

**Part 3 – Variation**

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

If not do you want the variation to take effect from Day    Month    Year

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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
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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 read guidance note 2)

Application is made to vary the Premises Licence so as to amend the layout and hours of operation. Additionally a review of the conditions endorsed upon the Licence has been undertaken and application is made to amend or delete those which are no longer appropriate.

Application is therefore made as follows:-

**1. Layout**

As per drawing 1998/002A attached the premises has had the benefit of a substantial refurbishment and the plans reflect the layout. The premises is principally dining orientated and has limited fixed seating so as to maximise the potential facility for dining combinations and covers and internally is of a very clean and simple composition.

Externally the forecourt has been upgraded with the provision of tables and chairs. This Licence is sought so as to facilitate waitress dining but is restricted to retail sale of alcohol and late night refreshment only.

**2. Hours**

Currently retail sale of alcohol ceases at 23:00 hours daily and a limited extension of 1 hour is sought providing retail sale of alcohol until 12 midnight throughout the week. This will match the current provision in respect of late night refreshment, live music is not sought to be enhanced.

Recorded music is sought to be extended until 12 midnight.

Opening Hours. It is noted that the premises is already permitted to open until 00:30 Monday to Saturday, an extension of 30 minutes is therefore sought in respect of Sunday providing opening until 00:30 hours. The premises seeks to open from 09:00 so as to facilitate sales of coffees, teas, breakfasts etc., in the morning.

**3. Conditions**

As a result of the variation a review of the conditions endorsed upon the Licence has been undertaken. It is proposed that the following deletions or amendments be undertaken.

Condition 15 – To be amended so as to read:

“Empty bottles and glasses will be collected regularly.”

The premises has no balcony areas.

Condition 16, 17, 18 and 19 – To be deleted - it is understood that these conditions are no longer sought to be endorsed upon Premises Licence issued by Leeds City Council. Should this not be the case then these conditions may remain.

Condition 25 and 26. To be deleted. It is understood that the premises does not provide entertainment of this nature and these are conditions relating back to the Public Entertainment Licence.

Condition 33. To be amended so as to read:

“Patrons shall not be allowed to use beer garden or any external area after 00:00 hours.”

Condition 34. To be amended so as to read:

“Clear and visible notices should be displayed at all exits requested and the public to respect the needs of local residents and to leave the premises and area quietly.”

Condition 35. It is proposed that this condition should be amended to:

“Telephone numbers for local taxi firms shall be displayed in a prominent location.”

Condition 38. In view of the increased level of food service and potential attraction to families for dining purposes it is proposed that Condition 38 should be amended to:

"Children under the age of 16 shall not be permitted onto the premises after 21:00 hours unless dining or attending a pre-booked function."

The proposed changes have been considered in conjunction with the revised operation of the premises and it is considered that they will not pose adverse risk in connection with the four licensing objectives.

## 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.

Please tick ✓ yes

### **Provision of regulated entertainment**

- 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)

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

**In all cases complete boxes K, L and M**

**A**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 3).	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 3).	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

**C**

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

**D**

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

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 3)	Indoors	✓
Day	Start	Finish		Outdoors	
				Both	
Mon	10:00	23:00		<b>Please give further details here</b> (please read guidance note 4)	
Tue	10:00	23:00			
Wed	10:00	23:00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
Thur	10:00	23:00			
Fri	10:00	23:00	<b>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</b> (please read guidance note 6)		
Sat	10:00	23:00			
Sun	10:00	23:00			

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 3)	Indoors	✓
Day	Start	Finish		Outdoors	
				Both	
Mon	10:00	00:00		<b>Please give further details here</b> (please read guidance note 4)	
Tue	10:00	00:00			
Wed	10:00	00:00	<b>State any seasonal variations for playing recorded music</b> (please read guidance note 5)		
Thur	10:00	00:00			
Fri	10:00	00:00	<b>Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat	10:00	00:00			
Sun	10:00	00:00			

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of dance take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 3).	Indoors	
Day				Outdoors	
Start				Both	
Finish			<b>Please give further details here</b> (please read guidance note 4)		
Mon					
Tue			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Fri					
Sat					
Sun					

**H**

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			<b>Please give a description of the type of entertainment you will be providing</b>		
Day			<b>Will this entertainment take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 3).	Indoors	
Start				Outdoors	
Finish				Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 3).	Indoors		
Day	Start	Finish		Outdoors		
Mon	23:00	00:00	<b>Please give further details here</b> (please read guidance note 4)  To include new external area.	Both	✓	
Tue	23:00	00:00				
Wed	23:00	00:00		<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5)		
Thur	23:00	00:00				
Fri	23:00	00:00				
Sat	23:00	00:00		<b>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</b> (please read guidance note 6)		
Sun	23:00	00:00				

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption (Please tick box: Y)</b> (please read guidance note 8)	On the premises		
Day	Start	Finish		Off the premises		
Mon	10:00	00:00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)  To include new external areas.	Both	✓	
Tue	10:00	00:00				
Wed	10:00	00:00		<b>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</b> (please read guidance note 6)		
Thur	10:00	00:00				
Fri	10:00	00:00				
Sat	10:00	00:00		No application is made to alter non standard timings.		
Sun	10:00	00:00				

**K**

<p><b>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</b> (please read guidance note 9)</p>
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L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variation</b> (please read guidance note 5)
Day	Start	Finish	
Mon	09:00	00:30	
Tue	09:00	00:30	
Wed	09:00	00:30	
Thur	09:00	00:30	
Fri	09:00	00:30	
Sat	09:00	00:30	
Sun	09:00	00:30	

**Non standard timings. Where you intend to use 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)

**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**

**Conditions 16, 17, 18, 19, 25 and 26**

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**

The original Premises Licence is with the Licensing Authority in support of an application to vary the Designated Premises Licence at these premises.



## 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 10)**

A risk assessment has been undertaken with regard to the internal changes. These are considered to be non controversial, confirming the premises as a food led establishment and confirm the premises as one with a significant food offer.

The external areas have been reviewed, these have operated for a considerable period of time and have no attracted complaints and it is therefore proposed that their inclusion within the licensed area is a benefit and the slight extension to the period of use should not cause noise nuisance to arise.

A review of the conditions endorsed upon the Licence has been undertaken with a view to simplifying the Licence and ensuring enforceability and appropriateness of those conditions which are to be complied with.

The above is provided by way of explanation and is not intended to be converted into conditions.

### **b) The prevention of crime and disorder**

No further risks have been identified which need to be addressed.

### **c) Public safety**

Revised conditions are proposed are as follows:

1. Empty bottles and glasses will be collected regularly

### **d) The prevention of public nuisance**

Revised conditions are proposed as follows:

1. Patrons shall not be allowed to use beer garden or any external area after 00:00 hours.
2. Clear and visible notices should be displayed at all exits requested and the public to respect the needs of local residents and to leave the premises and area quietly.

### **e) The protection of children from harm**

It is proposed that the condition in respect of children be amended to:

Children under the age of 16 shall not be permitted onto the premises after 21:00 hours unless dining or attending a pre-booked function.