

Part 3 - Variation

Please tick as appropriate

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

 Yes
No

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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 see guidance note 1)**

The proposed variation is to include the Ground Floor and First Floor within the licensed area and creation of new entrance on the ground floor as shown on the plan included with the application. To seek approval of the alterations to the Basement which comprise of the extension of the toilets and a new entrance area.

To remove the following conditions which fall under **Embedded Restrictions** within the premises licence:-

14. The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
15. The above restrictions do not prohibit:
16. The consumption of alcohol on the premises during the first twenty minutes after the above hours.
17. The taking of the alcohol from the premises, (unless the alcohol is supplied or take in an open vessel), during the first twenty minutes after above hours.
18. The consumption of the alcohol on the premises by persons taking meals there during the first thirty minutes after the above hours, if the alcohol was supplied for consumption ancillary to those meals.
19. Consumption of alcohol on the premises by, or, the taking, sale or supply of alcohol to any person residing in the licensed premises.
20. The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered.
21. The sale of alcohol to a trader or club for the purposes of the trade or club.
22. The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of her Majesty's Naval, Military or air forces.
23. The taking of alcohol from the premises by a person residing there; or
24. The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied.
25. The supply of alcohol for consumption on the premises to persons employed there for the purposes of

the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

26. Where the number of children attending the entertainment exceeds 100, the licensee shall ensure that the provisions of Section 12 of the Children and Young Persons Act 1933 are complied with.

27. Throughout all parts of these conditions the phrase 'Licensing Authority' means the Leeds City Council.

28.

(a) Unless the hours for which the Licence is valid are expressly stated on the Licence there shall be no performance of any nature before 8.00am or after 11.00pm on any day of the week including Saturdays, or after 10.30pm Sundays, without the prior consent of the Licensing Authority.

(b) There shall be no dancing or performance including dancing on any day appointed by Public Authority as a day of public mourning.

29. The Chief Constable of the West Yorkshire Police, any Police Officer, the Chief Fire Officer, any authorised officer in uniform of the West Yorkshire Fire Authority, any authorised Environmental Health Officer and their equipment any any other person authorised by the Licensing Authority shall have free access to all parts of the licensed premises at all reasonable times for the purpose of supervising the observance and enforcement of these conditions.

30. The Licensee shall be responsible for carrying out the provisions of these Conditions of the Licence. The Licensee shall take due precautions for the safety of the public, employees and performers, shall retain control over all areas of the licensed premises and shall ensure that nothing shall take place on the premises which:

- a) Is likely to cause disorder or breach of the peace;
- b) Is likely to be grossly offensive to any person on the premises;
- c) Involves drugs misuse; or
- d) Involves any other unlawful activity.

31. The Licensee, or some other responsible person not less than eighteen years of age *and nominated in writing for the purpose, shall be in charge of, and remain upon the licensed premises whenever they are used for licensed purposes. They shall not be engaged in any duties which prevent them from exercising general supervision and control.

32. Any written nomination of management shall be served on the Licensing Authority and a copy of the same shall also be retained on the premises and kept available for immediate inspection by any Official of the Licensing, Police or Fire Authority.

33. The Licensee shall provide notice of his or her intention to provide any form of entertainment which includes lap dancing, pole dancing, table dancing, striptease or any form of nudity or semi nudity on the part of the performers or the staff employed on the premises. Any entertainment of this nature will be subject to additional standard special conditions of the licence.

41. Appropriately trained staff shall be provided to oversee general safety within the premises, and these shall be provided to a minimum number of one member of staff per 250 occupancy or part thereof, in accordance with the occupancy figure as stated on the Public Entertainment Licence.

42. Furthermore, in addition to the above the licensee shall ensure that an appropriate trained member of staff is designated to each emergency exit door to assist in the event of an emergency evacuation.

65. Plastic decorations are not acceptable.

68. Smoking shall be strictly prohibited within the stage risk area and in dressing rooms. Notices bearing

the words "NO SMOKING" in red letters on a white background shall be conspicuously displayed in these areas.

69. Where any open fireplaces, high temperature heating appliances or naked flames are used they shall be adequately protected by a suitable guard.

70. In the event of the heating being by a central heating system the heating apparatus shall be placed in a separate room from the auditorium. The door between this room and the auditorium should be self closing and fire resistant to a one hour stand.

71. Explosives, inflammable liquids or high inflammable articles shall not be brought into or used within any portion of the licensed premises.

95. For a closely seated audience chairs shall be either securely fixed to the floor or alternatively shall be battened securely together in units of not less than four seats. Adequate gangways, not less than 42" (1100mm) wide, unless otherwise approved by the Licensing Authority, shall be provided. The gangways shall lead directly to each exit door and shall be kept free from obstruction. No seat shall be more than twelve feet (4.0m) from any gangway.

96. Seating in invalid chairs other than engine driven chairs will be permitted subject to any condition imposed by the Licensing and Fire Authority.

98. Alterations or additions, whether permanent or temporary, to the structure, the lighting, electrical heating, ventilating, mechanical, or installations, or to the seating, gangways or other arrangements in building in which the licensed premises are situated shall not be made except with the consent of the Licensing Authority and in accordance with any conditions of such consent.

105. Drinking water provision must clearly available, free of charge, at all times whilst the Entertainment Licence is operative.

106. This facility must be kept in a clean condition.

107. No exhibition, demonstration or performance of hypnotism shall be given on any person in the premises except with the express consent of the Licensing Authority and subject to such conditions as the Licensing Authority may attach to such consent. Any notification of intention to stage a hypnotist should be made in writing providing at least fourteen days notice.

109. Licensees are reminded that unauthorised flyposting is an offence under the Town and Country Planning Act 1990, as amended, Section 224.

110. In the case of an audience consisting of persons under 16 years of age, the minimum number of staff shall increase to a ratio of one per 100 occupancy.

111. At any licensed function no child shall be permitted to occupy any seat in the front row of the balcony, gallery or tier unless accompanied by, or in the charge of a person who appears to have attained the age of 16 years.

112. The Licensee shall ensure that any persons employed on the premises to work in the capacity as a door supervisors, hold current registration with the SIA and comply with all relevant rules and regulations laid down by that body.

To remove the following conditions from **Annex 2** of the Premises which fall under **The Prevention of Crime and Disorder:**

124. The venue will permit entry of the paying general public only up until 04.30am. Non-paying guests such as VIP's guest list and industry staff will be permitted subject to the usual rights to reserve admission until 06.00am.

126. Changing the music to a relaxed mood, only where the theme is generally loud or high impact dance music.

127. Occasional public address or overt advertisement encouraging the sale of soft drinks and water.

128. Promote transport options (by advertising taxi numbers and having signs which allow the public to book taxis at reception), agree protocols and call priorities with local taxi firms and ensure transport options are suitably advertised at the venue and staff are aware.

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

Please tick as appropriate

- 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 not enclosed the premises licence or relevant part of premises licence.

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 and e) (please read guidance note 9)

The style and operation of the premises will not change and the conditions attached to the current premises licence will continue to be adhered to.

The capacity of the premises will not change. The conditions on the premises licence referring to capacity are not to be altered. There will be increased and improved facilities with no increase in capacity.

b) The prevention of crime and disorder

Please see a) above.

c) Public safety

Please see a) above.

d) The prevention of public nuisance

Please see a) above.

e) The protection of children from harm

Please see a) above.

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- 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	12 August 2016
Capacity	Woods Whur 2014 Limited - Solicitors for the applicant