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Leeds District Licensing Department

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

Tel: [REDACTED]

Email: [REDACTED]

10th March 2016

**Mr.Paddy Whur
Woods Whur Solicitors
Devonshire House
38, York Place
Leeds
LS1 2ED**

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

**RE: HAM & BEER, 7, MERRION STREET, LEEDS, LS1 6PQ
NEW PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION – ‘QUALIFIED’ OBJECTION:**

Thank you for submitting your application for a new premises licence at the above address which we received on 12th February 2016.

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 in this increasingly popular and very busy area of the city. No ‘restaurant’ conditions have been offered and the venue is described in the application as a ‘charcuterie style bar’.

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

1. the prevention of crime & disorder

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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. In an effort to be fair and proportionate, and considering that the majority of other premises in this particular area operate until 04:30hrs, we do not feel that a door staff condition is necessary. We do however feel that it is necessary for the venue to be connected with the other busy venues in the area, and have access to the details of banned individuals who need to be kept out of premises to prevent crime and disorder. For this reason we propose the BACIL radio measure which connects the operators, the Leeds Watch camera system and the police, and it also gives access to details of those persons who have been banned due to the commission of crime in the city centre. It is a pro-active crime prevention measure.

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:-

**HAM & BEER
7, MERRION STREET
LEEDS
LS1 6PQ**

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

Measures / Additional measures proposed:

- 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 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

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the last entry.

- 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.
- 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 taking place.
- The communication link will be available to the Designated Premises Supervisor or other nominated supervisor and be monitored by that person at all times that licensed activities are being carried out.
- Open bottles and glasses will not be taken from the premises at any time except for when customers are making use of the designated street café area.
- 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.
- The PLH/DPS will prominently display notices which inform customers that open bottles or glasses may not be taken off the premises.
- 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.
- Food shall be available throughout the premises until/between.....

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 Cath Arkle
Leeds District Licensing Officer
West Yorkshire Police

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PART 2 – to be completed by the applicant or applicant’s representative:

Consent for all proposed control measures under the Licensing Act 2003.

Name & Address of Premises:

**HAM & BEER
7, MERRION STREET
LEEDS
LS1 6PQ**

I / We

confirm that I am / we are the applicant / the applicant’s representative (delete as appropriate) for the premises as stated above.

In signing this document:-

- I / we agree with the measures proposed by West Yorkshire Police,
- I / we provide our consent for the Licensing Authority to incorporate the said measures into the operating schedule for the stated premises, and furthermore,
- I / we confirm the premises will then operate in accordance with those measures agreed to.

Signed:

Dated:

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PART 3 – to be completed by the applicant or applicant’s representative:

Proposed control measures under the Licensing Act 2003

Name & Address of Premises:

**HAM & BEER
7, MERRION STREET
LEEDS
LS1 6PQ**

I / We

confirm that I am / we are the applicant / the applicant’s representative (delete as appropriate) for the premises as stated above.

I / We formally advise that we are not prepared to accept the proposed measures as suggested by the West Yorkshire Police.

In this instance we understand that West Yorkshire Police will maintain their representation to my /our application, which will now proceed to a hearing before the Licensing Sub-Committee, at which I / we will be required to attend.

Signed:

Dated: