

Public Document Pack

LICENSING SUB COMMITTEE

28TH MARCH 2017

LATE ITEM - Temporary Event Notice for Safari Afrique, 32 - 34 Assembly Street, Leeds, LS2 7DE

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Report author: Mr Shaam Amin
0113 378 5029

Report of the Head of Elections, Licensing and Registration

Report to the Licensing Sub Committee

Date: 28th March 2017

Subject: Temporary event notice for Safari Afrique, 32 - 34 Assembly Street, Leeds, LS2 7DE

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): City & Hunslet		
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
Appendix number:		

Summary of main issues

This report advises Members that a temporary event notice has been received and the West Yorkshire Police have served an objection notice on the grounds of crime and disorder/public nuisance.

Members of the Licensing Sub Committee are asked to consider the temporary event notice and the objection notice.

1 Purpose of this report

- 1.1 To advise Members of a temporary event notice served under section 100 of the Licensing Act 2003 ("the Act") in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of an objection notice from West Yorkshire Police.

2 History of premises

- 2.1 This premises benefits from a premises licence. A copy of the licence is attached at Appendix A.
- 2.2 The enforcement team for the section is aware that there have been ongoing issues with anti social behaviour and noise nuisance.

3 The temporary event notice

- 3.1 The proposed premises user is Mr Merlin Halliday.
- 3.2 A copy of the temporary event notice is attached at Appendix B.
- 3.3 In summary the temporary event notice is for

The sale by retail of alcohol
The provision of regulated entertainment
The provision of late night refreshment

Saturday 1st April 2017 03:30 until 05:30

Maximum capacity of the event: 250

- 3.4 The location of the premises can be seen on the map at Appendix C.

4 Representations

- 4.1 West Yorkshire Police and LCC Environmental Protection Team have received a copy of the notice.
- 4.2 West Yorkshire Police consider that allowing the premises to be used in the manner set out in the temporary event notice will undermine the prevention of crime and disorder/public nuisance and have issued an objection notice.
- 4.3 A copy of the objection notice is attached at Appendix D.

5 Equality and diversity implications

- 5.1 At the time of writing this report there were no implications for equality and diversity. Any decision taken by the Licensing Sub Committee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

6 Options Available to Members

6.1 The Licensing Sub Committee must take such of the following steps as it considers appropriate to promote the licensing objectives:

- Issue a counter notice against the event in order to prevent the event from taking place.
- If the premises benefits from a premises licence, attach relevant conditions which are attached to that premises licence
- Allow the event to take place

6.2 Members of the Licensing Sub Committee are asked to note that they may only attach conditions that are present on the premises licence and are relevant to the activities stated on the temporary event notice.

7 Background papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Statement of Licensing Policy

Premises Licence

Part A Schedule 12 Licensing Act 2003

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description

Safari Night Club, 28 - 34 Assembly Street, Leeds, LS2 7DE

Licensable activities authorised by this licence

Sale by retail of alcohol, Performance of live music, Performance of recorded music

Times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol

Monday to Wednesday	10:00 - 01:30
Thursday	10:00 - 02:30
Friday & Saturday	10:00 - 03:30
Sunday	12:00 - 23:30

Performance of live music

Monday to Wednesday	10:00 - 01:30
Thursday	10:00 - 02:30
Friday & Saturday	10:00 - 03:30
Sunday	12:00 - 23:30

Location of activity: Indoors

Further details: Simple shows for live music for no more than 150 people to attend.

Performance of recorded music

Monday to Wednesday	10:00 - 01:30
Thursday	10:00 - 02:30
Friday & Saturday	10:00 - 03:30
Sunday	12:00 - 23:30

Location of activity: Indoors

Opening hours of the premises

Monday to Wednesday	10:00 - 02:00
Thursday	10:00 - 03:00
Friday & Saturday	10:00 - 04:00
Sunday	12:00 - 00:00

Alcohol is sold for consumption on the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mr Job Wamalwa



Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Merlin Gerald Halliday



Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol



Annex 1 – Mandatory Conditions

1. Only individuals licensed by the Security Industry Authority may be used at the premises to guard against:-
 - a. unauthorised access or occupation (e.g. through door supervision), or
 - b. outbreaks of disorder, or
 - c. damage
2. No supply of alcohol may be made under this licence
 - a. At a time when there is no designated premises supervisor in respect of the premises licence, or
 - b. At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
4. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -

- a. games or other activities which require or encourage, or are designed to require or encourage individuals to -
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
 - b. provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee other public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - c. provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - d. selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorize anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - e. dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
 6. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

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

- a. a holographic mark, or
- b. an ultraviolet feature.

7. The responsible person must ensure that -

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

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

b. these measures are displayed in a menu; price list or other printed material which is available to customers on the premises; and

c. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

8. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of the condition set out in paragraph 1 of this condition -

- a. "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- b. "permitted price" is the price found by applying the formula $P = D + (D \times V)$ where -
 - i. P is the permitted price,
 - ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- c. "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - i. the holder of the premises licence,
 - ii. the designated premises supervisor (if any) in respect of such a licence, or
 - iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- d. "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- e. "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

Annex 2 – Conditions consistent with the operating schedule

The prevention of crime and disorder

9. A CCTV system will be installed, operated and maintained to a standard acceptable to West Yorkshire Police to cover both the inside and outside of the licensed premises.

Annex 3 – Conditions attached after a hearing by the licensing authority

The prevention of crime and disorder

10. A suitable CCTV system will be operational on the premises at all times when licensed activities are being carried out.
11. CCTV security footage will be made secure and retained for a minimum period of 31 days to the satisfaction of WYP.
12. At all times that licensable activities are taking place there will be a member of staff on duty who is conversant with operating the CCTV system and who is able to download immediately any footage requested by an officer from any of the Responsible Authorities or the Licensing Authority.
13. A Supervisor's Register will be maintained at the licensed premises, showing the names, addresses and up-to-date contact details for the DPS and all personal licence holders.
14. The Supervisor's Register will state the name of the person who is in overall charge of the premises at each time that licensed activities are carried out, and this information will be retained for a period of twelve months and produced for inspection on request to an authorised officer.
15. The Premises Licence Holder (PLH)/Designated Premises Supervisor (DPS) will ensure that a 'Daily Record Register' is maintained on the premises by the door staff.
16. The Daily Record Register will contain consecutively numbered pages, the full name and registration number of each person on duty, the employer of that person and the date and time he/she commenced duty and finished duty (verified by the individual's signature).
17. The Daily Record Register will be retained on the premises for a period of twelve months from the date of the last entry.
18. The PLH/DPS will ensure that an Incident Report Register is maintained on the premises to record incidents such as anti social behaviour, admissions refusals and ejections from the premises.
19. The Incident Report Register will contain consecutively numbered pages, the date time and location of the incident, details of the nature of the incident, the names and registration numbers of any door staff involved or to whom the incident was reported, the names and personal licence numbers (if any) of any other staff involved or to whom the incident was reported, the names and numbers of any police officers attending, the police incident and / or crime number, names and addresses of any witnesses and confirmation of whether there is CCTV footage of the incident.
20. The Incident Report Register will be produced for inspection immediately on the request of an authorised officer.
21. A policy for searching patrons at the entrance to premises will be adopted and prominently displayed on the premises.

22. A suitable purpose-made receptacle for the safe retention of illegal substances will be provided and arrangements made for the safe disposal of its contents as agreed with West Yorkshire Police or British Transport Police.
23. There will be a communication link via radio to other venues in the city centre. This will be the system recognised by the current Business Crime Reduction Partnership for the city, Leeds City Council and West Yorkshire Police.
24. Such communication link will be kept in working order at all times when licensable activities are taking place.
25. The communication link will be available to the Designated Premises Supervisor or other nominated supervisor and be monitored by that person at all times that licensed activities are being carried out.
26. Drinks, open bottles and glasses will not be taken from the premises at any time. Empty bottles and glasses will be collected regularly and promptly. Glass and other sharp objects will be stored and disposed of safely using suitable receptacles. Receptacles will be secured and not accessible to the customers.
27. The Premises Licence Holder/Designated Premises Supervisor and all members of staff will ask for proof of age from any person appearing to be under the age of 21 who attempts to purchase alcohol at the premises.
28. The PLH/DPS will belong to a recognised trade body or Pub Watch Scheme where one exists, whose aims include the promotion of the licensing objectives.
29. The PLH/DPS will operate to a written dispersal policy which ensures the safe and gradual dispersal of customers from the premises. The policy will be agreed with WYP. The PLH/DPS will ensure that staff receive training on the policy.
30. There is no public access to Arch 31 as shown on the plan of the licensed premises as "the kitchen"
31. The licence holder or Designated Premises Supervisor shall control the movement of patrons using arches 28,29,30 to the remainder of the premises using a pass or stamp system.
32. The minimum number of door supervisors at the premises will be as follows:

Monday to Saturday	(21:00-22:30)	2 doorstaff
Monday to Saturday	(22:30-close of premises)	4 doorstaff
Sundays	(21:00-to 23:30)	2 doorstaff

The prevention of public nuisance

33. Noise from a licensable activity at the premises will be inaudible at the nearest noise sensitive premises.
34. There shall be no external loud speakers.
35. Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.
36. Noise from plant or machinery shall be inaudible at the nearest noise sensitive premises during the operation of the plant or machinery. Plant or machinery shall be regularly serviced and maintained to meet this level.
37. People using the outside area to smoke shall not be allowed to take out any food or drink.

38. The activities of persons using the external area shall be monitored after 11 pm and they shall be reminded to have regard to the needs of local residents and to refrain from shouting and anti social behaviour when necessary.
39. The PLH/DPS will adopt a "cooling down" period where music volume is reduced towards the closing time of the premises.
40. The PLH/DPS shall ensure that litter arising from people using the premises is cleared away regularly and that promotional materials such as flyers do not create litter.
41. The designated premises supervisor and any door supervisors all maintain the activity of persons leaving the premises and remind them of their public responsibilities where necessary.
42. SIA registered door staff will be employed and used where queues are likely to form to manage the queues and ensure that queues are restricted to cordoned areas to prevent them obstructing footpaths and spilling out on to roads and to keep noise and obstructions away from residential property

Public safety

43. The designated premises supervisor will ensure that they keep written records of all accidents and safety incidents involving members of the public will be kept. These will be made available at the request of an authorised officer.
44. The designated premises supervisor will ensure that a suitably trained and competent person must ensure regular safety checks of the premises including decorative and functional fixtures, floor surfaces and equipment (including electrical appliances) to which the public may come into contact are undertaken. Records of the safety checks must be kept and made available for inspection by an authorised officer.
45. The designated premises supervisor will ensure that electrical installations will be inspected on a periodic (at least every 3 years or a frequency specified in writing) by a suitably qualified and competent person. If used, any temporary electrical wiring and distributions will also be inspected. Inspection records/certificates will be kept. These will be made available at the request of an authorised officer.
46. The designated premises supervisor will ensure that one of the following protective measures shall be used for all sockets-outlets which may be used for the connection for lighting, video or sound amplification equipment and display models.
 - (a) Each socket-outlet circuit shall be protected by a residential current device having a rated residual operating current not exceeding 30mA; or
 - (b) Each individual socket-outlet shall be protected by an integral residual current device having a rated residual operating current not exceeding 30mA.
 - (c) The current operation of all residual current devices shall be checked regularly by pressing the test button. If the device does not switch off the supply, an electrical contractor shall be consulted. At the same time action should be taken to prohibit the use of the socket-outlet associated with a faulty residual current device.
47. Safety glass that is impact resistant shall be used wherever possible in all areas where the public may come into contact with it. Where it is not used in public areas, glazing should be shielded to protect it from impact.
48. The designated premises supervisor will ensure that a written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner.
49. The designated premises supervisor will ensure that suitably trained first aider or appointed person will be provided at all times when the premises are open

50. The designated premises supervisor will ensure that adequate and appropriate first aid equipment and materials will be available on the premises.
51. The designated premises supervisor will ensure that no strobes, lasers, smoke machines or any other special effects will be used at the premises unless there is a clearly displayed warning at the entrance to the premises that such equipment is in use.
52. The designated premises supervisor will ensure that where strobes, lasers, smoke machines or any other special effects equipment may be used, a written health and safety policy covering all aspects of their use will be provided, and staff will be appropriately trained

Annex 4 – Plans

The plans for these premises are as those submitted with the application. A copy of which is held by Leeds City Council licensing authority.

SA

TENMHTM

hton, Charlotte

merlin halliday <halliday_merlin@yahoo.co.uk>
17 March 2017 11:30
Entertainment Licensing, EPTeam
env.health@leeds.gov.uk
Ten IRO SAFARI NIGHT CLUB
TENMH.pdf

By Symantec

ject
chments

Please find attached TENs application for 01/04/17

nd Regards
erlin Halliday

This email has been scanned by the Symantec Email Security cloud service
For more information please visit <http://www.symanteccloud.com>



SA

Ten/00475/17



Leeds
Application for a Temporary Event Notice
Licensing Act 2003

For help contact
 entertainment.licensing@leeds.gov.uk
 Telephone 0113 2474095

* required information

Section 1 of 9

You can save the form at any time and resume it later You do not need to be logged in when you resume

System reference This is the unique reference for this application generated by the system

Your reference You can put what you want here to help you track applications if you make lots of them It is passed to the authority

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

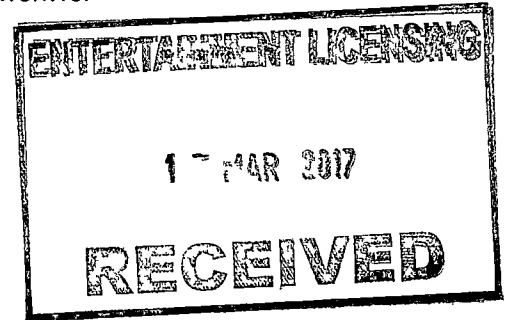
Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

Include country code



A sole trader is a business owned by one person without any special legal structure Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby

Continued from previous page

Your Address

Address official correspondence should be sent to

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 9

APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)

Have you had any previous or maiden names?

Yes

No

* Your date of birth

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

Yes

No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page

Additional Contact Details

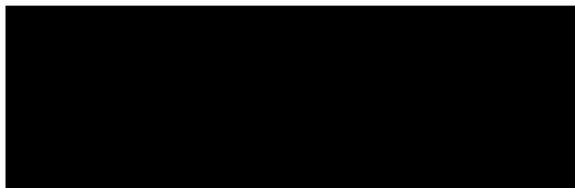
Are the contact details the same as (or similar to) those given in section one? If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail

Telephone number

Other telephone number



Section 3 of 9

THE PREMISES

I, the proposed user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry out a temporary activity at the premises described below

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references) (See also guidance on completing the form, note 2)

* Does the premises have an address?

Yes No

Address

Is the address the same as (or similar to) the address given in section one? If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

Neither Premises licence Club premises certificate

* Premises licence number

Location Details

* Provide further details about the location of the event

Continued from previous page

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

Describe the nature of the premises below (see also guidance on completing the form, note 4)

Night Club

Describe the nature of the event below (see also guidance on completing the form, note 5)

Safari staff event

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises (see also guidance on completing the form, note 6)

- The sale by retail of alcohol

- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club

- The provision of regulated entertainment

- The provision of late night refreshment

- The giving of a late temporary event notice

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event
(See also guidance on completing the form, note 7)

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 8)

Event start date

01	/	04	/	2017
dd		mm		yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days

Event end date

01	/	04	/	2017
dd		mm		yyyy

Continued from previous page

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

03 30am to 050 30am

(see also guidance on completing the form, note 9)

State the maximum number of people at any one time that you intend to allow to be present at the premises

250

Note that the maximum number of people cannot exceed 499

during the times when you intend to carry on licensable activities, including any staff, organisers or performers

(see also guidance on completing the form, note 10)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

(see also guidance on completing the form, note 11)

- On the premises only
- Off the premises only
- Both

Section 5 of 9

RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 12)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

03 30am to 05 30am

Section 6 of 9

PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 13)

Do you currently hold a valid personal licence? Yes No

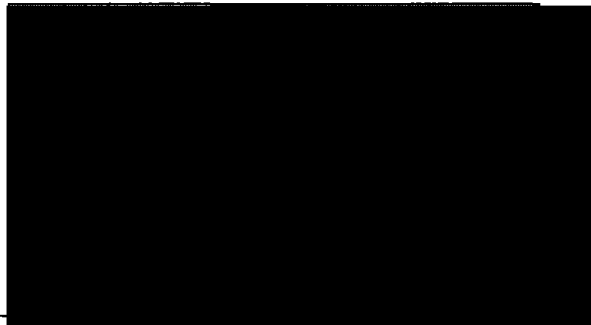
Provide the details of your personal licence below

Issuing licensing authority

Licence number

Date of issue

Date of expiry



Continued from previous page Any further relevant details

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 14)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

Yes No

State the number of temporary event notices you have given for events in that same calendar year

Have you already given a temporary event notice for the same premises in which the event period

a) Ends 24 hours or less before, or Yes No

b) Begins 24 hours or less after the event period proposed in this notice?

Section 8 of 9

ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 15)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

Yes No

Has any associate of yours already given a temporary event notice for the same premises in which the event period

a) Ends 24 hours or less before, or Yes No

b) Begins 24 hours or less after the event period proposed in this notice?

Continued from previous page

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? Yes No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period

- a) Ends 24 hours or less before, or
- b) Begins 24 hours or less after the event period proposed in this notice?

Yes No

Section 9 of 9

CONDITION (See also guidance on completing the form, note 17)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. This formality requires a fixed fee of £21

ATTACHMENTS

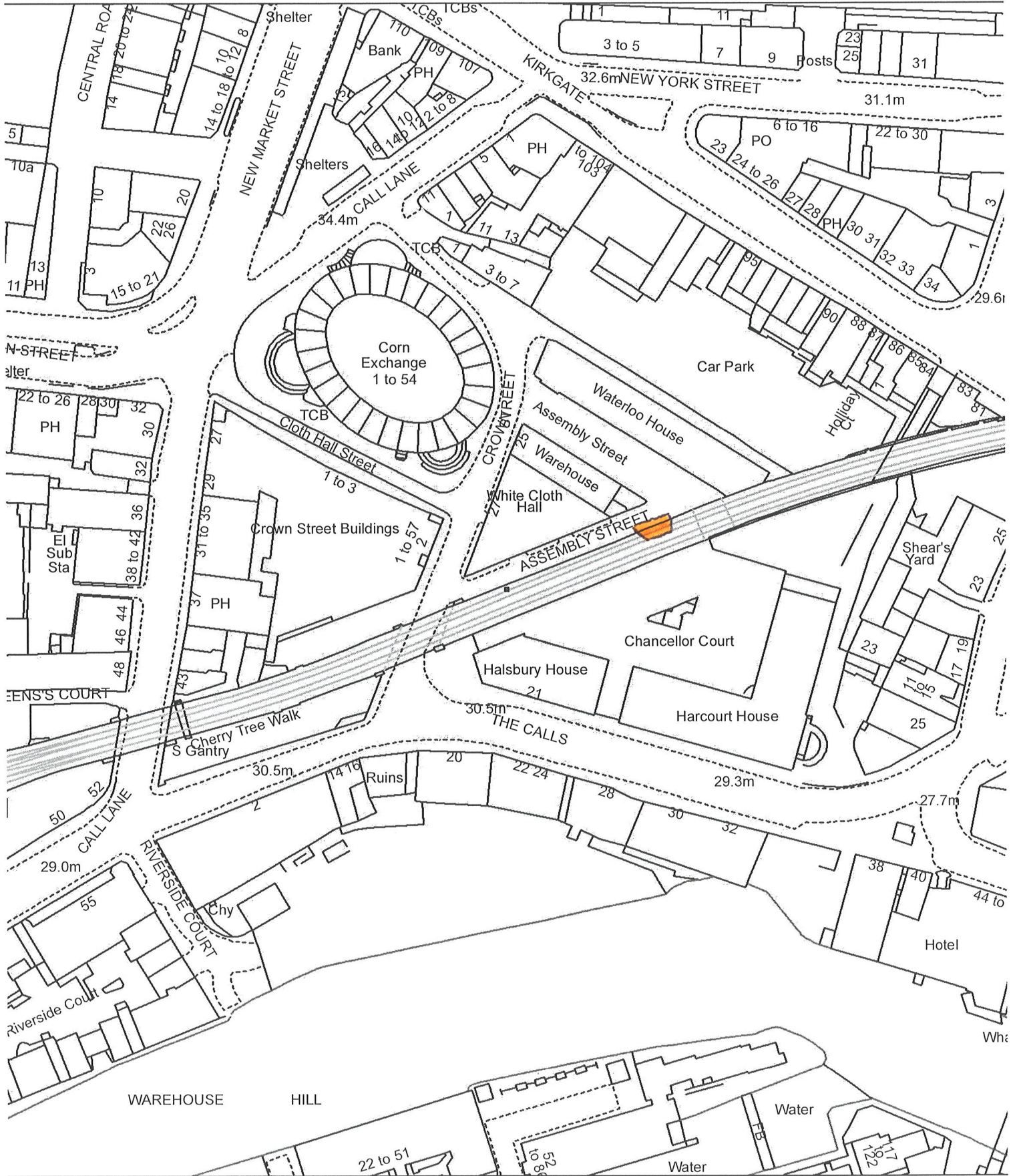
AUTHORITY POSTAL ADDRESS

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION (See also guidance on completing the form, note 18)

* The information contained in this form is correct to the best of my knowledge and belief







This map is based upon the Ordnance Survey's digital data with the permission of the Ordnance Survey on behalf of the controller of Her Majesty's Stationary Office

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Key

 On licence	 Late night refreshment
 Off licence	 Other

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Leeds District Licensing

Department

Leeds District Licensing Department
First Floor
Elland Road DHQ
Elland Road
Leeds
LS11 8BU



22nd March 2017

Mr. Merlin Halliday



cc. Entertainment Licensing Section – Leeds City Council Civic Hall Leeds LS1 1UR.
cc. Health & Environmental Action Service – Leeds City Council Millshaw Park Way LS11 0LS

NOTICE OF OBJECTION BY A RELEVANT PERSON
TO TEMPORARY EVENT NOTICE
SECTION 104(2) as amended – LICENSING ACT 2003

PREMISES: SAFARI, 28-34, ASSEMBLY STREET, LEEDS, LS2 7DE

Your temporary event notice was received by West Yorkshire Police at the above address on 17/03/2017. The notices relate to licensable activities at the premises on:- Saturday 1st April 2017 from 03:30 until 05:30hrs.

I **PC [REDACTED]** for **West Yorkshire Police**, hereby give you notice that I intend to object to your temporary event notice.

West Yorkshire Police are satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective, for the following documented reasons:-

- **Over the past 6 months (since September 2016), and bearing in mind that the venue is only open at weekends, there have been:**

8 reported assaults, two of which are classified as Grievous Bodily Harm – both of these occurred towards the end of last year. One involved the use of weapons on a female by other females after they left the venue, resulting in cuts to the victims shoulder, arm and

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

back. The other also involved females fighting having left the venue and resulted in the severing of tendons on the victim's thumb following her being bitten by the suspect.

The other assaults comprise 5 Actual Bodily Harms, 3 of which were outside the premises and 2 inside. There is also a common assault recorded inside the venue.

- In the early hours of Saturday 12th November 2016 there was a report of a male with a knife having gone inside the venue. He was detained after a short foot chase, and searched but no knife was found. He was however found to have 18 bags of white powder on his person and was arrested for possession with intent to supply drugs.
- On the last occasion that a TEN was in place for the exact same timings (01/10/16) West Yorkshire Police received a complaint that there had been an assault inside and outside the premises during those extended hours covered by the notice. The event was exactly the same as intended for Sat 1st April – 'Fully Charged'.
- The majority of recorded incidents associated with the venue (11 out of 18) have occurred on a Friday in to a Saturday – the night which this TEN seeks to extend until 05:30 hours.
- On 26th February 2017 an e-mail was received by WYP complaining of noise, fighting and drug use associated with Safari Nightclub, especially after 03:00 hrs, and the fact that local residents could get no sleep at all. This was referred to Environmental Protection.
- On 15th March 2017 I had sight of a report prepared in relation to an application for a lap dancing club behind the Corn Exchange. The report, prepared by a retired Police Inspector, makes mention of his observations on Fri 3rd March 2017 behind the Corn Exchange and he states that he noticed Safari was open, ostensibly because of the excessive noise. This would tie in with the e-mail complaint received on 26th February 2017 which not only refers to noise but also to crime and disorder.

The report states:

"My attention was drawn to this fact by the loud music emanating from the premises and the increased vehicle and footfall along Assembly Street. The music was so loud that I took a noise reading outside the venue which was 97Db and a second reading on Crown Street which measured 87Db. This level of noise continued throughout the night until the premises closed at 03:55."

He visited the area again on Saturday 4th March and again mentions the noise in his report:

"African Safari was already open and loud music was emanating from the premises. I took an acoustic reading at the junction of Crown Street and Assembly Street which showed 84Db."

West Yorkshire Police therefore have concerns that the prevention of crime and disorder licensing objective is being undermined in general at the premises, and note the crime associated with the last TEN held over a weekend between the same hours, for the same event, 'Fully Charged'.

West Yorkshire Police therefore ask the presiding sub-committee at any future hearing to give the premises user a counter notice in promotion of the licensing objectives, under Section 105 Licensing Act 2003.

PC 5548 [REDACTED]
Leeds District Licensing Officer.
West Yorkshire Police

NOT PROTECTIVELY MARKED