

BEFORE THE LICENSING AUTHORITY AT OLDHAM COUNCIL
IN THE MATTER OF
LIQUID/ENVY. WATERLOO STREET, OLDHAM
LICENCE REVIEW BROUGHT BY THE LOCAL WEIGHTS AND MEASURES
AUTHORITY IN OLDHAM UNDER S.51 OF THE LICENSING ACT 2003

AGREEMENT TO LICENCE CONDITIONS

Licensing Authority
Oldham Council
North House
130 Rochdale Road
Oldham
OL1 2JA

In the matter of the review of the licence held by Luminar Leisure Ltd for Liquid/Envy, Waterloo Street, Oldham, the premises licence holder requests the Licensing Authority to take note of the agreement reached with the applicant for review, the local weights and measures authority and the party making representations in the review, Greater Manchester Police, as follows:

1. That the applicant would voluntarily accept the following conditions be placed upon the licence for this premises:

"Unless otherwise agreed in writing with the Greater Manchester Police, a minimum of 4 SIA registered door supervisors (two at each main entrance to the venue whilst such entrance is being used) will be on duty at the premises from 2200 until last admission time Friday (into Saturday morning) and on Saturday (into Sunday morning). The requirement for additional door supervisors at all other times will be risk assessed in consultation with Greater Manchester Police and door supervisors will be employed at such times and in such numbers as deemed necessary by the risk assessment".
Consultation does not confer a right of veto on Greater Manchester Police and the ultimate decision remains with the Premises Licence holder.

"The Premises Licence Holder will enter into and adhere with a Drinks Promotions Protocol with Oldham Council Trading Standards. This protocol will set out how the Premises Licence Holder will risk assess particular types of promotion, if they are to run at all, and what measures it will take in light of this risk assessment, in consultation with Oldham Council Trading Standards to ensure that the Licensing Objectives are not compromised." Consultation does not confer a right of veto for Oldham Council Trading Standards and the ultimate decision remains with the Premises Licence Holder.

2. That, if accepted by the Licensing Authority, the local weights and measures authority would withdraw its proposed conditions contained within its application.
3. That, if accepted by the Licensing Authority, the Greater Manchester Police would withdraw its representations in relation to the review.
4. That, the parties to the proposed hearing in this matter having signed this agreement, requests the Licensing Authority to determine the application accordingly in accordance with Paragraph 7, Schedule 4 of the Licensing Act 2003 (Hearings) Regulations 2005.
5. That, as agreement has been reached, the parties consider that a hearing is unnecessary and ask the Licensing Authority to proceed to determination in accordance with Regulation 9 of the Licensing Act 2003 (Hearings) Regulations 2005.

The premises licence holder and the responsible bodies that are party to this review would like to take this opportunity to thank the Licensing Authority for their determination in this matter.

Signed Name
For Luminar Leisure Ltd

Signed Name
For the Local Weights and Measures Authority of Oldham

Signed Name
For Greater Manchester Police

Liquid & Envy Oldham

Promotions Protocol

Luminar Leisure Ltd is the largest operator of late night venues in England and Wales. We are committed to providing a quality, safe night for our customers and take our responsibility as part of the Oldham night time economy very seriously.

We operate our venue to the highest standards with customer safety being paramount and have the procedures and policies in place to ensure customers enjoy a safe environment for their night out.

If promotions are run, adequate provision should be made to ensure public safety, prevent public nuisance and prevent any associated crime and disorder.

A Risk Assessment will be conducted to take into account measures to aid in slowing consumption and to ensure there is sufficient supervision of customers in accordance with the Licensing Objectives in the Licensing Act (2003).

For the purpose of this document, Regulated Drinks Promotions are classed as the following:-

1. Offers to supply alcohol for less than 75p per unit of alcohol; or
2. Offers to supply alcohol for the payment of a fixed fee "All inclusive" (such as payment on the door); or
3. Offers to supply alcohol where the purchase of one drink results in the supply of a free drink or drinks; or
4. Offers to supply alcohol in return for tickets or vouchers purchased on the premises; or
5. Offers a discount to purchasers of alcohol exceeding 20% (either through promotion voucher published in advance or ticket/voucher purchased on the premises)

Excluding Legitimate national/season marketing campaigns that may contain a specific drinks offer which will be discussed directly with Oldham Trading Standards prior to any participation.

Prior to any Regulated Drinks Promotion the Risk Assessment will address amongst other things:-

Door Staff:

In addition to the existing licensing condition to have a minimum of 4 SIA registered door supervisors (two at each main entrance to the venue whilst such entrance is being used) will be on duty at the premises from 2200 until

last admission time), the assessment of risk will include whether additional specific door staff should be employed to mitigate the risks that the promotion could threaten the Licensing Objectives.

Purchase rules:

Whether drinks (apart from Champagne) need to be dispensed into polycarbonate glasses and that no glass bottles are handed over to customers (apart from Champagne).

Staff being fully trained in the responsibilities associated with serving alcohol whilst participating in the company Bronze, Silver and Gold Award training packages, as standard throughout Luminar venues.

Ensuring levels of customer sobriety are monitored by door staff and bar staff, customers deemed to be intoxicated will be refused further service of alcoholic drinks.

Whether limits should be placed on the numbers of drinks that can be sold in each transaction.

Whether limits should be placed on the locations within the venue that the promotion is to be made available at (such as a specific stand or bar area for a particular product promotion).

Operational Measures:

Whether an entry charge should be made.

Operating the usual door controls re age and sobriety and internal controls within the premises.

Search policy in place on entry. Persons who do not agree to be searched are refused entry to the venue.

Supervision by door staff of smoking terrace to monitor customer behaviour.

Use of Lite patrol (see description below *) in place to ensure any hazards are taken care of swiftly. Additional customer supervision whilst on patrol.

CCTV in operation. Cameras located within bar areas as well as other strategic points around the venue.

Call button available to staff to alert management or door staff that they are required at the bar.

Dancesafe : We make every effort to ensure the safety and welfare of our customers and staff within our premises. In addition to this, we encourage our customers to take a level of responsibility for themselves. We display signage in relation to customer and staff welfare advising them of certain risks to which they could be exposed.

No bottle or drinking vessel is allowed to leave the venue – any customers seen with such items will be stopped on exit. This is monitored by door staff.

Private hire company booking facility located within the reception area of the venue to assist in swift dispersal and safe passage for the customers on leaving.

*** Lite Patrol**

The Lite Patrol system monitors risks within our venues which may arise from hazards such as spillages. Discs are installed around the each of our venues to form 'checkpoints'. After an area has been checked, a data collector tool (similar to a marker pen) is scanned across the disc in verification. Whilst performing these duties, the staff member will be alert to any cases of intoxication within their surroundings. The customer will then be brought to the attention of the management.

All inclusive drinks offers

Luminar Leisure Ltd recognise the particular risks that can be generated with all inclusive drinks offers. Whilst we cannot rule out the possibility of running such offers in the future, we recognise that it is imperative that such offers are carefully planned, risk assessed and managed. This will include consultation over such offers in advance with Trading Standards and the Police. Consultation does not confer a right of veto on Trading Standards or the Police and the ultimate decision remains with the Premises Licence Holder.

The risk assessment will include in addition to the above:-

How many drinks can be purchased at any one time.

What type and strength of drinks can be sold

Whether additional customer surveillance is required by stewards at the bar area.

This Protocol can be amended by the Premises Licence Holder after discussions and with the agreement of Trading Standards, and Police.