

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: Monday 23rd July 2012

Subject: Application to vary a premises licence for Off Licence 343 Harehills Lane, Harehills, Leeds, LS9 6AX

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 for Off Licence, 343 Harehills Lane, Harehills, Leeds, LS9 6AX. The application is for the sale by retail of alcohol everyday between the hours of 00:00 to 23:59 as detailed in 4.3. Responsible authorities and ward members have been notified of this application. The application has attracted representations from responsible authorities .

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") to vary 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 An application for the grant of a premises licence was received on the 30th August 2011. This application attracted representations from members of the public. Subsequently, the application went to a hearing on the 24th October 2011 were the application was granted for the following activities and days:

Sale by retail of alcohol and opening hours

Everyday 06:00 - 23:00

3.0 Location

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

3.2 A copy of the existing licence is attached at Appendix B

4.0 The Application

4.1 The applicant is Mr Sardar Amjad Yousaf.

4.2 The application form may be found at Appendix C to this report.

4.3 In summary the application is for:

Sale by retail of alcohol for consumption off the premises :

Everyday 00:00 until 23:59

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

Everyday 00:00 until 23:59

5.0 Other matters relevant to the application

5.1 Equality and Diversity / Cohesion and Integration

5.2 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.

6.0 Steps to promote the Licensing Objectives

6.1 The applicant proposes to take specific steps to promote the licensing objectives identified in the Pro-forma Risk Assessment; a copy of which may be found at Appendix D

7.0 Proposed Designated Premises Supervisor

7.1 Mr Sardar Amjad Yousaf

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 Representations have been received from West Yorkshire Police and Environmental Protection Team

8.2.2 The representation submitted by West Yorkshire Police is a full objection. A copy can be found at Appendix E

8.2.3 The representation submitted by Environmental Protection Team is a full objection. A copy can be found at Appendix F

8.3 Representations from other persons

8.3.1 There are no representations from other persons

9.0 **Options Available to Members**

9.1 The Licensing sub-committee must take such of the following steps as it considers appropriate 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.
- 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 appropriate in order to promote the licensing objectives.

10.0 **Background Papers**

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