

Licensing Sub-Committee

Tuesday, 16th February, 2016

PRESENT: Councillor M Harland in the Chair

Councillors A Khan and G Wilkinson

141 Election of the Chair

RESOLVED – That Councillor M Harland be elected as Chair for the meeting.

142 Declarations of Disclosable Pecuniary Interests

There were no declarations of disclosable pecuniary interests.

143 Application to Vary a Premises Licence held by Elland Road General Store, 86 Elland Road, Holbeck, Leeds, LS11 0AB

The report of the Head of Elections, Licensing and Registration presented an application to vary a premises licence held at Elland Road General Store, 86 Elland Road, Holbeck, Leeds, LS11 0AB.

The applicant sought to have 24 hours opening, 7 days a week. Current hours of operation were 08:00 to 23:00 Monday to Saturday and 10:00 to 22:30 on a Sunday. The applicant had offered additional conditions should the variation be granted and a representation had been made from the Environmental Protection team in objection to the application.

The Applicant's representative addressed the sub-committee. He informed Members that the request for the variation was to increase the hours as the business was currently struggling. Other premises had 24 hour licences and this had an adverse impact on the business. It was not felt that with the conditions proposed that there would be disturbance to residential properties and the applicant would monitor the outside of the premises and keep the area free of litter. There was already noise disturbance from the nearby motorway and it was not felt that extended opening hours would increase disturbance.

In response to questions from Members, the applicant's representative confirmed that the Designated Premises Supervisor did not live on the premises and that there would always be at least two members of staff present. Service during the additional hours applied for would take place via a serving hatch. The adjacent car park at the Community Centre was only used by users of the centre.

The Environmental Protection Team representative addressed the sub-committee. He informed Members that the premises were located in a densely populated area and customers to the shop would have to travel down residential streets. Although there had not been any previous instances of anti-social behaviour connected with the premises it was felt that there was potential for this to occur if the opening hours were extended. With regard to the noise from the motorway he reported that this was a more constant noise and did not cause the sort of disturbance that stopping and starting cars would.

In conclusion, the applicant's representative stated that the premises were located at the end of the residential area and that customers would come from the local vicinity and would not use motor vehicles.

The Licensing Sub-Committee carefully considered the report of the Head of Elections, Licensing and Registration, the Statement of Licensing Policy and the application itself. It also considered the representations made by the Environmental Protection Team and on behalf of the applicant, both in writing and at the hearing of the application.

RESOLVED – That the application to vary the hours of opening at Elland Road General Store, 86 Elland Road, Leeds be refused.