

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 16th July 2012

**Subject: Application for the grant of a premises licence for Tippetreat Ltd 26
Brookside, Collingham, Wetherby, LS22 5AN**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):	Harewood	
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 Tippetreat Ltd 26 Brookside, Collingham, Wetherby, LS22 5AN

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

The application has received representation from a responsible authority and other persons

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 This is the first application for a premises licence

3.0 The Application

- 3.1 The applicant is Tippetreat Ltd,
- 3.2 The application form may be found at Appendix **A** to this report.
- 3.3 In summary the application is for
Sale of alcohol
Every Day 08:00 to 18:00

4.0 Other matters relevant to the application

- 4.1 It is not proposed to permit the general public to enter the premises to purchase goods. The primary operation of the business is the sale of gifts, including fine wines and champagnes but not limited to Internet sales, mail order and telephone sales.
- 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 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 Adam Franks 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 other persons. Representations must be relevant and, in the case of an other persons must not be frivolous or vexatious.

8.2 Representations from Responsible Authorities

8.2.1 There has been representation from Noise Protection Team in their capacity as a responsible authority.

8.2.2 The representation submitted by the Noise Protection Team remains a matter for Members consideration. A copy of the same may be found at Appendix C

8.3 Representations from other persons

8.3.1 There has been representation from other persons on the grounds of crime and disorder, public nuisance due to deliveries and public safety to residents in the cul-de-sac.

8.3.2 The Licensing Section is in receipt of a letter from a local resident. We have received other representations but they wished to remain anonymous and so could not be taken into account.

8.3.3 Copy of the representation 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 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
- Representation from other persons