

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 21st May 2012

Subject: Application for the grant of a premises licence for Friends Of Ham 4 New Station Street, Leeds, LS1 5DL

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):	City & Hunslet	
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 Friends Of Ham 4 New Station Street, Leeds, LS1 5DL.

The application is for the sale by retail of alcohol, late night refreshment and recorded music. Full details of the activities and hours applied for can be seen at 3.3 of this report.

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

The application has attracted representations from responsible authorities.

The premises are located within an area covered by a Cumulative Impact Policy.

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

- 2.1 These premises are currently licensed under the Licensing Act 2003, after successfully converting the Justices Licence in August 2005. The premises were originally known as Wokon Noodle Bar and now called Friends of Ham. The current activities and hours are as follows:

Sale by retail of alcohol

Monday to Saturday 11:00am to 00:00 midnight

Sunday 12 midday to 23:30

Recorded music

Everyday 00:00 to 23:59

Should the new premises licence application be granted, then the intention is to surrender the current premises licence.

3.0 The Application

- 3.1 The applicant is Friends Of Ham Limited
- 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 on and off the premises

Recorded music

11:00 until 00:00 Monday to Saturday

12:00 until 23:30 Sunday

Late night refreshment

23:00 until 00:30 Monday to Saturday

23:00 until 00:00 Sunday

Times when the premises will be open to the public:

11:00 until 00:30 Monday to Saturday

12:00 until 00:00 Sunday

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 Ms Claire Margaret Kitching 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 Cumulative Impact Policy

8.1 The premises are located within the Cumulative Impact Area 1.

8.2 Cumulative Impact means the potential impact on the promotion of the licensing objectives, here there are a significant number of licensed premises concentrated in one area.

8.3 An applicant wishing to obtain a new licence for premises falling within any of the cumulative impact areas must identify through the risk assessment process and/or operating schedule, the steps that they intend to take so that the council and responsible authorities can be satisfied with that granting of a new licence will not add to the impact already being experienced.

8.4 Details of the Cumulative Impact Policy specific to Area 1 and an outline of the evidence behind the reason for setting this Policy is attached at Appendix C.

9.0 Representations

9.1 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.

9.2 Representations from Responsible Authorities

9.2.1 Representations have been received from West Yorkshire Police and Environmental Protection Team in their capacity as a responsible authority.

9.2.2 The representation submitted by West Yorkshire Police remains as a matter for Members consideration. A copy of the same may be found at Appendix D.

9.2.3 The representation submitted by Environmental Protection Team remains as a matter for Members consideration. A copy of the same may be found at Appendix E.

9.3 Representations from Interested parties

9.3.1 There are no representations from interested parties.

10.0 Options Available to Members

10.1 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 the whole or part of the application.

10.2 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.

11.0 Background Papers

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