



The Craft Union Pub Company Ltd  
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Environmental Protection Team  
Leeds City Council  
Millshaw Park Way  
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Our reference: PREM/00038/004  
6 July 2016

Dear Sir / Madam

### **Licensing Act 2003**

**Name and Address of Premises: Queen Street, Morley, Leeds, LS27 8DW**

We refer to your licensing application for the above premises. We believe that your application does not give enough information about how you intend to meet an important objective of the licence, which is to prevent public nuisance. We therefore confirm that we are submitting a formal objection to your application.

We base our objection on the following matters:

- The potential for noise disturbance associated with licensable activities passing through the fabric of the building to cause noise and vibration in adjoining residential/business premises.
- The potential for noise disturbance associated with licensable activities to break out of the premises or pass through the fabric of the building to cause noise disturbance to nearby residential/business premises.
- The potential for noise disturbance from the use of outside areas whilst smoking/drinking in the area/s provided/whilst arriving/leaving, including that from vehicles.
- The potential for the alleged sources of nuisance described in items 1 to 3 above to continue into hours where such disturbance may adversely affect sleep and other loss of the use and enjoyment of a property.
- That the hours of operation applied for would set a precedent in an area already served by late opening venues. If the precedent was set and other businesses granted such hours then there would be a significant added impact of noise disturbance deeper into the early morning hours to the surrounding residential premises. The existing impact includes noise from loud music and from sources outside such as from customers.



Having read the matters we describe below if you feel we should consider anything else please do not hesitate to contact us.

### **Description of the surrounding area**

The area mainly consists of shops and offices. There are a number of pubs located close by, these are listed below along with their weekend closing hours. There are residential flats at 97A, 99A and 4 apartments at 109 Queen Street, these are denoted in blue on the maps in the appendix.

The Slip Inn, Queen Street – 2330  
JD Wetherspoon, Queen Street – 1:30  
Fountain Inn – Queen Street – 11:30  
Commercial Inn, Commercial street – 1am  
The Sportsman, 14 Hunger Hill, 1:30

Please refer to Appendix 1 Map of Surrounding Area

### **Description of the applicant venue and the application:**

The onus is on the applicant to demonstrate such matters (Items 8.33 to 8.41 of the amended guidance issued under Section 182 of the Licensing Act 2003 – June 2014)

### **Current operational hours for licensable activities:**

Sale by retail of Alcohol: Everyday	11:00 - 01:00
Performance of live music: Everyday	18:00 – 00:30
Performance of recorded music: everyday	0000 – 23:59
Entertainment similar to live, recorded music or dance:	1800 – 00:30

### **The applicant has applied for the following:**

Sale of alcohol: 9 am to 2 am everyday  
Opening hours: 9 am to 230 am everyday  
Performance of dance, films And Indoor sporting events: 9 am to 2am everyday  
Late night refreshment: 2300 to 2am everyday  
Live music: 9 to 2am everyday  
Entertainment of a similar nature: 9 to 2 everyday

### **Complaint and other history specific to the applicant premises**

There is no history of noise complaints with these premises.

### **Conclusions reached**

We conclude that the area in which the applicant premises are situated is sensitive to noise. Potential problems could include those where we could not apply our powers under the Environmental Protection Act 1990 (Statutory nuisance). For example, people on the street

or outside the boundary of the premises who may cause disturbance to local residents by shouting, talking and whilst hanging around waiting for taxis. If the premises were to open later, patrons are likely to leave more drunk and background noise levels will be lower therefore any external noise or music will be more noticeable.

The application seeks to increase its hours beyond the use of other drinking establishments on Queen Street. It is likely this will result in patrons congregating at the later opening bar increasing the potential for disturbance on the street. In addition this will set a precedent for other bars and restaurants to apply to extend their hours of use.

The premises has not been subject to noise complaints, however the aims of the Licensing Act are to prevent public nuisance not act as a reactionary instrument.

We recommend that the Sub-Committee refuse the application.

We do not believe that further conditions will resolve the application as it stands.

Yours faithfully

Gary Mann  
Environmental Health Officer

## Appendix 1 photograph of Surrounding Area



**Red outline denotes the Queens Hotel**  
**Blue outline denotes nearest residential properties**



