

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 6th August 2012

**Subject: Application for the Grant of a Premises Licence for Aga Shop 29A
Harehills Road, Harehills, Leeds, LS8 5HR**

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 checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:10.4 (7) This appendix is regarded as exempt under the provisions of Paragraph 14 of the Licensing Act 2003 (Hearings Regulations 2005)		
Appendix number: D		

Summary of main issues

This is an application for the grant of a premises licence for Aga Shop 29A Harehills Road, Harehills, Leeds, LS8 5HR

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

The application has attracted representations from other persons and responsible authorities.

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.

3.0 The Application

- 3.1 The applicant is Ms Asnieszka Nowak,
- 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 00:00 to 23:59 (24 Hours)

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 the Pro-forma Risk Assessment; a copy of which may be found at Appendix **A**
- 5.2 Proposed Designated Premises Supervisor
- 5.3 Agnieszka Nowak 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 another person, must not be frivolous or vexatious.

7.2 Representations from Responsible Authorities

7.3 There has been representations from responsible authorities.

7.4 Representation has been received from West Yorkshire Police. Members attention is drawn Appendix **C**.

7.5 West Yorkshire Police have submitted supplementary evidence in support of their representation which is exempt. This information is attached at Appendix **D** for Members attention only.

7.6 Representation was received from the Noise Protection Team. Members attention is drawn to Appendix **E**

7.7 Other representations

7.7.1 The application has attracted representations from other persons.

7.7.2 The Licensing Department has received 2 relevant representations from other persons on the grounds of crime and disorder, noise nuisance and the potential anti-social behaviour that a 24 hour Off Licence may cause.

7.7.3 The Licensing Department has also received communication from a Ward Member supporting one of the representations made attached at Appendix **F**

7.7.4 Copies of the representations will be available at the hearing for Members The Licensing sub-committee must take such of the following steps as it considers appropriate 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.

7.8 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.

8.0 Background Papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy
- Representations received from other persons