

Licensing Sub-Committee

Tuesday, 6th December, 2022

PRESENT: Councillor I Wilson in the Chair

Councillors B Flynn and L Martin

1 Election of the Chair

RESOLVED – To elect Councillor I Wilson as Chair for the duration of the meeting.

2 Appeals Against Refusal of Inspection of Documents

There were no appeals against refusal of inspection of documents.

3 Exempt Information - Possible Exclusion of the Press and Public

There were no exempt items.

4 Late Items

There were no late items, however, Supplementary Information for items 8 & 9 had been circulated to all interested parties prior to the meeting.

5 Declaration of Interests

No declarations of interests were made at the meeting.

6 Application for the Renewal of a Sex Establishment Licence for Liberte 10 York Place Leeds LS1 2DS

The report of the Chief Officer Elections and Regulatory advised the Licensing Sub Committee of an application regarding the renewal of a sex establishment licence for the provision of sexual entertainment in the form of lap dancing made by TRL Promotions Ltd, for a premises to operate under the name of Liberte at 10 York Place, Leeds, LS1 2DS.

In attendance at the meeting were:

- Luke Elford, John Gaunt & Partners – Applicant's Representative
- Bianca Haruta, TRL Promotions Ltd - Applicant
- Suhel Mohmed, TRL Promotions Ltd – General Manager

The Legal Officer set out the procedure to be followed.

The Licensing Officer presented the application, noting no representations had been received and the operating hours (22:00hrs until 04:00hrs Sunday to Thursday, 22:00hrs until 05:00hrs Friday and Saturday), promotional material, internal layout, and external appearance was to remain as existing. Details of the current licence were outlined in the report.

The applicant's representative presented their case to Members, which detailed the following:

- The premises have held a sexual entertainment licence since 2012, which had been renewed annually since.
- No changes to the appearance or advertising were proposed.

- Guidance for performers is provided in English and Romanian with the possibility of other languages if required.
- No criminal activity had been reported at the premises.

In response to questions from Members the Licensing Sub-Committee were provided with the following information:

- No promotional material was provided within the report as no material changes were proposed since the last renewal approved by the Sub-Committee.
- As the details in the welfare pack were not up to date, including contact information for relevant trade unions, it was agreed these details would be corrected promptly.

Members were thanked for their diligent research and consideration of the report.

RESOLVED – That the application for renewal be granted as applied for.

7 Application for the Renewal of a Sex Establishment Licence for Purple Door 5 York Place Leeds LS1 2DR

The report of the Chief Officer Elections and Regulatory advised the Licensing Sub Committee Members of an application regarding the renewal of a sex establishment licence for the provision of sexual entertainment in the form of lap dancing made by Ruby May (2) Limited, for a premises to operate under the name of Purple Door at 5 York Place, Leeds, LS1 2DR.

In attendance at the meeting were:

- Naomi Shaw, Kuits LLP – Applicant’s Representative
- Nicholas Quadrini, Ruby May (2) Limited – Applicant
- Carl Copeland, Ruby May (2) Limited – General Manager

The Legal Officer set out the procedure to be followed.

The Licensing Officer presented the application, noting no representations had been received and the operating hours (22:00hrs until 04:00hrs Sunday to Thursday, 22:00hrs until 05:00hrs Friday and Saturday), promotional material, internal layout and external appearance was to remain as existing. Details of the current licence were outlined in the report.

The applicant’s representative presented their case to Members, which detailed the following:

- The premises have been trading since 2005, with the current licence effective from 2011 - renewed annually with an unchanged style, location, promotion, and external design.
- No objections or issues were noted from responsible authorities.
- The premises managerial staff were noted to be experienced.
- It was stated there were no perceived mandatory grounds for refusal for the licence renewal.

In response to questions from Members of the Licensing Sub Committee, the following was outlined and discussed:

- The applicant has owned the premises since 1999.
- A female member of management staff is employed at the premises who may be more approachable for performers to raise work issues.
- A strict admission policy is in place to ensure safety, protection, and respect for performers.
- Performers are aware of the potential issues they may face due to the sensitive nature of the industry. No complaints from performers to management were noted.
- The code of conduct information, contained at Appendix C, stated trade union information can be sought through management, which Members considered inadequate. Detailed trade union information was deemed essential to the welfare of performers and the welfare pack should be updated, including direct contact information for the union organisations.
- The performers were confirmed to be self-employed; Members outlined the same regulations and access to welfare information should apply for all performers in the industry, regardless of terms of employment.

RESOLVED –

- a.) That the application for renewal be granted as applied for.
- b.) An additional request was made that an updated version of the welfare package be sent back to the Licensing Authority within 28 days of the hearing date.

8 Application for the grant of a premises licence for The Little Deli Co. 2 Haigh Moor Road Tingley Wakefield, WF3 1AA

The report of the Chief Officer Elections and Regulatory advised Members of an application for the grant a premises licence, made by The Little Deli Co. (Tingley) Limited, for The Little Deli Co., 2 Haigh Moor Road, Tingley, Wakefield, WF3 1AA

In attendance at the meeting were:

- Nick Semper, The Licensing Guys – Applicant’s Representative
- Aisling Russell, The Licensing Guys – Applicant’s Representative
- Sarah Shann, The Little Deli Co (Tingley) Limited – Applicant
- Lynne Shann, The Little Deli Co (Tingley) Limited - Applicant

The Licensing Officer presented the application, providing the following information:

- The premises operate as a small delicatessen counter and had applied for the sale by retail of alcohol, every day 08:00 – 19:00 (for consumption off the premises).
- West Yorkshire Police had submitted a representation to the application, however agreements were reached between the applicant and West Yorkshire Police prior to the hearing and as a result the representation was withdrawn.
- Two objections had been received from local residents, contained at Appendix D, the main concerns being the sale of alcohol and nuisance caused by deliveries to the premises. The applicant’s representative has provided a

written response to the objectors to address the concerns detailed in their representations. One objector had advised they wished for their representation to remain and there has been no response from the other objector.

- No other premises with an alcohol licence in the vicinity had been identified.

The applicant's representatives presented their case to Members, which detailed the following:

- The premises had not sold any alcohol to date, the business primarily sold cheese and bakery items.
- There was no noted evidence for the premises not being capable of promoting the licensing objectives.
- The applicants were a company run by a mother and daughter since July 2022.
- Aside from the two objectors, there had been no concerns with any other residents. The Police's representation had been negotiated and agreed and no other representations from responsible authorities had been submitted.
- There will be no on-site alcohol consumption, outside seating or public toilets.
- The opening hours had been adjusted to reflect the planning approval, despite licensing and planning being separate bodies.
- The area was considered low risk for car crashes, with one incident noted since 2017 which resulted in no serious injuries.
- The premises attract high end customers and the proposed hours for sale of alcohol was to supplement stock and would not be sold in an irresponsible manner.

In response to questions from Members the Licensing Sub Committee were provided with the following information:

- The premises will operate a challenge 25 policy.
- The photos supplied by objectors regarding parking was for cars using the post office across the road.
- All deliveries were told to be dropped off at the adjacent beauty parlour which is also in ownership of the applicants and has a carpark.
- The applicants will ensure parking is appropriately monitored, with the area designated noted to be large with an adequate turning circle.

RESOLVED – That the application be granted as applied for, subject to the measures agreed with West Yorkshire Police.

9 Application to vary a premises licence held by Tingley Athletic FC Ltd The Crescent Casson Avenue East Ardsley Wakefield WF3 2EG

The report of the Chief Officer Elections and Regulatory requested the consideration of Members for an application to vary a premises licence made by Tingley Athletic FC Ltd, for Tingley Athletic FC Ltd, The Crescent, Casson Avenue, East Ardsley, Wakefield, WF3 2EG.

In attendance for the meeting were:

- Chris Daly – Tingley Athletic FC, Applicant

The Legal Officer outlined the procedure for the meeting.

The Licensing Officer presented the application providing the following information:

- The hours for the sale of alcohol (for consumption both on and off the premises) on the current licence are Sat, Sun and Bank Holiday Mondays, 12:00 -20:00. The applicant has applied for the following: Mon-Fri, 17:00 - 22:00 and Sat & Sun 11:00 - 22:00.
- No representations had been received from the statutory consulted responsible authorities.
- 11 representations had been received from local residents, contained at Appendix E. The concerns largely focused on potential noise, nuisance, and disorder as well as speeding drivers.

The applicant presented their case to Members, which detailed the following:

- The club and sports facilities were noted as a valuable community resource, with the proposed increased hours for alcohol sale as a social element and fund raising for the club.
- The only incident of crimes was that of damage done by the public to the club and grounds, external to the operation of the club.
- A letter had been sent to local residents to inform them of the clubs' intentions.
- The volunteers go through extensive training and are DBS checked to ensure the safeguarding of children.
- Concerns regarding speeding drivers should be raised with the police and not the licensing authority.
- There is no intention to run the premises as a pub or social club and the extended hours were not going to be applied to everyday activity. The ambition was to improve the atmosphere of the club and not to attract new customers; it is a junior football club at heart.
- Any profits will go back into the club for work such as grounds maintenance and all staff are employed on a voluntary basis.

Responding to questions from the Members, the Licensing Sub Committee were informed of the following:

- A consultation meeting had not been held with local residents as no replies had been received to information explaining the clubs' intentions. However, a meeting had been held for the original licence and committee members of the club were of the view they were approachable to the community.
- In relation to the request for later hours for the sale of alcohol, Members noted that it was not proposed as being on a regular basis, as the club is volunteer led and the process would incur cost and time, impacting on functionality.
- Although parking provisions were noted as extensive, it can be difficult to manage due to idle parking on Casson Avenue. On busier days volunteers will be deployed to manage parking, with excess parking in a nearby doctors' surgery and varied kick off times to control the flow of vehicles.
- There had been a historic objection to the club by some local residents since its fruition and it had been difficult to engage with all. Attempts to positively engage were noted as being; provision of a childminder service, food and

drink vouchers at events and the facilities open for public use as they are council pitches.

- The sale of alcohol until 10pm had been proposed based on the consultation with club members who would be prepared to stay longer and increase funding for the club.
- Football matches were displayed on televisions in the clubhouse which was deemed hospitable and a community space during winter. Consumption of alcohol will take place in the clubhouse, and pitch-side during football matches.
- To manage litter and safety around the grounds, only cans and plastic glasses are on sale for external use. Litter was noted to be an occurrence regardless of alcohol sales and volunteers conducted litter picks and act upon reports of litter from the public.

RESOLVED – To grant the variation to the licence, as applied for.