

Glover, Barry

From: Arkle, Catherine <catherine.arkle@westyorkshire.pnn.police.uk>
Sent: 03 August 2012 10:20
To: Entertainment Licensing
Cc: 'Anthony Lyons'; 'Stephanie Burke'; Patterson, Bob;
jeremyroberts@livingventures.com
Subject: PROJECT OAST [NOT PROTECTIVELY MARKED]
Attachments: SK205312080309230.pdf

Entertainment Licensing

Please note the attached 'Part 2' signed by the applicants's solicitor. This is an agreement to the suggested measures by WYP with 2 slight amendments - I have underlined the agreed words to be added.

The fourth bullet point from the bottom should read:

- Drinks, open bottles and glasses will not be taken from the curtilage of the premises at any time. Empty bottles and glasses will be collected regularly and promptly. Glass and other sharp objects will be stored and disposed of safely using suitable receptacles. Receptacles will be secured and not accessible to the customers.

The last bullet point should read:

- The layout of the premises will be substantially as depicted on the plan submitted in support of the application for the new premises licence. This includes the seating depicted thereon, and any application to vary the layout will be subject to prior consultation with West Yorkshire Police.

All other measures are agreed as worded in my letter dated 30th July 2012.

Subject to the agreed measures being incorporated into the operating schedule of the new licence, should it be granted, I can confirm that West Yorkshire Police withdraw their objection.

Yours faithfully

PC Cath Arkle

PC 5548 Catherine Arkle
Divisional Licensing Officer
City & Holbeck
x53072
0113 2413072

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PART 2 – to be completed by the applicant or applicant's representative:

Consent for all proposed control measures / conditions under the Licensing Act 2003.

Name & Address of Premises:

PROJECT OAST
UNIT 2.42
TRINITY
67, BOAR LANE
LEEDS
LS1 6HW

~~I/We~~ KUITS STEINART LEU4 LLP.....

confirm that ~~I am~~ / we are ~~the applicant~~ the applicants representative (delete as appropriate) for the premises as stated above.

In signing this document:-

- ~~I/~~we agree with the measures proposed by West Yorkshire Police,
- ~~I/~~we provide our consent for the Licensing Authority to incorporate the said measures into the operating schedule for the stated premises as conditions, and furthermore,
- ~~I/~~we confirm the premises will then operate in accordance with those conditions agreed to.

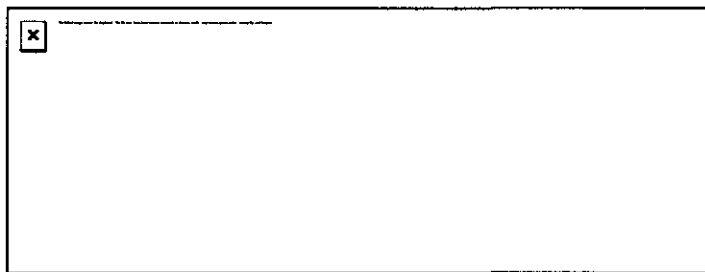
Signed:


Kuits

Dated: 1st AUGUST 2012.

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Leeds District Licensing Department

Licensing Department

Millgarth Police Station
Millgarth Street
Leeds
LS2 7HX

Tel: 0113-2413072

Fax: 0113-2413123

Email:

catherine.arkle@westyorkshire.pnn.police.uk

Website:

Your ref:

Our ref:

30th July 2012

**Kuit Steinart Levy LLP
3, St.Mary's Parsonage
Manchester
M3 2RD**

cc. Entertainment Licensing Section, Leeds City Council, Civic Hall, Leeds, LS1 1UR

**RE:PROJECT OAST, UNIT 2.42, TRINITY, 67, BOAR LANE, LEEDS, LS1 6HW
NEW PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION – 'QUALIFIED' OBJECTION:**

Thank you for submitting your application for the above premises, received at the address above on 2nd July 2012.

West Yorkshire Police are of the opinion that your application contains insufficient information about how you intend to meet the licensing objectives.

We therefore confirm that we are submitting a formal representation against your application on the grounds of:-

1. the prevention of crime & disorder
2. the prevention of public nuisance, and
3. the protection of children from harm

These premises are located within the Cumulative Impact Area for Leeds City Centre. Our objection however is not based on cumulative impact due to the positive reports from a neighbouring police force in relation to the operator, the described nature of the venue (bar and restaurant) and accompanying policies and operating schedule, and the possibility of agreements being reached on measures to be incorporated in the operating schedule of the licence.

We are of the opinion that the licensing objectives could be met should you be prepared to incorporate certain identified measures within your operating schedule as conditions, in **addition** to what you may have offered in your application. Our suggested measures should only replace those offered in part A of your typed operating schedule at 1, 2, 4 and 5 and in part D at 1. We would also ask that all measures

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listed as part of the Smoking, Outside Seating Management, Dispersal and Queue Management policies form part of the operating schedule and appear on the premises licence as conditions of that licence.

Please find enclosed a document which at **Part 1** contains the suggested measures which this authority considers are proportionate and appropriate to the nature of your application. We have taken these from Leeds City Council's Pro Forma Risk Assessment document, version 6.

Should you be in agreement with the suggested measures then please signify this by completing and signing **Part 2** of the enclosed form and return the complete document to this office as soon as possible. Upon receipt of your consent at **Part 2**, it will be taken that you signify your wishes for the licensing authority to amend your operating schedule to incorporate the proposed measures as conditions.

Alternatively should you disagree with the proposed measures, then please complete **Part 3** and again return the complete document to this office as soon as possible.

PART 1 - to be completed by the Responsible Authority:

West Yorkshire Police propose the following control measures / conditions under the Licensing Act 2003 (in **addition** to those that you may have already offered), for the premises-:

**PROJECT OAST
UNIT 2.42
TRINITY
67, BOAR LANE
LEEDS
LS1 6HW**

Having considered the application under the Licensing Act 2003 for the above premises, West Yorkshire Police considers that the following measures are relevant, proportionate and necessary in order to promote the following licensing objectives-:

- the prevention of crime & disorder
- the prevention of public nuisance, and
- protection of children from harm

Measures / Additional measures proposed:

- A suitable Closed-Circuit Television (CCTV) system will be operational at the premises at all times when licensable activities are being carried out and at any other times where members of the public are present on the premises.
- The CCTV system will cover all areas of the premises occupied by the public under the terms of the licence, including corridors and stairways (excluding WCs and changing rooms).
- The CCTV system will cover the main entrance/s and exit/s and designated emergency egress routes from the premises.
- The CCTV system will cover all external areas of the premises occupied by the public, i.e. queuing areas, beer gardens, smoking areas and car parks.
- The CCTV system will contain the correct time and date stamp information.
- The CCTV system will have sufficient storage retention capacity for a minimum of 31 days' continuous footage which will be of good quality.
- A designated member / members of staff at the premises will be authorised to access the CCTV footage and be conversant with operating the CCTV system. At the request of an authorised officer of the Licensing Authority or a Responsible Authority (under the Licensing Act 2003) any CCTV footage, as requested, will be downloaded immediately or secured to prevent any overwriting. The CCTV footage material will be supplied, on request, to an authorised officer of the

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Licensing Authority or a Responsible Authority.

- The CCTV system will be adequately maintained and be capable of transporting recorded material onto a removable media.
- A Supervisor's Register will be maintained at the licensed premises, showing the names, addresses and up-to-date contact details for the DPS and all personal licence holders.
- The Supervisors Register will state the name of the person who is in overall charge of the premises at each time that licensed activities are carried out, and this information will be retained for a period of twelve months and produced for inspection on request to an authorised officer.
- The PLH/DPS will ensure that an Incident Report Register is maintained on the premises to record incidents such as anti social behaviour, admissions refusals and ejections from the premises.
- The Incident Report Register will contain consecutively numbered pages, the date time and location of the incident, details of the nature of the incident, the names and registration numbers of any door staff involved or to whom the incident was reported, the names and personal licence numbers (if any) of any other staff involved or to whom the incident was reported, the names and numbers of any police officers attending, the police incident and / or crime number, names and addresses of any witnesses and confirmation of whether there is CCTV footage of the incident.
- The Incident Report Register will be produced for inspection immediately on the request of an authorised officer.
- A policy for searching patrons at the entrance to premises will be adopted and prominently displayed on the premises.
- A suitable purpose-made receptacle for the safe retention of illegal substances will be provided and arrangements made for the safe disposal of its contents as agreed with West Yorkshire Police or British Transport Police.
- There will be a communication link via radio to other venues in the city centre. This will be the system recognised by the current Business Crime Reduction Partnership for the city, Leeds City Council and West Yorkshire Police
- Such communication link will be kept in working order at all times when licensable activities are taking place
- The communication link will be available to the Designated Premises Supervisor or other nominated supervisor and be monitored by that person at all times that licensed activities are being carried out.
- Plastic or toughened polycarbonate (or similar) glasses/bottles will be used when requested by West Yorkshire Police / British Transport Police (e.g. football match days)
- The PLH/DPS staff will ask for proof of age from any person appearing to be under the age of 21 who attempts to purchase alcohol at the premises.
- Drinks, open bottles and glasses will not be taken from the premises at any time. Empty bottles and glasses will be collected regularly and promptly. Glass and other sharp objects will be stored and disposed of safely using suitable receptacles. Receptacles will be secured and not accessible to the customers.
- The PLH/DPS will prominently display notices which inform customers that open bottles or glasses may not be taken off the premises.
- The PLH/DPS will belong to a recognised trade body or Pub Watch Scheme where one exists, whose aims include the promotion of the licensing objectives.
- The layout of the premises will be as depicted on the plan submitted in support of the application for the new premises licence. This includes the seating depicted thereon, and any application to vary the layout will be subject to prior consultation with West Yorkshire Police.

West Yorkshire Police are satisfied that the proposed measures are not adequately dealt with by other legislation.

By signing the declaration enclosed overleaf at **Part 2**, the applicant agrees to incorporate the proposed measures as conditions within the Operating Schedule for the said premises.

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Upon the satisfactory completion of the declaration, West Yorkshire Police will provide notice to the Licensing Authority that our representation is withdrawn in accordance with schedule 10(a) of the Licensing Act 2003 (Hearings) Regulations 2005.

*PC 5548 Cath Arkle
Divisional Licensing Officer
City & Holbeck*

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