

Report of the Chief Officer Elections and Regulatory

Report to the Licensing Sub Committee

Date: 22nd October 2024

Subject: Application for the Grant of a Premises Licence for Association of Ukrainians in Great Britain, 5 Newton Grove, Potternewton, Leeds, LS7 4HW

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Chapel Allerton		
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
Appendix number:		

Summary of Main Issues

This is an application for the grant of a premises licence made by the Association of Ukrainians in Great Britain Limited, for 5 Newton Grove, Potternewton, Leeds, LS7 4HW.

The application describes itself as a community center where social and cultural events will be held.

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

The application has attracted 13 representations; 12 from members of the public and a joint objection from the three local ward councillors. The applicant has agreed to adopt measures suggested by West Yorkshire Police prior to them making a formal representation and the agreement included a reduction to the hours proposed for licensable activities.

All objectors have been informed of the reduced hours and the elected members have suggested a further reduction and measures, which the applicant has not agreed to.

1 Purpose of this Report

- 1.1 To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a new 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 the Premises

- 2.1 This is the first application for a premises licence for these premises.

3 The Application

- 3.1 The applicant's name is the Association of Ukrainians in Great Britain Limited.
- 3.2 The proposed designated premises supervisor is Laura Zoryana Benian.
- 3.3 Following the agreement reached with West Yorkshire Police, the application is for:

*Sale by Retail of Alcohol
Every Day 12:00 - 23:30*

*Exhibition of a film, Performance of Dance, Plays, Live Music, Recorded Music and Entertainment similar to live music, recorded music or dance
Every Day 12:00 - 00:00*

- 3.5 A redacted version of the application is attached at **Appendix A**.
- 3.6 The applicant proposes to promote the licensing objectives by taking the steps identified in the "Box M Guidance" which is attached at **Appendix B**.

4 Location

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

5 Representations

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

Representations from Responsible Authorities

- 5.2 Not considered a formal representation to the application, West Yorkshire have communicated with the applicant resulting in the proposed operating schedule being amended. The amendments are a reduction in the hours applied for and the incorporation of additional conditions to promote the crime prevention objective. A copy of the e-mail exchange can be found at **Appendix D**.

Other Representations

- 5.3 The application has attracted thirteen representations from the local ward members and members of the public (described as 'other persons' in the legislation). The representation express concerns in relation to all four licensing objectives.
- 5.4 Three representations have been received from members of the public who have expressed concern that they may be at risk of retribution should their details be made public. As such, their personal details have been redacted and they will remain anonymous. For this reason and despite their strength of feeling they will not be attending the hearing and would like their representations to be considered in their absence.
- 5.5 In order to protect personal data, redacted copies of the representations are attached at **Appendix E** and the original versions 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 of 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.
- 6.3 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 adversely impact on the licensing objectives.
- 6.4 A list of premises in the local area and their licensed hours and activities is provided at **Appendix F**.

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 Sub Committee 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 application as requested.
 - Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
 - Exclude any licensable activities to which the application relates.

- Refuse to specify the said person as the designated premises supervisor.
- Reject the whole or part of the application.

8.2 Members of the Licensing Sub Committee are asked to note that they may not reject the whole or part of the application merely because they consider it desirable to do so. It must be appropriate in order to promote the licensing objectives.

9 Background Papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Statement of Licensing Policy