

Leeds City Council

03410/003

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.

We Leven Leisure Limited

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/03410/002

Part 1 – Premises Details

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

Roland's
39 Call Lane

Post town Leeds

Post code LS1 7BT

Telephone number at premises (if any)

Non-domestic rateable value of
premises

£10,000.00

Part 2 – Applicant details

Daytime contact
telephone number

E-mail address (optional)

Current postal address if
different from premises
address

Post
Town

Postcode

ENTERTAINMENT LICENSING

30 MAR 2016

RECEIVED

Part 3 - Variation

Please tick yes

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

☒ *

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

Day		Month		Year	

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

1. Extend the terminal hour for the sale of alcohol until 02.00am 7 days a week.
2. Extend the terminal hour for all licensable activities and opening hours (late night refreshment, films, live music & recorded music) until 02.30am 7 days a week.
3. Amend condition 49 under Annex 2 to read "There shall be no admission of new customers after 01.00am". Condition currently reads "There shall be no admission of new customers after 23:00 hours."
4. To remove condition 75 under Annex 2, which reads "The PLH/DPS will adopt a cooling down period to draw the evening to a close where no entrants will be allowed after 23.00. This is no longer appropriate."
5. To add an additional hour to the standard and non-standard times on the day when British Summertime commences for alcohol, all licensable activities and opening hours.
6. All **other** licensable activities, hours and opening hours to remain as existing.

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

n/a

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 yes

- 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)

<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

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

☒

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

☒

In all cases complete boxes K, L and M

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) As Existing – no change		
Mon	09.00	02.30			
Tue	09.00	02.30			
Wed	09.00	02.30	State any seasonal variations for the exhibition of films (please read guidance note 4) As Existing – no change		
Thur	09.00	02.30			
Fri	09.00	02.30			
Sat	09.00	02.30	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5) As Existing – no change to current non-standard timings. An additional hour to the standard and non-standard times on the day when British Summertime commences.		
Sun	09.00	02.30			

C

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

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	09.00	02.30	Please give further details here (please read guidance note 3) As Existing – no change		
Tue	09.00	02.30			
Wed	09.00	02.30	State any seasonal variations for the performance of live music (please read guidance note 4) As Existing – no change		
Thur	09.00	02.30			
Fri	09.00	02.30	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5) As Existing – no change to current non-standard timings. An additional hour to the standard and non-standard times on the day when British Summertime commences.		
Sat	09.00	02.30			
Sun	09.00	02.30			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	09.00	02.30	Please give further details here (please read guidance note 3) As Existing – no change		
Tue	09.00	02.30			
Wed	09.00	02.30	State any seasonal variations for the playing of recorded music (please read guidance note 4) As Existing – no change		
Thur	09.00	02.30			
Fri	09.00	02.30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) As Existing – no change to current non-standard timings. An additional hour to the standard and non-standard times on the day when British Summertime commences.		
Sat	09.00	02.30			
Sun	09.00	02.30			

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) As Existing – no change		
Mon	23.00	02.30			
Tue	23.00	02.30			
Wed	23.00	02.30	State any seasonal variations for the provision of late night refreshment (please read guidance note 4) As Existing – no change		
Thur	23.00	02.30			
Fri	23.00	02.30			
Sat	23.00	02.30	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) As Existing – no change to current non-standard timings. An additional hour to the standard and non-standard times on the day when British Summertime commences.		
Sun	23.00	02.30			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) As Existing – no change		
Mon	11.00	02.00			
Tue	11.00	02.00			
Wed	11.00	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 5) As Existing – no change to current non-standard timings. An additional hour to the standard and non-standard times on the day when British Summertime commences.		
Thur	11.00	02.00			
Fri	11.00	02.00			
Sat	11.00	02.00			
Sun	11.00	02.00			

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 8) None
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L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) As Existing – no change
Day	Start	Finish	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 5) As Existing – no change to current non-standard timings. An additional hour to the standard and non-standard times on the day when British Summertime commences.
Mon	09.00	02.30	
Tue	09.00	02.30	
Wed	09.00	02.30	
Thur	09.00	02.30	
Fri	09.00	02.30	
Sat	09.00	02.30	
Sun	09.00	02.30	

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
 Condition 75 and amendment to condition 49.

Please tick yes

- 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 failed to enclose the premises licence or relevant part of premises licence
 n/a

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,e) (please read guidance note 9)

This is an application to extend the sale of alcohol until 2am, 7 days a week and all licensable activities which are currently on the licence until 2:30am, 7 days a week.

The applicant is aware that the premises are in Leeds City Council's licensing policy saturation "red zone" and have pre-consulted with both the Local Authority and Police Licensing Officers.

By way of background, the premises have a largely regular clientele who enjoy craft ales and cocktails; it is intended that food will also be available. The customers are mainly aged 25 and over, and enjoy principally being seated in a relaxed atmosphere where, normally, music levels allow conversation. Currently these customers have to leave the premises at midnight when they would far rather stay and continue enjoying their evening at Roland's. The proposed terminal hour is less than a number of premises which are currently situated on Call Lane and these include Black Swan, Revolución De Cuba, Baracoa and Brooklyn Bar Limited.

In terms of addressing the issue of cumulative impact, Roland's will be able to keep its customers in its premises for longer and then they will disperse by 2:30am. It is more likely that they would then decide to end their evening and head home, rather than attend other premises.

With Roland's current terminal hour, particularly on a Friday and Saturday, it is too early for customers to end their evening and they will almost inevitably visit other premises, probably in the cumulative impact area, possibly having to queue and then leave those premises at a much later hour.

It is in this way that the applicant contends that later hours at Roland's will in practice benefit the cumulative impact situation in and around Call Lane.

In addition, a number of conditions are proposed to reinforce and address the issue of cumulative impact (the premises must already trade as a café/bar and this is unchanged) and these are as follows:

1. After midnight the maximum occupancy of the premises will be 60 customers;
2. After midnight a minimum of 40 seats will always be provided whenever the premises are conducting licensable activities;
3. After midnight waiter/waitress service will be available to customers;
4. After midnight substantial refreshment will be available to customers and menus will be placed at the bar and on tables.

The premises are relatively small with a high proportion of seating and have a good trading record, however by retaining its customers longer and not having to enforce the departure of satisfied customers together with the extra conditions applying after midnight this application will actively benefit the existing cumulative impact situation and an exception to the policy can be made.

b) The prevention of crime and disorder

See box a) above

c) Public safety

See box a) above

d) The prevention of public nuisance

See box a) above

e) The protection of children from harm

See box a) above

Please tick yes

- 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 ☒
- 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 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	29 March 2016
Capacity	Poppleston Allen – Solicitors for & on behalf of the 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 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	

Capacity		
Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)		
	Post code	NG1 1LS
	e-mail your e-mail address (optional)	

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

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

I, Vicki Caress in the firm of Mess^{rs}. Poppleston Allen, Solicitors of 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS refer to the following:-

1. Letter to Leeds City Council dated 29 March 2016
2. Application Form
3. Original Premises Licence
4. Cheque in the sum of £190.00

I FURTHER CERTIFY that I have served documents 1 – 4 upon the following:-

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

I FURTHER CERTIFY that I have served a true copy of documents 1, 2, and 3 upon the following:-

2. Mr Robert Patterson, West Yorkshire Police, Leeds District Licensing Office, Leeds District Headquarters, Elland Road, Leeds, LS11 8BU
3. Licensing Section, Leeds City Council, Entertainment Licensing, Civic Hall, Leeds, LS1 1UR
4. The Licensing Officer, West Yorkshire Fire and Rescue Service, Service Delivery Centre, Fire Protection Department, Stanningley Road, Bramley, Leeds, LS12 3PL
5. Health & Safety Team, Leeds City Council, Millshaw Office, Millshaw, Park Way, Churwell, Leeds, LS11 0LS
6. Leeds Safeguarding Childrens Board, Leeds City Council, 3rd Floor, 2 Great George Street, Leeds, LS2 8BA
7. West Yorkshire Trading Standards, PO Box 5, Nepshaw Lane South, Morley, Leeds, LS27 0QP
8. Planning Compliance Service, Leeds City Council, The Leonardo Building, 2 Rossington Street, Leeds, LS2 8HD
9. Health and Environmental Action Services, Leeds City Council, Millshaw Office, Millshaw, Park Way, Churwell, Leeds, LS11 0LS
10. NHS Leeds, Tech North, 2nd Floor, 9 Harrogate Road, Chapel Allerton, LS7 3NB

I effected service by sending the said documents to each and every one of them by first class post addressed to them on 29 March 2016.

SIGNED

DATED: 29 March 2016