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**LICENSING SUB-COMMITTEE**

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**MEETING TO BE HELD IN CIVIC HALL, LEEDS ON  
MONDAY, 12TH OCTOBER, 2009 AT 10.00 AM**

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**MEMBERSHIP**

**Councillors**

S Armitage - Cross Gates and Whinmoor;  
M Dobson - Garforth and Swillington;  
C Townsley - Horsforth;

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**Agenda compiled by:  
Tel No:  
Governance Services  
Civic Hall  
LEEDS LS1 1UR**

**John Grieve  
22 43836**

# A G E N D A

Item No	Ward	Item Not Open		Page No
1			<b>PRELIMINARY PROCEDURES</b> <b>ELECTION OF THE CHAIR</b>	
2			<b>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</b>  To consider any appeals in accordance with Procedure Rule 25 of the Access to Information Procedure Rules (in the event of an Appeal the press and public will be excluded)  (*In accordance with Procedure Rule 25, written notice of an appeal must be received by the Chief Democratic Services Officer at least 24 hours before the meeting)	

Item No	Ward	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	Item Not Open		Page No
5			<p><b>DECLARATIONS OF INTEREST</b></p> <p>Members are reminded to declare any interests at the start of the hearing on each application for the purpose of Section 81 (3) of the Local Government Act 2000 and paragraphs 8 to 12 of the Members Code of Conduct.</p>	
6	City and Hunslet;		<p><b>"WALKABOUT" - APPLICATION FOR THE VARIATION OF A PREMISES LICENCE FOR THE PREMISES KNOWN AS "WALKABOUT" 67-83 COOKRIDGE STREET, LEEDS, LS2 3AW</b></p> <p>To consider the report of the Assistant Chief Executive (Corporate Governance) setting out details of an application for the variation of a premises licence in respect of "Walkabout" 67-83 Cookridge Street, Leeds, LS2 3AW.</p> <p>(Report attached)</p>	1 - 6
7	Calverley and Farsley;		<p><b>"THE GEORGE" - APPLICATION FOR THE VARIATION OF A PREMISES LICENCE FOR THE PREMISES KNOWN AS "THE GEORGE" 84 RICHARDSHAW LANE, STANNINGLEY, LEEDS, LS28 6BN</b></p> <p>To consider the report of the Assistant Chief Executive (Corporate Governance) setting out details of an application for the variation of a premises licence in respect of "The George" 84 Richardshaw Lane, Stanningley, Leeds, LS28 6BN.</p> <p>(Report attached)</p>	7 - 10



Originator: Miss Jane Wood

Tel: 0113 2474095

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## Report of the Assistant Chief Executive (Corporate Governance)

### *Report to the Licensing Sub Committee*

Date: Monday 12<sup>th</sup> October 2009

Subject: Application for the Variation of a Premises Licence for:

Walkabout, 67 – 83 Cookridge Street, Leeds, LS2 3AW.

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#### Electoral Wards Affected:

**City & Hunslet**

Ward Members consulted  
(referred to in report)

#### Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

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## Executive Summary

This report informs members of an application for the variation of a Premises Licence for premises situated at 67 – 83 Cookridge Street, Leeds, LS2 3AW trading as Walkabout.

The responsible authorities are served with copies of the application by the applicant and Ward Members have been notified of the application.

### 1.0 Purpose of this Report

To advise Members of an application made under section 34 of the Licensing Act 2003 (“the Act”) for a variation to a Premises Licence in respect of Walkabout, 67 – 83 Cookridge Street, Leeds, LS2 3AW

The Licensing Sub-Committee is required to consider this application due to the receipt of representations.

## 2.0 History of Premises

2.1 The premises currently have the benefit of a Premises Licence issued under the Licensing Act 2003 for the following activities:

Live Music  
Recorded Music  
Performance of Dance  
Anything of a Similar Description to that falling within (E), (F) or (G)  
Provision of Facilities for Making Music  
Provisions of Facilities for Dancing  
Late Night Refreshment  
Supply of Alcohol

A copy of the existing licence is attached as **Appendix A** to this report

An application for the conversion and variation of the Justice's Licence, Special Hours Certificate and Public Entertainment Licence in accordance with the Licensing Act 2003 was submitted in July 2005.

There were no objections to the conversion application and therefore a premise licence was granted for the existing activities and hours.

Qualified objections were received to the variation application from Responsible Authorities and following discussions with the applicants, conditions were agreed upon, which were subsequently incorporated into the premise licence.

On 1<sup>st</sup> July 2008, Members made a decision with regards to a Review of the Walkabout Inn. The main concerns for the premise under the licensing objectives, were for the Protection of Children from Harm due to positive test results received by West Yorkshire Police on three separate occasions.

It was decided at the Hearing not to penalise the Premise Licence Holder as adequate steps had been taken by the company before the review was scheduled at hearing to rectify the problem. Therefore an informal warning was issued.

2.2 The hours of operation are as follows:

**Performance of Live Music**

Monday to Saturday 11:00 - 02:00  
Sunday 11:00 - 02:00

**Performance of Recorded Music**

Monday to Saturday 11:00 - 02:00  
Sunday 11:00 - 02:00

**Performance of Dance**

Monday to Saturday 11:00 - 02:00  
Sunday 11:00 - 02:00

**Provision of facilities for anything similar to making music or dancing**

Monday to Saturday 11:00 - 02:00  
Sunday 11:00 - 02:00

**Provision of Facilities for Making Music**

Monday to Saturday 11:00 - 02:00  
Sunday 11:00 - 02:00

**Provision of Facilities for Dancing**

Monday to Saturday 11:00 - 02:00  
Sunday 11:00 - 02:00

**Late Night Refreshment**

Monday to Saturday 23:00 - 02:00  
Sunday 23:00 - 00:30

**Sale by Retail of Alcohol**

Monday to Saturday 10:00 - 02:00  
Sunday 12:00 - 00:30

2.3 The hours that the premises are open to the public are:

Monday to Saturday 10:00 – 02:30  
Sunday 11:00 – 02:00

**3.0 The Application**

3.1 The applicant is Regent Inns Plc

3.2 The location and the proximity to neighboring premises can be seen on the map provided, Members attention is drawn to **Appendix B.**

3.3 A copy of the application and operating schedule are attached as **Appendix C** to this report. For the assistance of members, the Operating Schedule shows:

**i) Proposed new licensable activities**

Live Music  
Recorded Music  
Performance of Dance  
Anything of a Similar Description to that falling within (E), (F) or (G)  
Provision of Facilities for Making Music  
Provisions of Facilities for Dancing  
Late Night Refreshment  
Supply of Alcohol

**ii) Proposed new hours of licensable activities**

**Performance of Live Music**

Everyday 11:00 - 03:00

**Performance of Recorded Music**

Everyday 11:00 - 03:00

**Performance of Dance**

Everyday 11:00 - 03:00

**Provision of facilities for anything similar to making music or dancing**

Everyday 11:00 - 03:00

**Provision of Facilities for Making Music**

Everyday 11:00 - 03:00

**Provision of Facilities for Dancing**

Everyday 11:00 - 03:00

**Late Night Refreshment**

Everyday 23:00 - 03:00

**Sale by Retail of Alcohol**

Monday to Saturday 10:00 - 03:00

Sunday 12:00 - 03:00

**iii) Proposed Non Standard Timings**

For members assistance please refer to **Appendix D**, proposed Non Standard Timings



**iv) Proposed amendment to existing licence conditions**

To remove the condition 'There will be no screening of local soccer matches'.

**v) Times when the premises is open to the public**

Monday to Saturday	10:00 – 03:30
Sunday	11:00 – 03:30

**vi) Designated Premises Supervisor**

Bruce Stephen Flannery will continue to be the Designated Premises Supervisor

**4.0 Relevant Representations**

4.1 Under the Act representations can be received from responsible authorities or interested parties. Representations must be relevant and, in the case of an interested party, must not be frivolous or vexatious.

4.2 Responsible authorities have made the following representations:-

- **West Yorkshire Police have made representation**

Member's are invited to consider **Appendix E** of this report

Members attention is drawn to additional conditions offered by the Premise Licence Holder in relation to the prevention of Crime and Disorder objective, please refer to **Appendix F**.

Agreements have now been reached with the following Responsible Authority

- **Environmental Protection Team**

Member's are invited to consider **Appendix G** of this report

**5.0 Matters Relevant to the Application**

5.1 Members of the Licensing sub committee must make decisions with a view to promoting the licensing objectives which are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

5.2 In making of their decision Members are obliged to have regard to the national Guidance and the Council's Licensing Policy. Members will be aware they must also have regard to the relevant representations made and evidence they hear.

## **6.0 Options Available to Members**

- 6.1 The licensing sub-committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:
- Grant the variation as requested.
  - Grant the variation while imposing new conditions or altering in any way the existing operating schedule.
  - Reject whole or part of the variation application
- 6.2 Members of the Licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

### **Background Papers**

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



**Report of the Assistant Chief Executive (Corporate Governance)**

***Report to the Licensing Sub Committee***

**Date: 12<sup>th</sup> October 2009**

**Subject: Application for the Variation of a Premises Licence for: George, 84 Richardshaw Lane, Stanningley, Pudsey, Leeds, LS28 6BN**

<p><b>Electoral Wards Affected:</b></p> <p>Calverley and Farsley</p> <p><input checked="" type="checkbox"/> Ward Members consulted (referred to in report)</p>	<p><b>Specific Implications For:</b></p> <p>Equality and Diversity <input type="checkbox"/></p> <p>Community Cohesion <input type="checkbox"/></p> <p>Narrowing the Gap <input type="checkbox"/></p>
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**Executive Summary**

This report informs members of an application for the variation of a Premises Licence for premises situated at 84 Richardshaw Lane, Stanningley, Pudsey, Leeds, LS28 6BN.

The responsible authorities are served with copies of the application by the applicant and Ward Members have been notified of the application.

**1.0 Purpose of this Report**

To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") for a variation to a Premises Licence in respect of George, 84 Richardshaw Lane, Stanningley, Pudsey, Leeds, LS28 6BN.

The Licensing Sub-Committee is required to consider this application due to the receipt of representations.

**2.0 History of Premises**

2.1 The premises currently have the benefit of a Premises Licence issued under the Licensing Act 2003 for the following activities:

Provision of facilities for dancing	
Every day	11:00 – 00:00

Exhibition of a film Every day	11:00 – 00:00
Indoor sporting event Every day	11:00 – 00:00
Performance of live music Every day	11:00 – 23:00
Performance of recorded music Every day	11:00 – 00:00
Facilities for entertainment of similar description Every day	11:00 – 00:00
Late night refreshment Every day	23:00 – 00:00
Provision of facilities for making music Every day	11:00 – 00:00
Sale by Retail of Alcohol – for consumption both on and off the premise. Every day	11:00 – 00:00
The hours that the premises are open to the public are:	
Every day	11:00 – 23:00

2.2 A copy of the existing licence is attached as **Appendix “A”** to this report

### 3.0 The Application

3.1 The applicant is Admiral Taverns (780) Limited.

3.2 The location and the proximity to neighbouring premises can be seen on the map provided, Members attention is drawn to **Appendix “B”**.

3.3 A copy of the application and operating schedule are attached as **Appendix “C”** to this report. For the assistance of members, the Operating Schedule shows:

#### i) Proposed new licensable activities

- B Films
- C Indoor sporting events
- E Live Music
- F Recorded music
- G Performance of dance
- H Anything of a similar description to that falling within (e), (f) or (g)
- I Provision of facilities for making music
- J Provision of facilities for dancing
- K Entertainment of a similar description to that falling within (i) or (j)
- L Late night refreshment

M Supply of alcohol

**ii) Proposed new hours of licensable activities**

Monday to Thursday	11:00 to 00:00
Friday and Saturday	11:00 to 02:00
Sunday	11:00 to 01:00

**iii) Times when the premises are open to the public**

Monday to Thursday	11:00 – 00:30
Friday and Saturday	11:00 – 02:30
Sunday	11:00 – 01:30

**iv) Designated Premises Supervisor**

Amanda Lavery is the existing designated premise supervisor

**4.0 Relevant Representations**

4.1 Under the Act representations can be received from responsible authorities or interested parties. Representations must be relevant and, in the case of an interested party, must not be frivolous or vexatious.

4.2 Interested Parties made the following representations:-

➤ **Local residents made representation**

Member's are invited to consider Appendix "D" of this report

4.3 Responsible Authorities made representation

➤ **West Yorkshire Police**

Member's are invited to consider Appendix "E" of this report

Agreements were reached between the applicant and the following Responsible Authorities:

➤ **Environmental Health Services**

Member's are invited to consider Appendix "F"

**5.0 Matters Relevant to the Application**

5.1 Members of the Licensing sub committee must make decisions with a view to promoting the licensing objectives which are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

5.2 In making of their decision Members are obliged to have regard to the national Guidance and the Council's Licensing Policy. Members will be aware they must also have regard to the relevant representations made and evidence they hear.

## 6.0 **Options Available to Members**

6.1 The licensing sub-committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:

- Grant the variation as requested.
- Grant the variation while imposing new conditions or altering in any way the existing operating schedule.
- Reject whole or part of the variation application

6.2 Members of the Licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

### **Background Papers**

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