

Licensing Sub-Committee

Thursday, 27th February, 2014

PRESENT: Councillor C Townsley in the Chair

Councillors M Harland and G Wilkinson

178 Election of the Chair

RESOLVED- That Councillor Townsley be elected for the duration of the meeting.

179 Appeals Against Refusal of Inspection of Documents

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

180 Exempt Information - Possible Exclusion of the Press and Public

There were no exempt items.

181 Late Items

There were no late items on the agenda. However, there was a supplementary pack that all parties received prior to the hearing.

182 Declarations of Disclosable Pecuniary Interests

There were no declarations of disclosable pecuniary interests.

183 Review of the Premises Licence for La Boheme, Cross York Street, Leeds, LS2 7EE

The Licensing Sub-Committee heard an application for a review of a Premises Licence under Section 51 of the Licensing Act 2003, sought by West Yorkshire Police in respect of La Boheme, Cross York Street, Leeds, LS2 7EE.

In between the submission of the application and the Licensing Sub-Committee hearing, the premises licence was transferred with immediate effect from Wildcard Leisure Limited to Urban Edge Group Limited, landlord of the premises. The transfer took place on 26th February 2014.

On 26th February 2014 a solicitor from Woods Whur LLP on behalf of the new premises licence holders, wrote to West Yorkshire Police stating that the premises would not operate until a suitable premises licence holder could be found that satisfied the police.

At the hearing a formal application for an adjournment of the review application was made by Mr Whur from Woods Whur LLP on behalf of the new premises licence holder. Mr Whur reconfirmed that the premises would not open or operate.

West Yorkshire Police objected to the application for an adjournment stating that there were no exceptional circumstances to support it.

Members adjourned to deliberate the decision. The committee noted it had powers in the relevant regulations to adjourn the matter to a specified date in the public interests.

Members listened to and were conscious of concerns raised by West Yorkshire Police. The objective of the review application was to close the premises. As the premises were already closed, members considered that the primary objective of the application had fallen away. The committee also considered that as the premises were no longer trading, the licensing objectives were being upheld. The Licensing Sub-Committee also noted the undertakings given by the new premises licence holder that the premises would not open.

RESOLVED-The application for an adjournment was granted and the matter was adjourned to Tuesday 18th March 2014 at 10am for further consideration.