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SPEAKERS PANEL (LIQUOR LICENSING)

Day: Friday
Date: 21 April 2023
Time: 10.00 am
Place: Tameside One, Market Square, Ashton-Under-Lyne, OL6 6BH

Item No.	AGENDA	Page No
1.	APOLOGIES FOR ABSENCE To receive any apologies for absence.	
2.	DECLARATIONS OF INTEREST To receive any declarations of interest.	
3.	MINUTES To approve as a correct record the Minutes of the proceedings of the meeting of Speakers Panel (Liquor Licensing) held on 4 April 2023.	1 - 6
4.	APPLICATION FOR A PREMISES LICENCE – BEAN & BUN, 4 BROADOAK CRESCENT, ASHTON UNDER LYNE, OL6 8QE To consider the attached report of the Assistant Director, Operations and Neighbourhoods.	7 - 46

From: Democratic Services Unit – any further information may be obtained from the reporting officer or from Carolyn Eaton, Principal Democratic Services Officer, 0161 342 3050 or Carolyn.eaton@tameside.gov.uk, to whom any apologies for absence should be notified.

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SPEAKERS PANEL (LIQUOR LICENSING)

4 April 2023

Commenced: 10.15am

Terminated: 11.55am

Present: Councillors Drennan (Chair), Bowden and Quinn

In Attendance:

Mike Robinson	Regulatory Services Manager, TMBC
Rebecca Birch	Regulatory Compliance Officer, TMBC
Ashleigh Melia	Solicitor, TMBC
Nicola Briers	Trading Standards Officer
PC Foley	Greater Manchester Police
Erika Demeterova	Premises Licence Holder
Zishan Ali Shaikh	Designated Premises Supervisor

16. DECLARATIONS OF INTEREST

Councillor Bowden declared, on the grounds of public interest, that she was acquainted with PC Foley through a mutual family acquaintance. She further declared that this did not prejudice her professional integrity in hearing the Review and reaching a decision with panel members.

17. MINUTES

RESOLVED

That the Minutes of the meetings of the Speakers' Panel (Liquor Licensing) held on 17 January 2023 be approved as a correct record.

18. REVIEW OF A PREMISES LICENCE – MARIA AND PHILLIP OFF LICENCE, 7 STOCKPORT ROAD, HYDE. SK14 1RH

Mr Robinson, Regulatory Services Manager, presented the report to the Panel and outlined the procedure whereby a responsible authority may apply to the Licensing Authority for a review of a premises licence under Section 51 (1) of the Licensing Act 2003

Mr Robinson presented the report to the Panel and identified the steps available to the Panel in determining the application.

Mr Robinson informed the Panel of the brief background to the application as set out in the report and summarised the representations received from:

- Trading Standards, Tameside MBC
- Licensing, Tameside MBC
- Greater Manchester Police

Maria and Phillip, 7 Stockport Road, Hyde, SK14 1RH had been a licensed premises since 24 November 2005. Ms Erika Demeterova had been the Premises Licence Holder since 14 April 2020. Thomas Joy was the Premises Licence Holder at Maria and Phillip from 6 January 2015 to 13 April 2020. Mr Joy was the Designated Premises Supervisor from 10 February 2015 to 15 February 2023. Mr Joy was the owner of property; 7 Stockport Road, Hyde.

Mr Robinson set out the chronology of the Council's involvement with the Premises:

On 28 June 2021, Tameside Trading Standards received a complaint stating that the premises was selling illicit tobacco, selling tobacco to children and selling single cigarettes.

On 8 July 2021, a visit was conducted to the premises by Ms Briers, Trading Standards Officer where six pouches of foreign labelled Amber Leaf hand rolling tobacco found in the back store room were seized.

On 13 July 2021, Rebecca Birch, Licensing Officer conducted a visit to the premises and spoke with Andrew Bridge, store assistant. Mr Bridge informed Ms Birch that he did not know of a Mr Thomas Joy, Designated Premises Supervisor. He was advised to stop the sale of alcohol during the visit. Mr Bridge informed the officer that 'Shaun' was Zishan Shaikh, the owner of the business and the husband of Ms Erika Demeterova.

Ms Birch attended the premises on 16 July 2021 to meet with the Ms Erika Demeterova, Mr Thomas Joy and Mr Zishan Shaikh to confirm that Mr Joy was the Designated Premises Supervisor. Ms Birch proposed that a minor variation be to add conditions to the Premises Licence to ensure the promotion of the licensing objectives.

A test purchase operation was carried out on 14 February 2022 at Maria and Phillip where one packet of illicit Richmond Superking was purchased. The test purchaser observed that the cigarettes were obtained from a jacket hanging up in the back stock room.

On 17 February 2022, Trading Standards visited the premises with Officers from Greater Manchester Police. During this visit, one packet of Amber Leaf hand rolling tobacco was found in the pocket of a jacket hung behind the counter.

On 27 June 2022, Ms Briers contacted the Premises Licence Holder and Designated Premises Supervisor detailing the issues found at the premises and requesting they attend a meeting on 7 July 2022 at the Council Offices with the view to discuss amendments to the conditions on the Premises Licence.

Mr Joy rearranged this meeting on three occasions over two months due to the Premises Licence Holder being out of the country. The final meeting was arranged for 30 August 2022; Ms Briers advised Mr Joy that this meeting would not be rearranged again.

On 30 August 2022, Mr Joy attended the meeting with Nicola Briers, Trading Standards Officer and Rebecca Birch, Licensing Officer. The Premises Licence Holder was unable to attend due to being out of the country. During this meeting, Mr Thomas Joy indicated that he no longer wanted to be the DPS for the premises and that Zishan Shaikh (Shaun) was looking to become the DPS of the premises.

On 4 September 2022 a test purchase exercise was carried out and a packet of illicit Richmond Superking size was purchased.

On 13 September 2022, Mr Zishan Shaikh submitted a Personal Alcohol Licence application to the Licensing Authority. This application was granted.

A visit was conducted on the 13 October 2022 with officers from Trading Standards, Greater Manchester Police, Licensing and a tobacco detection dog. An entry warrant was executed for the flat above Maria and Phillip. The following products were seized from the premises:

The following products were found and seized within the flat above Maria and Phillip:

- 8x packets of Richmond Super King
- 19 packets of Marlboro
- 10x packets of Gold Leaf
- 37x packets of illicit tobacco were found and seized.

The following products found and seized from the shop:

- 1x opened packet of Benson and Hedges
- 66x Elux 3550

On 14 February 2023, following submission of the review application, Ms Briers contacted Mr Joy to inform him of the application. Mr Joy stated that as far as he was aware he was no longer the DPS of the premises.

A visit was conducted to the premises on 14 February 2023 by Ms Briers and Ms Birch to meet with Mr Joy. During this visit, Mr Joy stated that he presumed Mr Shaikh was the DPS but he would remain the DPS due to his current involvement in the premises.

On 15 February 2023, the Licensing Authority received an application to vary the Designated Premises Supervisor from Erika Demeterova to specify Mr Zishan Shaikh as the Designated Premises Supervisor of Maria and Phillip.

At this stage Mr Robinson asked Ms Demeterova and Mr Shaikh if they understood and were happy to continue to which they confirmed they were.

Nicola Briers, Trading Standards Officer, Tameside MBC then presented her statement. Reading out the statement, Ms Briers informed the Panel:

- The premises was not promoting the following licensing objectives:
 - Product safety – due to the sale/supply of illicit tobacco and non-compliant e-cigarettes;
 - Protection of children from harm – due to the cheaper pricing of illicit tobacco products being more affordable and appealing/available to children;
 - Prevent of crime and disorder – the sale of non-compliant e-cigarettes is an offence under the Tobacco and Related Product Regulations 2016 and the sale/supply of illicit tobacco is an offence under the Tobacco and Related Product Regulations and the Standardised Packaging of Tobacco Products Regulations 2015.
- On 28 June 2021, Trading Standards received complaints about the premises selling illicit tobacco, selling tobacco to children and selling cigarettes.
- On 8 July 2021 Ms Briers visited the premises and seized six pouches of foreign labelled Amber Leaf hand rolling tobacco found in the back store room.
- Other issues were also identified:
 - No tobacco notice was on display contrary to Children and Young Persons (Protection from Tobacco) Act 1991;
 - No refusals book was in place;
 - Many items were not priced contrary to The Price Marking Order 2004.
- On 13 July 2021 a warning letter was sent regarding the sale/supply of illicit tobacco to Ms Demeterova.
- On 9 November 2021 Ms Briers received an email from Greater Manchester Police stating that the premises was selling high strength vapes to school children.
- In December 2021 letters were sent to over 200 retailers advising them of the law relating to the sale of e-cigarettes and the requirement of the tank size; a copy of this letter was sent to Maria and Phillip.
- On 14 February 2022 a test purchase was carried out at the premises and a packet of illicit Richmond Superking was purchased for £5 which was obtained from a jacket hanging up in the back stock room.
- On 17 February 2022 Trading Standards and Greater Manchester Police visited the property and one packet of Amber Leaf hand rolling tobacco was seized from a jacket pocket hung behind the counter.
- On 27 June 2022 Ms Briers sent a letter to Ms Demeterova and Mr Joy detailing the issues at the premises and concerns that the premises was not promoting the licensing objectives. A meeting was requested on 7 July 2022.

- On 5 July 2022 Mr Joy advised that Ms Demeterova was unable to attend the meeting as she was out of the country. A further meeting was arranged on 27 July 2022 and on 26 July Mr Joy advised Ms Demeterova was still out of the country.
- Another meeting was arranged on 23 August 2022 and on 11 August Mr Joy advised that Ms Demeterova was unable to attend.
- A final meeting was arranged on 30 August 2022, which Ms Demeterova did not attend. Mr Joy indicated that he no longer wanted to be the DPS and that Mr Shaikh wanted to be the DPS.
- On 4 September 2022 a test purchase was carried out and a packet of illicit Richmond Superking was purchased for £5.
- On 5 September 2022 Mr Shaikh advised he had completed his training to become a personal licence holder.
- On 20 September 2022 a warrant was obtained to enter and search the flat above the premises and a visit was carried out on 13 October 2022 where the following illicit tobacco items were seized from the flat:
 - 8x packets of Richmond Superking
 - 19 packets of Marlboro
 - 10x packets of Gold Leaf
 - Total 37x packets of illicit tobacco found and seized from flat
- The following illicit tobacco items were seized from the shop:
 - 1 x opened packet of B&H
 - 66x Elux 3550

Ms Briers then answered questions, in relation to her submission.

PC Foley, Greater Manchester Police then presented his statement and made the following submissions:

- PC Foley became aware of the issue around illicit tobacco and illegal vapes when he started his current role in May 2022.
- PC Foley's predecessor PC Thorley emailed Ms Briers on 9 November 2021 reporting that the premises was selling high strength vapes to children.
- On 17 February 2022 Greater Manchester Police visited the premises with Trading Standards and found a packet of amber leaf rolling tobacco in the pocket of a jacket hanging up behind the counter.
- On 13 October 2022 Greater Manchester Police visited the premises with Trading Standards where 37 packets of illicit tobacco found and seized from flat above the premises and 66 illegal vapes and a packet of opened B&H cigarettes from the premises.
- The importation of illicit tobacco and vapes in the UK has strong links to organised crime groups.
- There was no confidence the current owners and workers in promoting any of the licensing objectives and particularly crime and disorder which they have total disregard for.
- Recommended a revocation of the premises licence.

Rebecca Birch, Regulatory Compliance Officer, Tameside MBC, presented her statement and made the following submissions:

- The premises was seriously undermining the licensing objectives
 - Public safety
 - Protection of children from harm
 - Prevention of crime and disorder
- Numerous attempts had been made by Licensing and Trading Standards to work with the DPS and Premises Licence Holder and there was a clear pattern of non-compliance with relevant legislation.
- Trading Standards informed the Licensing Authority of the seizure of foreign-labelled Amber Leaf rolling tobacco on 28 June 2021.

- On 13 July 2021 Ms Birch visited the premises and spoke with Andrew Bridge who stated he did not know a Thomas Joy (DPS) and that 'Shaun' (Mr Shaikh) was the owner of the business.
- A meeting was arranged on 16 July 2021 with Mr Shaikh and Mr Joy to discuss and confirm Mr Joy's involvement at the premises.
- Ms Birch suggested the premises submit a minor variation application to add conditions to the licence to better promote the licensing objectives.
- Mr Shaikh confirmed he was happy to submit a minor variation application then later stated he did not understand the minor variation or the reason for the application.
- On 14 February 2022 a positive test purchase was carried out where illicit Richmond Superking cigarettes were seized.
- Ms Birch was present at the visit on 13 October 2022 where large quantities of illicit tobacco and illegal e-cigarettes were seized.
- On 14 February 2023 Ms Birch visited the premises with Trading Standards to meet with Mr Joy who confirmed that he presumed Mr Shaikh was the DPS.
- On 15 February 2023 Ms Demeterova submitted an application to vary the DPS specifying Mr Shaikh as the DPS.
- Ms Birch questioned how Ms Demeterova and Mr Shaikh could effectively manage a business when they were out of the country for long periods of time to which Mr Shaikh said his daughter was very ill and they had to go to sort her out.

Ms Demeterova, Premises Licence Holder and Mr Shaikh, Designated Premises Supervisor then made the following submissions:

- Although it had happened so many times, the premises were not selling vapes to underage children as it was mostly the parents who bought the vapes for their children
- He assured that he was the DPS and lived upstairs and this wouldn't happen again and they would stick to the rules.

Ms Demeterova and Mr Shaikh then answered questions from Mr Robinson, Regulatory Services Manager, PC Foley and Panel members.

The Panel then heard brief closing submissions from all parties.

Members of the Panel then retired to carefully consider the written submissions, representations and questions and answers during the hearing in addition to all the information provided. The Panel were accompanied by the Legal Representative and the Principal Democratic Services Officer, who provided legal and procedural advice only and took no part in the decision making process.

DECISION/REASONS

In determining the matter, the Panel had due regard to:

- the report to Panel
- the application and representations received
- all oral and written evidence and submissions
- the Council's Statement of Licensing Policy
- the relevant sections of the Licensing Act 2003 and Regulations made thereunder
- the Guidance issued by the Secretary of State under section 182 of that Act.

The Panel determined the application pursuant to section 52(3) of the Act having regard to the relevant representations and the requirement to take such steps as it considered appropriate to promote the licensing objectives.

The key points identified by the Panel were as follows:

1. It was admitted by both the Premises Licence Holder and the Designated Premises Supervisor that neither knew what the licensing objectives were.

2. When informed what the Licensing Objectives were, the Premises Licence Holder and DPS were unable to say what they would do to promote the licensing objectives going forward.
3. The DPS admitted that he was aware that parents were buying illegal vapes for their children and continue to sell the vapes to the parents regardless.
4. The premises had multiple opportunities to change how they ran the business.
5. The premises had consistently ignored advice from Professional Bodies on how to promote to the licensing objectives and to adhere to the law.
6. There had been persistent breaches of tobacco-related legislation.
7. The Panel were not satisfied that the Premises Licence Holder or DPS had an understanding of what they had done wrong.
8. The Panel were concerned that the business had not and could not be run efficiently or promote the licensing objectives.

STEPS TAKEN PURSUANT TO S52(4) LICENSING ACT 2003

The Panel considered all available options.

On balance, having carefully considered all of the available information and having regard for the premises licence holder and the DPS's lack of knowledge of the licensing objectives and sale of illicit tobacco and illegal vapes, the Panel concluded that the licence should be revoked.

The Panel felt that the premises had flagrantly disregarded the law and advice provided by professional bodies on numerous occasions and that they had chosen to ignore this advice and continued to knowingly breach tobacco regulations. The Panel were not satisfied the Premises Licence Holder or the DPS understood what they had done wrong and were of the view that the business couldn't be run to efficiently promote the licensing objectives.

The Panel thanked those attending the hearing for their contribution and assisting the Panel in reaching its decision.

RESOLVED

That the premises licence be revoked.

CHAIR

Agenda Item 4

Report to:	SPEAKERS PANEL (LIQUOR LICENSING)
Date:	21 April 2023
Reporting Officer:	Emma Varnam – Assistant Director Operations & Neighbourhoods
Subject:	APPLICATION FOR A PREMISES LICENCE – BEAN & BUN, 4 BROADOAK CRESCENT, ASHTON UNDER LYNE, OL6 8QE
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) to grant the licence subject to –<ul style="list-style-type: none">(i) such conditions that the authority considers appropriate for the promotion of the licensing objectives, and(ii) current mandatory conditions;(b) to exclude from the scope of the licence any of the licensable activities to which the application relates;(c) to refuse to specify a person in the licence as the premises supervisor;(d) to reject the application.
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>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.</p> <p>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</p>

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 17 of the Licensing Act 2003 outlines the procedure whereby an application can be made to the Licensing Authority for 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) to grant the licence subject to –
 - (i) such conditions that the authority considers appropriate for the promotion of the licensing objectives, and
 - (ii) current mandatory conditions;
 - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - (c) to refuse to specify a person in the licence as the premises supervisor;
 - (d) to reject the application.

2. REPORT

- 2.1 On 27 February 2023 an application for the grant of a Premises Licence was made in respect of Bean & Bun, 4 Broadoak Crescent, Ashton-under-Lyne, OL6 8QE. The named applicant is Bean & Bun Ltd, the sole director of this company is Pavithra Coramatla, who is also the proposed Designated Premises Supervisor. A copy of the application is attached at **Appendix 1**.
- 2.2 A location map, including a photograph of the premises, is attached at **Appendix 2**.
- 2.3 The application is seeking the authorisation of a licensable activity, namely the provision of sale of alcohol.
- 2.4 The application is summarised as follows:
- Sale of alcohol – for consumption on the premises only**
- Monday - Sunday 10:30hrs – 23:00hrs
- Premises Opening Hours**
- Mon – Sun: 06.30 – 23.30
- 2.5 Upon receipt of the application, the Licensing Authority liaised with the applicant to agree conditions. These are attached at **Appendix 3**.
- 2.6 During the consultation period, a representation was received from a member of the public. The representation mainly relates to concerns regarding the proposed sale of alcohol, which is feared will cause inconvenience and nuisance to residents and nearby business owners, negatively impacting their lives.

3. REPRESENTATIONS & EVIDENCE SUBMITTED

Member of the Public

- 3.1 A representation has been received from a member of the public, who is a local resident and neighbouring business owner. A copy of this is attached at **Appendix 4**.

4. HOME OFFICE GUIDANCE

In determining this application the Panel must have regard to the Council's Statement of Licensing Policy and the statutory guidance issued pursuant to s182 of the Licensing Act 2003. The statutory guidance includes the following:

Determining actions that are appropriate for the promotion of the licensing objectives

9.42 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.43 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

9.44 Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination

5 CONCLUSION AND OPTIONS FOR THE PANEL

- 5.1 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) to grant the licence subject to –
 - (i) such conditions that the authority considers appropriate for the promotion of the licensing objectives, and
 - (ii) current mandatory conditions;
- (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
- (c) to refuse to specify a person in the licence as the premises supervisor;

(d) to reject the application.

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Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Bean & Bun Ltd

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
Bean and Bun 4, Broadoak Crescent			
Post town	Ashton under Lynn	Postcode	OL6 8QE

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£5,800

Part 2 - Applicant details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
- statutory function or
- a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	Bean & Bun Ltd
Address	4 Broadoak Crescent, Ashton-Under-Lyne, England, OL6 8QE
Registered number (where applicable)	14228726
Description of applicant (for example, partnership, company, unincorporated association etc.)	Private limited Company

Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

We are an operating café and would like to offer a selection of alcohol to complement our menu.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur			<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 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
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</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<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 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed					
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur					
			<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 6)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Tue					
			<u>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</u> (please read guidance note 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

G

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

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur					
Fri			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 (please read guidance note 6)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
Mon	10:30	23:00						
Tue	10:30	23:00						
Wed	10:30	23:00						
Thur	10:30	23:00						
Fri	10:30	23:00						
Sat	10:30	23:00						
Sun	10:30	23:00						
						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 6)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Pavithra Coramatla	
Date of birth [REDACTED]	
Address [REDACTED] [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) TRAFFORD COUNCIL	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon	06:30		<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)
		23:30	
Tue	06:30		
		23:30	
Wed	06:30		
		23:30	
Thur	06:30		
		23:30	
Fri	06:30		
		23:30	
Sat	06:30		
		23:30	
Sun	06:30		
		23:30	

M

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

All staff shall be suitably trained for their job function for the premises. The training shall be written into a programme ongoing and under constant review and shall be made available to a relevant responsible authority when called upon.

All alcohol sales will be ancillary to the purchase of food.

There shall be no vertical drinking at the premises.

b) The prevention of crime and disorder

A CCTV system shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition.

The CCTV system shall continually record whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises.

All recordings shall be stored for a minimum period of 31 days with correct date and time stamping and shall be made available immediately upon the request of Police or an authorised officer of the council throughout the preceding 31 day period.

The CCTV system shall be updated and maintained according to police recommendations.

A staff member from the premises who is conversant with the operation of the CCTV system, shall be on the premises at all times when the premises are open to the public.

This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested. CCTV shall be downloaded on request by the Police or authorised officer of the council.

Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.

A documented check of the CCTV shall be completed weekly to ensure all cameras remain operational and the 31 days storage for recordings is being maintained.

A premises daily register shall be kept at the premises. This register shall be maintained and kept for a rolling period of 12 months

The register shall record all incidents which may have occurred which are relevant to the supply of alcohol and the promotion of the licensing objectives. Such incidents shall include, but not be limited to, complaints made to the premises alleging nuisance or anti-social behaviour by persons attending or leaving the premises and all refusals to sell alcohol.

The register shall be readily available for inspection by an authorised person upon reasonable request.

Super-strength lagers, beers and/or ciders, i.e. those with an ABV of 6.5% or higher, shall not be sold at the premises.

c) Public safety

All exit routes and public areas shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed.

The premises licence holder shall ensure that a suitable fire risk assessment and emergency plan is in place at all times.

Regular checks and maintenance shall be carried out on all equipment, electrical installations, emergency lighting and fire alarms and equipment to ensure their continued safe operation. A written record of these checks shall be kept and made available to an authorised officer of the licensing authority.

Empty glasses and bottles shall be removed from public areas quickly and efficiently. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.

d) The prevention of public nuisance

Arrangements shall be put in place to ensure that waste collection contractors do not collect refuse between 19:00 and 07:00.

No person shall be allowed to leave the licensed area whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage.

The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and ensure that there is no public nuisance.

Signage requesting customers to be respectful of others when entering or leaving the premises shall be installed in a prominent position by the premises' exit.

e) The protection of children from harm

A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are the following recognised photographic identification cards: a driving licence, a passport, a military identification card or a Proof of Age card carrying a 'PASS' logo.

Notices advertising that the premises operates a "Challenge 25" scheme shall be displayed in a clear and prominent position at the premises entrance

All occasions when persons have been refused service shall be recorded in the premises daily register.

All children under the age of 12 years shall be accompanied by an adult whilst on

the premises after 7.00pm.

The premise licence holder or Designated Premises Supervisor to ensure that all management and staff who are not personal licence holders are fully trained and briefed on the four licensing objectives and Challenge 25 and they are adhered to.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none">• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the
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	<p>entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	<i>Ian Crockard</i>
Date	27/02/2023
Capacity	Duly Authorised Agent

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

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

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.

- any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

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

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

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:

- evidence of the applicant's own identity – such as a passport,
- evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
- evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

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

Home Office online right to work checking service

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

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

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

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order

to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.



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APPENDIX 3

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.

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.

Further Restrictions

All alcohol sales will be ancillary to the purchase of food.

There shall be no vertical drinking at the premises.

The premises will not sell lager, beers and ciders above 6.5% abv.

Licensing representation

I wish to **object** to the following Licensing Act application:

Applicant name: Bean & Bun Ltd

Premise Name & Address: Bean & Bun, 4 Broadoak Crescent, Ashton Under Lyne, OL6 8QE

Representative details: [REDACTED] Broadoak Crescent, Ashton Under Lyne, OL6 8QE

As a resident and business owner in the local community, [REDACTED] premises in question, I believe granting this license would pose a significant risk to the four licensing objectives outlined in the Licensing Act 2003.

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

Firstly, I would like to draw your attention to the number of surrounding pubs and bars within a one-mile distance of Broadoak Crescent, including but not limited to :

- Pegs Langtern, 148 St Albans Avenue, Ashton-Under-Lyne OL6 8TU
- The Lord Nelson, 78 Nook Ln, Ashton-under-Lyne OL6 9HJ
- The Broadoak, 69 Broadoak Rd, Ashton-under-Lyne OL6 8QD (directly opposite)
- Old Ball Inn, Broadoak Rd, Ashton-under-Lyne OL6 8QW
- The Ash Tree - JD Wetherspoon, 9-11 Wellington Rd, Ashton-under-Lyne OL6 6DA
- Dog and Partridge, 275 Oldham Rd, Ashton-under-Lyne OL7 9PT
- Dog & Pheasant, 528 Oldham Rd, Ashton-under-Lyne OL7 9PQ

Given the abundance and concentration of alcohol-serving premises in the area, granting a license for Bean & Bun to serve alcohol would only serve to increase the crime and disorder in the local area. Late-night alcohol consumption has been shown to be a gateway to incidents of violence, vandalism, and other criminal activities. The potential for intoxicated patrons to cause accidents or injuries to themselves and others has already been seen and puts families in the residential area at unease. Last year saw the rape and murder of Elizabeth McCann, who was deliberately plied with alcoholic drinks at the Star Inn pub on Old Street, Ashton-Under-Lyne and brutally taken advantage of by the perpetrator. Frequently I have been a victim of noise pollution during the late and early hours of the morning, antisocial behaviour, and verbal abuse from those who have been drinking alcohol at local pubs, which disrupts my sleep, my business, and makes me feel unsafe in my own home. I am deeply concerned that the sale of alcohol during the specified hours will only attract a disruptive and violent clientele, and breed alcoholism, leading to unpredictable and dangerous outbursts from local residents, which will threaten public safety in the area. This kind of behaviour would increase hostility in the community and deter customers from entering the local area to shop and eat.

Additionally, since the restaurant's opening last year, there has been a constant conflict occurring due to the limited parking availability at Broadoak Crescent. The nature of service at Bean & Bun means the restaurant's customers are occupying all of the little parking space available for hours at a time to dine, whilst my customers and others looking to access the Post Office or salon or prevented from doing so due to the inability to park in front. This lack of parking options also deters potential visitors to the area, impacting the local economy and community. Not only this, but customers at Bean & Bun have resorted to dangerous parking – wholly on the pavement and blocking store

entrances and exits – which has caused dangerous obstructions to pedestrians, cyclists and children walking to and from school, as well as preventing me from leaving my driveway on many occasions. This has been an increasing nuisance for local residents, and myself when leaving my premises, interfering with my business operations. This is an ongoing issue that the owners of Bean & Bun have not attempted to address nor resolve, and consequently, I believe that were the license granted, it would further potentiate this challenging parking situation by causing increased unnecessary congestion and chaotic conditions on Broadoak Crescent.

I believe that granting a license to Bean & Bun to serve alcohol and potentially increasing their customer base will only exacerbate the issue of parking and pedestrian safety.

The area is home to several schools which are in close proximity to Broadoak Crescent:

- Little Pandas Preschool Broadoak Community Centre Broadoak Road, Ashton-Under-Lyne OL6 8RS
- Oasis Academy Broadoak, Norman Road, Ashton-under-Lyne OL6 8QG
- Great Academy Ashton, Broadoak Road, Ashton-Under-Lyne OL6 8RF
- Samuel Laycock School, Broadoak Road, Ashton Under Lyne OL6 8RF
- St. Christopher's R C Primary School, St Christopher's Road, Ashton-Under-Lyne OL6 9DP
- Holden Clough Community Primary School, St Albans Avenue, Ashton-Under-Lyne OL6 8XN
- St. Damian's RC Science College, Lees Road, Ashton Under Lyne OL6 8BH

With the hours of Bean & Bun coinciding with peak hours of school children commuting to and from school, it is a real concern that the young children in our community could be exposed to distressing and dangerous situations such as rowdy and disruptive behaviour, verbal altercations or drunk driving, which could endanger the safety of schools in the local area, dissuading parents from allowing their children to attend these schools.

In the past, Bean & Bun has operated as a family-friendly establishment, even hosting parties for young children which have been met with the approval of most parents and children in the area. The supply of alcohol on the premises raises the question of how the owners will ensure their restaurant is safe for children. It is evident that it would not sufficiently protect children from harm. Increasing the availability of alcohol in the area can attract and influence impressionable minors, putting them at greater risk of underage drinking and associated harm, creating a potential for additional hazardous situations. As a member of the community, I believe that the safety and well-being of our children should be a top priority and granting a license to Bean & Bun to serve alcohol could put them at unnecessary risk.

In conclusion, the presence of yet another alcohol-serving business in the local area poses a serious danger to the sense of safety and security which is already under threat. I urge you to consider the detrimental impact that this will have on the local community and businesses, and to take necessary steps to ensure that Bean & Bun and their customers do not contribute to these problems.

Supporting documents

The Crown Prosecution Service. (2023, February 22). Man jailed for life for raping and murdering woman in Ashton-Under-Lyne. Cps.gov.uk. <https://www.cps.gov.uk/north-west/news/man-jailed-life-raping-and-murdering-woman-ashton-under-lyne>

Figure 1 and 2: A van parked haphazardly in front of my driveway and on the pavement



Figure 3: Another instance of a car parked dangerously on the pavement

