

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 6th June 2012

Subject: Application for the grant of a premises licence for Chao Phraya Blayds Court, 20 Swinegate, Leeds, LS1 4AG

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 Chao Phraya Blayds Court, 20 Swinegate, Leeds, LS1 4AG.

The application is for the sale by retail of alcohol, late night refreshment and regulated entertainment. 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 a representation from West Yorkshire Police in their capacity as a 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 The premises currently has the benefit of a premises licence however, a new application has been sought rather than a variation as the premises has acquired the ground floor and an external seating area of the premises and thus a new application was necessary.
- 2.2 The hours and licensable activities applied for mirror the existing premises licence in force.

3.0 The Application

- 3.1 The applicant is Chao Phraya Limited,
- 3.2 The application form may be found at Appendix A to this report.
- 3.3 In summary the application is for;
 - Live Music
 - Recorded Music
 - Performance of Dance
 - Sale by retail of alcohol for consumption on and off the premises

Every Day 11:00 – 01:00

- Late Night Refreshment

Every Day 23:00 – 01:00

- Times when the premises will be open to the public:

Every Day 11:00 – 01:30

Non Standard Timings;

On the days/dates listed the additional hours (these being in addition to those listed above) are to be permitted for the licensable activity:- 31 December, New Years Eve 1 hour; 1 January; New Years Day 1 hour; Easter Sunday 1 hour; Easter Monday 1 hour; May Day Bank Holiday ; Sunday prior to Bank Holiday Monday 1 hour; May Day Bank Holiday Monday 1 hour; Spring Bank Holiday: Sunday prior to Spring Bank Holiday Monday 1 hour; Spring Bank Holiday Monday 1 hour; Summer (August) Bank Holiday; Sunday prior to Bank Holiday Monday 1 hour; Summer (August) Bank Holiday Monday 1 hour; Christmas Eve 1 hour.

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 proposed to take specific steps to promote the licensing objectives identified in section "P of the application form.

5.2 Proposed Designated Premises Supervisor

5.3 Rachel Mayes is the proposed Designated Premises Supervisor.

6.0 Location

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

7.0 Cumulative Impact Policy

7.1 The premises are located within the Cumulative Impact Leeds City Centre area.

7.2 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.

7.3 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 grant of a new licence will not add to the impact already being experienced.

7.4 Details of the Cumulative Impact Policy specific to Leeds City Centre and an outline of the evidence behind the reason for setting this Policy is attached at Appendix C.

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

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

8.3 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.

8.4 Representations from Interested parties

8.4.1 There are no representations from interested parties.

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.
- Exclude any licensable activities to which the application relates.
- 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