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## LICENSING SUB-COMMITTEE

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MEETING TO BE HELD IN CIVIC HALL, LEEDS ON  
MONDAY, 19TH OCTOBER, 2009 AT 10.00 AM

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### MEMBERSHIP

#### Councillors

J Dunn - Ardsley and Robin Hood;  
R D Feldman - Alwoodley;  
T Hanley - Bramley and Stanningley;

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

Laura Pilgrim  
247 4359

# A G E N D A

Item No	Ward	Item Not Open		Page No
1			<p><b>PRELIMINARY PROCEDURES</b></p> <p><b><u>PRELIMINARY PROCEDURES</u></b></p> <p><b>ELECTION OF THE CHAIR</b></p>	
2			<p><b>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</b></p> <p>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)</p> <p>(*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)</p>	

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> <p><b>HEARINGS</b></p> <p><b><u>HEARINGS</u></b></p>	
6	Adel and Wharfedale;		<p><b>"HAZEL'S CAFE/BISTRO" - APPLICATION FOR THE GRANT OF A PREMISES LICENCE FOR THE PREMISES KNOWN AS "HAZEL'S CAFE/BISTRO" SHOP 2, 429 OTLEY ROAD, ADEL, LEEDS, LS16 6AJ</b></p> <p>To consider the report of the Assistant Chief Executive (Corporate Governance) setting out details of an application for the grant of a premises licence in respect of "Hazel's Café/Bistro" Shop 2, 429 Otley Road, Adel, Leeds, LS16 6AJ.</p> <p>(Report attached)</p>	1 - 4
7	Headingley;		<p><b>"WOKMANIA" - APPLICATION FOR THE GRANT OF A PREMISES LICENCE FOR THE PREMISES KNOWN AS "WOKMANIA" 14 HAROLD WALK, LEEDS, LS6 1PS</b></p> <p>To consider the report of the Assistant Chief Executive (Corporate Governance) setting out details of an application for the grant of a premises licence in respect of "Wokmania" 14 Harold Walk, Leeds, LS6 1PS.</p> <p>(Report attached)</p>	5 - 8

Item No	Ward	Item Not Open		Page No
8	Weetwood;		<p><b>"IRELAND WOOD SOCIAL CLUB" APPLICATION FOR THE GRANT OF A PREMISES LICENCE FOR THE PREMISES KNOWN AS "IRELAND WOOD SOCIAL CLUB" IVESON DRIVE, LAWNSWOOD, LEEDS, LS16 6NG</b></p> <p>To consider the report of the Assistant Chief Executive (Corporate Governance) setting out details of an application for the grant of a premises licence in respect of "Ireland Wood Social Club" Iveson Drive, Lawnswood, Leeds, Ls16 6NG.</p> <p>(Report attached)</p>	9 - 12
9	Morley North;		<p><b>"MALT SHOVEL" APPLICATION FOR THE VARIATION FOR THE PREMISES LICENCE FOR THE PREMISES KNOWN AS "MALT SHOVEL" WHITEHALL ROAD, DRIGHLINGTON, BD11 1BB</b></p> <p>To consider the report of the Assistant Chief Executive (Corporate Governance) setting out details of an application for the grant of a premises licence in respect of "Malt Shovel" Whitehall Road, Drighlington BD11 1BB.</p> <p>(Report attached)</p>	13 - 16

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Originator: Mr. Matthew Nelson

Tel: 0113 395 1876

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

### Report to the Licensing Sub Committee

**Date:** Monday 19<sup>th</sup> October 2009

**Subject:** Application for the Grant of a Premises Licence for Hazel's Café/Bistro,  
Shop 2, 429 Otley Road, Adel, Leeds, LS16 6AJ

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#### Electoral Wards Affected:

Adel & Wharfedale

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 grant of a Premises Licence for a premises situated at Shop 2, 429 Otley Road, Adel, Leeds, LS16 6AJ, trading as Hazel's Café/Bistro.

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 17. of the Licensing Act 2003 ("the Act") for a Premises Licence in respect of Hazel's Café/Bistro, Shop 2, 429 Otley Road, Adel, Leeds, LS16 6AJ. The Licensing Sub-Committee is required to consider this application due to the receipt of representations.

### 2.0 History of Premises

2.1 This is the first application for a Premises Licence for these premises.

### 3.0 The Application

3.1 The applicant is Ms. Hazel Hinchcliffe.

- 3.2 The location and the proximity to neighboring premises can be seen on the map provided; Members attention is drawn to **Appendix A**.
- 3.3 A copy of the application and operating schedule are attached as **Appendix B** to this report. For the assistance of members, the Operating Schedule shows:

i) **Proposed licensable activities**

- E** Live Music
- F** Recorded Music
- G** Performance of Dance
- M** Supply of Alcohol for consumption 'ON' the Premises

ii) **Proposed hours of licensable activities**

The proposed hours for all licensable activities are as follows:

Monday to Saturday	09:00 – 23:00
Sunday	10:00 – 22:30

iii) **Proposed times when the premises is open to the public**

The premises propose to open to the public between the following hours:

Monday to Saturday	09:00 – 23:30
Sunday	10:00 – 23:00

iv) **Proposed Designated Premises Supervisor**

Ms. Hazel Hinchcliffe intends to be the Designated Premises Supervisor.

v) **Steps to promote licensing objectives**

The applicant intends to promote the licensing objectives by taking specific steps identified in section "P" of the application form. Furthermore, the applicant has volunteered conditions consistent with the Pro-Forma Risk Assessment; a copy of which is attached as **Appendix C** of this report.

#### 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 Representations have been received from the following Responsible Authorities:

- **West Yorkshire Police**

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



4.3 Interested Parties have made the following representations:

- **Members of the Public**

Members are invited to consider **Appendix E** of this report.

Members should note that a resident has requested his/her local ward Councillor to represent their views at the hearing. The representation and request is attached for Members interest, at **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 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 application as requested.
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule
- Refuse to specify the said person as the Designated Premises Supervisor.
- Reject whole or part of the 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

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Originator: Mr. Matthew Nelson

Tel: 0113 395 1876

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

**Report to the Licensing Sub Committee**

**Date: Monday 19<sup>th</sup> October 2009**

**Subject: Application for the Grant of a Premises Licence for Wokmania,  
14 Harold Walk, Leeds, LS6 1PS**

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**Electoral Wards Affected:**

Headingley

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 grant of a Premises Licence for a premises situated at 14 Harold Walk, Leeds, LS6 1PS, trading as Wokmania.

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 17 of the Licensing Act 2003 ("the Act") for a Premises Licence in respect of Wokmania, 14 Harold Walk, Leeds, LS6 1PS. The Licensing Sub-Committee is required to consider this application due to the receipt of representations.

**2.0 History of Premises**

2.1 This is the first application for a Premises Licence for these premises.

**3.0 The Application**

3.1 The applicant is Mr Mohammed Zareen.

- 3.2 The location and the proximity to neighboring premises can be seen on the map provided; Members attention is drawn to **Appendix A**.
- 3.3 A copy of the application and operating schedule are attached as **Appendix B** to this report. For the assistance of members, the Operating Schedule shows:

i) **Proposed licensable activities**

L Late Night Refreshment

ii) **Proposed hours of licensable activities**

The proposed hours of licensable activities are as follows:

**Late Night Refreshment**

Monday to Saturday	23:00 – 03:00
Sunday	23:00 – 01:00

iii) **Proposed times when the premises are to be open to the public**

The premises propose to open to the public between the following hours:

Monday to Saturday	23:00 – 03:00
Sunday	23:00 – 01:00

iv) **Steps to promote licensing objectives**

The applicant proposes to take the steps to promote the licensing objectives identified in section “P” of the application form.

#### 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**

Member’s are invited to consider **Appendix C** of this report.

- **LCC Environmental Health**

Member’s attention is drawn to **Appendix D** of this report.

- **LCC Development Department**

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

4.3 Interested Parties have made the following representations:

- **Members of the Public**

Members are invited to consider **Appendix F** of this report.

Members should note that residents have approached and requested a Local Ward Councillor to represent their views at the hearing. The letter submitted by the Member, is included at **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 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 application as requested.
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule
- Reject whole or part of the 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

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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 19<sup>th</sup> October 2009

Subject: Application for the Grant of a Premises Licence for

Ireland Wood Social Club, Iveson Drive, Lawnswood, Leeds, LS16 6NG

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#### **Electoral Wards Affected:**

Weetwood

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 grant of a Premises Licence for premises situated at Iveson Drive, Lawnswood, Leeds, LS16 6NG trading as Ireland Wood Social Club.

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 17 of the Licensing Act 2003 ("the Act") for a Premises Licence in respect of Ireland Wood Social Club, Iveson Drive, Lawnswood, Leeds, LS16 6NG

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

### **2.0 History of Premises**

2.1 This is the first application for a Premises Licence for these premises.

The premises currently have the benefit of a Club Premise Certificate issued under the Licensing Act 2003 for the following activities:

Film  
Indoor Sporting Event  
Live Music  
Recorded Music  
Provision of facilities for Making Music  
Provision of facilities for Dancing  
Supply of alcohol for consumption both on and off the premise.

A copy of the Registration is attached at **Appendix A**.

An application for the Grant of a Club Registration Certificate in accordance with the Licensing Act 2003 was submitted in September 2005.

Qualified objections were received to the application from Responsible Authorities and following discussions with the applicant, conditions were agreed upon, which were subsequently incorporated into the Licence.

During the consultation period, Notice of appointment of an Administrator was received by the Licensing Authority in respect of the applicant – Deepclear Ltd.

Conversations between the Licensing Authority and the applicants' agent have resulted in the agent wishing to continue with this application.

A copy of the Notice of appointment of an Administrator is attached at **Appendix B**.

### **3.0 The Application**

3.1 The applicant is Deepclear Limited.

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

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

#### **i) Proposed licensable activities**

Films  
Indoor Sporting Events  
Live Music  
Recorded Music  
Provision of Facilities for Making Music  
Provisions of Facilities for Dancing  
Sale by retail of Alcohol for consumption both on and off the Premise.



**ii) Proposed hours of licensable activities**

The proposed hours of licensable activities are as follows:

Monday to Thursday	10:00 – 00:00
Friday & Saturday	10:00 – 01:00
Sunday	12:00 – 23:00

**Proposed Non Standard Timings**

On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.

**iii) Steps to promote licensing objectives**

The applicant proposes to take the steps to promote the licensing objectives identified in section “P” of the application form

**iv) Proposed times when the premises is open to the public**

The premises propose to open to the public between the following hours:

Monday to Thursday	10:00 – 00:30
Friday & Saturday	10:00 – 01:30
Sunday	12:00 – 23:30

**v) Proposed Designated Premises Supervisor**

Paul Martin Butler intends 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 which have now been agreed:

- **West Yorkshire Police have made representation**

Members are invited to consider **Appendix E** of this report.

- **Environmental Protection Team**

Member’s are invited to consider **Appendix F** of this report

Representations have been received from the following interested parties

- **Members of the Public**

Members are invited to consider **Appendix G**

Councillor Judith Chapman will be attending the hearing on behalf of local residents whom wish to remain anonymous.

Member's are invited to consider **Appendix H** 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 application as requested.
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule
- Exclude any licensable activities to which the application relates.
- Refuse to specify the said person as the Designated Premises Supervisor.
- Reject whole or part of the 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



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

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

**Date: 19<sup>th</sup> October 2009**

**Subject: Application for the Variation of a Premises Licence for: Malt Shovel,  
Whitehall Road, Drighlington, BD11 1BB.**

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**Electoral Wards Affected:**

Morley North

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 Whitehall Road, Drighlington, BD11 1BB trading as Malt Shovel .

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 the Malt Shovel

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

**2.0 History of Premises**

An application for the conversion of the former license into a Premises Licence, along with a Supper Hours Certificate was submitted in August 2005 under the Licensing Act 2003.

No objection to the conversion application was received and a Premise Licence was duly granted for the existing hours and activities.

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

- **Recorded Music**  
Every Day 00:00 – 23:59
  
- **Sale of Alcohol**  
Monday to Saturday 11:00 – 23:00  
Sunday 12:00 – 22:30

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

**The hours for licensable activities for the premises are as above. There are no regulated opening hours for non licensable activities.**

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

### 3.0 **The Application**

3.1 The applicants are Our Inns Ltd

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**

- Live Music

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

- **Live Music**  
Monday to Saturday 12:00 – 00:00  
Sunday 12:00 – 23:00
  
- **Recorded Music**
- **Sale of Alcohol**  
Monday to Saturday 11:00 – 01:00  
Sunday 12:00 – 00:00

#### iii) **Steps to promote licensing objectives**

The applicant proposes to take specific steps to promote the licensing objectives identified in the Pro-Forma Risk Assessment; a copy of which is attached as **Appendix D** to this report.

#### iv) **Times when the premises are open to the public**

- Monday to Saturday 11:00 – 01:30
- Sunday 12:00 – 00:30

#### 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:-

- **Leeds City Council Environmental Health**

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

Following discussions between the applicant and Environmental Health agreements have been reached. Consequently Environmental Health has withdrawn their representations on the understanding that the agreed conditions will be placed on the Premise Licence.

#### 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

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