

**Report of the Head of Licensing and Registration**

**Report to the Licensing Sub Committee**

**Date: Monday 23rd April 2012**

**Subject: Application for the grant of a premises licence for Jills Stores, 37 Hough Lane, Bramley, Leeds, LS13 3PS**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): <b>Bramley &amp; Stanningley</b>		
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 for Jills Stores, 37 Hough Lane, Bramley, Leeds, LS13 3PS

The application is for the sale by retail of alcohol for consumption off the Premise as detailed in 3.3 of this report.

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

The application has attracted representations from interested parties.

**1.0 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 premises licence in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of representations.

## **2.0 History of Premises**

This is the first application for a Premise licence. The premise currently operates as a convenience store and adjoins a takeaway sandwich shop which is owned by the applicant.

## **3.0 The Application**

3.1 The applicant is Mr Philip Whiteley

3.2 The application form may be found at **Appendix A** to this report.

3.3 In summary the application is for

### **Sale by retail of alcohol for consumption off the premise:**

Everyday 08:00 – 21:00

### **Times when the Premise will be open to the public:**

Everyday 08:00 – 21:00

### **Non Standard timings:**

No non-standard timings for Bank Holidays or special occasions are proposed

## **4.0 Other matters relevant to the application**

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

## **5.0 Steps to promote the Licensing Objectives**

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

## **6.0 Proposed Designated Premises Supervisor**

6.1 Mr Dean Webster intends to be the Designated Premises Supervisor.

## **7.0 Location**

7.1 A map which identifies the location of this premise is attached at **Appendix B**.

## **8.0 Representations**

8.1 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.

### **8.2 Representations from Responsible Authorities**

Representations have been received from:

- West Yorkshire Police in their capacity as a Responsible Authority

8.2.1 Any representations submitted may be agreed prior to a hearing. In this instance the operating schedule has been amended to include measures agreed with West Yorkshire Police. A copy of which may be found at **Appendix C**.

### **8.3 Representations from Interested parties**

The application has attracted representations from interested parties.

The Licensing Section is in receipt of six individual letters of objection. The main concern is the nuisance currently experienced by local residents of traffic pulling up outside, leaving car engines running, and the smell from the current extraction fans. The residents currently suffer from problems arising from litter discarded around their properties and are concerned that this would only escalate.

There is a concern with regards to the incitement of under age drinking and the possibility of vandalism and drunken behaviour.

Copies of the representations will be available at the hearing for Members consideration.

## **9.0 Options Available to Members**

9.1 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.
- 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 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.

## **10.0 Background Papers**

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy
- Representations received from Interested Parties