



LICENSING SUB-COMMITTEE

MEETING TO BE HELD IN CIVIC HALL, LEEDS ON
MONDAY, 22ND SEPTEMBER, 2014 AT 10.00 AM

MEMBERSHIP

Councillors

N Buckley	Alwoodley;
J Dunn	Ardsley and Robin Hood;
G Hussain	Roundhay;

Agenda compiled by:
Governance Services
Civic Hall
LEEDS LS1 1UR
Tel No: 2243836

A G E N D A

Item No	Ward	Item Not Open		Page No
1			<u>PRELIMINARY PROCEDURES</u> ELECTION OF THE CHAIR	
2			APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS To consider any appeals in accordance with Procedure Rule 15.2 of the Access to Information Procedure Rules (in the event of an Appeal the press and public will be excluded) (*In accordance with Procedure Rule 15.2, written notice of an appeal must be received by the Head of Governance Services at least 24 hours before the meeting)	

Item No	Ward	Item Not Open		Page No
3			<p>EXEMPT INFORMATION - POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC</p> <p>1) To highlight reports or appendices which:</p> <p>a) officers have identified as containing exempt information, and where officers consider that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, for the reasons outlined in the report.</p> <p>b) To consider whether or not to accept the officers recommendation in respect of the above information.</p> <p>c) If so, to formally pass the following resolution:-</p> <p>RESOLVED – That the press and public be excluded from the meeting during consideration of those parts of the agenda designated as containing exempt information on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press and public were present there would be disclosure to them of exempt information</p> <p>2) To note that under the Licensing Procedure rules, the press and the public will be excluded from that part of the hearing where Members will deliberate on each application as it is in the public interest to allow the Members to have a full and frank debate on the matter before them.</p>	
4			<p>LATE ITEMS</p> <p>To identify any applications as late items of business which have been admitted to the agenda for consideration</p> <p>(the special circumstances shall be identified in the minutes)</p>	

Item No	Ward	Item Not Open		Page No
5			<p>DECLARATIONS OF DISCLOSABLE PECUNIARY INTERESTS</p> <p>To disclose or draw attention to any disclosable pecuniary interests for the purposes of Section 31 of the Localism Act 2011 and paragraphs 13-16 of the Members' Code of Conduct.</p> <p><u>HEARINGS</u></p>	
6	City and Hunslet		<p>APPLICATION FOR THE GRANT OF A PREMISES LICENCE FOR THE BUNKER UNIT D, 6 - 9 GRAND ARCADE, LEEDS, LS1 6PG</p> <p>The consider the report of the Head of Licensing and registration which advises Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a premises licence in respect of the Bunker Unit D, 6-9 Grand Arcade, Leeds, LS1 6PG. Members are required to consider this application due to the receipt of representations.</p>	1 - 66
2				
a)				
b)				

Third Party Recording

Recording of this meeting is allowed to enable those not present to see or hear the proceedings either as they take place (or later) and to enable the reporting of those proceedings. A copy of the recording protocol is available from the contacts named on the front of this agenda.

Use of Recordings by Third Parties– code of practice

- a) Any published recording should be accompanied by a statement of when and where the recording was made, the context of the discussion that took place, and a clear identification of the main speakers and their role or title.

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- b) Those making recordings must not edit the recording in a way that could lead to misinterpretation or misrepresentation of the proceedings or comments made by attendees. In particular there should be no internal editing of published extracts; recordings may start at any point and end at any point but the material between those points must be complete.

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Report author: Mrs Victoria Radford
0113 2474095

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 22nd September 2014

Subject: Application for the grant of a premises licence for The Bunker Unit D, 6 - 9 Grand Arcade, Leeds, LS1 6PG

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 is an application for the grant of a premises licence, made by HQ Leisure Ltd, for The Bunker Unit D, 6 - 9 Grand Arcade, Leeds, LS1 6PG

Responsible authorities and Ward Members have been notified of this application.

Please refer to paragraph 3.3 of this report for proposed timings of licensable activities.

The application has attracted representations from responsible authorities.

The premises are located within an area covered by a Cumulative Impact Policy.

1.0 Purpose of this Report

- 1.1 To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a premises licence in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of representations.

2.0 History of Premises

- 2.1 The premises previously had the benefit of a premises licence and were known as 'The Atrium'.
- 2.2 In August 2008 the premises licence lapsed as a result of the licence holder Supertee Limited going insolvent.
- 2.3 In October 2008 an application was made by Club Vanilla Ltd for a premises licence to be known as 'Club Vanilla'. The application received representations from agencies however, agreements were reached and a licence was duly granted on the 7th November 2008.
- 2.4 On the 6th October 2010 the premises licence lapsed as Club Vanilla Ltd went into liquidation.

3.0 The Application

- 3.1 The applicant is HQ Leisure Ltd.
- 3.2 The application form may be found at Appendix A to this report.
- 3.3 In summary the application is for:

- Recorded Music
- Performance of Dance
- Anything of a similar description
- Sale by retail of alcohol (On the premises)
Every Day 16:00 – 07:30

Times when the premises will be open to the public:

Every Day 16:00 – 08:00

Non Standard Timings and Seasonal Variation to opening hours;

- From the start of permitted hours on new Year's Eve to the start of permitted hours on New Year's Day.
- At the start of British Summertime, the terminal hour for all licensable activities shall be extended by one hour.

4.0 Other matters relevant to the application

4.1 This application is purely for the basement of units 6- 9 of the Grand Arcade, previous premises licences have covered both the basement and the ground floor of the units.

4.2 In recent development the Grand Arcade has been split into individual units and let to retailers for business opportunities. Since the development licensing has received several licence applications and premises licences have been duly granted.

In relation to this application premises licences have been granted to;

- Casa Colombiana (Ground and First Floor), 6 Grand Arcade, Leeds, LS1
- Just Grand! Vintage Tearoom (Ground Floor), 8 – 9 Grand Arcade, Leeds, LS1

Please refer to Appendix B of this report for timings of licensable activities.

4.3 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.

5.0 Steps to promote the Licensing Objectives

5.1 The applicant proposes to take specific steps to promote the licensing objectives identified in part 3 of the operating schedule attached to the application.

5.2 Proposed Designated Premises Supervisor

5.3 Mr Eugene Oswake intends to be the Designated Premises Supervisor.

6.0 Licensing Hours

6.1 Members are directed to paragraphs 6.8 to 6.15 for the Statement of Licensing Policy which states the criteria that will be applied to any decision for new applications or variations which include extending hours.

6.2 In brief the Policy states at 6.14 that restrictions may be made to the proposed hours of use where, after receiving relevant representations, the council considers it appropriate for the promotion of the licensing objectives to do so. The council will take into account the existing pattern of licensed premises in an area when considering what is appropriate to promote the objectives. Applications which are significantly out of character for a locality will need to demonstrate that granting the hours sought will not impact on the licensing objectives, given the potential for neighbouring premises to seek the same additional hours to prevent rivals gaining a commercial advantage.

6.3 A list of premises in the local area and their licensed hours and activities is provided at appendix B.

7.0 Location

7.1 A map which identifies the location of this premise is attached at Appendix C.

8.0 Cumulative Impact Policy

8.1 The premises are located within the Cumulative Impact area 1 for the City Centre.

8.2 Cumulative Impact means the potential impact on the promotion of the licensing objectives here there are a significant number of licensed premises concentrated in one area.

8.3 An applicant wishing to obtain a new licence for premises falling within any of the cumulative impact areas must identify through the risk assessment process and or/operating schedule the steps that they intend to take so that the council and responsible authorities can be satisfied with that granting of a new licence will not add to the impact already being experienced.

8.4 Details of the Cumulative Impact Policy specific to area 1 and an outline of the evidence behind the reason for setting this Policy is attached at Appendix D.

9.0 Representations

9.1 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious.

9.2 Representations from Responsible Authorities

9.2.1 Representations have been received from Leeds City Council Licensing, Leeds City Council Environmental Health and West Yorkshire Police.

9.2.2 The representations from all agencies remain as a matter for members consideration.

9.2.3 A copy of the Leeds City Council Licensing representation may be found at Appendix E.

9.2.4 A copy of the Leeds City Council Environmental Health representation may be found at Appendix F.

9.3 A copy of the West Yorkshire Police representation may be found at Appendix G.

9.4 Other representations

9.4.1 There are no other representations.

10.0 Options Available to Members

10.1 The licensing sub-committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Grant the application as requested.

- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates.
- Refuse to specify the said person as the designated premises supervisor.
- Reject the whole or part of the application.

10.2 Members of the licensing sub- committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

11.0 Background Papers

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

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35071001



PREM1

Entertainment Licensing, Leeds City Council, Civic Hall, Leeds, LS1 1UR

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

We HQ Leisure Limited (insert name(s) of applicant)
apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
The Bunker			
Unit D			
6-9 Grand Arcade			
Grand Arcade Yard			
Post town	Leeds	Post code	LS1 6PG

Telephone number of premises (if any)

None

Non domestic rateable value of premises

£Not yet rated

ENTERTAINMENT LICENSING
 25 JUL 2014
RECEIVED

Part 2 – Applicant Details

Please state whether you are applying for a premises licence as:

- Please tick as appropriate
- a) an individual or individuals* please complete section (A)
 - b) a person other than an individual*
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
 - c) a recognised club please complete section (B)
 - d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

*If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr

Mrs

Miss

Ms

Other title (for example, Rev)

Surname

First names

Please tick yes

I am 18 years old or over

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

Email address (optional)

SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)

Mr Mrs Miss Ms Other title (for example, Rev)

Surname First names

I am 18 years old or over Please tick yes

Current postal address if different from premises address

Post Town Postcode

Daytime contact telephone number

Email address (optional)

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	HQ Leisure Limited
Address	Works of Iron 36 Whitehouse Street Leeds LS10 1AD
Registered number (where applicable)	08290832
Description of applicant (for example, partnership, company, unincorporated association etc.)	Limited Company
Telephone number (if any)	
E-mail address (optional)	

Part 3 Operating Schedule

When do you want the premises licence to start?

Day		Month		Year			
0	1	0	9	2	0	1	4

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day		Month		Year			

Please give a general description of the premises (please read guidance note 1)

1. Basement Bar at Unit D, 6-9 Grand Arcade, Leeds LS1 6PG shown edged red on the plan accompanying this application with access from Grand Arcade Yard.
2. External Courtyard Area in Grand Arcade Yard shown edged in red on the plan accompanying this application.
3. Retail sales of alcohol will be made only to customers for consumption within the interior of the premises and in the external courtyard of the premises.
4. Retail sales of alcohol will only be made at the bar counter situated in the interior of the premises.
5. There shall be no provision of regulated entertainment in the external courtyard of the premises.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Please tick yes

Provision of regulated entertainment

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performance of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				Both	<input type="checkbox"/>
Tue				Please give further details here (please read guidance note 3)	
Wed				State any seasonal variations for performing play (please read guidance note 4)	
Thur					
Fri				Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of a films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				Both	<input type="checkbox"/>
Tue				Please give further details here (please read guidance note 3)	
Wed				State any seasonal variations for the exhibition of films (please read guidance note 4)	
Thur					
Fri				Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			
Thur			
Fri			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list. (please read guidance note 5)
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed				State any seasonal variations for the boxing or wrestling entertainment (please read guidance note 4)	
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list. (Please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	X
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	1600	0730	Please give further details here (please read guidance note 3) 1. Background Music 2. Occasional Music to dance to		
Tue	1600	0730			
Wed	1600	0730	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	1600	0730			
Fri	1600	0730	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Sat	1600	0730			
Sun	1600	0730			

G

Performance of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) Occasional dancing to recorded music		
Mon	1600	0730			
Tue	1600	0730	State any seasonal variations for the performance of dance (please read guidance note 4) See Part 2 of attached Operating Schedule		
Wed	1600	0730			
Thur	1600	0730	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list. (please read guidance note 5) See Part 2 of attached Operating Schedule		
Fri	1600	0730			
Sat	1600	0730	See Part 2 of attached Operating Schedule		
Sun	1600	0730			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Will the entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Please give a description of the type of entertainment you will be providing Occasional dancing to recorded music	
				Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	1600	0730			
Tue	1600	0730	State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4) See Part 2 of attached Operating Schedule		
Wed	1600	0730			
Thur	1600	0730	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list. (please read guidance note 5) See Part 2 of attached Operating Schedule		
Fri	1600	0730			
Sat	1600	0730	See Part 2 of attached Operating Schedule		
Sun	1600	0730			

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption on or off the premises or both – please tick (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) See Part 2 of attached Operating Schedule		
Mon	1600	0730			
Tue	1600	0730	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 5) See Part 2 of attached Operating Schedule		
Wed	1600	0730			
Thur	1600	0730			
Fri	1600	0730			
Sat	1600	0730			
Sun	1600	0730			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name Eugene Osakwe

Address 45 Western Grove
Wortley
Leeds

Postcode LS12 4ST

Personal licence number (if known) LEEDS/PERL/06618/12

Issuing licensing authority (if known) Leeds City Council

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

Not applicable

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	See Part 2 of attached Operating Schedule
Mon	1600	0800	
Tue	1600	0800	
Wed	1600	0800	
Thur	1600	0800	
Fri	1600	0800	
Sat	1600	0800	
Sun	1600	0800	

Non standard timings. Where you intend to open the premises to be open to the public at different times from those listed in the column on the left, please list.
(please read guidance note 5)

See Part 2 of attached Operating Schedule

M

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 9)

Please see Parts 1 and 3 of the attached Operating Schedule for details of the mandatory conditions and the conditions which are consistent with the promotion of the four licensing objectives

b) The prevention of crime and disorder

Please see (a) above

c) Public safety

Please see (a) above

d) The prevention of public nuisance

Please see (a) above

e) The protection of children from harm

Please see (a) above

Checklist

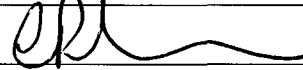
Please tick to indicate agreement

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent. (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	24. July 2014
Capacity	Solicitor

For joint applications signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent. (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 19)

Chris Connor
Norton Connor, Solicitors
145-147 Town Street
Horsforth

Post town Leeds

Post code LS18 5BL

Telephone number (if any) 0113 239 0088

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
chrisconnor@nortonconnor.co.uk

**PREMISES LICENCE OPERATING SCHEDULE FOR
THE BUNKER, UNIT D, 6-9 GRAND ARCADE, GRAND ARCADE YARD, LEEDS
LS1 6PG**

Part 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 (eg 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 shall take all reasonable steps to 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 in a matter which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:

- a. games or 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 to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

- 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;
 - d. provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on:
 - i. the outcome of a race, competition or other event or process, or
 - ii. the likelihood of anything occurring or not occurring;
 - e. 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 glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner
5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

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 a holographic mark.

8. The responsible person shall 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; and
 - ii. gin, rum, vodka or whisky: 25ml or 35ml; and
 - iii. still wine in a glass: 125ml; and
 - b. customers are made aware of the availability of these measures

11. The CCTV system will cover the main entrance(s) and exit(s) and designated emergency egress routes from the premises. ✓
12. The CCTV system will cover all external areas of the premises occupied by the public ie queuing areas, beer gardens, smoking areas and car parks. ✓
13. The location of CCTV cameras are identified on the site plan of the premises. No amendments to the locations of the cameras will be made without prior consultation with West Yorkshire Police/British Transport Police and the Licensing Authority. 7 ✓
14. The CCTV system will be of a satisfactory resolution quality which will enable the identification of persons and activities, and other fine details. ✓
15. The CCTV system will contain the correct time and date stamp information. ✓
16. The CCTV footage will be controlled and kept in a secure environment to prevent tampering or unauthorised viewing. A record will be kept of who has accessed the system, the reason why and when. ✓
17. The CCTV system will be capable of securing relevant pictures for review or export at a later date. ✓
18. The CCTV system will be adequately maintained and be capable of transporting recorded material onto a removable media. ✓
19. The CCTV system replay software must allow an authorised officer of the Licensing Authority or Responsible Authority to search the picture footage effectively and see all the information contained in the picture footage. ✓
20. It must be possible to replay exported files immediately eg no re-indexing of files or verification checks. ✓
21. A designated member/members of staff at the premises will be authorised to access the CCTV footage and be conversant with operating the CCTV system. At the request of an authorised officer of the Licensing Authority or a Responsible Authority (under the Licensing Act 2003) any CCTV footage, as requested, will be downloaded immediately or secured to prevent any overwriting. The CCTV footage material will be supplied, on request, to an authorised officer of the Licensing Authority or a Responsible Authority. ✓
22. Suitable numbers of Security Industry Authority registered door staff (numbers to be subject to Police and Licensing Authority approval) will be present on the premises during the performance of relevant entertainment. ✓
23. CCTV security footage will be made secure and retained for a minimum period of 31 days time to the satisfaction of WYP. ✓
24. A Supervisor's Register will be maintained at the premises, showing the names, addresses and up-to-date contact details for the DPS and all personal licence holders. ✓

25. 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.
26. 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.
27. 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).
28. The Daily Record Register will be retained on the premises for a period of twelve months from the date of the last entry.
29. Security staff/designated supervisors will be familiar with the premises policy concerning the admission, exclusion and safeguarding of customers whilst in the premises.
30. 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.
31. 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.
32. The Incident Report Register will be produced for inspection immediately on the request of an authorised officer.
33. A policy for searching patrons at the entrance to premises will be adopted and prominently displayed on the premises.
34. The PLH/DPS will inform West Yorkshire Police as soon as practicable of any search resulting in a seizure of drugs or offensive weapons.
35. 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.
36. Notices will be prominently displayed at the entrances of the premises which state:
 - A search may be conducted as a condition of entry to premises;
 - Incidents of crime and disorder will be reported to the police and a full recorded entry will be made in the incident report register;

- Entry to the premises will be refused to any person who appears to be drunk, acting in a threatening manner or is violent, or appears to be under the influence of drugs;
 - Entry will be refused to any person who has been convicted of an offence of drunkenness, violent or threatening behaviour or the use of distribution of illegal substances
37. 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.
38. Such communication link will be kept in working order at all times when licensable activities are taking place.
39. 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.
40. Any police instructions or directions given via the link will be complied with whenever given.
41. All incidents of crime or disorder will be reported via the link to an agreed police contact point.
42. Price lists will be clearly displayed at each entrance to the premises.
43. The PLH/DPS staff will ask for acceptable evidence (as agreed by WYP/WYTSS) from any person appearing to be under the age of 25 who attempts to purchase alcohol at the premises.
44. The PLH/DPS staff will ask for proof of age from any person appearing to be under the age of 25 who attempts to purchase alcohol at the premises.

Public safety

45. Glass and Bottles

Only plastic glasses and plastic bottles shall be used in the external courtyard for the consumption of alcohol purchased at the bar counter inside the premises.

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.

46. The PLH/DPS will prominently display notices which inform customers that open bottles or glasses may not be taken off the premises.

47. 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.
48. Before opening to the public, checks will be undertaken to ensure all access to the premises are clear for emergency vehicles. Regular checks will be undertaken when the premises are open.
49. 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.
50. Empty bottles and glasses will be collected regularly paying particular attention to balcony areas, raised levels, mezzanine floors and external courtyards forming part of the premises.
51. A written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner.
52. A suitably trained First Aider or appointed person will be provided at all times when the premises are open.
53. Adequate and appropriate First Aid equipment and materials will be available on the premises at all times.
54. A procedure for dealing with unwell members of the public will be in place including those who appear to be affected by alcohol or drugs. Staff will be appropriately trained in such procedures.
55. No strobes, lasers, smoke machines or other special effects shall be used at the premises unless a written health and safety policy covering all aspects of the safe use thereof has been first provided and staff will be appropriately trained.
56. No strobes, lasers or smoke machines 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.
57. 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 these safety checks must be kept and made available for inspection by an authorised officer.
58. Electrical installations will be inspected on a periodic basis (at least every three years or at 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.
59. Regular safety checks of guarding to stairs, balconies, landings and ramps will be undertaken, and a supervision policy will be maintained to prevent people from inappropriate behaviour including climbing which may lead to a fall from height.

60. Safety glass that is impact resistant should 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.
61. Members of the public will be prevented from accessing hot food and drink preparation areas to prevent the risk of scalds and burns to them.

The prevention of public nuisance

62. Licensable activities will be conducted and the facilities for licensed activities will be designed and operated so as to prevent the transmission of audible noise or perceptible vibration through the fabric of the building or structure to adjoining properties.
63. Noise from a licensable activity at the premises will be inaudible at the nearest noise sensitive premises.
64. There will be no external loudspeakers.
65. The activities of persons using the external areas will be monitored after 2300 hours and they will be reminded to have regard to the needs of local residents and to refrain from shouting and anti-social behaviour etc when necessary.
66. The PLH/DPS will adopt a 'cooling down' period where music volume is reduced towards the closing time of the premises.
67. The PLH/DPS will ensure that litter arising from people using the premises is cleared away regularly and that promotional materials such as flyers do not create litter.
68. Where management deem it necessary SIA registered door staff will be employed and used where queues are likely to form to manage the queues and ensure queues are restricted to cordoned areas to prevent them obstructing footpaths and spilling out onto roads, and to keep noise and obstructions away from residential property.
69. The DPS and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary.
70. A facility will be provided for customers to order Hackney taxis/private hire vehicles. Telephone numbers for taxi firms/private hire companies will be displayed in a prominent position on the premises.

Protection of children from harm

71. People under 18 (including staff) will not be admitted to the premises at any time.

Part 4 – Plans

The plans for the premises are as those submitted with the application, a copy of which is held by Leeds City Council Licensing Authority.

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Issued premises licences and club certificates within an area



PREM/02778/005 - Nash House, 51C New Briggate, Leeds, LS2 8JD,

Sale by retail of alcohol	
Every Day	11:00 - 01:00
Provision of late night refreshment	
Every Day	23:00 - 01:00
Performance of live music	
Every Day	11:00 - 01:00
Performance of recorded music	
Every Day	11:00 - 01:00
Entertainment similar to live music, recorded music or dance	
Every Day	11:00 - 01:00

PREM/03481/001 - Tong Palace, 16 - 17 Grand Arcade, Leeds, LS1 6PG,

Sale by retail of alcohol	
Every Day	12:00 - 02:00
Provision of late night refreshment	
Every Day	23:00 - 03:00

PREM/03471/001 - Just Grand! Vintage Tearoom, 8 - 9 Grand Arcade, Leeds, LS1 6PG,

Sale by retail of alcohol	
Every Day	10:00 - 21:30
Performance of live music	
Every Day	10:00 - 22:00
Performance of recorded music	
Every Day	10:00 - 22:00

PREM/00579/003 - Pizza Town, 66 New Briggate, Leeds, LS1 6NU,

Provision of late night refreshment	
Every Day	23:00 - 05:00

PREM/03264/006 - IT Bar, Basement, Ground & First Floor, 57 - 59 New Briggate, Leeds, LS2 8JD, , First Floor, 15 Merrion Street, Leeds, LS2 8JE

Sale by retail of alcohol	
Thursday to Saturday	11:00 - 02:00
Sunday to Wednesday	11:00 - 00:00
Provision of late night refreshment	
Thursday to Saturday	23:00 - 02:00
Sunday to Wednesday	23:00 - 00:00
Performance of live music	
Thursday to Saturday	11:00 - 02:00
Sunday to Wednesday	11:00 - 00:00
Performance of recorded music	
Thursday to Saturday	11:00 - 02:00
Sunday to Wednesday	11:00 - 00:00

PREM/02783/003 - Gerrys, 22 New Briggate, Leeds, LS1 6NU,

Sale by retail of alcohol	
Monday to Saturday	10:00 - 21:00
Sunday	12:00 - 16:00

PREM/00870/005 - Travelodge (formerly Sleep Inn Hotel), 109 Vicar Lane, Leeds, LS1 6PJ,

Sale by retail of alcohol	
Sunday	12:00 - 23:00
Monday to Saturday	12:00 - 00:00
Provision of late night refreshment	
Every Day	23:00 - 05:00
Performance of recorded music	
Sunday	12:00 - 23:00
Monday to Saturday	12:00 - 00:00
Provision of facilities for dancing	
Sunday	12:00 - 23:00
Monday to Saturday	12:00 - 00:00

PREM/01770/003 - Noodle House, 20 Merrion Street, Leeds, LS1 6PQ,

Sale by retail of alcohol	
Every Day	11:00 - 04:00
Provision of late night refreshment	
Every Day	23:00 - 04:00

PREM/03281/004 - Henley's Sports Bar And Grill, 68 - 72 New Briggate, Leeds, LS1 6NU,

Sale by retail of alcohol	
Friday & Saturday	11:00 - 04:00
Sunday to Thursday	11:00 - 03:00
Provision of late night refreshment	
Friday & Saturday	23:00 - 04:00
Sunday to Thursday	23:00 - 03:00
Exhibition of a film	
Friday & Saturday	11:00 - 04:00
Sunday to Thursday	11:00 - 03:00
Performance of live music	
Friday & Saturday	11:00 - 04:00
Sunday to Thursday	11:00 - 03:00
Performance of recorded music	
Friday & Saturday	11:00 - 04:00
Sunday to Thursday	11:00 - 03:00
Entertainment similar to live music, recorded music or dance	
Friday & Saturday	11:00 - 04:00
Sunday to Thursday	11:00 - 03:00

PREM/01656/010 - Lounge, St Johns House, Merrion Street, Leeds, LS2 8JE

Sale by retail of alcohol	
Every Day	10:00 - 04:00
Provision of late night refreshment	
Every Day	23:00 - 04:30
Exhibition of a film	
Every Day	10:00 - 04:30
Indoor sporting events	
Every Day	10:00 - 04:30
Performance of live music	
Every Day	10:00 - 04:00
Performance of recorded music	
Every Day	10:00 - 04:30

Performance of dance	
Every Day	10:00 - 04:00
Entertainment similar to live music, recorded music or dance	
Every Day	10:00 - 04:30

PREM/03480/002 - Casa Colombiana Ltd, 6 Grand Arcade, Leeds, LS1 6PG,

Sale by retail of alcohol	
Monday to Saturday	10:00 - 00:00
Sunday	11:00 - 00:00
Provision of late night refreshment	
Every Day	23:00 - 00:00
Performance of live music	
Monday to Friday	07:30 - 00:00
Saturday	09:00 - 00:00
Sunday	10:00 - 00:00
Performance of recorded music	
Monday to Friday	07:30 - 00:00
Saturday	09:00 - 00:00
Sunday	10:00 - 00:00
Performance of dance	
Every Day	10:00 - 00:00
Entertainment similar to live music, recorded music or dance	
Monday to Friday	07:30 - 00:00
Saturday	09:00 - 00:00
Sunday	10:00 - 00:00

PREM/01197/006 - Mojo's, 18 Merrion Street, Leeds, LS1 6PQ,

Sale by retail of alcohol	
Every Day	11:00 - 06:00
Provision of late night refreshment	
Every Day	23:00 - 05:00
Performance of live music	
Every Day	11:00 - 06:00
Performance of recorded music	
Every Day	00:00 - 23:59
Performance of dance	
Every Day	11:00 - 06:00
Provision of facilities for making music	
Every Day	11:00 - 06:00
Provision of facilities for dancing	
Every Day	11:00 - 06:00

PREM/03309/004 - Belgrave Music Hall, 1-1A Cross Belgrave Street, Leeds, LS2 8JP,

Sale by retail of alcohol	
Monday & Tuesday	11:00 - 00:00
Wednesday to Saturday	11:00 - 04:00
Sunday	11:00 - 00:00
Provision of late night refreshment	
Monday & Tuesday	23:00 - 00:00
Wednesday to Saturday	23:00 - 04:30
Sunday	23:00 - 00:00
Performance of a play	
Monday & Tuesday	11:00 - 00:00
Wednesday to Saturday	11:00 - 04:00

Sunday	11:00 - 00:00
Exhibition of a film	
Monday & Tuesday	11:00 - 00:00
Wednesday to Saturday	11:00 - 04:00
Sunday	11:00 - 00:00
Indoor sporting events	
Monday & Tuesday	11:00 - 00:00
Wednesday to Saturday	11:00 - 04:00
Sunday	11:00 - 00:00
Performance of live music	
Monday & Tuesday	11:00 - 00:00
Wednesday to Saturday	11:00 - 04:00
Sunday	11:00 - 00:00
Performance of recorded music	
Monday & Tuesday	11:00 - 00:00
Wednesday to Saturday	11:00 - 04:00
Sunday	11:00 - 00:00
Performance of dance	
Monday & Tuesday	11:00 - 00:00
Wednesday to Saturday	11:00 - 04:00
Sunday	11:00 - 00:00
Entertainment similar to live music, recorded music or dance	
Monday & Tuesday	11:00 - 00:00
Wednesday to Saturday	11:00 - 04:00
Sunday	11:00 - 00:00

PREM/03348/003 - Handpicked Hall, 117 - 121 Vicar Lane, Leeds, LS1 6PJ,

Sale by retail of alcohol	
Every Day	11:00 - 21:00

PREM/03486/001 - Lemongrass, 72 New Briggate, Leeds, LS1 6NU,

Sale by retail of alcohol	
Every Day	12:00 - 02:00
Provision of late night refreshment	
Every Day	23:00 - 03:00

PREM/01518/004 - Miahs Kitchen, 6 - 8 Merrion Street, Leeds, LS1 6PQ

Sale by retail of alcohol	
Friday & Saturday	11:00 - 03:30
Sunday to Thursday	11:00 - 02:00
Provision of late night refreshment	
Friday & Saturday	23:00 - 03:30
Sunday to Thursday	23:00 - 02:00
Performance of recorded music	
Every Day	00:01 - 00:00

PREM/01105/010 - Bed, 54 New Briggate, Leeds, LS1 6NU,

Sale by retail of alcohol	
Monday to Friday	08:00 - 06:00
Saturday	08:00 - 07:59
Sunday	07:59 - 10:00
Sunday	14:00 - 06:00
Provision of late night refreshment	
Every Day	23:00 - 05:00

Exhibition of a film	
Monday to Friday	08:00 - 06:00
Saturday	08:00 - 07:59
Sunday	08:00 - 10:00
Sunday	14:00 - 06:00
Indoor sporting events	
Monday to Friday	08:00 - 06:00
Saturday	08:00 - 07:59
Sunday	08:00 - 10:00
Sunday	14:00 - 06:00
Performance of live music	
Monday to Friday	08:00 - 06:00
Saturday	08:00 - 07:59
Sunday	08:00 - 10:00
Sunday	14:00 - 06:00
Performance of recorded music	
Every Day	00:01 - 00:00
Performance of dance	
Monday to Friday	08:00 - 06:00
Saturday	08:00 - 07:59
Sunday	08:00 - 10:00
Sunday	14:00 - 06:00
Provision of facilities for making music	
Monday to Friday	08:00 - 06:00
Monday	14:00 - 06:00
Saturday	08:00 - 07:59
Sunday	08:00 - 10:00
Provision of facilities for dancing	
Monday to Friday	08:00 - 06:00
Saturday	08:00 - 07:59
Sunday	08:00 - 10:00
Sunday	14:00 - 06:00

PREM/03072/001 - Wax Bar, 20 New Briggate, Leeds, LS1 6NU

Sale by retail of alcohol	
Every Day	10:00 - 04:00
Provision of late night refreshment	
Every Day	23:00 - 00:00
Exhibition of a film	
Every Day	10:00 - 04:00
Indoor sporting events	
Every Day	10:00 - 04:00
Performance of live music	
Every Day	10:00 - 04:00
Performance of recorded music	
Every Day	10:00 - 04:00
Performance of dance	
Every Day	10:00 - 04:00
Entertainment similar to live music, recorded music or dance	
Every Day	10:00 - 04:00
Provision of facilities for making music	
Every Day	10:00 - 04:00
Provision of facilities for dancing	
Every Day	10:00 - 04:00

Provision of facilities for anything similar to making music or dancing
Every Day 10:00 - 04:00

PREM/01194 - North Bar, 24 New Briggate, Leeds, LS1 6NU,

Sale by retail of alcohol
Every Day 11:00 - 04:00

Provision of late night refreshment
Every Day 23:00 - 04:00

Performance of live music
Every Day 11:00 - 04:00

Performance of recorded music
Every Day 00:00 - 23:59

Performance of dance
Every Day 11:00 - 04:00

Provision of facilities for making music
Every Day 11:00 - 04:00

Provision of facilities for dancing
Every Day 11:00 - 04:00

PREM/03225/003 - New World Cafe, 26 - 30 New Briggate, Leeds, LS1 6NU,

Sale by retail of alcohol (**On the ground floor alcohol sales will cease at 2:30 am to allow for a 30 minute drinking up time and the ground floor to close at 3 am.**)

Every Day 11:00 - 04:30

Provision of late night refreshment
Every Day 23:00 - 03:00

Performance of recorded music
Every Day 08:00 - 03:00

Provision of facilities for making music (**On the ground floor, licensable activities to cease at 3:00 am and ground floor to close.**)

Every Day 08:00 - 05:00

PREM/02412/006 - The Pit, 18 - 22 Grand Arcade, 9 Merrion Street, Leeds, LS1 6PG,

Sale by retail of alcohol
Friday & Saturday 11:00 - 05:00

Sunday to Thursday 11:00 - 03:00

Provision of late night refreshment
Friday & Saturday 23:00 - 05:00

Sunday to Thursday 23:00 - 04:00

Performance of live music
Friday & Saturday 11:00 - 06:00

Sunday to Thursday 11:00 - 04:00

Performance of recorded music
Friday & Saturday 11:00 - 06:00

Sunday to Thursday 11:00 - 04:00

Performance of dance
Friday & Saturday 11:00 - 06:00

Sunday to Thursday 11:00 - 04:00

Entertainment similar to live music, recorded music or dance
Friday & Saturday 11:00 - 06:00

Sunday to Thursday 11:00 - 04:00

Provision of facilities for making music
Friday & Saturday 11:00 - 06:00

Sunday to Thursday 11:00 - 04:00

Provision of facilities for dancing

Friday & Saturday	11:00 - 06:00
Sunday to Thursday	11:00 - 04:00
Provision of facilities for anything similar to making music or dancing	
Friday & Saturday	11:00 - 06:00
Sunday to Thursday	11:00 - 04:00

PREM/01193/003 - Sandinista Cantina Bar, 5 - 5A Cross Belgrave Street, Leeds, LS2 8JP,

Sale by retail of alcohol	
Every Day	11:00 - 04:00
Provision of late night refreshment	
Every Day	23:00 - 04:00
Exhibition of a film	
Every Day	11:00 - 04:00
Performance of live music	
Every Day	11:00 - 00:00
Performance of recorded music	
Every Day	11:00 - 04:00
Performance of dance	
Every Day	11:00 - 04:00
Entertainment similar to live music, recorded music or dance	
Every Day	11:00 - 04:00
Provision of facilities for making music	
Every Day	11:00 - 04:00
Provision of facilities for dancing	
Every Day	11:00 - 04:00

PREM/00984/002 - Wrens Hotel, 61 New Briggate, Leeds, LS2 8JD

Sale by retail of alcohol	
Monday to Wednesday	10:00 - 00:00
Thursday to Saturday	10:00 - 01:00
Sunday	11:00 - 23:30
Performance of recorded music	
Monday to Wednesday	10:00 - 00:00
Thursday to Saturday	10:00 - 01:00
Sunday	11:00 - 23:30

PREM/00367 - Templar Hotel, Templar Street, Leeds, LS2 7NU

Sale by retail of alcohol	
Monday to Thursday	10:00 - 01:00
Friday & Saturday	10:00 - 02:00
Sunday	10:00 - 00:00
Provision of late night refreshment	
Monday to Thursday	23:00 - 02:00
Friday & Saturday	23:00 - 03:00
Sunday	23:00 - 01:00
Performance of live music	
Monday to Thursday	10:00 - 01:00
Friday & Saturday	10:00 - 02:00
Sunday	10:00 - 00:00
Performance of recorded music	
Monday to Thursday	10:00 - 01:00
Friday & Saturday	10:00 - 02:00
Sunday	10:00 - 00:00
Entertainment similar to live music, recorded music or dance	

Monday to Thursday	10:00 - 01:00
Friday & Saturday	10:00 - 02:00
Sunday	10:00 - 00:00
Provision of facilities for dancing	
Monday to Thursday	10:00 - 01:00
Friday & Saturday	10:00 - 02:00
Sunday	10:00 - 00:00

PREM/03166/001 - Age Uk Leeds, Bradbury Building, Mark Lane, Leeds, LS2 8JA

Sale by retail of alcohol	
Every Day	11:00 - 23:00
Performance of a play	
Every Day	11:00 - 23:00
Exhibition of a film	
Every Day	11:00 - 23:00
Performance of live music	
Every Day	11:00 - 23:00
Performance of recorded music	
Every Day	11:00 - 23:00
Performance of dance	
Every Day	11:00 - 23:00
Entertainment similar to live music, recorded music or dance	
Every Day	11:00 - 23:00

PREM/01234/002 - Bar Santiago, 1 - 3 Grand Arcade, Leeds, LS1 6PG

Sale by retail of alcohol	
Every Day	11:00 - 03:00
Performance of a play	
Every Day	11:00 - 03:00
Exhibition of a film	
Every Day	11:00 - 03:00
Performance of live music	
Every Day	11:00 - 03:00
Performance of recorded music	
Every Day	11:00 - 03:00
Entertainment similar to live music, recorded music or dance	
Every Day	11:00 - 03:00
Provision of facilities for making music	
Every Day	11:00 - 03:00
Provision of facilities for dancing	
Every Day	11:00 - 03:00
Provision of facilities for anything similar to making music or dancing	
Every Day	11:00 - 03:00

PREM/00977 - Tong Palace Restaurant, 120 - 122 Vicar Lane, Leeds, LS2 7NL,

Sale by retail of alcohol	
Every Day	12:00 - 02:00
Provision of late night refreshment	
Every Day	23:00 - 03:00
Performance of recorded music	
Every Day	12:00 - 03:00

PREM/01772 - Fairuz Restaurant, Fairfax House, Merrion Street, Leeds, LS2 8JU

Performance of Recorded Music	
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Every Day	00:00 - 23:59
Sale by Retail of Alcohol	
Sunday	12:00 - 23:30
Monday to Saturday	11:00 - 00:00

PREM/02350 - Verve, 16 Merrion Street, Leeds, LS1 6PQ,

Provision of Facilities for Dancing	
Every Day	11:00 - 04:00
Performance of Dance	
Every Day	11:00 - 04:00
Exhibition of a Film	
Every Day	11:00 - 04:00
Performance of Live Music	
Every Day	11:00 - 04:00
Performance of Recorded Music	
Every Day	11:00 - 04:00
Late Night Refreshment	
Every Day	23:00 - 04:00
Provision of Facilities for Making Music	
Every Day	11:00 - 04:00
Sale by Retail of Alcohol	
Every Day	11:00 - 04:00

PREM/01318/V01 - Reform, Flat 1 Restaurant And Bar, 12 - 14 Merrion Street, Leeds, LS1 6PQ

Provision of Facilities for Dancing	
Every Day	11:00 - 04:30
Exhibition of a Film	
Every Day	11:00 - 04:30
Performance of Live Music	
Every Day	11:00 - 04:30
Performance of Recorded Music	
Every Day	11:00 - 04:30
Provision of Facilities for Making Music	
Every Day	11:00 - 04:30
Sale by Retail of Alcohol	
Every Day	11:00 - 04:00

PREM/02418 - La Tranquilite, Ground Floor And Basement, 10 Merrion Street, Leeds, LS1 6PQ

Provision of late night refreshment	
Every Day	23:00 - 02:30
Performance of recorded music	
Every Day	08:00 - 02:30

PREM/00934/V01 - Mint Club, 8 Harrison Street, Leeds, LS1 6PA

Provision of Facilities for Dancing	
Sunday	19:00 - 06:00
Friday & Saturday	19:00 - 08:30
Monday to Thursday	19:00 - 04:00
Performance of Dance	
Sunday	19:00 - 06:00
Friday & Saturday	19:00 - 08:30
Monday to Thursday	19:00 - 04:00

Performance of Live Music	
Sunday	19:00 - 06:00
Friday & Saturday	19:00 - 08:30
Monday to Thursday	19:00 - 04:00
Performance of Recorded Music	
Sunday	19:00 - 06:00
Friday & Saturday	19:00 - 08:30
Monday to Thursday	19:00 - 04:00
Entertainment similar to live music, recorded music or dance	
Sunday	19:00 - 06:00
Friday & Saturday	19:00 - 08:30
Monday to Thursday	19:00 - 04:00
Provision of facilities for anything similar to making music or dancing	
Sunday	19:00 - 06:00
Friday & Saturday	19:00 - 08:30
Monday to Thursday	19:00 - 04:00
Provision of facilities for making music	
Sunday	19:00 - 06:00
Friday & Saturday	19:00 - 08:30
Monday to Thursday	19:00 - 04:00
Late Night Refreshment	
Friday, Saturday & Sunday	23:00 - 05:00
Monday to Thursday	23:00 - 04:00
Sale by Retail of Alcohol	
Sunday	19:00 - 06:00
Friday & Saturday	19:00 - 08:30
Monday to Thursday	19:00 - 04:00

PREM/02556 - Ho's Bar & Restaurant, 115 Vicar Lane, Leeds, LS1 6PJ,

Sale by retail of alcohol	
Friday & Saturday	11:00 - 02:00
Sunday to Thursday	11:00 - 00:00
Provision of late night refreshment	
Friday & Saturday	23:00 - 02:00
Sunday to Thursday	23:00 - 00:00
Performance of recorded music	
Friday & Saturday	11:00 - 02:00
Sunday to Thursday	11:00 - 00:00
Provision of facilities for anything similar to making music or dancing	
Friday & Saturday	11:00 - 02:00
Sunday to Thursday	11:00 - 00:00

PREM/02631/002 - Sela Bar, 20 New Briggate, Leeds, LS1 6NU

Sale by retail of alcohol	
Every Day	10:00 - 04:00
Provision of late night refreshment	
Every Day	23:00 - 04:30
Performance of a play	
Every Day	10:00 - 04:30
Exhibition of a film	
Every Day	10:00 - 04:30
Indoor sporting events	
Every Day	10:00 - 04:30
Performance of live music	

Every Day	10:00 - 04:30
Performance of recorded music	
Every Day	10:00 - 04:30
Performance of dance	
Every Day	10:00 - 04:30
Entertainment similar to live music, recorded music or dance	
Every Day	10:00 - 04:30
Provision of facilities for making music	
Every Day	10:00 - 04:30
Provision of facilities for dancing	
Every Day	10:00 - 04:30
Provision of facilities for anything similar to making music or dancing	
Every Day	10:00 - 04:30

PREM/01987/002 - Capones, 55 New Briggate, Leeds, LS2 8JD,

Provision of late night refreshment	
Every Day	23:00 - 03:00

PREM/03345/001 - The Social, 21 Merrion Street, Leeds, LS2 8JE,

Sale by retail of alcohol	
Every Day	11:00 - 02:00
Provision of late night refreshment	
Every Day	23:00 - 02:30
Performance of a play	
Every Day	11:00 - 02:00
Exhibition of a film	
Every Day	11:00 - 02:00
Performance of live music	
Every Day	11:00 - 02:00
Performance of recorded music	
Every Day	08:00 - 02:00
Performance of dance	
Every Day	11:00 - 02:00
Provision of facilities for anything similar to making music or dancing	
Every Day	11:00 - 02:30

PREM/02993 - Raja's, 13-15 Grand Arcade, Leeds, LS1 6PG,

Provision of late night refreshment	
Friday & Saturday	23:00 - 05:00
Sunday to Thursday	23:00 - 04:00
Performance of recorded music	
Friday & Saturday	11:00 - 04:30
Sunday to Thursday	11:00 - 03:30

PREM/01363/003 - Leeds Grand Theatre & Opera House, 46 New Briggate, Leeds, LS1 6NZ

Sale by retail of alcohol	
Every Day	08:00 - 02:30
Provision of late night refreshment	
Every Day	23:00 - 02:30
Performance of a play	
Every Day	08:00 - 02:00
Performance of live music	
Every Day	08:00 - 02:00

Performance of recorded music	
Every Day	08:00 - 02:00
Performance of dance	
Every Day	08:00 - 02:00
Entertainment similar to live music, recorded music or dance	
Every Day	08:00 - 02:00
Provision of facilities for making music	
Every Day	08:00 - 02:00
Provision of facilities for dancing	
Every Day	08:00 - 02:00
Provision of facilities for anything similar to making music or dancing	
Every Day	08:00 - 02:00

PREM/01310/004 - Hang Sing Hong, 117 - 119 Vicar Lane, Leeds, LS1 6PJ,

Sale by retail of alcohol	
Every Day	10:00 - 18:00
Exhibition of a film	
Every Day	10:00 - 18:00

PREM/01855 - Alternative Fishery And Grill Bar, 29 New Briggate, Leeds, LS2 8JD,

Late Night Refreshment	
Friday, Saturday & Sunday	23:00 - 05:00
Monday to Thursday	23:00 - 03:30

PREM/03111/001 - Tepanyaki Japanese Restaurant, Belgrave Hall, Belgrave Street, Leeds, LS2 8DD,

Sale by retail of alcohol	
Friday & Saturday	11:00 - 02:00
Sunday to Thursday	11:00 - 01:00
Provision of late night refreshment	
Friday & Saturday	23:00 - 02:00
Sunday to Thursday	23:00 - 01:00
Performance of recorded music	
Friday & Saturday	11:00 - 02:00
Sunday to Thursday	11:00 - 01:00

PREM/02073 - Dixy Chickens (Yorkshire) Ltd, 45 New Briggate, Leeds, LS2 8JD,

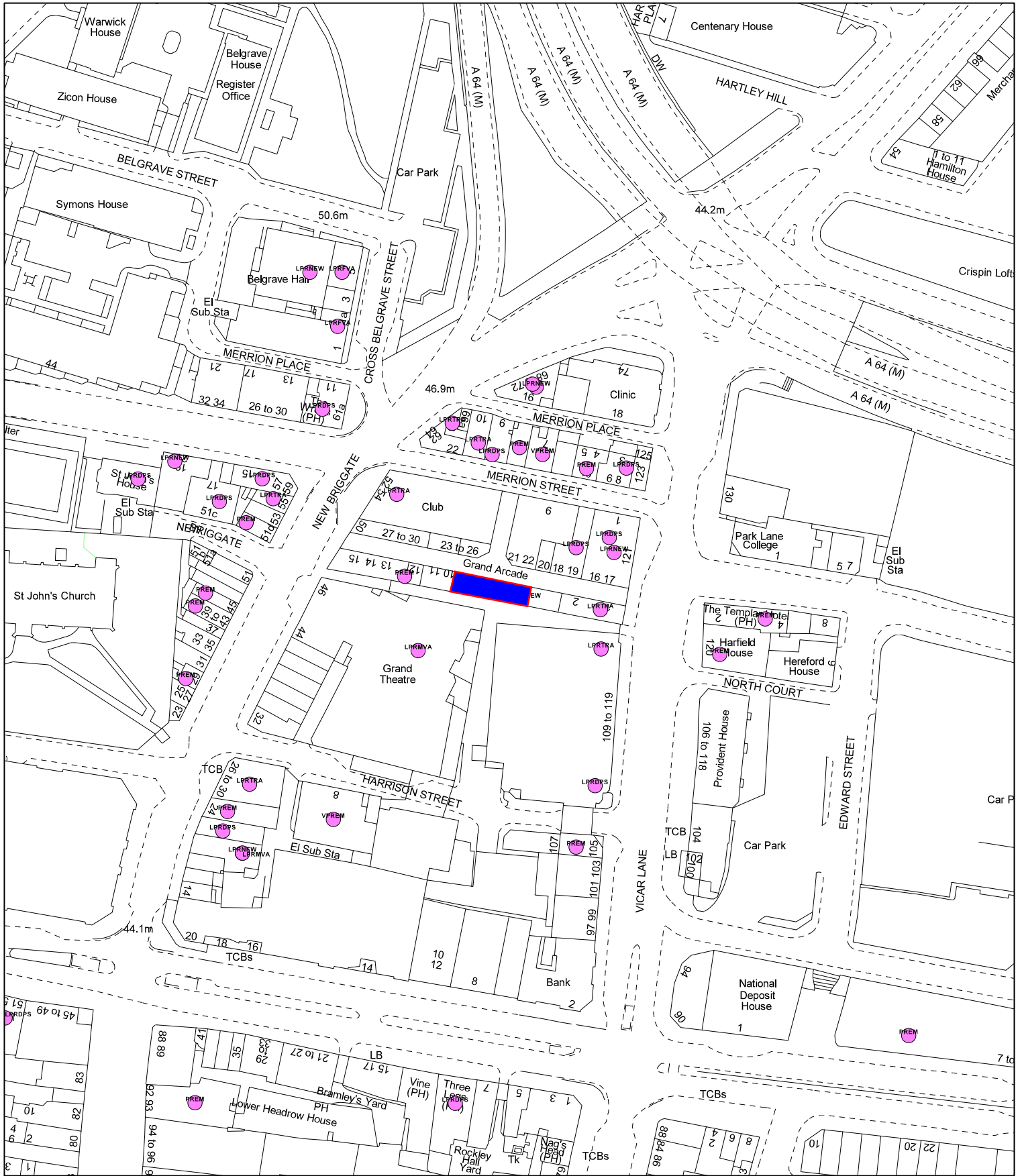
Late Night Refreshment	
Every Day	23:00 - 05:00

PREM/01915 - Chicko's Ltd, Ground Floor, 51D New Briggate, Leeds, LS2 8JD,

Late Night Refreshment	
Every Day	23:00 - 03:00

PREM/01862 - Chicken Cottage (Formerly Sultan Pizza Bar), 39 - 43 New Briggate, Leeds, LS2 8JD

Late Night Refreshment	
Thursday	23:00 - 04:00
Sunday	23:00 - 04:00
Friday & Saturday	23:00 - 05:00
Monday to Wednesday	23:00 - 03:30







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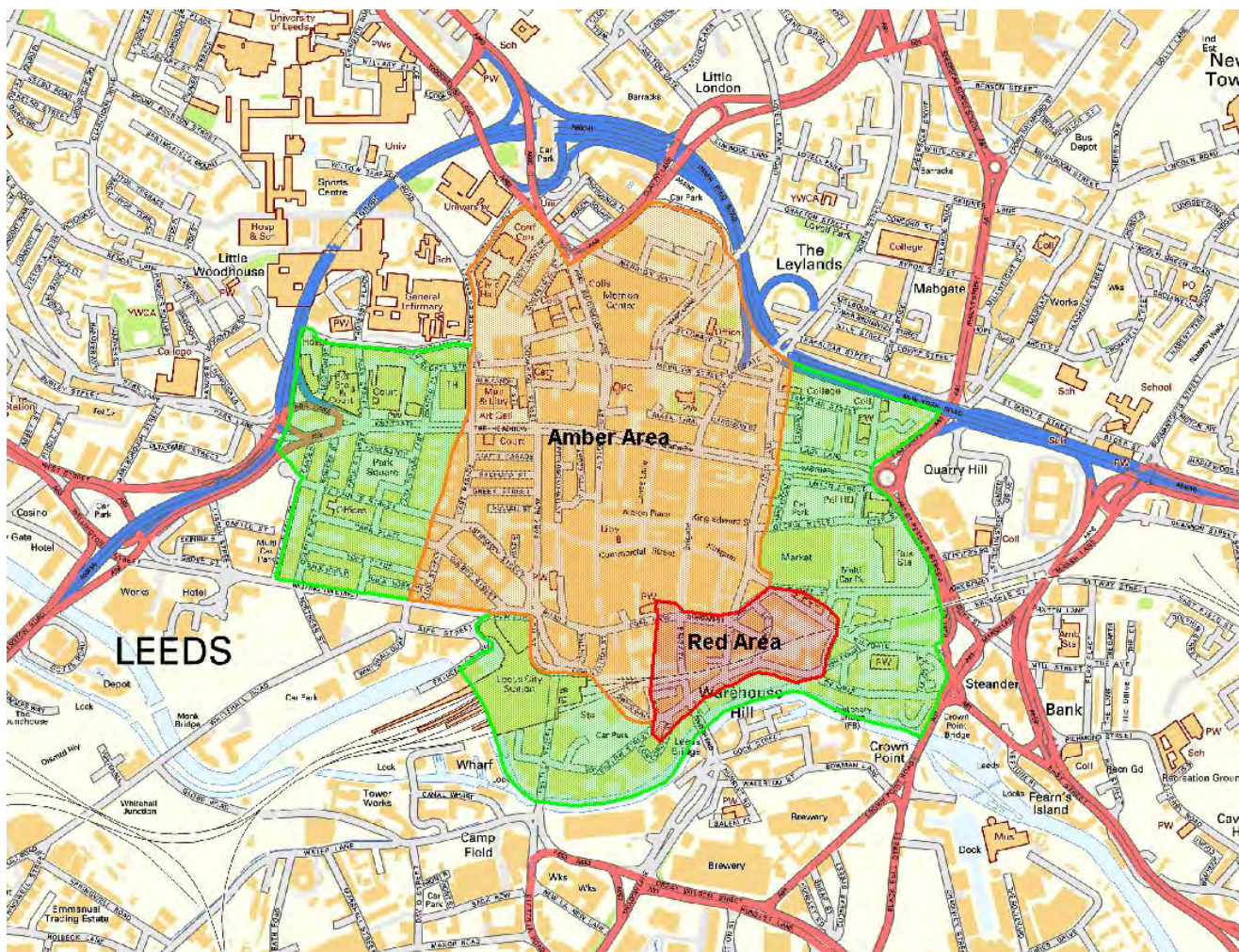
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Key	
	On licence
	Late night refreshment
	Off licence
	Other

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City Centre CIP

Licensing Act 2003



Area 1 relates to the city centre. West Yorkshire Police have provided information that the nature of the city centre is such that the problem areas and cumulative impact is directly related to the style of businesses opening in that area and their clientele.

In addition the close proximity of a number of venues on a street can result in difficulties in identifying individual premises as causing problems which can be dealt with via an action plan or a review process.

As a consequence the closure or opening of businesses can have a dramatic effect on reported crime and reported incidents in an area. While individual premises are dealt with using the review process, there are areas in Leeds city centre which may temporarily become saturated as new businesses open or existing businesses change their style of operation.

In addition the council recognises that a previous problem area can be improved by the introduction of new styles of business types, such as food led premises, and seeks to encourage this.

This dynamic nature has created difficulties in setting a policy for the city centre that will be relevant for five years until the next formal review. Therefore the council will adopt an approach of designating areas within the city centre CIP as 'red' or 'amber' based upon an analysis of night time economy related issues that are relevant to the licensing objectives. Areas that are considered highly saturated will be designated as red areas.

The council will seek to refuse all applications in these **red areas** on the basis that the impact on the licensing objectives are at such a level that the area cannot support any more premises opening or extending their hours no matter how impressive the concept or application is. The council will only grant applications in the red zone in exceptional cases.

An **amber area** is an area which is of concern based upon an analysis of night time economy related issues that are relevant to the licensing objectives, and the council will expect applicants to offer additional measures tailored to the problems in that area.

All other areas within the city centre CIP will be designated **green areas** where good quality applications will be generally be more acceptable even though the area is a CIP area.

The current map and evidence is available on the council's website and from Entertainment Licensing.

It is the council's policy, on receipt of relevant representations, to

- refuse new and variation applications in the red area
- to seek additional measures for new and variation applications in the amber area
- To seek good quality applications for application in the green area

This applies to alcohol led premises such as bars, pubs and nightclubs, and for premises seeking late night refreshment such as takeaways and late opening restaurants.

West Yorkshire Police Evidence

Introduction

The aim of this report is to demonstrate the scale and nature of crime in the City Centre over the last few years and determine the key areas of concern.

The crimes considered for this report include:

- Thefts from person
- Thefts non specific
- Robbery
- Assault (including Affray)
- Murder/Manslaughter
- Drunk & Disorderly
- Public Order

The current Cumulative Impact Policy covers an area encompassing the entire City Centre area and this report aims to highlight smaller more significant areas for future consideration during the review process.

Data has been collated covering the last five years between 2008 and 2012 and using Cadcorp mapmodeller GIS has been mapped to determine the key areas of concern. The data for 2012 has then been examined in more detail to identify smaller zones of risk by crime type to provide a better understanding of where our risk areas are in the City by offence type.

The maps in section three and hotspots zones in section five are focussing on crimes committed in the night-time economy and not those occurring in the daytime. For the purposes of this report, the night-time economy has been defined as the period 1800 – 0600.

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2. Setting the Scene

Figure 1. All Crimes (24 hours)

Occurrence Type	2008	2009	2010	2011	2012	Total
THEFT NON SPECIFIC	2020	1594	1885	1988	2267	9754
THEFT FROM PERSON	839	1078	1435	1820	2077	7249
ASSAULT	1126	1239	1298	1133	966	5762
DRUNK AND DISORDERLY	560	562	649	639	670	3080
PUBLIC ORDER	235	269	279	223	184	1190
ROBBERY	116	164	105	108	98	591
AFFRAY	60	61	118	73	46	358
MURDER/MANSLAUGHTER	3	2	1	1	1	8
Total	4959	4969	5770	5985	6309	27992

Figure 2. Licensed Premises Flag Only

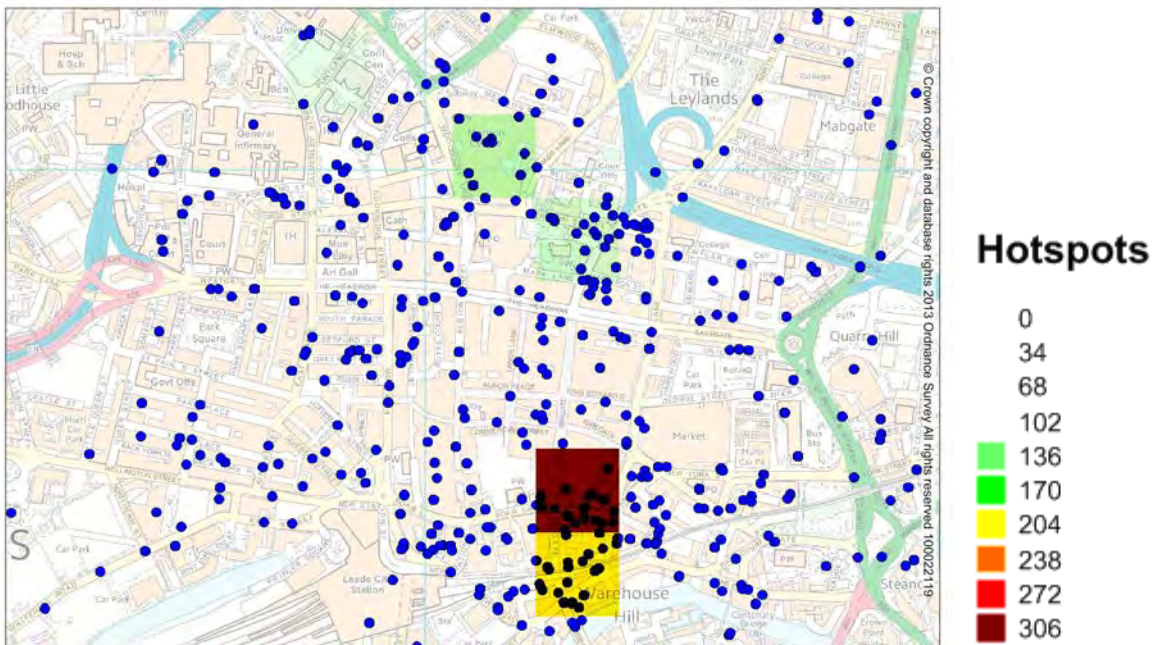
Occurrence Type	2008	2009	2010	2011	2012	Total
AFFRAY	9	6	16	9	6	46
ASSAULT	280	253	242	240	153	1168
DRUNK AND DISORDERLY	29	28	19	22	23	121
MURDER/MANSLAUGHTER		1				1
PUBLIC ORDER	16	25	15	11	5	72
ROBBERY	3	6	7	3	2	21
THEFT FROM PERSON	222	446	778	962	1133	3541
THEFT NON SPECIFIC	644	580	748	728	832	3532
Grand Total	1203	1345	1825	1975	2154	8502

Figure 3. Alcohol Flag Only

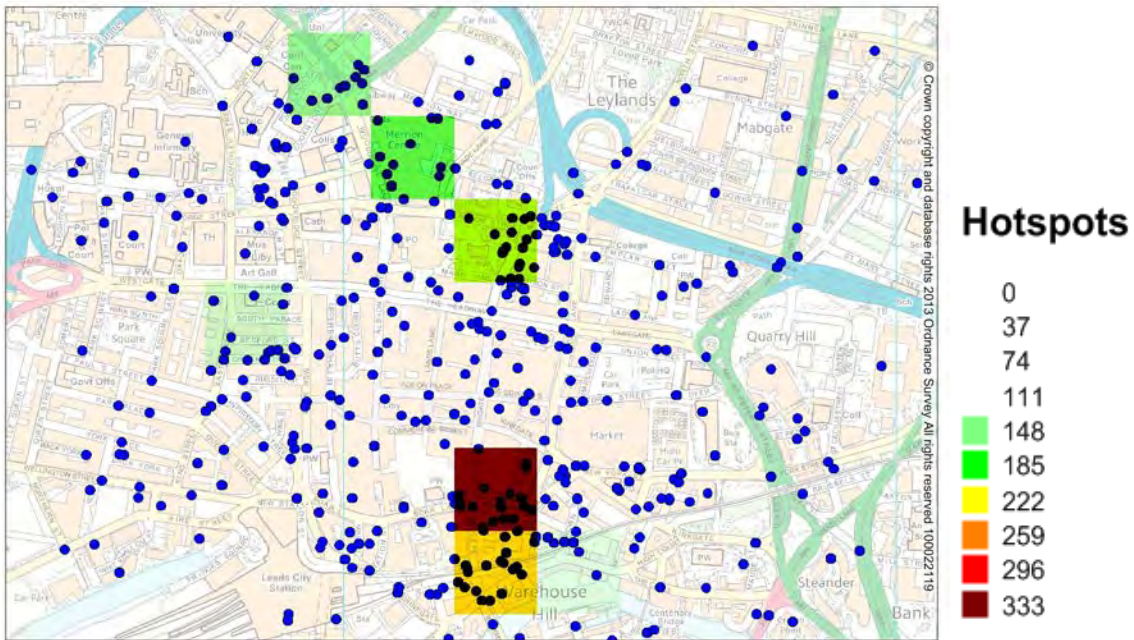
Occurrence Type	2008	2009	2010	2011	2012	Total
AFFRAY	40	44	87	45	26	242
ASSAULT	632	814	848	573	348	3215
DRUNK AND DISORDERLY	547	557	646	528	484	2762
MURDER/MANSLAUGHTER	1	2		1	1	5
PUBLIC ORDER	99	114	118	61	60	452
ROBBERY	30	48	29	15	10	132
THEFT FROM PERSON	80	109	194	137	110	630
THEFT NON SPECIFIC	92	120	140	97	69	518
Grand Total	1521	1808	2062	1457	1108	7956

3. Geo-spatial analysis over time

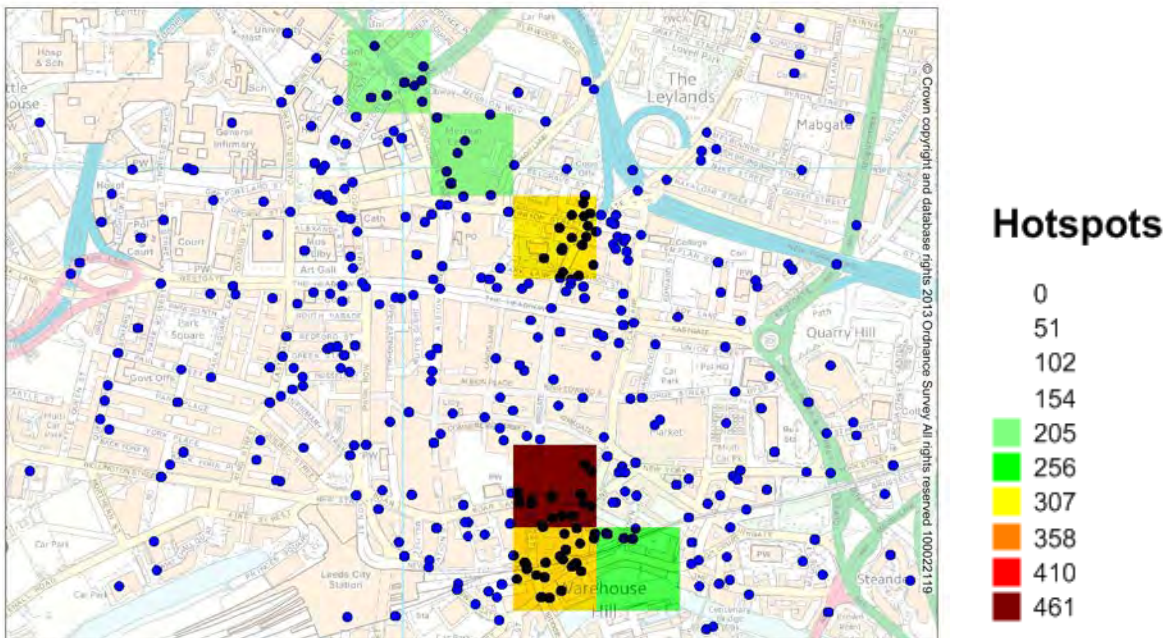
Map 1 – 2008



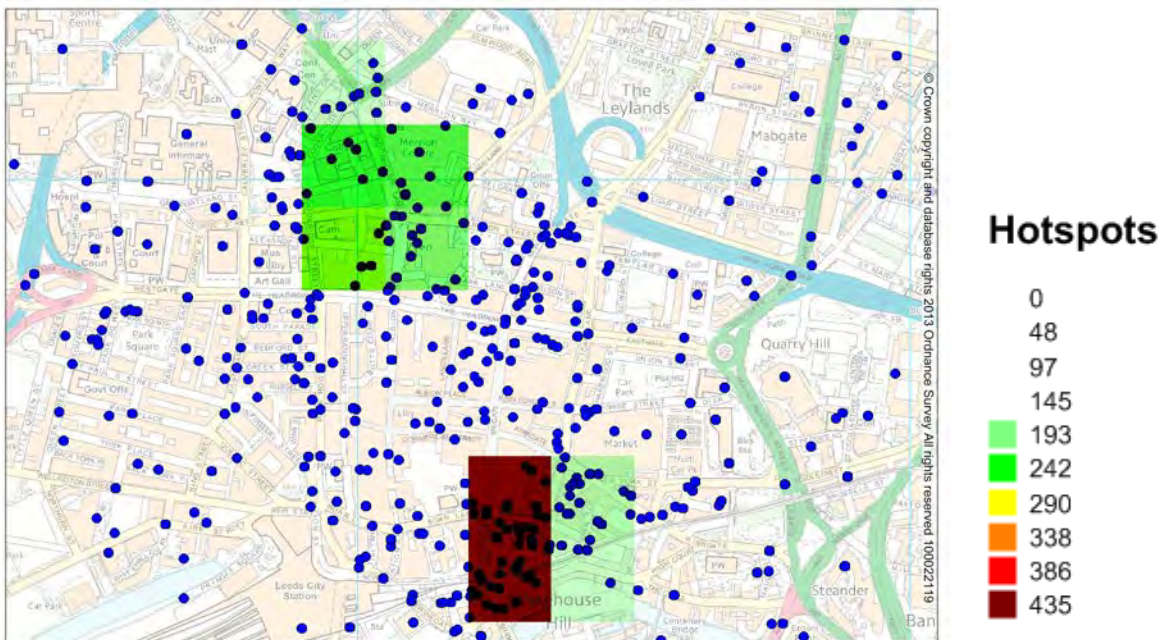
Map 2 – 2009



Map 3 – 2010



Map 4 – 2011



Map 5 – 2012

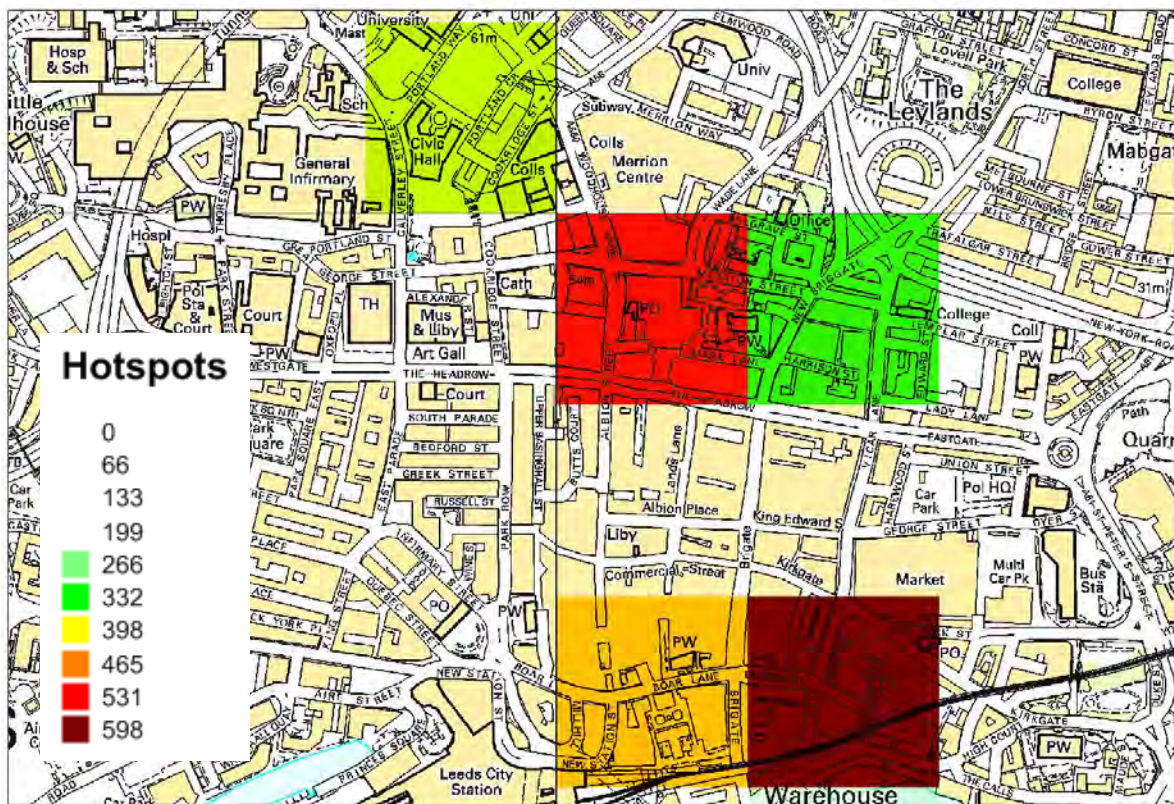


Figure 4 – Top Streets over the 5 year period (night-time economy only)

Street Name	2008	2009	2010	2011	2012	Total
CALL LANE	228	257	409	538	705	2137
BRIGGATE	338	335	370	430	581	2054
ALBION STREET	264	232	310	537	453	1796
WOODHOUSE LANE	263	296	419	408	365	1751
THE HEADROW	359	364	327	307	316	1673
COOKRIDGE STREET	113	171	182	324	247	1037
NEW BRIGGATE	127	231	310	153	201	1022
BOAR LANE	294	198	216	164	128	1000
KIRKGATE	245	233	177	151	153	959
GREAT GEORGE STREET	190	180	146	140	155	811
NEW YORK STREET	123	95	118	104	83	523
Grand Total	2544	2592	2984	3256	3387	14763

Key	
 	Top 3 Streets per year
 	Top 10 Streets per year
 	Not in Top 10 Streets per year

Figure 4 is sorted by the total number of night-time economy offences occurring on specific street locations and then the colour coding represents that streets ranking for each individual year. For example, only Briggate has been in the top three each year between 2008 and 2012 but Call Lane has been top for the last three years.

4. 2012 Offence Data

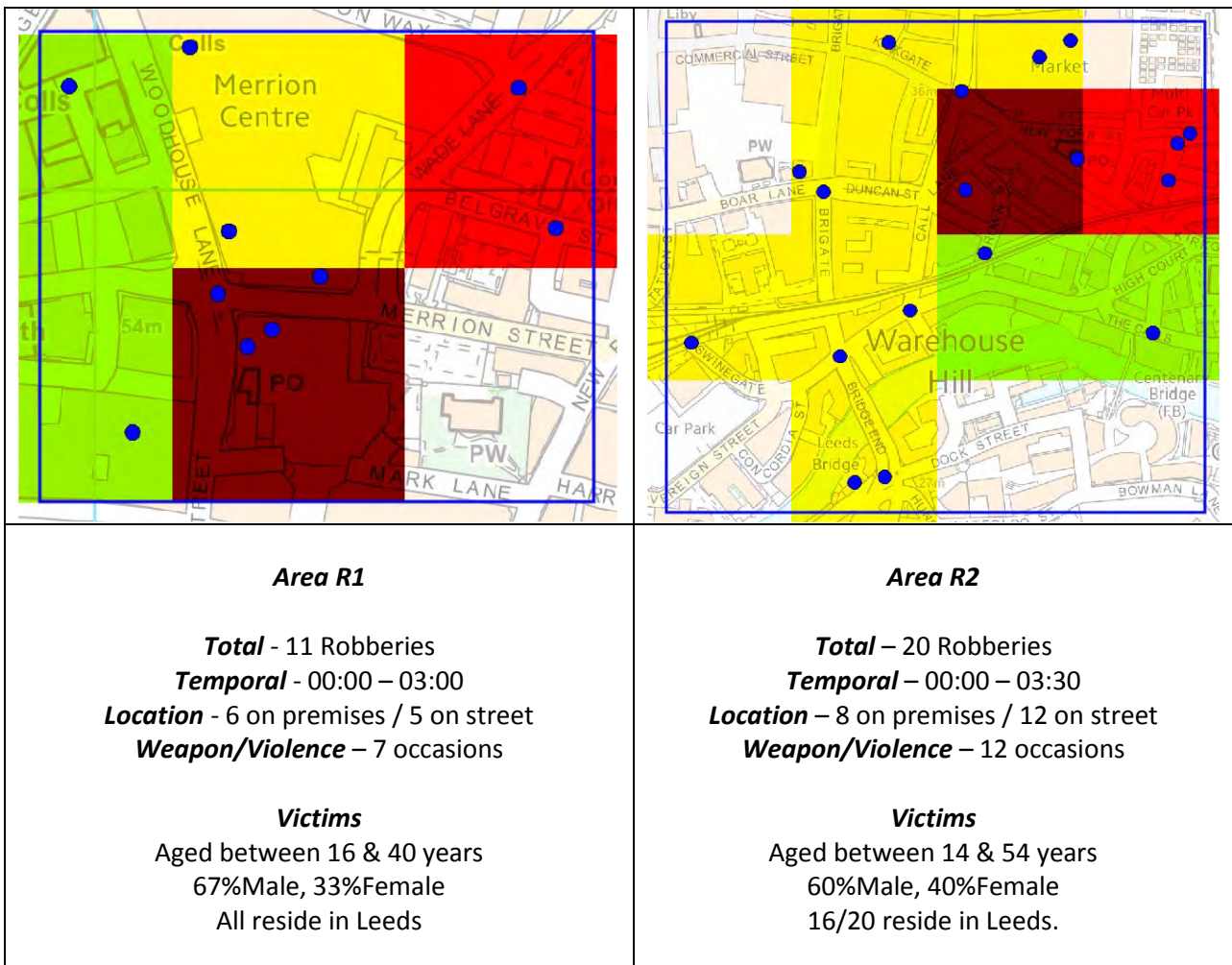
Figure 5 – Top Offence Types by location type (night-time economy)

Occurrence Type	Off Street	On Street	2012 Total
AFFRAY	17	21	38
ASSAULT	468	260	728
DRUNK AND DISORDERLY	259	327	586
MURDER/MANSLAUGHTER		1	1
PUBLIC ORDER	64	47	111
ROBBERY	32	35	67
THEFT FROM PERSON	1334	184	1518
THEFT NON SPECIFIC	1116	124	1240
2012 Total	3290	999	4289

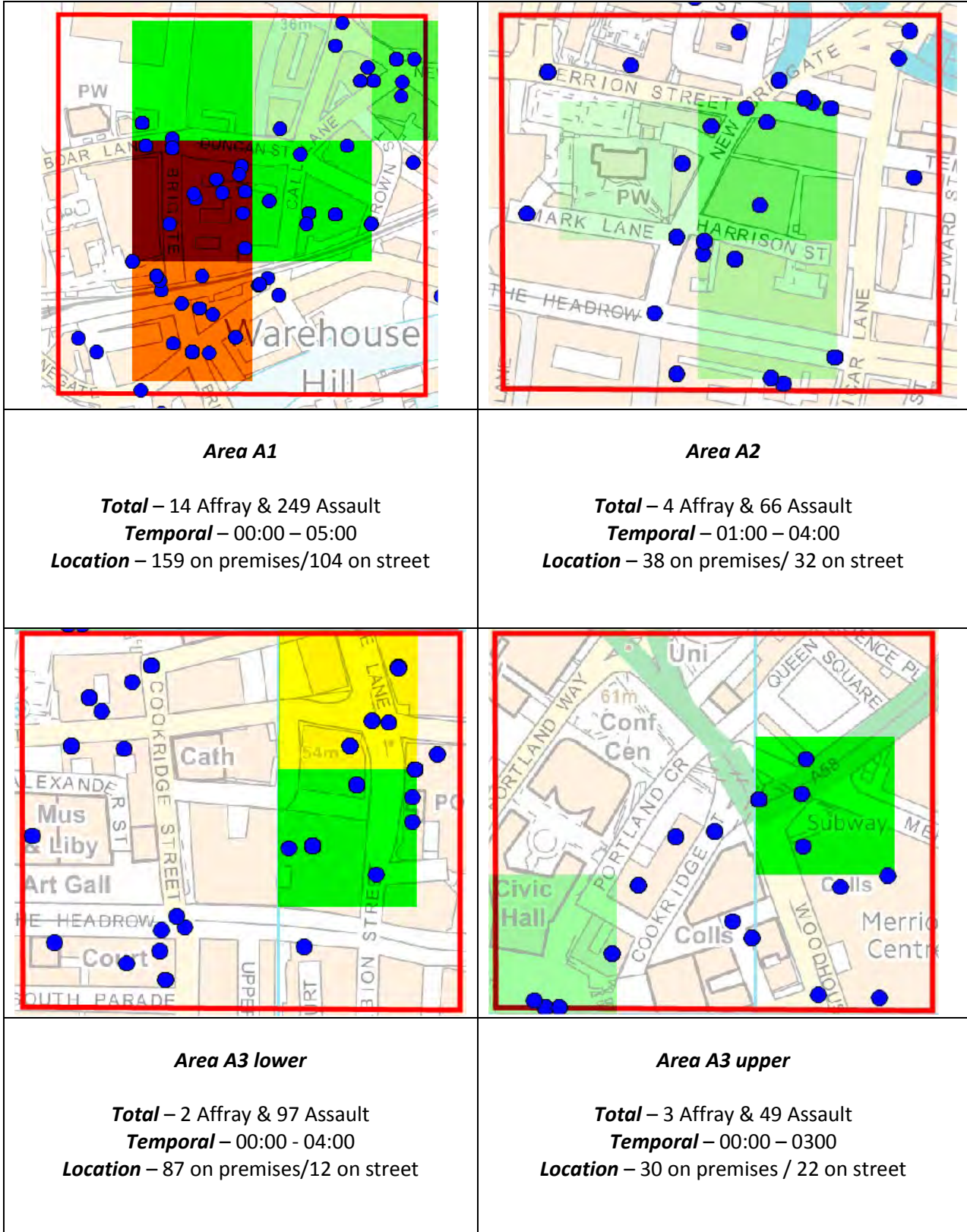
It can be seen that large proportions of offences are committed off street inside a premises. Indeed, 88% of THEP and 90% of Thefts Non Specific occur inside premises. This is opposed to violent crime in which 64% occur inside a location showing that many also occur on the roadside.

5. Hotspots Zones in 2012 by crime type

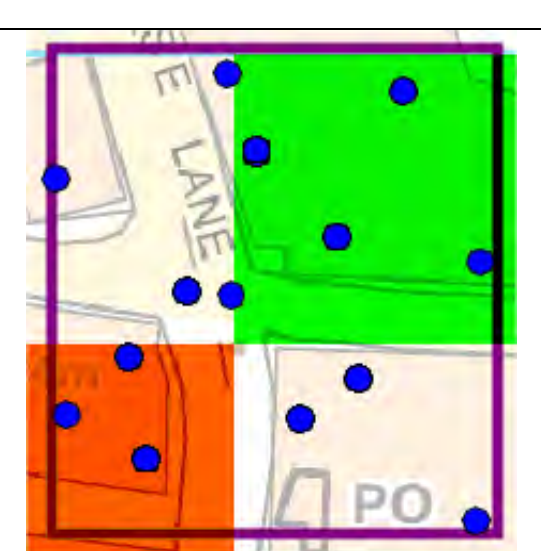
5.1 Robbery



5.2 Assault & Affray



5.3 Thefts from Person & Thefts non-specific

	
<p align="center">Area T1</p> <p>Total – 674 THEP, 455 THEFT NON Temporal – 00:00 – 04:00 Location – 1022 on premises/107street</p>	<p align="center">Area T2</p> <p>Total – 142 THEP, 86 THEFT NON Temporal – 00:00 – 04:00 Location – 216 on premis./12 on street</p>
	
<p align="center">Area T3</p> <p>Total – 120 THEP & 75 THEFT NON Temporal – 0000 – 0400 Location – 189 on premises / 6 on street</p>	<p align="center">Area T4</p> <p>Total – 168 THEP & 72 THEFT NON Temporal – 2300 – 0300 Location – 230 on premises / 10 on street</p>

6. Summary and Conclusions

- Crime* in the City Centre of Leeds has risen year on year from 2008 to 2012, going from 4959 in 2008 to 6309 in 2012.
- Crime with a link to licensed premises has followed the same increase year on year from 2008 to 2012, going from 1203 in 2008 to 2154 in 2012.
- Of the crimes linked to licensed premises, assaults have shown reductions year on year between 2008 and 2012. Conversely, thefts especially Thefts from Person crime has risen notably over the last few years, going from 222 in 2008 to 1133 in 2012.
- The street location Briggate has been ranked in the top three streets in Leeds centre each year for committed crime in the night-time economy between 2008 and 2012 but Call Lane has been ranked at the top for the last three years consecutively.
- Albion Street, Briggate and Call Lane have been ranked in the top three for the last three years in relation to night-time economy crime.
- 88% of THEP and 90% of Thefts Non Specific occur inside premises. This is opposed to violent crime in which 64% occur inside a location showing that many assaults also occur on the roadside.
- Areas A1, A2, T1 and T2 are all focussed on the same areas and these account for the majority of night-time economy related crime. Other areas also overlap and it is these areas within section five that are recommended to be included on any Cumulative Impact Policy.

* Crime referred to here is defined as those offences of Theft Non Specific, Theft from Person, Assault, Affray, Drunk & Disorderly, Robbery, Public Order and Murder/Manslaughter.

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Licensing and Registration
Civic Hall
Leeds LS1 1UR

Private & Confidential

Norton Connor Limited
145/147 Town Street
Horsforth
LS18 5BL

Contact: Susan Holden
Tel: 0113 247 4095
Fax: 0113 224 3885
Email: susan.holden@leeds.gov.uk

By email: chrisconnor@nortonconnor.co.uk

27 August 2014

Dear Mr Connor

The Bunker, Unit D, 6-9 Grand Arcade, Grand Arcade Yard, LS1 6PG
Application for new premises licence – Licensing Act 2003
Licensing Authority Letter of Representation

Thank you for submitting your application for the above premises, received at the address above on 25th July 2014.

The area in which the subject premises is located is within a cumulative impact area. It is the council's policy, on receipt of relevant representations, to refuse new and variation applications in this area for alcohol led premises such as bars, pubs and nightclubs and for premises seeking late night refreshment such as takeaways and late opening restaurants, unless the applicant can demonstrate that their application would not impact on the cumulative effect of such licensed premises in the area.

The Licensing Authority is of the opinion that your application contains insufficient information about how your application would not add to the impact already being experienced in the area. Therefore we are submitting a formal representation against your application on the grounds of:

1. Prevention of crime and disorder
2. Public nuisance.

However, if you are able to explain the measures you will take to ensure that your proposed activities do not add to the impact already being experienced in the area, we may be prepared to withdraw the representation providing you agree to amend your application to incorporate those measures as conditions.

I enclose the guidance note relating to the cumulative impact policy.

Should you have any questions, please contact us.

Yours faithfully

Susan Holden
Principal Project Officer
Entertainment Licensing



Mr C Connor
 Norton Connor Solicitors
 145-147 Town Street
 Horsforth
 Leeds
 LS18 5BL

Environmental Protection Team
 Leeds City Council
 Millshaw Park Way
 Leeds
 LS11 0LS

Contact: Mr Scott Higgins
 Tel: 0113 395 1162
 Fax:
 Email: scott.higgins@leeds.gov.uk
 Our reference: PREM/03507/001
 27 August 2014

Dear Sir/Madam

Licensing Act 2003

Name of Premises: The Bunker

Address: Unit D, 6 - 9 Grand Arcade, Leeds, LS1 6PG

We refer to your licensing application for the above premises. We believe that your application does not give enough information about how you intend to meet an important aim of the licence, which is to prevent public nuisance. We therefore confirm that we are submitting a formal objection to your application.

We base our objection on the following matters:

1. The potential for noise disturbance associated with licensable activities due to noise breakout from the premises or passage through the fabric of the building causing noise disturbance at nearby residential and business premises.
2. The potential for noise disturbance at nearby residential/business premises caused by patrons using the external areas to drink and smoke, as well as when arriving or leaving the premises.
3. The potential for the alleged sources of nuisance described in items 1 & 2 above to continue into hours where such disturbance may adversely affect sleep and/or the use of nearby commercial and/or residential premises.
4. That the hours of operation applied for would set a precedent in an area already served by late opening venues. If the precedent was set and other businesses granted such hours then there would be a significant added impact of noise disturbance deeper into the early morning hours at surrounding noise sensitive premises. The existing impact includes noise from loud music and from sources outside such as from customers.
5. The premises are situated in a Cumulative Impact Policy Area, in this case *Area 1 Leeds City Centre*, and currently within the amber zone. In the amber zone, there is an

expectation that the applicant offers additional measures tailored to the problems of that area.

We base our objection on the present Statement of Licensing Policy 2014-2018 issued by Leeds City Council as the Licensing Authority, experience of the Environmental Protection Team including that specifically associated with the premises and the area, including data relating to complaints received from members of the public.

Description of the surrounding area

(See Appendix 1 - Map of Surrounding Area)

The application premises are located in Unit D, 6-9 Grand Arcade, Leeds city centre in the basement area of a unit believed to have previously been occupied by the licensed premises The Atrium and Casa Loco.

There is no direct entrance/exit within the Grand Arcade with the premises accessed via an entrance door and stairway in a yard area/passageway to the side of Grand Arcade. This yard area/passageway, which is currently used as a bin and refuse store by existing businesses, is accessed off Vicar Lane or New Briggate would be also be used by patrons using the premises.

There are several existing licensed premises in the immediate vicinity of the site particularly on Merrion Street but also on New Briggate, Harrison Street and in the Grand Arcade itself and which in general open till 3:30am to 4:30am weekdays. It is understood from the application that the proposed opening hours for this premises would be till 8:00am seven days a week, with licensable activities such as performance of dance, recorded music and sale of alcohol until 7:30am.

However, there are several noise sensitive premises in the area and in close proximity to the site including residential premises on New Briggate, Merrion Street and Vicar Lane. In particular there is a hotel located on Vicar Lane adjacent the premises. The rear elevations and bedroom windows are only approximately 15 metres away and several overlook the entrance and the external areas used by patrons to access the premises, queue and smoke. As the entry/exit point is understood to be located on Vicar Lane patrons accessing the site would also pass also pass the bedrooms on the front elevation of the hotel. From a site visit it was noted that the hotel bedrooms on both elevation have open-able windows and there is a reasonable expectations that occupants of these bedrooms will open windows during periods of hot weather. As these premises are a hotel there is a potential for a greater number of people to be affected by any noise from the application site resulting in loss of sleep and sleep disturbance.

The Grand Theatre also lies adjacent the site approximately 8 metres away and is also potentially affected by noise from the premises although only earlier in the evenings.

Description of the applicant venue and the application:

The application includes the provision of recorded music, performance of dance and sale of alcohol between the hours of 16:00 to 07:30, with opening hours from 16:00 to 08:00 Monday to Sunday. If operating past the early hours of the morning until 8:00am, especially during weekdays, there is an potential for noise from the premises, patrons accessing/leaving the premises or patrons using external areas affecting nearby sensitive premises as ambient noise levels in the area drop due to reduced traffic levels and as other

licensed premises in the area close. The premises would be operating and potentially causing noise disturbance during times of the day and days of the week when it would be reasonably expected for people to be preparing for sleep or already be sleeping in nearby residential premises and the hotel.

The application includes the provision of recorded music. It is the Environmental Protection Team's experience that noise from music, especially dance type music and music with a heavy bass beat, has a tendency to transmit through the fabric of buildings to the external environment and travel, causing noise disturbance at distance especially when ambient noise levels are low such as during the early hours of the morning.

It was noted that the entrance/exit of the premises and external smoking area is located down a narrow alleyway/side passageway with the proposed entrance door facing onto the rear elevations of the hotel where numerous noise sensitive receptors would potentially be located and sleeping when rooms are occupied. The narrowness of the passageway and acoustically reflective properties of the high surrounding walls in the area can give a very reverberant noise environment. This may result in noise from the premises or noise created by patrons reverberating and echoing in the surrounding area, persisting rather than fading away quickly, and affecting nearby sensitive premises to a greater extent than compared to an open space.

The operating schedule within the application indicates that there will be retail sale of alcohol to customers for consumption both within internal parts of the premises but also in the external courtyard. However satisfactory control of noise in external areas from patrons, especially following consumption of alcohol, can in practice be problematic and difficult to achieve. The Environmental Protection Team often receives complaints regarding noise from licensed premises and patrons using external areas especially late at night.

The premises appear to have two sets of doors, at the entrance from the passageway and at the bottom of the stairs to the dance floor/music area. Although two sets of doors would offer some sound attenuation this would only occur if they were kept closed during opening hours. However it is the experience of the Environmental Protection Team for licensed premises to have the main entrance doors kept open to indicate the premises were trading, with the further set of internal doors repeatedly opening and closing as patrons come and go to the external environment. The effect would be to periodically have both sets of doors open at once and allow any music to breakout and affect nearby sensitive premises.

Although the application indicates recorded music for background music and occasional music to dance to, the provision of a dance floor/music area on the plans appears to indicate that music would be more akin to that of a nightclub. Given the location of the premises in the basement and the potential for numbers of people to be dancing there is the possibility for doors to be left open for ventilation reasons. This would allow both music and noise from patrons within to breakout of the premises and affect nearby sensitive premises.

Complaint and other history specific to the applicant premises

As the premises are currently unoccupied and not operating, the Environmental Protection Team has not received any recent complaints. However, there is a history of complaints relating to the site when the premises were operated as licensed premises previously. This includes noise from loud music during the night and during the early hours from residents at the nearby hotel, loud music affecting the performances at the adjacent Grand Theatre and loud music affecting nearby residential premises.

Complaint history for the area around the venue

The premises are surrounded by other licensed premises and the Environmental Protection Team have previously and are currently investigating numerous complaints relating to licensed premises in the area including on Merrion Street, New Briggate, Harrison Street and within Grand Arcade. This includes complaints of noise from music and people in external areas affecting nearby residential and business premises.

Conclusions reached

The application premises are situated in an amber zone of a Cumulative Impact Policy Area and the application has the potential to create noise disturbance from music and patrons. In addition the application may increase the number of late night revelers in the area or remaining in the area at noise sensitive times of the day, giving a greater potential for public nuisance. Unfortunately the measures proposed in the application would not seem to adequately control all the relevant issues and it seems unlikely that the applicant would be able to comply with the appropriate conditions for the prevention of public nuisance.

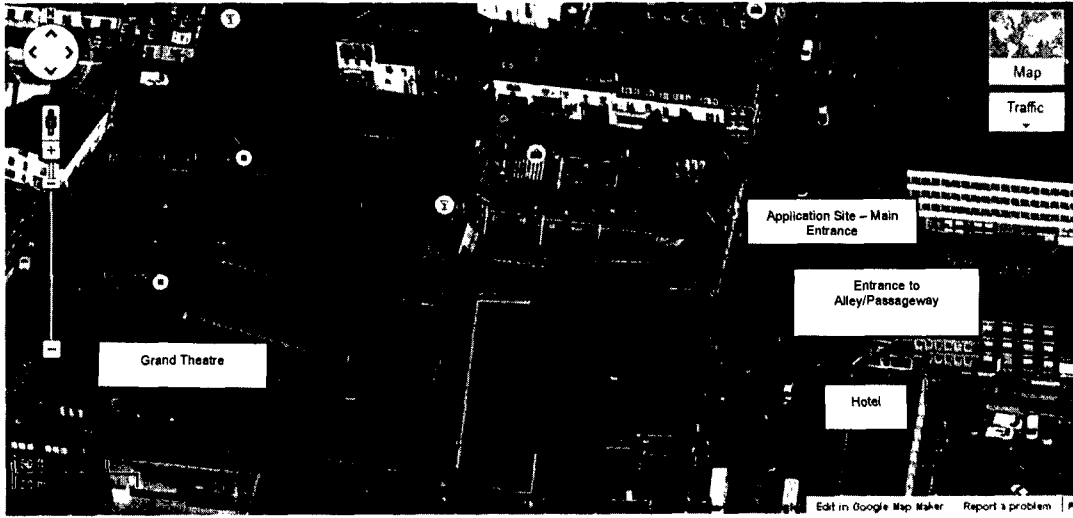
Therefore Leeds City Council's Environmental Protection Team will be fully objecting to your application.

Yours faithfully



Mr S Higgins
Senior Environmental Health Officer

Appendix 1 Map of Surrounding Area



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Radford, Victoria

3057/001

From: Arkle, Catherine <catherine.arkle@westyorkshire.pnn.police.uk>
Sent: 27 August 2014 13:14
To: Entertainment Licensing
Cc: 'chrisconnor@nortonconnor.co.uk'; Holden, Susan; Patterson, Bob; david.shaw1@westyorkshire.pnn.police.uk; ENV Health
Subject: The Bunker - Police Representation - Cumulative Impact Policy [NOT PROTECTIVELY MARKED]
Attachments: THEBUNKER260814.doc; ATT00001.txt; ATT00002.htm

Entertainment Licensing

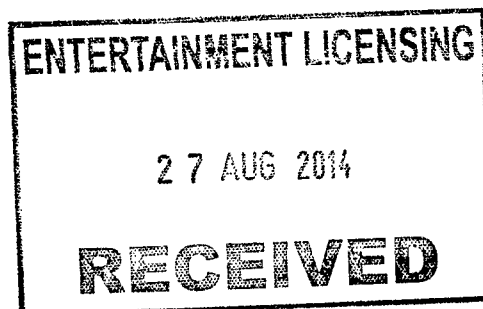
Please accept the attached letter of representation regarding a new application for a premises licence.

Yours faithfully

Cath Arkle

PC 5548 Cath Arkle
Leeds District Licensing Department
Elland Road, Leeds, LS11 8BU
Internal: 50214
External: 0113 3859414

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**WEST YORKSHIRE
POLICE**

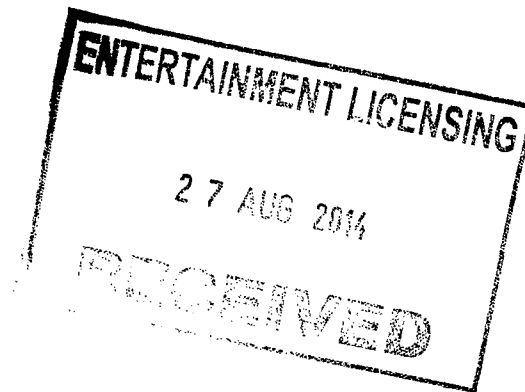
Leeds District Licensing Department

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

Tel: 0113 3859414
Email:
catherine.arkle@westyorkshire.pnn.police.uk

27th August 2014

Mr.Chris Connor
Norton Connor Solicitors
145-147, Town Street
Horsforth
Leeds
LS18 5BL



cc. Entertainment Licensing Section. Leeds City Council, Civic Hall, Leeds. LS1 1UR

**RE: 'THE BUNKER', UNIT D, 6-9, GRAND ARCADE, LEEDS, LS1 6PG
APPLICATION FOR NEW PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION – CUMULATIVE IMPACT POLICY:**

Thank you for submitting your application for the above premises, received at the address above on 28th July 2014.

The application relates to premises which fall within one of the areas of Leeds currently subject to a policy of cumulative impact, as detailed in the present Statement of Licensing Policy 2014-2018, issued by Leeds City Council as the licensing authority.

The area concerned in this particular case is **Area 1 Leeds City Centre**.

Therefore, in line with the current statutory guidance issued by the Secretary of State under Section 182 Licensing Act 2003, West Yorkshire Police make representations based on the cumulative impact policy of the area concerned and highlighted above, where the licensing objectives and particularly the prevention of crime and disorder and prevention of public nuisance objectives, are being adversely affected.

These premises are located in a current amber area in the cumulative impact area. An amber area is an area which is of concern based upon an analysis of night time economy related issues that are relevant

NOT PROTECTIVELY MARKED

to the licensing objectives, and the council and the police expect applicants to offer additional measures tailored to the problems in that area.

The Grand Arcade has had serious issues with crime and disorder and public safety in the recent past. The majority of the late night licensed venues which operated within the arcade have had action taken against them by West Yorkshire Police due to the volume of crime and disorder associated with them. These businesses have ultimately failed and closed, partly due to police enforcement action and partly due to the arcade being wholly unsuitable for this type of operation.

The arcade is now undergoing a complete refurbishment and the type of businesses taking up residence are smaller independents with a strong food element. No nightclubs remain in the arcade and crime and disorder is now negligible compared with before.

This application is very obviously for a nightclub with extensive hours for licensable activities in to the morning – 07:30hours, with a closing time of 08:00hours. The entrance to the venue appears to be from Vicar Lane. Customers leaving the venue at 08:00 hours would be exiting on to the street just as the general public would be arriving in the city centre for work or shopping. This mix of party goers in an inebriated state and the general public in the day time economy just does not work, and is fraught with danger. The police have had to deal with premises that have had similar times granted when customers have been spilling in to the street fighting just as commuters and shoppers are entering the city centre.

The applicants are well known to me in the night time economy scene and run events at a number of different premises. HQ Leisure Ltd's directors are Kane Towning and Thomas Courtney/Zanetti, both who DJ around Leeds and elsewhere.

The nights they run tend to require a higher than normal quota of door staff and Kane Towning, also using the DJ name Ko Kane, has been closely associated with the bassline genre of music which at its height attracted a high volume of crime and disorder at specific venues in the city. Kane lists some of the venues where he has spent time DJing as: Heaven and Hell (closed); Atrium (closed); The Warehouse (under new management); Northern Light (closed); Fruit Cupboard (aka Puro, aka Fire)(reviewed twice and now under new ownership); Rehab (reviewed twice and now under new ownership); Gatecrasher (closed soon after review); Twilite (closed soon after review). All of these listed venues have required police enforcement action with Twilite, Gatecrasher, Puro(aka Fire) and Rehab having their licences reviewed, and Heaven and Hell closing after a drugs death, numerous violent incidents, Class A drug dealing and underage issues.

I am not suggesting that the applicants are directly responsible for all issues at the above mentioned premises by any means, but the following they have acquired over the years include an element who have a propensity towards drug use and violence. This, coupled with the application for licensable activities until 07.30 hours, can only undermine the licensing objectives, whatever measures may be offered in the operating schedule.

Therefore, in terms of location and in terms of applying to operate until 07:30hours with dancing, recorded music, and the sale/supply of alcohol West Yorkshire Police consider that this application implicates the current policy of cumulative impact for Leeds City Centre in every respect, and would rely on paragraphs 13.29 and 13.30 of the current Section 182 guidance in making this representation.

PC Cath Arkle
Leeds District Licensing Officer

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