

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 14th May 2012

Subject: Application to vary a premises licence held by Afrolatino Restaurant 142 Roundhay Road, Leeds, LS8 5NA

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):	Gipton & Harehills	
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 Afrolatino Restaurant 142 Roundhay Road, Leeds, LS8 5NA

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

The application is to add activities and increase the existing hours of operation as detailed at 3.3 of this report

The application has attracted a representation from a responsible authority.

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 The premises has the benefit of a premises licence granted in 2005. The licence was converted from a Justices Licence. No representations to the application were received and the licence was duly granted.

2.2 The premises is currently licenced for the following:

Performance of dance

Performance of recorded Music

Provision of facilities for making music

Sale of alcohol

Monday to Thursday 11:00 – 00:00

Friday and Saturday 11:00 – 01:00

Sunday 12:00 – 00:00

2.3 A copy of the existing licence is attached at Appendix **A**

3.0 The Application

3.1 The applicant is Mr Robert Sam Miezi,

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

3.3 In summary the application is for:-

Live music

Recorded music

Performance of dance

Anything of a similar description

Provision of facilities for making music

Provision of facilities for dancing

Provision of facilities for entertainment of a similar description

Monday to Saturday 11:00 to 05:00

Sunday 12:00 to 05:00

Provision of Late Night Refreshment

Every Day 23:00 to 05:00

Non- standard timings

One further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday of every Bank Holiday weekend including a further additional hour for Christmas Eve and New Years Eve

Other matters relevant to the application

3.4 The applicant has held 5 Temporary Events in 2012. The events ran from 01:00 to 06:30 on each occasion. We have no records of these events causing any issues.

3.5 Equality and Diversity / Cohesion and Integration

3.6 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.

4.0 Steps to promote the Licensing Objectives

4.1 The applicant proposes to take specific steps to promote the licensing objectives identified in section "P" of the application form.

5.0 Location

5.1 A map which identifies the location of this premise is attached at Appendix C.

6.0 Representations

6.1 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.

6.2 Representations from Responsible Authorities

6.2.1 There has been a representation from Environmental Noise Protection Team Members attention is drawn to Appendix D

6.3 Representations from Interested parties

6.3.1 There are no representations from interested parties.

7.0 Options Available to Members

7.1 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.
- Exclude any licensable activities to which the application relates.
- Reject the whole or part of the application.

7.2 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.

8.0 Background Papers

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