



LICENSING SUB-COMMITTEE

MEETING TO BE HELD IN CIVIC HALL, LEEDS ON
TUESDAY, 30TH MAY, 2023 AT 10.00 AM

MEMBERSHIP

Councillors

Please note the Membership of this Licensing Sub-Committee will be confirmed following the Annual Meeting of Council to be held on Wednesday 24th May.

Please do not attend the meeting in person if you have symptoms of Covid 19 and please follow current public health advice to avoid passing the virus onto other people.

**Enquiries specific to
Entertainment Licensing:**

**Matthew Nelson
Tel No: 0113 37 85337**

**Agenda compiled by:
Governance and Scrutiny
Support
Civic Hall
LEEDS LS1 1UR
Tel No: 0113 37 88657**

CONFIDENTIAL AND EXEMPT ITEMS

The reason for confidentiality or exemption is stated on the agenda and on each of the reports in terms of Access to Information Procedure Rules 9.2 or 10.4(1) to (7). The number or numbers stated in the agenda and reports correspond to the reasons for exemption / confidentiality below:

9.0 Confidential information – requirement to exclude public access

9.1 The public must be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that confidential information would be disclosed. Likewise, public access to reports, background papers, and minutes will also be excluded.

9.2 Confidential information means

- (a) information given to the Council by a Government Department on terms which forbid its public disclosure or
- (b) information the disclosure of which to the public is prohibited by or under another Act or by Court Order. Generally personal information which identifies an individual, must not be disclosed under the data protection and human rights rules.

10.0 Exempt information – discretion to exclude public access

10.1 The public may be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that exempt information would be disclosed provided:

- (a) the meeting resolves so to exclude the public, and that resolution identifies the proceedings or part of the proceedings to which it applies, and
- (b) that resolution states by reference to the descriptions in Schedule 12A to the Local Government Act 1972 (paragraph 10.4 below) the description of the exempt information giving rise to the exclusion of the public.
- (c) that resolution states, by reference to reasons given in a relevant report or otherwise, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

10.2 In these circumstances, public access to reports, background papers and minutes will also be excluded.

10.3 Where the meeting will determine any person's civil rights or obligations, or adversely affect their possessions, Article 6 of the Human Rights Act 1998 establishes a presumption that the meeting will be held in public unless a private hearing is necessary for one of the reasons specified in Article 6.

10.4 Exempt information means information falling within the following categories (subject to any condition):

- 1 Information relating to any individual
- 2 Information which is likely to reveal the identity of an individual.
- 3 Information relating to the financial or business affairs of any particular person (including the authority holding that information).
- 4 Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or officer-holders under the authority.
- 5 Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
- 6 Information which reveals that the authority proposes –
 - (a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
 - (b) to make an order or direction under any enactment
- 7 Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime

A G E N D A

Item No	Ward/Equal Opportunities	Item Not Open		Page No
1			<p style="text-align: center;"><u>PRELIMINARY PROCEDURES</u></p> <p>ELECTION OF THE CHAIR</p> <p>To seek nominations for the election for the position of Chair.</p>	
2			<p>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</p> <p>To consider any appeals in accordance with Procedure Rule 15.2 of the Access to Information Procedure Rules (in the event of an Appeal the press and public will be excluded)</p> <p>(*In accordance with Procedure Rule 15.2, written notice of an appeal must be received by the Head of Governance and Scrutiny Support at least 24 hours before the meeting)</p>	

Item No	Ward/Equal Opportunities	Item Not Open		Page No
3			<p>EXEMPT INFORMATION - POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC</p> <p>1) To highlight reports or appendices which:</p> <p>a) officers have identified as containing exempt information, and where officers consider that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, for the reasons outlined in the report.</p> <p>b) To consider whether or not to accept the officers recommendation in respect of the above information.</p> <p>c) If so, to formally pass the following resolution:-</p> <p>RESOLVED – That the press and public be excluded from the meeting during consideration of those parts of the agenda designated as containing exempt information on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press and public were present there would be disclosure to them of exempt information</p> <p>2) To note that under the Licensing Procedure rules, the press and the public will be excluded from that part of the hearing where Members will deliberate on each application as it is in the public interest to allow the Members to have a full and frank debate on the matter before them.</p>	
4			<p>LATE ITEMS</p> <p>To identify any applications as late items of business which have been admitted to the agenda for consideration</p> <p>(the special circumstances shall be identified in the minutes)</p>	

Item No	Ward/Equal Opportunities	Item Not Open		Page No
5			<p>DECLARATION OF INTERESTS</p> <p>To disclose or draw attention to any interests in accordance with Leeds City Council's 'Councillor Code of Conduct'.</p> <p><u>HEARINGS</u></p>	
6		10.4(2)	<p>APPLICATION TO VARY A PREMISES LICENCE HELD BY BUDGENS GARFORTH, 47 – 49 MAIN STREET, GARFORTH, LEEDS, LS25 1DS</p> <p>To receive and consider the attached report of the Chief Officer, Elections and Regulatory.</p> <p><u>Third Party Recording</u></p> <p>Recording of this meeting is allowed to enable those not present to see or hear the proceedings either as they take place (or later) and to enable the reporting of those proceedings. A copy of the recording protocol is available from the contacts named on the front of this agenda.</p> <p>Use of Recordings by Third Parties – code of practice</p> <ul style="list-style-type: none"> a) Any published recording should be accompanied by a statement of when and where the recording was made, the context of the discussion that took place, and a clear identification of the main speakers and their role or title. b) Those making recordings must not edit the recording in a way that could lead to misinterpretation or misrepresentation of the proceedings or comments made by attendees. In particular there should be no internal editing of published extracts; recordings may start at any point and end at any point but the material between those points must be complete. <p>'We strive to ensure our public committee meetings are inclusive and accessible for all. If you are intending to observe a public meeting in-person, please advise us in advance of any specific access requirements that we need to take into account by email (FacilitiesManagement@leeds.gov.uk). Please state the name, date and start time of the committee meeting you will be observing and include your full name and contact details'.</p>	7 - 60

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Report author: Lucy Fiddes
0113 378 5029

Report of the Chief Officer Elections and Regulatory

Report to Licensing Sub Committee

Date: Tuesday, 30th May 2023

**Subject: Application to Vary a Premises Licence held by Budgens Garforth,
47 – 49 Main Street, Garforth, Leeds, LS25 1DS**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Garforth & Swillington		
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: 9.2(b) and 10.4(2). Appendix G is exempt under Regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005 (SI 2005 No. 44)		

Summary of Main Issues

This is an application to vary a premises licence made by Samy Limited for Budgens Garforth, 47 - 49 Main Street, Garforth, Leeds, LS25 1DS.

The premises operates as a convenience store.

The applicant's intention is to extend the hours for sale by retail of alcohol to 24 hours, 7 days a week, and to allow the provision of late night refreshment between the hours of 23:00 and 05:00 daily.

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

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

1 Purpose of this Report

- 1.1 To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") to vary 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 History of Premises

- 2.1 This premises currently hold a Premises Licence issued under the Licensing Act 2003. The licence authorises the following licensable activity:

Sale by retail of alcohol (for consumption off the premises)
Every Day 07:00 - 23:00

- 2.2 The hours the premises are open to the public are:
Every Day 07:00 - 23:00

- 2.3 A copy of the existing licence is attached at Appendix A.

3 The Application

- 3.1 The applicant is Samy Limited.

- 3.2 Briefly the application is:

- To extend the hours for sale by retail of alcohol to 00:00 – 23:59, Monday to Sunday; and
- To allow the provision of late night refreshment between the hours of 23:00 and 05:00 daily.

- 3.3 A copy of the application form is attached at Appendix B.

- 3.4 No additional measures have been offered by the applicant which indicates the applicant considers the existing measures are sufficient to promote the licensing objectives.

4 Location

- 4.1 A map which identifies the location of the premises is attached at Appendix C.

5 Representations

- 5.1 Under the Act representations can be received from anyone but must be relevant and, in the case of members of the public, must not be frivolous or vexatious.

Representations from Responsible Authorities

- 5.2 Representations have been received from West Yorkshire Police and the Senior Liaison & Enforcement Officer for the Licensing Authority in their capacity as Responsible Authorities.
- 5.3 The representations express concerns in relation to a complaint by a concerned parent involving the sale of alcohol to an underage person at the premises and the growing concerns regarding nuisance linked to alcohol consumption in the area.
- 5.4 The representation on behalf of the Licensing Authority can be viewed at Appendix D.
- 5.5 The representation submitted by West Yorkshire Police is available at Appendix E. In support of their representation West Yorkshire Police have submitted additional information for the Committee to consider - a photograph and an statement linked to the photograph. The statement can be viewed at Appendix F of the report, whilst the photograph at Appendix G is exempt from public viewing on the grounds that it reveals the identity of an individual.

Other representations

- 5.6 The application has attracted representations from local ward councillors and members of the public (described as 'other persons' in the legislation).
- 5.7 In total the Licensing Authority is in receipt of eleven individual objections which includes two on behalf of the local ward councilors. All representations are opposed to the application mainly on the grounds of crime and disorder and public nuisance.
- 5.8 In order to protect personal data, redacted copies of the representations are attached at Appendix H and original copies will be provided to Members of the Licensing Sub Committee in advance of the hearing.

6 Licensing Hours

- 6.1 Members are directed to paragraphs 6.8 to 6.15 for the Statement of Licensing Policy which states the criteria that will be applied to any decision for new applications or variations which include extending hours.
- 6.2 In brief the Policy states at 6.14 that restrictions may be made to the proposed hours of use where, after receiving relevant representations, the council considers it appropriate for the promotion of the licensing objectives to do so. The council will take into account the existing pattern of licensed premises in an area when considering what is appropriate to promote the objectives. Applications which are significantly out of character for a locality will need to demonstrate that granting the hours sought will not impact on the licensing objectives.
- 6.3 A list of premises in the local area and their licensed hours and activities is provided at appendix I.

7 Equality and Diversity Implications

7.1 At the time of writing this report there were no implications for equality and diversity. Any decision taken by the licensing subcommittee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

8 Options Available to Members

8.1 The Licensing Sub Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Grant the variation as requested.
- Grant the variation 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.

8.2 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 be appropriate in order to promote the licensing objectives and relevant to the application.

9 Background

- Guidance issued under s182 Licensing Act 2003
- Statement of Licensing Policy

Details of premises licence

For: Budgens Garforth



This document provides details of the premises licence issued to the stated premises and is not a licence itself.

Licence number: PREM/00268/016

Premises the licence relates to: Budgens Garforth, 47 - 49 Main Street, Garforth, Leeds, LS25 1DS

Date licence first effective: 3rd August 2005

Date current version effective from: 23rd February 2022

Licensable activities authorised by the licence:

Sale by retail of alcohol
Every Day 07:00 - 23:00

Opening hours of the premises:

Everyday 07:00 - 23:00

Premises licence holder(s):

Samy Limited, 73-75 Corporation Road, Middlesbrough, TS1 1LY

Designated premises supervisor:

Thinesh Kumar Subramaniam

Access to the premises by children

Access to the premises by children is unrestricted

Annex 1 – Mandatory Conditions

1. No supply of alcohol may be made under this licence
 - a. At a time when there is no designated premises supervisor in respect of the premises licence, or
 - b. At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- a. a holographic mark, or
 - b. an ultraviolet feature.
4. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of the condition set out in paragraph 1 of this condition -

- a. "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- b. "permitted price" is the price found by applying the formula $P = D + (D \times V)$ where -
 - i. P is the permitted price,
 - ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- c. "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - i. the holder of the premises licence,
 - ii. the designated premises supervisor (if any) in respect of such a licence, or
 - iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- d. "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- e. "value added tax" mean value added tax charged in accordance with the Value Added Tax Act 1994.

Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

1. Sub-paragraph 2 applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
2. The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating schedule

The prevention of crime and disorder

5. The Licence holder will ensure that the premises benefit from a CCTV system that operates at all times when licensable activities are taking place
6. The system will incorporate a camera covering each of the entrance doors and the alcohol display areas and will be capable of providing an image which is regarded as identification standard. The precise positions of the cameras may be agreed, subject to compliance with data protection legislation with the police from time to time
7. The system will incorporate a recording facility and any recording will be retained and stored in a suitable and secure manner for a minimum 31 days and will be made available subject to compliance with the data protection legislation to the police for inspection on request
8. The system must be able to export recorded images to a removable means e.g. CD/DVD and have its own software enabled to allow playback/review
9. A member of staff trained in the use of the CCTV system must be available at the premises at all times that the premises are open to the public
10. The system will display, on any recording, the correct time and date of the recording
11. The applicant will at all times maintain adequate levels of staff. Such staff levels will be disclosed, on request, to the licensing authority and police
12. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder elects) to produce (before being sold alcohol) identification bearing their photograph, date of birth and holographic mark.
13. All cashiers shall be trained to record refusals of sales of alcohol in a refusals register. The register will contain details of the time and date the refusal was made, the name of the staff members refusing the sale, description of the person attempted to purchase, details of the alcohol the person attempted to purchase. This register will be available for inspection by a police officer on request

The prevention of public nuisance

14. Signage will be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration so as not to disturb nearby residents

Annex 3 – Conditions attached after a hearing by the licensing authority

None

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Leeds
Application to vary a premises licence
Licensing Act 2003

For help contact
entertainment.licensing@leeds.gov.uk
 Telephone: 0113 3785029

* required information

Section 1 of 18

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

AGS/34256/11

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Samy Limited

* Family name

Samy Limited

* E-mail

[REDACTED]

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House?

Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

07689168

Business name

Samy Limited

If the applicant's business is registered, use its registered name.

VAT number

-

NA

Put "none" if the applicant is not registered for VAT.

Legal status

Private Limited Company

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

32,250

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VARIATION

Do you want the proposed variation to have effect as soon as possible? Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

The premises is a convenience store located at 47-49 Main Street, Garforth, Leeds, LS25 1DS.

The variation is to do the following:

1. To extend the hours for the sale of alcohol to 24hrs daily.
2. To allow the provision of late night refreshment between the hours of 2300 and 0500 daily.

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

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Continued from previous page...

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

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Continued from previous page...

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

The provision will take place inside the premises but customers may leave the premises with items purchased.

Continued from previous page...

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

NA

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

Continued from previous page...

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

None. The existing conditions will remain on the licence.

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

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LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

As per current conditions.

b) The prevention of crime and disorder

As per current conditions.

c) Public safety

As per current conditions.

d) The prevention of public nuisance

As per current conditions.

e) The protection of children from harm

As per current conditions.

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 18 of 18

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

The variation fee is based on the non domestic rateable value of the premises these fees are:

Non domestic rateable value £4,300 or less - £100

Non domestic rateable value between £4,301 and £33,000 - £190

Non domestic rateable value between £33,001 and £87,000 - £315

Non domestic rateable value between £87,001 and £125,000 - £450

Non domestic rateable value £125,001 or more - £635

If the premise▲ non domestic rateable value is £87,001 or more and the premises is used exclusively or primarily for the supply of alcohol for consumption on the premises the fee for this application is:

Non domestic rateable value between £87,001 and £125,000 - £900

Non domestic rateable value £125,001 or more - £1,905

If this application is for a community premises e.g. a village hall or community centre and the application does■ t include the sale of alcohol as an activity there is no fee payable.

If the premises will have 5,000 people or more in attendance at any one time there is an additional fee payable which we will contact you to pay when you submit your application. Details of these fees are available at http://www.leeds.gov.uk/Business/Licences_and_street_trading/Licence__alcohol_and_entertainment.

* Fee amount (£)

190.00

DECLARATION

* I will make payment of the fee on submission of this application.

* I have attached, or will post to Leeds City Council, the plans of the premises.

* I understand that I must now advertise my application.

* I understand that if I do not comply with the above requirements, my application will be rejected.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

Winckworth Sherwood LLP

* Capacity

Agent

Continued from previous page...

* Date

<input type="text" value="06"/>	/	<input type="text" value="04"/>	/	<input type="text" value="2023"/>
dd		mm		yyyy

[Add another signatory](#)

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/leeds/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

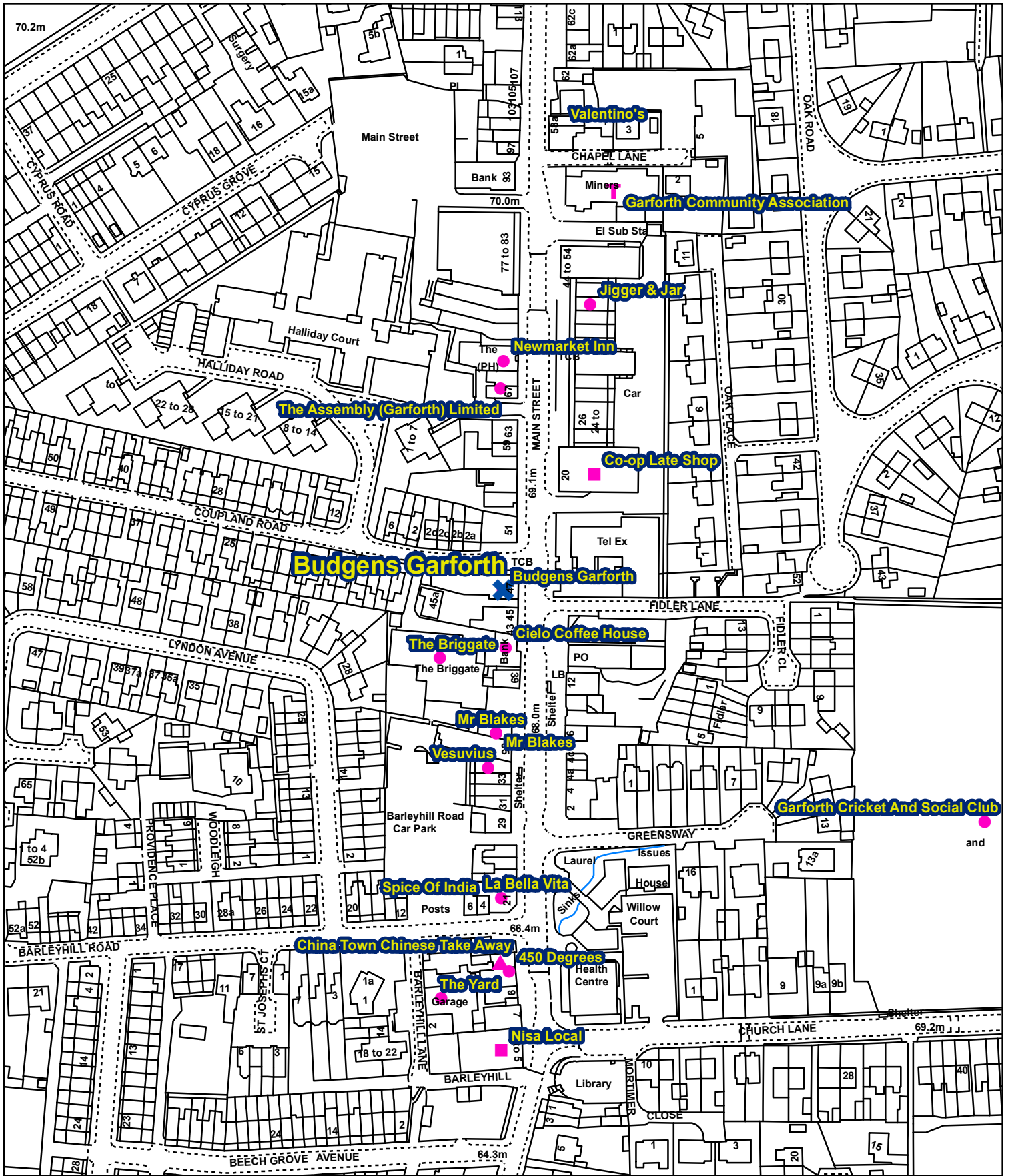
IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

OFFICE USE ONLY

Applicant reference number	<input type="text" value="AGS/34256/11"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [Next >](#)

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This map is based upon the Ordnance Survey's digital data with the permission of the Ordnance Survey on behalf of the controller of Her Majesty's Stationary Office

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Key	
	On licence
	Off licence
	Late night refreshment
	Other

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Elections and Regulatory Services

Civic Hall
Leeds LS1 1UR

Our Ref: A80/CB/LIC/PREM/00268/017

Your Ref:

Contact: Carmel Brennand

Tel: 0113 3785029

Fax: 0113 3367124

Email: [REDACTED]

Date: 3 May 2023

Entertainment Licensing
Leeds City Council
Civic Hall
Leeds
LS1 1UR

Dear Sirs/Madam,

**VARIATION APPLICATION UNDER THE LICENSING ACT 2003
PREMISES: BUDGENS, 47 – 49 MAIN STREET, GARFORTH, LS25 1DS**

Please accept this formal representation by an officer on behalf of the Licensing Authority. I am employed as a Senior Liaison & Enforcement Officer within Leeds City Council's Entertainment Licensing Section.

My duties include investigating complaints for licensed/unlicensed premises contrary to the Licensing Act 2003. I have delegated authority under the said Act.

In November 2022 a 14 year old boy was sold alcohol at these premises which undermines 2 of the 4 Licensing Objectives, namely:-

The Protection of Children, and
The Prevention of Crime and Disorder.

In view of this recent failing I would respectfully ask that the Licensing Sub Committee refuse the application before them.

Yours faithfully



Mrs Carmel Brennand
Senior Liaison & Enforcement Officer
Entertainment Licensing



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Leeds District Licensing



Leeds District Licensing Department
First Floor
Elland Road DHQ
Elland Road
Leeds
LS11 8BU

Tel: [REDACTED]
Email: [REDACTED]

4th May 2023

Budgens
47-49 Main Street Garforth
Leeds
LS251DS

**cc. Entertainment Licensing Section. Leeds City Council, Civic Hall, Leeds. LS1 1UR,
Andrew Sanders [REDACTED]**

**RE: Budgens-
APPLICATION TO VARY PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION**

Thank you for submitting your application for the above premises.

Back in November 2022 West Yorkshire Police received a complaint from a concerned parent in relation to this shop selling alcohol to her 14-year-old child. As a result of this complaint, I visited the store with Entertainment Licensing and spoke with management about this offence.

Secondly, Garforth Main Street is already becoming a problem area where alcohol is concerned, as evidenced by the fact that there is a Public Space Protection order in the area to prevent members of the public being in possession of open containers of alcohol or consuming alcohol on the street. There is a growing concern in the community regarding nuisance linked to alcohol consumption in the area and a 24 hour off licence will prolong the dispersal of drunk people on an evening and add to the issues when people are seeking more alcohol after pubs have closed.

As a result of this store very recently demonstrating it was not able to uphold the licensing objective of protection of children from harm and the realistic threat of public nuisance, West Yorkshire Police make representations against this application in full.

PC [REDACTED] CLIFFORD
Leeds District Licensing Officer
West Yorkshire Police

NOT PROTECTIVELY MARKED

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OFFICIAL SENSITIVE (when complete)

WITNESS STATEMENT(Criminal Justice Act 1967, s.9; Magistrates' Courts Act 1980, s.5B;
Criminal Procedure Rules, Rule 16.2)

NICHE Ref. No:

URN:

Statement of: PC [REDACTED] CLIFFORD

Date of birth: Over 18

Occupation: Police Licensing Officer

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: A CLIFFORD

Date: 18/05/2023

Signature witnessed by:

Date:

Time and date statement taken: 14:00hrs 18/05/2023

Check box if witness evidence is visually recorded (supply witness defaults on rear)

I am currently the police licensing officer who covers East Leeds
I recently objected to an application to vary the premises licence at Budgens 47-49 Main Street Garforth. As part of my supplementary evidence, I am providing a photo of the boy who was able to buy alcohol from Budgens back in November 2022.
The photo is of [REDACTED] who at the time of the sale of alcohol was 14 years old.
The photo I have submitted was taken on October 30th, 2022, making him 14 years old when it was captured.
The photo was taken by [REDACTED] mother, and she provided me with this photo to give context to how old [REDACTED] looked at the time he was able to buy alcohol.

Signature: A CLIFFORD

Signature witnessed by:

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From:Field, Cllr Sarah
Sent:3 May 2023 18:13:23 +0100
To:Fiddes, Lucy
Subject:Re: PREM/00268/017 - Licensing Act 2003 - Representation relating to Budgens Garforth, 47 - 49 Main Street Garforth Leeds LS25 1DS

Please see below.

I am acting as a representative of a local constituent and provide a summary of their concerns:

Budgens have applied for a food/alcohol licence through the night. The advice is to look at Garforth News and Events Facebook page to contact G&S I but I don't do social media and it's a private group. I can't see any advice on your own pages or a general email address to contact.

Is there a way you can pass on my objection without me going through the planning process, please? I think it would increase anti-social behaviour and while I appreciate there are people who work nights and might like it, my suspicion is it would attract the unsavoury element. I think Tesco is open until midnight and most Garforth folk could get there if necessary.

Many thanks
Cllr Field

From:Dobson, Cllr Mark
Sent:6 Apr 2023 18:34:30 +0100
To:Entertainment Licensing
Cc:Field, Cllr Sarah;McCormack, Cllr Suzanne
Subject:Re: Licensing applications and Temporary Event Notices Received by Entertainment Licensing on 06/04/2023

Good evening.

I m not comfortable with a business having a 24 hour license to serve alcohol on Main Street, which, I think, is completely out of line with every other business?

Main Street is also an area that has been subject to substantial antisocial behaviour. I like do not think this is helpful in the slightest.

Can I ask what the initial views of licensing are on this matter before I consider options and ask for a subcommittee meeting. By the way, if the answer that comes back is that I can t have a subcommittee meeting request as a councillor then I will do so as a resident.

Thanks and best wishes.

Councillor Mark Dobson
Leader, Garforth and Swillington Independents
Garforth & Swillington Ward
Tel: XXXXXXXXXX

From: [Mark Dobson](#)
To: [Fiddes, Lucy](#)
Cc: [Field, Cllr Sarah](#); [McCormack, Cllr Suzanne](#); [REDACTED]
Subject: Re: PREM/00268/017
Date: 12 April 2023 17:17:20

Good afternoon.

I wish to raise my strong objections to this application for a 24 hour license for alcohol from this shop on Garforth Main Street, Budgen's.

Main street has been subjected to a great deal of antisocial behaviour in the last two years, not least outside this shop where a member of the public was assaulted.

I think to give people the opportunity to buy alcohol 24/7 in an area that is not only commercial, but also heavily residential is a huge mistake for the following reasons;

Firstly, it does not sit with the objectives of the licensing act. This is a residential area, and the residential amenities will be affected in terms of the impact upon people, not least young people who will be subjected to noise and potential drunkenness on the streets .

Whilst the area is not a cumulative impact area, it is/was? covered by a designated order as a non-drinking zone and I would be surprised if the police are not interested in this application.

They should be looking to enforce the designated public place area that has been in place for several years. They should also be looking at any mechanism curbs antisocial behaviour, so I do hope, on this occasion at least, I have their support.

This application flies in the face of every other establishment. In theory, when every other access to alcohol is blocked, people could then find themselves heading towards the main street to purchase alcohol at all hours of the night, and with no regard to the residential amenities, the residents, young people, and others.

I also think that this application is dangerous to young people because it will potentially be young people attempting to access the alcohol who should not be in that area at that night and have already caused massive issues in the last few months- none of which will be helped by the easy access to alcohol.

I am therefore asking that this matter is referred to a licensing subcommittee and I would like to speak at that hearing. I would also like one of my councillors to attend and speak against this application and I would like their support in progressing this matter.

I am making a declaration that I am an elected member of council, but I also understand that representations must come from the public hence me taking this route and hence seeking the support of my two-ward member, colleagues, and friends.

Many thanks

Mark Dobson
Chief Operating Officer
CMgr MCMI
WiSE
Mobile: [REDACTED]

Office: [REDACTED]

WiSE conforms to the EU General Data Protection Regulations (GDPR); read more here <https://w-ise.org.uk/terms-privacy-policy/>

From [REDACTED]
Sent: Tuesday, April 25, 2023 10:47:28 AM
To: Dobson, Cllr Mark [REDACTED]
Subject: FW: Budgens opening hours.

Subject: Budgens opening hours.

Dear Mark

I totally disagree with extending the opening hours of Budgens. There is ample time to buy alcohol during normal hours even for shift workers. This would only encourage youths to hang about in and around Main Street, in a drunk and disorderly way, adding to policing problems.

Yours sincerely,

[REDACTED]

From: [REDACTED]

Sent: Tuesday, April 25, 2023 2:02:40 PM

To: Dobson, Cllr Mark [REDACTED]

Subject: 24 hour opening

Mark, please add my name to the objection to allow Budgens to sell alcohol 24 hours a day. As you say the antisocial behaviour in Garforth seems to have mushroomed in the last 12 months and the access to alcohol 24 hours per day will surely exacerbate the problem.

Thank you

[REDACTED]

Sent from my iPad

From: [REDACTED]

Sent: Wednesday, April 26, 2023 9:50:28 AM

To: Dobson, Cllr Mark [REDACTED]

Subject: Objection to Budgeons

You don't often get email from [REDACTED]. [Learn why this is important](#)

Hi Mark, Sarah and Suzanne

We live in Garforth and have done for 18 years. We have seen anti social behaviour on Garforth Main Street on an evening. A lot of what we have seen is alcohol related. I cannot see the need to buy alcahol at 2 or 3am by some one that is not going to cause an issue. It will encourage more alcahol related issues in to Garforth. This is a residential area without a police station. We personally do not think this will be a good thing or a demand in Garforth.

Objection from [REDACTED]. Thank you.

Sent from [Outlook for iOS](#)

From [REDACTED]

Sent: 3 May 2023 17:52:30 +0100

To: Entertainment Licensing

Subject: Application for 24 hour licence by Budgens (Sammi) main street Garforth, Leeds.

Importance: Normal

You don't often get email from [REDACTED] [Learn why this is important](#)

I am absolutely appalled that Budgens have applied for a 24 hour licence to sell alcohol and fast food. Just what are they thinking we already have more than enough fast food and drinking establishments which are causing anti-social behaviour on Main Street which then leaches out into Coupland Road and surrounding streets. It makes life for elderly people very difficult as the area has become a No Go area at night. If this application is granted it will set a precedent for other establishments. As a resident of [REDACTED] it's time we were treated with respect, we live in a residential street not a commercial area. We are having to put up with much more than is acceptable in a supposedly caring society.

[REDACTED]
Sent from my Galaxy

From: [REDACTED]

Sent: Wednesday, May 3, 2023 5:05:07 PM

To: Dobson, Cllr Mark [REDACTED]

Subject: Budgens licence application

You don't often get email from [REDACTED] [Learn why this is important](#)

Hi Mark

These are my objections to the above licence extension, I would appreciate it if you would pass this on to the appropriate department.

I live [REDACTED] and already have to experience a lot of traffic and noise from users of these premises especially at night. I am concerned the level of anti social behaviour will increase and all night long, as Coup land Road leads to the recreation ground where young people gather. There is very little policing in this area and we have already seen damage to properties on Main Street.

The area around Main Street has become a "no go area" for older people. I am concerned that if this licence is approved other businesses in the area will make similar applications

I am also concerned that deliveries will be made during the night outside our homes, Budgens already occasionally deliver outside the agreed times.

It concerns me that nobody living so closed was advised by the Council that this application had been submitted.

Thank you for your help as always

[REDACTED]
[REDACTED]

From: [REDACTED]

Sent: Tuesday, May 2, 2023 5:27:00 PM

To: Dobson, Cllr Mark [REDACTED]

Subject: Budgens

You don't often get email from [REDACTED] [Learn why this is important](#)

Mark, both [REDACTED] and i are seriously against Budgens plans for an all night licence for drink and food, we will say again we are a residential street be it , the front Entrance to Budgens is on main street. It will cause untold traffic and unsocial behavior down Coupland and we have enough of that as it, we are a dead end for traffic.. So constant

turning around of traffic at the top of the road is already a nightmare and then we have foot traffic as we are a thro road to the recreation ground on barlyhill Road which causes endless problems with teenagers and drinkers. We strongly obeject to Budgens application for this license and if they did get it, it would open up a mine field for other buisness on main street. We have so much rubbish littered as in cans and bottles now, god help us if this went ahead. Also we think it not needed in Garforth. Thank you

[REDACTED]

Sent from my Huawei phone

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From: [REDACTED]
Sent: Tuesday, May 2, 2023 9:24:48 PM
To: Dobson, Cllr Mark [REDACTED]
Subject: Fwd: PREM/00268/017 FW BURGONS MAIN STREET GARFFORTH LICENSING ACT 2003

----- Forwarded message -----

From: [REDACTED]
Date: Tue, May 2, 2023 at 9:22 PM
Subject: PREM/00268/017 FW BURGONS MAIN STREET GARFFORTH LICENSING ACT 2003
To: Dobson, Cllr Mark [REDACTED]

To whom it may concern. I wish to object strongly to the request from Burgons store to remain open and to sell alcohol for 24 hours on the following points

For those who do not know Bugons sits on the corner of Main Street and Coupland Road. Coupland Road is a narrow old Victorian residential street of mainly terrace houses. It is a no through road but has walking access to the recreation ground at the bottom of the street.. Bugdons store is only a few yards from the nearest houses directly opposite the shop premises.I suggest this is not an appropriate setting for 24 hour trading for the reasons below

1. The quality of life for residents would be deeply affected by increased footfall at all hours of the night along with those arriving by car by banging doors and engine noise almost directly below bedroom windows thus disturbing sleep.and of course any loutish and unruly behaviour that could follow would be distressing.as would having to observe the street and gardens being used as public conveniences. No public toilets in Garforth!

2. Anti social behaviour. Our councillors have worked long and hard to keep Garforth safe. There is a PSPO in Garforth regarding street drinking. If alcohol is bought in the night when all other establishments are closed there will be on street drinking and eating either on benches in Main Street and equally on Coupland Road. Rubbish will be thrown about as will bottles and cans. and food containers

. Coupland Road leads down to the recreation ground, again surrounded by houses where there is already a problem with antisocial behaviour. We all know the noisy abusive behaviour that comes after too much alcohol is consumed and if this license is granted I feel it will just escalate the problem.by providing another outlet to consume even more especially if refreshment is also available. Coupland Road is a road where cars are parked bumper to bumper all along the road, residents have already suffered damage to cars due to anti-social behaviour, even more so since the pandemic. This will increase the opportunity to damage during the night and alas there is not enough Police presence to deter such behaviour. I also have concerns regarding families who live close to the store. whose children will be disturbed in the night by outside noise and maybe afraid.

3. If this license is granted I fear it will set a precedent to other pubs/ bars/restaurants and take outs to extend their opening hours too. A place such as Garforth does not need any further hours of opening for any business as once again the Main Street is surrounded by houses... Garforth Main Street at the moment is bustling. A pleasant place to live and a feeling of belonging. There is nothing to be gained by granting 24 hour opening and license but much to be feared.

I ask that you consider all the above and refuse this licensing request.

[REDACTED]

From: [REDACTED]
Sent: Thursday, April 27, 2023 5:49:53 PM
To: Dobson, Cllr Mark [REDACTED]; Field, Cllr Sarah [REDACTED]; McCormack, Cllr Suzanne [REDACTED]
Subject: Budgens application

Dear Cllrs
Please see attached my letter against the Budgens proposals
I am happy for my personal details to be shared with whom ever.

Please could you pass to the persons concerned & confirm that you have received my email.

Many Thanks
[REDACTED]

SEND Next Choices 2023 - Getting ready for adult life - Thursday 29 June at Leeds First Direct Arena

A great event for young people with SEND (Special Educational Needs and Disabilities) and their parents and carers. Find out about jobs, training, apprenticeships, college courses, voluntary work, leisure activities, finances, benefits and more. Book your free ticket at: <https://bit.ly/SEND2023>.

Too Whom it may concern:

I wish to object to the application made by " Budgens" 47-49 Main Street garforth.

REF: Perm00268/017

To

A) sell alcohol 24 hrs a day

B) late night refreshments between 23.00 - 5am daily

C) opening hours extended to 24 hours a day - 7 days a week

1. An already large Concentration of existing Outlets.

On Garforth Main Street we already have approx 23 establishments that either serve/sell alcohol & or provide hot food to eat in or out with or without current liquor license

This is made up of 5 bars/pubs with a further (3 just off the street, 2 restaurants with alcohol licenses, 4 shops selling alcohol & 12 food (takeaway outlets)open at night.

The addition of another outlet selling alcohol in this location, is inappropriate during daylight hours and after dark adds to concerns about breaches of the peace increasing in and around the area.

2. Crime and Disorder

The application proposes that alcohol will be sold for consumption off the premises seven days a week , 24 hours a day . Granting a licence would provide a further source of alcohol within an area already so heavily populated with licensed premises that crime, disorder and public nuisance have already reached problem levels for both the police & residents.

Noise, public nuisance, anti-social behaviour, non reportable crime like shouting, swearing, urination in public, littering will be increased too an area already highlighted as a ASBO hot spot.

The site is near two park/green space areas (Barleyhill & Fidler Lane). with historical incidents of regular gatherings of youths drinking alcohol and causing disturbances. Previous police attention to this issue has largely cured this behaviour however, these sites are acknowledged by the Police to be of concern particularly the " pocket park" on Fidler Lane.

This area is used as a walkway to another highly populated residential area it's noted that residents in this area already suffer noise nuisance and antisocial behaviour at all hours of the day and night.

They have endured this inconvenience historically & since 2003 when the licensing legislation was first amended, and it is totally unacceptable to expect them to continue to do especially as it's highly likely that an additional alcohol licence be allowed a fearing a resurgence of the recorded historical alcohol related incidents.

In the past there have been incidents of alcohol related malicious woundings with knives on or near the main Street, this I believe illustrates the reality of the Police and local residents' concerns.

3. Public Nuisance.

24 hour opening times in this residential area ,will unnecessarily draw people from a wider area at unsociable hours. Signage will be visible from a distance which will add to the additional draw of pedestrians and vehicles.

Noise, light pollution, traffic and traffic noise will all have a negative impact. To note again, this is a highly populated residential area. Additional traffic, to an already busy junction and tight corner will have serious public safety implications.

Impact comparisons can be drawn with other local licensing developments such as – "Wetherspoons". These have become traffic compact zones with a negative impact on the areas. All without opening 24 hours.

4. The Protection of Children From Harm.

The licence conflicts with the amenities available to children in the area, (Park, Dance Schools & other activities) putting them at risk from anti-social behaviour, increased littering, rodent infestations, exposure to the marketing and sale of alcohol and cigarettes, increased potential for road traffic incidents. Along with Local residents having to keep children inside or with windows closed to ensure the noise, swearing & general loutish behaviour does not impact on their children.

In view of the above I confirm my objection to the plans, I would also urge that the matter is heard by a FULL licensing sub, committee & although not a legal requirement I would urge that the police are approached to comment on the current ASBO & how this application will cause additional impact .



From: [REDACTED]
Sent: Thursday, April 27, 2023 8:49:42 PM
To: Dobson, Cllr Mark [REDACTED]
Subject: Objection to Budgens extended services application

You don't often get email from [REDACTED] [Learn why this is important](#)

To Whom it may concern:

I wish to object to the application made by

“Budgens” 47-49 Main Street, Garforth

REF: Perm00268/017

To

A) Extend their license to sell alcohol 24 hours a day

B) Extend their license to sell late night refreshments between the hours of 11pm - 5am daily

C) Extend their opening hours to 24 hours a day - 7 days a week.

These objections are made for the following reasons.

1. The surrounding area already has a large concentration of existing outlets which offer these services.

On Garforth Main Street we already have approximately 23 establishments that either serve/sell alcohol and or provide hot food to eat in or out with or without current liquor license

This is made up of 5 bars/pubs with a further 3 just off the street, 2 restaurants with alcohol licenses, 4 shops selling alcohol & 12 food (takeaway outlets) open late at night.

The addition of another outlet selling alcohol in this location is unnecessary during daylight hours and after dark and adds to existing concerns about breaches of the peace increasing in and around the area.

2. Crime and Disorder

The application proposes that alcohol will be sold for consumption off the premises seven days a week , 24 hours a day . Granting a license would provide a further source of alcohol within an area already so heavily populated with licensed premises and where crime, disorder and public nuisance have already reached problem levels for both the police & residents.

Noise, public nuisance, anti-social behaviour, non reportable crime like shouting, swearing, urination in public, littering will be increased too within an area already highlighted as a ASBO hot spot.

The site is near two park/green space areas (Barleyhill & Fidler Lane). with historical incidents of regular gatherings of youths drinking alcohol and causing disturbances. Previous police attention to this issue has largely cured this behaviour however, these sites are acknowledged by the Police to be of concern particularly the “ pocket park” on Fidler Lane.

This area is used as a walkway to another highly populated residential areat. I’s noted that residents in this area already suffer noise nuisance and antisocial behaviour at all hours of the day and night. Personally, we have been victims twice now to petty crime having had our bins stolen and set alite twice. On the 2nd occasion the bin fire spread to our property and the fire brigade had to be called out.

Us and fellow residents have endured this inconvenience historically since 2003 when the licensing legislation was first amended, and it is totally unacceptable to expect us to continue to do so, especially as it’s highly likely that an additional alcohol licence will see an increase in alcohol related incidents.

In the past there have been incidents of alcohol related malicious woundings with knives on or near the main Street, this I believe illustrates the reality of the Police and local residents’ concerns and highlights the potential danger it could cause of adding "fuel to the fire".

3. Public Nuisance.

24 hour opening times in this residential area will unnecessarily draw people from a wider area at unsociable hours. Signage will be visible from a distance which will add to the additional draw of pedestrians and vehicles.

Noise, light pollution, traffic and traffic noise will all have a negative impact. To note again, this is a highly populated residential area. Additional traffic, to an already busy junction and tight corner will have serious public safety implications.

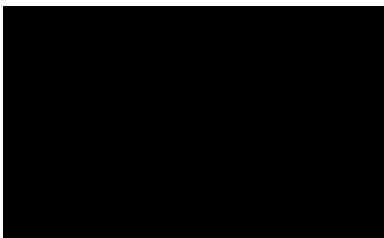
Impact comparisons can be drawn with other local licensing developments such as – “Wetherspoons”. These have become traffic compact zones with a negative impact on the areas. All without opening 24 hours.

4. The Protection of Children From Harm.

The licence conflicts with the amenities available to children in the area, (Park, Dance Schools & other activities) putting them at risk from anti-social behaviour, increased littering, rodent infestations, exposure to the marketing and sale of alcohol and cigarettes, increased potential for road traffic incidents. Alongside this, as Local residents, we will have to keep children inside or with windows closed to ensure the noise, swearing & general antisocial behaviour does not impact our children.

In view of the above I confirm my objection to the plans, I would also urge that the matter is heard by a FULL licensing sub, committee & although not a legal requirement I would urge that the police are approached to comment on the current ASBO & how this application will cause additional impact .

Yours faithfully,



Sent from [Outlook for Android](#)

Issued premises licences and club certificates within an area



PREM/02180/010 - Co-op Late Shop, 20 Main Street, Garforth, Leeds, LS25 1AA	
Sale by retail of alcohol	
Every Day	07:00 - 23:00
PREM/04594/003 - Mr Blakes, 35A Main Street, Garforth, Leeds, LS25 1DS	
Sale by retail of alcohol	
Every Day	10:00 - 00:00
Provision of late night refreshment	
Every Day	23:00 - 00:00
PREM/04818/001 - Vesuvius, 33A Main Street, Garforth, Leeds, LS25 1DS	
Sale by retail of alcohol	
Every Day	12:00 - 23:00
Performance of live music	
Every Day	12:00 - 23:00
Performance of recorded music	
Every Day	12:00 - 23:00
PREM/00268/016 - Budgens Garforth, 47 - 49 Main Street, Garforth, Leeds, LS25 1DS	
Sale by retail of alcohol	
Every Day	07:00 - 23:00
PREM/04431/003 - The Yard, Building And Yard Rear To, 11A Main Street, Garforth, Leeds, LS25 1DS	
Sale by retail of alcohol	
Friday & Saturday	12:00 - 00:00
Sunday to Thursday	12:00 - 23:00
Performance of live music	
Friday & Saturday	20:00 - 23:00
Performance of recorded music	
Every Day	12:00 - 23:00
PREM/04354/004 - Jigger & Jar, 40 Main Street, Garforth, Leeds, LS25 1AA	
Sale by retail of alcohol	
Friday & Saturday	12:00 - 23:30
Sunday to Thursday	12:00 - 23:00
Performance of recorded music	
Friday & Saturday	12:00 - 23:30
Sunday to Thursday	12:00 - 23:00
PREM/03825/004 - The Briggate, 37 Main Street, Garforth, Leeds, LS25 1DS	
Sale by retail of alcohol	
Every Day	09:00 - 00:00
Provision of late night refreshment	
Every Day	23:00 - 00:00
PREM/03544/003 - Nisa Local, 1 - 5 Main Street, Garforth, Leeds, LS25 1DU	

Sale by retail of alcohol
Every Day 07:00 - 00:00

PREM/04325/001 - Cielo Coffee House, 41 Main Street, Garforth, Leeds, LS25 1DS

Sale by retail of alcohol
Every Day 12:00 - 22:45

Sale by retail of alcohol
Every Day 12:00 - 23:00

PREM/04444/001 - The Assembly (Garforth) Limited, 67 Main Street, Garforth, Leeds, LS25 1AF

Sale by retail of alcohol
Monday to Thursday 12:00 - 23:00
Friday & Saturday 12:00 - 23:30
Sunday 12:00 - 22:30

Provision of late night refreshment
Monday to Thursday 23:00 - 23:30
Friday & Saturday 23:00 - 00:00

Performance of live music
Monday to Saturday 12:00 - 23:30
Sunday 12:00 - 23:00

Performance of recorded music
Monday to Thursday 12:00 - 23:30
Friday & Saturday 12:00 - 00:00
Sunday 12:00 - 23:00

PREM/04152/001 - 450 Degrees, 11A Main Street, Garforth, Leeds, LS25 1DS

Sale by retail of alcohol
Every Day 11:00 - 23:00

Performance of live music
Every Day 11:00 - 23:00

Performance of recorded music
Every Day 11:00 - 23:30

PREM/03523/001 - Garforth Cricket And Social Club, Church Lane, Garforth, Leeds, LS25 1HB

Sale by retail of alcohol
Monday to Saturday 11:00 - 23:00
Sunday 12:00 - 22:30

Performance of live music
Monday to Saturday 11:00 - 23:00
Sunday 12:00 - 22:30

Performance of recorded music
Monday to Saturday 11:00 - 23:00
Sunday 12:00 - 22:30

PREM/02798/001 - La Bella Vita, 17 Main Street, Garforth, Leeds, LS25 1DS

Sale by retail of alcohol
Monday to Saturday 12:00 - 00:00
Sunday 12:00 - 23:00

Provision of late night refreshment
Monday to Saturday 23:00 - 00:00

Performance of recorded music
Monday to Saturday 12:00 - 00:00

Sunday

12:00 - 23:00

PREM/01306/002 - China Town Chinese Take Away, 13 Main Street, Garforth, Leeds, LS25 1DS

Provision of late night refreshment

Every Day

23:00 - 00:00

PREM/01496/001 - Garforth Community Association, Garforth Miners Welfare Hall, 56 Main Street, Garforth, Leeds, LS25 1AA

Performance of a play

Monday to Saturday

09:00 - 00:00

Performance of live music

Monday to Saturday

09:00 - 00:00

Performance of recorded music

Monday to Saturday

09:00 - 00:00

Performance of dance

Monday to Saturday

09:00 - 00:00

Entertainment similar to live music, recorded music or dance

Monday to Saturday

09:00 - 00:00

PREM/01826/001 - Newmarket Inn, 71 Main Street, Garforth, Leeds, LS25 1AF

Sale by retail of alcohol

Every Day

09:00 - 00:00

Performance of recorded music

Monday to Saturday

11:00 - 23:00

Sunday

12:00 - 23:00

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