



## LICENSING SUB-COMMITTEE

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MEETING TO BE HELD IN CIVIC HALL, LEEDS ON  
TUESDAY, 4TH FEBRUARY, 2020 AT 10.00 AM

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### MEMBERSHIP

#### Councillors

A Hutchison	-	Morley North
L Richards	-	Wetherby
P Wray	-	Hunslet and Riverside

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Enquiries specific to  
Entertainment Licensing:

Matthew Nelson  
Tel No: 0113 37 85337

Agenda compiled by:  
Governance and Scrutiny  
Support  
Civic Hall  
LEEDS LS1 1UR  
Tel No: 0113 37 88662

## **CONFIDENTIAL AND EXEMPT ITEMS**

The reason for confidentiality or exemption is stated on the agenda and on each of the reports in terms of Access to Information Procedure Rules 9.2 or 10.4(1) to (7). The number or numbers stated in the agenda and reports correspond to the reasons for exemption / confidentiality below:

### **9.0 Confidential information – requirement to exclude public access**

9.1 The public must be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that confidential information would be disclosed. Likewise, public access to reports, background papers, and minutes will also be excluded.

### **9.2 Confidential information means**

- (a) information given to the Council by a Government Department on terms which forbid its public disclosure or
- (b) information the disclosure of which to the public is prohibited by or under another Act or by Court Order. Generally personal information which identifies an individual, must not be disclosed under the data protection and human rights rules.

### **10.0 Exempt information – discretion to exclude public access**

10.1 The public may be excluded from meetings whenever it is likely in view of the nature of the business to be transacted or the nature of the proceedings that exempt information would be disclosed provided:

- (a) the meeting resolves so to exclude the public, and that resolution identifies the proceedings or part of the proceedings to which it applies, and
- (b) that resolution states by reference to the descriptions in Schedule 12A to the Local Government Act 1972 (paragraph 10.4 below) the description of the exempt information giving rise to the exclusion of the public.
- (c) that resolution states, by reference to reasons given in a relevant report or otherwise, in all the circumstances of the case, the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

10.2 In these circumstances, public access to reports, background papers and minutes will also be excluded.

10.3 Where the meeting will determine any person's civil rights or obligations, or adversely affect their possessions, Article 6 of the Human Rights Act 1998 establishes a presumption that the meeting will be held in public unless a private hearing is necessary for one of the reasons specified in Article 6.

10.4 Exempt information means information falling within the following categories (subject to any condition):

- 1 Information relating to any individual
- 2 Information which is likely to reveal the identity of an individual.
- 3 Information relating to the financial or business affairs of any particular person (including the authority holding that information).
- 4 Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or officer-holders under the authority.
- 5 Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
- 6 Information which reveals that the authority proposes –
  - (a) to give under any enactment a notice under or by virtue of which requirements are imposed on a person; or
  - (b) to make an order or direction under any enactment
- 7 Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime

# A G E N D A

Item No	Ward/Equal Opportunities	Item Not Open		Page No
1			<p style="text-align: center;"><b><u>PRELIMINARY PROCEDURES</u></b></p> <p><b>ELECTION OF THE CHAIR</b></p> <p>To seek nominations for the election for the position of Chair.</p>	
2			<p><b>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</b></p> <p>To consider any appeals in accordance with Procedure Rule 15.2 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 15.2, written notice of an appeal must be received by the Head of Governance and Scrutiny Support at least 24 hours before the meeting)</p>	

Item No	Ward/Equal Opportunities	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/Equal Opportunities	Item Not Open		Page No
5			<p><b>DECLARATIONS OF DISCLOSABLE PECUNIARY INTERESTS</b></p> <p>To disclose or draw attention to any disclosable pecuniary interests for the purposes of Section 31 of the Localism Act 2011 and paragraphs 13-16 of the Members' Code of Conduct.</p> <p><b><u>HEARINGS</u></b></p>	
6	Kirkstall		<p><b>APPLICATION FOR THE GRANT OF A PREMISES LICENCE FOR THE SHED 10 WEAVER STREET, BURLEY, LEEDS, LS4 2AU</b></p> <p>To consider a report by the Chief Officer, Elections and Regulatory which sets out details of an application which seeks the grant of a premises licence, made by Reds True Barbecue Limited, for The Shed, 10 Weaver Street, Burley, Leeds, LS4 2AU trading as a multi-function event space and brewery visitor centre.</p> <p>(Report attached)</p> <p><b><u>Third Party Recording</u></b></p> <p>Recording of this meeting is allowed to enable those not present to see or hear the proceedings either as they take place (or later) and to enable the reporting of those proceedings. A copy of the recording protocol is available from the contacts named on the front of this agenda.</p> <p>Use of Recordings by Third Parties – code of practice</p> <ol style="list-style-type: none"> <li>a) Any published recording should be accompanied by a statement of when and where the recording was made, the context of the discussion that took place, and a clear identification of the main speakers and their role or title.</li> <li>b) Those making recordings must not edit the recording in a way that could lead to misinterpretation or misrepresentation of the proceedings or comments made by attendees. In particular there should be no internal editing of published extracts; recordings may start at any point and end at any point but the material between those points must be complete.</li> </ol>	7 - 40

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Report author: Miss Charlotte Deighton

0113 378 5029

## Report of the Chief Officer Elections and Regulatory

### Report to the Licensing Sub Committee

**Date:** Tuesday 4th February 2020

**Subject:** Application for the grant of a premises licence for The Shed 10 Weaver Street, Burley, Leeds, LS4 2AU

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Kirkstall		
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
Appendix number:		

### Summary of main issues

This is an application for the grant of a premises licence, made by Reds True Barbecue Limited, for The Shed 10 Weaver Street, Burley, Leeds, LS4 2AU trading as a multi-function event space and brewery visitor centre.

Responsible authorities and Ward Members have been notified of this application.

The application has attracted an outright representation from environmental health in their capacity as a responsible authority. They believe this application will have a negative impact on the public nuisance objective.

## **1 Purpose of this report**

- 1.1 To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a new premises licence in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of representations.

## **2 History of the premises**

- 2.1 This is the first application for a premises licence for these premises.

## **3 The application**

- 3.1 The applicant's name is Reds True Barbecue Limited.
- 3.2 The proposed designated premises supervisor is Mr Scott Munro.
- 3.3 In summary the application is for:

*Provision of plays, Exhibition of a film, Indoor sporting events, Performance of live music, Performance of recorded music, Performance of dance, Anything of a similar description, Sale by retail of alcohol - Everyday 10:00 – 06:00*

*Late night refreshment - Everyday 23:00 – 06:00.*

- 3.4 A redacted version of the application has been attached at Appendix A. This also shows the proposed measures at part M in which the applicant intends to impose.

## **4 Location**

- 4.1 A map which identifies the location of this premises is attached at Appendix B.

## **5 Representations**

- 5.1 Under the Act representations can be received from anyone but they must be relevant and, in the case of a member of the public, must not be frivolous or vexatious.

### Representations from Responsible Authorities

- 5.2 Representations have been received from Environmental Health in their capacity as a responsible authority. The representation is still outstanding and remains a matter for member's consideration. A copy of this can be found at Appendix C.

## **6 Licensing hours**

- 6.1 Members are directed to paragraphs 6.6 to 6.13 of the Statement of Licensing Policy which states the criteria that will be applied to any decision for new applications or variations which include extending hours.

- 6.2 In brief the Policy states at 6.12 that restrictions may be made to the proposed hours of use where, after receiving relevant representations, the council considers it appropriate for the promotion of the licensing objectives to do so.
- 6.3 The council will take into account the existing pattern of licensed premises in an area when considering what is appropriate to promote the objectives. Applications which are significantly out of character for a locality will need to demonstrate that granting the hours sought will not adversely impact on the licensing objectives.
- 6.4 A list of premises in the local area and their licensed hours and activities is provided at Appendix D.

## **7 Equality and diversity implications**

- 7.1 At the time of writing this report there were no implications for equality and diversity. Any decision taken by the licensing subcommittee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

## **8 Options available to Members**

- 8.1 The licensing subcommittee must take such of the following steps as it considers appropriate 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 the whole or part of the application.
- 8.2 Members of the licensing subcommittee are asked to note that they may not reject the whole or part of the application merely because they consider it desirable to do so. It must be appropriate in order to promote the licensing objectives.

## **9 Background papers**

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

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Leeds City Council

**Application for a premises licence to be granted under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Reds True Barbecue Limited  
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description			
The Shed 10 Weaver Street			
<b>Post town</b>	Leeds	<b>Postcode</b>	LS4 2AU

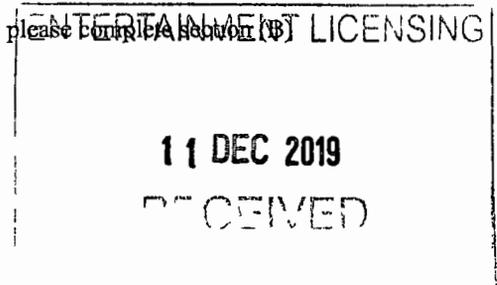
Telephone number at premises (if any)	
Non-domestic rateable value of premises	£33,750

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i as a limited company  please complete section (B)
  - ii as a partnership  please complete section (B)
  - iii as an unincorporated association or  please complete section (B)
  - iv other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)



- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities, or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>					
<b>Nationality</b>					
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

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**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth					
Nationality					
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full Where appropriate please give any registered number In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned

Name	Reds True Barbecue Limited
Address	10 Weaver Street Leeds LS4 2AU
Registered number (where applicable)	11995370

Description of applicant (for example, partnership, company, unincorporated association etc ) Private Limited Company
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1) Multi-function event space and brewery visitor centre
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If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

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What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes fill in box D)
- e) live music (if ticking yes, fill in box E)

f) recorded music (if ticking yes, fill in box F)

g) performances of dance (if ticking yes, fill in box G)

h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

**A**

Plays Standard days and timings (please read guidance note 6)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10 00	06 00	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue	10 00	06 00			
Wed	10 00	06 00	<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 4)		
Thur	10 00	06 00			
Fri	10 00	06 00	<b><u>Non standard timings</u></b> Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10 00	06 00			
Sun	10 00	06 00			

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon	10 00	06 00			
Tue	10 00	06 00	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Wed	10 00	06 00			
Thur	10 00	06 00	<b>Non standard timings Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left please list</b> (please read guidance note 5)		
Fri	10 00	06 00			
Sat	10 00	06 00			
Sun	10 00	06 00			

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b>Please give further details</b> (please read guidance note 3)		
Day	Start	Finish			
Mon	10 00	06 00			
Tue	10 00	06 00	<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)		
Wed	10 00	06 00			

Thur	10 00	06 00	<b><u>Non standard timings</u></b> Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri	10 00	06 00	
Sat	10 00	06 00	
Sun	10 00	06 00	

### D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>Non standard timings</u></b> Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left please list (please read guidance note 5)		
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)					
Mon	10 00	06 00						
Tue	10 00	06 00						
Wed	10 00	06 00				<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thur	10 00	06 00						
Fri	10 00	06 00	<b>Non standard timings</b> Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)					
Sat	10 00	06 00						
Sun	10 00	06 00						

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)					
Mon	10 00	06 00						
Tue	10 00	06 00						
Wed	10 00	06 00				<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur	10 00	06 00						

Fri	10 00	06 00	<b><u>Non standard timings</u></b> Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)
Sat	10 00	06 00	
Sun	10 00	06 00	

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon	10 00	06 00			
Tue	10 00	06 00			
Wed	10 00	06 00	<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur	10 00	06 00			
Fri	10 00	06 00	<b><u>Non standard timings</u></b> Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10 00	06 00			
Sun	10 00	06 00			

**H**

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	10 00	06 00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10 00	06 00	<b>Please give further details here</b> (please read guidance note 3)		
Wed	10 00	06 00			
Thur	10 00	06 00	<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4)		
Fri	10 00	06 00			
Sat	10 00	06 00	<b>Non standard timings</b> Where you intend to use the premises for the entertainment of a similar description to that falling within (e) (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun	10 00	06 00			

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)					
Mon	23 00	06 00						
Tue	23 00	06 00						
Wed	23 00	06 00				<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Thur	23 00	06 00						
						<b><u>Non standard timings</u></b> Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	23 00	06 00						
Sat	23 00	06 00						
Sun	23 00	06 00						

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b><u>Will the supply of alcohol be for consumption – please tick</u></b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 4)					
Mon	10 00	06 00						
Tue	10 00	06 00						
Wed	10 00	06 00				<b><u>Non standard timings</u></b> Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left please list (please read guidance note 5)		
Thur	10 00	06 00						
Fri	10 00	06 00						

Sat	10 00	06 00	
Sun	10 00	06 00	

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor**

Name	[REDACTED]
Date of Birth	[REDACTED]
Address	[REDACTED]
Postcode	[REDACTED]
Personal licence number (if known)	[REDACTED]
Issuing licensing authority (if known)	Leeds City Council

**K**

<p><b>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)</b></p> <p>N/A</p>
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L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	10 00	06 30	<u>Non standard timings</u> Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	10 00	06 30	
Wed	10 00	06 30	
Thur	10 00	06 30	
Fri	10 00	06 30	
Sat	10 00	06 30	
Sun	10 00	06 30	

M Describe the steps you intend to take to promote the four licensing objectives

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

b) The prevention of crime and disorder

- 1 A suitable closed circuit Television (CCTV) system will be in operation at the premises at all times when it is being used for the provision of licensable activities and/or when members of the public are permitted to be on the premises. The CCTV system will record images to cover all areas of the premises to which the public have access (save for toilets), including any external areas of the premises such as car parks and beer gardens. The CCTV system will be capable of retaining images for a minimum of 31 days, will be of good quality and will contain the correct time and date stamp information. The CCTV system and images will be kept in a secure environment to which members of the public will not be permitted access. At least one member of staff will be on duty at the premises who is capable of operating the system and downloading images recorded by it. These images will be downloaded and provided, on request, to an officer of a responsible authority.
- 2 A Supervisor's Register will be maintained at the licensed premises, showing the names, addresses and up-to-date contact details for the DPS and all personal licence holders.
- 3 The minimum number of door supervisors for the premises will be risk assessed for each event/function at the premises.
- 4 The premises licence holder and/or designated premises supervisor will ensure that a Daily Record Register is maintained on the premises by the door staff. The Daily Record Register will contain consecutively numbered pages, the full name and registration number of each person on duty, the employer of that person and the date and time he/she commenced duty and finished duty (verified by the individual's signature). The Daily Record Register will be retained on the premises for a period of twelve months from the date of the last entry.
- 5 Security staff/designated supervisors will be familiar with the premises policy concerning the admission, exclusion and safeguarding of customers whilst in the premises.
- 6 The premises licence holder and/or designated premises supervisor will ensure that an Incident Report Register is maintained on the premises to record incidents such as anti-social behaviour, admissions refusals and ejections from the premises. The Incident Report Register will contain consecutively numbered pages, the date, time and location of the incident, details of the nature of the incident, the names and registration numbers of any door staff involved or to whom the incident was reported, the names and personal licence numbers (if any) of any other staff involved or to whom the incident was reported, the names and numbers of any police officers attending, the police incident and/or crime number, names and addresses of any witnesses and confirmation of whether there is CCTV footage of the incident. The Incident Report Register will be retained for a period of twelve months and produced for inspection immediately on the request of an authorised officer.
- 7 The premises licence holder and/or designated premises supervisor will inform West Yorkshire Police as soon as practicable of any search resulting in a seizure of drugs or offensive weapons.
- 8 A suitable purpose-made receptacle for the safe retention of illegal substances will be provided and arrangements made for the safe disposal of its contents as agreed with West Yorkshire Police or British Transport Police.
- 9 The age verification policy adopted by the premises, in respect of the sale or supply of alcohol will be Challenge 25, which means that those seeking to purchase alcohol at the premises who appear to be under the age of 25 will be required to provide acceptable evidence (as approved by West Yorkshire Police) that they are 18 years of age (or older) before any alcohol is sold or supplied to them.
- 10 Patrons are not permitted to remove drinks, open bottles or glasses from the premises.
- 11 All drinks that are to be consumed in external areas of the premises will be served in plastic (or similar) containers.

12 The premises licence holder and/or designated premises supervisor will belong to a recognised trade body or Pub Watch Scheme where one exists, whose aims include the promotion of the licensing objectives

**c) Public safety**

13 Written records of all accidents and safety incidents involving members of the public will be kept. These will be made available at the request of an authorised officer

14 A suitably trained and competent person must ensure regular safety checks of the premises including decorative and functional fixtures, floor surfaces and equipment (including electrical appliances) to which the public may come into contact are undertaken. Records of these safety checks must be kept and made available for inspection by an authorised officer

15 Empty bottles and glasses will be collected regularly on balcony areas and raised levels

16 Inspection records/certificates will be kept and made available at the request of an authorised officer

17 Regular safety checks of guarding to stairs, balconies, landings and ramps will be undertaken, and a supervision policy will be maintained to prevent people from inappropriate behaviour, including climbing which may lead to a fall from height

18 The premises have a current Fire Risk Assessment

19 Members of the public will be prevented from accessing hot food and drink preparation areas to prevent risk of scald or burns

20 A suitably trained First Aider or appointed person will be provided at all times when the premises are open

21 Adequate and appropriate First Aid equipment and materials will be available on the premises at all times

**d) The prevention of public nuisance**

22 Licensable activities will be conducted and the facilities for licensed activities will be designed and operated so as to prevent the transmission of audible noise or perceptible vibration through the fabric of the building or structure to adjoining properties

23 Noise from a licensable activity at the premises will be inaudible at the nearest noise sensitive premises

24 Bottles will not be placed in any external receptacle between 23 00 hours and 07 00 hours so as to minimise noise disturbance to neighbouring properties

25 The premises licence holder and/or designated premises supervisor will ensure patrons use beer gardens, external areas and play areas in a manner which does not cause disturbance to nearby residents and business in the vicinity

26 Clear and legible notices will be displayed at exits, car parks and other circulatory areas requesting patrons to leave the premises quietly having regard to the needs of local residents, in particular emphasising the need to refrain from shouting, slamming car doors, sounding horns and loud use of vehicle stereos and anti-social behaviour

27 The premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary

**e) The protection of children from harm**

28 A risk assessment will be undertaken to determine the appropriate minimum age restriction of attendees (including staff) depending on the nature of the performance, and age restrictions will be in accordance with any relevant national guidance, i.e. the BBFC film classifications

**Checklist**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15)

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE**

**WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**

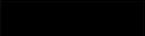
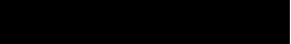
**Part 4 – Signatures** (please read guidance note 10)

**Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 11) If signing on behalf of the applicant, please state in what capacity**

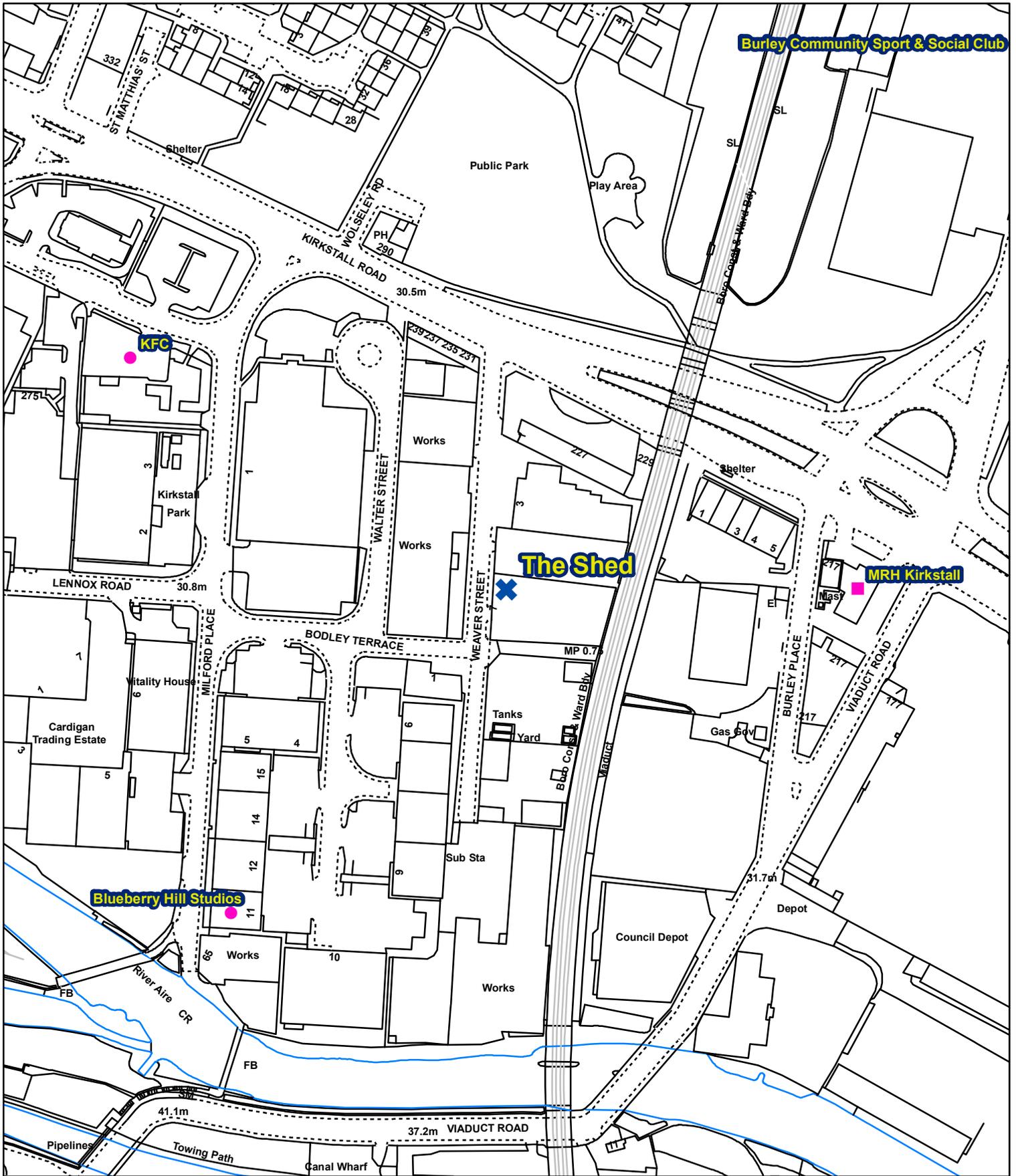
<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15)</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
<b>Signature</b>	
<b>Date</b>	11 December 2019
<b>Capacity</b>	Woods Whur 2014 Limited - Solicitors for the Applicant

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent (please read guidance note 12) If signing on behalf of the applicant, please state in what capacity**

<b>Signature</b>	
<b>Date</b>	
<b>Capacity</b>	

<b>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)</b>			
			
Woods Whur 2014 Limited Devonshire House 38 York Place			
<b>Post town</b>	Leeds	<b>Postcode</b>	LS1 2ED
<b>Telephone number (if any)</b>			
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b>			
			

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This map is based upon the Ordnance Survey's digital data with the permission of the Ordnance Survey on behalf of the controller of Her Majesty's Stationary Office

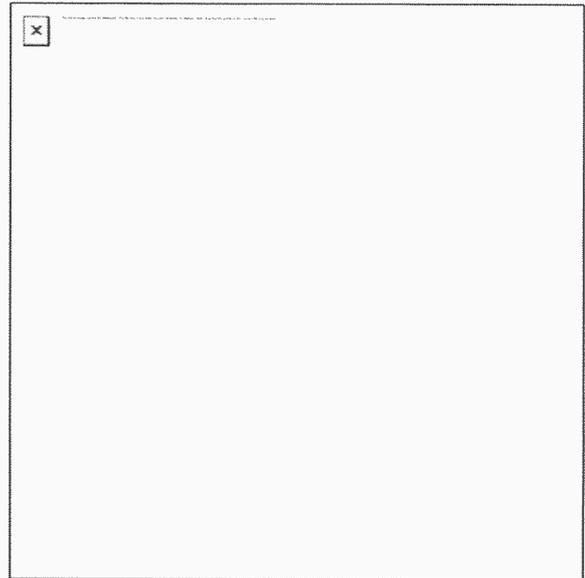
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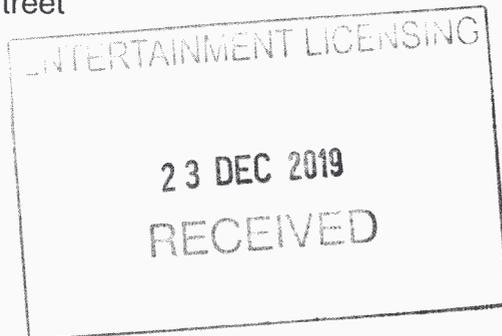
Key

- On licence
- Off licence
- Late night refreshment
- Other

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Company Secretary  
Reds True Barbecue Limited  
10 Weaver Street  
Burley  
Leeds  
LS4 2AU



Environmental Protection Team  
Leeds City Council  
Millshaw Park Way  
Leeds  
LS11 0LS

Contact: [redacted]  
Tel: [redacted]

Our reference: PREM/04452/001  
20 December 2019

Dear Sir/ Madam

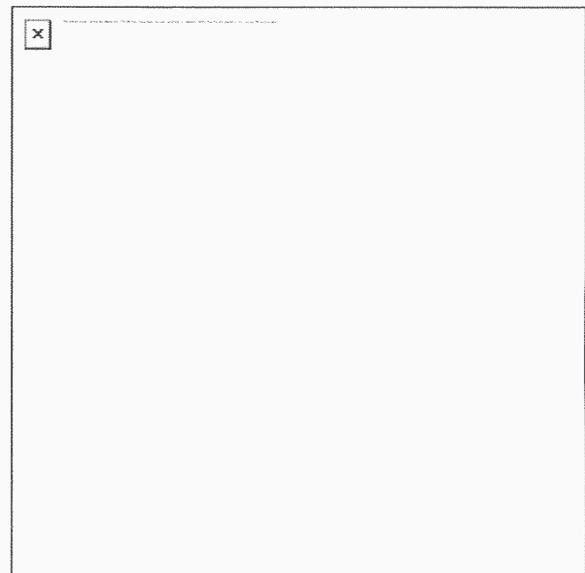
**Licensing Act 2003**

**Name and Address of Premises: 10 Weaver Street, Burley, Leeds, LS4 2AU,**

We refer to your licensing application for the above premises. We believe that your application does not give enough information about how you intend to meet an important objective of the licence, which is to prevent public nuisance. We therefore confirm that we are submitting a formal objection to your application.

[www.leeds.gov.uk](http://www.leeds.gov.uk)

general enquiries 0113 222  
4444



We base our objection on the following matters:

- The potential for noise disturbance associated with licensable activities passing through the fabric of the building to cause noise and vibration in adjoining residential/business premises.
- The potential for noise disturbance associated with licensable activities to break out of the premises or pass through the fabric of the building to cause noise disturbance to nearby residential/business premises.
- The potential for noise disturbance from the use of outside areas whilst smoking/drinking in the area/s provided/whilst arriving/leaving, including that from vehicles.
- The potential for the alleged sources of nuisance described in items 1 to 3 above to continue into hours where such disturbance may adversely affect sleep and other loss of the use and enjoyment of a property.
- The application premises are situated within the green area of the City Centre Cumulative Impact Policy (CIP) area; where good quality applications will be generally more acceptable. We consider that your application is lacking in that due to the fabric of the building, it is highly unlikely that inaudibility will be achieved and given the close proximity to residential premises use of outside spaces and music playing at the times specified would cause significant sleep disturbance and a nuisance to those surrounding the premise.

We also base our objection on experience including that specifically associated with the premises and the area including data relating to complaints received from members of the public.

Having read the matters we describe below if you feel we should consider anything else please do not hesitate to contact us.

### **Description of the surrounding area**

Please refer to Appendix 1 Map of Surrounding Area and close residential premises

### **Description of the applicant venue and the application:**

The onus is on the applicant to demonstrate such matters (Items 8.33 to 8.41 of the amended guidance issued under Section 182 of the Licensing Act 2003 – June 2014)

The venue is a light industrial unit, with metal as the main fabric material- walls and roof both being metal. This would cause high reverberation of noise and vibration and is very difficult and costly to sound proof. The venue is close to residential (less than 200m) currently and further developments granted indicate a further 43 residential dwelling will be built within 132m of the applicant venue.

Given the late hours and the fabric of the building it is highly likely that the venue will cause significant adverse affects on the local residnets and cause sleep disturbance.

### **Complaint history for the area around the venue**

There have been no complaints regarding this industrial site as most of the businesses are open business hours (between 7am and 10pm). This would change significantly if a new venue was to open until 6am.

## Conclusions reached

The building is no fit for purpose as the music would reverberate and vibrate through the metal and escape. Venues of the applicants nature usually have low frequency music and so could travel far and in the middle of the night and throughout night time hours, this could cause significant adverse affects and a nuisance.

We recommend that the Sub-Committee refuse the application.

We do not believe that further conditions will resolve the application as it stands.

Yours sincerely

\_\_\_\_\_  
Senior Technical Officer

# Appendix 1 Map of Surrounding Area



Distance to current closest housing



There has been planning permission granted for 43 residential dwellings in March 2018.



## Appendix 2 Complaints History

Any complaints involving the applicant premises are indicated\*, otherwise the alleged source of complaint is redacted. Details may be provided after the agreement of the Licensing Sub-committee.

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## Issued premises licences and club certificates within an area



### **PREM/00119/014 - Bridgewater Arms, Cardigan Fields Leisure Park, 5 Cardigan Fields Road, Burley, Leeds, LS4 2DG**

Sale by retail of alcohol	
Thursday to Saturday	10:00 - 01:00
Sunday to Wednesday	10:00 - 00:00
Provision of late night refreshment	
Thursday to Saturday	23:00 - 02:00
Sunday to Wednesday	23:00 - 01:00
Performance of live music	
Thursday to Saturday	10:00 - 01:00
Sunday to Wednesday	10:00 - 00:00
Performance of recorded music	
Thursday to Saturday	10:00 - 01:00
Sunday to Wednesday	10:00 - 00:00

### **PREM/02262/008 - Nando's, Unit 6, Cardigan Fields , Kirkstall Road, Leeds, LS4 2DG**

Sale by retail of alcohol	
Monday to Saturday	11:00 - 00:00
Sunday	12:00 - 23:30
Provision of late night refreshment	
Monday to Saturday	23:00 - 00:30
Sunday	23:00 - 00:00
Performance of recorded music	
Monday to Saturday	11:00 - 00:30
Sunday	12:00 - 00:00

### **PREM/01001/009 - Hollywood Bowl, Cardigan Fields Leisure Park, 3 Cardigan Fields Road, Burley, Leeds, LS4 2DG**

Sale by retail of alcohol	
Every Day	10:00 - 01:00
Provision of late night refreshment	
Every Day	23:00 - 01:00
Exhibition of a film	
Every Day	10:00 - 01:00
Indoor sporting events	
Every Day	09:00 - 01:00
Performance of recorded music	
Every Day	00:00 - 23:59

### **PREM/01169/003 - McDonald's Restaurant, Cardigan Fields Leisure Park, 1 Cardigan Fields Road, Burley, Leeds, LS4 2DG**

Provision of late night refreshment	
Every Day	23:00 - 05:00

**PREM/00574/010 - Vue Cinema, Cardigan Fields , Kirkstall Road, Leeds, LS4 2DG**

Sale by retail of alcohol	
Every Day	09:00 - 02:30
Provision of late night refreshment	
Every Day	23:00 - 05:00
Performance of a play	
Every Day	00:00 - 23:59
Exhibition of a film	
Every Day	00:00 - 23:59
Performance of live music	
Every Day	00:00 - 23:59
Performance of recorded music	
Every Day	00:00 - 23:59
Performance of dance	
Every Day	00:00 - 23:59
Entertainment similar to live music, recorded music or dance	
Every Day	00:00 - 23:59

**PREM/03049/016 - Five Guys, Unit 11B, Cardigan Fields Leisure Park, Kirkstall, Leeds, LS4 2DG**

Sale by retail of alcohol	
Every Day	09:00 - 00:00
Provision of late night refreshment	
Every Day	23:00 - 00:30
Performance of recorded music	
Every Day	09:00 - 00:00

**PREM/03040/011 - MOD Pizza Uk (formerly Harvester), 11A Cardigan Fields Leisure Park, Cardigan Fields Road, Burley, Leeds, LS4 2DG**

Sale by retail of alcohol	
Every Day	10:00 - 00:00
Provision of late night refreshment	
Every Day	23:00 - 00:00
Performance of recorded music	
Every Day	10:00 - 00:00

**PREM/03436/006 - Aldi, Evanston Avenue, Cardigan Fields, Leeds, LS4 2HR**

Sale by retail of alcohol	
Every Day	07:00 - 23:00

**PREM/01571 - Sheesh Mahal, 346-348 Kirkstall Road, Leeds, LS4 2DS**

Sale by retail of alcohol	
Monday to Saturday	10:00 - 23:00
Sunday	12:00 - 22:30
Performance of recorded music	
Every Day	00:01 - 00:00

**PREM/02939/003 - Roast & Toast, 350 Kirkstall Road, Burley, Leeds, LS4 2HQ**

Sale by retail of alcohol	
Every Day	11:00 - 23:00
Performance of recorded music	
Every Day	09:00 - 23:00

**PREM/01766/009 - Pizza Hut, Cardigan Fields Leisure Park, 10 Cardigan Fields Road, Burley, Leeds, LS4 2DG**

Sale by retail of alcohol	
Monday to Saturday	10:00 - 00:00
Sunday	12:00 - 23:30
Performance of recorded music	
Every Day	00:00 - 23:59

**PREM/04316/002 - MRH Kirkstall, 217 Kirkstall Road, Burley, Leeds, LS4 2AH**

Sale by retail of alcohol	
Every Day	00:00 - 23:59
Provision of late night refreshment	
Every Day	23:00 - 05:00

**PREM/01025/009 - Frankie & Benny's, Cardigan Fields Leisure Park, 4 Cardigan Fields Road, Burley, Leeds, LS4 2DG**

Sale by retail of alcohol	
Monday to Saturday	10:00 - 23:00
Sunday	12:00 - 22:30
Provision of late night refreshment	
Monday to Saturday	23:00 - 00:00
Sunday	23:00 - 23:30

**PREM/00132/017 - Cardigan Arms, 364 Kirkstall Road, Burley, Leeds, LS4 2HQ**

Sale by retail of alcohol	
Thursday to Saturday	10:00 - 01:00
Sunday to Wednesday	10:00 - 00:00
Provision of late night refreshment	
Thursday to Saturday	23:00 - 02:00
Sunday to Wednesday	23:00 - 01:00
Performance of live music	
Thursday to Saturday	10:00 - 01:00
Sunday to Wednesday	10:00 - 00:00
Performance of recorded music	
Every Day	00:00 - 23:59

**PREM/01430 - Viva Cuba, 342 Kirkstall Road, Leeds, LS4 2DS**

Sale by retail of alcohol	
Monday to Saturday	10:00 - 02:00
Sunday	12:00 - 00:30
Performance of live music	
Monday to Saturday	12:00 - 02:00
Sunday	12:00 - 00:30
Performance of recorded music	
Monday to Saturday	12:00 - 02:00
Sunday	12:00 - 00:30
Performance of dance	
Monday to Saturday	12:00 - 02:00
Sunday	12:00 - 00:30
Entertainment similar to live music, recorded music or dance	
Monday to Saturday	12:00 - 02:00
Sunday	12:00 - 00:30

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