

## **SPEAKERS PANEL (LIQUOR LICENSING)**

**13 January 2020**

**Commenced:** 10:00

**Terminated:** 11:10

**Present:** Councillors Sweeton (Chair), Bowden (Vice-Chair) and Cartey

**In Attendance:**

Mike Robinson	Licensing Manager
Margaret Warner	Margaret Warner
Brad Byrne	Regulatory Compliance Officer
James Mallion	Consultant Public Health

### **14 DECLARATIONS OF INTEREST**

There were no declarations of interest.

### **15 APPLICATION TO VARY A PREMISES LICENCE – ASTLEY NEWS, 194 ASTLEY STREET, DUKINFIELD, SK16 4QD**

Consideration was given to an application to vary a premises licence held by Astley News, 194 Astley Street, Dukinfield, SK16 4QD. Members of the Panel were informed that Tameside MBC's Licensing Authority, as a responsible authority, received an application to vary an existing premise licence at Astley News. The application sought to extend the terminal hour for the sale of alcohol and opening hours for the premises to 01:00am.

The Licensing Manager outlined the procedure and the steps which could be utilised by the Speakers Panel (Liquor Licensing) in determining the application. The Licensing Manager informed the panel that the application was submitted by the current Premises Licence Holder and Designated Premises Supervisor (DPS).

The Panel heard the applicant's statement outlining the request to vary the Premises Licence. The Applicant informed the Panel that customers had asked for the premises to open later and that there was potential for the premises to be successful operating until 01:00am as few shops operated until this time in the area.

Following this address all parties were afforded the opportunity to ask questions in relation to the statement.

The Chair of the Panel invited representations to be made starting with the Regulatory Compliance Officer on behalf of the Licensing Authority. The Regulatory Compliance Officer explained that the Licensing Authority had concerns over the time in which this premise wished to sell alcohol to members of the public. There were several other Off Licences in the nearby area which did not sell alcohol past 23:00, two of which were located on the same road. It was highlighted that on the application submitted, very little detail had been provided in the operating schedule to assure the Licensing Authority in respect of promoting the four licensing objectives. It was further explained that Astley News was located directly next door to the Chapel House Public House on Astley Street, Dukinfield. With a potential time of 01:00am for the sale of alcohol, this posed significant risk to patrons who had already been drinking in the Chapel House pub as they would be able to purchase more alcohol for consumption at home.

On behalf of Greater Manchester Police, PC Martin Thorley made representation. PC Thorley explained that there were several other Off Licences in the nearby area which do not sell alcohol past 23:00, two of which were located on Astley Street, Dukinfield. The Panel were advised that the application did not demonstrate the four licensing objectives in particular, reducing Crime and Disorder and preventing public Nuisance. PC Thorley explained that there would be an increase in

crime and disorder which could lead to further demands being placed onto Greater Manchester Police in the immediate area surrounding Astley News, particularly given that the area is predominately residential and nuisance complaints. The proposed license times had the potential to pose a significant risk to patrons who had already been drinking at the Chapel House pub as they and others would be able to purchase and consume more alcohol

The Public Health Consultant was then invited to make his representation. James Mallion informed Members of the Panel that the locality already had the 31st highest degree of existing alcohol related harm in the Borough, which fell in the top quartile. The rank for weekend A&E attendances (from midnight to 5am), was the 13th highest in the borough. It was explained that extending the opening hours posed a risk to the first three licensing objectives, prevention of crime and disorder; public safety; and prevention of public nuisance. It was further explained that the increased supply of alcohol could further increase the number of A&E attendances in the area that Astley News was within, the thirteenth highest in the Borough.

All parties were invited to provide a brief statement in summary, Members of the Panel carefully considered the written report, representations and the questions and answers during the hearing in addition to all of the information provided. The Panel determined that it would not be appropriate to approve the application. The Panel rejected the application on the grounds of prevention of crime and disorder and prevention of public nuisance.

#### **RESOLVED**

**That the Application to Vary the Premises Licence ASTLEY NEWS, 194 ASTLEY STREET, DUKINFIELD, SK16 4QD be refused.**

#### **16 APPLICATION TO VARY A PREMISES LICENCE – THE WHITEHOUSE, 2 WATER STREET, STALYBRIDGE**

#### **RESOLVED**

**The Licensing Manager explained that as agreement had already been reached prior to the meeting, the representations from the Licensing Authority and Greater Manchester Police had been withdrawn. Therefore Application to Vary the Premises Licence for The Whitehouse, 2 Water Street, Stalybridge no longer needed to be heard.**

#### **17 MINUTES**

The Minutes of the previous meeting held on 5 August 2019 were approved as a correct record.