



Report of the Assistant Chief Executive (Corporate Governance)

Report to the Licensing Sub Committee

Date: 1st December 2008

Subject: Application for the Grant of a Premises Licence for Sainsbury's Supermarkets Ltd, Bondgate, Otley, Leeds LS21 3AB

Electoral Wards Affected:

Otley & Yeadon

Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

Executive Summary

This report informs members of an application for the grant of a Premises Licence for premises situated at Bondgate Otley, Leeds LS21 3AB trading as Sainsbury's Supermarkets Ltd.

The responsible authorities are served with copies of the application by the applicant and Ward Members have been notified of the application.

1.0 Purpose of this Report

To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a Premises Licence in respect of Sainsbury's Supermarkets Ltd, Bondgate, Otley, Leeds LS21 3AB.

The Licensing Sub-Committee is required to consider this application due to the receipt of representations.

2.0 History of Premises

2.1 This is the first application for a Premises Licence for these premises.

3.0 The Application

3.1 The applicants are Sainsbury's Supermarkets Ltd, 33 Holborn, London, EC1N 2HT.

3.2 The location and the proximity to neighboring premises can be seen on the map provided, Members attention is drawn to Appendix "A".

3.3 A copy of the application and operating schedule are attached as Appendix “ B “ to this report. For the assistance of members, the Operating Schedule shows:

i) Proposed licensable activities

- L Late Night Refreshment
- M Supply of Alcohol

ii) Proposed hours of licensable activities

- L Late Night Refreshment
Every Day 23:00 to Midnight
- M Supply of Alcohol
Every day 06:00 to Midnight – for consumption off the premises

iii) Steps to promote licensing objectives

The applicant proposes to take the steps to promote the licensing objectives identified in section “P” of the application form

iv) Proposed times when the premises is open to the public

The premises propose to open to the public between the following hours:

Every Day 00:01 to 00:00 (24 hours a day)

v) Proposed Designated Premises Supervisor

Joanne Surguy intends to be the Designated Premises Supervisor

4.0 Relevant Representations

4.1 Under the Act representations can be received from responsible authorities or interested parties. Representations must be relevant and, in the case of an interested party, must not be frivolous or vexatious.

4.2 Responsible authorities have made the following representations:-

i) West Yorkshire Police have made the following representation:

Members are invited to consider Appendix “ C “ to this report

ii) Leeds City Council Environmental Protection Team have made the following representation:

Members are invited to consider Appendix “ D “ to this report

4.3 Interested Parties have made the following representations:

i) Local Residents

Members are invited to consider Appendix “ E “ to this report.

5.0 Matters Relevant to the Application

5.1 Members of the Licensing sub committee must make decisions with a view to promoting the licensing objectives which are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

5.2 In making of their decision Members are obliged to have regard to the national Guidance and the Council’s Licensing Policy. Members will be aware they must also have regard to the relevant representations made and evidence they hear.

6.0 Options Available to Members

6.1 The licensing sub-committee must take such of the following steps as it considers necessary 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 whole or part of the application

6.2 Members of the Licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

Background Papers

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