



**Licensing and Registration**

Civic Hall  
Leeds LS1 1UR

**Private & Confidential**

Mr Mahboob Hussain  
c/o Mr K Singh  
KMS Consultants and Associates Ltd

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Your ref:

11<sup>th</sup> April 2017

Dear Mr Husain

**Café/Restaurant, 5 Briggate, Leeds LS1 4AF**  
**Application for a grant of a premises licence under the Licensing Act 2003**  
**Licensing Authority Letter of Representation**

Thank you for submitting your application for the above premises.

The area in which the subject premises is located is within a cumulative impact area. It is the council's policy, on receipt of relevant representations, to refuse new and variation applications in this area for alcohol led premises such as bars, pubs and nightclubs and for premises seeking late night refreshment such as takeaways and late opening restaurants, unless the applicant can demonstrate that their application would not impact on the cumulative effect of such licensed premises in the area.

Specifically your application falls within the red area of the City Centre CIP. As stated at 7.20 of the Statement of Licensing Policy 2014 to 2018 the council will seek to refuse all applications in these red areas on the basis that the impact on the licensing objectives are at such a level that the area cannot support any more premises opening or extending their operation no matter how impressive the concept or application is.

I refer you to 7.51 to 7.53 of the Policy which describes how, when considering the presumption against grant in a CIP area, the council will need to be satisfied that the grant of this licence will not impact on the cumulative impact of existing licensed premises in the area. The council will only grant applications in the red zone in exceptional cases. It will be for you to advise the council how your application would be an exceptional case.

I note that the application is for late night refreshment to 4am, 6 days a week and 2am on Sunday.

You provide very few measures in Section M of the application that address the issues operating a late night establishment in this area may experience.

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INVESTOR IN PEOPLE

Late night refreshment applications are considered within scope of the CIP as they add to the cumulative impact of licensed premises in the area. Instead of dispersing away from the area, late night takeaways hold people in areas where there is already an accumulation of people. This area already suffers from an accumulation of people, most of whom are in drink, and who already have a significantly negative impact on the licensing objectives. Providing a takeaway in this location would not reduce the cumulative impact of licensed premises in the area but increase it.

Bearing in mind the severity of the problems being experienced in the area with this area suffering from the highest levels of violent crime and disorder incidences in the city centre, with an increase in the last 12 months of over 17% in this area, the Licensing Authority is of the opinion that your application contains insufficient information about how your proposed business would not add to the impact already being experienced in the area.

In addition the quality of this application is very poor. It does not demonstrate that you have an understanding of the issues being experienced in the area or indeed the issues related with the operation of a late night refreshment business in a busy city centre.

You have made no effort to contact the Licensing Authority to discuss the measures you might need prior to submitting your application, as recommended in the Statement of Licensing Policy, and only provided an amended operating schedule after being prompted to by the licensing officer because your initial operating schedule offered measures that made little sense.

The licensing authority requires good quality applications for any part of the city centre, as per the Statement of Licensing Policy (paragraphs 7.20 to 7.22), and to assist prospective applicants the licensing authority provides a cumulative impact assessment and a risk assessment proforma to guide them in proposing measures that mitigate against the issues being experienced in the area. This application does not include any such measures or even demonstrate that you have read the policy, the risk assessment proforma or the cumulative impact assessment for the city centre.

Therefore the licensing authority submits a formal representation against your application on the grounds of the prevention of crime and disorder and will strongly recommend to the licensing sub-committee that this application is refused.

Should you have any questions, please contact us.

Yours faithfully



Susan Holden  
Principal Licensing Officer  
Entertainment Licensing