

**Report of the Head of Licensing and Registration**

**Report to the Licensing Sub Committee**

**Date: 1st October 2012**

**Subject: Application for the grant of a premises licence for Melbourne Street Community Studio 18 - 20 Melbourne Street, Leeds, LS2 7PS**

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 Melbourne Street Community Studio 18 - 20 Melbourne Street, Leeds, LS2 7PS.

The applicant has applied for Plays, Films, Live music, Recorded music, Performance of dance, Provision of facilities for making music, Provision of facilities for dancing, Late night refreshment, Sale of alcohol. Full details of activities and hours can be found at 3.3 of this report.

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

The application has attracted representations from other persons and 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 a premises licence. The premises have previously had a temporary event notice.

## **3.0 The Application**

- 3.1 The applicant is Ravenpine Limited.
- 3.2 The application form may be found at Appendix A to this report.
- 3.3 In summary the application is for:

Sale by retail of alcohol on and off the premises  
08:00 until 03:30 hrs every day

Plays  
Films  
Live music  
Recorded music  
Performance of dance  
Provision of facilities for making music  
Provision of facilities for dancing  
08:00 until 04:00 hrs every day

Late night refreshment  
23:00 until 03:30 hrs every day

Non Standard Timings:  
Non-standard timings for bank holidays or special occasions are not proposed.

## **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 Proforma Risk Assessment; a copy of which may be found at Appendix B.

## **6.0 Proposed Designated Premises Supervisor**

6.1 Ms Elizabeth Mary Ainge 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 C.

## **8.0 Cumulative Impact Policy**

8.1 The premises are located within the Cumulative Impact Policy Area 1.

8.2 Cumulative impact means the potential impact on the promotion of the licensing objectives, here 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 responsible authorities can be satisfied with that 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 D.

## **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 and Environmental Protection Team in their capacity as a responsible authority.

9.2.2 The representation submitted by West Yorkshire Police remains as a matter for Members consideration. A copy of the same may be found at Appendix E.

9.2.3 The representation submitted by 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 The application has attracted representations from other persons.

9.3.2 The Licensing Section is in receipt of 13 individual letters of objection, all of which are opposed to this application on the grounds of public nuisance, (noise disturbance).

9.3.3 Copies of the representations will be available at the hearing for Members consideration.

## 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
- Representations received from other persons