

## AGENDA ITEM NO. 5

**REPORT TO:** Regulatory Committee

**DATE:** 14 November 2005

**REPORTING OFFICER:** Chief Executive

**SUBJECT:** Application for a premises licence – The Manhattan Lounge 24 – 28A Widnes Road Widnes

**WARDS:** Appleton

### 1.0 PURPOSE OF THE REPORT

1.1 To hold a hearing to assess relevant representations made in response to an application in respect of The Manhattan Lounge 24 – 28 Widnes Road Widnes

### 2.0 RECOMMENDATION: That the Committee considers the relevant representations

### 3.0 SUPPORTING INFORMATION

3.1 An application has been made under section 17 Licensing Act 2003 (“the 2003 Act”) for a premises licence in relation to the above property.

3.2 This hearing is held in accordance with the 2003 Act and the Licensing Act 2003 (Hearings) Regulations 2005.

3.3 The procedure to be followed has been circulated to all parties and will be repeated at the beginning of the hearing.

3.4 The hearing is solely concerned with those aspects of the application which have been the subject of relevant representations as defined in the 2003 Act.

### 4.0 RELEVANT REPRESENTATIONS

#### 4.1 RESPONSIBLE AUTHORITIES

- The following responsible authorities have made relevant representations  
Cheshire Constabulary  
Cheshire Fire Authority  
Environmental Health

The relevant representations relate to  
**Cheshire Constabulary**  
See appendix A

## **Cheshire Fire Authority**

### **1 Inadequate means of escape**

- The external staircase to be inspected by a competent engineer to ensure that it is a safe structural condition. Any recommendations following the inspection must be put into effect immediately.
- All doors affording a means of escape in case of fire to be only fastened in such a manner as to be easily and immediately openable from the inside when premises are occupied (without the use of a key)

### **2 Inadequate means of giving warning**

- During the inspection it was noted that the servicing/testing arrangements detailed by BS 5839 Part 1: 2002 had not been carried out. The system should be serviced by a competent person and new test records commenced

### **3 Inadequate emergency lighting**

- During the inspection it was noted that the servicing/testing arrangements detailed by BS 5266 Part 1: 1999 had not been carried out. The system should be serviced by a competent person and new test records commenced.

### **4 Inadequate management controls, training or procedures.**

- A fire risk assessment is required to be carried out as discussed during the inspection.
- All members of the staff should be made familiar with the method of giving the warning of fire, and with escape routes available from each part of the premises. They should be trained to direct members of the public or those in their charge towards the exits before making their own way to safety.

## **Environmental**

1. Guarding should be fixed to ledge and over bulkhead at side of stairs
2. There is no disabled access or facilities
3. Windows below 800mm should be guarded or safety glass fixed
4. No ventilation to W.C (ladies & gents)
5. Escape doors should be easily opened during opening hours (i.e. Any locks removed)

6. The means of escape from the managers office is not acceptable, it is an inner, inner, inner room
7. A structural engineers survey should be carried out and copy supplied for fire escape stairs, internal stairs and floors for loading (entertainment loading)
8. Rear final escape door/gate should be easily opened during licensing hours
9. External fire escape is compromised by the flat roof and windows at ground and first floor level that are fire risks
10. Certificates are required for fire alarms and emergency lights including outside bulk heads
11. Fire protection to all floors and internal stair should be 1 hour. Please confirm this including kebab shop at ground floor
12. All risers should be uniform (landing at head is not) on internal stair
13. All stairs and steps should comply with Part K (They appear to be greater than the pitch for public buildings)
14. The outside escape stair is only 770mm wide; the approved document B requires a minimum width of 800mm. However, the yellow guide would allow 100 people at first floor and 60 and second floor. Since numbers are difficult to control, consideration should be given to wider external stairs and fire exits.
15. The drawing submitted with the license application should show the true layout as existing
16. The above points should be rectified to the relevant standards of building regulations approved documents

## **4.2 INTERESTED PARTIES**

N/A

## **5.0 OPTIONS**

**5.1** The Committee has the following options:

- Grant subject to conditions
- Reject the application.

## **6.0 POLICY IMPLICATIONS**

None

**7.0 OTHER IMPLICATIONS**

None

**8.0 LIST OF BACKGROUND PAPERS UNDER SECTION 100D OF THE LOCAL GOVERNMENT ACT 1972**

**Document  
Application  
Documents**

**Place of Inspection  
Legal Services**

**Contact Officer  
John Tully/Kay Cleary**