



LICENSING SUB-COMMITTEE

MEETING TO BE HELD IN CIVIC HALL, LEEDS ON

TUESDAY, 25TH AUGUST, 2015 AT 10.00 AM

MEMBERSHIP

Councillors

Councillor Ingham
Councillor Gettings
Councillor Downes

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)	

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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>	

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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		10.4(1, 7)	<p>REVIEW OF THE PREMISES LICENCE FOR WYKEBECK ARMS, SELBY ROAD, LEEDS, LS9 0EW</p> <p>To receive a report which sets out the options available to Members in reviewing the Premises Licence for Wykebeck Arms, Selby Road, Leeds, LS9 0EW</p>	1 - 116
7			<p>APPLICATION TO VARY A PREMISES LICENCE HELD BY THE GRIFFIN 31 BOAR LANE, LEEDS, LS1 5DF</p> <p>To receive an application to vary a premises licence held by The Griffin 31 Boar Lane, Leeds, LS1 5DF</p>	117 - 172

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CONFIDENTIAL AND EXEMPT ITEMS

The reason for confidentiality or exemption is stated on the agenda and on each of the reports in terms of Access to Information Procedure Rules 9.2 or 10.4(1) to (7). The number or numbers stated in the agenda and reports correspond to the reasons for exemption / confidentiality below:

9.0 Confidential information – requirement to exclude public access

9.1 The public must be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that confidential information would be disclosed. Likewise, public access to reports, background papers, and minutes will also be excluded.

9.2 Confidential information means

- (a) information given to the Council by a Government Department on terms which forbid its public disclosure or
- (b) information the disclosure of which to the public is prohibited by or under another Act or by Court Order. Generally personal information which identifies an individual, must not be disclosed under the data protection and human rights rules.

10.0 Exempt information – discretion to exclude public access

10.1 The public may be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that exempt information would be disclosed provided:

- (a) the meeting resolves so to exclude the public, and that resolution identifies the proceedings or part of the proceedings to which it applies, and
- (b) that resolution states by reference to the descriptions in Schedule 12A to the Local Government Act 1972 (paragraph 10.4 below) the description of the exempt information giving rise to the exclusion of the public.
- (c) that resolution states, by reference to reasons given in a relevant report or otherwise, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

10.2 In these circumstances, public access to reports, background papers and minutes will also be excluded.

10.3 Where the meeting will determine any person's civil rights or obligations, or adversely affect their possessions, Article 6 of the Human Rights Act 1998 establishes a presumption that the meeting will be held in public unless a private hearing is necessary for one of the reasons specified in Article 6.

10.4 Exempt information means information falling within the following categories (subject to any condition):

- 1 Information relating to any individual
- 2 Information which is likely to reveal the identity of an individual.
- 3 Information relating to the financial or business affairs of any particular person (including the authority holding that information).
- 4 Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or officer-holders under the authority.
- 5 Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
- 6 Information which reveals that the authority proposes –
 - (a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
 - (b) to make an order or direction under any enactment
- 7 Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime

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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 Emma White
 Tel: 0113 2474095

Report of the Head of Elections, Licensing and Registration

Report to the Licensing Sub Committee

Date: 25th August 2015

Subject: Review of the Premises Licence for Wykebeck Arms, Selby Road, Leeds, LS9 0EW

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Temple Newsam		
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 checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
NOT FOR PUBLICATION		
Exempt under Regulation 14 of the Licensing Act 2003 Hearings Regulations 2005		
(SI 2005 No. 44)		
Appendix: D,E and F		

Executive Summary

This report informs Members of an application for the review of a Premises Licence under Section 51 of the Licensing Act 2003, sought by West Yorkshire Police in respect of Wykebeck Arms, Selby Road, Leeds, LS9 0EW. The licensing authority is now under a duty to review the premises licence held by these premises.

1.0 Purpose of this Report

- 1.1 This report provides Members with the background and history to the making of the review application made by West Yorkshire Police and detailed in **Appendix A**. The report sets out the relevant law when reviewing licences under the Licensing Act 2003 ("the Act"), and informs members of the options available to them when reviewing a premises licence.

- 1.2 Members should note that Gosschalks Solicitors have submitted a representation on behalf of their client Enterprise Inns PLC. Who are the freehold owner of these premises.

2.0 Background Information

On the 21st June 2005 Mr Walker submitted an application to convert and vary an existing Justices 'On' Licence. The conversation part of the application was granted as applied for. The variation part of the application attracted a representation from West Yorkshire Police and was heard before the licensing sub-committee on the 15th August 2005. The decision reached was to grant the variation in part with amendment to the requested hours and impose the conditions agreed with LCC Health and Safety team, Environmental Health and West Yorkshire Police. The committee members also imposed two conditions relating to no external loud speakers and the CCTV system.

On the 24th July 2006 Mr Walker submitted an application to vary this premise licence. This application was to vary the sale by retail of alcohol hours, regulated entertainment and to remove all embedded restrictions inherent in the Licensing Act 2003, the Cinematograph regulations and the Children and Young Person Act 1933. The application attracted a public representation and a representation from West Yorkshire Police. The application was heard before the licensing sub-committee on the 11th September 2006. The licensable hours for sale by retail of alcohol were amended; all other licensable activities were granted as applied for. The agreed measures with West Yorkshire Police were also imposed to form part of the premises licence.

On The 25th November 2014 following meetings with West Yorkshire Police, Mr Walker submitted a minor variation application. The application was to reduce the operating hours to Sunday to Thursday 11:00 – 23:00, Friday and Saturday 10:00-00:00. The application was also for conditions to be removed and amended in line with the V7 pro-forma submitted along with email correspondence from Pc Dobson. During the 10 day consultation period the Health and Safety team commented on this application to propose 12 conditions. These were agreed and imposed on the premises licence which was duly granted in the 10th December 2014. This is the licence to which the premises currently operate.

3.0 Premises Licence

- 3.1 The premises licence holder is Mr Dean Walker.
- 3.2 A copy of the premises licence can be found at **Appendix B** of this report. In summary, the premises licence permits the following

Sale by retail of alcohol, Regulated Entertainment

Sunday to Thursday 11:00 – 23:00

Friday & Saturday 10:00 – 00:00

There are no non-standard timings, these were removed as part of the minor variation application

4.0 Designated Premises Supervisor

- 4.1 The Designated Premises Supervisor for the premises is Mr Dean Richard Walker.

5.0 Location

- 5.1 A map which identifies the location of the premises are attached at **Appendix C**.

6.0 Main Issues

- 6.1 The application to review the licence relates to issues surrounding The Prevention of Crime and Disorder, Public Safety, The Prevention of Public Nuisance and The Protection of Children from Harm.

In summary West Yorkshire Police have concerns that the present management and operation of the premises undermines the above licensing objectives.

The premises have openly admitted to serving alcohol beyond the permitted hours and to underage customers. Ten action planning meetings and numerous visits to the premises have failed to resolve such issues

The premises have been afforded every opportunity to address the concerns and work within their premises licence. They have failed to heed warnings and have put profit before the promotion of the licensing objectives.

A witness statement provided by the North East Leeds Division Licensing Officer for West Yorkshire Police can be found at **Appendix D** of this report. The statement expresses belief that revocation can be the only outcome for this particular review.

A second witness statement provided by the North East Leeds Division Police Officer for West Yorkshire Police can be found at **Appendix E** of this report. The statement expresses belief that revocation is the only sanction.

In addition to the application, West Yorkshire Police have provided supplementary evidence to support the review application. Included is a chronology of events leading up to the review, minutes following meetings with the management at the premises and stills of CCTV footage for Members consideration. This is attached at **Appendix F**.

- 6.2 It should be noted that certain information submitted within the West Yorkshire Police review application is potentially exempt information under the Access to Information Rule (10.4(1,2)). As, it includes information relating to an individual and information which is likely to reveal the identity of an individual. This information is also replicated in Appendix D, E and F.

7.0 Relevant Representations/Letters of Support

- 7.1 Under the Act representations/support can be received from responsible authorities and or other persons. Representations must be relevant and, in the case of other people, must not be frivolous or vexatious.
- 7.2 A letter of representation has been received from Gosschalks Solicitors who act on the behalf of Enterprise Inns. Their client is the freehold owner of the premises. A copy is attached at **Appendix G**.

8.0 Matters Relevant to the Application

8.1 Members of the Licensing Sub Committee must make decisions which are appropriate to the promotion of the licensing objectives which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

8.2 In making their decision Members are obliged to have regard to guidance issued under Section 182 of the Act. A copy of the relevant section is attached at **Appendix H**. Members must also have regard to the Council's licensing policy, the relevant representations made and evidence they hear.

9.0 Implications for Council Policy and Government

9.1 It is the stated licensing policy of the Council that when considering a review the authority will take into account all relevant circumstances, but will view the matters listed in paragraph 13.15 of the policy with particular seriousness.

10.0 Legal and Resource Implications

10.1 There are no resource implications in determining the review.

10.2 The Act provides the right to appeal on any decision reached on review. The right of appeal is to the Magistrate's Court.

11.0 Recommendations

11.1 Members are requested to determine this review. The Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- to modify the conditions of the licence (which includes adding new conditions or any alteration or omission of an existing condition);
- exclude any licensable activities to which the application relates;
- to remove the Designated Premises Supervisor;
- to suspend the licence for a period not exceeding 3 months; and/or
- to revoke the licence.

11.2 Members may decide that no action is necessary and that the circumstance of the review does not require the Committee to take any steps to promote the licensing objectives.

11.3 Members should note the guidance also suggests it is open to Members to issue an informal warning to the licence holder or to recommend improvement within a particular time. However the Guidance further provides that where responsible authorities have already issued such warnings, the issuing of another warning should not be repeated.

- 11.4 Where the Committee decide that a modification of conditions or exclusion of licensable activities may be imposed, this can either be permanently or for a temporary period of up to three months.
- 11.5 Members are directed to paragraphs 11.25 to 11.31 of the Statutory Guidance which related to reviews arising in connection with crime.
- 11.6 Members of the Licensing Committee are asked to note that they may not take any of the steps outlined above merely because they consider it desirable to do so. It must be appropriate for the promotion of the licensing objectives.

12.0 Background Papers

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

Appendices

Appendix A	Review application
Appendix B	Premises Licence
Appendix C	Map of premises
Appendix D	Witness Statement
Appendix E	Witness Statement
Appendix F	Supplementary Information
Appendix G	Letter of Representation
Appendix H	Extract from S182 Guidance.

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The Wykebeck Arms Premises Licence Review Application





00374/004

REV1

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

Application for a review of a premises licence or club premises certificate 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.

I, PC 5783 Lynn Dobson apply for the review of a premises licence under section 51/apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description	
The Wykebeck Arms, Selby Road,	
Post town Leeds	Post code LS9 0EW

Name of premises licence holder or club holding club premises certificate (if known)
Dean Richard Walker, The Wykebeck Arms, Selby Road, Leeds LS9 0EW

Number of premises licence or club premises certificate (if known)
PREM/00374/002

Part 2 – Applicant details

- I am Please tick ✓ yes
- 1 An individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)
 - 2 A responsible authority (please complete (C) below)
 - 3 A member of the club to which this application relates (please complete (A) below)

ENTERTAINMENT LICENSING
06 JUL 2015
RECEIVED

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as 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) DETAILS OF OTHER APPLICANT

Name
Address
Telephone number (if any)
E-mail (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name	West Yorkshire Police
Address	Leeds District Licensing Department Leeds District Head Quarters Elland Road Leeds LS11 8BU
Telephone number (if any)	0113 3859415
E-mail (optional)	Lynn.dobson@westyorkshire.pnn.police.uk

This application to review relates to the following licensing objectives(s)

Please tick one or more boxes ✓

- | | | |
|----|--------------------------------------|---|
| 1. | the prevention of crime and disorder | X |
| 2. | public safety | X |
| 3. | the prevention of public nuisance | X |
| 4. | the protection of children from harm | X |

Please state the ground(s) for review (please read guidance note 2)
<p>The Police will say that the present management and operation of The Wykebeck Arms undermines the licensing objectives.</p> <p>We ask the Licensing subcommittee to consider that the undermining of the licensing objectives has happened on repeated occasions and is a continuing course of conduct and to consider the options set out in this review application.</p> <p>Please see the statements attached to this application, which show an extensive period of engagement in which every effort has been made to address the issues.</p> <p>Ten action planning meetings, numerous visits and inspections and a minor variation have failed to resolve the issues. The premises have been afforded every opportunity to address the concerns and work within their premises licence. They have failed to heed warnings and have put profit before the licensing objectives.</p> <p>The premises have openly admitted serving beyond their hours and to underage customers. This evidence is captured on their own CCTV system. They make no apologies for this and say the financial position of the premises has made it necessary to trade outside their licence.</p> <p>West Yorkshire Police now feel revocation is the only option available to the committee as all attempts to ensure compliance have failed.</p>

Please provide as much information as possible to support the application (please read guidance note 3)

Please see the attached statements and supporting documentation.

Have you made an application for review relating to this premises before?

Please tick ✓ yes

If yes please state the date of that application

Day		Month		Year			

If you have made representations before relating to this premises please state what they were and when you made them

At the time of conversion an objection was raised to extending the hours of the premises.

Please tick ✓ Yes

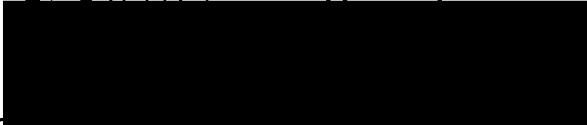
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected



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 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent. (See guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature . 

Date

Capacity Licensing Officer, West Yorkshire Police.....

Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 6)	
Post town	Post code
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

Notes for guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

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Premises Licence

Appendix B

Part A Schedule 12 Licensing Act 2003

Part 1 – Premises Details

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

Wykebeck Arms, Selby Road, Leeds, LS9 0EW

Telephone number: 0113 248 6757

Licensable activities authorised by this licence

Sale by retail of alcohol, Provision of late night refreshment, Exhibition of a film, Indoor sporting events, Performance of live music, Performance of recorded music, Performance of dance, Entertainment similar to live music, recorded music or dance,

Times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol

Friday & Saturday	10:00 - 00:00
Sunday to Thursday	11:00 - 23:00

Provision of late night refreshment

Friday & Saturday	23:00 - 00:00
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Location of activity: Indoors

Further details: The sale of alcohol will not be required to be ancillary to the sale of food at any time during opening hours

Exhibition of a film

Friday & Saturday	10:00 - 00:00
Sunday to Thursday	11:00 - 23:00

Location of activity: Indoors

Further details: Video entertainment on TV screens and amusement machines

Indoor sporting events

Friday & Saturday	10:00 - 00:00
Sunday to Thursday	11:00 - 23:00

Location of activity: Indoors

Further details: Exhibition of indoor sports and pub games such as exhibitions & finals that may attract an audience (ie darts final etc)

Performance of live music

Friday & Saturday 10:00 - 00:00
Sunday to Thursday 11:00 - 23:00

Location of activity: Both indoors and outdoors

Further details: Acoustic and amplified voice

Performance of recorded music

Friday & Saturday 10:00 - 00:00
Sunday to Thursday 11:00 - 23:00

Location of activity: Both indoors and outdoors

Further details: Recorded music, including jukebox and karaoke, and including audience participation

Performance of dance

Friday & Saturday 10:00 - 00:00
Sunday to Thursday 11:00 - 23:00

Location of activity: Indoors

Description of activity: Performance of dance to amplified & acoustic music

Entertainment similar to live music, recorded music or dance

Friday & Saturday 10:00 - 00:00
Sunday to Thursday 11:00 - 23:00

Location of activity: Indoors

Further details: Compeers for quiz and similar events comedians and similar performances in any case using voice amplification

Opening hours of the premises

Friday & Saturday 10:00 - 00:00
Sunday to Thursday 11:00 - 23:00

Alcohol is sold for consumption on and off the premises

Part 2

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

Mr Dean Richard Walker
Wykebeck Arms
Selby Road
Leeds
LS9 0EW

Premises Licence Holder Telephone Number: 0113 248 3475

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

Mr Dean Richard Walker
Wykebeck Arms
Selby Road
Osmondthorpe
Leeds
LS9 0EW

Licensed Premises Telephone Number: 0113 2483475

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

Personal licence number: LEEDS/PERL/00751/05 Licensing authority: Leeds City Council

Licence issued under the authority of Leeds City Council



Mrs Emma White
Licensing Officer
Entertainment Licensing
Licensing and Registration

Annex 1 – Mandatory Conditions

1. Only individuals licensed by the Security Industry Authority may be used at the premises to guard against:-
 - a. unauthorised access or occupation (e.g. through door supervision), or
 - b. outbreaks of disorder, or
 - c. damage
2. No supply of alcohol may be made under this licence
 - a. At a time when there is no designated premises supervisor in respect of the premises licence, or
 - b. At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
4. The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendations made
 - a. By the British Board of Film Classification (BBFC,) Where the film has been classified by the Board, or
 - b. By the Licensing Authority where no classification certificate has been granted by the BBFC, or,
 - c. where the licensing authority has notified the licence holder that section 20 (3) (b) (74 (3) (b) for clubs) of the Licensing Act 2003 applies to the film.
5. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

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

- a. games or other activities which require or encourage, or are designed to require or encourage individuals to -
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
- b. provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee other public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- c. provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- d. selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorize anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

- e. dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
6. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
7. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

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

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

- a. a holographic mark, or
 - b. an ultraviolet feature.
8. The responsible person must ensure that -
- a. where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i. beer or cider: ½ pint;
 - ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii. still wine in a glass: 125 ml;
 - b. these measures are displayed in a menu; price list or other printed material which is available to customers on the premises; and
 - c. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
9. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

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

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

- d. "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- e. "value added tax" mean value added tax charged in accordance with the Value Added Tax Act 1994.

Annex 2 – Conditions consistent with the operating schedule

The prevention of crime and disorder

- 10. A suitable Closed-Circuit Television (CCTV) system will be operational at the premises at all times when licensable activities are being carried out and at any other times where members of the public are present on the premises .
- 11. The CCTV system will cover all areas of the premises occupied by the public under the terms of the licence, including corridors and stairways (excluding WCs and changing rooms).
- 12. The CCTV system will cover the main entrance/s and exit/s and designated emergency egress routes from the premises.
- 13. The CCTV system will cover all external areas of the premises occupied by the public, i.e. queuing areas, beer gardens, smoking areas and car parks.
- 14. The CCTV system will be of a satisfactory resolution quality which will enable the identification of persons and activities, and other fine details such as vehicle registration number plates.
- 15. The CCTV system will contain the correct time and date stamp information.
- 16. The CCTV system will have sufficient storage retention capacity for a minimum of 31 days' continuous footage which will be of good quality.
- 17. 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.
- 18. 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.
- 19. The CCTV system will be adequately maintained and be capable of transporting recorded material onto a removable media.
- 20. The Supervisors 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.
- 21. The DPS will belong to a recognised trade body or Pub Watch Scheme where one exists, whose aims include the promotion of the licensing objectives. 80% of Pub Watch meetings to be attended.
- 22. The 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.

23. The minimum number of door supervisors for the premises is 2 every Friday and Saturday evening between 20:00hrs and 00:30hrs.
24. 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.
25. 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).
26. The Daily Record Register will be retained on the premises for a period of twelve months from the date of the last entry.
27. Security staff/designated supervisors will be familiar with the premises policy concerning the admission, exclusion and safeguarding of customers whilst in the premises.
28. 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.
29. 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.
30. The Incident Report Register will be produced for inspection immediately on the request of an authorised officer.
31. A policy for searching patrons at the entrance to premises will be adopted and prominently displayed on the premises.
32. The PLH/DPS will inform West Yorkshire Police as soon as practicably of any search resulting in a seizure of drugs or offensive weapons.
33. 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.
34. Notices will be prominently displayed at the entrances of the premises which state:
 - o A search will be conducted as a condition of entry to premises.
 - o Incidents of crime and disorder will be reported to the police and a full recorded entry will be made in the incident report register.
 - o 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.
 - o Entry will be refused to any person who has been convicted of an offence of drunkenness, violent or threatening behaviour or the use or distribution of illegal substances.
35. Provide receptacles for the disposal of glass and other sharp objects and ensure any receptacle situated in an area to which the public may gain or have access is secure.
36. Where there are reasonably held concerns about crime and or disorder at a venue, consult with police regarding initiatives or action plans aimed at addressing such issues.
37. All functions to be notified to WYP with at least 14 days notice.

38. The DPS will be on site and working for all functions taking place at the premises.

Public Safety

39. Adequate and appropriate First Aid equipment and materials will be available on the premises at all times.
40. 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 is open
41. Written records of all accidents and safety incidents involving members of the public will be kept. These will be available at the request of an authorised officer.
42. 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, must be undertaken. Records of these safety must be kept and made available for inspection by an authorised officer
43. During opening hours the cellar door must kept locked or adequately supervised to prevent unauthorised access by the public
44. Empty bottles and glasses will be collected regularly paying particular attention to balcony areas and asied levels.
45. Electrical installations will be inspected on a periodic basis (at least every 3 years or at a frequency specified in writing) by a suitably qualified and competent person. Inspection records/certificates will be kept. These will be made available at the request of an authorised officer.
46. If used, any temporary electrical wiring and distributions will be inspected by a suitably qualified and competent person before they are put into use. An Inspection record/certificate will be retained for inspection by an authorised officer.
47. Regular safety checks of guardings 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
48. Safety glass that is impact resistant or shielded to protect it from impact will be used in all areas where the public may come into contact with it.
49. A written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner.
50. A suitably trained First Aider or appointed person will be provided at all times when the premises are open
51. 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.
52. One of the following protective measures shall be used for all socket-outlets which may be used for the connection for lighting, video or sound amplification equipment and display models:
- a) Each socket-outlet circuit will be protected by a residual current device having a rated residual operating current not exceeding 30mA, or
 - b) Each individual socket-outlet will be protected by an integral residual current device having a rated residual operating current not exceeding 30mA.

The current operation of all residual current devices will be checked regularly by pressing the test button. If the device does not switch off the supply, an electrical contractor should be

consulted. At the same time action should be taken to prohibit the use of socket outlets associated with a faulty residual current device.

53. An appropriately qualified medical practitioner will be present throughout any sporting entertainment.
54. Adequate and appropriate First Aid equipment and materials will be available on the premises at all times.

The prevention of public nuisance

55. Noise from a licensable activity at the premises will be inaudible at the nearest noise sensitive premises.
56. There will be no external loudspeakers.
57. The PLH/DPS will ensure patrons use beer gardens, external areas and play areas in a manner which does not cause disturbance to nearby residents and business in the vicinity. Patrons will not use such areas after 23:00.
58. Clear and legible notices will be displayed at exits, car parks and other circulatory areas requesting patrons to leave the premises quietly having regard to the needs of local residents, in particular emphasising the need to refrain from shouting, slamming car doors, sounding horns and loud use of vehicle stereos and anti-social behaviour.
59. 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.
60. No bottles shall be placed in the external receptacle after 23:00 hours to minimise noise disturbance to adjoining properties.

Protection of children from harm

61. People under 18 years of age will not be admitted without the permission of WYP and with prior notification 14 days in advance.
62. No 16th or 18th birthday parties/or under 18 functions.
63. 2 SIA registered door staff to be employed for all 21st birthday parties.

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

The prevention of crime and disorder

64. CCTV system to cover all internal and external drinking areas and the premises car park.

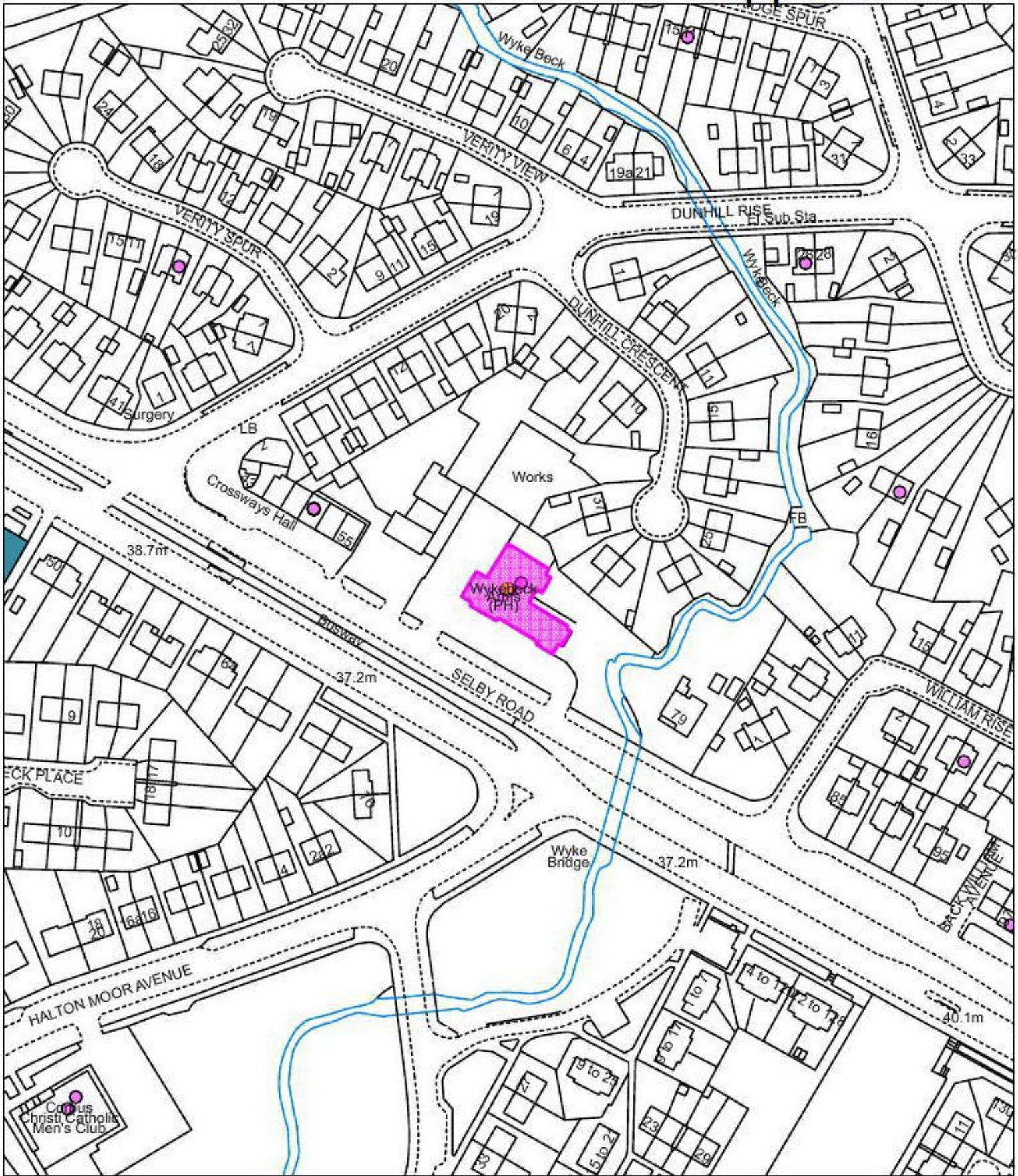
The prevention of public nuisance

65. There shall be no external loudspeakers.

Annex 4 – Plans

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

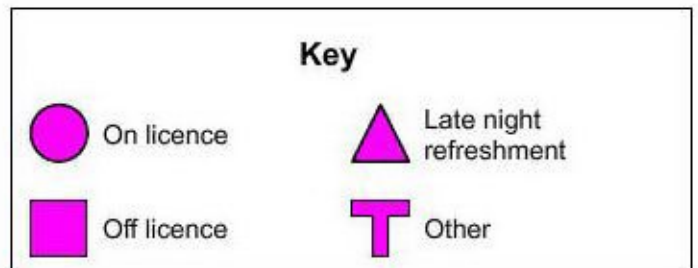
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This map is based upon the Ordnance Survey's digital data with the permission of the Ordnance Survey on behalf of the controller of Her Majesty's Stationary Office

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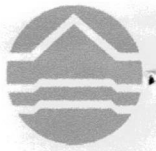
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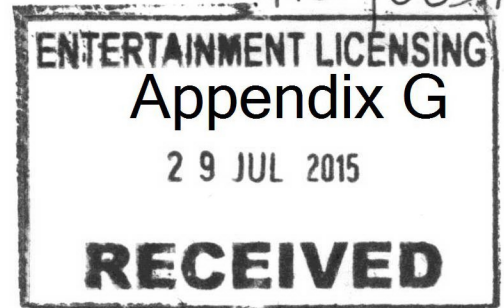
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GOSSCHALKS
SOLICITORS



BY EMAIL AND FIRST CLASS POST
Licensing Department
Leeds City Council
Civic Hall
LEEDS
LS1 1UR

Please ask for: Richard Taylor
Direct Tel: 01482 590216
Email: rjt@gosschalks.co.uk
Our ref: RJT / JB / 098454.21011
#GS228192
Your ref:
Date: 28th July 2015

Dear Sirs

**Re: Licensing Act 2003 – Review Proceedings
Wykebeck Arms, Selby Road Leeds**

We act on behalf of Enterprise Inns PLC. Our client is the freehold owner of these premises and we have received a copy of the application for review of the premises licence issued by West Yorkshire Police.

We would be grateful if you would accept this letter as a formal representation on behalf of our client. Our client owns around 5000 public houses in England and Wales but operates very few. The vast majority of our client's premises are the subject of lease/tenancy agreements by which the tenant operates his/her/its own business out of our client's premises. The lease/tenancy agreement makes it clear that all operational responsibility for the premises lie with the tenant. The Wykebeck Arms is the subject of a 10 year lease in favour of Mr D Walker and Mr M Greaves who have been in occupation of these premises since November 2004.

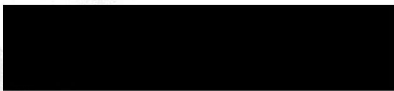
We have discussed the reasons for the review with the Police. We understand that the Police require the revocation of the Premises Licence to ensure that Messrs Walker and Greaves no longer operate licensable activities from these premises. We understand that the Police would have no objection to the licence continuing/being re-granted once Messrs Walker and Greaves have left the premises.

In the circumstances, our client has arranged the surrender of the Lease. Messrs Walker and Greaves will leave these premises shortly and we anticipate that by the time this matter comes before the Licensing Committee on the 25th August 2015, Messrs Walker and Greaves will have left the premises, an application for Transfer of the Premises Licence to Enterprise Inns will have been made and we will then deal with the application on behalf of our client as premises licence holder.

The purpose of this representation is to ensure that Enterprise Inns PLC is a party to the review proceedings in the event that Messrs Walker and Greaves have not left the premises on 25th August. If that is the case then on account of the fact that the lease is to be surrendered and Messrs Walker and Greaves are to leave the premises, then the licensing objectives can be promoted by suspending the Premises Licence until such time as they have left.

We would be grateful if you would acknowledge receipt of this representation.

Yours faithfully



GOSSCHALKS

11. Reviews

The review process

- 11.1 The proceedings set out in the 2003 Act for reviewing premises licences and club premises certificates represent a key protection for the community where problems associated with the licensing objectives occur after the grant or variation of a premises licence or club premises certificate.
- 11.2 At any stage, following the grant of a premises licence or club premises certificate, a responsible authority, or any other person, may ask the licensing authority to review the licence or certificate because of a matter arising at the premises in connection with any of the four licensing objectives.
- 11.3 An application for review may be made electronically, provided the licensing authority agrees and the applicant submits a subsequent written application. The licensing authority may also agree in advance that the application need not be given in writing. However, these applications are outside the formal electronic application process and may not be submitted via GOV.UK or the licensing authority's electronic facility.
- 11.4 In addition, the licensing authority must review a licence if the premises to which it relates was made the subject of a closure order by the police based on nuisance or disorder and the magistrates' court has sent the authority the relevant notice of its determination, or if the police have made an application for summary review on the basis that premises are associated with serious crime and/or disorder.
- 11.5 Any responsible authority under the 2003 Act may apply for a review of a premises licence or club premises certificate. Therefore, the relevant licensing authority may apply for a review if it is concerned about licensed activities at premises and wants to intervene early without waiting for representations from other persons. However, it is not expected that licensing authorities should normally act as responsible authorities in applying for reviews on behalf of other persons, such as local residents or community groups. These individuals or groups are entitled to apply for a review for a licence or certificate in their own right if they have grounds to do so. It is also reasonable for licensing authorities to expect other responsible authorities to intervene where the basis for the intervention falls within the remit of that other authority. For example, the police should take appropriate steps where the basis for the review is concern about crime and disorder. Likewise, where there are concerns about noise nuisance, it is reasonable to expect the local authority exercising environmental health functions for the area in which the premises are situated to make the application for review.
- 11.6 Where the relevant licensing authority does act as a responsible authority and applies for a review, it is important that a separation of responsibilities is still achieved in this process to ensure procedural fairness and eliminate conflicts of interest. As outlined previously in Chapter 9 of this Guidance, the distinct functions of acting as licensing authority and responsible authority should be exercised by different officials to ensure a separation of responsibilities. Further information on how licensing authorities should achieve this separation of responsibilities can be found in Chapter 9, paragraphs 9.13 to 9.19 of this Guidance.

- 11.7 In every case, any application for a review must relate to particular premises in respect of which there is a premises licence or club premises certificate and must be relevant to the promotion of one or more of the licensing objectives. Following the grant or variation of a licence or certificate, a complaint regarding a general issue in the local area relating to the licensing objectives, such as a general (crime and disorder) situation in a town centre, should generally not be regarded as a relevant representation unless it can be positively tied or linked by a causal connection to particular premises, which would allow for a proper review of the licence or certificate. For instance, a geographic cluster of complaints, including along transport routes related to an individual public house and its closing time, could give grounds for a review of an existing licence as well as direct incidents of crime and disorder around a particular public house.
- 11.8 Where a licensing authority receives a geographic cluster of complaints, the authority may consider whether these issues are the result of the cumulative impact of licensed premises within the area concerned. In such circumstances, the authority may also consider whether it would be appropriate to include a special policy relating to cumulative impact within its licensing policy statement. Further guidance on cumulative impact policies can be found in Chapter 13 of this Guidance.
- 11.9 Representations must be made in writing and may be amplified at the subsequent hearing or may stand in their own right. Additional representations which do not amount to an amplification of the original representation may not be made at the hearing. Representations may be made electronically, provided the licensing authority agrees and the applicant submits a subsequent written representation. The licensing authority may also agree in advance that the representation need not be given in writing.
- 11.10 Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holders early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns. A failure by the holder to respond to such warnings is expected to lead to a decision to apply for a review. Co-operation at a local level in promoting the licensing objectives should be encouraged and reviews should not be used to undermine this co-operation.
- 11.11 If the application for a review has been made by a person other than a responsible authority (for example, a local resident, residents' association, local business or trade association), before taking action the licensing authority must first consider whether the complaint being made is relevant, frivolous, vexatious or repetitious. Further guidance on determining whether a representation is frivolous or vexatious can be found in Chapter 9 of this Guidance (paragraphs 9.4 to 9.10).

Repetitious grounds of review

- 11.12 A repetitious ground is one that is identical or substantially similar to:
- a ground for review specified in an earlier application for review made in relation to the same premises licence or certificate which has already been determined; or
 - representations considered by the licensing authority when the premises licence or certificate was granted; or
 - representations which would have been made when the application for the premises licence was first made and which were excluded then by reason of the prior issue of a provisional statement; and, in addition to the above grounds, a reasonable interval has not elapsed since that earlier review or grant.

- 11.13 Licensing authorities are expected to be aware of the need to prevent attempts to review licences merely as a further means of challenging the grant of the licence following the failure of representations to persuade the licensing authority on an earlier occasion. It is for licensing authorities themselves to judge what should be regarded as a reasonable interval in these circumstances. However, it is recommended that more than one review originating from a person other than a responsible authority in relation to a particular premises should not be permitted within a 12 month period on similar grounds save in compelling circumstances or where it arises following a closure order.
- 11.14 The exclusion of a complaint on the grounds that it is repetitious does not apply to responsible authorities which may make more than one application for a review of a licence or certificate within a 12 month period.
- 11.15 When a licensing authority receives an application for a review from a responsible authority or any other person, or in accordance with the closure procedures described in Part 8 of the 2003 Act (for example, closure orders), it must arrange a hearing. The arrangements for the hearing must follow the provisions set out in regulations. These regulations are published on the Government's legislation website (www.legislation.gov.uk). It is particularly important that the premises licence holder is made fully aware of any representations made in respect of the premises, any evidence supporting the representations and that the holder or the holder's legal representative has therefore been able to prepare a response.

Powers of a licensing authority on the determination of a review

- 11.16 The 2003 Act provides a range of powers for the licensing authority which it may exercise on determining a review where it considers them appropriate for the promotion of the licensing objectives.
- 11.17 The licensing authority may decide that the review does not require it to take any further steps appropriate to promote the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such informal warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the licence holder.
- 11.18 However, where responsible authorities such as the police or environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their own stepped approach to address concerns, licensing authorities should not merely repeat that approach and should take this into account when considering what further action is appropriate.
- 11.19 Where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps:
- modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;
 - exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption);
 - remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;

- suspend the licence for a period not exceeding three months;
 - revoke the licence.
- 11.20 In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns that the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response.
- 11.21 For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual.
- 11.22 Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems that impact upon the licensing objectives.
- 11.23 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

Reviews arising in connection with crime

- 11.24 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises; money laundering by criminal gangs, the sale of contraband or stolen goods, or the sale of firearms. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.
- 11.25 Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. There is, therefore, no reason why representations giving rise to a review of a premises licence need be delayed pending the outcome of any criminal proceedings. Some reviews will arise after the conviction in the criminal courts of certain individuals, but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to attempt to go beyond any finding by the courts, which should be treated as a matter of undisputed evidence before them.

- 11.26 Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives in the interests of the wider community and not those of the individual licence holder.
- 11.27 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:
- for the sale and distribution of Class A drugs and the laundering of the proceeds of drugs crime;
 - for the sale and distribution of illegal firearms;
 - for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
 - for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
 - for prostitution or the sale of unlawful pornography;
 - by organised groups of paedophiles to groom children;
 - as the base for the organisation of criminal activity, particularly by gangs;
 - for the organisation of racist activity or the promotion of racist attacks;
 - for knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person's leave to enter;
 - for unlawful gambling; and
 - for the sale of smuggled tobacco and alcohol.
- 11.28 It is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

Review of a premises licence following closure order

- 11.29 Licensing authorities are subject to certain timescales, set out in the legislation, for the review of a premises licence following a closure order. The relevant time periods run concurrently and are as follows:
- when the licensing authority receives notice that a magistrates' court has made a closure order it has 28 days to determine the licence review – the determination must be made before the expiry of the 28th day after the day on which the notice is received;

- the hearing must be held within ten working days, the first of which is the day after the day the notice from the magistrates' court is received;
- day (there must be five clear working days between the giving of the notice and the start of the hearing).

Review of a premises licence following persistent sales of alcohol to children

11.30 Where persistent sales of alcohol to children have occurred at premises, responsible authorities should consider applying for a review of the licence, whether there has been a prosecution for the offence under section 147A or a closure notice has been given under section 169A of the 2003 Act. In determining the review, the licensing authority should consider revoking the licence if it considers this outcome is appropriate. Responsible authorities should consider taking steps to ensure that a review of the licence is routine in these circumstances.



Report author: Mr Shaam Amin
0113 2474095

Report of the Head of Elections, Licensing and Registration

Report to the Licensing Sub Committee

Date: 25th August 2015

Subject: Application to vary a premises licence held by The Griffin 31 Boar Lane, Leeds, LS1 5DF

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):		
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 to vary a premises licence, made by Spirit Pub Company (Services) Limited, for The Griffin 31 Boar Lane, Leeds, LS1 5DF

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

The application has attracted representation from a responsible authority.

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 34 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 This premises currently has the benefit of a premises licence.
- 2.2 A copy of the existing licence is attached at Appendix A

3.0 The Application

- 3.1 The applicant is Spirit Pub Company (Services) Limited,
- 3.2 The application form may be found at Appendix B to this report.
- 3.3 In summary the application is for:

Supply of alcohol both on and off the premises

10:00 until 02:00 hrs Monday to Saturday
10:00 until 00:30 hrs Sunday

The existing non standard timings and opening times remain as existing.

4.0 Other matters relevant to the application

- 4.1 Equality and Diversity / Cohesion and Integration
- 4.2 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 wishes to continue promoting the licensing objectives as per the existing premises licence.

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 C.

7.0 Location

7.1 A map which identifies the location of this premises is attached at Appendix D.

8.0 Cumulative Impact Policy

8.1 The premises are located within the Cumulative Impact Area 1 – Leeds 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 intends 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 – Leeds City Centre and an outline of the evidence behind the reason for setting this Policy is attached at Appendix E.

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 Representation has been from the West Yorkshire Police in their capacity as a responsible authority.

9.3 The representation submitted by West Yorkshire Police remains as a matter for members consideration. A copy of the same may be found at Appendix F.

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 variation as requested.
- Grant the variation whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates.
- 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
- Statement of Licensing Policy
- Representations received from responsible authorities

Premises Licence

Part A Schedule 12 Licensing Act 2003

Part 1 – Premises Details

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

The Griffin, 31 Boar Lane, Leeds, LS1 5DF

Telephone number: 0113 2445220

Licensable activities authorised by this licence

Sale by retail of alcohol, Provision of late night refreshment, Performance of live music, Performance of recorded music, Entertainment similar to live music, recorded music or dance, Provision of facilities for dancing

Times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol

Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30

Provision of late night refreshment

Monday to Saturday	23:00 - 03:00
Sunday	23:00 - 01:30

Location of activity: Indoors

Performance of live music

Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30

Location of activity: Indoors

Further details: Live entertainment of all descriptions as currently permitted under the public entertainment licence.

Performance of recorded music

Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30

Location of activity: Indoors

Further details: The playing of all descriptions of amplified recorded music as permitted under the existing licence(s). Variation applies to hours of operation only.

Entertainment similar to live music, recorded music or dance

Monday to Saturday 11:00 - 02:00
Sunday 12:00 - 00:30

Location of activity: Indoors

Further details: Live entertainment as permitted under the existing licence(s), and karaoke.

Provision of facilities for dancing

Monday to Saturday 11:00 - 02:00
Sunday 12:00 - 00:30

Location of activity: Indoors

Description of activity: Facilities for all descriptions of dancing as currently permitted by the entertainment licence at the premises.

Details relating to all activities

Seasonal variations:

For statutory bank holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve, the finish time will be extended by one hour beyond these times.

Non standard timings:

On occasions of local, national or international significance or for charitable events, limited to twelve per year, the finish time will be extended by one hour, with fourteen days notice and agreement with the police.

Opening hours of the premises

Every Day 07:00 - 03:30

Alcohol is sold for consumption on and off the premises

Part 2

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

Spirit Pub Company (Services) Limited
Sunrise House
Ninth Avenue
Burton Upon Trent
Staffordshire
DE14 3JZ

Daytime Contact Telephone Number: 01283 498 400

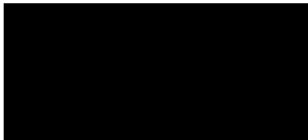
Current Email Address: 

Registered number of holder, for example company number, charity number (where applicable)

Registered business number: 05266811

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

Robert Heir



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

Personal licence number: [REDACTED] Licensing authority: Leeds City Council

Licence issued under the authority of Leeds City Council



Mr Shaam Amin
Licensing Officer
Entertainment Licensing
Licensing and Registration

Annex 1 – Mandatory Conditions

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

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

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

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

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

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

7. The responsible person must ensure that -

- a. where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i. beer or cider: ½ pint;
 - ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii. still wine in a glass: 125 ml;
- b. these measures are displayed in a menu; price list or other printed material which is available to customers on the premises; and
- c. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

Annex 2 – Conditions consistent with the operating schedule

The prevention of crime and disorder

9. Adopt the Check 21 proof of age scheme in accordance with guidance issued by West Yorkshire Police (or similar 21 proof of age scheme).
10. Participate in the local pubwatch scheme or licensing association (where one exists) that is recognised by West Yorkshire Police.
11. Implement a dispersal policy that is agreed by the West Yorkshire Police:
12. Participate in a radio or other communications system, where one exists in accordance with guidance issued by West Yorkshire Police and the service providers instructions.
13. Maintain the existing CCTV system in effective working order, recording during all operating hours.
14. When permission is sought for the sale or supply of alcohol during non-standard hours for any Bank Holiday period, an event of national interest or a televised sporting event of national interest, then the following will apply:-
 - (i) The applicant must give West Yorkshire Police at least 10 clear working days written notice of any Bank Holiday period or any other event of national interest.
 - (ii) The non-standard hours shall only apply to one hour before and one hour after a televised sporting event of national interest and a maximum of two additional hours in any one day to any other event of national interest.
 - (iii) The applicant must have no more than 12 such applications relating to either an event of national interest or televised sporting event of national interest in any one calendar year.
 - (iv) If after the 5th working day commencing the day after the request is received, West Yorkshire Police do not respond, consent will be deemed granted.
 - (v) In relation to any request for non-standard hours, West Yorkshire Police retain the right to suggest any reasonable variation in promoting the prevention of crime and disorder objective.
15. A zero tolerance towards illegal drugs will be enforced at all times.
16. If a disc Jockey is used on any night, then he/she will ask customers to leave quietly.
17. All instances of crime and disorder will be reported to the police and will be kept in an incident log book.

Public Safety

18. 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 must be undertaken. Records of these safety checks must be kept and made available for inspection by an authorised officer.
19. Electrical installations will be inspected on a periodic basis (at least every 5 years) by a suitably qualified and competent person. Inspection records/certificates will be kept. These will be made available at the request of an authorised officer.
20. Safety glass that is impact resistant or shielded to protect it from impact will be used in all areas where the public may come into contact with it.

21. All floor surfaces will be suitably slip resistant, kept in good condition and free of obstructions to prevent slips, trips and falls.
22. A written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner.
23. Where strobes, lasers, smoke machines or any other special effects equipment may be used, a written health and safety policy covering all aspects of their use will be provided and staff will be appropriately trained.

The prevention of public nuisance

24. Ensure that noise from plant and machinery is inaudible at the nearest residential premises during operation. Plant and machinery shall be regularly serviced and maintained to meet the requirement.
25. Ensure that all licensable activities are conducted 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.
26. Noise shall be inaudible at the nearest noise sensitive premises after 23:00 hrs and when entertainment takes place on a regular basis. NB: Attention should be considered to the single glazed windows fronting Mill Hill.
27. Additional patrols will take place by members of staff, internally and externally, to limit any noise pollution when entertainment is being offered within the premises.
28. Notices will be displayed asking our customers to respect our neighbours when leaving the premises.

Protection of children from harm

29. When children are allowed upon the premises, any entertainment offered within the premises, will be suitable for young person.
30. Children will be required to be supervised by the accompanying adult at all times.

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

None

Annex 4 – Plans

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

Please refer to drawing number 2948-06.

Premises Licence

Premises licence number:

PREM/00815/003

Part B

Schedule 12 Licensing Act 2003

Initial licence from:

5th April 2007

Current version effective from:

29th September 2014

Premises Address The Griffin, 31 Boar Lane, Leeds, LS1 5DF

Licensable activities authorised by this licence

Sale by retail of alcohol, Provision of late night refreshment, Performance of live music, Performance of recorded music, Entertainment similar to live music, recorded music or dance, Provision of facilities for dancing

Times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol

Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30

Performance of recorded music

Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30

Provision of late night refreshment

Monday to Saturday	23:00 - 03:00
Sunday	23:00 - 01:30

Entertainment similar to live music, recorded music or dance

Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30

Performance of live music

Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30

Provision of facilities for dancing

Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30

Opening hours of the premises

Every Day 07:00 - 03:30

Alcohol consumption:

Alcohol is sold for consumption on and off the premises

Premises licence holder(s):

Spirit Pub Company (Services) Limited, Sunrise House, Ninth Avenue, Burton Upon Trent, Staffordshire, DE14 3JZ

Registered number of holder(s):

05266811

Designated premises supervisor:

Robert Heir

Access by children:

Access to the premises by children is restricted.

Licence issued under the authority of Leeds City Council



Mr Shaam Amin
Licensing Officer
Entertainment Licensing
Licensing and Registration

Licence produced on 13/10/2014 by Mr Shaam Amin

MN

Application to vary a premises licence 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.

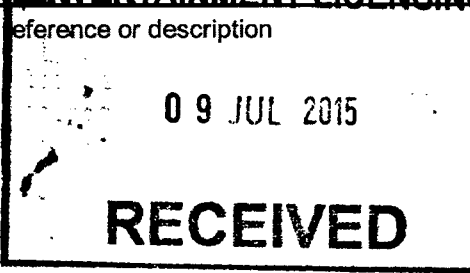
You may wish to keep a copy of the completed form for your records.

I/We Spirit Pub Company (Services) Limited
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number PREM/00815/003

Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description The Griffin 31 Boar Lane			
Post town	Leeds	Postcode	LS1 5DF
Telephone number at premises (if any)			
Non-domestic rateable value of premises	£51,000.00		

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	Sunrise House Ninth Avenue		
Post town	Burton Upon Trent	Postcode	DE14 3JZ

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
(Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

To allow the sale of alcohol from 10:00 hours Monday to Sunday (currently from 11:00 hours Monday to Saturday and 12:00 hours Sunday).

All other hours, activities and conditions to remain unaltered.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all 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 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 5)		
Wed					
Thur			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 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
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 6)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			
Thur			<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 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Wed					
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 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	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 4)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)		
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 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Wed					
Thur			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the performance of dance (please read guidance note 5)		
Wed					
Thur			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 6)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			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 3)	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 4)		
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 5)		
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 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
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 6)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
Mon		00:30						
	10:00							
Tue		02:00						
	10:00							
Wed		02:00						
	10:00							
Thur		02:00				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 6) To remain unaltered.		
	10:00							
Fri		02:00						
	10:00							
Sat		02:00						
	10:00							
Sun		02:00						
	10:00							

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 9).
As per the existing premises licence.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon		03:30	
	07:00		
Tue		03:30	
	07:00		
Wed		03:30	
	07:00		
Thur		03:30	
	07:00		
Fri		03:30	
	07:00		
Sat		03:30	
	07:00		
Sun		03:30	
	07:00		

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 (please read guidance note 6)
To remain unaltered.

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.
All conditions to remain as per the existing premises licence.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

As conditions to remain as per the existing premises licence.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable. – application submitted online. To be distributed by licensing authority
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- 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 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	[REDACTED]
Date	8 July 2015
Capacity	Solicitor to applicant

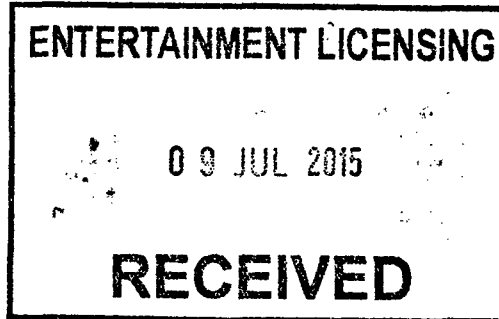
Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)

[REDACTED] TLT Solicitors One Redcliff Street			
Post town	Bristol	Post code	BS1 6TP
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Application ref: leeds-221573
Licence: Application to vary a premises licence
Applicant email: [REDACTED]
Submitted on: 09/07/2015 09:21
Total fee: Variable
Payment status: Paid
Northgate ref: IP/964842
Amount paid: £315.00
Application



application form

Authority Reference

Reference:

If you're encountering a problem and require assistance, please contact us at licensing-authorities@digital.cabine

[GOV.UK Licensing Terms and Conditions](#)

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Appendix C

Issued premises licences and club certificates within an area

PREM/03568/001 - Trinity News, Trinity News, 202A Trinity Leeds, Albion Street, Leeds, LS1 5AR,

Sale by retail of alcohol	
Monday to Saturday	11:00 - 22:00
Sunday	11:00 - 17:00

PREM/01026/009 - Leeds Park Plaza Hotel, Boar Lane, Leeds, LS1 5NS,

Sale by retail of alcohol (Supplied Ancillary to the Provision of Regulated Entertainment, namely on 1st, 2nd and 3rd Floor)

Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 22:30
Sale by retail of alcohol (Supplied Ancillary to a Table Meal)	
Monday to Saturday	11:00 - 00:00
Sunday	12:00 - 23:30
Sale by Retail of Alcohol (Ground Floor Scene Bar)	
Monday to Saturday	11:00 - 23:00
Sunday	12:00 - 22:30
Performance of live music	
Monday to Saturday	08:00 - 02:00
Sunday	08:00 - 22:30
Performance of recorded music	
Every Day	00:00 - 23:59
Performance of dance	
Monday to Saturday	08:00 - 02:00
Sunday	08:00 - 22:30
Entertainment similar to live music, recorded music or dance	
Monday to Saturday	08:00 - 02:00
Sunday	08:00 - 22:30

PREM/00529/008 - Black Prince, 40 Boar Lane, Leeds, LS1 5DA,

Sale by retail of alcohol	
Every Day	10:00 - 01:00
Provision of late night refreshment	
Every Day	23:00 - 01:00
Exhibition of a film	
Every Day	10:00 - 01:00
Indoor sporting events	
Every Day	10:00 - 01:00
Performance of live music	
Every Day	10:00 - 01:00
Performance of recorded music	
Every Day	00:01 - 00:00
Performance of dance	
Every Day	10:00 - 01:00

PREM/00649/003 - Tharavadu, 7 - 8 Mill Hill, Leeds, LS1 5DQ,

Sale by retail of alcohol	
Every Day	12:00 - 00:00
Performance of recorded music	
Every Day	12:00 - 00:00

PREM/02104/005 - The Shed Bar, Heatons Court, Leeds, LS1 6ET

Sale by retail of alcohol	
Every Day	12:00 - 04:00
Provision of late night refreshment	
Monday to Saturday	23:00 - 02:00
Sunday	23:00 - 01:00
Performance of live music	
Every Day	12:00 - 04:00
Performance of recorded music	
Every Day	12:00 - 04:00

PREM/03289/001 - Handmade Burger Co, 418 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol	
Every Day	09:00 - 00:00
Provision of late night refreshment	
Every Day	23:00 - 00:30
Performance of recorded music	
Every Day	09:00 - 00:00

PREM/03294/001 - Nando's, 422 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

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

PREM/03251/003 - TGI Fridays, 406 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol	
Every Day	10:00 - 00:00
Provision of late night refreshment	
Every Day	23:00 - 00:00

PREM/00431/003 - Scarborough Hotel, 13 Bishopgate Street, Leeds, LS1 5DY

Sale by retail of alcohol	
Monday to Thursday	10:00 - 00:00
Friday & Saturday	10:00 - 01:00
Sunday	10:00 - 00:00
Provision of late night refreshment	
Monday to Thursday	23:00 - 00:00
Friday & Saturday	23:00 - 01:00
Sunday	23:00 - 00:00

Exhibition of a film	
Monday to Thursday	10:00 - 00:00
Friday & Saturday	10:00 - 01:00
Sunday	10:00 - 00:00
Indoor sporting events	
Monday to Thursday	10:00 - 00:00
Friday & Saturday	10:00 - 01:00
Sunday	10:00 - 00:00
Performance of recorded music	
Every Day	00:01 - 00:00

PREM/03364/001 - Cosmo, Unit 1.02, 52 Boar Lane, Leeds, LS1 5EL,

Sale by retail of alcohol	
Every Day	12:00 - 23:00
Performance of recorded music	
Monday to Saturday	09:00 - 00:00
Sunday	10:00 - 23:00

PREM/03214/003 - Alchemist (The), The Alchemist, 420 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol	
Every Day	08:00 - 02:00
Provision of late night refreshment	
Every Day	23:00 - 02:30
Exhibition of a film	
Every Day	10:00 - 02:00
Performance of live music	
Every Day	10:00 - 02:00
Performance of recorded music	
Every Day	10:00 - 02:00

PREM/03205/006 - Wagamama, 416 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol	
Monday to Saturday	10:00 - 00:00
Sunday	10:00 - 22:30
Provision of late night refreshment	
Monday to Saturday	23:00 - 00:00
Performance of recorded music	
Monday to Saturday	10:00 - 00:00
Sunday	10:00 - 22:30

PREM/03276/002 - Yo! Sushi, 419 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol	
Monday to Saturday	11:00 - 00:00
Sunday	11:00 - 22:30
Provision of late night refreshment	
Monday to Saturday	23:00 - 00:30
Performance of recorded music	
Monday to Saturday	11:00 - 00:00
Sunday	11:00 - 22:30

PREM/00505/008 - Roxy Ball Room, 58 - 63 Boar Lane, Leeds, LS1 6HW

Sale by retail of alcohol	
Every Day	10:00 - 02:30
Provision of late night refreshment	
Every Day	23:00 - 03:30
Exhibition of a film	
Every Day	10:00 - 02:30

PREM/01699/007 - Dish Dining Room And Bar, 19 Boar Lane, Leeds, LS1 6EA,

Sale by retail of alcohol	
Monday to Wednesday	10:00 - 23:00
Thursday to Saturday	10:00 - 03:00
Sunday	12:00 - 22:30
Provision of late night refreshment	
Thursday to Saturday	23:00 - 03:00
Performance of recorded music	
Every Day	00:00 - 23:59

PREM/00815/003 - The Griffin, 31 Boar Lane, Leeds, LS1 5DF

Sale by retail of alcohol	
Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30
Provision of late night refreshment	
Monday to Saturday	23:00 - 03:00
Sunday	23:00 - 01:30
Performance of live music	
Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30
Performance of recorded music	
Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30
Entertainment similar to live music, recorded music or dance	
Monday to Saturday	11:00 - 02:00
Sunday	12:00 - 00:30

PREM/03405/002 - Bundobust, 6 Mill Hill, Leeds, LS1 5DQ,

Sale by retail of alcohol	
Saturday	12:00 - 02:00
Sunday to Friday	12:00 - 00:00
Provision of late night refreshment	
Saturday	23:00 - 02:00
Sunday to Friday	23:00 - 00:00
Performance of live music	
Saturday	12:00 - 02:00
Sunday to Friday	12:00 - 00:00
Performance of recorded music	
Saturday	12:00 - 02:00
Sunday to Friday	12:00 - 00:00

PREM/03273/005 - Angelica & Crafthouse, 70 Boar Lane, Leeds, LS1 6HW,

Sale by retail of alcohol	
Every Day	09:00 - 02:00
Provision of late night refreshment	
Every Day	23:00 - 02:00
Exhibition of a film	
Every Day	09:00 - 02:00
Performance of live music	
Every Day	09:00 - 02:00
Performance of recorded music	
Every Day	09:00 - 02:00
Entertainment similar to live music, recorded music or dance	
Every Day	09:00 - 02:00

PREM/03344/001 - 360 Champagne & Cocktails, Unit TK7, 401 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol	
Every Day	06:30 - 00:00
Provision of late night refreshment	
Every Day	23:00 - 00:00
Performance of recorded music	
Every Day	06:30 - 00:00
Entertainment similar to live music, recorded music or dance	
Every Day	06:30 - 00:00

PREM/03321/001 - Leeds Tap, Unit 1.01 A_ B, Leeds Trinity, Boar Lane, Leeds, LS1 6HW,

Sale by retail of alcohol	
Monday to Saturday	10:00 - 02:00
Sunday	10:00 - 00:00
Performance of live music	
Monday to Saturday	12:00 - 01:00
Sunday	12:00 - 23:00
Performance of recorded music	
Monday to Saturday	10:00 - 02:00
Sunday	10:00 - 00:00

PREM/01685/V02 - Burger King, Burger King, City Station, New Station Street, Leeds, LS1 4DY

Provision of late night refreshment	
Every Day	23:00 - 02:00

PREM/02285/V01 - Basement Complex, 7 Heatons Court, Leeds, LS1 4LJ,

Provision of late night refreshment	
Every Day	23:00 - 00:00
Exhibition of a film	
Every Day	00:00 - 23:59
Performance of recorded music	
Every Day	00:00 - 23:59

PREM/01485/V01 - Marks & Spencer Simply Food, City Station, New Station Street, Leeds, LS1 4DY

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

PREM/01315 - Subway, 21 Boar Lane, Leeds, LS1 6EA,

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

PREM/00613/017 - Head Of Steam, Mill Hill, Leeds, LS1 5DQ

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
Exhibition of a film	
Monday to Thursday	10:00 - 01:00
Friday & Saturday	10:00 - 02:00
Sunday	10:00 - 00:00
Performance of live music	
Monday to Thursday	09:00 - 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

PREM/00521/013 - Yates's Wine Lodge, 24 - 28 Boar Lane, Leeds, LS1 5DA

Sale by retail of alcohol	
Monday to Wednesday	08:00 - 00:00
Thursday to Sunday	08:00 - 02:00
Exhibition of a film	
Monday to Wednesday	08:00 - 00:30
Thursday to Sunday	08:00 - 02:30
Performance of live music	
Monday to Wednesday	08:00 - 00:30
Thursday to Sunday	08:00 - 02:30
Performance of recorded music	
Monday to Wednesday	08:00 - 00:30
Thursday to Saturday	08:00 - 02:30
Entertainment similar to live music, recorded music or dance	

Monday to Wednesday	08:00 - 00:30
Thursday to Sunday	08:00 - 02:30

PREM/03148/004 - Sainsbury's, 59 - 63 Boar Lane, Leeds, LS1 6HW,

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

PREM/03132/005 - Carluccio's, 413 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol	
Every Day	08:00 - 23:00
Provision of late night refreshment	
Every Day	23:00 - 23:30

PREM/03354/002 - Tesco Stores Ltd, 54 Boar Lane, Leeds, LS1 5EL,

Sale by retail of alcohol	
Every Day	06:00 - 23:00

PREM/03352/001 - Trinity Kitchen, 401 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol	
Every Day	10:00 - 01:00
Provision of late night refreshment	
Every Day	23:00 - 01:00
Performance of a play	
Every Day	10:00 - 01:00
Exhibition of a film	
Every Day	10:00 - 01:00
Performance of live music	
Every Day	10:00 - 01:00
Performance of recorded music	
Every Day	10:00 - 01:00
Performance of dance	
Every Day	10:00 - 01:00
Entertainment similar to live music, recorded music or dance	
Every Day	10:00 - 01:00

PREM/02121/008 - Mission, Units 8-13, Heatons Court, Leeds, LS1 6ET,

Sale by retail of alcohol	
Monday to Thursday	11:00 - 06:00
Friday & Saturday	11:00 - 08:00
Sunday	17:00 - 06:00
Performance of live music	
Monday to Thursday	11:00 - 06:00
Friday & Saturday	11:00 - 09:30
Sunday	17:00 - 06:00
Performance of recorded music	
Monday to Thursday	11:00 - 06:00
Friday & Saturday	11:00 - 09:30
Sunday	17:00 - 06:00
Entertainment similar to live music, recorded music or dance	

Monday to Thursday	11:00 - 06:00
Friday & Saturday	11:00 - 09:30
Sunday	17:00 - 06:00

PREM/02746/004 - Everyman Cinema, 412 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol	
Every Day	11:00 - 01:00
Provision of late night refreshment	
Every Day	23:00 - 01:00
Exhibition of a film	
Every Day	10:00 - 01:00
Performance of live music	
Every Day	10:00 - 01:00
Performance of recorded music	
Every Day	10:00 - 01:00
Performance of dance	
Every Day	10:00 - 01:00
Entertainment similar to live music, recorded music or dance	
Every Day	10:00 - 01:00

PREM/03501/002 - Cabana, Unit 4.02, Trinity West Shopping Centre, Albion Street, Leeds, LS1 5AT

Sale by retail of alcohol	
Monday to Saturday	10:00 - 01:00
Sunday	10:00 - 23:00
Provision of late night refreshment	
Monday to Saturday	23:00 - 01:00
Performance of live music	
Monday to Saturday	10:00 - 01:00
Sunday	10:00 - 23:00
Performance of recorded music	
Monday to Saturday	10:00 - 01:00
Sunday	10:00 - 23:00

PREM/02617/004 - The Brewery Tap, 18 - 24 New Station Street, Leeds, LS1 5DL,

Sale by retail of alcohol	
Every Day	11:00 - 02:00
Performance of live music	
Monday to Thursday	18:00 - 02:00
Friday to Sunday	12:00 - 02:00
Performance of recorded music	
Every Day	09:00 - 02:00

PREM/02379/008 - Your City News, Arch 86, Bishopgate Street, Leeds, LS1 5DY,

Sale by retail of alcohol	
Every Day	06:00 - 03:00

PREM/01227/002 - UpperCrust Camden Food Co & Cafe Ritazza, Units 1-3, South Concourse, City Station, Leeds , LS1 4DT

Sale by retail of alcohol	
Every Day	10:00 - 01:00
Provision of late night refreshment	
Every Day	23:00 - 01:00

PREM/01868 - Hot Stuff Takeaway, Arches 83 - 85, Swinegate, Leeds, LS1 4AG

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

PREM/01519 - Wokmania Ltd, Park Plaza Hotel, Boar Lane, Leeds, LS1 5NS,

Sale by retail of alcohol	
Monday to Saturday	11:00 - 23:00
Sunday	12:00 - 22:30

PREM/03100/001 - KFC, City Station, New Station Street, Leeds, LS1 4DT,

Provision of late night refreshment	
Every Day	23:00 - 02:00

PREM/03482/001 - Friends Of Ham, Friends Of Ham Ltd, 4 - 8 New Station Street, Leeds, LS1 5DL,

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 - 00:30
Sunday	23:00 - 00:00
Performance of recorded music	
Monday to Saturday	11:00 - 00:00
Sunday	12:00 - 23:30

PREM/03468/001 - Chikandos, Arch 88, Bishopgate Street, Leeds, LS1 4BB,

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

PREM/00732/004 - Queens Hotel, City Square, Leeds, LS1 1PO

Sale by retail of alcohol	
Every Day	00:01 - 00:00
Sale by retail of alcohol (Queens Bar Only)	
Every Day	10:00 - 02:00
Provision of late night refreshment	
Every Day	23:00 - 05:00
Performance of a play	
Every Day	00:01 - 00:00
Exhibition of a film	
Every Day	00:01 - 00:00

Indoor sporting events	
Every Day	00:01 - 00:00
Boxing or wrestling entertainment	
Every Day	00:01 - 00:00
Performance of live music	
Every Day	00:01 - 00:00
Performance of recorded music	
Every Day	00:01 - 00:00
Performance of dance	
Every Day	00:01 - 00:00
Entertainment similar to live music, recorded music or dance	
Every Day	00:01 - 00:00

PREM/00748/003 - Shabab, Bishopgate Street, Leeds, LS1 5DY,

Sale by retail of alcohol	
Monday to Saturday	11:00 - 23:00
Sunday	12:00 - 22:30
Performance of live music	
Monday to Saturday	08:00 - 23:00
Sunday	18:00 - 22:30
Performance of recorded music	
Monday to Saturday	08:00 - 23:00
Sunday	18:00 - 22:30
Performance of dance	
Monday to Saturday	08:00 - 23:00
Sunday	18:00 - 22:30
Entertainment similar to live music, recorded music or dance	
Monday to Saturday	08:00 - 23:00
Sunday	18:00 - 22:30

PREM/00915/003 - BHS, 28 Albion Arcade, Leeds, LS1 5ER

Sale by retail of alcohol	
Monday to Saturday	08:00 - 23:00
Sunday	10:00 - 22:30
Performance of recorded music	
Every Day	00:01 - 00:00

PREM/02645/004 - Arts@Trinity, Holy Trinity Church, Boar Lane, Leeds, LS1 6HW,

Sale by retail of alcohol	
Every Day	18:30 - 23:00
Performance of a play	
Every Day	10:00 - 23:00
Exhibition of a film	
Every Day	10:00 - 23:00
Performance of live music	
Every Day	10:00 - 23:00
Performance of recorded music	
Every Day	10:00 - 23:00
Performance of dance	
Every Day	10:00 - 23:00

PREM/01867/002 - Ooh La Laa, 87 Bishopgate Street, Leeds, LS1 4BB,

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

PREM/03397/004 - Hotel Chocolat Roast & Conch, 55 Boar Lane, Leeds, LS1 5EL,

Sale by retail of alcohol
Every Day 07:00 - 02:00
Provision of late night refreshment
Every Day 23:00 - 02:00
Exhibition of a film
Every Day 07:00 - 02:00
Performance of live music
Every Day 07:00 - 02:00
Performance of recorded music
Every Day 07:00 - 02:00
Performance of dance
Every Day 07:00 - 02:00
Entertainment similar to live music, recorded music or dance
Every Day 07:00 - 02:00

PREM/03362/001 - Tortilla, TK3 Trinity Kitchen, 401 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol
Every Day 09:00 - 00:00
Provision of late night refreshment
Every Day 23:00 - 00:00
Performance of recorded music
Every Day 09:00 - 00:00

PREM/03265/003 - Giraffe, 414 Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol
Every Day 09:00 - 00:00
Provision of late night refreshment
Every Day 23:00 - 00:30

PREM/00631/V02 - McDonalds Restaurant, Retail Unit 1 , North Concourse City Station, Aire Street, Leeds, LS1 4DY

Provision of late night refreshment
Monday 04:00 - 05:00
Monday 23:00 - 00:00
Tuesday 04:00 - 05:00
Tuesday 23:00 - 00:00
Wednesday 04:00 - 05:00
Wednesday 23:00 - 00:00
Thursday 04:00 - 05:00
Thursday 23:00 - 02:00
Friday 04:00 - 05:00
Friday 23:00 - 02:30
Saturday 23:00 - 02:30
Sunday 23:00 - 00:00

PREM/02155 - Zagas Chicken Ltd, Zagas, Ground Floor, 4 - 6 Mill Hill, Leeds, LS1 5DQ,

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

PREM/02977/006 - Sainsbury's, Unit 14, Wellington Quarter, Leeds City Station, Leeds, LS1 4DY

Sale by retail of alcohol
Every Day 06:00 - 00:00
Provision of late night refreshment
Every Day 23:00 - 00:00

PREM/00603/012 - Prince Of Wales, 11 Mill Hill, Leeds, LS1 5DQ

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

PREM/01150/004 - White Rose Refreshments Rooms, 15 South Concourse, City Station, New Station Street, Leeds, LS1 4DY,

Sale by retail of alcohol
Every Day 10:00 - 00:00
Provision of late night refreshment
Every Day 23:00 - 00:00
Performance of recorded music
Every Day 10:00 - 00:00

PREM/03359/001 - Pho, Trinity Kitchen, Trinity Leeds, Albion Street, Leeds, LS1 5AY,

Sale by retail of alcohol
Monday to Saturday 09:00 - 23:00
Sunday 11:00 - 19:00

PREM/03290/001 - Trinity Leeds Public Spaces, Albion Street, LS1 5AT

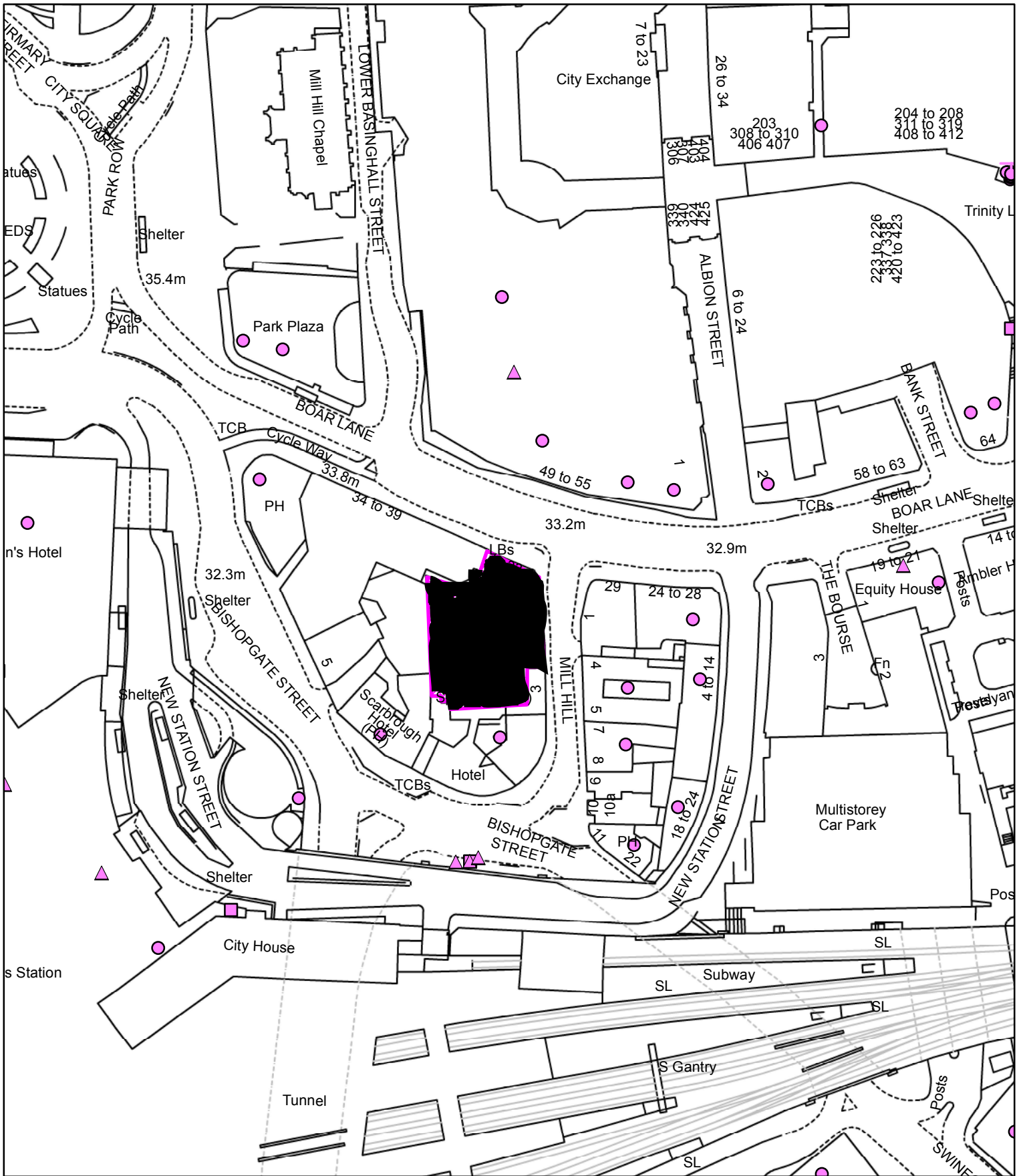
Performance of a play
Every Day 09:00 - 00:00
Exhibition of a film
Every Day 09:00 - 00:00
Indoor sporting events
Every Day 09:00 - 00:00
Boxing or wrestling entertainment
Every Day 09:00 - 00:00
Performance of live music

Every Day	09:00 - 00:00
Performance of recorded music	
Every Day	09:00 - 00:00
Performance of dance	
Every Day	09:00 - 00:00

PREM/02941 - Dhillon's Fast Food, Albion Street, Leeds, LS1 5ER,

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





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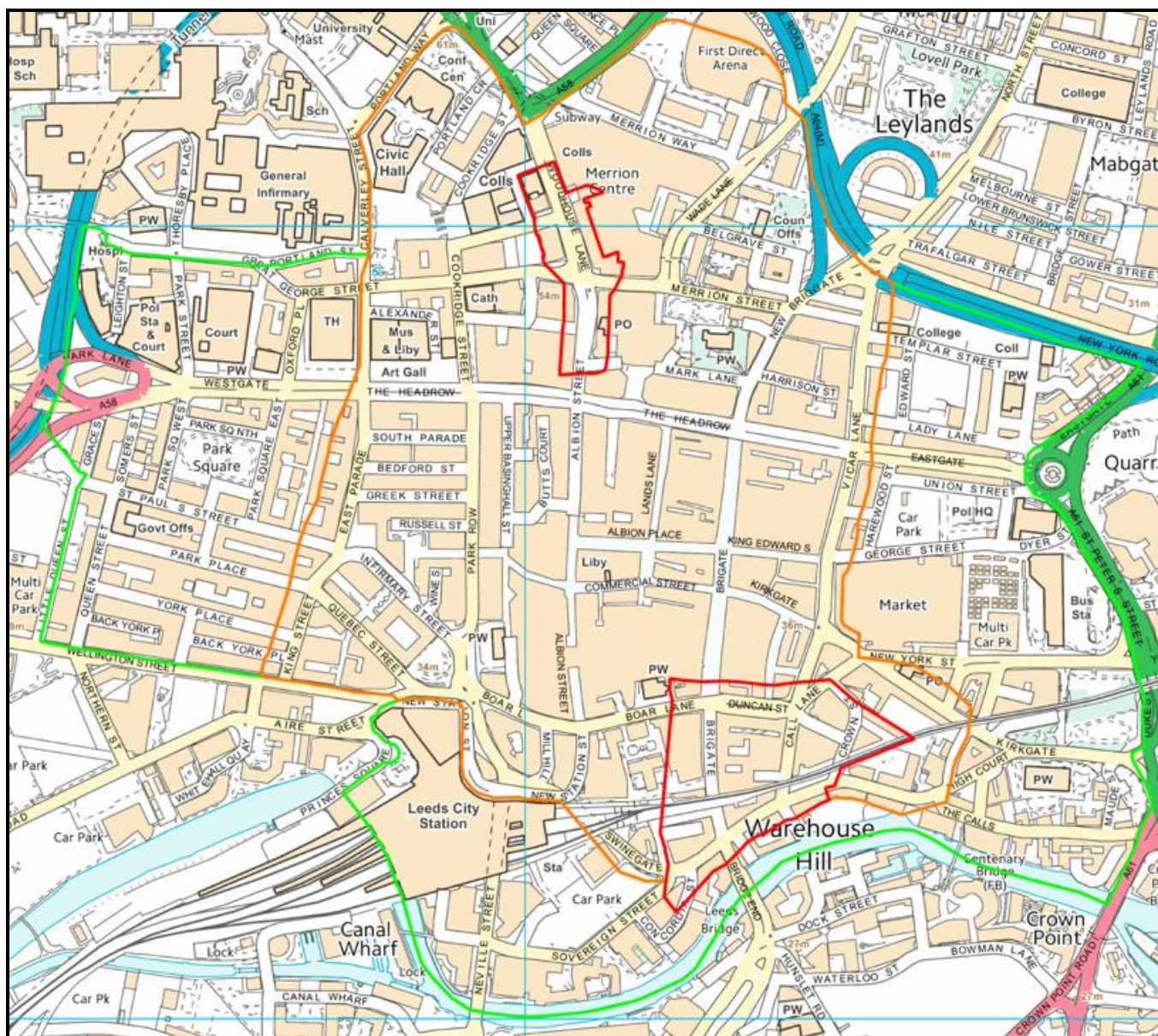
This map is based upon the Ordnance Survey's digital data with the permission of the Ordnance Survey on behalf of the controller of Her Majesty's Stationary Office

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Key	
	On licence
	Late night refreshment
	Off licence
	Other

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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.

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.

The Licensing Act 2003 Statement of Licensing Policy 2014-2018 recognised that the night time economy in Leeds City Centre is dynamic and constantly changing. The council want a cumulative impact policy that can respond to the changing nature of the city centre and so provides this additional document which is reviewed every twelve months to ensure that the CIP zones remain relevant and current with regards to West Yorkshire Police data.

Changes in the last year

West Yorkshire Police has produced a crime and calls for service report "Analysis of Leeds City Centre high volume night-time economy related crime" dated 19/09/2014 which has been referred to when reviewing the red and amber zones for 2015. This report is referred to as the Police report in this document.

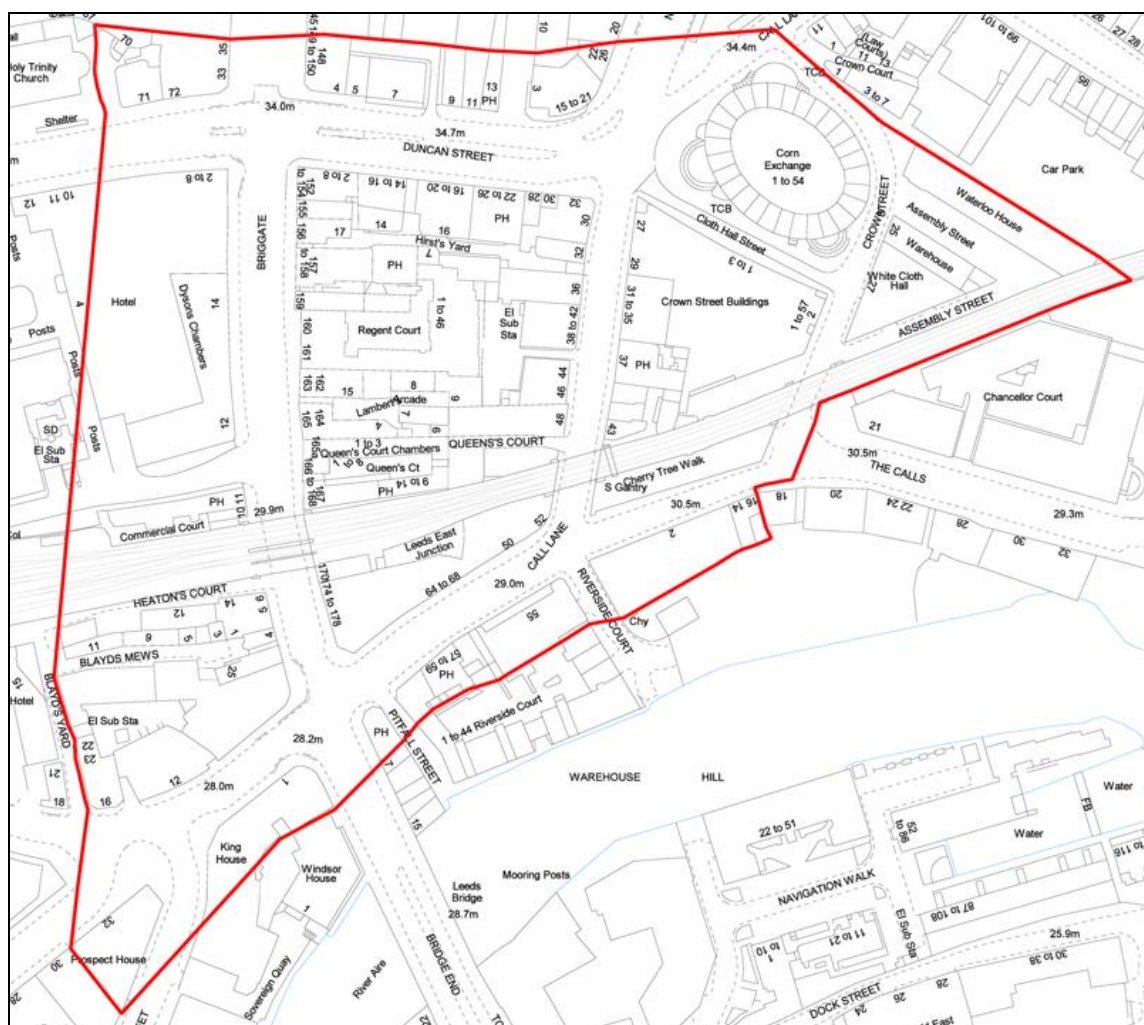
There are two distinct areas in the city where extra police resources are deployed on a regular basis. These areas are the Call Lane area and the Albion Street/Woodhouse Lane area. Premises in those areas also deploy street marshals at their own expense as it has been recognised that incidents on the street require extra attention and that early intervention can prevent an escalation in the severity of incidents on the street.

Call Lane Red Area

The Police report shows that the hotspot area of Call Lane is moving slightly west. The block of premises bounded by Briggate (also known as lower Briggate), Call Lane and Duncan Street is predominantly the hot spot area this year, with the emphasis being taken away from the area behind the Corn Exchange. This could be a temporary shift as a number of premises have closed on Assembly Street, but still retain a licence. West Yorkshire Police Licensing Department still report ongoing work with premises in this area, with action planning and reviews of licence premises occurring in the last 12 months. Therefore although the crime statistics show a drop in incidents when compared to previous years, this area remains in the red area this year due to the increase in enforcement action taken by West Yorkshire Police.

Since the last review in December 2013, the council has moved forward with the Lower Kirkgate Townscape Heritage Initiative (THI) which is a regeneration programme that seeks to bring back into use a number of vacant or underused historic properties in the area. This area was included in the red area of the cumulative impact policy in 2012, as there were concerns about dispersal of problems from the Call Lane area into this area of Kirkgate. The Police report shows that although Kirkgate is on the top streets list, there has been a reduction year on year (figure 6 in the Police report). Therefore this area has been removed from the red area and is now included in the amber area.

The council still considers that the proximity of this area to the late night economy in Call Lane and Lower Briggate is of a concern, and so has placed this area in the amber area to ensure that new businesses in this area provide a different style of premises to the late night bars and nightclubs which are saturating the red area.



Albion Street/Woodhouse Area

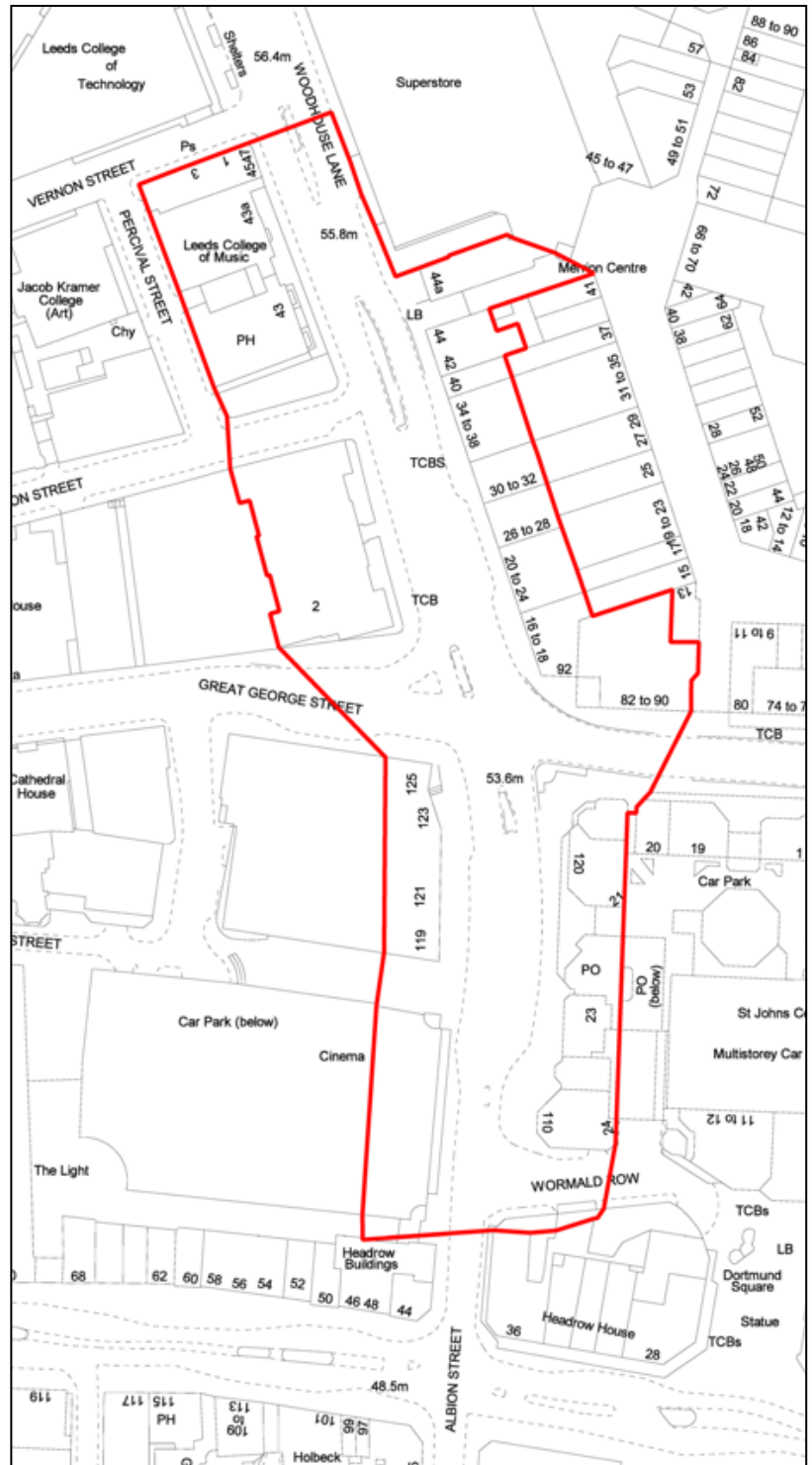
The police report clearly shows an increase in calls for service in Albion Street and Woodhouse Lane which evidences nuisance in this area. This remains a busy area during the post-midnight weekend hours with an increase in calls for service of 5.4% for Albion Street and 16.8% for Woodhouse Lane.

The top ten streets in the Calls for Service table are:

1. Briggate
2. Great George Street
3. Call Lane
4. The Headrow
5. Boar Lane
6. Albion Street
7. Woodhouse Lane
8. New York Street
9. New Briggate
10. Millgarth Street.

Great George Street, New Briggate and Millgarth Street have seen a reduction in calls for service from the preceding 12 months. This shows two clear areas where the calls for service are high – the Call Lane/Briggate/Boar Lane area which is already covered by the red area. The other main area is Albion Street, Woodhouse Lane and the Headrow.

In addition the Police report shows that this area remains a hotspot for robbery, assault and theft. For these reasons this area is now included in the red zone as the cumulative impact of the number of premises in this area has a direct impact on crime and disorder in this area.



Merrion Street

In the past year a new night time economy area has been developed at the north end of New Briggate, around a side street which is an extension of Merrion Street. There are a number of new late night bars, with a food offer opening in this area in the last year. With the imminent opening of three more premises in this area, it is expected that this part of the city will become very busy and vibrant after midnight.

The Police report shows a slight increase in calls for service (Appendix 1 to the Police report “Analysis of Leeds City Centre High Volume Night-time Economy Related Crime”), which shows a small increase in nuisance in this area.



This area remains in the amber area this year, as this provides the most flexibility to negotiate with applicants regarding safeguards that can be put in place to prevent this area becoming a crime or nuisance hotspot.

Conclusion

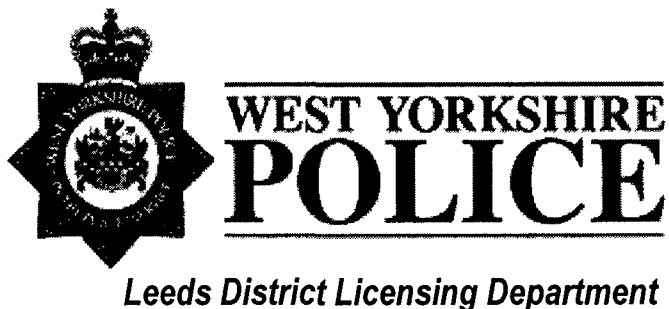
The review of the cumulative impact of licensed premises on the city centre shows:

- A continuation of the problems being experienced in the Lower Briggate, Call Lane, Duncan Street triangle
- A reduction of problems in the Assembly Street area which may be temporary
- The removal of the Kirkgate area from the red area to encourage development in this area
- An increase in calls for service indicating nuisance being experienced in the Albion Street area
- Although crime stats are down in the Albion Street Area they still remain high for the city centre, and so are highlighted as a crime hotspot
- An increase in the number of premises in the Merrion Street area which at the moment have not shown an increase in problems in the area

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First Floor
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Elland Road
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LS11 8BU

Tel: 0113 3859414
Email: [REDACTED]



29th July 2015

[REDACTED]
TLT Solicitors
One Redcliff Street
Bristol
BS1 6TP

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

RE: **THE GRIFFIN, 31, BOAR LANE, LEEDS, LS1 5DF**
VARIATION OF PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION – ‘QUALIFIED’ OBJECTION:

Thank you for submitting your application for a variation of your premises licence at the above address which we received on 9th July 2015.

The premises are situated in an area of the Leeds City Centre, which is currently subject to a policy of Cumulative Impact, as identified in the current 2014-2018 Statement of Licensing Policy of Leeds City Council.

This particular area of the City, is classed as being an “amber area”.

In accordance with the licensing authority’s document quoted above, as an amber area, on receipt of relevant representations to promote the licensing objectives, it is the council’s policy to seek additional measures to address the problems associated within that area.

West Yorkshire Police are of the opinion that your application contains insufficient information about how you intend to meet the licensing objectives.

We therefore confirm that we are submitting a formal representation against your application on the grounds of:-

1. the prevention of crime & disorder
2. public safety

However, West Yorkshire Police are also of the opinion that the said objectives could be met should you be prepared to incorporate certain identified measures within your operating schedule, in **addition** to what you may have offered in your application.

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Please find enclosed a document which at **Part 1** contains the suggested measures which this authority considers are proportionate and appropriate to the nature of your application.

Should you be in agreement with the suggested measures then please signify this by completing and signing **Part 2** of the enclosed form and return the complete document to this office as soon as possible.

Upon receipt of your consent at **Part 2**, it will be taken that you signify your wishes for the licensing authority to amend your operating schedule to incorporate the proposed measures.

Alternatively should you disagree with the proposed measures, then please complete **Part 3** and again return the complete document to this office as soon as possible.

PART 1 - to be completed by the Responsible Authority:

West Yorkshire Police propose the following control measures under the Licensing Act 2003 (in **addition** to those that you may have already offered), for the premises:-

**THE GRIFFIN
31, BOAR LANE
LEEDS
LS1 5DF**

Having considered the application under the Licensing Act 2003 for the above premises, West Yorkshire Police considers that the following measures are relevant, proportionate and necessary in order to promote the following licensing objectives:-

- the prevention of crime & disorder
- public safety

Measures / Additional measures proposed: The Removal of measures 9 to 17

To replace current condition 13

- A suitable Closed-Circuit Television (CCTV) system will be operational at the premises at all times when licensable activities are being carried out and at any other times where members of the public are present on the premises.
- The CCTV system will cover all areas of the premises occupied by the public under the terms of the licence, including corridors and stairways (excluding WCs and changing rooms).
- The CCTV system will cover the main entrance/s and exit/s and designated emergency egress routes from the premises.
- The CCTV system will cover all external areas of the premises occupied by the public, i.e. queuing areas, beer gardens, smoking areas and car parks.
- The CCTV system will be of a satisfactory resolution quality which will enable the identification of persons and activities, and other fine details such as vehicle registration number plates.
- The CCTV system will contain the correct time and date stamp information.
- The CCTV system will have sufficient storage retention capacity for a minimum of 31 days' continuous footage which will be of good quality.
- 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

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overwriting. The CCTV footage material will be supplied, on request, to an authorised officer of the Licensing Authority or a Responsible Authority.

- The CCTV system will be adequately maintained and be capable of transporting recorded material onto a removable media.

-
- A Supervisor's Register will be maintained at the licensed premises, showing the names, addresses and up-to-date contact details for the DPS and all personal licence holders.
 - The Supervisors 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.
 - The minimum number of door supervisors for the premises is 1 from 23:00hrs until closing time on Fridays, Saturdays and Sundays of Bank Holiday weekends.
 - 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.
 - 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).
 - The Daily Record Register will be retained on the premises for a period of twelve months from the date of the last entry.
 - Security staff/designated supervisors will be familiar with the premises policy concerning the admission, exclusion and safeguarding of customers whilst in the premises.

To replace current condition 17

- 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.
- 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.
- The Incident Report Register will be produced for inspection immediately on the request of an authorised officer.
- The Incident Report Register will be retained on the premises for a period of twelve months from the date of the last entry.

To replace current condition 15

- A policy for searching patrons at the entrance to premises will be adopted and prominently displayed on the premises.
- 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.

To replace current condition 12

- 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
- Such communication link will be kept in working order at all times when licensable activities are

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taking place

- The communication link will be available to the Designated Premises Supervisor or other nominated supervisor (such as door staff), and be monitored by that person at all times that licensed activities are being carried out.

-
- Open bottles and glasses will not be taken from the premises at any time unless to a designated area such as that covered by a street café authorisation.
 - 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.

To replace current condition 10

- The PLH/DPS will belong to a recognised trade body or Pub Watch Scheme where one exists, whose aims include the promotion of the licensing objectives.

To replace current condition 11

- The PLH/DPS will operate to a written dispersal policy which ensures the safe and gradual dispersal of customers from the premises. The PLH/DPS will ensure that staff receive training on the policy.

To replace current condition 9

- The PLH/DPS staff will ask for proof of age from any person appearing to be under the age of 21 who attempts to purchase alcohol at the premises.

West Yorkshire Police are satisfied that the proposed measures are not adequately dealt with by other legislation.

By signing the declaration enclosed overleaf at **Part 2**, the applicant agrees to incorporate the proposed measures within the Operating Schedule for the said premises.

Upon the satisfactory completion of the declaration, West Yorkshire Police will provide notice to the Licensing Authority that our representation is withdrawn in accordance with schedule 10(a) of the Licensing Act 2003 (Hearings) Regulations 2005.

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

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