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## LICENSING SUB-COMMITTEE

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MEETING TO BE HELD IN CIVIC HALL, LEEDS, LS1 1UR ON  
TUESDAY, 17TH OCTOBER, 2023 AT 10.00 AM

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### MEMBERSHIP

#### Councillors

N Buckley - Alwoodley;  
S Holroyd-Case - Ardsley and Robin Hood;  
I Wilson - Weetwood;

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.

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](mailto: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.

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**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;"><b><u>PRELIMINARY PROCEDURES</u></b></p> <p><b>ELECTION OF THE CHAIR</b></p> <p>To seek nominations for the election for the position of Chair.</p>	
2			<p><b>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</b></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><b>EXEMPT INFORMATION - POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC</b></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><b>RESOLVED</b> – 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><b>LATE ITEMS</b></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><b>DECLARATION OF INTERESTS</b></p> <p>To disclose or draw attention to any interests in accordance with Leeds City Council's 'Councillor Code of Conduct'.</p> <p><b><u>HEARINGS</u></b></p>	
6			<p><b>CERTIFICATION OF A FILM – SAMBIZANGA</b></p> <p>The report of the Chief Officer, Elections and Regulatory advises the Licensing Sub Committee Members of an application for the certification of a film titled, 'Sambizanga', to be screened as part of Cinema Africa. The Screening is scheduled to take place on the 29th October 2023, at Hyde Park Picture House.</p>	7 - 14
7			<p><b>APPLICATION FOR THE GRANT OF A PREMISES LICENCE FOR PAPA JOHN'S, UNIT 1, BRIGGS HOUSE, 98 BELLE VUE ROAD, WOODHOUSE, LEEDS, LS3 1HF</b></p> <p>To receive and consider the attached report of the Chief Officer regarding an application for the Grant of a Premises Licence for Papa John's, Unit 1, Briggs House, 98 Belle Vue Road, Woodhouse, Leeds, LS3 1HF.</p>	15 - 64

Item No	Ward/Equal Opportunities	Item Not Open		Page No
			<p><b><u>Third Party Recording</u></b></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"> <li>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.</li> <li>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.</li> </ul> <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 (<a href="mailto:FacilitiesManagement@leeds.gov.uk">FacilitiesManagement@leeds.gov.uk</a>). 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>	

**Report of:** Chief Officer, Elections and Regulatory

**Report to:** Licensing Sub Committee

**Date:** Tuesday, 17th October 2023

**Subject:** Certification of a Film – Sambizanga

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Headingley & Hyde Park		
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:		

## Executive Summary

To advise the Licensing Sub Committee Members of an application for the certification of a film titled, ‘Sambizanga’, to be screened as part of Cinema Africa. The Screening is scheduled to take place on the 29<sup>th</sup> October 2023, at Hyde Park Picture House.

With no advance screening being made available the request is made for the film to be awarded an 18 rating, subject to a declaration provided by the distributor. Further information on this element is detailed at 3.3 of this report.

### 1.0 Purpose of this Report

1.1 This report informs Members with the background, history and issues of an application made under the Licensing Act 2003 (“the Act”) for the certification of a film that does not currently have a BBFC (British Board of Film Classification) certification. Finally, this report informs Members of the options available to them when considering an application for the certification of films.

### 2.0 Background Information

2.1 The Licensing Act 2003 applies to premises which provide film exhibitions. At present there are a total of 8 cinemas licensed in the Leeds district.

2.2 The majority of films shown in cinemas will carry a certificate from the BBFC, the categories of which are as follows:



### **3.0 Main Issues**

- 3.1 An application has been received from Hyde Park Picture House to certify the film titled, 'Sambizanga'. The Screening is scheduled to take place on the 29<sup>th</sup> October 2023, at Hyde Park Picture House.
- 3.3 The distributor has been unable to provide an advance screener for Members of the Licensing Sub Committee to view.
- 3.4 There is no requirement for the Committee to view the film as the request is to award an 18 rating subject to a written declaration confirming that the trailers do not contain any content which would more likely than not, render them liable to be classified as R18 if considered in accordance with the BBFC Classification Guidelines.
- 3.5 A report provided by the distributor includes the synopsis, further details on the screening and the declaration referred to above. A copy of this report is available at Appendix A.
- 3.6 A representative of Hyde Park Picture will be contactable by phone should Members of Licensing Sub Committee have any questions.

### **4.0 Implications for Council Policy and Governance**

- 4.1 There are no implications for Council policy and governance in respect of determining this application.

### **5.0 Legal and Resource Implications**

- 5.1 There is no right of appeal to the Magistrates Court against this decision of the Committee.

### **6.0 Recommendations**

- 6.1 Members are requested to consider this request for the certification of the films as attached hereto.
- 6.2 Members are recommended to view films prior to the issue of a Certificate.

### **7.0 Options Available to Members**

- 7.1 The Licensing Authority has the authority to categories a film which is absent of a Certificate from the BBFC.

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**CITY VARIETIES**  
MUSIC HALL · LEEDS

*The*  
**GRAND**  
Theatre & Opera House Leeds

**HYDE PARK**  
PICTURE HOUSE  
*Est. 1914*

<b>REPORT OF:</b>	Robb Barham, Operations & Programme Manager for Leeds Heritage Theatres (Hyde Park Picture House)
<b>TO:</b>	Leeds City Council Licensing Committee c/o Matthew Nelson, Principal Licensing Officer Entertainment Licensing - Leeds City Council [REDACTED]
<b>SUBJECT:</b>	Film Certification of Sambizanga
<b>DATE OF REPORT:</b>	22 Sept 2023

<b>1.0</b>	<b>FILM INFORMATION</b>
<b>Film</b>	Sambizanga
<b>Director</b>	Sarah Maldoror
<b>Country, runtime, year</b>	Angola, France, 1h37mins, 1972
<b>Synopsis</b>	<p>The film is set in the titular Sambizanga, a working-class neighbourhood in Luanda where a Portuguese prison was located in which many Angolan militants were tortured and killed. On 4 February 1961, the prison was attacked by MPLA forces.</p> <p>Domingos Xavier, a revolutionary, is arrested by Portuguese colonial officials. He is taken to the prison in Sambizanga, where he is threatened with torture and death if he does not give the officials the names of his fellow dissidents. During his imprisonment, Domingos' wife Maria goes from prison to prison, trying to find out what has happened to her husband, unaware of the extent of his involvement in the anti-colonial struggle. Unbeknownst to her, Domingos is killed in prison.</p>
<b>2.0</b>	<b>DETAILS OF PROPOSED SCREENING</b>
<b>When</b>	Sun 29 Oct 2023
<b>Where</b>	Hyde Park Picture House
<b>Context</b>	Part of Cinema Africa! Our new permanent strand promotion African cinema.
<b>3.0</b>	<b>SCREENER AVAILABLE?</b>
<b>Yes/No</b>	No
	If Yes, complete, 4.0. If No, complete 5.0
<b>4.0</b>	<b>RECOMMENDED CLASSIFICATION – SCREENER AVAILABLE</b>
<b>4.1</b>	We advise that the film *** is given a *** certificate.

	In making this recommendation we have taken into account the following nine areas which the BBFC use to determine certificates and we can speak to each to explain our recommended certificate.
<b>4.2</b>	Dangerous Behaviour
<b>4.3</b>	Discrimination
<b>4.4</b>	Drugs
<b>4.5</b>	Language
<b>4.6</b>	Nudity
<b>4.7</b>	Sex
<b>4.8</b>	Sexual Violence and Sexual Threat
<b>4.9</b>	Threat and Horror
<b>4.10</b>	Violence
<b>5.0</b>	<b>CLASSIFICATION – SCREENER UNAVAILABLE</b>
<b>5.1</b>	We advise that a 18 certificate is required for the film Sambizanga.
	Any film without a screener for the committee to view, an 18 certificate is required by Leeds City Council, with reference to the below disclaimer.
<b>Disclaimer</b>	This film does not contain any content which would more likely than not, render the film liable to be classified as R18 if considered in accordance with the BBFC Classification Guidelines.
<b>6.0</b>	<b>PREVIEW COPY (Sharing is prohibited by copyright)</b>
<b>Trailer link</b>	<a href="https://www.youtube.com/watch?v=byG185NFpLQ">https://www.youtube.com/watch?v=byG185NFpLQ</a>
<b>Screener link</b>	N/A
<b>Password</b>	
<b>Alternative copy details &amp; notes</b>	

### **Certification Controls at Hyde Park Picture House**

As per our premises licence, the Hyde Park Picture House follows BBFC certification guidance, which is listed with each individual film on our [website](#).

We have several checks in place to manage access to films based on this guidance. These checks are as follows:



- Our [terms & conditions page](#) includes clear guidance on certification in a way audiences can understand and which includes a link to the BBFC if further information is required.
- Certificates are added to every listing on our box office system in addition to our website and this limits the tickets available to films where appropriate. E.g. An audience member can't buy a child's ticket for a 15 or 18 certificate film.
- We have also established a Content Warning system which allows us to give additional content information to audiences to help them make informed choices about what they watch. Full guidance on this can be found on our [website](#).
- Adding the cert to the Box Office system also enables our Front of House staff to identify the age restrictions for films. All staff are fully trained to both understand and then manage certification and age restrictions for films, so we can both advise on entry and appropriateness of a film and refuse sales where required.
- All tickets bought in advance or on the day are checked by a staff member on the door to the cinema auditorium so if an underage person has bought a ticket over the phone or internet in advance they would have to engage with a staff member at ticket check point and entry would be refused and ticket refunded.

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**Report author: Miss Charlotte Deighton**

**Tel: 0113 378 5029**

**Report of the Chief Officer Elections and Regulatory**

**Report to the Licensing Sub Committee**

**Date: Tuesday, 17th October 2023**

**Subject: Application for the Grant of a Premises Licence for Papa John's,  
Unit 1, Briggs House, 98 Belle Vue Road, Woodhouse, Leeds, LS3 1HF**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Little London & Woodhouse		
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 PJ Corp Stores Limited, for Papa John's, Unit 1, Briggs House, 98 Belle Vue Road, Woodhouse, Leeds, LS3 1HF, trading as a fast food store with delivery service. The applicant has applied for Late Night Refreshment, Monday to Sunday, 23:00 - 05:00.

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

The application has attracted representations from West Yorkshire Police and Environmental Health in their capacity as responsible authorities.

Agreements have been reached between the Applicant and West Yorkshire Police, and consequently the representation was withdrawn.

The representation from Environmental Health remains a matter outstanding for the Members' consideration and further details can be found at section 5.3 of the report.

## **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 PJ Corp Stores Limited.
- 3.2 In summary, the application is for:

*Late Night Refreshment  
Monday to Sunday 23:00 – 05:00*

*Hours the premises proposes to open to the public  
Monday to Sunday 00:00 – 23:59*

*Non-standard timings  
If applicable, an additional hour to the standard and non-standard times on the day when British summertime commences. From the standard start timing on 31st December to the standard start time on the 1st January.*

- 3.3 The applicant proposes to promote the licensing objectives by taking the steps identified in section M of the application form. A copy of the application form can be found at Appendix A.

## **4 Location**

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

## **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 A representation has been received by West Yorkshire Police in their capacity as a responsible authority. Any representation may be negotiated prior to the hearing and in this instance the operating schedule has been amended to include the measures agreed with West Yorkshire Police. A copy of the agreement may be found at Appendix C.

- 5.3 An outright objection has been submitted by Environmental Health on the grounds of public nuisance. The applicant's representative has liaised with Environmental Health in an attempt to reach an agreement and at the time of writing, no agreement has been reached. A copy of the representation, including the discussions by e-mail, can be found at Appendix D.

#### Other Representations

- 5.4 There are no other representations from other persons.

### **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 E.

### **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 subcommittee 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.
  - Reject the whole or part of the application.
- 8.2 Members of the licensing subcommittee 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

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**Application for a premises licence to be granted 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 PJ Corp Stores Limited**

*(Insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003**

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description			
Papa John's Unit 1, Briggs House Belle Vue Road Leeds			
<b>Post town</b>		<b>Postcode</b>	LS3 1HF

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<b>£10,500</b>

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
- i as a limited company/limited liability partnership  please complete section (B)
- ii as a partnership (other than limited liability)  please complete section (B)
- iii as an unincorporated association or  please complete section (B)
- iv other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
  - statutory function or
  - a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over <input type="checkbox"/> Please tick yes			
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					



**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over		<input type="checkbox"/>	Please tick yes
<b>Nationality</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(B) OTHER APPLICANTS**

**Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.**

<b>Name</b>
PJ Corp Stores Limited
<b>Address</b>
Papa John's International Hub 11 Northfield drive Northfield Milton Keynes
MK15 0DQ
<b>Registered number (where applicable)</b>
14717771

Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Fast food store with delivery service.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

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)

**Supply of alcohol** (if ticking yes, fill in box J)

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

**A**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)					
Mon								
Tue								
Wed						<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Thur								
Fri						<b>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</b> (please read guidance note 6)		
Sat								
Sun								

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed			
Thur			<b><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></b> (please read guidance note 6)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon					
Tue			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
Wed					
Thur			<b>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</b> (please read guidance note 6)		
Fri					
Sat					
Sun					



**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon					
Tue					
Wed			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

# G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<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 5)		
Fri					
Sat			<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 6)		
Sun					

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 4)		
Mon	23:00	05:00			
Tue	23:00	05:00			
			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5)		
Wed	23:00	05:00			
Thur	23:00	05:00			
			<b>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</b> (please read guidance note 6)		
Fri	23:00	05:00			
			If applicable, an additional hour to the standard and non-standard times on the day when British summertime comences.		
Sat	23:00	05:00			
			From the standard start timing on 31 <sup>st</sup> December to the standard start time on the 1 <sup>st</sup> January.		
Sun	23:00	05:00			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>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</b> (please read guidance note 6)		

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

<b>Name</b>	
<b>Date of birth</b>	
<b>Address</b>	
<b>Postcode</b>	
<b>Personal licence number (if known)</b>	
<b>Issuing licensing authority (if known)</b>	



## M

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

The licensing objectives have been considered taking into account the nature of the premises and the proposed style of operation.

The premises will operate in accordance with all relevant legislation.

The premises will liaise and co-operate with the Responsible Authorities

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

A CCTV system with recording equipment will be installed and maintained at the premises.

All recordings used in conjunction with CCTV will:

- Be of evidential quality in all lighting conditions;
- Indicate the correct time and date; and
- Be retained for a period of 31 consecutive days

**c) Public safety**

The premises will operate in accordance with all relevant legislation which promotes the prevention of public safety objective. For example, the Health & Safety and Food Safety legislation

The premises will liaise and co-operate with the Responsible Authorities.

**d) The prevention of public nuisance**

The premises will operate in accordance with all relevant legislation which promotes the prevention of public nuisance objective. For example, Environmental Protection Act 1990.

Arrangements for the storage and disposal of refuse will not cause a nuisance.

The premises will liaise and co-operate with the Responsible Authorities.

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

See box a) above.

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- 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.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

**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.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"><li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I</li></ul>
--------------------	--



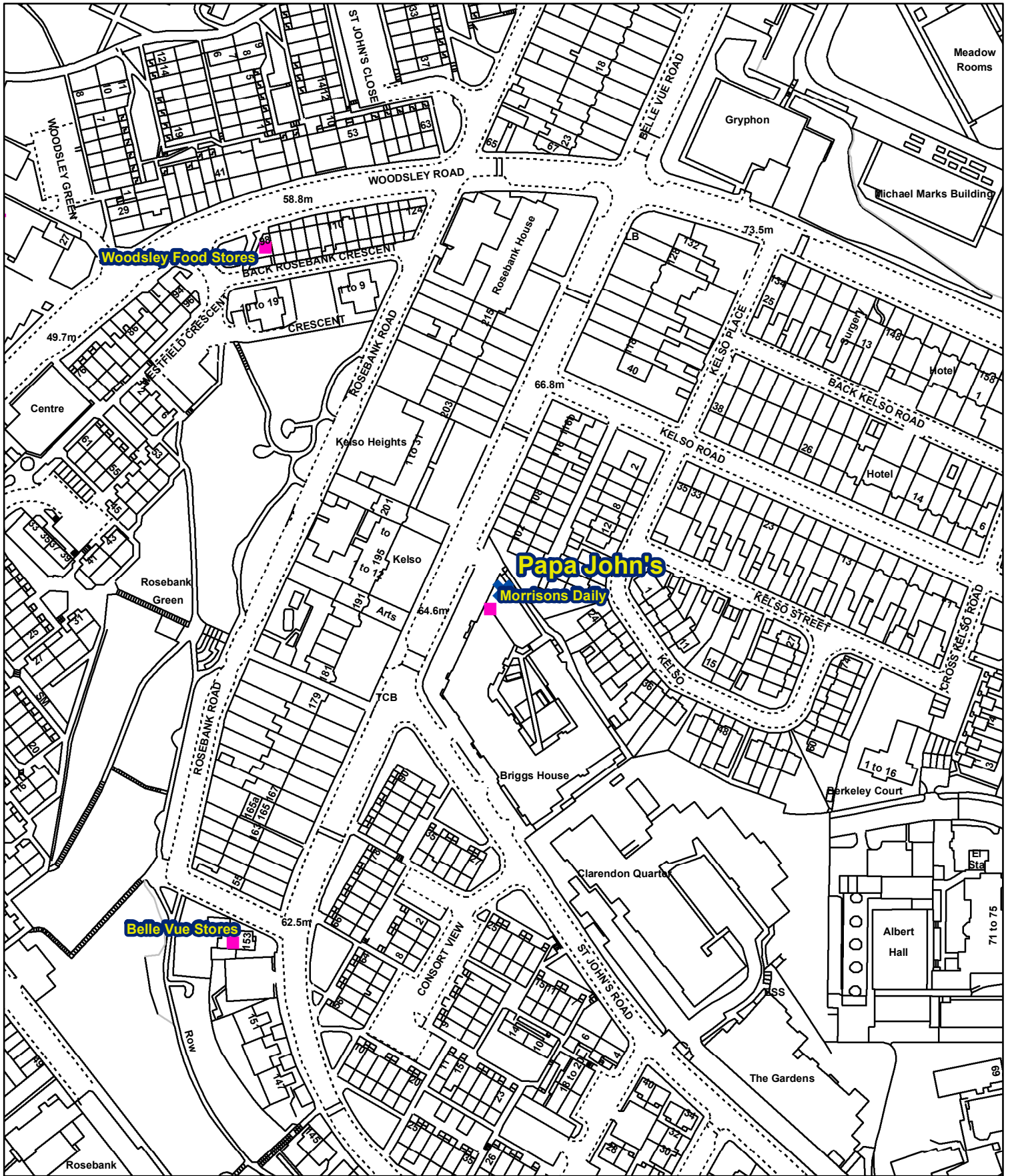
	<p>am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
Signature	[REDACTED]
Date	28 July 2023
Capacity	Authorised Agent

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

<p>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)</p> <p>[REDACTED]  Licensing Law Consultancy  3 The Triangle  NG2 Business Park  Queens Drive</p>			
Post town	Nottingham	Postcode	NG2 1AE
Telephone number (if any)	[REDACTED]		
<p>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</p> <p>[REDACTED]</p>			

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





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**Key**

	On licence		Late night refreshment
	Off licence		Other

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**From:**Parker, David  
**Sent:**22 Aug 2023 07:30:54 +0100  
**To:**Entertainment Licensing  
**Cc:**Walaiti Rathore  
**Subject:**FW: PREM/05166/001 - PAPA JOHN'S, UNIT 1 BRIGGS HOUSE, 98 BELLE VUE ROAD, WOODHOUSE, LEEDS, LS3 1HF  
**Attachments:**Papa Johns - Qualified rep.doc

Good Morning,

Please find the below agreement with regards a previously submitted qualified representation (a copy of which is attached) for:

PREM/05166/001 - PAPA JOHN'S, UNIT 1 BRIGGS HOUSE, 98 BELLE VUE ROAD, WOODHOUSE, LEEDS, LS3 1HF

A minor amendment has been agreed to the conditions so they should now read:

- A suitable closed-circuit television (CCTV) system shall be in operation whilst members of the public are in attendance. The CCTV system shall record images to cover all areas of the licensed site to which the public have access (save for toilets/showers/changing areas). The CCTV system shall record images to cover external areas used by customers. At least one member of staff shall be on duty at the premises who can operate the system and download recorded images. These images will be downloaded and provided immediately, or where this is not possible as soon as practicable, on request to an officer of a Responsible Authority. The CCTV system shall be capable of retaining images for a minimum of 31 days, will be of good quality and will contain the correct time and date stamp information. The CCTV system and images will be kept in a secure environment to which members of the public will not be permitted access.
- A register shall be maintained on the premises to record all incidents and accidents. Records should include matters such as anti-social behaviour, admission refusals, refusals of service, ejections, seizure of prohibited items, casualties/unwell customers, welfare and safeguarding matters, accidents, and safety incidents. The records shall include the date, time, and location of the incident; nature of the incident; personal details and contact information for all people involved including any witnesses, any crime number and details of police officers attending. A note of the action taken, and where relevant a note of the actions to prevent any reoccurrence should also be included. The records shall be available for inspection by any authorised officer of

the responsible authorities and shall be securely retained by the licence holder for a period of 12 months after the last entry.

Subject to the agreed conditions forming part of the operating schedule I can state on behalf of West Yorkshire Police that we withdraw our objection/ representation to the licence being granted as applied for.

Regards

David Parker

Leeds District Licensing,

West Yorkshire Police,

Leeds District HQ,

Elland Road,

Leeds

LS118BU

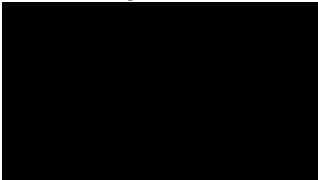
[REDACTED]

**From:** Walaiti Rathore [REDACTED]  
**Sent:** Monday, August 21, 2023 10:55 PM  
**To:** [REDACTED] Entertainment Licensing  
<Entertainment.Licen@leeds.gov.uk>  
**Subject:** RE: PREM/05166/001 - PAPA JOHN'S, UNIT 1 BRIGGS HOUSE, 98 BELLE VUE ROAD, WOODHOUSE, LEEDS, LS3 1HF

Hi David,

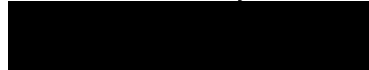


Walaiti Rathore  
Licensing Law Consultancy



Environmental Protection Team  
Leeds City Council  
Millshaw Park Way  
Leeds  
LS11 0LS

Contact: Mr Gary Mann



Our reference: 23/050835/EPLA01  
10 August 2023

Dear Walaiti Rathore

**Licensing Act 2003**

**Name and Address of Premises: Papa Johns, Unit 1, 98 Belle Vue Road, Woodhouse, Leeds, LS3 1HF**

We refer to your licensing application for the above premises. We believe that your application does not give enough information about how you intend to meet an important objective of the licence, which is to prevent public nuisance. We therefore confirm that we are submitting a formal objection to your application.

We base our objection on the following matters:

- The potential for noise disturbance associated with licensable activities passing through the fabric of the building to cause noise and vibration in adjoining residential/business premises.
- The potential for noise disturbance associated with licensable activities to break out of the premises or pass through the fabric of the building to cause noise disturbance to nearby residential/business premises.
- The potential for noise disturbance from the use of outside areas when drivers/customers area arriving/leaving, including that from vehicles. noise from people talking, car radios.
- The potential for the alleged sources of nuisance described in items 1 to 3 above to continue into hours where such disturbance may adversely affect sleep and other loss of the use and enjoyment of a property.
- That the hours of operation applied for would set a precedent in an area by late opening venues. If the precedent was set and other businesses granted such hours then there would be a significant added impact of noise disturbance deeper into the early morning hours to the surrounding residential premises.
- Impacts of increased odour and noise from kitchen extraction equipment. any previous noise assessment of plant and extract equipment would have done against

prevailing daytime background noise levels. Night time background noise levels could be up to 20-30 dB lower than daytime.

We also base our objection on experience including that specifically associated with the premises and the area including data relating to complaints received from members of the public.

Having read the matters we describe below if you feel we should consider anything else please do not hesitate to contact us.

### **Description of the surrounding area**

Please refer to Appendix 1 Maps of Surrounding Area

### **Description of the applicant venue and the application:**

- The applicant seeks to apply for Late Night refreshment until 5am 7 days a week.
- The premises is located in a primarily residential area, with flats directly above, houses adjacent and opposite.

The onus is on the applicant to demonstrate such matters (Items 8.41 to 8.49 of the amended guidance issued under Section 182 of the Licensing Act 2003 – April 2018

### **Complaint and other history specific to the applicant premises**

21/009994/EPRN04 – complaint received 19<sup>th</sup> February 2021, regarding late night operations.

- Drivers slamming doors until 1am.
- deliveries of stock from 4am.
- drivers ignoring traffic flow system making it dangerous for pedestrians.
- Build up of waste/rubbish attracting vermin.
- People rifling through their bins attracting ASB, street drinking.

Issues appeared to be resolved informally. I gather the business owner may not have been aware someone was using the premises late at night.

### **Conclusions reached**

- This application provides no information on how the licensing objective prevention of public nuisance will be met.
- Granting this application will result in increased noise from delivery drivers and customers during sensitive hours.
- Careful activity from drivers/customers would still cause disturbance. This would be exacerbated during summer periods when windows are required to be open for ventilation.
- There will also be increased noise and odour from cooking extraction systems operating through the night.
- Movement inside the premises from cooking activities, talking, walking around, opening/closing doors, radios/music during sleep sensitive hours may also give rise to disturbance



- There are few measures which could be implemented to resolve issues with the comings/goings of drivers and customers. Its difficult to shut a car door quietly!
- Taking action under S79/80 of the Environmental Protection Act 1990 would be very difficult. A high standard of evidence is required and typical issues such as delivery drivers coming and going are difficult to witness during the early hours of the morning. In our experience complaints relating to the potential issues will often go unresolved.
- Retrofitting measures to reduce noise transference between commercial and domestic properties is costly and disruptive and heavily relies on the business operator, who are often unwilling to do the works.
- Planning hours are restricted: The opening hours for the premises and deliveries of cooked products shall be restricted to 0700 hours to 2300 hours. The hours of servicing to and from these premises shall be restricted to 0800 hours to 2000 hours Monday to Saturday with no servicing on Sundays and Bank Holidays.
- Section 9.45 of the Revised Guidance issued under section 182 of the Licensing Act states where businesses have indicated, when applying for a licence under the 2003 Act, that they have also applied for planning permission or that they intend to do so, **licensing committees and officers should consider discussion with their planning counterparts prior to determination with the aim of agreeing mutually acceptable operating hours and scheme designs.**
- Through the planning process Environmental Health could request a noise assessment to ensure compliance with noise criteria. However this is not always a guarantee problems will be resolved. and the planning process would unlikely resolve issues relating to external noise. So EH would likely recommend refusal.
- A similar application was made in 2016, Papa Johns, 2 The Becketts, 605 Meanwood Road, Meanwood, Leeds, LS6 4AY by the same applicant. This was refused by the committee. The current application is in a much less commercial area and surrounded by more residential. Which will likely cause greater impact than the Meanwood application.

We recommend that the Sub-Committee refuse the application.

We understand that the Sub-Committee may take a different view and grant the application. We recommend that if that is the case we should be given the opportunity to suggest measures as conditions on the licence. We do not say that conditions would effectively prevent public nuisance but that they may go some way to reducing the potential impact.

Yours sincerely



Mr Gary Mann  
Senior Environmental Health Officer

## Appendix 1 Map of Surrounding Area

Papa Johns tagged, outlined in red occupying the ground floor area.



**From:**Turner, Ruth  
**Sent:**4 Sep 2023 12:34:24 +0100  
**To:**Walaiti Rathore;Chari, Hughin  
**Cc:**Entertainment Licensing;Mann, Gary;Holroyd, Vanessa  
**Subject:**RE: PREM/05166/001 Papa Johns, Unit 1 Briggs House, 98 Belle Vue Road, Woodhouse, LS3 1HF

Good Morning Walaiti

Due to the location of the premises, the proximity of residential premises and the potential for nuisance this Department stands by the original objection.

The hours which were offered on Friday September 1<sup>st</sup> are a reasonable compromise to ensure that residents are not unnecessarily disturbed at night and as such have their sleep interrupted

If you are not in agreement with the hours which have been proposed then a hearing at Licensing Sub Committee will be required

Regards

Ruth Turner

Team Manager Environmental Health



**From:** Walaiti Rathore <[redacted]>  
**Sent:** 04 September 2023 09:37  
**To:** Turner, Ruth <[redacted]>; Chari, Hughin <[redacted]>  
**Cc:** Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>; Mann, Gary

[REDACTED] Holroyd, Vanessa [REDACTED]

**Subject:** RE: PREM/05166/001 Papa Johns, Unit 1 Briggs House, 98 Belle Vue Road, Woodhouse, LS3 1HF  
**Importance:** High

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Good Morning Ruth,

Thank you for your reply.

I was wondering if you have a further potential counter proposal, in light of the points we have put forward, which would not involve us withdrawing the application for 5 days a week? That might help achieve a more reasonable compromise that could work for all parties.

Once again, If an agreement can be reached, then it would be helpful to hopefully avoid the licensing authority having to do any further work to set up a hearing unnecessarily.

I look forward to hearing from you.

Many thanks.

Kind regards

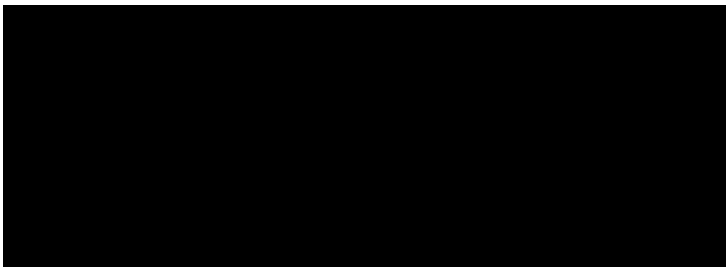
Walaiti

**Walaiti Rathore**

Managing Director



Licensing Law Consultancy

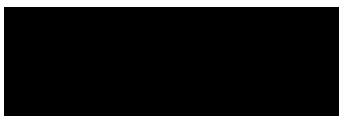


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**From:** Turner, Ruth [REDACTED]  
**Sent:** Monday, September 4, 2023 9:25 AM  
**To:** Walaiti Rathore [REDACTED]; Chari, Hughin [REDACTED]  
**Cc:** Entertainment Licensing <[REDACTED]>; Mann, Gary [REDACTED]; Holroyd, Vanessa [REDACTED]  
**Subject:** RE: PREM/05166/001 Papa Johns, Unit 1 Briggs House, 98 Belle Vue Road, Woodhouse, LS3 1HF

Good Morning Walaiti

Both Gary and Eugene are off today

Unfortunately the times you have offered are not acceptable to this Department.

The premises is located in a predominantly residential area and a business operating until 02.00 Sun – Wed and 05.00 Thurs – Sat is likely to disturb residents as laid out in Garys original objection

Therefore the original representation stands

Regards

Ruth Turner

Team Manager Environmental Health

[REDACTED]

**From:** Walaiti Rathore [REDACTED]  
**Sent:** 01 September 2023 16:59  
**To:** Chari, Hughin [REDACTED]  
**Cc:** Entertainment Licensing [REDACTED] Turner, Ruth  
[REDACTED]  
**Subject:** RE: PREM/05166/001 Papa Johns, Unit 1 Briggs House, 98 Belle Vue Road, Woodhouse, LS3 1HF  
**Importance:** High

Hi Charli,

Thank you for your counter proposal.

Your proposal is effectively asking the applicant to withdraw the application for 5 days of the week which would not be reasonable for the reasons in our earlier email.

Our proposal was a fair compromise in light of the arguments/reasons presented in our earlier email.

However, in an effort to reach an agreement today, my client would be prepared to further reduce the hours as follows:

- The premises shall close to the public at 2am on Thursdays, Fridays and Saturdays
- The premises shall close to the public at midnight on Sundays to Wednesdays and then operate as a delivery service until 2am

I hope this can be agreed as a very reasonable compromise, in light of our previous points made in relation to this matter.

I look forward to hearing from you.

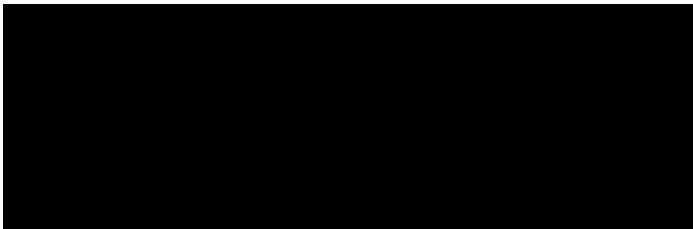
Kind regards

Walaiti

**Walaiti Rathore**

Managing Director

Licensing Law Consultancy



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**From:** Chari, Hughin [REDACTED]  
**Sent:** Friday, September 1, 2023 12:39 PM  
**To:** Walaiti Rathore [REDACTED]  
**Cc:** Entertainment Licensing <[REDACTED]> Turner, Ruth  
[REDACTED]  
**Subject:** RE: PREM/05166/001 Papa Johns, Unit 1 Briggs House, 98 Belle Vue Road, Woodhouse, LS3 1HF

Good afternoon,

Following our recent phone conversation, I am writing to you with a proposal of operating Sunday – Thursday closing at 23:00 and Friday and Saturday closing at 2am. In addition, you will need to put in an application through planning to amend the operating hours.

Could you please let us know what your client says regarding the proposal.

Kind regards

Eugene Chari

Senior Technical Officer

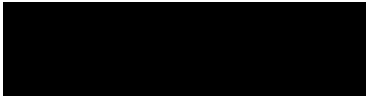
Leeds City Council

Environmental Health Services

Millshaw Parkway

Leeds

LS11 OLS



**From:** Entertainment Licensing [REDACTED]

**Sent:** 01 September 2023 10:46

**To:** Holroyd, Vanessa [REDACTED] Turner, Ruth [REDACTED]

Chari, Hughin <[REDACTED]>

**Subject:** FW: PREM/05166/001 Papa Johns, Unit 1 Briggs House, 98 Belle Vue Road, Woodhouse, LS3 1HF

**Importance:** High

Hi all

In Gary's absence, can anyone assist with the below?

The report for the hearing is due in by this afternoon so if possible a response as soon as possible would be appreciated.

Thanks so much.

Charlotte Deighton

Licensing Officer

Entertainment Licensing

Leeds City Council



**From:** Walaiti Rathore [REDACTED]  
**Sent:** 31 August 2023 20:30  
**To:** Mann, Gary [REDACTED] Entertainment Licensing  
[REDACTED] Deighton, Charlotte [REDACTED]  
**Subject:** RE: PREM/05166/001 Papa Johns, Unit 1 Briggs House, 98 Belle Vue Road, Woodhouse, LS3 1HF  
**Importance:** High

Dear Gary,

Hope you are well.

I refer to the email below and our recent telephone conversation regarding this matter.

I am hoping this matter can be resolved by way of an agreement and without the need for a hearing.

The applicant is the Papa John's franchisor and has taken over these premises along with around 25 other sites in the "northern" area, as well as a significant number of premises in other parts of the country.

Several applications were made at the same times as this application, some of which have now been granted a 5am licence including one in York. Some of the others have been granted until 5am for deliveries with an earlier closing time of around 2am.

I take on board your comments about site and location, but you will be aware that these premises are not unique in these respects; in fact they are fairly common and many have a premises licence for later hours, despite being in residential areas.

Therefore, it is possible for residents and businesses like this to co-exist with suitable management controls. As you aware, the Licensing Act is generally permissive.

I note reference to a single complaint in 2021. However, this was before our occupation of the premises and it was two years ago with no further recorded issues. In addition, there seems to be no evidence of the complaint being substantiated or evidence to show that there is an actual noise issue with these premises which cannot be effectively managed.

I also note that reference has been made to planning.

Firstly, the planning department has considered this application and decided not to make a representation. They accepted our second point that planning and licensing are separate regimes; planning policies and considerations should be kept separate from licensing. There is nothing in the guidance which overrides this.

You will be aware that each application is determined on its own merits and the licensing committee is not bound by decisions made in relation to other premises, and certainly not those made 7 years ago.

In fact there are examples of more recent premises licences granted for hours as late as 5am in similar locations, including in Leeds.

There were no representations from the residents which is significant, and there were no other representations other than from the Police who have withdrawn their representation based on the following conditions:

- A suitable closed-circuit television (CCTV) system shall be in operation whilst members of the public are in attendance. The CCTV system shall record images to cover all areas of the licensed

site to which the public have access (save for toilets/showers/changing areas). The CCTV system shall record images to cover external areas used by customers. At least one member of staff shall be on duty at the premises who can operate the system and download recorded images. These images will be downloaded and provided immediately, or where this is not possible as soon as practicable, on request to an officer of a Responsible Authority. The CCTV system shall be capable of retaining images for a minimum of 31 days, will be of good quality and will contain the correct time and date stamp information. The CCTV system and images will be kept in a secure environment to which members of the public will not be permitted access.

- A register shall be maintained on the premises to record all incidents and accidents. Records should include matters such as anti-social behaviour, admission refusals, refusals of service, ejections, seizure of prohibited items, casualties/unwell customers, welfare and safeguarding matters, accidents, and safety incidents. The records shall include the date, time, and location of the incident; nature of the incident; personal details and contact information for all people involved including any witnesses, any crime number and details of police officers attending. A note of the action taken, and where relevant a note of the actions to prevent any reoccurrence should also be included. The records shall be available for inspection by any authorised officer of the responsible authorities and shall be securely retained by the licence holder for a period of 12 months after the last entry.

We are hoping that we can also reach an agreement based on a reduction in hours and conditions, in an effort to work in partnership and avoid a hearing.

Therefore, we are proposing the following as compromise:

- The premises shall close to the public after 01:00 and will then operate solely as a delivery service until 03:00.
- Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- Delivery drivers shall enter and leave their vehicles (or get on and get off their bikes) quietly and considerately, not leave engines running and with due consideration to neighbours.
- Delivery vehicle horns shall not be used during the provision of late-night refreshment, except in accordance with the Highway Code.

You will see the above includes a significant reduction in hours, and conditions to manage potential noise which have been effectively used in other such cases.

If an agreement can be reached, then it would be helpful if you could please let me have your reply as soon as possible and copy in the licensing authority (copied in), to hopefully avoid them having to do any further work to set up a hearing unnecessarily.

Please also let me know if you would like to discuss any of the above and, of course, the above is subject to a full agreement being reached to avoid a hearing.

Many thanks.

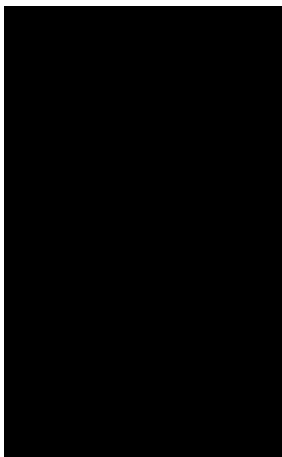
Kind regards

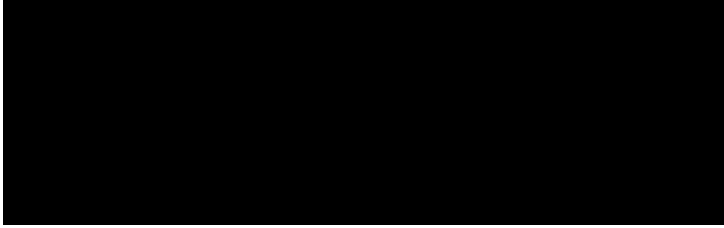
Walaiti

**Walaiti Rathore**

Managing Director

Licensing Law Consultancy



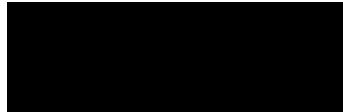


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**From:** Mann, Gary 

**Sent:** Thursday, August 10, 2023 4:04 PM

**To:** Walaiti Rathore < >; Deighton, Charlotte < > Entertainment Licensing

; Deighton, Charlotte

**Subject:** PREM/05166/001 Papa Johns, Unit 1 Briggs House, 98 Belle Vue Road, Woodhouse, LS3 1HF

Dear Walaiti Rathore

Please see attached Full objection from Environmental Health.

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## Issued premises licences and club certificates within an area



<b>PREM/01290/004 - Alkhaleej, 27 Hyde Park Road, Woodhouse, Leeds, LS6 1PY</b>	
Provision of late night refreshment	
Every Day	23:00 - 00:30
<b>PREM/01274/011 - Faversham, Springfield Mount, Woodhouse, Leeds, LS2 9NG</b>	
Sale by retail of alcohol	
Friday & Saturday	11:00 - 09:00
Sunday to Thursday	11:00 - 06:00
Provision of late night refreshment	
Every Day	23:00 - 05:00
Performance of live music	
Friday & Saturday	11:00 - 09:00
Sunday to Thursday	11:00 - 06:00
Performance of recorded music	
Friday & Saturday	11:00 - 09:00
Sunday to Thursday	11:00 - 06:00
Performance of dance	
Friday & Saturday	11:00 - 09:00
Sunday to Thursday	11:00 - 06:00
Entertainment similar to live music, recorded music or dance	
Friday & Saturday	11:00 - 09:00
Sunday to Thursday	11:00 - 06:00
<b>PREM/03171/008 - Tesco Stores Ltd, 102 Burley Road, Burley, Leeds, LS3 1JP</b>	
Sale by retail of alcohol	
Every Day	06:00 - 23:00
<b>PREM/01451/004 - G J Food &amp; Wine, 19 - 21 Alexandra Road, Woodhouse, Leeds, LS6 1QT</b>	
Sale by retail of alcohol	
Every Day	00:00 - 23:59
<b>PREM/00466/007 - Stylus (incorporating Pulse), 2 Lifton Place, Woodhouse, Leeds, LS2 9JZ</b>	
Sale by retail of alcohol	
Every Day	11:00 - 05:00
Provision of late night refreshment	
Every Day	23:00 - 05:00
Performance of a play	
Every Day	11:00 - 06:00
Exhibition of a film	
Every Day	11:00 - 06:00
Indoor sporting events	
Every Day	11:00 - 06:00
Boxing or wrestling entertainment	
Every Day	11:00 - 06:00
Performance of live music	

Every Day	11:00 - 06:00
Performance of recorded music	
Every Day	11:00 - 06:00
Performance of dance	
Every Day	11:00 - 06:00
Entertainment similar to live music, recorded music or dance	
Every Day	11:00 - 06:00

**PREM/02932/001 - Charles Morris Hall, Storm Jameson Court Building, University Of Leeds, Mount Preston Street, Leeds, LS2 9JP**

Sale by retail of alcohol	
Every Day	11:00 - 02:00
Provision of late night refreshment	
Every Day	23:00 - 03:00
Performance of a play	
Every Day	07:00 - 03:00
Exhibition of a film	
Every Day	07:00 - 03:00
Performance of live music	
Every Day	07:00 - 03:00
Performance of recorded music	
Every Day	07:00 - 03:00
Performance of dance	
Every Day	07:00 - 03:00
Entertainment similar to live music, recorded music or dance	
Every Day	07:00 - 03:00

**PREM/02913/001 - Corner Cafe, 104 Burley Road, Burley, Leeds, LS3 1JP**

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

**PREM/04542/001 - Aboo To Go, Unit 7, Clock Buildings, Roundhay Road, Leeds, LS8 2SH**

Provision of late night refreshment	
Every Day	23:00 - 01:00
Performance of recorded music	
Every Day	09:00 - 01:00

**PREM/01018/001 - Hyde Park Methodist Mission Church, Woodsley Road, Woodhouse, Leeds, LS6 1SN**

Performance of live music	
Monday to Saturday	08:00 - 23:00
Performance of recorded music	
Monday to Saturday	08:00 - 23:00
Performance of dance	
Monday to Saturday	08:00 - 23:00
Entertainment similar to live music, recorded music or dance	
Monday to Saturday	08:00 - 23:00

**PREM/04988/001 - Vape & Wine Village Ltd, 13 - 15 Hyde Park Road, Hyde Park, Leeds, LS6 1PY**

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

**PREM/01313/003 - Woodsley Food Stores, 98 Woodsley Road, Woodhouse, Leeds, LS3 1DU**

Sale by retail of alcohol  
Monday to Saturday 08:00 - 23:00  
Sunday 10:00 - 22:30

**PREM/03828/014 - Morrisons Daily, Unit 2, Belle Vue Road, Woodhouse, Leeds, LS3 1HF**

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

**PREM/00175/003 - Suri Food & Wine Store, 20 Woodsley Road, Woodhouse, Leeds, LS3 1DT**

Sale by retail of alcohol  
Monday to Saturday 08:00 - 23:00  
Sunday 10:00 - 22:30

**PREM/01941/003 - La Dorada, The Lodge, Seminary Street, Woodhouse, Leeds, LS2 9NH**

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

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