

Licensing Sub-Committee

Monday, 21st October, 2013

PRESENT: Councillor J Dunn in the Chair

Councillors R Charlwood and G Hussain

98 Election of the Chair

RESOLVED – That Cllr. Dunn be elected Chair for the duration of the meeting.

99 Appeals Against Refusal of Inspection of Documents

There were no appeals against the refusal of inspection of documents.

100 Exempt Information - Possible Exclusion of the Press and Public

Item 8 'The Commercial Inn, Morley' Appendix B and Supplementary Information provided by West Yorkshire Police was designated as exempt information. Members of the committee were made aware, on this occasion there were no members of the public or press present.

101 Late Items

There were no late items on the agenda. However, there was a supplementary item provided by West Yorkshire Police in relation to Item 8 Commercial Inn, Morley. All parties were happy to have it presented at the hearing.

102 Declarations of Disclosable Pecuniary Interests

No interests were declared.

103 Film Certification - Leeds International Film Festival

The Licensing Sub Committee considered the report of the Head of Licensing and Registration on an application for the certification of films proposed to be shown during the Leeds International Film Festival. The films had a recommended category in line with the British Board of Film Classification (BBFC).

The Sub Committee heard from Mr Christopher Fell, Festival Director and Mr Alex King, Programme Manager, regarding the proposed categorisations for those films that did not have classifications from BBFC.

Members considered the summary of each film and determined that they did not need to view any of the films as they accepted the advice and recommendations of Mr Fell and Mr King as to the appropriate categories. The Licensing Sub Committee considered the proposed classifications for the films listed on Appendix A of the report to be appropriate.

RESOLVED – That the films outlined on Appendix A of the report and proposed to be shown at the Leeds International Film Festival be certified in accordance with the suggested classifications.

104 Application for the grant of a premises licence for The Bulls Head 20 St Matthews Street, Holbeck, Leeds, LS11 9NR

The Licensing Sub Committee considered the report of the Head of Licensing and Registration for an application for the grant of a premises licence for The Bulls Head 20 St Matthews Street, Holbeck, Leeds, LS11 9NR.

The application was for live music, recorded music and sale by retail of alcohol;

Sunday – Thursday 11:00-23:00

Friday – Saturday 11:00-00:00

The premises previously had the benefit of a premises licence, but this was surrendered by the licence holder on the 10th May 2013. During the 28 day consultation period no transfer application was received therefore the licence lapsed.

The applicant Mr Arshid Iqbal proposes Ms Kelly Shaw to be the Designated Premises Supervisor (DPS).

Ms Shaw is the Designated Premises Supervisor at three other licensed premises namely George IV, The Nook and the Askwith Bar.

Representations were received from West Yorkshire Police, Health and Safety service and the Environmental Protection Team in their capacity as a responsible authority. In this instance the operating schedule has been amended to include measures agreed with all the responsible authorities.

The application attracted a representation from other persons on the grounds of noise nuisance.

The proposed DPS told the Committee that they would happy to reduce the hours on a Friday and Saturday to 11:00am -11:30pm.

RESOLVED - The Sub-committee carefully considered the application and objections put forward by the resident. They decided to grant the premises licence for the Bulls Head, 20 St Matthews Street, Holbeck, Leeds, LS11 9NR with reduced hours.

The licensing hours will be as follows:

Sunday – Thursday 11:00 – 23:00

Friday – Saturday 11:00 – 23:30

105 Application to vary a premises licence held by John Grayshon The Commercial Inn Morley Leeds LS27 8AG to specify an individual as designated premises supervisor

The Committee considered the report of the Head of Licensing and Registration for an application to vary a premises licence held by John Grayshon, The Commercial Inn, Morley Leeds LS27 8AG to specify an individual as designated premises supervisor (DPS).

Mr Grayshon the premises licence holder for The Commercial Inn, Morley told the Members of the Committee of his proposal to appoint Mr Joseph Boland as designated premises supervisor. Mr Boland was in attendance at the hearing. Mr Grayshon told the Committee that he has known Mr Boland for a number of years and that given Mr Boland's success as DPS of the Slip Inn, Morley Mr Grayshon felt that Mr Boland would be an ideal candidate as DPS of The Commercial Inn. He told the Committee that he was aware of issues raised concerning the behaviour of Mr Boland but felt that this was supposition.

Mr Grayshon told the Sub –committee of his proposal for Mr Boland to be at the Slip Inn until 20:00 at which time the Slip Inn closes and then work as DPS at The Commercial Inn until closing time.

Representations made by West Yorkshire Police (WYP) outlined their objections to Mr Boland becoming the DPS of the Commercial Inn in addition to his role of DPS at the Slip Inn. The Sub-committee were told how Mr Boland had breached the conditions of licence for the Slip Inn resulting in two Section 19 Closure Notices being served. There were also issues regarding CCTV equipment being out of action for three weeks, an alleged drunken altercation between Mr Boland and a customer and concerns raised by other Pub Watch members regarding Mr Boland's behaviour in other licensed premises.

Mr Boland responded to the representations made by WYP by explaining to the Committee how the issues had arisen, but he acknowledged that he had taken 'short cuts' regarding the employment of door staff on Sunday nights at the Slip Inn and which was in breach of a condition of the licence.

RESOLVED – The Licensing Sub-committee having carefully considered all the information put to them and given that the role of the DPS is a responsible post the Committee did not feel confident that Mr Boland could responsibly run both premises. Therefore, the Committee decided to refuse the application.