

Report of the Head of Elections, Licensing and Registration

Report to the Licensing Sub Committee

Date: 24th January 2017

Subject: Application for the grant of a premises licence for New Moorside Club, Holborn Approach, Woodhouse, Leeds, LS6 2PW

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Hyde Park & Woodhouse		
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
Appendix number:		

Summary of main issues

This is an application for the grant of a premises licence, made by Mr Parvinder Bhadal, Mr Ravinder Bhadal, for New Moorside Club, Holborn Approach, Woodhouse, Leeds, LS6 2PW.

Responsible authorities and Ward Members have been notified of this application.

The application has attracted representations from a responsible authority.

1 Purpose of this report

- 1.1 To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a new premises licence in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of representations.

2 History of the premises

This is the first application for a premises licence for these premises, although they currently have the benefit of a Club Premises Certificate.

The hours of operation for the Club Premises Certificate, mirror the hours applied for on the premises licence, which can be found in 3.3, detailed below.

- 2.1 This premises licence application follows on from a number of visits to the premises by Leeds City Council's Enforcement Officers (some of the visits in company with WYP Licensing), after both noise and beyond permitted hours complaints were received. Whilst there was no decisive evidence to back up the complaints, it became apparent after time that the members of the club had put the day to day control and financial affairs of the club into Mr Bhadal's hands.

A pragmatic approach to the situation was taken in that until a premises licence is granted, then the club being allowed to trade under a club premises certificate is of benefit to the members.

3 The application

- 3.1 The applicant's name is Mr Parvinder Bhadal, Mr Ravinder Bhadal, .
- 3.2 The proposed designated premises supervisor is Mr Parvinder Singh Bhadal
- 3.3 In summary the application is for:

Plays, indoor sporting events and performance of dance

Every day 11:00 until 23:00

Films

Monday to Thursday 11:00 until 00:30

Friday to Sunday 11:00 until 01:30

Boxing or wrestling

Every day 11:00 until 22:00

Live music and recorded music

Monday to Thursday 11:00 until 01:00

Friday to Sunday 11:00 until 02:00

Late night refreshment

Monday to Thursday 23:00 until 00:30

Friday to Sunday 23:00 until 01:30

Sale of alcohol

Every day 10:00 until 01:30

Non standard timings

Live music, recorded music, performance of dance - New Years Eve extension to 01:30

Late night refreshment and sale of alcohol – New Years Eve extension to 02:00.

3.4 Outdoor exhibition of film to be restricted to 22.30 hrs.

Outdoor live music and performance of dance, restricted to 20:00 hours during summer months only.

4 The operating schedule

4.1 The applicant proposes to promote the licensing objectives by taking the steps identified in the operating schedule which is attached at Appendix A.

5 Location

5.1 A map which identifies the location of the premises is attached at Appendix B.

6 Representations

6.1 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious.

Representations from Responsible Authorities

6.2 Representations have been received from The Environmental Protection Team in their capacity as a responsible authority which may be found at Appendix C.

Other representations

6.3 There are no other representations.

7 Licensing hours

- 7.1 Members are directed to paragraphs 6.8 to 6.15 of the Statement of Licensing Policy which states the criteria that will be applied to any decision for new applications or variations which include extending hours.
- 7.2 In brief the Policy states at 6.14 that restrictions may be made to the proposed hours of use where, after receiving relevant representations, the council considers it appropriate for the promotion of the licensing objectives to do so.
- 7.3 The council will take into account the existing pattern of licensed premises in an area when considering what is appropriate to promote the objectives. Applications which are significantly out of character for a locality will need to demonstrate that granting the hours sought will not impact on the licensing objectives, given the potential for neighbouring premises to seek the same additional hours to prevent rivals gaining a commercial advantage.
- 7.4 A list of premises in the local area and their licensed hours and activities is provided at Appendix D.

8 Equality and diversity implications

- 8.1 At the time of writing this report there were no implications for equality and diversity. Any decision taken by the licensing subcommittee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

9 Options available to Members

- 9.1 The licensing subcommittee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:
- Grant the application as requested.
 - Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
 - Exclude any licensable activities to which the application relates.
 - Refuse to specify the said person as the designated premises supervisor.
 - Reject the whole or part of the application.
- 9.2 Members of the licensing subcommittee are asked to note that they may not reject the whole or part of the application merely because they consider it desirable to do so. It must be appropriate in order to promote the licensing objectives.

10 Background papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Statement of Licensing Policy