

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 20th August 2012

Subject: Application for the grant of a premises licence for Project Oast Unit 2.42, 67 Boar Lane, Leeds, LS1 6HW

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 Project Oast Unit 2.42, 67 Boar Lane, Leeds, LS1 6HW

The application is for the Sale of Alcohol, Live Music, Recorded Music, Provision of Facilities for Making Music and Late Night Refreshment. Full details of the activities and hours applied for may be seen at 3.3 of this report.

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

The application has attracted representations from 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 This is the first application for the grant of a Premises Licence relating to these premises.

The premises are currently being built within the Leeds Trinity Quarter development which is due to open to the public in the Spring of 2013.

3.0 The Application

- 3.1 The applicant is New World Pub Company (Leeds) Limited,
- 3.2 The application form may be found at Appendix A to this report.

3.3 In summary the application is for :-

The Sale of Alcohol, Live Music, Recorded Music, Provision of Facilities for Making Music:-

Every day 10:00 to 02:00

Late Night Refreshment:-

Every Day 23:00 to 02:30

Times when the premises will be open to the public

Every Day 08:00 to 02:30

Non Standard Timings and Seasonal Variations

The Sale of Alcohol, Live Music, Recorded Music, Provision of Facilities for Making Music:-

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

An extra hour on the day British Summertime begins.

Late Night Refreshment:-

Between 11:00pm and 05:00am on New Year's Eve into New Year's Day

An extra hour on the day British Summertime begins.

4.0 Other matters relevant to the application

- 4.1 It is proposed that the regulated entertainment, live Music and Recorded Music takes place both within the premises and also the external seating area.
- 4.2 The applicants also propose that after 23:00 door and windows at the premises are to remain closed whilst any form of regulated entertainment is taking place, save for access and egress in order to comply with the licensing objective of the Prevention of Public Nuisance
- 4.3 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 as identified on the operating schedules referred to in Section "P".

6.0 Proposed Designated Premises Supervisor.

- 6.1 David Alan Mansbridge 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 Cumulative Impact Policy.

- 8.1 The premises are located within the Cumulative Impact Area 1.
- 8.2 Cumulative impact means the potential impact on the promotion of the licensing objectives where there are a significant number of licensed premises concentrated in one area.
- 8.3 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 the responsible authorities can be satisfied that the granting of a new licence will not add to the impact already being experienced.
- 8.4 Details of the Cumulative Impact Policy specific to Area 1 and an outline of the evidence behind the reason for setting this Policy is attached at Appendix C.

9.0 Representations

9.1 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.

9.2 Representations from Responsible Authorities

9.2.1 Representations have been received from West Yorkshire Police, Leeds City Council Environmental Health and Safety Services and Leeds City Council Environmental Protection Team in their capacities as Responsible Authorities.

9.2.2 Any Representation submitted may be agreed prior to a hearing. In this instance the operating schedule has been amended to include measures agreed with West Yorkshire Police and Leeds City Council Health and Safety Services

9.2.3 A copy of the West Yorkshire Police representation and the measures agreed is attached at Appendix D.

9.2.4 A copy of Leeds City Council Health and Safety Services representation and the measures agreed is attached at Appendix E

9.2.5 The representation submitted by Leeds City Council Environmental Protection Team remains as a matter for Members consideration. A copy of the same may be found at Appendix F

9.3 Other representations

9.3.1 There are no other representations.

10.0 **Options Available to Members**

10.1 The Licensing sub-committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Grant the 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.
- Refuse to specify the said person as the Designated Premises Supervisor.
- Reject the whole or part of the application.

10.2 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.

11.0 **Background Papers**

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