



LICENSING SUB-COMMITTEE

MEETING TO BE HELD IN CIVIC HALL, LEEDS ON
MONDAY, 26TH JANUARY, 2015 AT 10.00 AM

MEMBERSHIP

Councillors

B Flynn Adel and Wharfedale;

G Wilkinson Wetherby;

Third Member to be confirmed

**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			<p><u>PRELIMINARY PROCEDURES</u></p> <p>ELECTION OF THE CHAIR</p>	
2			<p>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</p> <p>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)</p> <p>(*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)</p>	

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	Morley North		<p>APPLICATION FOR THE GRANT OF A PREMISES LICENCE FOR TESCO STORES LTD TESCO EXPRESS, ELLAND ROAD, CHURWELL, MORLEY, LEEDS, LS27 7TB</p> <p>To consider the report of the Head of Licensing and Registration on an application for the grant of a premises licence, made by Tesco Stores Ltd, for Tesco Stores Ltd Tesco Stores Limited, Tesco Express, Elland Road, Churwell, Morley, Leeds, LS27 7TB</p>	1 - 32

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.
- 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.



Report author: Mrs Bridget Massey
0113 2474095

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 26th January 2015

Subject: Application for the Grant of a Premises Licence for Tesco Stores Ltd

Tesco Express, Elland Road, Churwell, Morley, Leeds, LS27 7TB

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Morley North		
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 Tesco Stores Ltd, for Tesco Stores Ltd Tesco Stores Limited, Tesco Express, Elland Road, Churwell, Morley, Leeds, LS27 7TB

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

The application has attracted representations from other persons and responsible authorities

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 has the benefit of a premises licence.

2.2 The stores is licensed every day

Sale of Alcohol 07:00 to 23:00

2.3 The applicants have applied to open an hour earlier for the sale of alcohol by way of an application for a new premises licence to replace the one in force. Tesco will surrender the existing licence if the new licence is deemed granted.

3.0 The Application

2.4 The applicant is Tesco Stores Ltd,

2.5 The application form may be found at Appendix A to this report.

2.6 In summary the application is for every day

Sale of Alcohol 06:00 to 23.00

3.0 Other matters relevant to the application

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

4.0 Steps to promote the Licensing Objectives

4.1 The applicant proposes to take specific steps to promote the licensing objectives identified in section "P" of the application form.

5.0 Proposed Designated Premises Supervisor

5.1 Dylan Ryder proposes 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 **F**.

7.0 Location

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

8.0 Representations

8.1 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.

8.2 Representations from Responsible Authorities

8.2.1 There have been representations from responsible authorities.

8.2.2 Representations have been received from West Yorkshire Police and the Development Department.

8.2.3 The representation from Development is still outstanding. A copy which may be found at Appendix **C**

8.2.4 Any representations submitted may be agreed prior to hearing. In this instance the operating schedule has been amended to include measure agreed with West Yorkshire Police. A copy which may be found at Appendix **D**

8.3 Other representations

8.3.1 The application has attracted representations from other persons.

8.3.2 The Licensing Department is in receipt of a letter of representation from a Ward Member on the grounds of Crime and Disorder and Public Nuisance.

8.3.3 Copy of the representation may be found at Appendix **E**

9.0 Options Available to Members

9.1 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.

9.2 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.

10.0 Background Papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy
- Representations received from other persons

3555/001

**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 that 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.

I/We Tesco Stores Ltd

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 Morley Elland Rd Exp Elland Road Churwell Morley			
Post town	West Yorkshire	Postcode	LS27 7TB
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£87000	

ENTERTAINMENT LICENSING

03 DEC 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 * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | 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 <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name Tesco Stores Ltd
Address Tesco House, Delamare Road Cheshunt Herts EN8 9SL
Registered number (where applicable) 519500
Description of applicant (for example, partnership, company, unincorporated association etc.) Ltd company
Telephone number (if any) 01707 634 837
E-mail address (optional) Licensing.team@uk.tesco.com

Part 3 Operating Schedule

When do you want the premises licence to start?

ASAP

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

Retail premises (supermarket) selling a range of goods and services. This includes the sale of alcohol for consumption off the premises. Sales of alcohol for consumption off the premises are made from the supermarket sales floor as shown on the enclosed plan

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

N/A

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)

Provision of regulated entertainment

Please tick any that apply

- 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) performances 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)

Supply 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)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			<u>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</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				Both	<input type="checkbox"/>
Tue				<u>Please give further details here</u> (please read guidance note 3)	
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (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	<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					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>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</u> (please read guidance note 5)		
Sun					

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				<u>Please give further details here</u> (please read guidance note 3)	
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) N/A		
Mon	06:00	23:00			
Tue	06:00	23:00			
Wed	06:00	23:00			
Thur	06:00	23:00			
Fri	06:00	23:00			
Sat	06:00	23:00			
Sun	06:00	23:00			
			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) N/A		

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

Name Dylan Ryder	
Address 18 Cricketers Close Garforth, Leeds West Yorkshire	
Postcode	LS25 1NJ
Personal licence number (if known) LEEDS/PERL/0455/08	
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).

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	06:00	23:00	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)
Tue	06:00	23:00	
Wed	06:00	23:00	
Thur	06:00	23:00	
Fri	06:00	23:00	
Sat	06:00	23:00	
Sun	06:00	23:00	

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

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

We are a national retailer that sells alcohol as part of a broad offering of goods and services. We have held off-licences in our stores for many years and are an approved British Institute of Inn-keeping examination centre. We have written training policies and formal training programmes are in place, which have been approved by our Primary Authority and ensure our people are equipped to meet all licensing objectives. All training and revision/refresher materials are reviewed regularly. All stores currently comply with our 'Think 25' policy; this is brought to customer's attention through point of sale material within the store. We take legal compliance very seriously and in addition to local training we employ a central alcohol licensing compliance manager and have a compliance committee.

b) The prevention of crime and disorder

The premises will have digital CCTV system that covers many areas of the shop floor, including the proposed area which will be used for beer and wine, should we be successful with our application. Images will be retained for a minimum of 21 days and made available on enforcement request. Ordinarily, a member of the Management team will be on the premises all the time the store is open. A person will have responsibility for the premises whilst the premises are open.

c) Public safety

A person will have responsibility for the premises whilst the premises are open. Management will be trained to support the running of the premises, including looking after our customers and staff. The store will adhere to all rules and regulations relating to public safety.

d) The prevention of public nuisance

We intend to be an active member of the community. We welcome the opportunity to liaise with Police and enforcement authorities should the need arise.

e) The protection of children from harm

All staff will be trained and regularly refreshed in the corporate 'Think 25' Policy. Staff will be trained to look at the customer and 'Think 25' when selling alcohol.
 A till prompt will appear on the initial sale of alcohol that will remind the seller of their responsibilities including not to sell alcohol to anyone under the age of 18.
 The store will display signage around the premises informing both staff and customers of our 'Think 25' policy on alcohol.

Checklist:

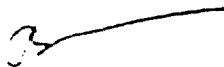
Please tick to indicate agreement

- 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 SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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	02/12/2014
Capacity	Licensing Manager

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.**

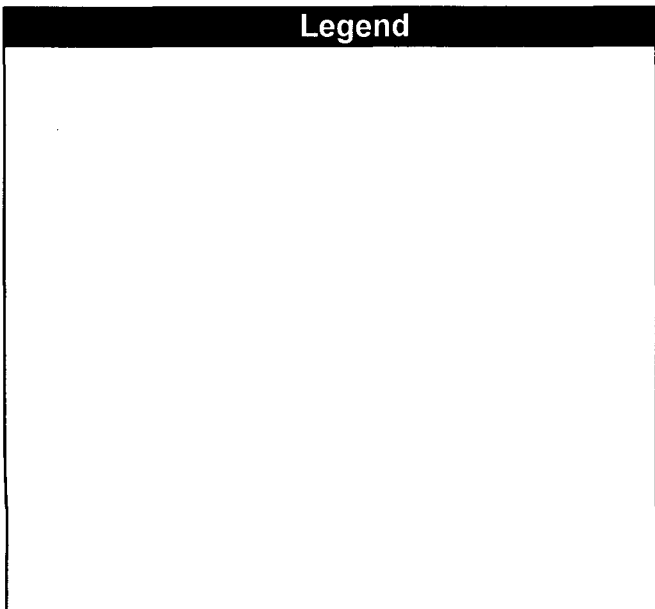
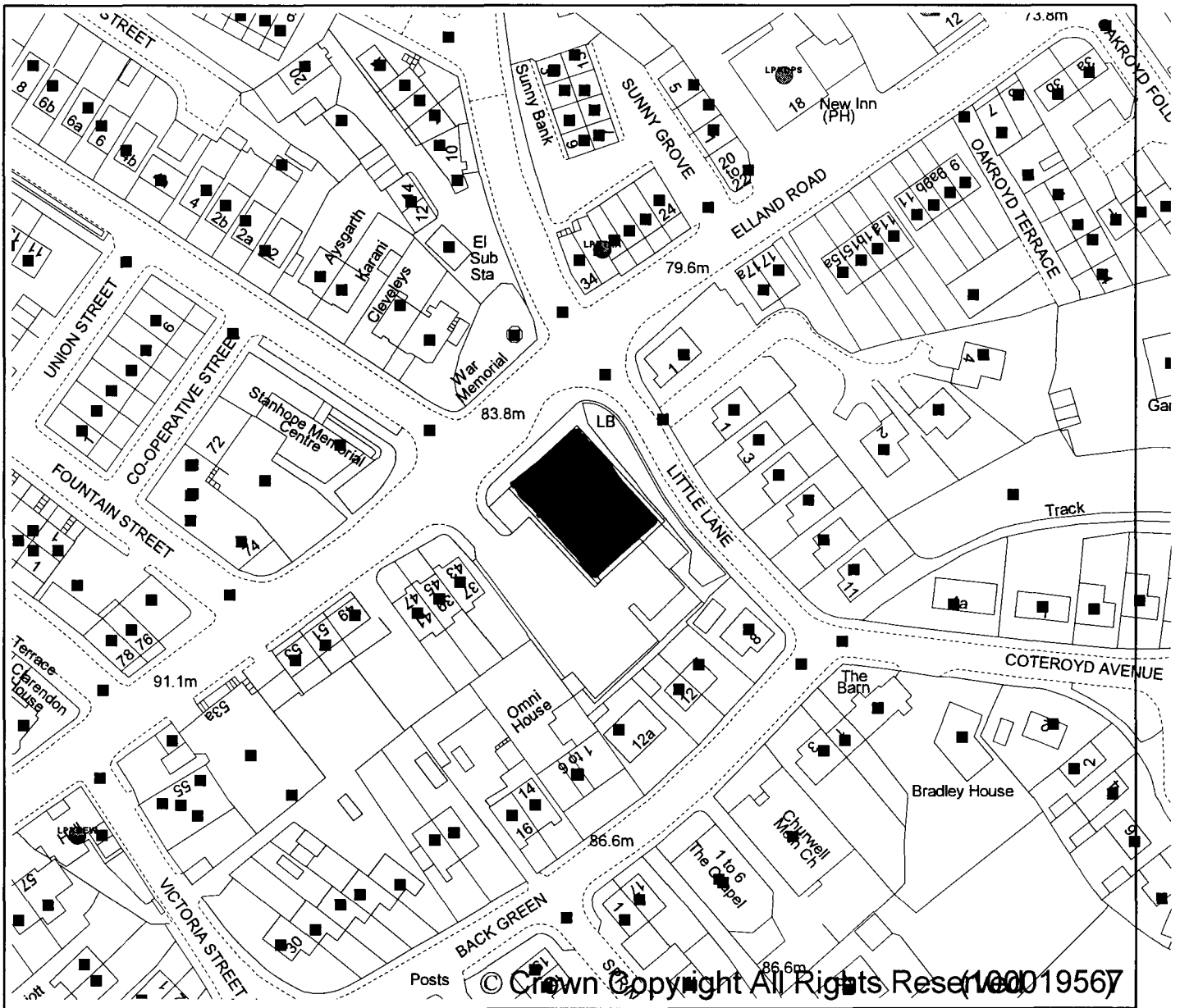
Signature	
Date	

Capacity	
----------	--

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Licensing Team Cirrus C Shire Park			
Post town	Welwyn Garden City	Postcode	AL7 122
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Licensing.team@uk.tesco.com			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



Leeds City Council	
Development Department	
Scale	1:1250
Date	13 January 2015
Comments	APPENDIX B

This map is based upon the Ordnance Survey's Digital Data with the Permission of the Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office

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Tesco Stores Ltd
 Tesco House
 Delamere Road
 Chestnut
 HERTS
 EN8 9SL



Planning Services

The Leonardo Building
 2 Rossington Street
 LEEDS
 LS2 8HD

Contact: Ms Farrer

Tel: 0113 2478032

Fax: 0113 247 7837

Helen.Farrer@leeds.gov.uk

17th December 2014

Dear Sirs

**APPLICATION FOR PREMISE LICENCE - TESCO STORES LIMITED , TESCO EXPRESS
 ELLAND ROAD CHURWELL MORLEY LEEDS LS27 7TB – PREM/03555/001**

PART A

We write to inform you we shall be objecting to your application ref PREM/03555/001 and a copy of this letter will be sent to the Licensing Authority.

The premises were granted planning permission in 2010 reference number 10/01347/FU subject to a condition restricting the hours of use of the premises. The proposed hours of use set out in your Premise licence application exceed those hours allowed by the planning permission.

Planning services object to the granting of a Premise Licence in the terms as applied for due to noise and disturbance being caused to nearby residential occupiers as a result of comings and goings of customers and their vehicles and from activities within the building and customers congregating outside the building. It is considered that the opening hours applied for at these premises would conflict with the licensing objective of preventing public nuisance.

Planning Services considers that the extended opening hours proposed are unlikely to be acceptable and that a premise licence should not be granted outside the hours specified in the existing planning permission unless and until an express planning permission or certificate of lawful development is obtained by the operator of the premises to extend those operating hours.

If you are willing to amend your application to the hours specified in the existing planning permission, details of which are contained in part B, then we shall withdraw our objection.

PART B

Licensing Act 2003 – Application for Premise Licence

On behalf of
 Tesco Stores Limited

For the premises known as and located at:

Tesco Express Elland Road Churwell, Morley Leeds LS27 7TB



I am the applicant/ representative authorised by the applicant (delete as appropriate)

In signing this document I request that the Licensing Authority accept this letter signifying my wishes to amend the application to reflect the hours as detailed in the existing planning consent as follows :

Planning permission was granted for Amendment to previous approval 09/02973/FU (Demolition of existing public house and replace with single storey A1 retail unit) for repositioning of building and relocation of service area from front to rear (Ref 10/01347/FU dated 13.05.2010) subject to the following condition:

The opening hours of the premises shall be restricted to 07.00; hours to 23.00; hours Monday to Saturday and 08.00; hours to 22.00; hours on Sundays.

The reason for the condition was in the interests of the amenity of nearby residents.

Signed :

Dated :

Please return this document to

Planning Services
Planning Compliance Service
The Leonardo building
2 Rossington Street
Leeds
LS2 8HD

Yours faithfully

Helen Farrer
Compliance Manager

BM

03555/601

Radford, Victoria

From: Patterson, Bob <bob.patterson@westyorkshire.pnn.police.uk>
Sent: 18 December 2014 17:31
To: 'licensing.team@uk.tesco.com'
Cc: Entertainment Licensing; Bridget.Massey(GCSx)
Subject: TESCO EXPRESS ELLAND ROAD LEEDS - 'NEW' PL APPLICATION [NOT PROTECTIVELY MARKED]

To whom it may concern,
Thank you for your recent application for a 'new' premises licence at your existing premises in the Churwell area of Leeds.

Whilst it is perfectly acceptable for any operator, to exercise its discretion by applying for a new licence as opposed to a variation of its existing authority, the police also consider in such circumstances, that existing conditions of the licence should be taken into account, especially where those conditions have previously been recommended by the police and agreed by the operator.

Therefore, with what amounts, it would seem, to no more than a variation of one hours trading, when comparing the application to the existing premises licence, West Yorkshire Police would suggest that the existing three conditions relating to CCTV, should at the very least remain as they are word for word, and not be replaced by what is proposed by the applicant on this occasion.

This argument is strengthened further, when it is considered that these three conditions were only agreed with the police by the same operator back in February 2011, and also, the wording of other conditions of the existing licence are not affected by what is proposed with this application.

I look forward to your reply.

Bridget:

If there is no reply to this email by the due date – which I believe to be 31st December 2014, would you please treat this email as a formal representation to this application.

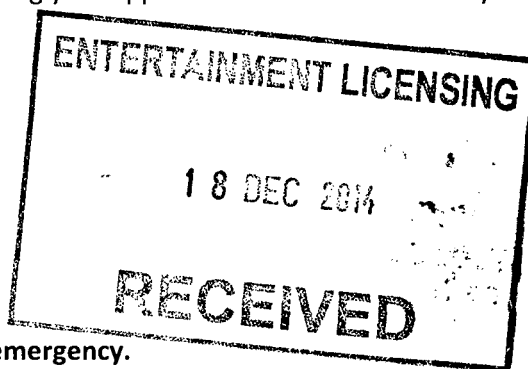
Could you please acknowledge receipt of this email, indicating your approval or otherwise – thank you in advance.

Regards.

Mr Bob Patterson
Leeds District Licensing Officer
Leeds District Licensing Department
Elland Road, Leeds, LS11 8BU
Internal: 50213

External: 0113 3859413

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ENTERTAINMENTS LICENSING
 LEGAL SERVICES
 St GEORGE' S HOUSE
 40, GREAT GEORGE STREET
 LEEDS LS1 3DL



LEEDS
 CITY COUNCIL

Councillor TOM LEADLEY
 181, HAIGH MOOR ROAD
 WEST ARDSLEY
 WAKEFIELD WF3 1EN
 Tel. (0113) 2535677

22nd DECEMBER 2014

BM

Prem/03555/001

LICENSING APPLICATION FROM TESCO STORES Ltd: EXTENSION OF OPENING HOURS, TESCO EXPRESS, ELLAND ROAD, CHURWELL, MORLEY LS27 7TB.

Tesco have made a Planning application (14/05760) to vary conditions attached to permission 09/02973 which restrict opening hours at Tesco Express at the former Golden Fleece site in Elland Road, Churwell. Overall Tesco Express has been a success in Churwell and a good neighbour; even so, it cannot be overlooked that the building is surrounded on three sides by houses, on Little Lane, Back Green and Elland Road; only the road frontage which looks across Elland Road to the small war memorial garden doesn't have a domestic outlook.

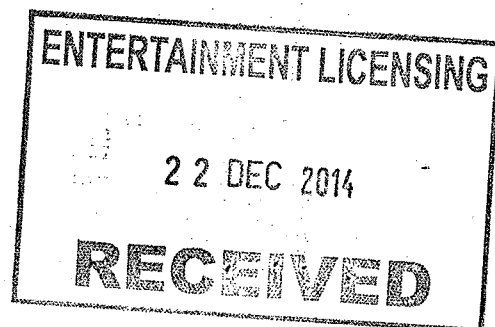
Hours of opening set out in current Planning permission 09/02973 are 7am to 11pm Mondays to Saturdays, and 8am to 10pm on Sundays and Bank Holidays. It is proposed that the hours should be extended to allow opening from 6am to 11pm every day, seven days a week. In view of the presence of houses close by, I believe that this is excessive and likely to lead to conflict with neighbours who would object to increased amounts of noise and general activity in the car-park and around the site, so I object to the proposal to seek Licensing approval for the extension of hours. As Chairman of Morley Town Council Planning Committee, I have joined other members in objecting to the Planning application to extend opening hours in the way now described in the matching Licensing application.

Sales of alcohol from 6am seven days a week are unlikely to be regarded as being necessary except by those whose drinking might be problematic, or by people calling in after a late night party or late attendance at a night club. Such customers would be more likely than the average to create noise or disturbance. Even if sales of alcohol weren't permitted during those extra hours of opening, they would be likely to introduce disturbance by general comings and goings of customers and manoeuvring of vehicles in the car-park.

Tesco Express at Churwell should keep its existing opening hours, which seem to work well and strike a fair and proper balance between the convenience of customers and the right of neighbours to enjoy peace and privacy in their own homes.

Yours sincerely,

(Councillor Tom Leadley).



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Issued premises licences and club certificates within an area



PREM/00496/005 - New Inn, Elland Road, Leeds, LS27 7SS

Sale by retail of alcohol	
Monday to Saturday	11:00 - 00:00
Sunday	12:00 - 23:30
Provision of late night refreshment	
Monday to Saturday	23:00 - 00:00
Sunday	23:00 - 23:30
Exhibition of a film	
Monday to Saturday	11:00 - 00:00
Sunday	12:00 - 23:30
Indoor sporting events	
Monday to Saturday	11:00 - 00:00
Sunday	12:00 - 23:30
Performance of live music	
Monday to Saturday	11:00 - 00:00
Sunday	12:00 - 23:30
Performance of recorded music	
Monday to Saturday	11:00 - 00:00
Sunday	12:00 - 23:30
Performance of dance	
Monday to Saturday	11:00 - 00:00
Sunday	12:00 - 23:30

PREM/03000/002 - Tesco, Elland Road, Churwell, Morley, Leeds, LS27 7TB

Sale by retail of alcohol	
Every Day	07:00 - 23:00

PREM/00156 - Churwell Food Market, 12 Elland Road, Churwell, Morley, Leeds, LS27 7SS,

Sale by retail of alcohol	
Monday to Saturday	08:00 - 23:00
Sunday	10:00 - 22:30

PREM/00411/002 - Commercial Inn, Elland Road, Churwell, Morley, Leeds, LS27 7QR

Sale by retail of alcohol	
Monday to Wednesday	10:00 - 23:00
Thursday to Saturday	10:00 - 00:00
Sunday	12:00 - 23:00
Performance of recorded music	
Monday to Wednesday	10:00 - 23:30
Thursday to Saturday	10:00 - 00:30
Sunday	12:00 - 23:30
Entertainment similar to live music, recorded music or dance	
Monday to Wednesday	10:00 - 23:00
Thursday to Saturday	10:00 - 00:00
Sunday	12:00 - 23:00

PREM/02149/002 - Pizza Pot & Currie Hut, 32 Elland Road, Churwell, Morley, Leeds, LS27 7SS

Late Night Refreshment

Friday & Saturday

23:00 - 01:00

Sunday to Thursday

23:00 - 00:00

PREM/03211/001 - Churwell Community Association, Churwell Community Centre, Elland Road, Churwell, Morley, Leeds, LS27 7SY,

Performance of a play

Monday to Friday

09:00 - 21:00

Saturday & Sunday

09:00 - 18:00

Exhibition of a film

Monday to Friday

09:00 - 21:00

Saturday & Sunday

09:00 - 18:00

Performance of live music

Monday to Friday

09:00 - 21:00

Saturday & Sunday

09:00 - 18:00

Performance of recorded music

Monday to Friday

09:00 - 21:00

Saturday & Sunday

09:00 - 18:00

CPREM/00103/V03 - Churwell Working Men's Club, Diamond House, Old Road, Churwell, Morley, Leeds, LS27 7RR

Supply of alcohol

Monday to Saturday

11:00 - 00:00

Sunday

12:00 - 23:30

Performance of a play

Every Day

10:00 - 00:00

Exhibition of a film

Monday to Saturday

11:00 - 00:00

Sunday

12:00 - 23:30

Indoor sporting events

Monday

18:00 - 23:30

Performance of live music

Every Day

10:00 - 00:00

Performance of recorded music

Every Day

10:00 - 00:00

Performance of dance

Tuesday

19:00 - 23:00

Entertainment similar to live music, recorded music or dance

Monday to Saturday

11:00 - 23:00

Sunday

12:00 - 22:30