

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 8th October 2012

Subject: Application for the grant of a premises licence for Munch Box 7A Crown Street, Leeds, LS2 7DA

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 Munch Box 7A Crown Street, Leeds, LS2 7DA.

The applicant has applied for Late night refreshment. 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 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 On 2nd April 2009, an application for grant of a premises licence was received in the Licensing Office. The applicant was Ali Zadalihasan and the premises were to be called Soprano's. The applicant had applied for Late night refreshment, every day from 23:00 hrs until 04:00 hrs. An objection was received from West Yorkshire Police, therefore a sub committee hearing was scheduled to consider the application. At the hearing on the 29th June 2009, the sub committee resolved to refuse the application.
- 2.2 On 13th August 2012, an application was received in the Licensing Office for grant of a premises licence.

3.0 The Application

- 3.1 The applicant is Mr Asad Al-Hariri,
- 3.2 The application form may be found at Appendix A to this report.
- 3.3 In summary the application is for

Late night refreshment
23:00 until 04:00 Monday to Saturday
23:00 until 03:00 Sunday

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 Pro-forma Risk Assessment; a copy of which may be found at Appendix B.

6.0 Location

- 6.1 A map which identifies the location of this premise is attached at Appendix C.

7.0 Cumulative Impact Policy

- 7.1 The premises are located within the Cumulative Impact Area 1.
- 7.2 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.
- 7.3 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.
- 7.4 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.

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 another person, 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 in their capacity as a responsible authority.
- 8.2.2 No representations have been agreed.
- 8.2.3 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.
- 8.3 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.

8.4 Other representations

8.4.1 There are no other representations.

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 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.
- 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