

*Leeds City Council*

**Application to vary a premises licence under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Tokyo Industries (Yorkshire) Limited

*(Insert name(s) of applicant)*

**being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below**

<b>Premises licence number</b> PREM/03189/008
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**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description
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Red's True Barbecue Unit 1 Cloth Hall Street Cloth Hall
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Post town	Leeds	Postcode	LS1 2HD
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Telephone number at premises (if any)	
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Non-domestic rateable value of premises	£51,000
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**Part 2 – Applicant details**

Daytime contact telephone number	
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E-mail address (optional)	
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Current postal address if different from premises address	100 Barbirolli Square
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Post town	Manchester	Postcode	M2 3BD
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**Part 3 - Variation**

Please tick as appropriate

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

If not, from what date do you want the variation to take effect? 

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?  
(Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation (Please see guidance note 1)**

The proposed variation is to extend the permitted hours for the provision of regulated entertainment (to include films) and the sale of alcohol from the current hours of Monday to Friday 11:00 to 00:30 and Saturday & Sunday 09:00 to 00:30 to the proposed hours of Monday to Sunday 09:00 to 02:00 the following morning.

To extend the permitted hours for the provision of regulated entertainment (to include live music) from the current hours of Monday to Friday 11:00 to 23:30 and Saturday & Sunday 09:00 to 23:30 to the proposed hours of Monday to Sunday 09:00 to 02:00 the following morning.

To extend the permitted hours for the provision of regulated entertainment (to include recorded music) from the current hours of Monday to Friday 11:00 to 01:00 and Saturday & Sunday 09:00 to 01:00 to the proposed hours of Monday to Sunday 09:00 to 02:00 the following morning.

To extend Late Night Refreshment from the current hours of Monday to Sunday 23:00 to 00:30 to the proposed hours of Monday to Sunday 09:00 to 02:00 the following morning.

The opening hours of the premises will be Monday to Sunday 09:00 to 02:30 the following morning.

To amend Condition 46 of the Premises Licence which currently reads "100 covers to be maintained at all times" to read "a minimum number of 100 chairs at tables will be retained at the premises".

To remove Conditions 47, 48 and 49 of the Premises Licence.

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

**Part 4 Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment**

**Please tick all that apply**

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Sale by retail of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

A

<del>Plays Standard days and timings (please read guidance note 6)</del>			<del><u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</del>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<del> <u>Please give further details here</u> (please read guidance note 3)   <u>State any seasonal variations for performing plays</u> (please read guidance note 4)   <u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)         </del>		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)					
Mon	09:00	02:00						
Tue	09:00	02:00						
Wed	09:00	02:00				<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur	09:00	02:00						
			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)					
Fri	09:00	02:00						
Sat	09:00	02:00						
Sun	09:00	02:00						

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

<b>Boxing or wrestling entertainments</b> <b>Standard days and timings</b> (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		

## E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)					
Mon	09:00	02:00						
Tue	09:00	02:00						
Wed	09:00	02:00				<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur	09:00	02:00						
			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)					
Fri	09:00	02:00						
Sat	09:00	02:00						
Sun	09:00	02:00						



F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)					
Mon	09:00	02:00						
Tue	09:00	02:00						
Wed	09:00	02:00				<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur	09:00	02:00						
Fri	09:00	02:00						
Sat	09:00	02:00				<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun	09:00	02:00						

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)					
Mon								
Tue								
Wed						<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur								
Fri						<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sat								
Sun								

H

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b>          Standard days and timings          (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><b><u>Please give further details here</u></b> (please read guidance note 3)</p>		
Wed					
Thur			<p><b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)</p>		
Fri					
Sat			<p><b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)</p>		
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon	23:00	02:00			
Tue	23:00	02:00			
Wed	23:00	02:00			
			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Thur	23:00	02:00	<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri	23:00	02:00			
Sat	23:00	02:00			
Sun	23:00	02:00			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 4)					
Mon	09:00	02:00						
Tue	09:00	02:00						
Wed	09:00	02:00						
Thur	09:00	02:00				<b><u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri	09:00	02:00						
Sat	09:00	02:00						
Sun	09:00	02:00						

K

<p><b>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children</b> (please read guidance note 8).</p>
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L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)          <b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 5)
Day	Start	Finish	
Mon	09:00	02:30	
Tue	09:00	02:30	
Wed	09:00	02:30	
Thur	09:00	02:30	
Fri	09:00	02:30	
Sat	09:00	02:30	
Sun	09:00	02:30	

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

We seek to remove Conditions 47, 48 and 49 and to amended Condition 46 as per the above.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

## **M**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

### **a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)**

The proposed variation is to extend the current hours and to tidy up the hours permitted on the Premises Licence.

We seek to amend Condition 46 of the Premises Licence which currently reads “100 covers to be maintained at all times” to read “a minimum number of 100 chairs at tables will be retained at the premises”.

We seek to remove Conditions 47, 48 and 49 of the Premises Licence.

All other Conditions of the Premises Licence will be complied with and they are appropriate and proportionate to these premises. The style and operation of the premises will not change.

### **b) The prevention of crime and disorder**

Please see a) above.

### **c) Public safety**

Please see a) above.

### **d) The prevention of public nuisance**

Please see a) above.



**e) The protection of children from harm**

Please see a) above.

Checklist:


**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

**Part 5 – Signatures** (please read guidance note 10)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	9 August 2023
Capacity	Woods Whur - Solicitors for the Applicant

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 13)

Paddy Whur  
Woods Whur  
St James House  
28 Park Place

<b>Post town</b>	Leeds	<b>Post code</b>	LS1 2SP
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<b>Telephone number (if any)</b>	[REDACTED]
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**If you would prefer us to correspond with you by e-mail, your e-mail address (optional)**

[REDACTED]