

Licensing Sub-Committee

Monday, 20th August, 2012

PRESENT: Councillor B Gettings in the Chair

Councillors G Hussain and N Buckley

69 Election of the Chair

RESOLVED – That Councillor Gettings be elected Chair for the duration of the meeting.

70 Exempt Information - Possible Exclusion of the Press and Public

RESOLVED – That the press and public be excluded from the meeting during consideration of the following parts of the agenda designated exempt as follows:

Appendix D referred to in Minute No. 38 under the terms of Access to Information Procedure Rule 10.4(7) (Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime).

71 Late Items

In accordance with his powers under Section 100B(4)(b) of the Local Government Act 1972, the Chair admitted to the agenda, an application for a temporary event notice in respect of Afro Diaspora, Unit 10, Shaftesbury Parade, Harehills Lane, Harehills, Leeds, LS9 6TA. (Minute No. 38 refers)

The Sub-Committee also agreed to consider additional information submitted on behalf of the applicant in relation to the Outlaws Yacht Club application. (Minute No. 37 refers)

72 Declarations of Disclosable Pecuniary and Other Interests

There were no declarations of disclosable pecuniary and other interests.

73 "Project Oast" - Application for the grant of a premises licence for Project Oast, Unit 2.42, 67 Boar Lane, Leeds LS1 6HW

The measures proposed by the Council's Environmental Protection Team in respect of the above premises were agreed by the applicant and the item was subsequently withdrawn from the agenda.

74 "Outlaws Yacht Club" - Application for the grant of a premises licence for Outlaws Yacht Club, 38 New York Street, Leeds LS2 7DY

The Sub-Committee, having regard to the Licensing Act 2003, the Section 182 Guidance and the Authority's own Statement of Licensing Policy, considered an application for the grant of a Premises Licence for the premises to be known as "Outlaws Yacht Club", 38 New York Street, Leeds, LS2 7DY.

Representations had been submitted by West Yorkshire Police and Leeds City Council, Health and Safety Services, however the measures proposed had been agreed by the applicant and the representations subsequently withdrawn.

The Sub Committee were also in receipt of a representation from Leeds City Council, Environmental Protection Team, on the grounds that the premises were in a Cumulative Impact Area and would undermine the prevention of public nuisance licensing objectives.

The hearing was attended by the following:

- Joseph Gill, Designated Premises Supervisor
- Chris Rees-Gay, Applicant's representative
- Brian Kenny, Environmental Protection Team.

Chris Rees-Gay addressed the Sub-Committee and made the following points:

- The premises would provide a cross-cultural arts programme featuring exhibitions and events.
- The premises would be working in partnership with leading arts organisations across Leeds to develop a programme of activities.
- The premises were proposing a continental café bar focussing on quality coffees, loose teas and premium priced alcoholic drinks.
- There would be no 'happy hour' drinks promotions at the premises.
- The premises were seeking to employ 4 or 5 members of staff.
- There would be a range of free and ticketed events at the premises, including creative writing sessions and live art events.

Brian Kenny addressed the Sub-Committee and made the following points:

- Concern about the potential for noise nuisance and disturbance to local residents.
- Concern that the premises were located within an area covered by a cumulative impact policy.

The Sub Committee then carefully considered all the written and verbal submissions and made the following decision:

RESOLVED – To grant the application, subject to conditions.

75 LATE ITEM - Application for a Temporary Event Notice - Afro Diaspora, Unit 10, Shaftesbury Parade, Harehills Lane, Harehills, Leeds, LS9 6TA

The Sub-Committee, having regard to the Licensing Act 2003, the Section 182 Guidance and the Authority's own Statement of Licensing Policy, considered a temporary event notice for Afro Diaspora, Unit 10, Shaftesbury Parade, Harehills Lane, Harehills, Leeds, LS9 6TA.

A representation had been submitted by West Yorkshire Police (WYP) on the grounds that the application would undermine public nuisance and crime and disorder licensing objectives.

A representation had also been submitted by LCC Environmental Protection Team, on the grounds that the application would undermine the prevention of public nuisance licensing objectives.

The hearing was attended by the following:

- Jean-Claude Dooh, Proposed Premises User
- Bob Patterson, West Yorkshire Police
- Brian Kenny, Environmental Protection Team.

Jean-Claude Dooh addressed the Sub-Committee and made the following points:

- The application was linked to a charitable event that was being held to raise awareness of sickle cell anaemia among minority and ethnic groups.
- Part of the event would be held at a hotel and would include key speakers.
- 3 security officers would be employed at the premises.

Bob Patterson addressed the Sub-Committee and made the following points:

- Various issues associated with the premises.
- Concern that specific information about the event was unclear.

Brian Kenny addressed the Sub-Committee and made the following points:

- Concern about the potential for noise nuisance and disturbance to local residents, particularly as the premises were acoustically weak.
- Concern that complaints had been received from local residents about the premises.

The Sub Committee then carefully considered all the written and verbal submissions and made the following decision:

RESOLVED – That a counter notice be served.

(The meeting concluded at 12.15pm.)