

Monday to Sunday 09:00 to 00:00

Non-standard timings

To include the standards hours plus one extra hour for; All Bank Holidays, Christmas Eve, Christmas Day, Boxing Day, New Year's Day.

From the start of the standard timing on New Year's Eve to the start of the standard timing on New Years Day

2.5 Following receipt of the application the Officer's acting on behalf of the Licensing Authority contacted the premises licence with a view to agreeing conditions could be attached to the premises licence. These conditions were deemed appropriate in order to ensure the necessary promotion of the licensing objectives. The agreed conditions are attached at **Appendix 2**.

2.6 On 28 June 2019, the Licensing Office received a representation from the resident of a neighbouring property, this representation remains unresolved.

2.7 A location map showing the location of the Miners Arms is attached at **Appendix 3**.

3. REPRESENTATIONS & EVIDENCE SUBMITTED

3.1 A representation has been received from a local resident, whose representation is attached at **Appendix 4**.

3.2 A response to the representation has been received from the PLH and DPS, this is attached at **Appendix 5**.

4. CONCLUSION AND OPTIONS FOR THE PANEL

4.1 Panel are requested to consider the evidence and decide what (if any) steps to take as it considers appropriate for the promotion of the licensing objectives. The options available to the Panel are;

- a) modify the conditions of the licence (conditions are deemed to be modified if any are altered, omitted or any new condition added); or,
- b) reject the whole or part of the application

If neither of these steps are taken, the application must be granted.

5. RECOMMENDATIONS

5.1 As set out at the front of the report.

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Application to vary a premises licence 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 ADMIRAL TAVERNS LIMITED

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number PL0180
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description MINERS ARMS 147 MOSSLEY ROAD			
Post town	ASHTON UNDER LYNE	Postcode	OL6 6NE

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£9,450

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address	[REDACTED]		
Post town	[REDACTED]	Postcode	[REDACTED]

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

The proposed variation application is to request the increase of Opening, Sale of Alcohol and Recorded Music hours to the below proposed new times:

Opening Hours

Monday – Sunday: 09:00 – 00:30

Sale of Alcohol: Recorded Music

Monday – Sunday: 09:00 – 00:00

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

- | Provision of regulated entertainment (Please see guidance note 3) | Please tick all that apply |
|---|-----------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here (please read guidance note 5)</u>		
Tue					
Wed			<u>State any seasonal variations for performing plays (please read guidance note 6)</u>		
Thur					
Fri			<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 (please read guidance note 7)</u>		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details (please read guidance note 5)</u>
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events (please read guidance note 6)</u>
Wed			
Thur			<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 (please read guidance note 7)</u>
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 5)</u>		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Wed					
Thur			<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> (please read guidance note 7)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)					
Mon								
Tue								
Wed						<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur								
Fri						<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat								
Sun								

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	09:00	00:00			
			State any seasonal variations for the playing of recorded music (please read guidance note 6) ADDITIONAL HOUR TO THE STANDARD AND NON- STANDARD TIMES ON THE DAY WHEN BRITISH SUMMERTIME COMMENCES.		
Tue	09:00	00:00			
			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 (please read guidance note 7) TO INCLUDE THE STANDARD HOURS PLUS ONE EXTRA HOUR FOR: ALL BANK HOLIDAYS CHRISTMAS EVE & CHRISTMAS DAY BOXING DAY NEW YEAR'S DAY FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		
Wed	09:00	00:00			
			FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		
Thur	09:00	00:00			
			FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		
Fri	09:00	00:00			
			FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		
Sat	09:00	00:00			
			FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		
Sun	09:00	00:00			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>				
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Wed					
Thur			<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> (please read guidance note 7)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)</u>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here (please read guidance note 5)</u>		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)</u>		
Fri					
Sat			<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 (please read guidance note 7)</u>		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Wed					
Thur			<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> (please read guidance note 7)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6) ADDITIONAL HOUR TO THE STANDARD AND NON-STANDARD TIMES ON THE DAY WHEN BRITISH SUMMERTIME COMMENCES. 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 (please read guidance note 7) TO INCLUDE THE STANDARD HOURS PLUS ONE EXTRA HOUR FOR: ALL BANK HOLIDAYS CHRISTMAS EVE & CHRISTMAS DAY BOXING DAY NEW YEAR'S DAY FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY		
Mon	09:00	00:00			
Tue	09:00	00:00			
Wed	09:00	00:00			
Thur	09:00	00:00			
Fri	09:00	00:00			
Sat	09:00	00:00			
Sun	09:00	00:00			

K

<p>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 10).</p> <p>N.A</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6) ADDITIONAL HOUR TO THE STANDARD AND NON-STANDARD TIMES ON THE DAY WHEN BRITISH SUMMERTIME COMMENCES.
Day	Start	Finish	
Mon	09:00	00:30	
Tue	09:00	00:30	
Wed	09:00	00:30	
Thur	09:00	00:30	
Fri	09:00	00:30	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 (please read guidance note 7) TO INCLUDE THE STANDARD HOURS PLUS ONE EXTRA HOUR FOR: ALL BANK HOLIDAYS CHRISTMAS EVE & CHRISTMAS DAY BOXING DAY NEW YEAR'S DAY FROM THE START OF STANDARD TIMING ON NEW YEARS EVE TO THE START OF STANDARD TIMING ON NEW YEARS DAY
Sat	09:00	00:30	
Sun	09:00	00:30	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.
N/A

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

<p>Reasons why I have not enclosed the premises licence or relevant part of premises licence.</p>

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

- Current conditions and restrictions on the premises licence to carry over.
- Requesting that children will be permitted on site until 21:00. All safeguarding in place, ie not permitted at the bar and must be accompanied at all times including when using the toilets.

b) The prevention of crime and disorder

- A zero tolerance towards drugs will be in operation at all times at the premises.
- A Drugs register logbook and Incident/Refusals logbook will be kept up to date and behind the bar to record any instances of underage customers attempting to purchase alcohol.

c) Public safety

- Customers will be encouraged to leave the premises in a quiet manner with signs at all entrances/exits.
- A zero tolerance towards drugs will be in operation at all times at the premises.

d) The prevention of public nuisance

- Regular staff perimeter checks to be made if entertainment is being provide at the premises.
- Sound monitoring logbooks to be regularly updated and any checks to be recorded in the book.

e) The protection of children from harm

- Any persons under the age of 18 must vacate the premises by 21:00
- Any persons under the age of 18 must be accompanied by an adult at all times and will not be permitted at the bar. They must also be accompanied when using the toilet facilities.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	[REDACTED]
Date	10 th June 2019
Capacity	[REDACTED]

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

CONTACT: [REDACTED]
[REDACTED]

Post town	[REDACTED]	Post code	[REDACTED]
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. 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 of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. 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.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state 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.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. 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.
 9. 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'.
 10. 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.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application.

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APPENDIX 2

Proposed conditions agreed between the Licensing Authority and Admiral Taverns on 3 July 2019

CCTV

A tamper-proof digital colour CCTV system must be installed and maintained at the premises to the satisfaction of Greater Manchester Police.

The system must run and record continuously when licensable activities are taking place, and recorded footage must be stored for a minimum of 28 days.

The system must provide a clear head and shoulders view to an evidential quality on every entry/exit route and within any other vulnerable areas as identified by Greater Manchester Police.

Recorded footage must be provided to a representative of any responsible authority on request. Such footage must be provided in an immediately viewable format and must include any software etc. which is required to view the footage. Any discs, portable drives or other storage media onto which footage is transferred must be provided by the premises and sufficient stock of such storage media must be kept on the premises at all times.

A member of staff who is trained to operate the system and supply footage must be present at the premises at all times when licensable activities are taking place.

The Designated Premises Supervisor must ensure that the CCTV system is checked at least once every week by a suitably trained member of staff. This check must include the operation of the cameras, the recording facilities, the facilities for providing footage and the accuracy of the time & date. A written record of these checks must be kept, including a signature of the person carrying out the check. This written record must be kept on the premises at all times and made available to a representative of any responsible authority on request.

Suitable signage informing customers that a CCTV system is in operation must be placed in prominent positions within the premises.

Incident Book

An incident book (with the pages numbered sequentially) must be kept on the premises and be made available for inspection by responsible authorities. The incident book must be used to record the following:

- (i) Any incident of violence or disorder on or immediately outside the premises
- (ii) Any incident involving controlled drugs (supply/possession/influence) on the premises
- (iii) Any other crime or criminal activity on the premises
- (iv) Any refusal to serve alcohol to persons who are drunk (On sale and off sale premises only)
- (v) Any refusal to serve alcohol to under 18's or anyone who appears to be under 18
- (vi) Any call for police assistance to the premises
- (vii) Any ejection from the premises
- (viii) Any first aid/other care given to a customer

Prevention of noise breakout from premises

1.To prevent noise nuisance, all windows and doors at the premise must be kept closed at any time when regulated entertainment, live music (amplified or unamplified), recorded music or any other type of entertainment (amplified or unamplified) is being performed at the premise, except to allow people to enter or exit.

2.No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance.

3. While live or recorded music takes place, the licensee or management shall undertake regular monitoring of noise levels at the nearest noise-sensitive locations. A record shall be kept of any monitoring, including the date, time and location of monitoring; the name of the monitor; and any action taken. Records shall be kept for no less than six months and shall be made available upon request by any Local Authority Officers or Greater Manchester Police.

Notices to Customers

Notices requesting customers to leave quietly must be displayed in a prominent position next to each entrance/exit. The Designated Premises Supervisor must ensure that customers are encouraged to keep noise to a minimum when leaving the premise.

No Drinks Outside

The Designated Premises Supervisor must ensure that no drinks are taken or consumed outside the premises nor glasses/bottles removed from the premises by patrons when leaving.

Challenge 25

The premises must operate a "Challenge 25" scheme at the premise in relation to age verification for alcohol sales and other age-restricted products. Signs and/or posters must be displayed in prominent positions inside the premise to inform customers of this condition.

Staff Training

Any staff employed at the premises will receive training by the Designated Premises Supervisor on first appointment and at least every Six months thereafter. Training will include input on preventing underage sales, sales of alcohol to people who are drunk, application of the drugs policy and any other relevant matters. A written record will be kept of all training carried out. This record must be kept on the premises and made available for inspection by any responsible authority.

List of Authorised Persons

The Designated Premises Supervisor must maintain a written record of all members of staff who are authorised to sell alcohol. This record must include a photograph of the relevant members of staff to be kept on the premises at all times and be made available to a representative of any responsible authority on request.

Location of premises



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I wish to make the following representations regarding the Application to vary a premises licence involving The Miners Arms, Mossley Road, Ashton-under-Lyne.

Amplified music and entertainment causes noise to residents especially in premises that were not designed to prevent problems caused by it. The Miners Arms is in a terrace with shared party wall and next to residential dwellings. It has no car park but does have a 'garden' area in a small back yard at the rear. It is not known whether this is 'official'. The application to vary the premises licence states that there is a request to extend the opening times are 09.00-00.30 Monday to Saturday and 09.00-00 on Sundays in addition to Recorded Music.

Since the new landlords took possession of the lease, The Miners Arms has already held karaoke nights which penetrated the walls of my residential dwelling until late at night and to an unacceptable level.

Please inform me if these premises have been assessed by a consultant from Tameside MBC re the following:

- Are they proposing to play music during the day and evening?
- Have they engaged an acoustic engineer, acoustic consultant or noise and vibration consultant who can install a sound insulation scheme?
- installed an acoustic lobby and ensured doors are closed at all times
- avoided holding entertainment in rooms with windows or doors facing out onto residential areas
- kept windows closed at all times.
- Made sure doors are close-fitting and constructed from dense materials and kept closed as much as possible
- fitted mechanical ventilation systems so that they do not need to open doors and windows.

- Fitted all ventilation systems with acoustic baffles
 - designated somebody to control the noise levels for the evening.
 - considered giving neighbours the name and telephone number of the person responsible for controlling the noise so they can alert that person if there are any problems.
 - installed a sound limit or cut-out device, with the maximum sound level approved by the Local Authority
 - Assured that fire doors (if they have them) will not be opened for ventilation. Are they connected to a sound-limiting or cut-out device?
 - been assessed on whether music is being played in outside areas in a residential area.
-
- Do they have a designated premises supervisor who will take all reasonable steps to ensure nobody causes noise nuisance while on the premises or while leaving?
 - Have they put up notices asking for patrons to avoid causing too much noise, especially when leaving?
 - Have they employed trained door stewards to restrict entry at certain times and control noisy patrons? Is this a requirement of the licence?
 - informed taxi firms they should not sound their horns etc. when collecting customers?
 - what type of windows and door openings have they?
 - What type of ventilation and air conditioning is on the premises?
 - Do all emergency doors such as fire exits have well sealed acoustic doors which open in the direction of escape
 - Are perimeter listening tests going to be carried out on a regular basis to ensure that the noise levels emitted are appropriate and not excessive for the time of day?

The type of music and the level it is played at may be acceptable to those on the premises but often it is a common cause for complaints as those in the surrounding area can find it intrusive. These problems often occur because music levels within the premises tend to increase as the event progresses and when put against the background noise level, which generally tends to fall as the evening progresses, the noise level can seem at an increased level to those in the surrounding area.

It is well known that particular types of music such as dance music can cause a huge problem due to a strong bass beat, which tends to carry further. Music that emanates from outside the property from places such as a garden will

often be much louder to neighbours than if it was inside the premises and would be more likely to cause a disturbance Noise nuisance often becomes more of an issue if the premises is located in a residential area as the Miners Arms is.

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There are constant variations of loud activities throughout the day which would take noise levels to the extreme. The fact being that we are aware as a small business we appreciate and be responsible for responsible for all residents and patrons to keep noise volumes to reasonable level.

APPENDIX 5

Are they proposing to play music during the day and evening?

We only propose to play live music on various occasions to try enhance the business throughout the year this will mainly be on Saturday or the occasional bank holiday weekend

Have they engaged an acoustic engineer, acoustic consultant or noise and vibration consultant who can install a sound insulation scheme?

We have an installed a sound system by a qualified sound technician but when the music is live the artists will bring their own equipment

installed an acoustic lobby and ensured doors are closed at all times

There is no room for a lobby and when appropriate the doors and windows will be shut

avoided holding entertainment in rooms with windows or doors facing out onto residential areas

The layout of the miners arms is that unfortunately all doors or windows face a residential area on all sides, this has been the case ever since the Miners Arms was established.

kept windows closed at all times.

Yes windows will be kept closed but in extreme cases where weather is hot we will need to open, however as entertainment is generally in the evening the air is cooler so windows can be kept shut.

Made sure doors are close-fitting and constructed from dense materials and kept closed as much as possible

Yes

fitted mechanical ventilation systems so that they do not need to open doors and windows.

No other source of ventilation

Fitted all ventilation systems with acoustic baffles

Not Applicable

designated somebody to control the noise levels for the evening.

Licensee holder and staff constantly monitor volume levels

considered giving neighbours the name and telephone number of the person responsible for controlling the noise so they can alert that person if there are any problems.

If any local residence that have any issues that have problems with noise we will have no hesitation to correspond with thme

installed a sound limit or cut-out device, with the maximum sound level approved by the Local Authority

No

Assured that fire doors (if they have them) will not be opened for ventilation. Are they connected to a sound-limiting or cut-out device?

Not Applicable

been assessed on whether music is being played in outside areas in a residential area.

Music is not played in the outside area

Do they have a designated premises supervisor who will take all reasonable steps to ensure nobody causes noise nuisance while on the premises or while leaving?

Yes all staff and customers are aware of the surroundings and are always asked to leave quietly

Have they put up notices asking for patrons to avoid causing too much noise, especially when leaving?

Please see above

Have they employed trained door stewards to restrict entry at certain times and control noisy patrons? Is this a requirement of the licence?

Not Applicable

informed taxi firms they should not sound their horns etc. when collecting customers?

Unaware that any taxis sound their horns when they collect but we will monitor this

what type of windows and door openings have they?

Lockable windows and solid front and rear door

What type of ventilation and air conditioning is on the premises?

Windows, doors and internal ceiling fans

Do all emergency doors such as fire exits have well sealed acoustic doors which open in the direction of escape

Not applicable

Are perimeter listening tests going to be carried out on a regular basis to ensure that the noise levels emitted are appropriate and not excessive for the time of day?

Unsure of this process or would conduct it

The type of music and the level it is played at may be acceptable to those on the premises but often it is a common cause for complaints as those in the surrounding area can find it intrusive. These problems often occur because music levels within the premises tend to increase as the event progresses and when put against the background noise level, which generally tends to fall as the evening progresses, the noise level can seem at an increased level to those in the surrounding area. It is well known that particular types of music such as dance music can cause a huge problem due to a strong bass beat, which tends to carry further. Music that emanates from outside the property from places such as a garden will often be much louder to neighbours than if it was inside the premises and would be more likely to cause a disturbance. Noise nuisance often becomes more of an issue if the premises is located in a residential area as the Miners Arms

There are no speakers outside the premises or on an outside wall of the building.

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Agenda Item 5

Report to:	SPEAKERS PANEL (LIQUOR LICENSING)
Date:	5 August 2019
Reporting Officer:	Emma Varnam - Assistant Director, Operations and Neighbourhoods
Subject:	APPLICATION FOR REVIEW OF A PREMISES LICENCE - ANGEL HOTEL, 147 HYDE ROAD, DENTON, M43 3DW
Report Summary:	Members are requested to determine the application
Recommendations:	<p>Having regard to the application and the relevant representations, Members are invited to take such steps (if any) as it considers appropriate for the promotion of the licensing objectives. The steps available are:</p> <ol style="list-style-type: none">a) Modify the conditions of the licenceb) Exclude a licensable activity from the scope of the licencec) Suspend the licence for a period not exceeding 3 monthsd) Revoke the licence
Corporate Plan:	Living Well – Improve satisfaction with local community
Policy Implications:	Members are provided with policy guidelines to assist in the decision making process.
Financial Implications: (Authorised by the statutory Section 151 Officer & Chief Finance Officer)	There are limited financial implications for the Council, as detailed in the report; however, any legal challenge to a policy decision may potentially incur costs.
Legal Implications: (Authorised by the Borough Solicitor)	<p>The decision of the Panel can be challenged by the Licence Holder, the Applicant for the review or any person who made relevant representations in respect the review application. Any challenge would be by way of an appeal to the Magistrate's Court which may dismiss the appeal, substitute for the decision appealed against any other decision which could have been made by the licensing authority, or remit the case to the licensing authority to dispose of it in accordance with the direction of the court,</p> <p>and may make such order as to costs as it thinks fit. If an appeal were successful the Magistrates would be unlikely to order costs against the Local Authority if the authority had acted honestly, reasonably, properly and on grounds that reasonably appeared to be sound, in exercise of its public duty.</p>
Risk Management:	Failure to give full consideration to the determination of licensing issues has the potential to impact on public safety.
Access to Information:	The author of this report is Mike Robinson

Background Information: The background papers relating to this report can be inspected by contacting Mike Robinson – Regulatory Services Manager (Licensing)



Telephone: 0161 342 4122



e-mail: mike.robinson@tameside.gov.uk

1. INTRODUCTION

- 1.1 Section 51 of the Licensing Act 2003 outlines the procedure whereby an application can be made by a Responsible Authority to the Licensing Authority for the review of a premises licence.
- 1.2 Section 18(3) of the Licensing Act 2003 states that where relevant representations are made in respect of such an application, the authority must:
- (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
 - (b) having regard to the representations, take such steps as mentioned in subsection (4) (if any) as it considers appropriate for the promotion of the licensing objectives.
- 1.3 The steps mentioned in subsection (4) are:
- a) Modify the conditions of the licence
 - b) Exclude a licensable activity from the scope of the licence
 - c) Suspend the licence for a period not exceeding 3 months
 - d) Revoke the licence

2. REPORT

- 2.1 The Angel Hotel, 147 Hyde Road, Denton, M34 3DW, has held a Premises Licence with this Authority since 3 June 2005. A copy of the Premises Licence is attached at **Appendix 1**.
- 2.2 Matthew Bonilla has been the Premises Licence Holder since 12 January 2015.
- 2.3 Sheila Bonilla was the previous Designated Premises Supervisor (DPS), Shelia Bonilla was in this role from 27 September 2018 until 18 June 2019.
- 2.4 Jeanette Potts is the current DPS following an application to vary the DPS was received by the Licensing Department on 18 June 2019.
- 2.5 The premises licence was previously reviewed on 14 December 2010 regarding issues relating to noise nuisance. Following the hearing conditions were attached to the licence. A copy of the decision letter is attached **Appendix 2**.
- 2.6 On 15 July 2018 a serious incident of crime and disorder took place at the premises involving three males who entered the premises and attacked a customer with a machete. Following the incident a meeting was held on 20 July 2018 between Police Licensing Officer - Mark Casey, Regulatory Compliance Officer – Gemma Lee and the PLH and DPS at the time, Matthew Bonilla. This meeting was held to put forward proposals to minimise the risk of such incidents reoccurring at the premises.
- 2.7 On 24 September 2018, Mr Bonilla was contacted by the Licensing Department to discuss complaints that had been received by the Council from local residents relating to noise, anti-social behaviour and the use of drugs by customers of the Angel Hotel.
- 2.8 Following an event that took place on the 5 May 2019, the Licensing Department received complaint from a local resident relating to a noise nuisance, drug taking and anti-social behaviour. As a result of the complaints a meeting was held on 9 May 2019 between Police Licensing Officer – Martin Thorley, Regulatory Compliance Officer – James Horton and Natalie Ogden, as the PLH and DPS, Matthew Bonilla was away on holiday.

- 2.9 On Friday 7 June 2019 an incident of serious crime and disorder occurred at the premises involving numerous patrons from within the premises. During this incident two female members of staff had been present at the venue. The DPS and PLH had not been on site during the incident.
- 2.10 Following the incident on 7 June 2019, the Licensing Office received on 13 June 2019, an application for the Review of the Premises Licence at The Angel Hotel, 147 Hyde Road, Denton. The review application was submitted by PC 14627 Martin Thorley on behalf of Greater Manchester Police.
- 2.11 A compliance visit was carried out on 10 June 2019 at the premises by Regulatory Compliance Officer, James Horton. The visit identified issues regarding the position of the CCTV camera in the bar area, ineffective glass collections and a breach of the licence conditions in respect of recording external checks of the premises when regulated entertainment is taking place. A copy of the inspection report is attached at **Appendix 3**.
- 2.12 On 5 July 2019 a compliance visit was carried out at the premises by a Regulatory Compliance Officer. The current DPS, Jeanette Potts was not on site during the visit and was working at the Jolly Hatters in Haughton Green. The visit indicated a further breach of licence conditions imposed on the premises licence. The breach related to amplified music being played in the beer garden. A copy of the inspection is attached at **Appendix 4**.
- 2.13 On 17 July 2019, the Licensing Office received an application from Ei Group Plc to transfer the premises licence to Craft Union Pub Company.

3. REPRESENTATIONS AND EVIDENCE SUBMITTED

- 3.1 Further supporting documentation in the form of a statement from PC 14627 Martin Thorley. A copy of this is attached at **Appendix 5**.
- 3.2 Regulatory Compliance Officer, James Horton has submitted a representation on behalf of The Licensing Authority, in its capacity as a 'Responsible Authority'. A copy of this is attached at **Appendix 6**.
- 3.3 In addition, two representations from members of the public have been received. Copies of these are attached at **Appendix 7** and **Appendix 8**.
- 3.4 A representation was received by Gosschalks PLC, on behalf of E.i Group Plc. A copy of this is attached at **Appendix 9**.
- 3.5 Correspondence from a member of public has been received in relation to the Premises Licence review application. A copy of this is attached at **Appendix 10**

4. CONCLUSION AND OPTIONS FOR THE PANEL

- 4.1 Panel are requested to consider the evidence and decide what (if any) steps to take as it considers appropriate for the promotion of the licensing objectives. The options available to the Panel are;
- (a) Take no action
 - (b) to modify the condition of the licence;
 - (c) to exclude a licensable activity from the scope of the licence;

- (d) to remove the designated premises supervisor
- (e) to suspend the licence for a period not exceeding 3 months;
- (f) to revoke the licence

5. RECOMMENDATIONS

- 5.1 As set out at the front of the report.

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Licensing Act 2003
Premises Licence

PL0274

LOCAL AUTHORITY



Tameside MBC
 Licensing Department
 Tame Street Depot
 Tame Street

Stalybridge
 SK15 1ST
 tel: 0161 342 4262
 web: www.tameside.gov.uk

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDANCE SURVEY MAP REFERENCE OR DESCRIPTION

Angel Hotel

147 Hyde Road, Denton, Manchester, M34 3DW.

Telephone 0161 337 0421

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- any playing of recorded music
- a performance of dance
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Monday-Thursday	9:00am	12:30am
	Friday	9:00am	2:30am
	Saturday	9:00am	2:30am
	Sunday	9:00am	12:30am
	Sunday Preceding Bank Holiday	9:00am	2:00am
	New Year's Eve	9:00am	Midnight until 0900 New Years Day
C. Indoor sporting event	Monday-Thursday	9:00am	12:30am
	Friday	9:00am	2:30am
	Saturday	9:00am	2:30am
	Sunday	9:00am	12:30am
F. Playing of recorded music (Indoors)	Friday-Saturday	9:00am	Midnight
	Sunday	9:00am	10:00pm
G. Performance of dance (Indoors)	Monday-Thursday	9:00am	11:30pm
	Friday-Saturday	9:00am	1:00am
		9:00am	

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
G. Performance of dance (Indoors) continued ...	Sunday		11:30pm
	Sunday Preceding Bank Holiday		Midnight
	New Year's Eve	9:00am	2:00am
J. Provision of facilities for dancing (Indoors)	Monday-Thursday	9:00am	12:30am
	Friday-Saturday	9:00am	2:30am
	Sunday	9:00am	12:30am
	Sunday Preceding Bank Holiday		1:30am
	New Year's Eve	9:00am	2:00am
L. Late night refreshment (Indoors)	Monday-Thursday	11:00pm	12:30am
	Friday-Saturday	11:00pm	2:30am
	Sunday	11:00pm	12:30am
	Sunday Preceding Bank Holiday		1:30am
	New Year's Eve	11:00pm	5:00am
M. The sale by retail of alcohol for consumption ON and OFF the premises			
	Monday-Sunday	9:00am	Midnight

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday-Sunday	9:00am	12:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Matthew Bonilla [Redacted Address] [Redacted Telephone Number]

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

[Redacted]

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

[Redacted Name] [Redacted Address] [Redacted Telephone Number]

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. 565630 Issued by Stockport

Premises Licence

ANNEXES

ANNEX 1 - MANDATORY CONDITIONS

All supplies of alcohol

1. No supply of alcohol may be made under the premises licence-
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Exhibition of films

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.
3. Where
 - (a) The film classification body is not specified in the licence, or
 - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.
4. In this section "children" means any person aged under 18; and "film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c39) (authority to determine suitability of video works for classification).

Door supervision

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:
 - (a) Be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) Be entitled to carry out that activity by virtue of section 4 of the Act.
2. But nothing in subsection 1. requires such a condition to be imposed:
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
 - (b) in respect of premises in relation to:

Premises Licence

ANNEXES continued ...

(i) Any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising films or under a gaming licence, or

(ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act.

3. For the purposes of this section:

(a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act,

(b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Age verification policy

1. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

2. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Irresponsible drinks promotions

1. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-

(a) Games or other activities which require or encourage, or are designed to require or encourage, individuals to-

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) Provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) Provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) Provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event,

Premises Licence

ANNEXES continued ...

where that provision is dependent on-

- (i) the outcome of a race, competition or other event or process, or
- (ii) the likelihood of anything occurring or not occurring;

(e) Selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Alcoholic drink measures

The responsible person shall ensure that:

a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml; and

b) customers are made aware of the availability of these measures.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

Replace all embedded restrictions inherent in the Licensing Act 1964 and other legislation, with those inherent in the Licensing Act 2003 and those addressing the Licensing Objectives as detailed

General - all four licensing objectives

Risk assessments to be made and regularly reviewed in relation to activities at the premises and in relation to the licensing objectives and the terms of the local licensing policy.

Should the premises reach their peak at any time during a session this will be closely monitored by the DPS/PLH. Using discretion and common sense appropriate action will then be considered/taken to reduce the risk of public safety issues.

Premises Licence

ANNEXES continued ...

The prevention of crime and disorder

Providing an extension of opening hours after the end of the sale of alcohol to provide a drinking up time and to allow orderly dispersal.

Public safety

(Primary Legislation will address Health and Safety and Fire Safety issues and risk assessments). Fire fighting equipment to be maintained and inspected annually.

DPS to ensure the Fire Alarm and Emergency lighting are checked weekly Risk assessments of events to prevent overcrowding.

The prevention of public nuisance

The provision of regulated entertainment to be restricted to that shown in schedule.

Live music, and live performance of recorded music will end as shown (unless de-regulated), following which background music only to be played.

Doors and Windows to be kept closed, except for entry and exit, during performance of live or amplified music. No amplified music to be relayed into outside drinking area.

Outside drinking area to be closed for sale/consumption of alcohol at 2300hrs. Prominent and clear notices to be displayed at all exits requesting customers

To respect the needs of local residents and to leave the premises and the area quietly'

The protection of children from harm

(The restrictions set out in the licensing Act 2003 will apply)

Children will not be permitted in the premises after 21.00 hrs unless part of an organised function or event. Proof of age scheme to be adopted and enforced.

CONDITIONS ATTACHED FOLLOWING REPRESENTATION FROM ENVIRONMENTAL HEALTH

1. Noise generated by regulated entertainment shall not be clearly audible at the facades of 136 to 148 Hyde Road, Denton and shall not be clearly audible at the side boundaries nearest to the Ange; Hotel of 2 Angel Street, 149 Hyde Road, 2 Moorside Land and 2 Mary Street, Denton.
2. All external windows shall be kept closed and all doors, other than during access and egress, shall be kept closed in all rooms when events involving amplified music or speech are taking place.
3. No amplified music shall be played or relayed into the outside drinking area at any time.
4. The designated premises supervisor (DPS) or another personal licence holder nominated in writing by the DPS shall be on the premises are all times when regulated entertainment is taking place.
5. The DPS or the personal licence holder nominated in his/her absence must conduct external assessments of the noise being omitted from the premises at least every hour when regulated entertainment is taking place. A written record of all such assessments must be kept on the premises to include the times, dates, positions, results and names of the person/s undertaking the assessments. Any remedial action taken must also be recorded. These records are to be made available for inspection by any responsible authority on request.

CONDITIONS ATTACHED FOLLOWING MEETING WITH LICENSING AND GMP- 20/07/2018**1. CCTV**

A tamper-proof digital colour CCTV system must be installed and maintained at the premises to the satisfaction of Greater Manchester Police.

The system must run and record continuously for 24 hours a day, 7 days per week and recorded footage must be stored for a minimum of 28 days.

The system must provide a clear head and shoulders view to an evidential quality on every entry/exit route and within any other vulnerable areas as identified by Greater Manchester Police.

Recorded footage must be provided to a representative of any responsible authority on request. Such footage must be provided in an immediately viewable format and must include any software etc. which is required to view the footage. Any discs, portable drives or other storage media onto which footage is transferred must be provided by the premises and sufficient stock of such storage media must be kept on the premises at all times.

A member of staff who is trained to operate the system and supply footage must be present at the premises at all times when licensable activities are taking place.

The Designated Premises Supervisor must ensure that the CCTV system is checked at least once every week by a suitably trained member of staff. This check must include the operation of the cameras, the recording facilities, the facilities for providing footage and the accuracy of the time & date. A written record of these checks must be kept, including a signature of the person carrying out the check. This written record must be kept on the premises at all times and made available to a representative of any responsible authority on request.

Suitable signage informing customers that a CCTV system is in operation must be placed in prominent positions within the premises, including information on the Data Protection Act and the Human Rights act.

Incident Book

An incident book (with the pages numbered sequentially) must be kept on the premises and be made available for inspection by responsible authorities. The incident book must be used to record the following:

- (i) Any incident of violence or disorder on or immediately outside the premises
- (ii) Any incident involving controlled drugs (supply/possession/influence) on the premises
- (iii) Any other crime or criminal activity on the premises
- (iv) Any refusal to serve alcohol to persons who are drunk (On sale and off sale premises only)
- (v) Any refusal to serve alcohol to under 18's or anyone who appears to be under 18
- (vi) Any call for police assistance to the premises
- (vii) Any ejection from the premises
- (viii) Any first aid/other care given to a customer

Drug Policy

The management of the premises must introduce a strict "zero tolerance" policy in respect of the use and/or supply of illegal drugs on the premises. The policy to include checks of the toilet areas every half-

Premises Licence

ANNEXES continued ...

hour whilst the premises are open and suitable signage to be placed in prominent areas within the premises.

Challenge 25

The premises must operate a "Challenge 25" scheme at the premise in relation to age verification for alcohol sales and other age-restricted products. Signs and/or posters must be displayed in prominent positions inside the premise to inform customers of this condition.

Refusals Book

A refusals book must be kept at the premises and must be used to record all refusals to sell alcohol for any reason. Where other age restricted products are sold at the premise, any refusals to sell such items to underage persons or persons who appear underage must be recorded. The details to be recorded must be as follows:

- (i) Time, day & date of refusal
- (ii) Item refused
- (iii) Name & address of customer (if given)
- (iv) Description of customer
- (v) Details of i.d. offered (if shown)

The refusals book must be made available for inspection by responsible authorities on request.

Staff Training

Any staff employed at the premises will receive training by the Designated Premises Supervisor on first appointment and at least every three months thereafter. Training will include input on preventing underage sales, sales of alcohol to people who are drunk, application of the drugs policy and any other relevant matters. A written record will be kept of all training carried out. This record must be kept on the premises and made available for inspection by any responsible authority.

List of Authorised Persons

The Designated Premises Supervisor must maintain a written record of all members of staff who are authorised to sell alcohol. This record must include a photograph of the relevant members of staff to be kept on the premises at all times and be made available to a representative of any responsible authority on request.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

Panel Decision 14th December 2010 following a Review of Premises Licence

The Panel heard evidence from Environmental Protection, supported by Greater Manchester Police.

The Panel heard evidence from the Premises Licence Holder and the Designated Premises Supervisor.

Premises Licence

ANNEXES continued ...

A representative from Enterprise Inns was also in attendance.

The main issues raised at the hearing related to the repeated incidents of noise nuisance arising from the premises such as to require the service of an abatement notice. It appeared from the evidence that despite the abatement notice, the noise nuisance from the premises persisted. There were also reported incidents of alcohol related crime and disorder relating to the premises.

The Panel considered that the evidence of noise nuisance from the premises was strong and it appeared that it was necessary to take action under the Licensing regime. It also considered that the evidence from Greater Manchester Police about alcohol related crime and disorder was well founded. It appeared that despite warnings from the responsible authorities and complaints from interested parties, the Designated Premises Supervisor had not resolved these problems.

The Panel had regard to paragraphs 11.19 and 11.20 of the statutory guidance. It considered that it was necessary and proportionate, in order to promote the licensing objectives of the prevention of crime and disorder, the prevention of public nuisance and promotion of public safety to:

Modify the conditions of the Licence as requested by Environmental Protection, these being

- The Beer garden/terrace shall not be used after 21:00 hrs
- Exclude the licensable activities of regulated entertainment as detailed below;
Activity E: Performance of Live Music (indoors)
Activity F: Playing of Recorded Music (indoors)
Activity H: Entertainment of a similar Description to that falling within E and F (indoors)
Activity I: Provision of Facility for Making Music (indoor)
- Reduce the hours of the retail sales of alcohol to 09.00 to 23.00 each day;
- Reduce the opening hours to 09.00 to 12 midnight; and
- Remove the current Designated Premises Supervisor.

Premises Licence Summary

LOCAL AUTHORITY



Tameside MBC
Licensing Department
Tame Street Depot
Tame Street

Stalybridge
SK15 1ST
tel: 0161 342 4262
web: www.tameside.gov.uk

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Angel Hotel

147 Hyde Road, Denton, Manchester, M34 3DW.

Telephone 0161 337 0421

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- any playing of recorded music
- a performance of dance
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORIZES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Monday-Thursday	9:00am	12:30am
	Friday	9:00am	2:30am
	Saturday	9:00am	2:30am
	Sunday	9:00am	12:30am
	Sunday Preceding Bank Holiday	9:00am	2:00am
	New Year's Eve	9:00am	Midnight until 0900 New Years Day
C. Indoor sporting event	Monday-Thursday	9:00am	12:30am
	Friday	9:00am	2:30am
	Saturday	9:00am	2:30am
	Sunday	9:00am	12:30am
F. Playing of recorded music (Indoors)	Friday-Saturday	9:00am	Midnight
	Sunday	9:00am	10:00pm
G. Performance of dance (Indoors)	Monday-Thursday	9:00am	11:30pm

Premises Licence Summary

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
G. Performance of dance (Indoors) continued ...	Friday-Saturday	9:00am	1:00am
	Sunday	9:00am	11:30pm
	Sunday Preceding Bank Holiday	9:00am	Midnight
	New Year's Eve	9:00am	2:00am
J. Provision of facilities for dancing (Indoors)	Monday-Thursday	9:00am	12:30am
	Friday-Saturday	9:00am	2:30am
	Sunday	9:00am	12:30am
	Sunday Preceding Bank Holiday	9:00am	1:30am
	New Year's Eve	9:00am	2:00am
L. Late night refreshment (Indoors)	Monday-Thursday	11:00pm	12:30am
	Friday-Saturday	11:00pm	2:30am
	Sunday	11:00pm	12:30am
	Sunday Preceding Bank Holiday	11:00pm	1:30am
	New Year's Eve	11:00pm	5:00am
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday-Sunday	9:00am	Midnight

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday-Sunday	9:00am	12:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Matthew Bonilla

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Premises Licence Summary

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Those inherent in the Licensing Act 2003.



Lexcel
MEMBER OF MANCHESTER BUSINESS
 THE LAW SOCIETY

Borough Solicitor

Sandra J Stewart
 Borough Solicitor

Democratic Services

Council Offices, Wellington Road
 Ashton-under-Lyne, Tameside. OL6 6DL

www.tameside.gov.uk

e-mail :karen.shann@tameside.gov.uk

Call Centre 0161-342 8355
 Fax **0161 342 2187**

Your Ref	
Our Ref	
Doc Ref	
Ask for	Karen Shann
Direct Line	0161 342 2386
Date	15 December 2010



Dear 

The Licensing Act 2003 – Notification of Decision of Panel

Thank you for attending the Panel hearing held on 14 December 2010 at which consideration was given to a request from Environmental Protection to review the premises licence in respect of The Angel Hotel, 147 Hyde Road, Denton.

The Panel heard evidence from Mrs Claire Hames, Divisional Manager, supported by PC Martin Stapleton, Greater Manchester Police.

The Panel heard evidence from Mrs Sheila Hughes, Premises Licence Holder and Mr Andrew Hughes, Designated Premises Supervisor.

 was also in attendance representing Enterprise Inns.

The main issues raised at the hearing related to the repeated incidents of noise nuisance arising from the premises such as to require the service of an abatement notice. It appeared from the evidence that despite the abatement notice, the noise nuisance from the premises persisted. There were also reported incidents of alcohol related crime and disorder relating to the premises.

The Panel considered that the evidence of noise nuisance from the premises was strong and it appeared that it was necessary to take action under the Licensing regime. It also considered that the evidence from Greater Manchester Police about alcohol related crime and disorder was well founded. It appeared that despite warnings from the responsible authorities and complaints from interested parties, the Designated Premises Supervisor had not resolved these problems.

The Panel had regard to paragraphs 11.19 and 11.20 of the statutory guidance. It considered that it was necessary and proportionate, in order to promote the licensing objectives of the prevention of crime and disorder, the prevention of public nuisance and promotion of public safety to;

modify the conditions of the Licence as requested by Environmental Protection, these being

- The Beer garden/terrace shall not be used after 21:00 hrs
- Exclude the licensable activities of regulated entertainment as detailed below;
 Activity E: Performance of Live Music (indoors)

- Activity F: Playing of Recorded Music (indoors)
Activity H: Entertainment of a similar Description to that falling within E and F (indoors)
Activity I: Provision of Facility for Making Music (indoor)
- Reduce the hours of the retail sales of alcohol to 09.00 to 23.00 each day;
 - Reduce the opening hours to 09.00 to 12 midnight; and
 - Remove Mr Andrew Hughes as the Designated Premises Supervisor.

I should also advise you that you have a right to appeal pursuant to the Licensing Act 2003, Schedule 5, against the conditions imposed to the Tameside Magistrates Court within 21 days of the date of this notice

Should you wish to discuss the contents of this letter, please do not hesitate to contact me on the above number or the Licensing Division at Ash Road on 301 3021.

Yours sincerely

Karen Shann

Mrs K Shann
Senior Democratic Services Officer

REPORT OF PREMISES INSPECTION

Date and Time of Inspection: 13.30hrs 10/6/19	DPS: CHEILA BONILLA
Premises Details: PINSEL HOTEL 147 HYDE RD DENTON	Person spoken to: MATTHEW BONILLA
	Contact Number: NATALIE CEDAN PRESENT
Premise Licence No. PLO274	Email:
Premise Licence Holder: MATTHEW BONILLA	Designation: PLH
	Personal Lic. No: PA2974

Food Premises: Yes <input type="checkbox"/> No <input type="checkbox"/>	Gaming Machines Number of Gaming Machines in Premises 3	Cat C 3 Cat D.....
Late Night Ref. Lic. Required Yes <input type="checkbox"/> No <input type="checkbox"/>	Gaming Machine: Yes/ No Lic No..... 40 Issued..... 9/10/18	Gamcare Yes No Labelled Yes No
Late Night Ref. Lic. in Place Yes <input type="checkbox"/> No <input type="checkbox"/>	Club Gaming Machine Yes/No Lic No..... Issued..... GMP0040	Under 18 Yes No Labelled Yes No

Comments / Observations / Actions

Summary Displayed Yes No DPS Alcohol Authorisation Yes No Smoking Signage Yes No

Protection of Children from Harm Underage/I.D Policy <input type="checkbox"/> Signage <input type="checkbox"/>	Prevention of Public Nuisance Noise Limiter Control <input type="checkbox"/> Self Closing Doors <input type="checkbox"/> Signage <input type="checkbox"/> Litter <input type="checkbox"/>
--	---

Public Safety Emergency Lights <input type="checkbox"/> Fire Risk Assessment <input type="checkbox"/> Fire Log Book <input type="checkbox"/> Fire Safety Equipment <input type="checkbox"/> Emergency Exits <input type="checkbox"/>	Prevention of Crime & Disorder CCTV <input checked="" type="checkbox"/> Glassware <input checked="" type="checkbox"/> Drug Awareness Policy/Signage <input checked="" type="checkbox"/> *CCTV IN OPERATION AND COMPLIANT. ADVISED TO MOVE CAMERA 4 ANGLE
---	---

Door Person (s) on Duty: Yes No How Many SIA Registered: Yes No Door Persons Log Book

Waste Transfer contract in place Yes No Information:

Trade Waste contract in place Yes No Information:

Additional Comments: *GLASS COLLECTION CONTINUOUS - ADVISED ON PATRONS TAKE GLASSES OUTSIDE
*VISIT FOLLOWING INCIDENT AT THE PREMISES ON 7/6/19.
*DPS AUTHORIZATION COMPLETED - LAST ENTRY ON 29/5/19.
*NO LOG NUMBER FROM 999 INITIAL CALL.
*DRUGS POLICY IN DUE DILIGENCE FOLDER - TOILET CHECK SHEET LAST COMPLETED INCIDENT LOGGED IN THE INCIDENT ON 8/6/19.
BOOK FROM 7/6/19.
*REFUSALS SHEET CHECKED AND SIGNED - LAST ENTRY ON 18/4/19.
MAINLY USE TILL REFUSAL SYSTEM.
*NO WRITTEN RECORD OF CONDITION 5 - PERIMETER/NOISE CHECKS.
*STAFF TRAINING LOGGED - LAST ENTRY 29/5/19.

Signature of Person interviewed: _____ Date: 10/6/19

IF YOU NEED TO CONTACT US TO DISCUSS THIS PLEASE CONTACT:
Licensing, Tame Street, Stalybridge, SK15 1ST or email: licensing@tameside.gov.uk

Officer Name: JAMES HORTON Page 63 Signed: _____

Telephone: 0161 362 6262

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REPORT OF PREMISES INSPECTION

Date and Time of Inspection: 5.7.19	DPS: JEANETTE POTTS
Premises Details: ANGEL HOTEL, 147 HYDE ROAD, DENTON M34 3DW	Person spoken to: SUSAN BARBER +
	Contact Number: JACKIE PLUMMER +
Premise Licence No. PLO274	Email: SHEILA BONILLA PRESENT.
Premise Licence Holder: MATTHEW BONILLA	Designation: BAR STAFF
	Personal Lic. No: 565630 - STOCKPORT

Food Premises: Yes <input type="checkbox"/> No <input type="checkbox"/>	Gaming Machines Number of Gaming Machines in Premises 3	Cat C Cat D.....
Late Night Ref. Lic. Required Yes <input type="checkbox"/> No <input type="checkbox"/>	Gaming Machine: Yes/ No Lic No.....Issued.....	Gamcare Yes No Labelled Yes No
Late Night Ref. Lic. in Place Yes <input type="checkbox"/> No <input type="checkbox"/>	Club Gaming Machine Yes/No Lic No.....Issued.....	Under 18 Yes No Labelled Yes No

Comments / Observations / Actions

Summary Displayed Yes No DPS Alcohol Authorisation Yes No Smoking Signage Yes No

Protection of Children from Harm Underage/I.D Policy <input checked="" type="checkbox"/> C25 Signage <input checked="" type="checkbox"/>	Prevention of Public Nuisance Noise Limiter Control <input type="checkbox"/> Self Closing Doors <input type="checkbox"/> Signage <input type="checkbox"/> Litter <input type="checkbox"/>
---	--

Public Safety Emergency Lights <input type="checkbox"/> Fire Risk Assessment <input type="checkbox"/> Fire Log Book <input type="checkbox"/> Fire Safety Equipment <input type="checkbox"/> Emergency Exits <input type="checkbox"/>	Prevention of Crime & Disorder CCTV <input checked="" type="checkbox"/> Glassware <input type="checkbox"/> Drug Awareness Policy/Signage <input checked="" type="checkbox"/>
--	--

Door Person (s) on Duty: Yes No How Many 1 SIA Registered: Yes No Door Persons Log Book

Waste Transfer contract in place Yes No Information: *NO DOOR STAFF LOG

Trade Waste contract in place Yes No Information: STAFF BRING OWN?

Additional Comments:
 *CCTV (CAMERA 4) - CAMERA DISCONNECTED AND USFOR DEX
 *GLASS COLLECTION - SIGNAGE ON DISPLAY AT ENTRANCE + EXITS.
 *CONDITION 5, ANNEX 2 - RECORDED LAST COMPLETED 29th JUNE 2019.
 *AMPLIFIED MUSIC IN BEER GARDEN - SUSAN BARBER + JACKIE PLUMMER
 CONFIRMED AMPLIFIED MUSIC IS PLAYED UNTIL 8PM. ADVISED
 ON CEASING PLAYING AMPLIFIED MUSIC IN THE OUTSID AREA.
 *LIST OF AUTHORIZED PERSONS UPDATE AND CORRECT SIGNED
 BY JEANETTE POTTS. ON 21-6-19.
 *SIA DOOR STAFF - WORKS 8-1 (1 MEMBER FRI-SAT)

Signature of Person Interviewed: *[Signature]* Date: 5.7.19.

IF YOU NEED TO CONTACT US TO DISCUSS THIS PLEASE CONTACT:
 Licensing, Tame Street, Stalybridge, SK15 1ST or email: licensing@tameside.gov.uk

Officer Name: J HORTON Telephone: 0161 342 4262 Page 65 Signed: *[Signature]*

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WITNESS STATEMENT

Criminal Procedure Rules r 27.2; Criminal Justice Act 1967, s.9: Magistrates' Courts Act 1980, s.5B

URN

[Empty box for URN]

Statement of: **Martin Richard THORLEY**

Age if under 18: Ov 18 (if over 18 insert 'over 18') Occupation: Police Constable

This statement (consisting of 8 pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature:

Date: 19/06/19

Check box if witness evidence is visually recorded (supply witness details on last page)

I am Police Constable 14627 Martin Thorley of the Greater Manchester Police stationed at Ashton Police Station. My current role is that of Licensing Officer, Divisional Partnership Team for the Tameside District. I have delegation of authority on behalf of the Chief Officer of Police for all applications made in respect of the Licencing Act 2003.

I am aware that this statement will be used as part of an application for a review of the licensed premises **The Angel Hotel, 147 Hyde Road, Denton M34 3DW.**

The Angel Hotel is a public house situated midway along the A57 Hyde Road, Denton between Moorside Lane and Angel Street. The Angel Hotel is a large public house which stands detached from other premises. The public house has a single bar and trading room, a car park and beer garden facility on the Moorside Lane side of the premises. It has entrance/exits on to both Hyde Road and Moorside Lane. Both Moorside Lane and Angel Street are residential streets. The A57 Hyde Road is a busy thoroughfare between Hyde and Denton.

I have been made aware of a meeting with Matthew Bonilla which took place with my predecessor PC Mark Casey and Gemma Lee from TMBC. This meeting took place on 19th July 2018, following incident number 2415 of 15th July 2018. (Call from Matthew Bonilla stating there are 5 males with machetes inside the Pub)

During this meeting additional Licensing Conditions were agreed and the licence was amended accordingly Following this meeting Matthew Bonilla agreed to remove himself as the DPS from the Angel Hotel [147 Hyde Road Denton](#). Mrs Sheila Bonilla, Matthews's mother took over DPS responsibilities as of the 31st July 2018.

From information held I am aware that the Premises Licence Holder is Matthew Bonilla. The person specified as the Designated Premises Supervisor for the pub up until Tuesday 18th June 2019 was Mrs Sheila Bonilla.

On the evening of Friday 7th June 2019 Police were called to The Angel Hotel, 147 Hyde Road, Denton as a result of an anonymous '999' call in relation to disorder outside the premises. This call was made by a male at 2254hrs. A further call was received from a member of barstaff, [REDACTED] at 2257hrs. At the time of this incident neither the Premises Licence Holder of the Designated Premises Supervisor were present. It is believed that only two members of female staff were present. The Angel Hotel does not have doorstaff at the premises. During this incident two persons received serious injuries which have been recorded as Section 18 assaults.

CCTV footage from The Angel Hotel has been provided by Matthew Bonilla which confirms that patrons from the Angel Hotel leave the Pub via the front door whilst in possession of glasses. A violent confrontation then

Signature:.....

Signature witnessed by:.....

ensues on the pavement by the front door where glasses from within the pub are used as weapons to cause serious injuries to the parties involved. The fight spills into the busy A57 carriageway narrowly missing a motorcycle which passes by in the direction of Hyde. Vehicles are caused to swerve and stop to avoid colliding with a number of males, who are seen to be fighting in the carriageway. The fight continues onto the footpath across the road from The Angel Hotel, close to the front door of a residential property, where a victim receives stab injuries. CCTV footage then shows an offender punch a bystander in an unprovoked attack, as he stood on the pavement outside the Angel Hotel holding a telephone. The CCTV captures the violence continuing in the carriageway of Hyde Road before one group make off on foot.

Police attended and it became clear that the incident was gang related with all parties present refusing to furnish details of what had actually occurred prior to the Police arrival. Body Worn Video of Police Officers in attendance capture the injuries sustained to the first victim, who received a substantial injuries to his left eye where he had been assaulted with a glass and a 6 inch long, two inch deep laceration to his left flank believed to have been caused with a knife. This male is asked about his injuries and claims to Police 'DON'T WORRY ABOUT IT, NOTHING HAPPENED MATE' the injured male continues 'DO I LOOK LIKE I'M GOING TO BLEED OUT'. In a further conversation with Police this male is heard to ask Officers 'IS MY EYE HANGINNG OUT'. The Police are continually attempting to calm the male in preparation to be treated by the ambulance service who also attended the scene. This male is seen to deny knowing who is responsible for inflicting the injuries on him and he is seen to dissuade others present from speaking with the Police officers and one of his associates is heard to tell officers he is not prepared to furnish the personal details of the injured party. This male has refused to co-operate with the Police investigation.

██████████ who I know to be the sister of the Premises Licence Holder is captured on Body Worn Footage approaching Police having turned up following the incident. ██████████ asks Police Officers if they require her to close the Pub. The Police respond by requesting that the front entrance is closed and other entrances/exits are used. Bar staff present are then heard to request that customers return to the pub with their glasses if they are not involved.

Body Worn Video footage captures the second victim as he lay in the rear of an ambulance with his head heavily bandaged. The male claims to not know what the incident was about or who the offenders were. The ambulance crew confirm that injuries to the head appear to have been caused by a glass. The victim also had glass injuries to his arm and ear and a stab wound to the back, consistent with a stab injury caused by a knife. This male has refused to co-operate with the Police investigation.

There is also Body Worn Video footage which demonstrates the necessity for a cordon, which was put in place and the subsequent closure of the A57 Hyde Road as a result of this incident. The footage shows a trail of blood where the assault took place and splattering's of blood on the pavement immediately outside the front door of a residential property being 142 Hyde Road Denton. There is a splattering of blood on the wall, front window and front door of this address.

This incident is an example of the drain on the emergency services resources. There were 7 Police Officers attended, two ambulances, one Rapid Response Vehicle from the ambulance service and 5 paramedics. There was not enough staff on duty at the premises to control the situation and Prevention of Crime and Disorder and prevent patrons freely walking from the premises in possession of glasses and weapons. It was the patrons in possession of these weapons who were responsible for this disorder and the injuries caused.

On Monday 10th June a meeting was held at The Angel Hotel, 147 Hyde Road, Denton with Operations Manager and Premises Licence Holder Matthew Bonilla and ██████████ James Horton, Regulatory Compliance Officer TMBC and I. The Designated Premises Supervisor was said to be away on holiday. Incidents at the premises were discussed and copies of CCTV from Friday 7th June 2019 were requested and after some confusion were received.

Signature:.....

Signature witnessed by:

During this meeting I recommended 8 Licensing Conditions to be volunteered to the Licence of The Angel Hotel by the Premise Licence Holder as an interim step. This request was proposed in order for the premises to comply with the requirements of the Licensing Act 2003 and to ensure promotion of the licensing objectives for Prevention of crime and disorder and Public safety. It is suggested that the appropriate and proportionate way to deal with these incidents that have occurred is the modification of conditions of the licence and implementation of the following Licensing Conditions:-

1. Age limit for customers of No under 21's
2. The implementation of SIA 'Approved' Doorstaff working Friday – Sunday between 2000hrs – ½ hour after closing time. 3 Doorstaff within these times and for any sporting event being shown on the premises.
3. Door staff to have access to a metal detecting wand – Wand available
4. There will be a no search no entry policy – with signs (At staffs discretion) – This will be maintained.
5. Only Polycarbonate glasses to be used on and off the premises at all times.
6. CCTV will be maintained covering each entry and exit point of the premises.
7. Sale of alcohol to conclude at 11.30pm
8. Opening hours will be limited at 00.00hrs

The recommended Licensing Conditions were dismissed by Matthew Bonilla as unachievable and he stated that he is due to leave The Angel Hotel within six months anyway due to continued trouble at the premises. Matthew Bonilla stated that he may as well hand the keys back now if the further conditions were to be considered.

On Wednesday 12th June I received an email from Matthew Bonilla confirming that he had implemented the following:-

- New Signage to front of building to cover the entry and exit used on a weekend (SIGNAGE ATTACHED)
- New Incident reporting sheet to gather better information.
- New Toilet and Nuisance check sheet (Also attached)
- Enrolled 3 staff on the Drugs Awareness Course on 8th July at Stockport
- Retrained staff on Challenge 25 and Refusal.
- 1 SIA door staff to be employed from 14th June to work every Friday and Saturday from 20.00 till close, Door Supervisor will not leave post until venue is clear.
- 1 Floor Manager in place to ensure glasses are being collected, Checks are being carried out and to assist with the management of the floor area.
- CCTV training for all staff planned for Tuesday 18th on Viewing, Recording and Burning off, these will be updated in the new staff training records.

As a result of the above response from Matthew Bonilla I applied for a review of the Premises Licence for The Angel Hotel, 147 Hyde Road, Denton on the grounds of **The Prevention of Crime and Disorder and Public Safety**. This application is dated Wednesday 12th June 2019.

On Tuesday 18th June 2019 an application for a change of Designated Premises Supervisor submitted by Matthew Bonilla was received and accepted by Tameside MBC for the proposed Designated Premises Supervisor Jeanette Potts to replace Sheila Bonilla at The Angel Hotel, 147 Hyde Road, Denton. This application is dated 17th June 2019.

I have been made aware that on 13th June 2019 an expression of interest was received by Tameside MBC from EI Group Craft Union with regards to The Angel Hotel.

Signature:.....

Signature witnessed by:

On Thursday 27th June 2019 at 12.45 a meeting was convened at Hyde Police Station. In attendance was Derick Cooper, Regional Manager from EI Group, James Horton, TMBC and myself. During this meeting the proposed licensing conditions, review of the Premises Licence and the management for The Angel Hotel were discussed.

Mr Cooper stated that Matthew Bonilla had an agreement in place as the Premises Licence holder which would be ceasing on 28th December 2019. After this date the Premises Licence would be under EI Group. Mr Cooper was not prepared to amend the age limit for customers of No under 21's.

Mr Cooper offered the implementation of two SIA 'Approved' Doorstaff working only Friday and Saturday evenings between 2000hrs – ½ hour after closing time and the same for Manchester Derby Football matches. Mr Cooper agreed that Door staff should have access to a metal detecting wand and adopt a random search policy.

Mr Cooper did not accept the recommendation for Polycarbonate glasses to be used on and off the premises at all times.

Mr Cooper stated that there were plans to upgrade the CCTV which would record in HD with a hard drive capable of recording footage for 31 days.

Mr Cooper was keen to maintain the opening times and licensing hours.

I do not feel that the above proposals from Mr Cooper are stringent enough to uphold the licensing objectives and as a result of this I contacted Mr Cooper on 8th July 2019 when he was informed that the review of the Premises Licence for The Angel Hotel would continue.

From information held on Police computer systems regarding any incidents and crimes reported and other police interventions involving or in the vicinity of these licensed premises I am aware that there have been a number of incidents of crime and disorder connected with the pub, some of which were disclosed and discussed during the meeting held on the 10th June 2019.

I have reviewed the recorded incidents over a 12 month period from 15th July 2018 until 8th July 2019 for Public Houses on the GMP Footbeat of G2F4 which is the Audenshaw South Footbeat. In this area there are 3 Public Houses which are currently open. These premises have 15 recorded incidents which I consider to be in relation to Licensing, which are recorded as follows:-

THE ANGEL HOTEL	13 incidents	86.66% of incidents
THE COACH AND HORSES	1 incident	6.67 % of incidents
THE WHITEHOUSE	1 incident	6.67 of incidents

Incident created on landmark's at the premises have been removed.

The following is a list of and brief outline of the incidents and crimes that have been reported having occurred at or in the vicinity of the premises within the previous twelve month period:-

1. Log 2415 15th July 2018 at 22.46hrs Source 999

Call from Matthew Bonilla stating there are 5 males with machetes who came flying in looking for somebody. The males were wearing balaclavas. They ran into the pool area. Looked for somebody and ran out again. They came in a white Audi. This log can be closed to 2419.

Signature:.....

Signature witnessed by:

2. Log 2419 15th July 2018 at 22.48hrs Source 999
Crime Ref 191157W/18 Section 18 - Assault

Male in distress. Call from 86 year old member of the public from his home address. Male is banging on his front door screaming for help. Call taker could hear the male screaming in the background. Male located by Police with lacerations to the legs. A lot of blood. Officer tried to tie something to leg to help but unable to stop the bleeding.

3. Log 2431 15th July 2018 at 22.53hrs Source 999

Concern For Male - Now - Male Shouting "Help Me". Male sounded to have run from the direction of The Angel Pub - A white vehicle was seen pulling on to the street and then a black Jeep has mounted a grass verge. Male can be heard shouting "They've Hurt Me I Can't Move". Caller concerned as elderly people live on Street. Log 2419 refers

4. Log 0107 12th November 2018 at 01.20hrs Source Phone

Call from Matthew Bonilla stating group of males refusing to leave. 10-15 males are loitering in the car park. They have two vehicles with them. They have been in the Pub which closed at 00.30hrs. Not suspected to be drink driving. Police did not attend.

5. Log 1210 1st December 2018 at 14.06hrs Source Phone
Crime Ref 322186p/18 Section 39 - Assault

Call from bar staff at premises. Assault occurred approximately 10 minutes ago. A Male has come into Pub demanding to speak with Landlord. When told to leave has thrown his drink at the informant. Informant not hurt.

6. Log 0135 26th December 2018 at 00.58hrs Source 999

The informant is a Female caller reporting a "Disturbance". Female screaming "Out, Everybody Out". Another female asked for Police and then cleared the line. Fwin 134 refers.

7. Log 0134 26th December 2018 at 0058hrs Source 999
Crime Ref 322186P/18 Affray

The caller is a female stating that there is "Fighting now". Several people fighting. One person has been bottled. Informant is not a member of staff. Police officer attending states that nobody wants to talk to the Police. No injured persons at the address. Fwin 135 also refers.

8. Log 2641 12th April 2019 at 23.13hrs Source 999

Call from staff stating issues with XXXX XXXXXXXX who has been barred from the premises. He is refusing to leave. He is going in and out of the Pub. Informant doesn't know what he is barred for. Informant thinks it is for fighting/trouble. No doorstaff at the premises. Police attend. Male has already left premises.

Signature:..... Signature witnessed by:

9. Log 0049 11th May 2019 at 00.22hrs Source 999
Crime ref 121725E/19 Affray

Call from an Angel Customer. Large fight approx. 40 people fighting. "Glasses being thrown". The Informant is hiding in the toilets. Some are also in the beer garden. The Staff have shut the door preventing anybody else getting in. Informant states the side gate has been kicked through. Offenders have moved onto the main road. No weapons seen, just glasses thrown. There are Lots of smashed glass on the floor. Another call received from xxxxxxxxxx stating there are approx. 7 people fighting and chairs and tables being thrown. Fight is inside the pub.
Communicator attempted to call manager from the Key holder details. This Number was unobtainable. Police attended.

10. Log 2406 7th June 2019 at 22.54hrs Source 999
Crime ref 148014P/19 Section 18 - Assault
Crime ref 148020U/19 Section 18 - Assault

Call stating "Disturbance now". Group of Youths and Knives have been seen. One person badly injured. Informant very obstructive on the line, stated 2-3 knives seen. Informant said males running away with blood on them. On call distant voice could be heard saying "Get someone here quick". One male deep cut to his back, Conscious and breathing. Lots of blood. One victim being seen by ambulance. Not being compliant nor passing details. Injuries are laceration to his back which is 6 inches in length and 1 inch deep. Puncture wound to his left eye. The AP sustained a blow to the head with unknown implement. Another victim has received a head wound as a result of being glassed. He has sustained a cut to the ear, two puncture wounds to his right arm and a laceration to the back which was around 2-3 inches in length. Offenders had made off prior to Police arrival.

11. Log 2414 7th June 2019 at 22.57hrs

Call from [REDACTED] Bar Staff. Informant states there has just been a fight and one of the males has a slash on his back. There is a lot of blood. Informant states Anon call from a female stating there was trouble in the pub and drugs were being used. Police did some people have walked away but there are several males still outside the pub. Cross ref Fwin 2406.

The details of this incident 2406 and 2414 of 7th June 2019 are as described in the application for the review.

12. Log 135 22nd June 2019 at 00.54hrs
Crime Ref 161270U/19 Section 47 Assault

Assault occurred around 5 minutes ago. Informant states a female named XXXX XXXX has punched and slapped Informant in the face. This occurred outside the Pub. Female is inside the Pub now Female has a Swollen Face. Ambulance declined. Informant states there is CCTV available.

13. Log 1855 4th July 2019 at 18.53hrs

Drug Taking now. There are 2 Males snorting cocaine. Informant said there was a rolled up note. The male snorted the substance through his nose. He then proceeds to wipe his nose after doing so. The males are in the beer garden of the Pub.

Signature:.....

Signature witnessed by:

I have caused the production of the following exhibits which are to be presented for the Review Panel Hearing:-

RIB/1 Footage of crime number 121725E/19 Log 0049 11th May 2019

ES/1 Footage of crime number 148014P/19 & 148020U/19 Log 2406 7th June 2019

MRT/1 Record of meeting with M Bonilla 10th June 2019

MRT/2 Redacted list of (FWINS) incidents from 15th July 2018 to date.

MRT/3 Delegated Authority from Chief Constable.

MRT/4 VLP Record The Angel Hotel 14/6/19

MRT/5 Facebook post from Matthew Bonilla

It is evident that The Angel Hotel, 147 Hyde Road, Denton has been associated with incidents of crime and disorder for at least the past twelve months with thirteen recorded incidents directly related to the premises and additional incidents impacting on residents from the local community including, loud excessive noise emitting from the premises, patrons from the premises fighting on the street, patrons from the pub drug taking in the beer garden and residential gardens, patrons from the pub discarding Co2 canisters on the car park of the premises and the local streets.

It is my belief that the CCTV footage from inside the premises is of poor evidential quality with a large DJ music speaker obscuring the view and the images appearing blurred.

It is also suggested that the manner in which the premises have been managed, allowing the congregation of Organised Crime Groups to frequent the premises has led to incidents of alcohol and drug fuelled crime and disorder where patrons of the premises, staff and members of the public are in danger of being subjected to unlawful violence. The knock on effect of the continued and frequent incidents at the premises is having a detrimental effect on the quality of life of the residents who live in the vicinity of The Angel Hotel.

To the best of my knowledge and belief there is no reasonable ground for believing that the information produced above, from various Police computer systems, and included in this statement is inaccurate because of improper use of the computers and to the best of my knowledge and belief at all material times the computers were operating properly, or if not, any respect in which they were not operating properly or were out of operation was not such as to effect the production of information or its accuracy.

PC 14627 Martin Thorley

Signature:.....

Signature witnessed by:

<u>Witness contact details</u>		URN
Home address:	C/O Hyde Police station	Postcode: SK14 2LJ
Home telephone no.:		Work telephone no:
Mobile no: 07393145364		E-mail address:
Preferred means of contact:	<i>(Specify details for vulnerable/intimidated victims and witnesses only):</i>	
Gender: Male		Date and place of birth: ,
Former name:		Ethnicity code 16+1
DATES OF WITNESS NON-AVAILABILITY:		
<u>Witness care</u>		
a) Is the witness willing and likely to attend court? If 'No', include reason(s) on form MG6.		<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
b) What can be done to ensure attendance?		
c) Does the witness require Special Measures Assessment as a vulnerable or intimidated witness? <i>Youth under 18; witness with mental disorder, learning or physical disability; or witness in fear of giving evidence or witness is the complainant in a sexual offence case) If 'Yes' submit MG2 with file in anticipated not guilty, contested or indictable only cases.</i>		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
d) Does the witness have any particular needs? If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<u>Witness consent (for witness completion)</u>		
a) The Victim Personal Statement scheme (victims only) has been explained to me:		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b) I have been given the Victim Personal Statement leaflet:		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
c) I have been given the leaflet 'Giving a witness statement to the police'		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
d) I consent to police having access to my medical record(s) in relation to this matter: <i>(obtained in accordance with local practice)</i>		<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
e) I consent to my medical record in relation to this matter being disclosed to the defence:		<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
f) I consent to the statement being disclosed for the purposes of civil or other proceedings if applicable: e.g. child care proceedings, CICA.		<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
g) Child witness cases only. I have had the provision regarding reporting restrictions		
Explained to me.		<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
I would like CPS to apply for reporting restrictions on my behalf		<input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
I understand that the information recorded above will be passed on to the Witness Service, which offers help and support to witnesses pre-trial and at court;		
Signature of witness:.....	PRINT NAME:
Signature of parent/guardian/appropriate adult:	PRINT NAME:
Address and telephone number if different from above:		
Statement taken by (print name): Self	Station: Hyde	
Time and place statement taken: 1200 hrs Hyde Police station		

LICENSING ACT 2003**Representation Re Application For Premises License**

From:	The Licensing Section, Tameside Metropolitan Borough Council
To:	The Licensing Section, Tameside Metropolitan Borough Council
Date:	8 th July 2019
	Angel Hotel, 147 Hyde Road, Denton, M34 3DW
Date of Application:	13 th June 2019

The Licensing Authority, in its capacity as a 'Responsible Authority' under the provisions of the Licensing Act 2003, submit this representation to support the review application submitted by Greater Manchester Police in respect of the above premises.

The reason(s) for the objection are as follows:

The management of the premises has failed to ensure the promotion of the licensing objectives namely; Prevention of crime and disorder, the prevention of public nuisance and public safety.

The Angel Hotel, 147 Hyde Road, Denton, M34 3DW, has held a Premises Licence since 3rd June 2005. The current Premises Licence Holder (PLH), Matthew Bonilla has been the Premises Licence Holder since 12th January 2015. Sheila Bonilla was the previous Designated Premises Supervisor (DPS), Shelia Bonilla was in this this role since 27th September 2018 until 18th June 2019.

Jeanette Potts is the current DPS following an application to vary the DPS on 18th June 2019.

This premises was previously reviewed on 14th December 2010 and conditions attached to the premises licence following a hearing.

The Licensing Department and Greater Manchester Police have worked with the current management with a view to remedy the growing number of incidents relating to this premise.

On 15th July 2018 a serious incident of crime and disorder took place at the premises involving three males who entered the premises and attacked a customer with a machete. Following the incident a meeting was held on 20th July 2018 between Police Licensing Officer - Mark Casey, Regulatory Compliance Officer – Gemma Lee and the PLH and DPS at the time, Matthew Bonilla. This meeting held to propose conditions on the licence to improve the promotion of the licensing objectives. As a result the Licensing Department received a Minor Variation application to attach conditions that had been deemed appropriate to promote the four licensing objectives, namely;

- CCTV
- Incident Book
- Drug Policy
- Challenge 25
- Refusals Book
- Staff Training
- List of Authorised Persons

On 24th September 2018, Mr Bonilla was contacted by the Licensing Department to discuss complaints that had been received by the Council from local residents relating to noise and anti-

social behaviour, including the use of drugs by customers of the Angel Hotel. Mr Bonilla reassured the authorities that he will write to local residents within the vicinity of the premises to provide contact details to repeat any concerns directly to the PLH.

Following an event that took place on the 5th May 2019, the Licensing Department received complaint from a local resident relating to a noise nuisance, drug taking and anti-social behaviour. A meeting was held on 9th May 2019 between Police Licensing Officer – Martin Thorley, Regulatory Compliance Officer – James Horton and [REDACTED], as the PLH and DPS, Matthew Bonilla was away on holiday. The recent complaints and incidents that have taken place at the premises were discussed; [REDACTED] assured the authorities that management were doing everything they could to deal with the issues.

On Friday 7th June 2019 an incident of serious crime and disorder occurred at the premises involving numerous patrons from within the premises. During this incident two female members of staff had been present at the venue. The DPS and PLH had not been on site during the incident. Furthermore, 2-3 knives had been witnessed being used by a known offender involved in the altercation. This resulted in two section 18 assaults being logged with Greater Manchester Police, both of which are still currently being investigated. In addition, glasses which had been taken outside the premises by patrons were used as weapons in this incident. This indicates poor control by the management to prevent customers taking glasses outside.

A compliance visit was carried out on 10th June 2019 at the premises by Regulatory Compliance Officer, James Horton. The visit identified some issues, mainly the CCTV position of camera four overlooking the bar area and concerns on glass collections. Also during the inspection it was noted the absence of any recordings relating to Annex 2, Condition 5 within the premises licence. This specific condition imposed on the licence states;

'The DPS or the personal licence holder nominated in his/her absence must conduct external assessments of the noise being omitted from the premises at least every hour when regulated entertainment is taking place. A written record of all such assessments must be kept on the premises to include the times, dates, positions, results and names of the person/s undertaking the assessments. Any remedial action taken must also be recorded. These records are to be made available for inspection by any responsible authority on request.'

This condition was imposed to help remedy anti-social behavior and potential noise nuisance emanating from the premises. However, since the review application submitted by Greater Manchester Police the Licensing Department has continued to receive complaints from local residents regarding anti-social behaviour and noise nuisance emanating from the premises. The Licensing Officer has attempted to contact the newly appointed DPS on several occasions to bring these matters to their attention. However, these calls have gone unanswered.

On 5th July 2019 a compliance visit was carried out at the premises by a Regulatory Compliance Officer. The current DPS, Jeanette Potts was not on site during the visit and was working at the Jolly Hatters in Haughton Green. The persons spoken to were members of staff [REDACTED] and [REDACTED]. Two breaches of licence conditions were found, namely;

'No amplified music shall be played or relayed into the outside drinking area at any time'

'Any discs, portable drives or other storage media onto which footage is transferred must be provided by the premises and sufficient stock of such storage media must be kept on the premises at all times.'

Whilst the Premises Licence Holder, Mr Matthew Bonilla has always appeared to show the will to work with authorities and debate issues with a view to remedy them, there has been an ever

growing accumulation of incidents relating to the premises and the severity of these issues has escalated.

The Licensing Department fully supports the application made by Greater Manchester Police, it has lost faith in the management of these premises to effectively promote the licensing objectives and therefore request that the premises licence be revoked.

Signed: J M Horton

Name: JAMES MICHAEL HORTON



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From: [REDACTED]

Sent: 10 July 2019 10:20

To: Mike Robinson

Subject: Fwd: 13888/May19 - Angel, Hyde Road, Denton

Good evening Mike,

As discussed I am relieved that The Angel is being investigated.

In regards to the review I would like to make representations to be considered.

In recent years since the new landlord took over there have been endless problems. Our lives locally have been made hell.

As part of their licence there is a question as to how they safeguard the public. Quite simply, they don't. There are regular fights. The most recent one which has prompted this review was between two very renowned drug dealers and resulted in two stabbings. Do we have to wait for fatalities? Not so long ago, someone was chased out of the pub with a machete and stabbed on the doorstep of a 90 year old disabled resident who is terminally ill with cancer. It is terrifying. The drug dealing is blatant and frightening. As residents we had to take 8 wraps of heroin into a local police station after one of our young children found it on the car park. Another time, it was cannabis on the floor. Our houses are permanently surrounded by smashed glass, especially over the weekend. And the number of laughing gas canisters strewn across the street is in the 100's. People have cocaine delivered to them outside the front and side of the pub. Some evenings there is literally a queue waiting for dealers. How does this protect or safeguard both the public and our children? We can't go to the shop of an evening in case we are attacked or caught up in drug dealing or witness something which makes us vulnerable. We cannot open the windows of our houses due to the stench of cannabis and the vile and lewd language. Despite the noise and music, the people bring their drinks out to the car park and sit in cars with very, very loud music on. So again, we cannot open windows. We have people urinating outside. Even when the beer garden door from the pub is closed, they simply come out the front door and walk through the gate. The owners and staff come out to collect glasses but make no effort to tell them they are not allowed in the beer garden. This can continue til gone 3am some nights.

When the pub holds social events this causes further problems to local households due to the selfish parking. Most recently a resident took ill and needed an ambulance and it could not get anywhere near the house due to double parking. We could not get anyone to move the cars as they could not admit to drink driving in front of the emergency services. Needless to say when the ambulance had left they carried on drinking and then drove home anyway. Again, do we have to wait til a child is killed?

Allowing this pub to remain open is quite simply a ticking time bomb. Someone is going to die. Is it going to be another stabbing? Is it going to be a child who is killed by a drunk driver or by drugs they innocently pick up or touch? Is it going to be an elderly resident desperately in need of medical

attention or a house fire and the fire engine cannot get to them due to drink drivers dumping their cars?

The owners/land lords have no interests in maintaining the requirements of their licence. They are thugs who want to make money. I would go as far as to say that he is happy to have his name in news and clearly lacks the sense to run a good business which cares for the community within which it is based. In the need he is adamant that the latest stabbing was not from the pub and did not spill over into the street. How on earth did they have pint glasses then? Did they call at Morrison's for them on the way and it was a sheer coincidence that the stabbings took place outside such a den of inequity?

Another example of the sheer lack of care and feeling he is above the law, despite the initiation of this review they have continued with the external music at all hours. Thursday 4th July, all day and then right through the weekend there were external speakers. At one pointed I had to phone 999 due to the number of people queueing for drugs, it was frightening.

Due to fear of reprisals due to the criminal connections of the pub, my name and address must not be disclosed.

Thank you.

██████████

From: [REDACTED]
Sent: 11 July 2019 15:52
To: Public Protection - Environmental Services
Subject: Angel Pub Denton

Dear Sir.

I am writing with regard to the upcoming review of the licence for The Angel Public House Denton, and wish to make a representation at the premises review, due to 'Failure to provide the licensing objectives'. This pub was recently at the centre of an incident that resulted in several people being injured, and the mass brawl spilled outside onto the pavement and carriageway. Greater Manchester Police have written to TMBC to review the licence for this pub when it ends on 11th July 2019.

The reason for this is because there was no Premises Licence Holder nor a Designated Premises Supervisor at the pub when this incident happened.

The licence holder for this pub is a Mr Matt Bonilla of Bonilla Enterprises. Mr Bonilla runs many pubs in the Manchester area and also as far out as Colwyn Bay. Mr Bonilla seems to have no idea what is going on with his pubs and has so many to look after he cannot possibly supervise them correctly, hence the problem with the Angel pub.

The Angel pub is situated in a prominent position on Hyde Road in Denton, it is surrounded by housing and some shops.

The incident that took place on Friday June 7th 2019, reflects badly on Denton giving the impression of a town centre that is prevalent to anti-social behaviour.

I was personally witness to another disturbance outside of the Angel pub several months ago whilst I was [REDACTED]. It was about 6:30 at night and there were two women fighting each other, pulling hair, kicking each other, and shouting obscenities whilst in the entrance to the pub. This sort of behaviour is not pleasant to see. The entrance to the pub is on the main road and fully exposed to all people passing by and driving though Denton. I certainly does not give

a good impression of our town and the type of people who frequent the Angel pub.

This sort of behaviour, coupled with the recent incident at the pub certainly brings into question the sort of people this pub attracts into our town and control of the management or lack of supervisory management.

Denton is heavily investing in new infrastructure and trying to improve it's amenities, and needs landlords to take responsibility for the behaviour of their clients and the amount of alcohol they are served. I feel the Angel pub badly reflects on the people of Denton and the town centre itself. It has failed to ensure the safety of people both inside the pub and the surrounding area.

I also live near one of Mr Bonilla's pubs, The Jolly Hatters on Town Lane in Denton. This pub is another where I am sure that there is often no PLH OR DPS present, the bar staff are usually the only employees on the premises when it is open (my Husband has been into the pub on several occasions just to see who is there and can clarify this). The clientele of the Jolly Hatters often are noisy, unruly and have total disregard for the surrounding residents whom they might disturb. There is drug taking at this pub as well (I have reported this to the police on several occasions). No-one ever seems to control the customers behaviour, and this anti-social behaviour can be still going on at 1.30am right outside the pub. I have a relative who lives in close proximity to the pub and has experienced this behaviour.

I have recently written to the Chief Constable of GMP voicing my concerns over the lack of awareness Mr Bonilla has over the pubs he runs. On a recent Facebook post Mr Bonilla said "People who live near pubs should expect some noise from beer gardens etc" I totally disagree, a well-run and supervised pub will cause no problems for people living in the surrounding area.

This just shows Mr Bonilla's attitude towards how his pubs are run. Tameside licensing has an obligation to make sure that the people to whom they give licences, are fit and proper persons to run public houses. I do not think Mr Bonilla is such a person, and I would urge you to look closely at other pubs that he runs as well as the Angel,

when its licence comes up for review.

I think at the very least that restrictions should be placed on Mr Bonilla's pubs in Tameside, but I really think he should lose his licence not just on the Angel but on his other pubs in Tameside.

I feel it is only a matter of time before another incident such as the one at the Angel happens again and I think it highly likely that it will happen at the Jolly Hatters on Town Lane.

Tameside owes it to its residents to make sure they feel safe and secure in their surroundings.

Yours sincerely

[REDACTED]

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GOSCHALKS
SOLICITORS

BY FIRST CLASS POST AND EMAIL
Licensing Section
Tameside Metropolitan Borough Council
Tame Street Depot
Tame Street
Stalybridge Tameside SK15 1ST

Please ask for:

Direct Tel:

Email:

Our ref:

Your ref:

Date: 2nd July 2019

Dear Sirs,

**Re: Licensing Act 2003 – Review Proceedings
Angel Hotel, 147 Hyde Road, Denton, Tameside
Premises Licence number PL0274**

We act on behalf of Ei Group Plc. Our client is the freeholder owner of the premises and has received a copy of the application for review issued on behalf of Greater Manchester Police.

We would be grateful if you would accept this letter as a formal representation to the review on behalf of our client.

Ei Group Plc owns around 4000 public houses in England and Wales. Around 90% of these premises are the subject of lease/tenancy agreements by which the tenant operates his/her/its own business out of our client's premises. The lease/tenancy agreement makes it clear that all operational responsibility for the premises lies with the tenant. The tenant at the Angel is Matthew Bonilla, the premises licence holder and DPS. Mr Bonilla is operating these premises under a 5 year tenancy agreement which expires in December 2019.

We understand that the tenancy agreement is not to be renewed. The proposal for these premises at the end of this year is that our client will recover possession of the premises and operate the premises under one of its managed operations.

Please note that as our client has no operational responsibility for these premises, then it takes a wholly neutral stance with regard to the allegations made.

Our client has been in contact with the Police and has shared its proposals for these premises moving forward. On behalf of our client, we respectfully submit that the licensing would be promoted by appropriate conditions being placed upon the premises licence.

The Police application for review contains a number of measures suggested to promote the licensing objectives. Given the time of the incident that gave rise to the application for review, it is

not proportionate, necessary or appropriate to amend the hours for alcohol sales. It is, appropriate, however, to require the implementation of SIA approved door staff on Fridays and Saturdays from 9.00pm until half an hour after closing. On account of the size of the premises, the appropriate number of door supervisors required is 2.

At this stage, we would be grateful if you could acknowledge receipt of this representation and advise as to the date of the hearing as our client may seek to expand upon the issues raised within this letter of representation at the hearing.

We look forward to hearing from you.

Yours faithfully



GOSSCHALKS



The Licensing Department
Tameside Borough Council
Tame Street
Staylebridge
SK15 1ST

14th June 2019

To whom it may concern,

It has recently come to my attention that Tameside BC has recently taken the view to review the license of The Angel, 147 Hyde Road, Denton, M34 3DW. To that extent I would like to write this letter of support in favour of The Angel and the managing parties who run the venue.

I personally only venture from my home for events of a community nature. In my home town of Gorton pubs do little to engage with the local community. To that extent I have of recent time extended my view of community to Denton where local publicans see the importance of their position in society. None do this more so that Matthew and his team at The Angel in Denton. From my wider understanding Matthew and The Angel operate a community hub where people from all walks of life are welcomed and treated as equals. I can only imagine in licensing eyes that this may cause some clashes, but in my experience at The Angel, Matthew and his team do the utmost to blend contrasting factions of society under one flag, that of good will and positivity. Many times have I seen the great work of Matthew's team bringing together people of varying social standing to support a common goal. The Angel's charity contribution to the local area is paralleled by no other profit driven organisation, and it would be of great loss and detriment to the local community for licensing to disrupt such trade with any overly firm licensing adjustments or conditions.

I personally will be contacting my MP Afzal Khan to petition his counterpart Andrew Gwynne to attribute the value The Angel and Matthew Bonilla's team. Community is often lost in business something i must protest isn't lost at The Angel, and something i would not like to lose in the local area though any conditions imposed by Tameside BC Licensing Department.

Yours faithfully,

A large black rectangular redaction box covering the signature area.

A small black rectangular redaction box covering the name of the sender.

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WRITE USING BALL POINT PEN

Police Force: GMP

Exhibit Ref. No: MRT/1

Property Ref. No:

Rv The Angel Hotel

Description

Record of Meeting
with M Bonilla
10th June 2019

Time & Date Found / Seized / Produced:-

09.50hrs 9/7/18

Where Found / Seized / Produced:-

Hyde Police Station
GMP

Found / Seized / Produced by:

PC 14627 Thriley

Signed:



Incident / Crime No.: 2406 7/6/19

Laboratory Ref.:

GMP's Agenda
Meeting with M Bonilla / N Ogden
Monday 10 June 2019
The Angel, 147 Hyde Road, Denton

The meeting commenced with a review of the incident which occurred on 07/06/19

Incident Number 2406 070619

Crime No 148014p/19 & 148020u/19 (Section 18 Assaults)

This is still a Police Investigation of which the Investigating Officer will discuss any ongoing enquiries with regards to the criminal investigation.

I feel it appropriate and proportionate to take action to rectify the problems.

By tackling the problems in the spirit of the licensing act, by highlighting the issue and working together we will be in a stronger position to eradicate the problems at The Angel Pub. There have to be better attempts to take strong action to remove the OCG element, which were putting staff and customers at risk of violence and putting the licence at risk.

The following recommendations are being sought by the Licensing Officer for Tameside.

1. Age limit for customers of No under 21's
2. The implementation of SIA 'Approved' Doorstaff working Friday – Sunday between 2000hrs – ½ hour after closing time. 3 Doorstaff within these times and for any sporting event being shown on the premises.
3. Door staff to have access to a metal detecting wand – Wand available
4. There will be a no search no entry policy – with signs (At staffs discretion) – This will be maintained.
5. Only Polycarbonate glasses to be used on and off the premises at all times.
6. CCTV will be maintained covering each entry and exit point of the premises.
7. Sale of alcohol to conclude at 11.30pm
8. Opening hours will be limited at 00.00hrs

Matthew and Natalie were informed of the action that the Police were proposing in a bid to maintain the licensing objectives, reduce the number of incidents at the premises and the number and frequency of calls about incidents in and around The Angel Public 147 Hyde Road Denton.

The reason for this is an attempt to reduce crime and disorder and to improve and make a difference to the Denton area of Tameside.

It is hoped that you will agree on this first meeting. If these conditions are not agreed I will have to give consideration for an application to review the Licence accordingly.

Martin Thorley

PC 14627

WRITE USING BALL POINT PEN

Police Force: GMP

Exhibit Ref. No: MRT / 3

Property Ref. No:

Rv The Argel Hotel

Description

Delegated Authority
from Chief Constable

Time & Date Found / Seized / Produced:-

1000hrs 9/7/19

Where Found / Seized / Produced:-

Hyde Police Stn
GMP

Found / Seized / Produced by:

PC 14627 Thorley

Signed:

[Signature]

Incident / Crime No.: 2406 7/6/19

Laboratory Ref.:



DELEGATED AUTHORITY

LICENSING ACT 2003

I, the Chief Constable of Greater Manchester Police, hereby authorise and delegate powers conferred upon me by:

Licensing Act 2003 ("the Act")

With regard to the following functions and responsibilities under the aforementioned Act:

All functions under the Act where the Chief Officer of Police acts as a Responsible Authority

To:

Police constable (or higher ranking officer), Divisional Partnership Team, Greater Manchester Police;

Police constable (or higher ranking officer) (Licensing Lead), Integrated Delivery Team, Greater Manchester Police;

Police constable (or higher ranking officer), Alcohol and Licensing Lead, Neighbourhoods Confidence and Equality, Greater Manchester Police

This delegation revokes all previous delegations under the Act and shall remain forever in force until revoked by the Chief Constable of Greater Manchester Police.

Signed:

Dated: 30 June 2016.

**Ian Hopkins QPM
Chief Constable
Greater Manchester Police**

WRITE USING BALL POINT PEN

Police Force: GMP

Exhibit Ref. No: MRT/4

Property Ref. No:

Rv The Angel Hotel

Description

VLP Record
The Angel Hotel
14/6/19

Time & Date Found / Seized / Produced:-

10.10hrs 9/7/19

Where Found / Seized / Produced:-

Hyde Police Station
GMP

Found / Seized / Produced by:

PC 14627 Tharley

Signed:

[Signature]

Incident / Crime No.: 2406 7/6/19

Laboratory Ref.:

DAVID SEVILLE 1019 6042 0480 7402 6/3/21.

RECORD OF VISIT TO LICENSED PREMISES

Premises	THE ANGLIA		
Address	147 HIDE ROAD DARTFORD		
Day	Tuesday	Date	14/6/19
Time commenced	20:35	Time concluded	20:50
Officers attending:	In uniform?		
1	S/SGT BEAUF 322	<input checked="" type="checkbox"/> Y	<input type="checkbox"/> N
2	SC SHAW 41459	<input checked="" type="checkbox"/> Y	<input type="checkbox"/> N
3	SC RUMNEY 41517	<input checked="" type="checkbox"/> Y	<input type="checkbox"/> N
4	SC BECK 40817	<input checked="" type="checkbox"/> Y	<input type="checkbox"/> N
5		<input type="checkbox"/> Y	<input type="checkbox"/> N
Are you in possession of copy of licence?	<input type="checkbox"/> Y	<input type="checkbox"/> N	
Headcam footage saved?	<input type="checkbox"/> Y	<input type="checkbox"/> N	
If YES, Exhibit No:			

Page 94

Section C			
C1	No. of door staff at time of visit	Male <input checked="" type="checkbox"/>	Female
C2	All displaying SIA badges?	<input checked="" type="checkbox"/> Y	<input type="checkbox"/> N
	Details obtained and copy attached?	<input checked="" type="checkbox"/> Y	<input type="checkbox"/> N
C3	Name of door company:	DIP	
C4	Door book checked and endorsed?	<input checked="" type="checkbox"/> Y	<input type="checkbox"/> N
C5	Do you operate a search policy?	<input checked="" type="checkbox"/> Y	<input type="checkbox"/> N
C6	Do you have any weapons you wish to hand over to the police at this time?	<input type="checkbox"/> Y	<input checked="" type="checkbox"/> N
C7	Do you have any drugs you wish to hand over to the police at this time?	<input type="checkbox"/> Y	<input checked="" type="checkbox"/> N

Section D - Staff	
D1	Number of staff on duty excluding door supervision:

Section E - Nitenet Radio	
E1	Subscribe to Nitenet? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
E2	No. of radios:
E3	Do you regularly attend pubwatch meetings? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N

Section F - Glasses and bottles	
F1	Signs clearly displayed regarding removal of alcohol from premises? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
F2	Customers seen leaving premises with bottles and/or glasses? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
F3	Tables or other surfaces littered with empty bottles and/or glasses? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
F4	Is dance floor clear of glass? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
F5	Do you use safety glass? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
F6	Are there secure bottle bins inside the premises? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
F7	Do you have secure bottle bins outside the venue? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N

Section G	
G1	Any drinks promotions or happy hours at time of visit? No.
Details:	

Section H - Drugs	
H1	Any indication cannabis is smoked on premises? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
H2	Any indication that other drugs are used on premises? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
H3	Any anti-drugs posters displayed? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
H4	Do you have a drugs safe or drugs amnesty box? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
H5	Cocaine wipes used in toilets? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
H6	Cocaine wipes positive? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
If YES, Property No: GENT'S TOILET.	
If YES, Exhibit No:	

Section J - Clientele	
J1	Challenge 25? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
J2	Evidence of drunkenness? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N

Section K - Food	
K1	Late night food on offer? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N

Section L - General safety	
L1	First aider present? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
L2	Evidence of first aid facilities at premises? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N

Section M - Crime prevention	
M1	Crime prevention notices displayed? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
M2	Do you have any of the following? Table/Bag clips <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Staff lockers <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Roving security <input checked="" type="checkbox"/> Y <input type="checkbox"/> N Property patrols <input checked="" type="checkbox"/> Y <input type="checkbox"/> N Other (please specify)

Section N - CCTV	
N1	Do you have a CCTV system?
N2	Is CCTV dated and timed accurately?
N3	How long does CCTV record for?
N4	Is someone present who can produce a copy of the footage?

Section P - Environment	
P1	Any inappropriate noise coming from premises, music or shouting etc?
P2	Is there excessive litter outside coming from the venue?

Section Q - Training / Policies	
Q1	Is there a drugs policy?
Q2	Is there an up to date refusal book?
Q3	Is there an up to date incident book?
Q4	Is staff training recorded?

Issues to be addressed	
1	
2	
3	
4	
5	

Signed:	
OIC: SC 41517 Rumney	D/S
DPS Manager: M2 MR	D/S

WRITE USING BALL POINT PEN

Police Force: GMP

Exhibit Ref. No: MRT/S

Property Ref. No:

Rv The Angel Hotel

Description

Face Book Post from
Matthew Bonilla

Time & Date Found / Seized / Produced:-

10.15hrs 9/7/19

Where Found / Seized / Produced:-

Hyde Police Station
GMP

Found / Seized / Produced by:

PC 14627 Tharley

Signed:

[Signature]

Incident / Crime No.: 2406 7/6/19

Laboratory Ref.:

18:29



<  **Matt Bonilla** is  feeling concerned. 
40 mins · 

Did you know 18 pubs a week closed in 2018?

Did you know that when you buy a house in close proximity of a pub noise from a beer garden or people coming and going from the pub is expected?

Not once have I suggested that people are not entitled to live in their home in peace.

Once a pub closes they tend to be sold and turned into Mini Supermarkets, HMO's or sometimes up for let for a period of time. An empty pub has a high chance of being vandalised, broken into and a hotspot for Anti Social Behaviour.....

If you don't support your local and work with your landlord there is a high chance you could find you local pub in the situation above!

Can I ask everyone to Share this Status 



WITNESS STATEMENT

Criminal Procedure Rules r 27.2; Criminal Justice Act 1967, s.9: Magistrates' Courts Act 1980, s.5B

URN

[Empty box for URN]

Statement of: **PC 15598 Robson**

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Officer

This statement (consisting of pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature:

Date: 10th JUNE 2019

Check box if witness evidence is visually recorded (supply witness details on last page)

I confirm I am the above named person working for GREATER MANCHESTER POLICE as a POLICE CONSTABLE. This statement should be referred to as a community impact statement on behalf of residents living in the immediate locality of the venue in question, including my own findings into alleged disorder and crime occurring at the ANGEL PUBLIC HOUSE, 147 HYDE ROAD, DENTON. All of these findings have originated from residents in the locality, customers of the pub or staff members from within. The aim of this statement will be to develop a working strategy with partner agencies to combat the issues and to demonstrate to the community that their concerns have been recognised. This in turn, will reduce crime and disorder at the pub.

I am the current Neighbourhood Beat Officer for the DENTON NORTH EAST area. Having held the post for approximately one month, I have been appraised by my predecessor of the ongoing issues within the community and what impact these issues have made on the residents. One such issue is the ongoing demand for Police resources responding to incidents that have either occurred inside the ANGEL PUBLIC HOUSE or originated from within and spilled out onto the street.

The following information is a result of my findings via interrogating local Police systems. The information has been gathered over a three year period;

- Since 10th June 2016, there have been 26 confirmed incidents recorded by Police regarding fighting. In each of these incidents, the conflict has either started from within the venue and spilled onto the street or been inside the

Signature:.....

Signature witnessed by:

venue itself. These incidents range in severity, from common assaults to serious life changing injuries caused by knives. There has also been one incident of arson with intent to endanger life concerning a deliberate ignition to a vehicle which was parked at the location.

- There have been 9 incidents of drink drivers who have been inside the pub prior to leaving.
- There are several pieces of intelligence suggesting that frequent drug taking and supplying is happening within the premises.

In early July 2019, I tasked PCSO 69561 LEECH and PCSO 71100 to conduct a crime survey in the immediate area. This crime survey includes asking residents what the issues of the immediate area are, without any prompt or mention of the ANGEL PUBLIC HOUSE. Of 7 residents willing to partake in this crime survey, 6 have made specific mention to the ANGEL PUBLIC HOUSE. This includes allegations of drug dealing both inside the premises and directly outside the premises and excessive noise. One such crime survey a resident explains they tried to speak with the landlord about the noise where they were told to "FUCK OFF". I exhibit these crime surveys as PR/01 if necessary for use in civil proceedings.

It is my opinion as officer responsible for the immediate area where The ANGEL PUBLIC HOUSE is situated, that the constant demand for Police and the ongoing problematic issues surrounding customers within the pub is causing a serious adverse effect on the quality of life for residents nearby. I do not believe the licensee is taking appropriate measures to minimise the risk to both customers and the wider public in order to keep their venue as a safe and enjoyable venue to socialise.

Signature:.....

Signature witnessed by:.....

<u>Witness contact details</u>		URN
Home address:		Postcode:
Home telephone no.:		Work telephone no:
Mobile no:		E-mail address:
Preferred means of contact:	<i>(Specify details for vulnerable/intimidated victims and witnesses only):</i>	
Gender:		Date and place of birth: ,
Former name:		Ethnicity code 16+1
DATES OF WITNESS NON-AVAILABILITY:		
<u>Witness care</u>		
a) Is the witness willing and likely to attend court? If 'No', include reason(s) on form MG6.		<input type="checkbox"/> Yes <input type="checkbox"/> No
b) What can be done to ensure attendance?		
c) Does the witness require Special Measures Assessment as a vulnerable or intimidated witness? <i>Youth under 18; witness with mental disorder, learning or physical disability; or witness in fear of giving evidence or witness is the complainant in a sexual offence case) If 'Yes' submit MG2 with file in anticipated not guilty, contested or indictable only cases.</i>		<input type="checkbox"/> Yes <input type="checkbox"/> No
d) Does the witness have any particular needs? If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)		<input type="checkbox"/> Yes <input type="checkbox"/> No
<u>Witness consent (for witness completion)</u>		
a) The Victim Personal Statement scheme (victims only) has been explained to me:		<input type="checkbox"/> Yes <input type="checkbox"/> No
b) I have been given the Victim Personal Statement leaflet:		<input type="checkbox"/> Yes <input type="checkbox"/> No
c) I have been given the leaflet 'Giving a witness statement to the police'		<input type="checkbox"/> Yes <input type="checkbox"/> No
d) I consent to police having access to my medical record(s) in relation to this matter: <i>(obtained in accordance with local practice)</i>		<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
e) I consent to my medical record in relation to this matter being disclosed to the defence:		<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
f) I consent to the statement being disclosed for the purposes of civil or other proceedings if applicable: e.g. child care proceedings, CICA.		<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
g) Child witness cases only. I have had the provision regarding reporting restrictions		
Explained to me.		<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
I would like CPS to apply for reporting restrictions on my behalf		<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A
I understand that the information recorded above will be passed on to the Witness Service, which offers help and support to witnesses pre-trial and at court;		
Signature of witness:	PRINT NAME:	
Signature of parent/guardian/appropriate adult:	PRINT NAME:	
Address and telephone number if different from above:		
Statement taken by (print name):	Station:	
Time and place statement taken:		

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**Application for the review of a premises licence or club premises certificate
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 PC 14627 Martin Thorley of the Greater Manchester Police

(Insert name of applicant)

**apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the
premises described in Part 1 below (delete as applicable)**

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description	
The Angel, 147 Hyde Road, Denton, Tameside M34 3DW	
Post town DENTON	Post code (if known) M34 3DW

Name of premises licence holder or club holding club premises certificate (if known)
Matthew BONILLA

Number of premises licence or club premises certificate (if known)
PL 0274

Part 2 - Applicant details

I am

Please tick ✓ yes

- 1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ✓ yes

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Greater Manchester Police Ashton H.Q Manchester Road Ashton under Lyne OL7 0BQ
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

This application to review relates to the following licensing objective(s)

- | | |
|---|---------------------------------|
| | Please tick one or more boxes ✓ |
| 1) the prevention of crime and disorder | X |
| 2) public safety | X |
| 3) the prevention of public nuisance | |
| 4) the protection of children from harm | |

Please state the ground(s) for review (please read guidance note 2)

A review is being sought under the following grounds:

- THE PREVENTION OF CRIME AND DISORDER
- PUBLIC SAFETY

Please provide as much information as possible to support the application (please read guidance note 3)

Greater Manchester Police believe that the current Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) have not upheld the licensing objectives of their licence - specifically Prevention of Crime and Disorder and Public Safety.

The PLH/DPS have not upheld the conditions of the licence, when on Friday 7th June 2019 whilst both the PLH and DPS were not present at the Licensed Premises, a large scale disturbance occurred directly outside The Angel Public House, 147 Hyde Road, Denton. Patrons who had immediately before the disturbance been inside The Angel Public House as customers then spill out from the front doorway of the premises and into the carriageway of Hyde Road.

A '999' call was received at 22.54hrs by the Greater Manchester Police. The caller stated that 2 -3 knives had been seen.

During this altercation, a known offender assaults victim number 1 which resulted in the victim receiving a laceration to his back which is 6 inches in length and 1 inch deep. The victim also received a puncture wound to his left eye. The victim sustained a blow to the head with an unknown instrument.

During this same disturbance a known offender assaults victim number 2 causing a head wound as a result of being hit with a glass. This victim sustained a cut to the ear, two puncture wounds to his right arm and a laceration to the back which was around 2/3 Inches In Length.

At this time there were only two members of staff present on the premises of The Angel Public House, 147.

Two Section 18 Assaults have been recorded and these crimes are currently being investigated.

As a result of this disturbance a meeting was convened at 1330hrs on Monday 10th June 2019 at The Angel Public House which was held with the PLH, in the absence of the DPS who was away on holiday.

The PLH failed to take any responsibility for the two Section 18 assaults, claiming that the incidents occurred outside and off the premises.

Proposals were submitted to the PLH in writing which were suggested by the Police Licensing Officer. These proposals were discussed in relation to prevention of Crime and Disorder and Public Safety and are listed as follows:-

1. Age limit for customers of No under 21's
2. The implementation of SIA 'Approved' Doorstaff working Friday – Sunday between 2000hrs – ½ hour after closing time. 3 Doorstaff within these times and for any sporting event being shown on the premises.
3. Door staff to have access to a metal detecting wand – Wand available
4. There will be a no search no entry policy – with signs (At staffs discretion) – This will be maintained.
5. Only Polycarbonate glasses to be used on and off the premises at all times.
6. CCTV will be maintained covering each entry and exit point of the premises.
7. Sale of alcohol to conclude at 11.30pm
8. Opening hours will be limited at 00.00hrs

These proposals were suggested to minimise the risk of such incidents reoccurring at The Angel Public House, 147 Hyde Road, Denton.

The PLH dismissed the proposals as unachievable. At 15.21hrs on 12th June 2019 the PLH emailed PC 14627 Martin Thorley with the following voluntary steps.

- New Signage to front of building to cover the entry and exit used on a weekend
- New Incident reporting sheet to gather better information.
- New Toilet and Nuisance check sheet
- Enrolled 3 staff on the Drugs Awareness Course on 8th July at Stockport
- Retrained staff on Challenge 25 and Refusal.
- 1 SIA door staff to be employed from 14th June to work every Friday and Saturday from 20.00 till close, Door Supervisor will not leave post until venue is clear.
- 1 Floor Manager in place to ensure glasses are being collected, Checks are being carried out and to assist with the management of the floor area.
- CCTV training for all staff planned for Tuesday 18th on Viewing, Recording and Burning off, these will be updated in the new staff training records.

I believe that these voluntary proposals fall short of what is necessary and proportionate in evidencing the commitment and responsibility of the PLH and the DPS to reduce Crime and Disorder and improve Public Safety.

In conclusion and in order to maintain the Licensing Objectives at The Angel, 147 Hyde Road, Denton, I respectfully submit this application for consideration for the review of a premises licence under the Licensing Act 2003.

Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you have made representations before relating to the premises please state what they were and when you made them

yes

Please tick ✓

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate X
- I understand that if I do not comply with the above requirements my application will be rejected X

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE

STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant’s solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature [REDACTED]

Date 12th June 2019

Capacity Police Constable G 14627 (Licensing Officer) Tameside Division G.M.P.

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.