

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: Monday 16th July 2012

Subject: Application for the grant of a premises licence for Sainsbury's Supermarkets Ltd 6 Brewery Place, Leeds, LS10 1NE

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 Sainsbury's Supermarkets Ltd 6 Brewery Place, Leeds, LS10 1NE

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

The application has attracted representations from other persons.

Please refer to section 3.3 of the report for licensable activities and timings.

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 made by Sainsburys.

2.2 The premises previously had the benefit of a premises licence, known as 'Café Guru' and traded as a restaurant/bar. The licence was surrendered due to the applicant 'Café Guru Brewery Wharf Ltd' dissolving on March 13th 2012, a licence transfer was not received within the notice period and subsequently the licence lapsed.

3.0 The Application

3.1 The applicant is Sainsbury's Supermarkets 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 for consumption off the premises:
Every Day 07:00 – 23:00
- Times when the premises will be open to the public:
Every Day 00:00 – 23:59

4.0 Other matters relevant to the application

4.1 Members are to note that the applicant originally applied for alcohol sales from 06:00 hours to 00:00 hours however, they reduced their hours to the hours specified at 3.3 to comply with a request from Environmental Health.

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.

5.2 Proposed Designated Premises Supervisor

Joanne Surguy intends to be the Designated Premises Supervisor.

6.0 Location

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

7.0 Representations

7.1 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of other persons, 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, in this instance the operating schedule has been amended to include measures agreed with West Yorkshire Police. A copy of which may be found at Appendix C.

7.3 Other representations

7.3.1 The application has attracted a representation from other persons.

7.3.2 The representation is on the grounds that the application may contribute towards *persons consuming copious amounts of alcohol at cheap prices resulting in crime, disorder and public nuisance in Brewery Place*. The representation does not oppose the application in its entirety however, asks the committee to consider the opening times, licensable activities and control measures that could be imposed to regulate the premises.

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 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 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 other persons