

Licensing Sub-Committee

Tuesday, 27th August, 2019

PRESENT: Councillor P Wray in the Chair
Councillors B Flynn and P Latty

1 Election of the Chair

RESOLVED – That Councillor P Wray be elected as Chair for the hearings.

2 Appeals Against Refusal of Inspection of Documents

There were no appeals.

3 Exempt Information - Possible Exclusion of the Press and Public

There was no exclusions, however, a non-redacted version of the supplementary information submitted was distributed to Members ahead of the meeting.

4 Late Items

There were no formal late items, however, some supplementary information was distributed to Members ahead of the meeting in relation to Item 6 – Summary review of the Premises Licence for Paradise Bar, Sheepscar Street South, Sheepscar, Leeds, LS7 1AD.

5 Declarations of Disclosable Pecuniary Interests

There were no declarations of disclosable pecuniary interests.

6 Summary Review of the Premises Licence for Paradise Bar, Sheepscar Street South, Sheepscar, Leeds, LS7 1AD

The Chief Officer (Elections and Regulatory) submitted a report informing Members of an application for a summary review in respect of Paradise Bar, 3 Sheepscar Street South, Sheepscar, Leeds, LS7 1AD.

An interim steps hearing took place on the 1st August 2019, where the Licensing Sub Committee resolved to suspend the premises licence, pending the review hearing. Members were advised at the outset of the hearing that, on the 10th August, written notification was received from the designated premises supervisor (DPS) Mr Kelvin Garvey withdrawing his authorisation for alcohol sales with immediate effect. Therefore, there was currently no DPS in position.

The following were in attendance:

- PC Cath Arkle, West Yorkshire Police
- Martin Mynard, West Yorkshire Police

- Dave Parker, West Yorkshire Police
- Bob Patterson, West Yorkshire Police
- Carmel Brennand, Entertainment Licensing, Leeds City Council

Mr Bassue, the Premises Licence Holder, was not in attendance.

PC Arkle advised the Sub-Committee that she intended to call Carmel Brennand as a witness. The Sub-Committee accepted the submission.

PC Arkle addressed the Sub-Committee, providing Members with an overview of the circumstances that led to the submission of the application. Members were informed that two males, one of whom was 17 years old, received knife and suspected glass related injuries in the early hours of Sunday 28th July 2019. The case was being treated as attempted murder.

PC Arkle noted that CCTV footage of the incident had been submitted to Members to view prior to the hearing. The Sub-Committee confirmed that they had viewed the footage.

PC Arkle advised Members of a number of breaches of the licence conditions on the night of the incident. Members were advised that the premises was open beyond the hours as set out within the licence. Members were also informed that persons under the age of 18 were permitted onto the premises, which Mr Bassue had previously stated was due to the premises holding a private party, however PC Arkle informed Members that none of the witnesses interviewed had described the event as a private party. PC Arkle also advised Members that glass bottles from the premises were suspected to have been used in the incident, despite the licence conditions stating that glass bottles should not be served at the premises.

PC Arkle informed Members that the witness present, Carmel Brennand, had seen the premises operating following the suspension of the licence. Ms Brennand informed Members that she drove to the premises at 3:18 am following a complaint received from a member of the public. Members learned that lights were on and music was playing, and that Ms Brennand saw 4 males enter the premises before she drove away at 3:24 am. Ms Brennand did not see any glass bottles or other drinks outside.

In addition, PC Arkle advised Members of her attempts to engage with Mr Bassue following the Interim Steps hearing on 1st August 2019, however no response had been received from Mr Bassue. PC Arkle asked Members to consider Mr Bassue's ability to uphold the conditions of the licence.

The Sub-Committee carefully considered the information submitted, both written and oral, and

RESOLVED –

- a) That the licence be revoked;
- b) That the interim steps be extended until the end of the 21 day period given for appealing the decision.

