

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: Monday 8th May 2012

Subject: Application to vary a premises licence held by Bal News 434 Dewsbury Road, Hunslet, Leeds, LS11 7LJ

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Beeston and Holbeck		
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 to vary a premises licence held by Bal News 434 Dewsbury Road, Hunslet, Leeds, LS11 7LJ

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

The application has attracted representations from interested parties and responsible authorities.

In brief the application is to vary the timings for the opening hours of the premises and the sale of alcohol for consumption off the premises for 24 hours every day.

1.0 Purpose of this Report

- 1.1 To advise Members of an application made under section 34 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

- 2.1 An application for the conversion of a former licence into a premises licence was submitted in July 2005 under the Licensing Act 2003. No objections were received and the application was granted as applied for.
- 2.2 A copy of the existing licence is attached at Appendix A

3.0 The Application

- 3.1 The applicant is Unique Trade Ltd,
- 3.2 The application form may be found at Appendix B to this report.
- 3.3 In summary the application is to vary the timings for the opening hours of the premises and the sale of alcohol for consumption off the premises for 24 hours every day.

4.0 Other matters relevant to the application

- 4.1 Equality and Diversity / Cohesion and Integration
- 4.2 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 application proposed to take specific steps to promote the licensing objectives identified in section "P" of the application form. I attach a copy of the Pro Forma Risk Assessment for your guidance to identify the measures proposed, a copy of which may be found at Appendix C.

6.0 Location

- 6.1 A map which identifies the location of this premise is attached at Appendix D.

7.0 Representations

- 7.1 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.

7.2 Representations from Responsible Authorities

7.2.1 Representations have been received from West Yorkshire Police in their capacity as a responsible authority.

7.2.2 The representation made by West Yorkshire Police remains as a matter for members consideration. A copy of the same may be found at Appendix E.

7.3 Representations from Interested parties

7.3.1 The application has attracted one representation from interested parties.

7.3.2 The grounds of the representation are that should the application be granted, there is a likelihood that there shall be an increase in the number of empty bottles and cans in the area. Further concerns are that the premises could become a local meeting point during unsociable hours.

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

8.0 **Options Available to Members**

8.1 The Licensing sub-committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:

- Grant the variation as requested.
- Grant the variation whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Reject the whole or part of the application.

8.2 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.

9.0 **Background Papers**

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