



LICENSING SUB-COMMITTEE

MEETING TO BE HELD IN CIVIC HALL, LEEDS ON
TUESDAY, 17TH MARCH, 2020 AT 10.00 AM

MEMBERSHIP

Councillors

B Flynn - Adel and Wharfedale;
A Hutchison - Morley North;
P Wray - Hunslet and Riverside;

**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;"><u>PRELIMINARY PROCEDURES</u></p> <p>ELECTION OF THE CHAIR</p> <p>To seek nominations for the election for the position of Chair.</p>	
2			<p>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</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>EXEMPT INFORMATION - POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC</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>RESOLVED – 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>LATE ITEMS</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>DECLARATIONS OF DISCLOSABLE PECUNIARY INTERESTS</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><u>HEARINGS</u></p>	
6	Killingbeck and Seacroft		<p>APPLICATION TO VARY A PREMISES LICENCE HELD BY ORCHARD DIB LANE, ROUNDHAY, LEEDS, LS8 3HL</p> <p>The report of the Chief Officer, Elections and Regulatory requests Members consideration on an application to vary a premises licence held by Orchard, Dib Lane, Roundhay, Leeds, LS8 3HL.</p> <p>(Report attached)</p>	7 - 96
7	Headingley and Hyde Park		<p>APPLICATION TO VARY A PREMISES LICENCE HELD BY RUGBY PITCH, NORTH, SOUTH AND EXTENTIA STANDS EMERALD HEADINGLEY STADIUM, ST MICHAELS LANE, HEADINGLEY, LEEDS, LS6 3BR</p> <p>The report of the Chief Officer Elections and Regulatory set out an application to vary a premises licence held by Rugby Pitch, North, South And Extentia Stands Emerald Headingley Stadium, St Michaels Lane, Headingley, Leeds, LS6 3BR.</p> <p>(Report attached)</p>	97 - 162

Item No	Ward/Equal Opportunities	Item Not Open		Page No
			<p><u>Third Party Recording</u></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> <ul style="list-style-type: none"> 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. 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. 	

Report of the Chief Officer Elections and Regulatory

Report to Licensing Sub Committee

Date: 17th March 2020

Subject: Application to vary a premises licence held by Orchard Dib Lane, Roundhay, Leeds, LS8 3HL

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Killingbeck & Seacroft		
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 to vary a premises licence, made by Claire Louise Reynard, for Orchard, Dib Lane, Roundhay, Leeds, LS8 3HL.

This application is made to extend the start time for the sale of alcohol to 10:00 every day. Extend the terminal hour for the sale of alcohol on Monday to Wednesday until 23:30, on Thursday to Saturday until midnight and on Sunday until 23:00. Extend the terminal hour for late night refreshment on Thursday to Saturday until midnight. Extend the terminal hour for Live Music on Monday to Saturday until 23:30.

Remove all existing embedded restrictions which are outdated and covered by other legislation. These are to be replaced with new conditions as stated in the operating schedule and those agreed with West Yorkshire Police (WYP).

Add the non-standard timing New Years - From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. This is currently permitted under the embedded restrictions.

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

The application has attracted representations from members of the public and responsible authorities.

1 Purpose of this report

- 1.1 To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") to vary a 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 premises

- 2.1 These premises currently have the benefit of a premises licence which has been in force since the introduction of the current legislation effective on the 24th November 2005.
- 2.2 The application to transfer the premises licence appointing the current holder Claire Louise Reynard was received by the Licensing Authority on 27th April 2017. West Yorkshire Police (WYP) did not object to the application and it was granted as requested with immediate effect.
- 2.3 Numerous applications have been received by the Licensing Authority between the time Claire Louise Reynard became the Licence holder and now. This includes Licence transfers, Designated Premises Supervisor (DPS) changes and minor variation applications.
- 2.4 The Senior Liaison & Enforcement officer who has covered the LS8 area for the past 8 years states:-
- 2.5 That Claire and Alan have been managing these premises since mid-2016 with Claire Reynard being specified as the DPS since September 2016 and the PLH since 27th April 2017.
- 2.6 The Enforcement officer has dealt with 3 complaints during this time:-
- 2.7 21st August 2017 the Entertainment Licensing section received a complaint from a local resident via their Councillor. The complainant alleged ASB and noise nuisance. The complaint was forwarded to West Yorkshire Police (WYP and their enquiries revealed little on their systems). The EP team sent noise diaries to residents but as these were not returned the complaint was closed in October 2017.
- 2.8 6th August 2018 a complaint alleging noise nuisance from car stereos and from people drinking in the carpark. The EP Team and the Enforcement Officer met with Alan and discussed the issues. Within weeks the complainant agreed the situation had improved greatly and the complaint was closed.
- 2.9 7th August 2019 a local resident complained about a garden party taking place in the carpark, the 2nd in a few weeks. Enquiries with the operators revealed that this was a day time cancer charity event with stalls, bouncy castle etc. There were no licensable activities taking place therefore the complaint was closed.
- 2.10 A copy of the existing licence is attached at Appendix A.

3 The application

3.1 The applicant is Claire Louise Reynard.

3.2 Briefly the application is to:

- Extend the start time for the sale of alcohol to 10:00 daily. Extend the terminal hour for the sale of alcohol on Monday to Wednesday until 23:30 on Thursday to Saturday until midnight; and on Sunday until 23.00.
- Extend the terminal hour for late night refreshment on Thursday to Saturday until midnight.
- Remove all existing embedded restrictions and replace with new conditions.
- Add non-standard timing New Year's Eve - From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day for all licensable activities. This is currently permitted under the embedded restrictions.
- Part of this application was also to extend the terminal hour for live music on Monday to Saturday until 23:30. This extension has now been withdrawn from the application.

3.3 A copy of the redacted application form is attached at Appendix B.

3.4 The applicant proposes to promote the licensing objectives by taking the steps identified in section M of the application form.

4 Location

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

5 Representations

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

Representations from Responsible Authorities

5.2 Representations have been received from West Yorkshire Police in their capacity as a responsible authority. Any representation may be negotiated prior to the hearing. In this instance the operating schedule has been amended to include the measures agreed with West Yorkshire Police. A copy of the representation may be found at Appendix D.

5.3 Representations have been received from the Environmental Protection Team in their capacity as a responsible authority. Any representation may be negotiated prior to the hearing. In this instance the operating schedule has been amended to include the measures agreed with Environmental Protection Team. A copy of the representation may be found at Appendix E.

5.4 Other representations

5.5 The application has attracted 7 representations from members of the public (described as 'other persons' in the legislation). The primary grounds for concern are noise nuisance undermining the public nuisance objective.

5.6 Three representations have been received from members of the public who have expressed concerns that they may be at risk of retribution.

5.7 In order to protect personal data, redacted copies of the representations are attached at Appendix F. Original copies will be available at the hearing for Members consideration.

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 G.

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 variation as requested.
- Grant the variation whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates.
- Reject the whole or part of the application.

8.2 Members of the licensing subcommittee 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 appropriate in order to promote the licensing objectives and relevant to the application.

9 Background papers

- Guidance issued under s182 Licensing Act 2003
- Statement of Licensing Policy

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Premises Licence

Appendix A

Part A Schedule 12 Licensing Act 2003

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description

Orchard, Dib Lane, Roundhay, Leeds, LS8 3HL

Licensable activities authorised by this licence

Sale by retail of alcohol, Provision of late night refreshment, Performance of live music, Performance of recorded music,

Times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol

Monday to Saturday	11:00 - 23:00
Sunday	12:00 - 22:30

Provision of late night refreshment

Monday to Saturday	23:00 - 23:30
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Location of activity: Indoors

Performance of live music

Monday to Saturday	08:00 - 23:00
Sunday	12:00 - 22:30

Location of activity: Indoors

Performance of recorded music

Every Day	00:01 - 00:00
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Location of activity: Indoors

Opening hours of the premises

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

Alcohol is sold for consumption on and off the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Claire Louise Reynard

[Redacted address]

Daytime Contact Telephone Number:

[Redacted telephone number]

Current Email Address:

[Redacted email address]

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Claire Louise Reynard

[Redacted address]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal licence number:

[Redacted licence number]

Licensing authority: Leeds City Council

[Redacted signature]

-

[Redacted name]

Licensing Officer
Entertainment Licensing
Elections, Licensing and Registration

Annex 1 – Mandatory Conditions

1. Only individuals licensed by the Security Industry Authority may be used at the premises to guard against:-
 - a. unauthorised access or occupation (e.g. through door supervision), or
 - b. outbreaks of disorder, or
 - c. damage
2. No supply of alcohol may be made under this licence
 - a. At a time when there is no designated premises supervisor in respect of the premises licence, or
 - b. At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
4. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -

- a. games or other activities which require or encourage, or are designed to require or encourage individuals to -
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
 - b. provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee other public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - c. provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - d. selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorize anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - e. dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
 6. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- a. a holographic mark, or
- b. an ultraviolet feature.

7. The responsible person must ensure that -

- a. where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i. beer or cider: ½ pint;
 - ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii. still wine in a glass: 125 ml;
- b. these measures are displayed in a menu; price list or other printed material which is available to customers on the premises; and
- c. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

8. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of the condition set out in paragraph 1 of this condition -

- a. "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- b. "permitted price" is the price found by applying the formula $P = D + (D \times V)$ where -
 - i. P is the permitted price,
 - ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- c. "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - i. the holder of the premises licence,
 - ii. the designated premises supervisor (if any) in respect of such a licence, or
 - iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- d. "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- e. "value added tax" mean value added tax charged in accordance with the Value Added Tax Act 1994.

Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

- (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Embedded restrictions

9. Alcohol shall not be sold or supplied except during the hours stated on this licence and:

On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

10. The above restrictions do not prohibit:

consumption of the alcohol on the premises by, or, the taking, sale or supply of alcohol to any person residing in the licensed premises;

the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;

the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

11. Embedded terms and conditions in respect of Public Entertainment Licence

One of the following protective measures shall be used for all socket-outlets which may be used for the connection for lighting, video or sound amplification equipment and display models:

a) Each socket-outlet circuit shall be protected by a residual current device having a rated residual operating current not exceeding 30mA.

or

b) Each individual socket-outlet shall be protected by an integral residual current device having a rated residual operating current not exceeding 30mA.

The current operation of all residual current devices shall be checked regularly by pressing the test button. If the device does not switch off the supply, an electrical contractor should be consulted. At the same time action should be taken to prohibit the use of socket outlets associated with a faulty residual current device.

The licensee shall maintain an Incident Report Register within which staff must record any incident which has occurred on the premises.

The Incident Report Register must be retained on the premises for a period of one year, taken from the date of the last entry, and include the following:

- a) consecutively numbered pages;
- b) the date and time of incident;
- c) the nature of incident;

- d) the full name/s of staff involved including the registration number of any door staff, and to whom the incident was reported, including the names and numbers of any police officers who attended the scene of the incident and details of any witness/es;
- e) Any notes relative to the incident.

Incident Report Registers shall be produced for immediate inspection on request by any Official of the Licensing or Police Authority.

The Licensee shall ensure that no nuisance is caused by noise or vibration emanating from the licensed premises resulting from the use of this Licence. The Licensee shall provide urgent attention to any reports of noise nuisance, and act upon direction of the Licensing Authority.

The Licensee shall maintain a Daily Record Register which is to be completed on a daily basis by the door staff when they commence and finish duty.

The Daily Record Register must be retained on the premises for a period of one year, taken from the date of the last entry, and include the following:

- a) consecutively number pages;
- b) the registration number and full name of each registered person on duty;
- c) the date and time that he/she commenced that period of duty with a signed acknowledgement by that person;
- d) the time at which he/she finished duty with a signed acknowledgement by that person.

Daily Record Registers shall be produced for immediate inspection on request by any official of the SIA, Police or Licensing Authority.

Licence holders must have a written search policy for those entering the premises. All members of staff must be acquainted with this policy.

Sufficient number of staff of both sexes shall be on duty to undertake any searches of the public.

Clear and visible notices should be displayed to those entering the premises detailing the establishments search policy. These signs should state that the police will be informed if anyone is found in possession of controlled substances or weapons.

Secure receptacles, to the standard as required by the West Yorkshire Police, must be provided in a restricted part of the building for staff to deposit drugs and weapons. Any seizure of controlled substances and weapons must be recorded in the Incident Report Register and reported to the police at the earliest possible time.

The licensee shall ensure that drinks glasses and any other glass receptacles are prevented from being taken off the premises accepting off-sales and their legitimate sale.

A suitable CCTV system operated in accordance with guidelines from the West Yorkshire Police shall be provided.

Any exemption to this condition must be agreed by the West Yorkshire Police and Licensing Authority.

Annex 2 – Conditions consistent with the operating schedule

None

Annex 3 – Conditions attached after a hearing by the licensing authority

None

Annex 4 – Plans

The plans for these premises are as those submitted with the application. A copy of which is held by Leeds City Council licensing authority.

Plan dated 25 February 2013

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PREM/01714/032

EW

Application to vary a premises licence 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.

[REDACTED]
(Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under S34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises Licence Number PREM/01714/031
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

Orchard
Dib Lane
Roundhay

Post Town	Leeds	Postcode	LS8 3HL
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Telephone number at premises	0113 2655975
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Non-domestic rateable value of premises	£17,500.00
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Part 2 - Applicant Details

Daytime contact telephone number	
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E-mail address (optional)	
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Current postal address if different from premises address	[REDACTED]
--	------------

Post Town	Leeds	Postcode	[REDACTED]
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ENTERTAINMENT LICENSING

15 JAN 2020
RECEIVED

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? Yes No

If not do you want the variation to take effect from

--	--	--	--	--	--	--	--	--	--

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (please read guidance note 1)

The application proposes to:-

1. Extend the start time for the sale of alcohol to 10:00 daily
2. Extend the terminal hour for the sale of alcohol on Monday to Wednesday until 23:30; on Thursday to Saturday until midnight; and on Sunday until 23.00
3. Extend the terminal hour for late night refreshment on Thursday to Saturday until midnight
4. Extend the terminal hour for live music on Monday to Saturday until 23:30
5. Remove all existing embedded restrictions and replace with new conditions
6. Add non-standard timing

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful

Provision of regulated entertainment

Please tick yes

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input type="checkbox"/> |

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			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Standard days and timings (please read guidance note 8)				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both	<input type="checkbox"/>	
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. 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</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed					
Thur			<u>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</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)
Tue			
Wed			Non standard timings. 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 7)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. 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</u> (please read guidance note 7)		
Sat					
Sun					

E

Live music			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Standard days and timings (please read guidance note 8)				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>		
Mon	No Change	23:30	<u>Please give further details here</u> (please read guidance note 5) As existing		
Tue	No Change	23:30			
Wed	No Change	23:30	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur	No Change	23:30			
Fri	No Change	23:30	<u>Non standard timings. 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</u> (please read guidance note 7) New Year's Eve – From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		
Sat	No Change	23:30			
Sun	No Change	No Change			

F – NO CHANGE

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. 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</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. 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</u> (please read guidance note 7)		
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g)</p> <p>Standard days and timings (please read guidance note 8)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 5)</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)</p>		
Fri					
Sat			<p><u>Non standard timings. 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</u> (please read guidance note 7)</p>		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5) As existing		
Mon	No Change	No Change			
Tue	No Change	No Change	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Wed	No Change	No Change			
Thur	No Change	00:00	<u>Non standard timings. 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</u> (please read guidance note 7) New Year's – From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		
Fri	No Change	00:00			
Sat	No Change	00:00			
Sun	N/A	N/A			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			<u>Will the supply of alcohol be for consumption (Please tick box)</u> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)		
Mon	10:00	23:30			
Tue	10:00	23:30			
Wed	10:00	23:30			
Thur	10:00	00:00			
Fri	10:00	00:00			
Sat	10:00	00:00			
			<u>Non standard timings. 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</u> (please read guidance note 7)		
			New Year's – From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day		
Sun	10:00	23:00			

K

<p>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 10)</p> <p>NONE</p>

L – NO CHANGE

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon			
Tue			<u>Non standard timings. 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</u> (please read guidance note 7)
Wed			
Thur			
Fri			
Sat			
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

We seek to remove all existing embedded restrictions as these are now outdated or covered by other primary legislation

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

<p>Reasons why I have failed to enclose the premises licence or relevant part of premises licence</p> <p>N/A</p>
--

M- Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 11)

<p><i>[The information provided in this box is solely for information only and not intended to be converted into conditions on the Premises Licence]</i></p> <p>Given the changes proposed, we have carefully considered the application, the effect on the licensing objectives and the Council’s Licensing Policy. The purpose for seeking later hours for the sale of alcohol and live music would allow our customers to continue their night in a safe and comfortable environment and allowing more flexibility around trading. The experience from our existing customers shows that at the moment when people leave they head to other premises, rather than going home.</p> <p>The application also seeks to extend the terminal hour for late night refreshment until the terminal hour for the sale of alcohol to allow the premises to sell hot drinks to their customers during these times.</p> <p>The new non-standard timing for all licensable activities on New Year’s Eve is already permitted for the sale of alcohol at embedded restriction 9.</p>
--

b) The prevention of crime and disorder

<ol style="list-style-type: none"> 1. The premises shall install and maintain a comprehensive CCTV system 2. Customers will not be permitted to remove from the premises any drinks supplied by the premises in open containers unless to an external drinking area set aside for consumption

c) Public safety

<p><i>Please see box a) above. We understand our obligations under existing legislation and take our responsibilities seriously.</i></p>
--

d) The prevention of public nuisance

- 3. Notices shall be displayed at all public exists requesting customers to respect the needs of local residents and to leave the premises and area quietly
- 4. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance
- 5. All windows and external doors shall be kept closed after 23:00, or at any time when regulated entertainment (in the form of live or recorded music) takes place, except for access and egress and in case of an emergency

e) The protection of children from harm

Please see box a) above. We understand our obligations under existing legislation and take our responsibilities seriously.

Checklist:

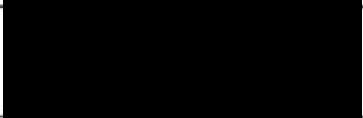
Please tick to indicate agreement

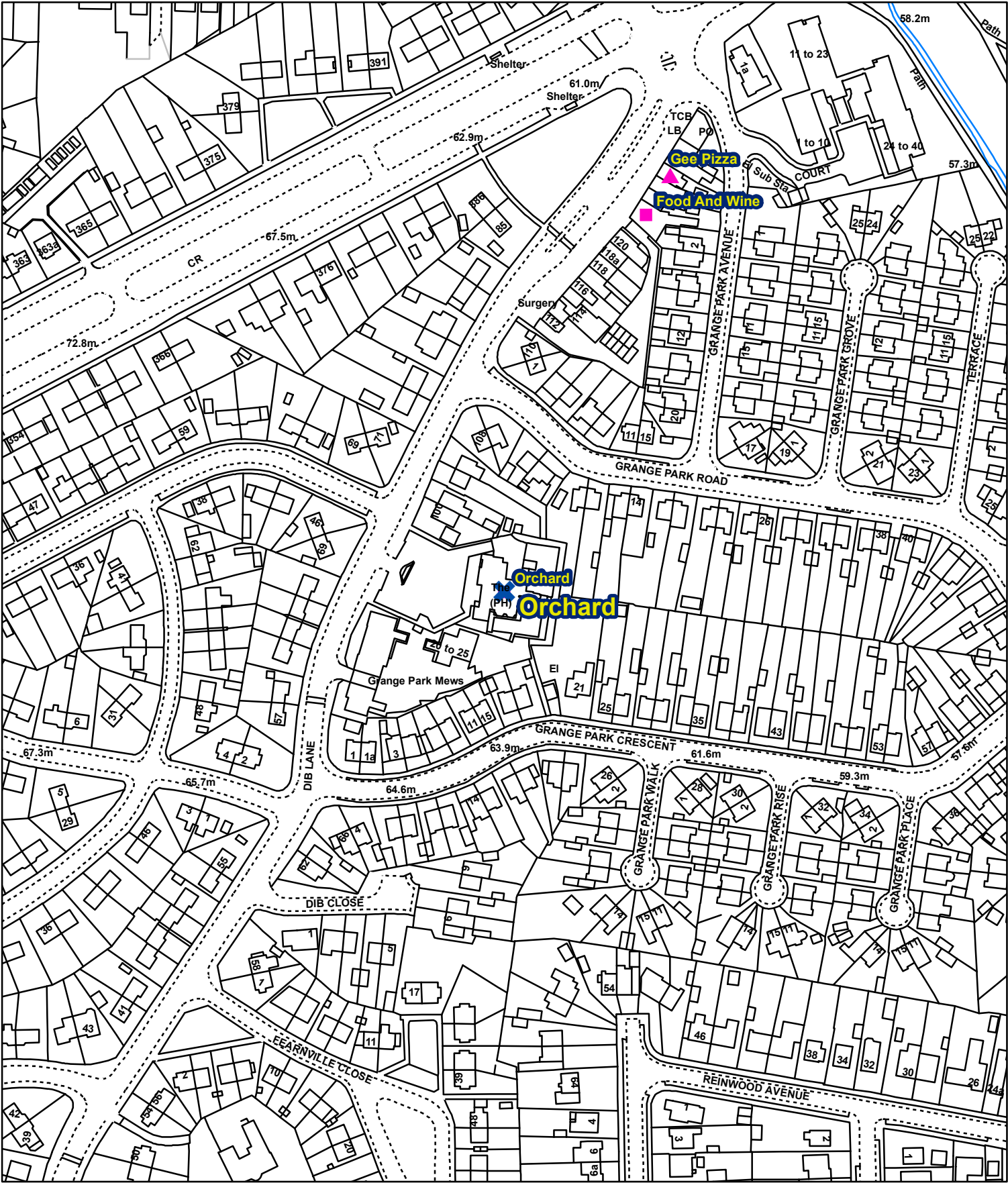
- I have made or enclosed payment of the fee ; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (See guidance note 13). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	15 January 2020
Capacity	Flint Bishop LLP – Solicitors for and on behalf of applicant







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Key

	On licence		Late night refreshment
	Off licence		Other

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IREM107141032

Khan, Nav

From: Clifford, Andrew <[REDACTED]>
Sent: 20 February 2020 08:14
To: Entertainment Licensing
Subject: FW: The Orchard [OFFICIAL]
Attachments: letter of qualified objection The Orchard - Police.doc; PART 2 – to be completed by the applicant or applicant’s representative.pdf

Classification: OFFICIAL

Good morning,

Please find attached the very last minute, signed part 2.

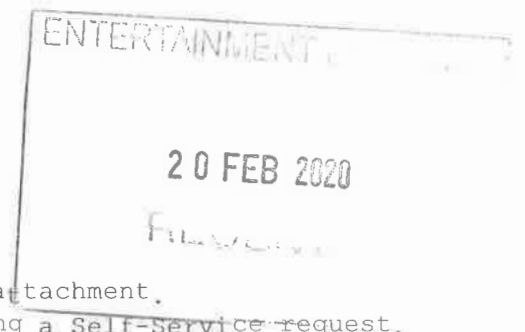
Providing these conditions are added to the operating schedule, West Yorkshire Police withdraw their representation.

Regards

Andy

From: George Domleo [REDACTED]
Sent: 19 February 2020 15:43
To: Clifford, Andrew <[REDACTED]>
Cc: Patterson, Bob <[REDACTED]>
Subject: [ATTACHMENT SECURITY WARNING] RE: The Orchard [OFFICIAL]

West Yorkshire Police IT Security
WARNING - The attached document may be malicious.
Do you know and trust this sender?
If you have any doubt whatsoever then DO NOT open this attachment.
Instead, contact the IT department immediately by logging a Self-Service request.



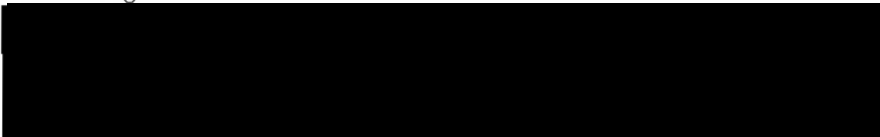
Hello Andy

Please see the attached confirming acceptance of your requested conditions.

Regards

George

George Domleo
Associate
Licensing



Flint Bishop LLP St. Michael's Court, St. Michael's Lane, Derby, DE1 3HQ



[Subscribe and keep up-to-date with our licensing updates](#)



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IN PEOPLE

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From: Clifford, Andrew [REDACTED]
Sent: 12 February 2020 13:08
To: George Domleo <[REDACTED]>
Cc: Patterson, Bob <[REDACTED]>
Subject: Re: The Orchard [OFFICIAL]

Good afternoon George,

I'm sorry but I wouldn't accept those conditions. Some of what I've asked for are close to, or current licence conditions so they should already be in place. I feel everything I'm asking promotes the licensing objectives and wouldn't be difficult to achieve.

Regards

Andy

From: George Domleo [REDACTED]
Sent: 12 February 2020 11:43
To: Clifford, Andrew
Subject: [ATTACHMENT SECURITY WARNING] RE: The Orchard [OFFICIAL]

West Yorkshire Police IT Security
WARNING - The attached document may be malicious.
Do you know and trust this sender?
If you have any doubt whatsoever then DO NOT open this attachment.
Instead, contact the IT department immediately by logging a Self-Service request.

Hello Andy

I have now taken our client's instructions on your objection and we would accept the following conditions:-

- 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 30 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.

The system retains images for a minimum of 30 days.

- 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 be retained for a period of twelve months and produced for inspection immediately on the request of an authorised officer
- 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

The premises do not have a purpose-made drug safe. We are not aware of any issues with drugs at the site, however should any drugs be found on the premises these will be placed in the safe in the office that only the tenants have access to and the Police would be contacted.

Please let me know if you are happy with these additional conditions and are now in a position to withdraw your representation.

If you want to give me a call to discuss please do.

Regards

George

George Domleo
Associate
Licensing

Flint
Bishop
SOLICITORS



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UNITED KINGDOM 2022

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From: George Domleo
Sent: 05 February 2020 16:11
To: 'Clifford, Andrew' <[REDACTED]>
Subject: RE: The Orchard [OFFICIAL]


Hello Andy

Thanks for your email and apologies for the late reply.

I have your representation which I shall review with our client and respond to you shortly.

Regards

George

<p>George Domleo Associate Licensing</p> <p>[REDACTED]</p>	
---	---



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From: Clifford, Andrew <[REDACTED]>
Sent: 05 February 2020 08:44
To: George Domleo <[REDACTED]>
Subject: The Orchard [OFFICIAL]

Classification: OFFICIAL

Good morning George,

I sent a qualified representation to you regarding the variation at The Orchard last week.

I'm just making sure you've had sight of it because I've had no acknowledgement at this time.

Regards

PC Andy Clifford
Leeds District Licensing
Leeds District Headquarters
Elland Road, Leeds, LS11 8BU

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<http://www.westyorkshire.police.uk/recruitment/police-officer/equality-employment>

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<http://www.westyorkshire.police.uk/bespecial>

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PART 2 – to be completed by the applicant or applicant’s representative:

Consent for all proposed control measures under the Licensing Act 2003.

Name & Address of Premises:

**The Orchard
Dib Lane
Roundhay
Leeds
LS83HL**

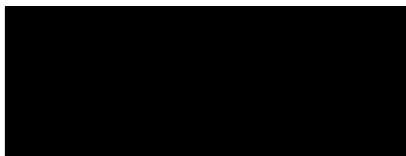
WeFlint Bishop LLP.....

confirm that we are the applicant's representative for the premises as stated above.

In signing this document-:

- We agree with the measures proposed by West Yorkshire Police,
- We provide our consent for the Licensing Authority to incorporate the said measures into the operating schedule for the stated premises, and furthermore,
- We confirm the premises will then operate in accordance with those measures agreed to.

Signed:



Dated:

19 February 2020

NOT PROTECTIVELY MARKED

ew
PRF-m/01714/032
Musson, Martyn

From: Clifford, Andrew <[REDACTED]>
Sent: 28 January 2020 14:30
To: [REDACTED]
Subject: The Orchard [OFFICIAL]
Attachments: letter of qualified objection The Orchard.doc

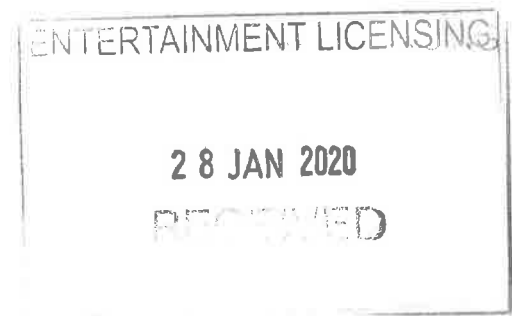
Classification: OFFICIAL

Good afternoon,

Please find attached a qualified representation to the variation at The Orchard LS8.

Regards

PC Andy Clifford
Leeds District Licensing
Leeds District Headquarters
Elland Road, Leeds, LS11 8BU
[REDACTED]
[REDACTED]



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Leeds District Licensing Department
First Floor
Elland Road DHQ
Elland Road
Leeds
LS11 8BU

Tel: 0113 3859417
Email:



27th January 2020

George DOMLEO
Flint Bishop LLP
St Michael's Court
St Michael's Lane
Derby
DE13HQ



cc. Entertainment Licensing Section. Leeds City Council, Civic Hall, Leeds. LS1 1UR

RE: **The Orchard Dib Lane Roundhay.
APPLICATION FOR NEW PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION – 'QUALIFIED' OBJECTION:**

Thank you for submitting your application for a new premises licence at the above address, which we recently received.

West Yorkshire Police are of the opinion that your application contains insufficient information about how you intend to meet the licensing objectives.

We therefore confirm that we are submitting a formal representation against your application on the grounds of:-

1. the prevention of crime & disorder
2. public safety

However, we are of the opinion that the licensing objectives could be met should you be prepared to incorporate certain identified measures within your operating schedule as conditions.

Please find enclosed a document, which at **Part 1** contains the suggested measures, which this authority considers are proportionate, and appropriate to the nature of your application.

Should you be in agreement with the suggested measures then please signify this by completing and signing **Part 2** of the enclosed form and return the complete document to this office as soon as possible.

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

Upon receipt of your consent at **Part 2**, it will be taken that you signify your wishes for the licensing authority to amend your operating schedule to incorporate the proposed measures as conditions.

Alternatively, should you disagree with the proposed measures, then please complete **Part 3** and return the complete document to this office as soon as possible.

PART 1 - to be completed by the Responsible Authority:

West Yorkshire Police propose the following control measures under the Licensing Act 2003 (in addition to those that you may have already offered), for the premises-:

**The Orchard
Dib Lane
Roundhay
Leeds
LS83HL**

Having considered the application under the Licensing Act 2003 for the above premises, West Yorkshire Police considers that the following measures are relevant, proportionate and necessary in order to promote the following licensing objectives-:

- the prevention of crime & disorder
- public safety

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.

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.

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. Any Seizure of such substances must be recorded in the Incident Report Register.

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

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

West Yorkshire Police are satisfied that the proposed measures are not adequately dealt with by other legislation.

By signing the declaration enclosed overleaf at **Part 2**, the applicant agrees to incorporate the proposed measures within the Operating Schedule for the said premises.

Upon the satisfactory completion of the declaration, West Yorkshire Police will provide notice to the Licensing Authority that our representation is withdrawn in accordance with schedule 10(a) of the Licensing Act 2003 (Hearings) Regulations 2005.

PC 4198 Andy CLIFFORD
Leeds District Licensing Officer
West Yorkshire Police

PART 2 – to be completed by the applicant or applicant's representative:

Consent for all proposed control measures under the Licensing Act 2003.

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

Name & Address of Premises:

**The Orchard
Dib Lane
Roundhay
Leeds
LS83HL**

I / We

confirm that I am / we are the applicant / the applicant's representative (delete as appropriate) for the premises as stated above.

In signing this document:-

- I / we agree with the measures proposed by West Yorkshire Police,
- I / we provide our consent for the Licensing Authority to incorporate the said measures into the operating schedule for the stated premises, and furthermore,
- I / we confirm the premises will then operate in accordance with those measures agreed to.

Signed:

Dated:

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

PART 3 – to be completed by the applicant or applicant’s representative:

Proposed control measures under the Licensing Act 2003

Name & Address of Premises:

**The Orchard
Dib Lane
Roundhay
Leeds
LS83HL**

I / We

confirm that I am / we are the applicant / the applicant’s representative (delete as appropriate) for the premises as stated above.

I / We formally advise that we are not prepared to accept the proposed measures as suggested by the West Yorkshire Police.

In this instance we understand that West Yorkshire Police will maintain their representation to my /our application, which will now proceed to a hearing before the Licensing Sub-Committee, at which I / we will be required to attend.

Signed:

Dated:

NOT PROTECTIVELY MARKED

This page is intentionally left blank

Appendix E

From: Holroyd, Vanessa
Sent: Tue, 3 Mar 2020 18:45:24 +0000
To: [REDACTED]
Subject: RE: PREM/01714/032

Good Evening

Having read this latest email I can now withdraw my objection.

Kind regards

Vanessa Holroyd
Senior Environmental Health Officer
Leeds City Council
Environmental Health
Milshaw Park Way
Leeds
LS11 0LS

Tel: [REDACTED]

Please note that my working week is Monday, Tuesday, Wednesday and Friday.

From: George Domleo [REDACTED]
Sent: 03 March 2020 12:39
To: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>; White, Emma
[REDACTED]
Subject: RE: PREM/01714/032

Hello Emma and Vanessa

Emma - Please find attached the completed notice of attendance. We also wish to amend our application to remove the request to extend the terminal hour for live music on Monday to Saturday until 11.30pm.

Vanessa – In light of this and seeing as live and recorded music is deregulated between 8am and 11pm daily, along with the fact that the existing licence permits recorded music 24 hours a day, are you now in a position to withdraw your objection and agree to the following conditions?

- No noise shall emanate from the premises nor vibration be transmitted which gives rise to a nuisance
- The PLH/DPS 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. Patrons will not use such areas after 11pm except for smoking
- The designated premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary
- Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.

Kind regards

George

Ch

PREM/01714/032

Musson, Martyn

From: George Domleo [REDACTED]
Sent: 14 February 2020 15:03
To: Holroyd, Vanessa
Cc: Entertainment Licensing
Subject: RE: PREM/01714/032

ENTERTAINMENT LICENSING

14 FEB 2020
RECEIVED

Hello Vanessa

Our client cannot accept an inaudibility condition firstly on the basis that you are trying to hold the premises to a higher standard than is legally required. The premises are currently permitted to have live and recorded music daily from 8am to 11pm daily, and given our application is seeking only an extra 30 minutes for live music on Monday to Saturday until 11.30pm your request for an inaudibility condition is excessive and disproportionate. Furthermore, Claire Reynard has been the Premises Licence Holder since April 2017 and during that time we are only aware of one unsubstantiated noise complaint received in August 2019 about noise from two external events. There is no history of the premises causing a noise nuisance so therefore no evidence can be submitted that the premises will cause a noise nuisance with the extra 30 minutes being requested for live music.

The existing noise related condition is:-

- The licensee shall ensure that no nuisance is caused by noise or vibration emanating from the licensed premises resulting from the use of this Licence. The Licensee shall provide urgent attention to any reports of noise nuisance, and act upon direction of the Licensing Authority

Our proposed condition is:-

- No noise shall emanate from the premises nor vibration be transmitted which gives rise to a nuisance

I submit our proposed condition is appropriate given the history of the premises and the request for an additional 30 minutes for live music. Your inaudibility condition is weighted solely in favour of the residential properties using a zero tolerance approach to noise and it takes no account of factors, such as the time of day. Your proposal has no degree of considering whether the level of noise is reasonable or a nuisance and such condition is disproportionate when the premises are already permitted and have had performances of live music in the past.

It is also worth noting that environmental permits, authorisations and licences do not seek to eliminate pollution but to allow it within certain parameters. Zero tolerance of noise, in the form of an inaudibility condition, is an unreasonable imposition as well as being a practical impossibility. In any event, should the premises cause a nuisance the residents or the authorities could issue a Review against the Premises Licence. Alternatively, as you are aware, you have the powers under the EPA 1990 to take enforcement action.

Finally, I would like to point out that the relevant licensing objective is the prevention of public nuisance, and not the prevention of public nuisance to noise sensitive residents.

In summary, for the reasons above we would accept the following conditions:-

- No noise shall emanate from the premises nor vibration be transmitted which gives rise to a nuisance
- The PLH/DPS 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. Patrons will not use such areas after 11pm except for smoking
- The designated premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary
- Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.

George Domleo
Associate
Licensing

DD 01332 226 192 ext: 258
F 01332 207 601
DX 729320 DERBY 24

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Please consider the environment before printing this e-mail.

From: Holroyd, Vanessa <Vanessa.Holroyd@leeds.gov.uk>

Sent: 26 February 2020 15:56

To: George Domleo <George.Domleo@flintbishop.co.uk>

Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>

Subject: RE: PREM/01714/032

Good afternoon George

I have considered your amended proposed conditions but do not think they go far enough, as previously discussed, so I will not be withdrawing my objection.

Kind regards

Vanessa Holroyd

Senior Environmental Health Officer

Leeds City Council

Environmental Health

Milshaw Park Way

Leeds

LS11 0LS

Tel: 0113 37 86587

Please note that my working week is Monday, Tuesday, Wednesday and Friday.

From: George Domleo [<mailto:George.Domleo@flintbishop.co.uk>]
Sent: 26 February 2020 10:32
To: Holroyd, Vanessa <Vanessa.Holroyd@leeds.gov.uk>
Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>; White, Emma <Emma.White@leeds.gov.uk>
Subject: RE: PREM/01714/032

Hello Vanessa

Following my email below, are you now agreeable to our proposals/ conditions and will be withdrawing your objection?

- No noise shall emanate from the premises nor vibration be transmitted which gives rise to a nuisance
- The PLH/DPS 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. Patrons will not use such areas after 11pm except for smoking

- The designated premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary
- Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.

If you want to give me a call to discuss please do.

Regards

George

George Domleo
Associate
Licensing

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F 01332 207 601
DX 729320 DERBY 24

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Please consider the environment before printing this e-mail.

From: George Domleo
Sent: 14 February 2020 15:03
To: 'Holroyd, Vanessa' <Vanessa.Holroyd@leeds.gov.uk>
Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>
Subject: RE: PREM/01714/032

Hello Vanessa

Our client cannot accept an inaudibility condition firstly on the basis that you are trying to hold the premises to a higher standard than is legally required. The premises are currently permitted to have live and recorded music daily from 8am to 11pm daily, and given our application is seeking only an extra 30 minutes for live music on Monday to Saturday until 11.30pm your request for an inaudibility condition is excessive and disproportionate. Furthermore, Claire Reynard has been the Premises Licence Holder since April 2017 and during that time we are only aware of one unsubstantiated noise complaint received in August 2019 about noise from two external events. There is no history of the premises causing a noise nuisance so therefore no evidence can be submitted that the premises will cause a noise nuisance with the extra 30 minutes being requested for live music.

The existing noise related condition is:-

- The licensee shall ensure that no nuisance is caused by noise or vibration emanating from the licensed premises resulting from the use of this Licence. The Licensee shall provide urgent attention to any reports of noise nuisance, and act upon direction of the Licensing Authority

Our proposed condition is:-

- No noise shall emanate from the premises nor vibration be transmitted which gives rise to a nuisance

I submit our proposed condition is appropriate given the history of the premises and the request for an additional 30 minutes for live music. Your inaudibility condition is weighted solely in favour of the

residential properties using a zero tolerance approach to noise and it takes no account of factors, such as the time of day. Your proposal has no degree of considering whether the level of noise is reasonable or a nuisance and such condition is disproportionate when the premises are already permitted and have had performances of live music in the past.

It is also worth noting that environmental permits, authorisations and licences do not seek to eliminate pollution but to allow it within certain parameters. Zero tolerance of noise, in the form of an inaudibility condition, is an unreasonable imposition as well as being a practical impossibility. In any event, should the premises cause a nuisance the residents or the authorities could issue a Review against the Premises Licence. Alternatively, as you are aware, you have the powers under the EPA 1990 to take enforcement action.

Finally, I would like to point out that the relevant licensing objective is the prevention of public nuisance, and not the prevention of public nuisance to noise sensitive residents.

In summary, for the reasons above we would accept the following conditions:-

- No noise shall emanate from the premises nor vibration be transmitted which gives rise to a nuisance
- The PLH/DPS 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. Patrons will not use such areas after 11pm except for smoking
- The designated premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary
- Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.

Please let me know if you are now agreeable to our proposals and will be withdrawing your objection.

If you want to give me a call to discuss please do.

Regards

George

George Domleo

Associate
Licensing

DD 01332 226 192 ext: 258
F 01332 207 601
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From: Holroyd, Vanessa <Vanessa.Holroyd@leeds.gov.uk>

Sent: 12 February 2020 14:17

To: George Domleo <George.Domleo@flintbishop.co.uk>

Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>

Subject: RE: PREM/01714/032

Good afternoon George

Thank you for your email. I have considered the conditions that you are now prepared to offer but do not think they go far enough. I will only consider withdrawing my objection if your client will accept inaudibility.

Kind regards

Vanessa Holroyd

Senior Environmental Health Officer

Leeds City Council

Environmental Health

Milshaw Park Way

Leeds

LS11 0LS

Tel: 0113 37 86587

Please note that my working week is Monday, Tuesday, Wednesday and Friday.

From: George Domleo [<mailto:George.Domleo@flintbishop.co.uk>]

Sent: 12 February 2020 11:54

To: Holroyd, Vanessa <Vanessa.Holroyd@leeds.gov.uk>

Subject: RE: PREM/01714/032

Hello Vanessa

We would accept the following conditions:-

- No noise shall emanate from the premises nor vibration be transmitted which gives rise to a nuisance
- The PLH/DPS 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. Patrons will not use such areas after 11pm except for smoking
- The designated premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary
- Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.

Please let me know if you are now agreeable to our proposals and will be withdrawing your objection.

If you want to give me a call to discuss please do.

Regards

George

George Domleo

Associate
Licensing

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From: Holroyd, Vanessa <Vanessa.Holroyd@leeds.gov.uk>
Sent: 24 January 2020 14:27
To: George Domleo <George.Domleo@flintbishop.co.uk>
Subject: RE: PREM/01714/032

Good afternoon George

Please see my comments below highlighted in green.

Kind regards

Vanessa Holroyd

Senior Environmental Health Officer

Leeds City Council

Environmental Health

Milshaw Park Way

Leeds

LS11 0LS

Tel: 0113 37 86587

Please note that my working week is Monday, Tuesday, Wednesday and Friday.

From: George Domleo [<mailto:George.Domleo@flintbishop.co.uk>]
Sent: 23 January 2020 14:28
To: Holroyd, Vanessa <Vanessa.Holroyd@leeds.gov.uk>
Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>
Subject: RE: PREM/01714/032

Hello Vanessa

I have taken our client's instructions on your proposed conditions and please find our comments below (in red):-

1. Noise from a licensable activity at the premises will not be audible at the nearest noise sensitive premises at Grange Park Mews, Dib Lane, Grange Park Crescent and Grange Park Road.

We cannot accept an inaudibility condition on the basis that you are trying to hold the premises to a higher standard than is legally required. Noise from a licensable activity (which is more than likely to be live or recorded music) is subjective so what you may consider a nuisance I may not. This condition is also weighted in favour of the residential properties using a zero tolerance approach to noise and it takes no account of factors, such as the time of day

The Licensing Act is not about statutory nuisance (Environmental Protection Act 1990 section 79 covers this) but to promote the licensing objectives; of which the prevention of public nuisance to noise sensitive residents is one of them. This condition is straight forward in so far as you **shouldn't be able to hear** any noise from licensable activities in the neighbouring residents homes. No subjective assessment on nuisance is required regarding this condition. As

your client is proposing to extend their hours and therefore increasing the potential risk of public nuisance to their neighbours I would standby this condition.

2. Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.

Accept

3. The PLH/DPS 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. ~~Patrons will not use such areas after 11pm.~~

Accept the amended condition

I would accept this amendment. Patrons will not use such areas after 11pm except for smoking.

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

We would not accept this as a condition as it goes towards operating the premises which conditions should not do. The premises will carry out this role in any event.

This condition is important due to the location of the premises as people congregating outside for long periods of time when leaving can result in noise issues. If your client will be carrying out this role anyway I do not understand why there is an issue with it.

In addition please find a link to the councils proforma risk assessment document which sets out standard license conditions for each of the licensing objectives for all applications (not just club premises.. this title is in error on the web site).

<https://www.leeds.gov.uk/business/licensing/alcohol-and-entertainment/premises-licence>

Please let me know if you are agreeable to our proposals. If you want to give me a call to discuss please do.

Kind regards

George

George Domleo
Solicitor
Licensing

DD 01332 226 192 ext: 258
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From: George Domleo
Sent: 20 January 2020 15:51
To: 'Holroyd, Vanessa' <Vanessa.Holroyd@leeds.gov.uk>
Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>
Subject: RE: PREM/01714/032

Good afternoon

Thanks for the attached.

I shall take our client's instructions on your requested conditions and revert shortly.

In the meantime, could you please advise whether you have received any noise complaints against these premises in the last 12 months?

Kind regards

George

George Domleo
Solicitor
Licensing

DD 01332 226 192 ext: 258
F 01332 207 601
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From: Holroyd, Vanessa <Vanessa.Holroyd@leeds.gov.uk>

Sent: 20 January 2020 11:52

To: George Domleo <George.Domleo@flintbishop.co.uk>

Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>

Subject: PREM/01714/032

Good morning

Please find attached a copy of a qualified objection regarding the above variation application addressed to your client.

Kind regards

Vanessa Holroyd

Senior Environmental Health Officer

Leeds City Council

Environmental Health

Milshaw Park Way

Leeds

LS11 0LS

Tel: 0113 37 86587

Please note that my working week is Monday, Tuesday, Wednesday and Friday.

Everybody needs to know about LEEDS DIRECTORY

OUTing the Past – Festival of LGBT History: Conference and marketplace event. Saturday 8 February • *Seven fascinating presentations • West Yorkshire Queer Stories collection • LGBT+ community group stalls • art and craft activities • and [more](#).*

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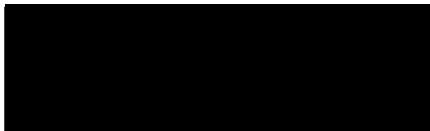
Please let me know if you are now agreeable to our proposals and will be withdrawing your objection.

If you want to give me a call to discuss please do.

Regards

George

George Domleo
Associate
Licensing



Flint Bishop LLP St. Michael's Court, St. Michael's Lane, Derby, DE1 3HQ



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Please consider the environment before printing this e-mail.

From: Holroyd, Vanessa <[REDACTED]>
Sent: 12 February 2020 14:17
To: George Domleo <[REDACTED]>
Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>
Subject: RE: PREM/01714/032

Good afternoon George

Thank you for your email. I have considered the conditions that you are now prepared to offer but do not think they go far enough. I will only consider withdrawing my objection if your client will accept inaudibility.

Kind regards

Vanessa Holroyd
Senior Environmental Health Officer
Leeds City Council
Environmental Health
Milshaw Park Way
Leeds
LS11 0LS

[REDACTED]

Please note that my working week is Monday, Tuesday, Wednesday and Friday.

From: George Domleo [REDACTED]
Sent: 12 February 2020 11:54
To: Holroyd, Vanessa [REDACTED]
Subject: RE: PREM/01714/032

Hello Vanessa

We would accept the following conditions:-

- No noise shall emanate from the premises nor vibration be transmitted which gives rise to a nuisance
- The PLH/DPS 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. Patrons will not use such areas after 11pm except for smoking
- The designated premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary
- Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.

Please let me know if you are now agreeable to our proposals and will be withdrawing your objection.

If you want to give me a call to discuss please do.

Regards

George

George Domleo
Associate
Licensing

[REDACTED]

Flint Bishop LLP St. Michael's Court, St. Michael's Lane, Derby, DE1 3HQ



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From: Holroyd, Vanessa [REDACTED]
Sent: 24 January 2020 14:27
To: George Domleo <[REDACTED]>
Subject: RE: PREM/01714/032

Good afternoon George

Please see my comments below highlighted in green.

Kind regards

Vanessa Holroyd
Senior Environmental Health Officer
Leeds City Council
Environmental Health
Milshaw Park Way
Leeds
LS11 0LS

[REDACTED]

Please note that my working week is Monday, Tuesday, Wednesday and Friday.

From: George Domleo [REDACTED]
Sent: 23 January 2020 14:28
To: Holroyd, Vanessa [REDACTED]
Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>
Subject: RE: PREM/01714/032

Hello Vanessa

I have taken our client's instructions on your proposed conditions and please find our comments below (in red):-

1. Noise from a licensable activity at the premises will not be audible at the nearest noise sensitive premises at Grange Park Mews, Dib Lane, Grange Park Crescent and Grange Park Road.

We cannot accept an inaudibility condition on the basis that you are trying to hold the premises to a higher standard than is legally required. Noise from a licensable activity (which is more than likely to be live or recorded music) is subjective so what you may consider a nuisance I may not. This condition is also weighted in favour of the residential properties using a zero tolerance approach to noise and it takes no account of factors, such as the time of day

The Licensing Act is not about statutory nuisance (Environmental Protection Act 1990 section 79 covers this) but to promote the licensing objectives; of which the prevention of public nuisance to noise sensitive residents is one of them. This condition is straight forward in so far as you **shouldn't be able to hear** any noise from licensable activities in the neighbouring residents homes. No subjective assessment on nuisance is required regarding this condition. As your client is proposing to extend their hours and therefore increasing the potential risk of public nuisance to their neighbours I would standby this condition.

2. Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.

Accept

3. The PLH/DPS 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. ~~Patrons will not use such areas after 11pm.~~

Accept the amended condition

I would accept this amendment. Patrons will not use such areas after 11pm except for smoking.

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

We would not accept this as a condition as it goes towards operating the premises which conditions should not do. The premises will carry out this role in any event.

This condition is important due to the location of the premises as people congregating outside for long periods of time when leaving can result in noise issues. If your client will be carrying out this role anyway I do not understand why there is an issue with it.

In addition please find a link to the councils proforma risk assessment document which sets out standard license conditions for each of the licensing objectives for all applications (not just club premises.. this title is in error on the web site).

<https://www.leeds.gov.uk/business/licensing/alcohol-and-entertainment/premises-licence>

Please let me know if you are agreeable to our proposals. If you want to give me a call to discuss please do.

Kind regards

George

George Domleo
Solicitor
Licensing



Flint Bishop LLP St. Michael's Court, St. Michael's Lane, Derby, DE1 3HQ



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Gold
Until 2022

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From: George Domleo
Sent: 20 January 2020 15:51
To: 'Holroyd, Vanessa' [REDACTED]
Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>
Subject: RE: PREM/01714/032

Good afternoon

Thanks for the attached.

I shall take our client's instructions on your requested conditions and revert shortly.

In the meantime, could you please advise whether you have received any noise complaints against these premises in the last 12 months?

Kind regards

George

George Domleo
Solicitor
Licensing

[REDACTED]

Flint Bishop LLP St. Michael's Court, St. Michael's Lane, Derby, DE1 3HQ



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Please consider the environment before printing this e-mail.

From: Holroyd, Vanessa <[REDACTED]>
Sent: 20 January 2020 11:52
To: George Domleo <[REDACTED]>
Cc: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>
Subject: PREM/01714/032

Good morning

Please find attached a copy of a qualified objection regarding the above variation application addressed to your client.

Kind regards

Vanessa Holroyd
Senior Environmental Health Officer
Leeds City Council
Environmental Health
Milshaw Park Way
Leeds
LS11 0LS


Please note that my working week is Monday, Tuesday, Wednesday and Friday.

Everybody needs to know about LEEDS DIRECTORY

OUTing the Past – Festival of LGBT History: Conference and marketplace event.
Saturday 8 February • *Seven fascinating presentations* • *West Yorkshire Queer Stories collection*
• *LGBT+ community group stalls* • *art and craft activities* • *and more.*

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ew

PREM/01714 | 032
~~01714~~



Claire Louise Reynard

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

Contact: Vanessa Holroyd
Tel: 0113 378 6587

Our reference: PREM/01714/032
20 January 2020

Dear Ms Reynard

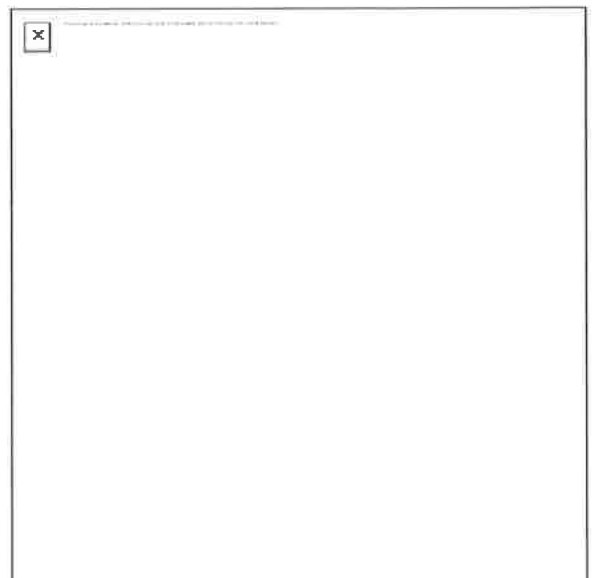
Licensing Act 2003

Name and Address of Premises: Dib Lane, Roundhay, Leeds, LS8 3HL

We refer to your licensing application for the above premises. We believe you have not given enough information about how you intend to meet a licensing objective, which is to prevent public nuisance. We therefore submit a formal objection to your application that includes information specifically associated with the premises and the area .

www.leeds.gov.uk

general enquiries 0113 222
4444



You could meet the objective by agreeing to certain measures that we suggest are reasonable and relevant to your application. Please see part 1 of the enclosed document.

If you agree with the measures please complete and sign part 2 of the enclosed form and return it to us as soon as possible. Once we receive the form we will take it that you wish the licensing authority to amend your operating schedule to include those measures as conditions on the licence. If you disagree with the suggested measures then please complete part 3 and return it to us as soon as possible.

If you feel we should consider anything else or you have any questions please do not hesitate to contact us.

If the opening hours you propose under this application differ to those on the current planning approval then you should also apply to Planning Services to vary the hours. If you operate without planning permission you may have not met the relevant planning condition. You can contact Planning Services on 0113 222 4409.

Yours sincerely

A solid black rectangular box used to redact the signature of Vanessa Holroyd.

Vanessa Holroyd
Senior Environmental Health Officer

PART 1

To be completed by the responsible authority

**Leeds City Council's Environmental Action Service
Proposed Controlled Measures under the Licensing Act 2003
Name and Address of Premises: Dib Lane, Roundhay, Leeds, LS8 3HL**

The application premises are located in a residential area and have noise sensitive premises in close proximity. Environmental Protection has had complaints about noise every year since 2015 in the summer months.

Several conditions have been offered to prevent public nuisance but in our opinion they do not go far enough.

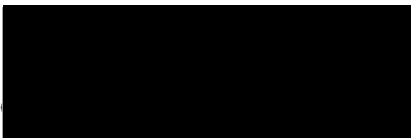
Having considered the application under the Licensing Act 2003 for the above premises, we consider that the following measures are relevant and reasonable in order to meet the following aim of the licence:

- Prevention of public nuisance

Noise and Vibration

1. Noise from a licensable activity at the premises will not be audible at the nearest noise sensitive premises at Grange Park Mews, Dib Lane, Grange Park Crescent and Grange Park Road.
2. Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.
3. The PLH/DPS 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. Patrons will not use such areas after 11pm.
4. The designated premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary.

Signe



Dated: 20th January 2020

PART 2

To be completed by the applicant/the applicant’s representative

**Leeds City Council’s Environmental Action Service
Proposed Controlled Measures under the Licensing Act 2003
Name and Address of Premises: Dib Lane, Roundhay, Leeds, LS8 3HL**

I / We

confirm that I am / we are the applicant / the applicant’s representative (*delete as appropriate*) for the premises as stated above.

In signing this document I / we agree with the measures proposed by Leeds City Council’s Environmental Action Service, and we provide our consent for the licensing authority to incorporate the said measures into the operating schedule for the stated premises.

Signed:

Dated:

PART 3

Name and Address of Premises: Dib Lane, Roundhay, Leeds, LS8 3HL

I / We

confirm that I am / we are the applicant / the applicant’s representative (*delete as appropriate*) for the premises as stated above.

I / We formally advise that we are not prepared to accept the proposed measures as suggested by Leeds City Council’s Environmental Action Service.

In this instance we understand that Leeds City Council’s environmental action service will maintain their representation to my /our application, which will now proceed to a hearing before the licensing sub-committee.

Signed:

Dated:

Please return this document to:

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

Musson, Martyn

From: Holroyd, Vanessa
Sent: 20 January 2020 11:52
To: [REDACTED]
Cc: Entertainment Licensing
Subject: PREM/01714/032
Attachments: Orchard Pub Qual obj.rtf

Good morning

Please find attached a copy of a qualified objection regarding the above variation application addressed to your client.

Kind regards

Vanessa Holroyd
Senior Environmental Health Officer
Leeds City Council
Environmental Health
Milshaw Park Way
Leeds
LS11 0LS



[REDACTED]

Please note that my working week is Monday, Tuesday, Wednesday and Friday.

Everybody needs to know about [LEEDS DIRECTORY](#)

OUTing the Past – Festival of LGBT History: Conference and marketplace event.
Saturday 8 February • *Seven fascinating presentations* • *West Yorkshire Queer Stories collection*
• *LGBT+ community group stalls* • *art and craft activities* • and *more.*

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PKM/01714/032

24 January 2020

To whom this may concern,

I am writing to you after a recent notice has gone up to extend the licensing hours of The Orchard pub on Dib Lane I am a local resident and also represent the other residents living within this area, unfortunately I am unable to give my name or address as I fear reprisals from local undesirables that go in the pub

Currently the licensing hours as they are lead local residents to be disturbed by the pub users standing outside the front of the pub drinking, smoking, swearing, shouting, public urination, fighting, consuming and dealing drugs on a regular basis especially on a weekend As a group of residents we understand the pub has been here for a long time but due to the smoking ban it is forcing the pub users to come outside the pub to smoke causing residents to have to put up with anti-social behaviour

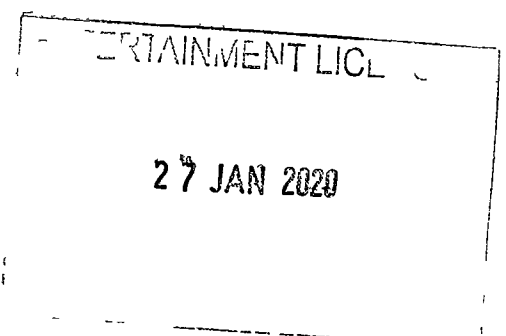
In summer cars park in the car park with their car doors open with music on full blast while their occupants drink alcohol served from the pub I have (and am not alone) complained to the local police and Leeds City Council in the past over the music and anti-social behaviour I feel with the proposed new licensing hours it will only exacerbate the anti-social behaviour by allowing people to drink alcohol for longer and also attracting more late night drinking with drink driving being a particular problem and cars screeching in and out at all hours

As local residents all we ask is to be able to live our lives peacefully and be able to sleep at a reasonable hour and not have to listen to the foul language and drug use that goes on The residents that live around the pub are older people with long term health problems, that get fearful with the noise and families with young children that should not have to listen to this The pub is also on a main public footpath and young children walk past, it is very intimidating for them We are good hardworking families

We urge you to please reject this application Thank you for your time

Yours sincerely,

A very concerned local resident of Dib Lane



ew

PREM/01714/032

07/02/2020



Dear Sir or Madam,

I would like this letter registering as an objection to the application by the Orchard public house, Dib Lane, Roundhay, Leeds LS83HL

The application is for a variation of a premises licence

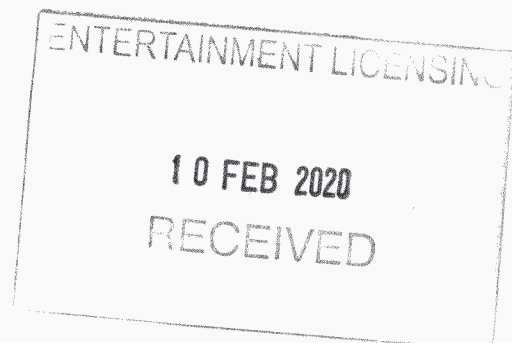
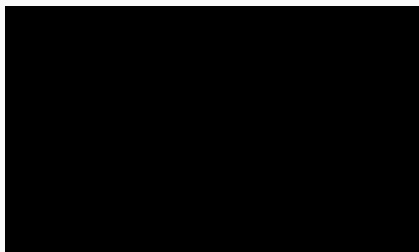
The Orchard was formerly called the "Grange", when it was built it was given its licence on the understanding that only piped music could be played, this at a conversational level as the pub is situated and surrounded by residential premises, this has multiplied since the original build.

We have had many incidents of the noise level rising, with Karaoke, discos and other events, I feel that the licence that is being applied for will only make it worse for local residents, the level of noise rises both inside and outside the pub in the summer months, there seems to be no constraint on its customers turning the car park into a music venue at times and the Police are in attendance on a regular basis.

I feel that with an increase in the applications hours and "live music" the effect on our neighbourhood will not be good.

Another factor is that most of the pubs in the area have shut a people from further afield have gravitated to these premises and not many local people now go into the Orchard.

Yours Sincerely



EW

PREM/01714/032

Your Ref: PREM/01714/032

Entertainment Licencing
Leeds City Council
Civic Hall
Leeds
LS1 1UR

11 February 2020

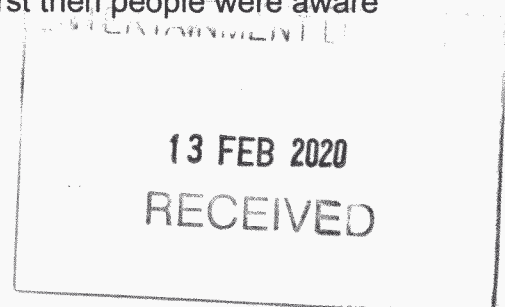
Dear Sir/Madam

**Premises Licence – Full Variation, The Orchard, Dib Lane, Leeds LS8
3HL**

With regard to the above licencing application I would like to appeal against this. This is not a Public House that is in one of the local 'drinking hub's that have sprung up as in Chapel Allerton or Oakwood, it is nestled amongst all residential properties.

Over the years we have had various issues from Noise Abatement Notice, discussions with the noise nuisance team which in turn they have discussed with the owners of the premises. Speaking for my husband and myself we are no longer able to sit and enjoy weekends in the garden due to the incessant noise, screaming and foul language, and my husband currently suffers with Mental Health problems due to currently having cancer. As you are aware this public house is in very close proximity to a large number of residential properties and as well the loud music, the beer garden (yards away from a number of properties), has people screaming, fighting, and shouting including all manner of expletives, which isn't just confined to the late hours. Most of these properties also have young children who sleep in the bedrooms closest to this premises.

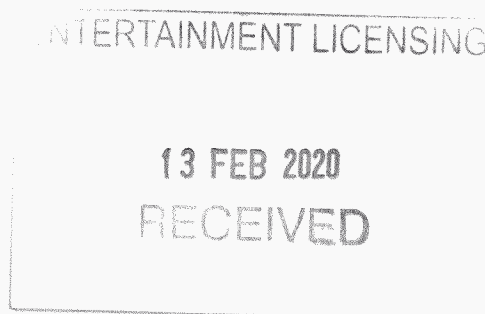
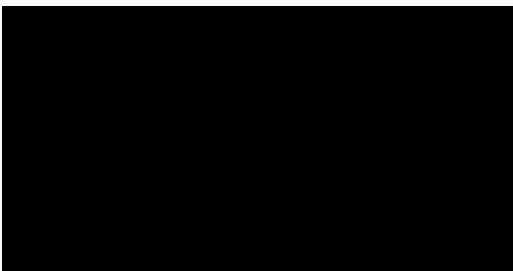
I will just give a brief outline of the history, although I know I have mentioned this many times previously to the noise nuisance teams, and the question has always been, "But if the Public House was here first then people were aware of this in the vicinity"



The public house was built after the residential properties and for 30-40yrs approx. the restriction was that piped music, and in later years jukebox music, which I and many others had checked with solicitors before completion of the mortgage, could be no louder than people having a conversation. This worked successfully for years making the premises a very pleasant establishment to visit.

Most of the people that actually use these premises do not live in the local area, they travel from Gipton and Seacroft. The reason for this is that in recent years Leeds City Council in conjunction with the police have closed various drinking establishments eg, The Fellmongers, The Gate and the Pathfinder. Other drinking establishments that have vanished for other reasons were The Fairway and The Courtier in Gipton, so the only place left is The Orchard, previously The Grange. The former were closed due to Anti social Behaviour, and criminal behaviour which I totally agree with. Whether you live in social or private housing, most people work extremely hard and deserve to be able to enjoy time out of work without this type of noise causing immense stress and affecting mental wellbeing.

This neighbourhood has suffered somewhat in recent years due to major incidents, and although the majority of residents are law abiding, mortgage paying people, if this extension is agreed it will have a severe detrimental effect on many of the residents.



Khan, Nav

PREM/01714/032

From [REDACTED]
Sent 17 February 2020 17:00
To Entertainment Licensing
Subject The Orchard, Dib Lane
Attachments dib lane docx

Hi there,

Please find attached a joint statement from [REDACTED] in opposition of the planned extension to licensing hours at The Orchard, Dib Lane LS8 3HL

Best wishes

11th February 2020

We write to object to the proposed extension of serving alcohol at The Orchard, Dib Lane Leeds LS8 3HL

The change in smoking laws have been detrimental to neighbours and the surrounding areas. People now drink outside the front of the pub. This goes on all day and night, particularly in the summer months.

There is very loud bad language heard by all close neighbours. The noise rebounds off the front elevation and is a sad blight on the area.

I have [REDACTED] and it is a great shame that our kids and parents are subjected to this.

We feel powerless to prevent this and look at our kids knowing that they are victims of the shouting, swearing and loud, obnoxious verbal language.

In addition, the pub would be turned into a nightclub. Drinkers would also come for the later service after other pubs have closed.

The situation would be unreasonable for the residents and we appeal for your consideration.

We must remain anonymous as we do not want negative repercussions.

Thank you for your attention,

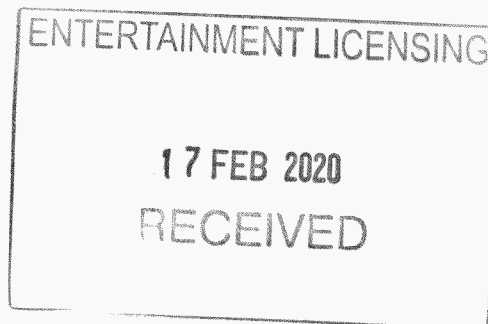
[REDACTED]

EW

PREM/01714 1032

Your Ref: PREM/01714/032

Entertainment Licencing
Leeds City Council
Civic Hall
Leeds
LS1 1UR



11 February 2020

Dear Sir/Madam

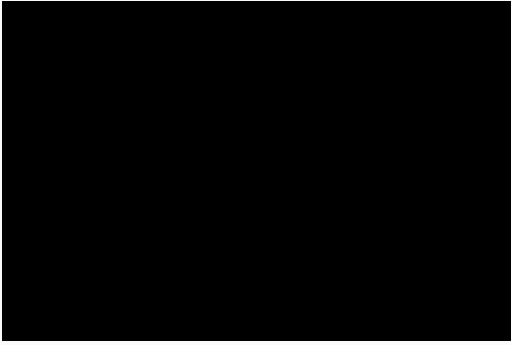
Premises Licence – Full Variation, The Orchard, Dib Lane, Leeds LS8 3HL

With regard to the above licencing application I would like to object to this extension.

I am an older person who is not in the best of health, and I have previously had the noise nuisance people out with a machine to record the decibels, which the level was breached, and the premises were issued with a notice.

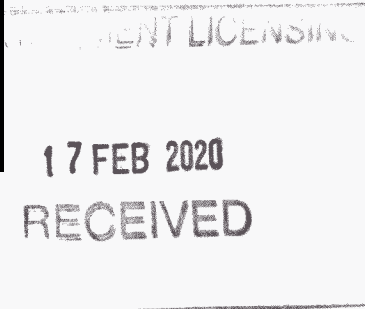
Most of my time is spent at home as I am unable to go out as much as I used to. I have also spent a large amount of money on my garden to enable me to enjoy my latter years with my family when the weather is fair.

Just because I don't call the noise nuisance team constantly doesn't mean it doesn't affect my mental wellbeing on a weekly basis, and the council must realise that at my time of life I cannot dedicate all my time to this; noise, loud music, screaming, fighting and swearing, otherwise I would have no life!.



Eto

PREM/ 01714 | 032



Dear Sir/Madam

My wife and I strongly object to an application made by the Orchard public house for an extension to their opening times and for live music Monday to Saturday.

We have previously complained on numerous occasions to the noise nuisance team and also been in contact with [REDACTED]

The music can be heard inside our house with the doors and windows closed. When the weather is warmer the pub doors are all open and the noise just gets louder. It makes sitting in our garden very uncomfortable and annoying. The later it gets the noise from the customers gets louder and they are shouting and screaming until late into the night.

My wife and I both work six days a week and would not like to have live music late into the night Monday to Saturday when we are getting up for work. We don't think having extended opening hours and live music in a residential area is appropriate for people living here.

Yours faithfully
[REDACTED]

ew

PREM/01714 1032

REF:
PREM/01714/032

Entertainment. Licencing
for the Orchard, Sib Lane, Leeds LS8 3HL

Dear Sir/Madam
I would like to object to the
above licence extension

I am elderly lady and have lived
here for 44 years, and for more than a
decade this public house has caused
me severe stress and affected mental
health. I have a very large garden and
the swearing as well as loud music is
extremely distressing

I am 83 years young and although
I haven't called noise nuisance it
mean it doesn't affect me. At my time
of life I cannot sit by the phone every

weekend, and then waiting for the
noise team to come out. I have just
come out of hospital, my health not
been very good for a number of years,
and this is making ^{me} ill.

Even if the licence extension gets
refused something needs to be done about
the noise in the garden which faces
onto a number of houses. You have
people fighting as well as expletives
and I can't sit in the garden with
my children/grandchildren, as they
have never experienced the carry on
that takes place during the day & evening
~~at~~ when the weather is sunny, also
when it isn't

YOURS FAITHFULLY
Dul Singh



Musson, Martyn

From [REDACTED]
Sent 19 February 2020 15:47
To Entertainment Licensing
Subject Licensing Objection - PREM/01714/032
Attachments Image.jpg

Good Afternoon

Please find attached letter from [REDACTED] in relation to the above

Regards

This page is intentionally left blank

Issued premises licences and club certificates within an area



PREM/02282/010 - Tesco Stores Ltd, 224 Easterly Road, Gipton, Leeds, LS8 3ES

Sale by retail of alcohol

Every Day

06:00 - 23:00

PREM/00892 - Food And Wine, 122 Dib Lane, Roundhay, Leeds, LS8 3AY

Sale by retail of alcohol

Monday to Saturday

08:00 - 23:00

Sunday

10:00 - 22:30

PREM/01919/002 - Flying Tandoori, 250 Easterly Road, Gipton, Leeds, LS8 3ES

Provision of late night refreshment

Every Day

23:00 - 23:30

PREM/01956 - New Dor Bor Chinese Takeaway, 242 Easterly Road, Gipton, Leeds, LS8 3ES

Provision of late night refreshment

Monday to Wednesday

23:00 - 23:30

Thursday to Sunday

23:00 - 00:00

00:01 - 00:00

PREM/00812/011 - Co-op Late Shop, Ground Floor, 260 Oakwood Lane, Roundhay, Leeds, LS8 3LE

Sale by retail of alcohol

Every Day

06:00 - 23:00

PREM/01171/005 - McDonald's Restaurant, Easterly Road, Gipton, Leeds, LS8 2RB

Provision of late night refreshment

Every Day

23:00 - 05:00

CPREM/00222/V02 - Adrian Social Club & Institute, 1A Belle Vue Avenue, Roundhay, Leeds, LS8 2NN

Supply of alcohol

Friday & Saturday

11:00 - 00:00

Sunday to Thursday

11:00 - 23:00

Performance of live music

Friday & Saturday

11:00 - 00:00

Sunday to Thursday

11:00 - 23:00

Performance of recorded music

Friday & Saturday

11:00 - 00:00

Sunday to Thursday

11:00 - 23:00

Performance of dance

Friday & Saturday

11:00 - 00:00

Sunday to Thursday

11:00 - 23:00

Entertainment similar to live music, recorded music or dance

Friday & Saturday

11:00 - 00:00

Sunday to Thursday

11:00 - 23:00

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Report author: Mrs Victoria Radford
0113 378 5029

Report of the Chief Officer Elections and Regulatory

Report to Licensing Sub Committee

Date: 17th March 2020

Subject: Application to vary a premises licence held by Rugby Pitch, North, South And Extentia Stands Emerald Headingley Stadium, St Michaels Lane, Headingley, Leeds, LS6 3BR

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):		
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 to vary a premises licence, made by Leeds Cricket, Football & Athletic Company Limited, for Rugby Pitch, North, South And Extentia Stands Emerald Headingley Stadium, St Michaels Lane, Headingley, Leeds, LS6 3BR.

The variation sought is to enable live music events to be hosted over two weekends each year and increase the number of spectators allowed in the ground. The applicant wishes to hold four live music events attracting no more than 19,999 spectators at each event.

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

The application has attracted representations from other persons.

1 Purpose of this report

- 1.1 To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") to vary a 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 premises

- 2.1 An application for the grant of a premises licence was received by the licensing department in June 2019. The application attracted representations from residents and as a result the application was heard before the Licensing Sub Committee.
- 2.2 The Licensing Sub Committee made the decision to grant the licence in accordance with the conditions proposed as part of the pro forma risk assessment and operating schedule and were of the opinion that in granting the application would not undermine the licensing objectives.
- 2.3 The licence issued allows the provision of live music and sale by retail of alcohol, the licence in force allows one event per year either on a Friday or Saturday between 12:00 and 23:00 and then one event either a Saturday or a Sunday 11:00 to 18:00 on consecutive days. The events taking place between 12:00 - 23:00 may involve up to 9999 spectators and the day time event between 11:00 - 18:00 may involve up to 4999 spectators.
- 2.4 A copy of the existing licence is attached at Appendix A.

3 The application

- 3.1 The applicant is Leeds Cricket, Football & Athletic Company Limited,
- 3.2 Briefly the application is to:
 - Increase the number of live music events to four over two weekends. All licensable activities and timings are to remain as existing.
- 3.3 A copy of the redacted application form is attached at Appendix B.
- 3.4 The applicant proposes to promote the licensing objectives by taking the additional steps identified in the proforma risk assessment which is attached at Appendix C.

4 Location

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

5 Representations

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

Representations from Responsible Authorities

5.2 There have been no representations from responsible authorities.

Other representations

5.3 The application has attracted representations from members of the public (described as 'other persons' in the legislation).

5.4 Entertainment Licensing is in receipt of ten letters of objection one of which is on behalf of the residents of the Turnways and Laurel Bank Residents Association. All representations are opposed to this application on the grounds of public nuisance.

5.5 In order to protect personal data, redacted copies of the representations are attached at Appendix E. Unredacted copies will be available at the hearing for Members consideration.

6 Equality and diversity implications

10.1 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.

7 Options available to Members

7.1 The licensing subcommittee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Grant the variation as requested.
- Grant the variation whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates.
- Reject the whole or part of the application.

7.2 Members of the licensing subcommittee 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 appropriate in order to promote the licensing objectives and relevant to the application.

8 Background papers

- Guidance issued under s182 Licensing Act 2003
- Statement of Licensing Policy

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Premises Licence

Appendix A

Part A Schedule 12 Licensing Act 2003

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description

Rugby Pitch, North, South And Extentia Stands, Emerald Headingley Stadium, St Michaels Lane, Headingley, Leeds, LS6 3BR

Licensable activities authorised by this licence

Sale by retail of alcohol, Performance of live music

Times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol

Friday	12:00 - 23:00
Saturday	11:00 - 23:00
Sunday	11:00 - 18:00

Further details:

Sales from the concession bars will be for consumption within the Headingley Stadium only.

Off sales from the bars on the premises are for consumption within the Headingley Stadium. No off sales for consumption outside of Headingley Stadium will be allowed.

Performance of live music

Friday	12:00 - 23:00
Saturday	11:00 - 23:00
Sunday	11:00 - 18:00

Location of activity:

Outdoors

Further details:

The live music will be amplified.

Details relating to all activities

Non standard timings:

One event per year either on a Friday or a Saturday 12:00 to 23:00 and then one event either a Saturday or a Sunday 11:00 to 18:00 on consecutive days. The event taking place between 12:00-23:00 may involve up to 9999 spectators and the day time event between 11:00-18:00 may involve up to 4999 spectators.

Opening hours of the premises

Friday 12:00 - 23:30
Saturday 11:00 - 23:30
Sunday 11:00 - 18:30

Alcohol is sold for consumption on the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Leeds Cricket, Football & Athletic Company Limited
Headingley Carnegie Stadium
St Michaels Lane
Headingley
Leeds
LS6 3BR

Current Email Address:

Registered number of holder, for example company number, charity number (where applicable)

Registered business number: 28301

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr John Hill

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal licence number: KMCPL0999

Licensing authority: Kirklees Metropolitan Council

Licence issued under the authority of Leeds City Council

Mr Shaam Amin
Licensing Officer
Entertainment Licensing
Elections, Licensing and Registration

Annex 1 – Mandatory Conditions

1. Only individuals licensed by the Security Industry Authority may be used at the premises to guard against:-
 - a. unauthorised access or occupation (e.g. through door supervision), or
 - b. outbreaks of disorder, or
 - c. damage
2. No supply of alcohol may be made under this licence
 - a. At a time when there is no designated premises supervisor in respect of the premises licence, or
 - b. At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
4. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -

- a. games or other activities which require or encourage, or are designed to require or encourage individuals to -
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
 - b. provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - c. provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - d. selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorize anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - e. dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

6. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- a. a holographic mark, or
- b. an ultraviolet feature.

7. The responsible person must ensure that -

- a. where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- i. beer or cider: ½ pint;
- ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
- iii. still wine in a glass: 125 ml;

- b. these measures are displayed in a menu; price list or other printed material which is available to customers on the premises; and
- c. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

8. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of the condition set out in paragraph 1 of this condition -

- a. "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- b. "permitted price" is the price found by applying the formula $P = D + (D \times V)$ where -
 - i. P is the permitted price,
 - ii. D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - iii. V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- c. "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - i. the holder of the premises licence,
 - ii. the designated premises supervisor (if any) in respect of such a licence, or
 - iii. the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- d. "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

- e. "value added tax" mean value added tax charged in accordance with the Value Added Tax Act 1994.

Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

- (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating schedule

General – All four licensing objectives

9. The licence will be used for licensable activities on the occasions as specified.
10. The nature of the event/audience profile will not be changed without the consent of the Responsible Authority.
11. The licensed site will be open to the public during the hours specified.
12. The public will not be admitted to the licensed site until such time that the Licence Holder/nominated person is satisfied that the site is safe and suitable for its intended use.
13. Any authorised officer of the Responsible Authorities shall have free access to all parts of the licensed site whilst the licence is in force for the purposes of supervising the compliance of this Risk Assessment Proforma and Event.
14. The Premises Licence Holder or a nominated person shall be in charge of and remain upon the licensed site whilst the site is being used for licensable activities.
15. An Event Safety Co-ordinator will be appointed who shall be of sufficient competence, status and authority effectively to take responsibility for safety at the event and be able to authorise and supervise safety measures. The Event Safety Co-ordinator and deputy shall have no other additional duties.
16. Comprehensive and detailed colour plans shall be supplied with the Event Management Plan to all Responsible Authorities. The plans shall be to a scale and grid referenced to the standards required by the Responsible Authorities.

The Plans should contain the following items (not exhaustive):

- All boundary fencing (defining the arena, backstage areas, etc)
- All vehicle access routes, including routes for emergency vehicles
- The locations and reference number of all entrance and exit points/gates (including backstage and emergency access points);
- All structures (type / use identified)
- Fire Points
- First Aid Points

- Toilet Blocks
- Water Points
- Welfare provisions, lost & found etc.
- CCTV locations
- Security Control
- Production office etc.

Plans should identify highway routes to the site, car parks, entrances/exits to car parks, pick up points, etc external to the site. It may therefore be necessary to supplement the site plans with colour coded/ grid referenced area maps for this purpose.

There will be no changes to the plans without the consent of the Responsible Authorities.

17. Public Liability and Third Party Insurance adequate for the total capacity of the licensed site and the duration of the event shall be taken out and retained on the site.
18. A means to allow the Licensing Authority information as is necessary to enable an audit of ticket sales shall be provided.

The prevention of crime and disorder

19. Where the sale of alcohol is a licensed activity, all alcohol sales must be made under the authorisation of a Designated Premises Supervisor (DPS) who is a Personal Licence Holder.
20. A supervisors register will be maintained at the licensed site to identify the names and licence details of any other Personal Licence Holders at the licensed site who are to authorise the sale of alcohol. This register will be produced for inspection by any authorised officer of the Responsible Authorities, and shall be retained by the Licence Holder / nominated person for a period of 6 months after the event.
21. The 'Check 21' Scheme will be used to prevent the sale of alcohol to persons under 18 years of age.
22. A suitable CCTV system will be installed, maintained and be operated on the site at all times when the public are on the site.
23. The Event Management Plan will contain detailed information of the CCTV system to be used, including the location of cameras, monitoring and recording arrangements and the retention of recorded information. Any changes to the CCTV arrangements may only be made upon agreement with the Responsible Authorities.
24. Sufficient number of security staff and stewards shall be provided in accordance with the current Event Safety Guide (Purple Book), or to any other standards / numbers as agreed with the Responsible Authorities.
25. The Event Management Plan will contain a Security and Stewarding Plan, including details of the security command structure, the numbers of security and stewarding personnel, their locations, duties and responsibilities, methods of communication, means of identification (including personal identification), briefing arrangements and contingency plans. The Security & Stewarding Plan will not be changed without the agreement of the Responsible Authorities.

26. Security & Steward Personnel Register:

A register will be maintained to record all security and steward personnel working on the licensed site. Details recorded in the register will include: the full name of each individual employed, accompanied by their date of birth, home address, employer, their unique personal identification number allocated for the purpose of the event, and registration number held with the SIA (if applicable). The register must also contain records of the date and times during which the individuals commenced and finished duty which a signed acknowledgement by each individual. The register will be maintained at the licensed site and be produced for inspection by any authorised officer of the Responsible Authorities. The Licence holder will retain the register for a period of 6 months following the event.

27. A Search Policy for patrons entering the licensed site will be provided to the satisfaction of the Responsible Authorities. A Search Policy will be contained within the Event Management Plan.

28. Notices will be displayed at the entrances of the site which state:

- A search will be conducted as a condition of entry to the site;
- Incidents of crime and disorder will be reported to the police;

Entry to the site will be refused to any person who appears to be drunk, acting in a threatening manner or is violent.

29. Members of the public who commit acts of anti-social behaviour will be removed from the site and prevented from returning. Any such instances will be recorded in the Incident Report Register.

30. Any seizure of drugs or offensive weapons shall be recorded in the Incident Report Register and reported to the West Yorkshire Police.

31. Written records of all accidents and safety incidents involving members of the public will be kept in the form of an Incident Report Register. The register will be maintained on the licensed site and produced for inspection by an authorised officer of the Responsible Authorities. The Licence holder will retain the register for a period of 6 months following the event.

32. Glass containers and cans will not be taken into the licensed area/s occupied by the public.

33. No glass bottles or cans shall be sold or supplied in the licensed area.

34. Notices will be prominently displayed at entrance/s to the site which inform customers that glass containers and cans may not be taken into the site.

35. The CCTV system will have sufficient storage retention capacity for a minimum of 31 days' continuous footage which will be of good quality.

Public Safety

36. The security and safety of the public whilst on the licensed site will be the responsibility of the Premises Licence Holder.

37. The Licence Holder shall ensure that the capacity of the site is controlled and does not exceed the figure as agreed with the Responsible Authorities.

38. The Event Management Plan will include policies and procedures on:
- Entry to the site (including monitoring of any capacity limit)
 - Crowd control and management once the public are in the site (ie front stage pressure)
 - Capacity control within any structure/marquee
 - Egress from the Site a policy to ensure the gradual dispersal of customers from the site
 - Emergency Evacuation of the site

All relevant staff shall be trained on these measures, and all other matters relating to the safety of the public.

39. All access and egress routes, sanitary accommodation, drinking water, first aid points, campsites, car parks and security control units shall be adequately and conspicuously signposted at all times. All access and egress gates are to be provided with relevant gate numbers identifiable from both inside and outside the arena and correspond with the site plan.

Emergency exit gates shall be appropriately identified.

40. Vehicular movement while the public are on the Licensed Site will be limited to those which are essential and will be controlled to ensure safety of the public. The use of 'golf type' buggies on the Licensed Site and back stage will be limited to essential use and will be controlled to ensure safety of public and staff.

41. Where vehicles conflict with pedestrians leaving the arena (ie vehicles travelling from the back stage area) there shall be an agreed vehicle curfew commencing from when pedestrians start leaving the arena until the arena has been cleared.

42. During the event of an evacuation of the site there shall be no vehicle movement until the Licence holder is satisfied that all pedestrians have vacated the area.

43. Concessions shall be briefed to the effect that vehicle movement within the licensed site is strictly prohibited.

44. Any person in charge of a vehicle shall be suitably qualified/trained.

45. Emergency vehicle access routes to the arena and all parts of the Licensed Site shall be provided to the satisfaction of the Responsible Authorities.

46. Emergency vehicle access routes shall be clearly signposted and shall be kept clear of obstructions at all times.

47. The licensee has a fire risk assessment under the Regulatory Reform (Fire Safety) Order 2005. This will be made available at the request of an authorised officer. Please refer to Fire Safety Risk Assessments (open air events & venues booklet) ISBN 139781851128235.

48. Lighting will be provided in all key areas of the site to which the public have access inside and outside the site, including emergency and general access/exit routes, passages, corridors and stair cases, toilets, first aid points, car parks, designates pick up points, bus terminals and any campsites. Enclosed structures, i.e. marquees, will be provided with exit sign boxes lit by both primary and emergency lighting.

49. An electrical emergency lighting system will be installed and maintained. The source of supply for this lighting will be separate from that for the general lighting.

50. The general and all emergency lighting systems will be tested prior to the admission of the public. Records of such tests will be maintained on site for inspection by any authorised officer.
51. A full safety check of the licensed site, including the availability of exit gates and routes for pedestrians and emergency vehicles, will be carried out prior to the admission of the public.
52. Periodic safety checks will be carried out whilst the public are on the site. Records of all such checks will be maintained on the licensed site and produced for inspection by an authorised officer of the Responsible Authorities. The Licence holder will ensure that such records are maintained for a period of 6 months after the event.
53. All electrical installations are to be certified by an electrician as approved to current British Standards as detailed in the HSE Event Safety Guide. All electrical installations and equipment must comply with the general requirements of the Electricity at Work Regulations 1989 or to any revised standards.
54. Electrical installations will be inspected prior to the start of the event by a suitably qualified person.
55. Portable electrical appliances including those brought in temporarily onto the site will be checked on a regular basis by a suitably qualified person to ensure they are in a safe condition.
56. Temporary electrical wiring and distributions will be inspected by a suitably qualified person before they are put into use.
57. Records of all inspections and copies of certificates will be maintained on the licensed site and produced for inspection by any authorised officer of the Responsible Authorities.

The Licence Holder will retain copies of such records and certificates for a period of 6 months following the event.
58. All staging, ramps, stairs front of house barriers and other structures erected on the Licensed Site in connection with the event will comply with the provisions of the HSE Event Safety Guide, and the relevant safety regulations appertaining to the structure.
59. The event Management Plan will contain a schedule of the temporary structures to be installed on site including details of the dimensions / loadings, history of use and details of the suppliers / installation arrangements.

The locations of all temporary structures will be identified on the site plan.
60. All temporary structures shall be suitable and fit for their intended purpose and installed in accordance with the manufacturer's instructions.
61. No additional temporary structures will be allowed on the site other than those for which the details have previously been submitted to and approved by the Responsible Authorities.
62. Completion certificates for all temporary structures will be obtained prior to the admission of the public to the licensed site.

Certificates will be maintained on the site for inspection by any authorised officer and retained for a period of 6 months after the event.
63. A supervision policy will be maintained to prevent people from inappropriate behaviour, including climbing which may lead to a fall from height.
64. All floor surfaces will be suitably slip resistant, kept in good condition and free of obstructions to prevent slips, trips and falls.

65. 28 days prior to the event Environmental Health Services shall be provided with a full list of food concession units detailing their names, addresses, type of operation and proposed locations within the licensed site. The licensee or sole franchise holder shall ensure that no other food concessionaires other than those already notified are admitted to the licensed site.
66. At the request of an Environmental Health Officer, any food operation not complying with the food hygiene and Health and Safety at Work legislation shall be closed down.
67. The provision of and location of all refreshment / concessionaire facilities shall be positioned well away from the stage and not obstruct access to any exit from the Licensed Site.
68. All concession units shall remain stationary whilst the public are on the site and shall remain stationary for a minimum of 30 minutes once the public have left the site.
69. No catering vehicles approved to be on the site shall be parked down a slope unless the vehicles have been adequately checked.
70. The preparation and serving of hot food and drink will be positioned to prevent the risk of scald and burns to the public.
71. Medical provisions calculated on the attendance figures for the event will be supplied in accordance with the current version of the HSE Event Safety Guide (Purple Book, or to any other standards / numbers as agreed with the Responsible Authorities.
72. The Event Management Plan will contain a Medical Plan, which will include details of the medical provider, a breakdown of the numbers, qualifications and experience of medical personnel.

The Medical Plan will also have particular reference to the quantity and quality of the first aid points, including the size, location, signage, electricity, lighting, flooring, water supply and access by emergency vehicles.

First aid points will be identified on the site plan.
73. If paramedics are to be deployed their registration numbers must be provided to the appropriate Ambulance Authority at least 28 days prior to the start of the event.
74. Public access to any part of the licensed site will be subject to confirmation that the Medical Provider and adequate first aid cover is in place.
75. The Medical Co-ordinator shall be provided with details of the intended programme of acts and activities and shall ensure that any alterations to the programme are notified immediately.
76. A written procedure for dealing with unwell members of the public will be in place including those who appear to be affected by alcohol or drugs. All relevant staff will be appropriately trained in such procedures.
77. The Event Management Plan will contain a written health and safety policy covering all aspects of the safe use of strobes lasers, smoke machines or any other special effects.
78. Special provisions for disabled persons, namely access and egress. Car parking, sanitation facilities and viewing areas where appropriate shall be provided.

Such facilities will be identified on the site plan.

The prevention of public nuisance

79. The Event shall be carried out in such a way to comply at all times with the Code of Practice on Environmental Noise Control at Concerts (published 1995 by the Noise Control Council ISBN Z 900103515).
80. A noise propagation test shall be undertaken and completed in the morning prior to the start of the music event, or the day before the event.
- Appropriate control limits at the sound mixer position and adjustments to sound amplification equipment will be fixed as a result of testing. The sound system will be configured and operated in a similar manner as intended for the event. The sound source used for the test will be similar in character to the music likely to be produced for any major music event.
81. Bottles will not be placed in the external receptacle between 23.00 and 06.00 hours to minimise noise disturbance to adjoining properties.
82. Waste collection, plant and machinery, deliveries and other activities that might generate noise will be located as far as possible from residential properties and other noise-sensitive properties.
83. All lighting on the site shall be of a suitable intensity and positioning. All lighting on or at the site will be operated in a manner which will not cause a nuisance to nearby properties.
84. The site will be operated in a manner which will prevent unwanted odours causing a nuisance to persons in the immediate area or nearby properties.
85. The Event Management Plan will contain a Litter & Waste Management Strategy. The Strategy will identify:
- Location and number of containers
 - Emptying and replacement schedule
 - Steps to remove litter throughout the event
 - Standby procedures to address any identified refuse accumulations e.g. overflowing receptacles
 - After event cleaning schedule
 - Steps to prevent litter from being dropped offsite
 - Steps to remove litter along roads, entrances and exits adjacent to the site
- Arrangements for waste produced by traders
- Methods proposed to evidence that the above steps have been taken.
86. The site will have an adequate supply of litter bins. Notices requiring customers to use the litter bins will be displayed prominently at the site. Litter bins will be emptied regularly.
87. All materials used to promote or market the event are to be displayed lawfully. The Licensee will take measures to encourage agents, servants, employees or any party acting on her/hers behalf to display promotional materials lawfully.(E.g. By way of contractual agreement.)

88. All reasonable steps will be taken to ensure that activities promoting or publicising the event do not cause littering. Measures to remove such litter as and when it occurs shall be put in place.
89. Sufficient sanitary accommodation units, washing facilities and hand wash/sanitation units and drinking water facilities will be placed in suitable locations around the licensed site in accordance with guidance laid out in the current HSE Event Safety Guide.
90. The event Management Plan will include a water and sanitation management strategy. This shall contain the following
- Location, numbers and types of drinking water points
 - Sources of water supply
 - Methods of sterilisation of taps and erected systems prior to use
 - Methods and frequency of ongoing cleaning and sanitising.
 - Monitoring of water points throughout the event.
 - Drainage of water point areas.
 - Water quality sampling regime before and during the event.
 - Methods proposed to evidence that the above steps have been taken.
 - Location, numbers and types of sanitary accommodation.
 - Disabled facilities
 - Male/Female split.
 - Washing facilities provided.
 - Methods and frequency of emptying, cleaning and monitoring of the sanitation facilities throughout the event.
 - Methods and frequency of refilling and monitoring of hand sanitation units
 - Drainage of sanitation areas
 - Methods proposed to evidence that the above steps have been taken.
- Once agreed, the contents of the strategy will be followed throughout the event
- The locations of such facilities will be identified on the site plan.
91. All sanitation and drinking water supplies shall be in position and serviced prior to the admission of the public to the site.

92. A traffic management plan will be provided to the satisfaction of all relevant agencies. This will include details of:

- Traffic Routes
- Traffic Regulation orders
- Traffic Signage
- Car Parks
- Management of vehicle gates
- Traffic Spotters
- Tow Away Facilities
- Advanced information in the media
- Use of Public Transport / Coaches
- Pedestrian Access Facilities

The plans of the licensed site shall identify routes for emergency vehicles around the licensed site and location of car parks. This plan should be supplemented with area maps identifying traffic routes to the site, access & egress points to car parks and the identified access/egress routes for emergency vehicles (unless this information may be contained on the same site plan).

93. Designated areas will be used for car parking. Such areas will be adequately stewarded, illuminated and signed.

Protection of children from harm

94. Where the event consists of children's activities and / or has crèche/lost children's facilities, the Licence Holder will ensure that the necessary background checks including relevant police checks on all potential staff are carried out.

This will be demonstrated in the Event Management Plan.

The Licensee will report any child related concerns to the police he/she has about potential staff, existing staff and customers.

Annex 3 – Conditions attached after a hearing by the licensing authority

General – All four licensing objectives

95. One event per year either on a Friday or a Saturday 12:00 to 23:00 and then one event either a Saturday or a Sunday 11:00 to 18:00 on consecutive days. The event taking place between 12:00-23:00 may involve up to 9999 spectators and the day time event between 11:00-18:00 may involve up to 4999 spectators.

The prevention of public nuisance

96. The Event Management Plan shall contain a Noise Management Strategy.

The Strategy shall identify how noise arising from the holding of the event will be effectively controlled so as to prevent public nuisance and show full compliance with the licence conditions and the Code of Practice on Environmental Noise Control concerts (published by the Noise Control Council ISBN 2900103515). This Strategy shall include proposals for dealing with noise from:

- Regulated Entertainment
- Concessions including funfair rides
- Fireworks and other pyrotechnics
- How any overrun will be prevented or controlled

Once agreed the contents of the strategy shall be followed throughout the event.

97. An independent noise consultant to assess the positioning of sound sources prevent and to monitor noise throughout the event must be present. Any testing of sound equipment will not take place before 10:00 and will last for a maximum of 2 hours on any one day. The noise consultant will be available throughout the duration of the event and will have complete authority to ensure licence compliance without interference from the Premises Licence Holder or any other party on behalf of the event and will have an on-site team to monitor noise throughout the event, including from external points at the nearest noise sensitive residential properties. The noise consultant will maintain a noise log which will be available at all times for inspection by an authorised officer and for 31 days following the event.
98. A draft Event Management Plan will be made available to responsible authorities including the local authority no later than 90 days before an event. The final version of the Event Management Plan will be prepared no less than 7 days before the event.

The protection of children from harm

99. All staff will receive training to the procedures for dealing with unaccompanied and lost children on the site to prevent them from harm. Such training and procedures will be demonstrated in the Event Management Plan.

Annex 4 – Plans

The plans for these premises are as those submitted with the application. A copy of which is held by Leeds City Council licensing authority.

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes No

If not, from what date do you want the variation to take effect?

Day		Month		Year	

Do you want the proposed variation to have effect in relation to the introduction of the late-night levy? (Please see guidance note 1)

Yes No

Please describe briefly the nature of the proposed variation (please read guidance note 2)

We wish to vary the Premises Licence **PREM/04367/001** to enable live music events to be hosted over two weekends each year and increase the number of spectators allowed in ground We are applying for a maximum of four live outdoor music events attracting no more than 19,999 spectators at each event

There is no change to the layout of the premises There is no increase in the hours that we wish to operate

For ease please see the below description of the premises below,

The premises known as the 'rugby bowl' includes the rugby pitch, the north stand, south stand and east stand which all sit within the rugby stadium at Emerald Headingley Stadium Please note this application excludes the use of the Western Terrace

The premises will be served by bars and toilets within the North, South and Extentia Stands where both alcoholic and non-alcoholic refreshments are to be served

If your proposed variation would mean that 5 000 or more people are expected to attend the premises at any one time please state the number expected to attend

19,999

Part 4 - Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if the application to vary is successful

Please tick all that apply

Provision of regulated entertainment

- a) play (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)

Sale by retail 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 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variations for performing play (please read guidance note 6)		
Thur					
Fri			Non standard timings 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 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of a films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 6)		
Thur					
Fri			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 (please read guidance note 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)
Tue			
Wed			
Thur			Non standard timings 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 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Both		Please give further details here (please read guidance note 5)
Tue					
Wed					State any seasonal variations for the boxing or wrestling entertainment (please read guidance note 6)
Thur					
Fri					Non standard timings 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 7)
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	X
Mon			<p>Please give further details here (please read guidance note 4)</p> <p>The live music will be amplified Spectators will be able to consume alcohol on the premises purchased from the North, South and Extentia Stand bars</p> <p>State any seasonal variations for the performance of live music (please read guidance note 5)</p> <p>We anticipate a maximum of four live outdoor music events over two weekends each year attracting no more than 19,999</p> <p>Non standard timings 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 7)</p>	Both	
Tue					
Wed					
Thur					
Fri	12 00	23 00			
Sat	11 00	23 00			
Sun	11 00	18 00			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			<p>Please give further details here (please read guidance note 5)</p> <p>State any seasonal variations for the playing of recorded music (please read guidance note 6)</p> <p>Non standard timings 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 7)</p>	Both	
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

G

Performance of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed					
Thur			State any seasonal variations for the performance of dance (please read guidance note 6)		
Fri					
Sat			Non standard timings 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 7)		
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed					
Thur			State any seasonal variations for the entertainment of a similar description to that falling within (e) (f) or (g) (please read guidance note 6)		
Fri					
Sat			Non standard timings 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 7)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Thur					
Fri			Non standard timings 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 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption on or off the premises or both – please tick (please read guidance note 9)	On the premises	
Day	Start	Finish		Off the premises	
Mon			State any seasonal variations for providing dancing facilities (please read guidance note 6)	Both	
Tue					
Wed			Sales from the bars will be for consumption within the stadium only Off sales from the bars on the premises are for consumption within the stadium No off sales for consumption outside the stadium will be allowed		
Thur					
Fri	12 00	23 00	Non standard timings 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 7)		
Sat	11 00	23 00			
Sun	11 00	18 00			

K

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 10)

Not applicable

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon			<p>Non standard timings Where you intend to open 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 7)</p> <p>To allow for a 30-minute wind down period from the last sale of alcohol to closure of the premises</p>
Tue			
Wed			
Thur			
Fri	12 00	23 30	
Sat	11 00	23 30	
Sun	11 00	18 30	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Condition 95

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Please tick ✓ yes



If you have not ticked one of these boxes please fill in reasons for not including the licence or part of it below

Reasons why I have failed to enclose the premises licence or relevant part of the premises licence

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 11)

Emerald Headingley Stadium is a sports ground designated as requiring a General Safety Certificate under the Safety of Sports Grounds Act 1975. All outdoor related events will adopt the same facility standards and conditions as required at all rugby league and rugby union fixtures to promote the prevention of crime and disorder. Stewarding and policing deployments will be calculated based on spectator attendance and crowd intelligence at the pre planning stages.

All other existing policies and strategies will be adopted to ensure public safety e.g. contingency, medical and evacuation plans. All calculations re medical provisions, stewarding etc will be supplied in accordance with the current edition of the Guide to Safety at Sports Grounds (Green Guide).

We are mindful of residents and will adopt a policy consistent with existing procedures to minimise noise and light disruption. Floodlights will be turned off by 23:00 and no bottle bins or waste will be emptied or collected until the next day.

We are a family-oriented business and do not provide entertainment of a sexual or adult nature. We have key on site personnel trained in safeguarding measures who are DBS checked and trained to deal with lost children and vulnerable adults.

See proforma risk assessment attached.

b) The prevention of crime and disorder

Emerald Headingley Stadium is a sports ground designated as requiring a General Safety Certificate under the Safety of Sports Grounds Act 1975. All pitch related events will adopt the same facility standards and conditions as required at all rugby league and rugby union fixtures to promote the prevention of crime and disorder. All calculations re medical provisions, stewarding etc will be supplied in accordance with the current edition of the Guide to Safety at Sports Grounds (Green Guide).

The event would attract the use of a control room where the ground can be viewed on CCTV monitors. A Ground Safety Officer and Deputy together with a Head Steward and Supervisors would be integral to event planning and the pre event briefing. The provision of and training of individual stewards will be calculated depending on the nature of the event taking into consideration the crowd demographic.

All car parks and external areas will be lit during the event and any incidents will be reported to control, logged and reviewed to determine any remedial action to prevent future issues.

See proforma risk assessment attached.

c) Public safety

Emerald Headingley Stadium is a sports ground designated as requiring a General Safety Certificate under the Safety of Sports Grounds Act 1975. All pitch related events will adopt the same facility standards and conditions as required at all rugby league and rugby union fixtures to promote public safety. All calculations re medical provisions, stewarding etc will be supplied in accordance with the current edition of the Guide to Safety at Sports Grounds (Green Guide)

The event would attract the use of a control room where the ground can be viewed on CCTV monitors. A Ground Safety Officer and Deputy together with a Head Steward and Supervisors would be integral to event planning and the pre event briefing. The provision and training of individual stewards will be calculated depending on the nature of the event taking into consideration the crowd demographic.

All car parks and external areas will be lit during the event and any incidents will be reported to control, logged and reviewed to determine any remedial action to prevent future issues.

All other existing policies and strategies will be adopted at the event to ensure public safety e.g. contingency, medical and evacuation plans.

See proforma risk assessment attached

d) The prevention of public nuisance

We are mindful of the residents within the local area and will adopt a policy consistent with existing procedures to minimise noise and light disruption. Floodlights will be turned off by 23:00 and no bottle bins or waste will be emptied or collected until the next day.

The Western Terrace which is the closest stand to noise sensitive premises will not be used and is excluded from this premises licence application.

We will advertise and operate an attended complaint telephone number through which noise complaints can be channelled. The feedback will be given to the sound engineers immediately to judge whether or not adjustments to the music level are required.

See proforma risk assessment attached

e) The protection of children from harm

We are a family-oriented business and do not provide entertainment of a sexual or adult nature. We have key on site personnel trained in safeguarding measures who are DBS checked and trained to deal with lost children and vulnerable adults.

In addition to the above children will not be allowed on the premises unaccompanied.

See proforma risk assessment attached

Please tick ✓ Yes

- I have made or enclosed payment of the fee or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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

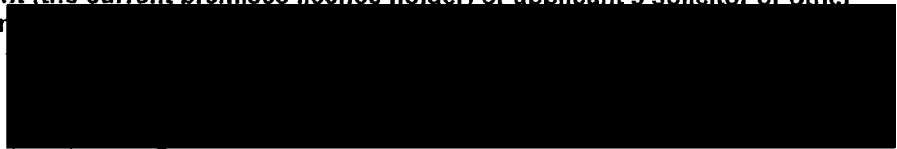
Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent in what capacity

Signature

Date

Capacity



22nd Jan 2020

Head of Operations

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14) **If signing on behalf of the applicant please state in what capacity**

Signature

Date

Capacity

Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

Post town

Post code

Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

Notes for guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003

- 1 You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy
- 2 Describe the premises for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises
- 3 In terms of specific regulated entertainments please note that
 - Plays no licence is required for performances between 08 00 and 23 00 on any day provided that the audience does not exceed 500
 - Films no licence is required for 'not-for-profit' film exhibition held in community premises between 08 00 and 23 00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises and (b) ensures that each such screening abides by age classification ratings
 - Indoor sporting events no licence is required for performances between 08 00 and 23 00 on any day provided that the audience does not exceed 1000
 - Boxing or Wrestling Entertainment no licence is required for a contest exhibition or display of Greco-Roman wrestling or freestyle wrestling between 08 00 and 23 00 on any day provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event
 - Live music no licence permission is required for
 - a performance of unamplified live music between 08 00 and 23 00 on any day on any premises
 - a performance of amplified live music between 08 00 and 23 00 on any day on premises authorised to sell alcohol for consumption on those premises provided that the audience does not exceed 500
 - a performance of amplified live music between 08 00 and 23 00 on any day in a workplace that is not licensed to sell alcohol on those premises provided that the audience does not exceed 500
 - a performance of amplified live music between 08 00 and 23 00 on any day in a church hall village hall community hall or other similar community premises that is not licensed by a premises licence to sell alcohol provided that (a) the audience does not exceed 500 and (b) the organiser gets consent for the performance from a person who is responsible for the premises
 - a performance of amplified live music between 08 00 and 23 00 on any day at the non-residential premises of (i) a local authority or (ii) a school or (iii) a hospital provided that (a) the audience does not exceed 500 and (b) the organiser gets consent for the performance on the relevant premises from (i) the local authority concerned or (ii) the school or (iii) the health care provider for the hospital
 - Recorded Music no licence permission is required for
 - any playing of recorded music between 08 00 and 23 00 on any day on premises authorised to sell alcohol for consumption on those premises provided that the audience does not exceed 500

- any playing of recorded music between 08 00 and 23 00 on any day, in a church hall village hall community hall or other similar community premises that is not licensed by a premises licence to sell alcohol provided that (a) the audience does not exceed 500 and (b) the organiser gets consent for the performance from a person who is responsible for the premises
 - any playing of recorded music between 08 00 and 23 00 on any day at the non-residential premises of (i) a local authority, or (ii) a school or (iii) a hospital provided that (a) the audience does not exceed 500 and (b) the organiser gets consent for the performance on the relevant premises from (i) the local authority concerned or (ii) the school proprietor or (iii) the health care provider for the hospital
 - Dance no licence is required for performances between 08 00 and 23 00 on any day provided that the audience does not exceed 500 However a performance which amounts to adult entertainment remains licensable
 - Cross activity exemptions no licence is required between 08 00 and 23 00 on any day with no limit on audience size for
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus provided that (a) it takes place within a moveable structure that accommodates the audience and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days
- 4 Where taking place in a building or other structure please tick as appropriate (indoors may include a tent)
 - 5 For example the type of activity to be authorised, if not already stated and give relevant further details for example (but not exclusively) whether or not music will be amplified or unamplified
 - 6 For example (but not exclusively) where the activity will occur on additional days during the summer months
 - 7 For example (but not exclusively) where you wish the activity to go on longer on a particular day e.g. Christmas Eve
 - 8 Please give timings in 24 hour clock (e.g. 16 00) and only give details for the days of the week when you intend the premises to be used for the activity
 - 9 If you wish people to be able to consume alcohol on the premises please tick on the premises If you wish people to be able to purchase alcohol to consume away from the premises please tick off the premises If you wish people to be able to do both please tick both
 - 10 Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises for example (but not exclusively) nudity or semi-nudity films for restricted age groups or the presence of gaming machines
 - 11 Please list here steps you will take to promote all four licensing objectives together
 - 12 The application form must be signed
 - 13 An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so

- 14 Where there is more than one applicant each of the applicants or their respective agent must sign the application form
- 15 This is the address which we shall use to correspond with you about this application

PRM/04367/002

Licensing Act 2003**Guidance Note****Proforma Risk Assessment for Outdoor Events V2**

Please complete the details below

Applicant name	Leeds Cricket Football and Athletic Company Limited
Business name	Leeds Cricket Football and Athletic Company Limited
Business address	Emerald Headingley Stadium, St Michaels Lane, LEEDS
Postcode	LS6 3BR

Guidance about this document

- 1 The Licensing Authority recommends that you complete this specially designed pro forma risk assessment to help you decide what should be entered in your operating schedule to show how you will promote the four licensing objectives
- 2 Whilst the Licensing Authority cannot insist that you use this document it takes the view that it assists responsible authorities in assessing the operating schedule, promotes discussions and partnership working and will reduce the number of representations and hearings
- 3 If you do not use this risk assessment pro forma then you will need to demonstrate how you will meet the licensing objectives by providing other supporting evidence via your operating schedule
- 4 The Licensing Authority strongly recommends that you consult with the responsible authorities early in the application process to ensure that the measures you are suggesting are appropriate and sufficient for your application Contact details for the responsible authorities are in the guidance note in the application pack Please contact Entertainment Licensing if you cannot find this information

How to use this document

- 1 If you are happy to volunteer the control measures as part of your application place a tick in the relevant box in the right hand column You can then enter the corresponding codes in page 14 of your application form in the boxes which match up with the licensing objectives or simply write "see pro forma risk assessment" These measures will then appear on your licence

General	CODE	✓
The Licence will be used for licensable activities on the occasions as specified	20E001	✓
The nature of the event/audience profile will not be changed without the consent of the Responsible Authority	20E002	✓
The licensed site will be open to the public during the hours specified	20E003	✓
The public will not be admitted to the licensed site until such time that the Licence Holder/nominated person is satisfied that the site is safe and suitable for its intended use	20E004	✓
Any authorised officer of the Responsible Authorities shall have free access to all parts of the licensed site whilst the licence is in force for the purposes of supervising the compliance of this Risk Assessment Proforma and Event	20E005	✓
The Premises Licence Holder or a nominated person shall be in charge of and remain upon the licensed site whilst the site is being used for licensable activities	20E006	✓
An Event Safety Co-ordinator will be appointed who shall be of sufficient competence, status and authority effectively to take responsibility for safety at the event and be able to authorise and supervise safety measures The Event Safety Co-ordinator and deputy shall have no other additional duties	20E007	✓
Event Safety Coordinator will ensure that periodic wind speed measurements are taken throughout the event The results of these measurements are to be recorded and made available to the Licensing Authority	20E008	✓
Comprehensive and detailed colour plans shall be supplied with the Event Management Plan to all Responsible Authorities The plans shall be to a scale and grid referenced to the standards required by the Responsible Authorities The Plans should contain the following items (not exhaustive) <ul style="list-style-type: none"> • All boundary fencing (defining the arena, backstage areas, etc) • All vehicle access routes, including routes for emergency vehicles • The locations and reference number of all entrance and exit points/gates (including backstage and emergency access points), • All structures (type / use identified) • Fire Points • First Aid Points • Toilet Blocks • Water Points • Welfare provisions, lost & found etc • CCTV locations • Security Control • Production office etc 	20E009	✓

Plans should identify highway routes to the site, car parks, entrances/exits to car parks, pick up points, etc external to the site It may therefore be necessary to supplement the site plans with colour coded/ grid referenced area maps for this purpose		
There will be no changes to the plans without the consent of the Responsible Authorities		

Insurance	CODE	✓
Public Liability and Third-Party Insurance adequate for the total capacity of the licensed site and the duration of the event shall be taken out and retained on the site	20E010	✓

Ticket Sales	CODE	✓
A means to allow the Licensing Authority information as is necessary to enable an audit of ticket sales shall be provided	20E011	✓

Sale of Alcohol	CODE	✓
Where the sale of alcohol is a licensed activity, all alcohol sales must be made under the authorisation of a Designated Premises Supervisor (DPS) who is a Personal Licence Holder	20E012	✓
A supervisors register will be maintained at the licensed site to identify the names and licence details of any other Personal Licence Holders at the licensed site who are to authorise the sale of alcohol This register will be produced for inspection by any authorised officer of the Responsible Authorities and shall be retained by the Licence Holder / nominated person for a period of 6 months after the event	20E013	✓
The 'Check 21' Scheme will be used to prevent the sale of alcohol to persons under 18 years of age	20E014	✓

Public Safety	CODE	✓
The security and safety of the public whilst on the licensed site will be the responsibility of the Premises Licence Holder	20E015	✓

CCTV	CODE	✓
A suitable CCTV system will be installed, maintained and be operated on the site at all times when the public are on the site	20E016	✓

<p>The Event Management Plan will contain detailed information of the CCTV system to be used, including the location of cameras, monitoring and recording arrangements and the retention of recorded information</p> <p>Any changes to the CCTV arrangements may only be made upon agreement with the Responsible Authorities</p>	20E017	✓
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Security	CODE	✓
<p>Sufficient number of security staff and stewards shall be provided in accordance with the current Event Safety Guide (Purple Book), or to any other standards / numbers as agreed with the Responsible Authorities</p>	20E018	✓
<p>The event Management Plan will contain a Security and Stewarding Plan, including details of the security command structure, the numbers of security and stewarding personnel, their locations, duties and responsibilities, methods of communication, means of identification (including personal identification), briefing arrangements and contingency plans</p> <p>The Security & Stewarding Plan will not be changed without the agreement of the Responsible Authorities</p>	20E019	✓
<p>Security & Steward Personnel Register</p> <p>A register will be maintained to record all security and steward personnel working on the licensed site. Details recorded in the register will include the full name of each individual employed, accompanied by their date of birth, home address, employer, their unique personal identification number allocated for the purpose of the event, and registration number held with the SIA (if applicable). The register must also contain records of the date and times during which the individuals commenced and finished duty which a signed acknowledgement by each individual</p> <p>The register will be maintained at the licensed site and be produced for inspection by any authorised officer of the Responsible Authorities</p> <p>The Licence holder will retain the register for a period of 6 months following the event</p>	20E020	✓

Search Policy	CODE	✓
<p>A search Policy for patrons entering the licensed site will be provided to the satisfaction of the Responsible Authorities</p> <p>A Search Policy will be contained within the Event Management Plan</p>	20E021	✓

<p>Notices will be displayed at the entrances of the site which state</p> <ul style="list-style-type: none"> • A search will be conducted as a condition of entry to the site, • Incidents of crime and disorder will be reported to the police, • Entry to the site will be refused to any person who appears to be drunk, acting in a threatening manner or is violent, <p>Entry will be refused to any person who has been convicted of an offence of drunkenness, violent or threatening behaviour or the use or distribution of illegal substances</p>	20E022	✓
<p>Members of the public who commit acts of anti-social behaviour will be removed from the site and prevented from returning Any such instances will be recorded in the Incident Report Register</p>	20E023	✓
<p>Any seizure of drugs or offensive weapons shall be recorded in the Incident Report Register and reported to the West Yorkshire Police</p>	20E024	✓
<p>A suitable 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</p>	20E025	✓

Incident Register	CODE	✓
<p>Written records of all accidents and safety incidents involving members of the public will be kept in the form of an Incident Report Register</p> <p>The register will be maintained on the licensed site and produced for inspection by an authorised officer of the Responsible Authorities</p> <p>The Licence holder will retain the register for a period of 6 months following the event</p>	20E026	✓

Glass Receptacles	CODE	✓
<p>Glass containers and cans will not be taken into the licensed area/s occupied by the public</p>	20E027	✓
<p>No glass bottles or cans shall be sold or supplied in the licensed area</p>	20E028	✓
<p>Notices will be prominently displayed at entrance/s to the site which inform customers that glass containers and cans may not be taken into the site</p>	20E029	✓
<p>Sealed skips will be used for the deposit of glass containers</p>	20E030	✓

Capacity	CODE	✓
<p>The Licence Holder shall ensure that the capacity of the site is controlled and does not exceed the figure as agreed with the Responsible Authorities</p>	20E031	✓

<p>The Event Management Plan will include policies and procedures on</p> <ul style="list-style-type: none"> • Entry to the site (including monitoring of any capacity limit) • Crowd control and management once the public are in the site (ie front stage pressure) • Capacity control within any structure/marquee • Egress from the Site – a policy to ensure the gradual dispersal of customers from the site • Emergency Evacuation of the site <p>All relevant staff shall be trained on these measures, and all other matters relating to the safety of the public</p>	20E032	✓
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Signage	CODE	✓
<p>All access and egress routes, sanitary accommodation, drinking water, first aid points, campsites, car parks and security control units shall be adequately and conspicuously signposted at all times All access and egress gates are to be provided with relevant gate numbers identifiable from both inside and outside the arena and correspond with the site plan</p> <p>Emergency exit gates shall be appropriately identified</p>	20E033	✓

Vehicle Movement	CODE	✓
A fully navigable route for vehicle use avoiding conflict with pedestrian traffic will be provided to all areas for the licensed site	20E034	✓
Vehicular movement while the public are on the Licensed Site will be limited to those which are essential and will be controlled to ensure safety of the public The use of 'golf type' buggies on the Licensed Site and back stage will be limited to essential use and will controlled to ensure safety of public and staff	20E035	✓
Where vehicles conflict with pedestrians leaving the arena (ie vehicles travelling from the backstage area) there shall be an agreed vehicle curfew commencing from when pedestrians start leaving the arena until the arena has been cleared	20E036	✓
During the event of an evacuation of the site there shall be no vehicle movement until the Licence holder is satisfied that all pedestrians have vacated the area	20E037	✓
Concessions shall be briefed to the effect that vehicle movement within the licensed site is strictly prohibited	20E038	✓
Any person in charge of a vehicle shall be suitably qualified/trained	20E039	✓

Emergency Vehicles	CODE	✓
Emergency vehicle access routes to the arena and all parts of the Licensed Site shall be provided to the satisfaction of the Responsible Authorities	20E040	✓
Emergency vehicle access routes shall be clearly signposted and shall be kept clear of obstructions at all times	20E041	✓

Fire Safety	CODE	✓
The licensee has a fire risk assessment under the Regulatory Reform (Fire Safety) Order 2005 This will be made available at the request of an authorised officer	20E042	✓

Lighting	CODE	✓
Lighting will be provided in all key areas of the site to which the public have access inside and outside the site, including emergency and general access/exit routes, passages, corridors and stair cases, toilets, first aid points, car parks, designates pick up points, bus terminals and any campsites	20E043	✓
Enclosed structures, i e marquees, will be provided with exit sign boxes lit by both primary and emergency lighting		
An electrical emergency lighting system will be installed and maintained The source of supply for this lighting will be separate from that for the general lighting	20E044	✓
The emergency lighting will illuminate all exit signs, gate number and exit routes from the site	20E045	✓
The general and all emergency lighting systems will be tested prior to the admission of the public Records of such tests will be maintained on site for inspection by any authorised officer	20E046	✓

Site Safety Check	CODE	✓
A full safety check of the licensed site, including the availability of exit gates and routes for pedestrians and emergency vehicles, will be carried out prior to the admission of the public	20E047	✓
Periodic safety checks will be carried out whilst the public are on the site	20E048	✓
Records of all such checks will be maintained on the licensed site and produced for inspection by an authorised officer of the Responsible Authorities		
The Licence holder will ensure that such records are maintained for a period of 6 months after the event		

Electrical Installations	CODE	✓
All electrical installations are to be certified by an electrician as approved to current British Standards as detailed in the HSE Event Safety Guide. All electrical installations and equipment must comply with the general requirements of the Electricity at Work Regulations 1989 or to any revised standards	20E049	✓
Electrical installations will be inspected prior to the start of the event by a suitably qualified person	20E050	✓
Portable electrical appliances including those brought in temporarily onto the site will be checked on a regular basis by a suitably qualified person to ensure they are in a safe condition	20E051	✓
Temporary electrical wiring and distributions will be inspected by a suitably qualified person before they are put into use	20E052	✓
Records of all inspections and copies of certificates will be maintained on the licensed site and produced for inspection by any authorised officer of the Responsible Authorities The Licence Holder will retain copies of such records and certificates for a period of 6 months following the event	20E053	✓

Structures	CODE	✓
All staging, ramps, stairs, front of house barriers and other structures erected on the Licensed Site in connection with the event will comply with the provisions of the HSE Event Safety Guide, and the relevant safety regulations appertaining to the structure	20E054	✓
The event Management Plan will contain a schedule of the temporary structures to be installed on site including details of the dimensions / loadings, history of use and details of the suppliers / installation arrangements The locations of all temporary structures will be identified on the site plan	20E055	✓
All temporary structures shall be suitable and fit for their intended purpose and installed in accordance with the manufacturer's instructions	20E056	✓
No additional temporary structures will be allowed on the site other than those for which the details have previously been submitted to and approved by the Responsible Authorities	20E057	✓
Completion certificates for all temporary structures will be obtained prior to the admission of the public to the licensed site Certificates will be maintained on the site for inspection by any authorised officer and retained for a period of 6 months after the event	20E058	✓

Regular safety inspections of temporary structures shall be undertaken A written record of these inspections will be kept	20E059	✓
The records will be maintained on site for inspection by an authorised officer and retained for a period of 6 months after		
A supervision policy will be maintained to prevent people from inappropriate behaviour, including climbing which may lead to a fall from height	20E060	✓
Regular safety checks of guarding to fires and open flames will be undertaken	20E061	
All floor surfaces will be suitably slip resistant, kept in good condition and free of obstructions to prevent slips, trips and falls	20E062	✓

Catering	CODE	✓
28 days prior to the event Environmental Health Services shall be provided with a full list of food concession units detailing their names, addresses, type of operation and proposed locations within the licensed site The licensee or sole franchise holder shall ensure that no other food concessionaires other than those already notified are admitted to the licensed site	20E063	✓
At the request of an Environmental Health Officer, any food operation not complying with the food hygiene and Health and Safety at Work legislation shall be closed down	20E064	✓
The provision of and location of all refreshment / concessionaire facilities shall be positioned well away from the stage and not obstruct access to any exit from the Licensed Site	20E065	✓
All concession units shall remain stationary whilst the public are on the site and shall remain stationary for a minimum of 30 minutes once the public have left the site	20E066	✓
Concessions will be made aware that the movement of any vehicles, including golf buggies, on the licensed site whilst the public are present is strictly prohibited Any concessions ignoring this requirement will be rejected from the site	20E067	✓
No catering vehicles approved to be on the site shall be parked down a slope unless the vehicles have been adequately checked	20E068	✓
The preparation and serving of hot food and drink will be positioned to prevent the risk of scald and burns to the public	20E069	✓

Medical Provisions	CODE	✓
Medical provisions calculated on the attendance figures for the event will be supplied in accordance with the current version of the HSE Event Safety Guide (Purple Book, or to any other standards / numbers as agreed with the Responsible Authorities	20E070	✓
The Event Management Plan will contain a Medical Plan, which will include details of the medical provider, a breakdown of the numbers, qualifications and experience of medical personnel The Medical Plan will also have particular reference to the quantity and quality of the first aid points, including the size, location, signage, electricity, lighting, flooring, water supply and access by emergency vehicles First aid points will be identified on the site plan	20E071	✓
If paramedics are to be deployed their registration numbers must be provided to the appropriate Ambulance Authority at least 28 days prior to the start of the event	20E072	✓
Public access to any part of the licensed site will be subject to confirmation that the Medical Provider and adequate first aid cover is in place	20E073	✓
The Medical Co-ordinator shall be provided with details of the intended programme of acts and activities and shall ensure that any alterations to the programme are notified immediately	20E074	✓
A written procedure for dealing with unwell members of the public will be in place including those who appear to be affected by alcohol or drugs All relevant staff will be appropriately trained in such procedures	20E075	✓

Special effects	CODE	✓
The Event Management Plan will contain a written health and safety policy covering all aspects of the safe use of strobes lasers, smoke machines or any other special effects	20E076	✓
The use of strobes and similar effects shall be displayed on event advertising media (including electronic publicity) and displayed on the event tickets and upon entry to the site	20E077	✓
Details of all Lasers to be used during the event must be provided to the Leeds City Council Health and Safety team no later than 28 days prior to the event	20E078	✓

Tattoo Artists	CODE	✓
The Licensing Authority shall be provided with 28 days notice of details of any tattooists or body piercers which are to trade on the Licensed site	20E079	

Disabled Facilities	CODE	✓
Special provisions for disabled persons, namely access and egress Car parking, sanitation facilities and viewing areas where appropriate shall be provided Such facilities will be identified on the site plan	20E080	✓
The event Management Plan shall contain a procedure for the safe evacuation of disabled persons Staff will be trained in the procedure and a record kept of such training	20E081	✓

Public Nuisance	CODE	✓
The Event shall be carried out in such a way to comply at all times with the Code of Practice on Environmental Noise Control at Concerts (published 1995 by the Noise Control Council ISBN Z 900103515)	20E082	✓
The Event Management Plan shall contain a Noise Management Strategy The Strategy shall identify how noise arising from the holding of the event will be effectively controlled so as to prevent public nuisance and show full compliance with licence conditions and with the Code of Practice on Environmental Noise Control at concerts (published by the Noise Control Council ISBN 2900103515) This strategy shall include proposals for dealing with noise from <ul style="list-style-type: none"> • Regulated Entertainment • Concessions including funfair rides • Fireworks and other pyrotechnics • How any overrun will be prevented or controlled Once agreed the contents of the strategy shall be followed throughout the event	20E083	✓
A noise propagation test shall be undertaken and completed in the morning prior to the start of the music event, or the day before the event Appropriate control limits at the sound mixer position and adjustments to sound amplification equipment will be fixed as a result of testing The sound system will be configured and operated in a similar manner as intended for the event The sound source used for the test will be similar in character to the music likely to be produced for any major music event	20E084	✓

An independent noise consultant to assess the positioning of sound sources pre-event and to monitor noise throughout the event must be present Any testing of sound equipment will not take place before 10 00hrs and will last for a maximum of 2 hours on any one day The noise consultant will be available throughout the duration of the event and will have complete authority to ensure licence compliance without interference from the Premises Licence Holder or any other party on behalf of the event and will have an on-site team to monitor noise throughout the event The noise consultant will maintain a noise log which will be available at all times for inspection by an authorised officer	20E085	✓
Bottles will not be placed in the external receptacle after 23 00 hours to minimise noise disturbance to adjoining properties	20E086	✓
Waste collection, plant and machinery, deliveries and other activities that might generate noise will be located as far as possible from residential properties and other noise-sensitive properties	20E087	✓
No nuisance will be caused by noise or vibration emanating from the site from external plant or equipment	20E088	✓
The rating level of noise from plant and machinery will be no higher than 5dB below the lowest background level at the most affected noise sensitive premises during the operation of the plant Plant and machinery will be regularly serviced and maintained to continue to meet the rating level	20E089	✓
All lighting on the site shall be of a suitable intensity and positioning All lighting on or at the site will be operated in a manner which will not cause a nuisance to nearby properties	20E090	✓
The site will be operated in a manner which will prevent unwanted odours causing a nuisance to persons in the immediate area or nearby properties	20E091	✓
The Event Management Plan will contain a Litter & Waste Management Strategy The Strategy will identify <ul style="list-style-type: none"> • Location and number of containers • Emptying and replacement schedule • Steps to remove litter throughout the event • Standby procedures to address any identified refuse accumulations e.g overflowing receptacles • After event cleaning schedule • Steps to prevent litter from being dropped offsite • Steps to remove litter along roads, entrances and exits adjacent to the site Arrangements for waste produced by traders • Methods proposed to evidence that the above steps have been taken 	20E092	✓
The site will have an adequate supply of litter bins Notices requiring customers to use the litter bins will be displayed prominently at the site Litter bins will be emptied regularly	20E093	✓

All materials used to promote or market the event are to be displayed lawfully The Licensee will take measures to encourage agents, servants, employees or any party acting on her/her behalf to display promotional materials lawfully (e.g. By way of contractual agreement)	20E094	✓
All reasonable steps will be taken to ensure that activities promoting or publicising the event do not cause littering Measures to remove such litter as and when it occurs shall be put in place	20E095	✓

Sanitation	CODE	✓
Sufficient sanitary accommodation units, washing facilities and hand wash/sanitation units and drinking water facilities will be placed in suitable locations around the licensed site in accordance with guidance laid out in the current HSE Event Safety Guide	20E096	✓
<p>The event Management Plan will include a water and sanitation management strategy This shall contain the following</p> <ul style="list-style-type: none"> • Location, numbers and types of drinking water points • Sources of water supply • Methods of sterilisation of taps and erected systems prior to use • Methods and frequency of ongoing cleaning and sanitising • Monitoring of water points throughout the event • Drainage of water point areas • Water quality sampling regime before and during the event • Methods proposed to evidence that the above steps have been taken • Location, numbers and types of sanitary accommodation • Disabled facilities • Male/Female split • Washing facilities provided • Methods and frequency of emptying, cleaning and monitoring of the sanitation facilities throughout the event • Methods and frequency of refilling and monitoring of hand sanitation units • Drainage of sanitation areas • Methods proposed to evidence that the above steps have been taken <p>Once agreed, the contents of the strategy will be followed throughout the event</p> <p>The locations of such facilities will be identified on the site plan</p>	20E097	✓
Sufficient drinking water points will be placed around the licensed site for the adequate supply of free, potable and wholesome drinking water for visitors throughout the event Provisions will be made for an alternative supply of drinking water in case of failure of planned sources of drinking water	20E098	✓

All sanitation and drinking water supplies shall be in position and serviced prior to the admission of the public to the site	20E099	✓
<p>The drinking water point areas will be monitored on a regular basis throughout the event. Monitoring will include checks on adequacy of drinking water supply, checks on cleaning and sanitisation of the points, checks for leaks, damage, flooding and blockages. Any problems will be addressed straight away.</p> <p>Records of all such checks will be maintained on the licensed site and produced for inspection by any authorised officer of the Responsible Authorities.</p> <p>The Licence Holder will retain copies of such records and certificates for a period of 6 months following the event.</p>	20E100	✓
Sanitary accommodation units will be regularly emptied throughout the event by a competent Licensed Contractor. To ensure public safety during the emptying of sanitary units, emptying procedures will conform to site safety rules as outlined in any Risk Assessments and site safety plans.	20E101	

Traffic Management	CODE	✓
<p>A traffic management plan will be provided to the satisfaction of all relevant agencies. This will include details of</p> <ul style="list-style-type: none"> • Traffic Routes • Traffic Regulation orders • Traffic Signage • Car Parks • Management of vehicle gates • Traffic Spotters • Tow Away Facilities • Advanced information in the media • Use of Public Transport / Coaches • Pedestrian Access Facilities <p>The plans of the licensed site shall identify routes for emergency vehicles around the licensed site and location of car parks. This plan should be supplemented with area maps identifying traffic routes to the site, access & egress points to car parks and the identified access/egress routes for emergency vehicles (unless this information may be contained on the same site plan).</p>	20E102	✓
All vehicular access points into the Licensed Site shall be provided to a standard appropriate for the nature and volume of traffic shall be laid out and constructed to the satisfaction of the Responsible Authorities.	20E103	✓
Designated areas will be used for car parking. Such areas will be adequately stewarded, illuminated and signed.	20E104	✓

Protection of Children	CODE	✓
Where entertainment of an adult nature is to take place, the Licence Holder will provide clear signage that the event is not suitable for under 18's	20E105	
Where the event consists of children's activities and / or has creche/lost children's facilities, the Licence Holder will ensure that the necessary background checks including relevant police checks on all potential staff are carried out This will be demonstrated in the Event Management Plan The Licensee will report any child related concerns to the police he/she has about potential staff, existing staff and customers	20E106	✓
All staff will receive training to the procedures for dealing with unaccompanied and lost children on the site to prevent them from harm Such training and procedures will be demonstrated in the Event Management Plan	20E107	✓

Cinema and Film Exhibition	CODE	✓
Children will be restricted from viewing films in accordance with the recommendations of a competent body (usually the British Board of Film Classification) or the Licensing Authority	20E108	

Camp Sites	CODE	✓
Where camping is to be provided, the Event Management Plan will contain a Camp Site Plan This should include detailed information of all facilities to be provided in the camp sites subject to the numbers of people camping, including (but not exhaustive) <ul style="list-style-type: none"> • Monitoring and control of tents/camper vans, • Security/Fire Patrols (including contingency plans for calling the Fire Authority), • Sanitary and washing facilities • Drinking Water • Medical provisions • Catering • Lighting • Signage • CCTV • Policy on cooking / campfires <p>The layout of the campsites with all access and egress points and location of watch towers, fire patrols, etc will be included on the site plan</p>	20E109	
Grass will be cut if necessary, and all cut grass should be removed from areas used for sleeping accommodation	20E110	

The public will not be admitted to the campsites until such time that the Licence Holder is satisfied that the campsites are safe and suitable for the intended use and all provisions are in place and operative	20E111	
Campsites shall have clearly defined emergency vehicle access lanes The lanes should be designed to allow emergency vehicles access and egress from a camping area without the vehicle having to turn back on itself	20E112	
Camping must be controlled to ensure that tents do not encroach onto the vehicle lanes	20E113	
All tents and sleeping accommodation shall be controlled and monitored to ensure that tents etc are adequately spaced having regard to public safety	20E114	
The camp site shall be monitored to ensure that no overcrowding occurs	20E115	
An on site privately organised fire team with off road capability to provide fire cover at all times that the site is open for members of the public shall be provided subject to discussions with fire authority	20E116	
Fire watchtowers shall be provided and staffed by at least two competent personnel at all times during the event All towers to have radio communications with campsite control	20E117	
Prior to the admission of the public on the camp site, all systems used for giving warning in the event of fire, and evacuation procedures, shall be tested Records of such tests will be maintained on the licensed site and produced for inspection by any authorised officer of the Responsible Authorities The Licence Holder will retain copies of such records and certificates for a period of 6 months following the event	20E118	
Fire points shall be clearly signed and visible	20E119	
Cooking facilities shall be monitored by stewards, any that are out of control shall be extinguished	20E120	
All campers on entering the campsite shall be given a leaflet detailing the onsite fire precautions, the action to be taken in the case of a fire and safe practice regarding the use of LPG cylinders for cooking and lighting The leaflet shall also contain a warning that any persons considered to be acting irresponsibly will be ejected from the site	20E121	

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JLH

PREM / 04367 / 002

Musson, Martyn

From: [Redacted]
 Sent: 03 February 2020 10:02
 To: Entertainment Licensing
 Subject: Re: PREM/04367/002 - Rugby Pitch, North, South And Extentia Stands - Representation

(1)

Dear Mr Musson
 Thank you for the email. Yes that's precisely my intention: to object to the proposal.
 Regards

[Redacted]

Get Outlook for Android

From: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>
 Sent: Monday, February 3, 2020 9:19:28 AM
 To: [Redacted]
 Subject: PREM/04367/002 - Rugby Pitch, North, South And Extentia Stands - Representation

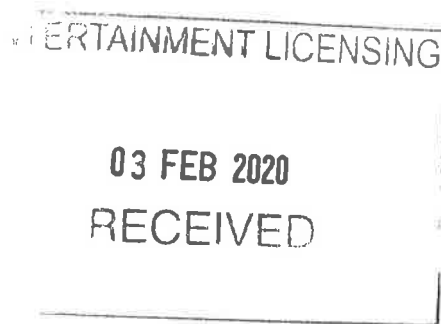
[Redacted]

Thank you for your email - in regards to your comments below are you wishing to raise an objection to the application that's been received? If you could please confirm by writing back to us.

Kind Regards

[Redacted]

Licensing Officer
 Entertainment Licensing
 Leeds City Council
 t: 0113 378 5029
 e: [Redacted]
 w: www.leeds.gov.uk



-----Original Message-----

From: [Redacted]
 Sent: 01 February 2020 17:03
 To: Entertainment Licensing <Entertainment.Licen@leeds.gov.uk>
 Subject: Proposed weekend entertainment and alcohol consumption, etc.

The recently built Headingley Stadium is in the process of applying for at least 4 weekend events of so-called entertainment that usually involves heavy traffic (one way traffic usually which further causes discomfort for the local residents), unreasonably loud noise of what usually appears to pass as music (ideal for extracting confessions from criminals, so locals suggest), dreadful behaviour by some unruly individuals (who become even more unruly once in a group of similar minded people), urination in streets and pavements, rubbish strewn everywhere, just to mention some of the problems that are almost invariably associated with such events. So please in the interests of common sense, decency and considering the welfare of the local residents who have put up with various other forms of inconvenience, do NOT grant permission for this application. Making money and benefiting the city's economy (and the coffers of the stadium owners), at the expense of making local residents' life sheer hell is not always the best option. Carry out a social and ethical cost-benefit- analysis, forget the traditional accounting one.

Kind regards



Sent from my iPad

Apprenticeships Fair 2020

The biggest Apprenticeships Fair in the North is back! <<http://bit.ly/larf2020>>

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Khan, Nav

②

PREM/04367/001

JA

From: [REDACTED]
Sent: 03 February 2020 21:25
To: Entertainment Licensing
Subject: Objection to change to premises licence PREM/04367/001

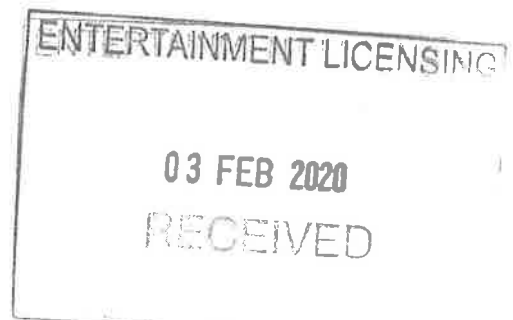
I wish to object to the application of Emerald Headingley Stadium to increase the capacity of and number of live music events.

I want to object on the ground of public nuisance and harm to children.

Headingley Stadium is located in a densely populated residential area. Many of the houses are terraced houses without a drive and without off road parking. Whenever there is an event at the stadium visitors park in the local streets, leaving no parking for the local residents. When there is a rugby match on a Friday and I get home after a busy 12 hour day at work I am not able to park within perhaps 1km of my home. This has worsened with increased capacity with the new stand. Also when the visitors are coming to the area and particularly leaving the area after an event, the whole area around Chapel Lane and the Broomfields becomes gridlocked and I have sat in stationary traffic for at least 20 minutes on a number of occasions when I was trying to get home or needed to go out.

As far as I am aware the stadium has made no attempt to increase it's parking capacity or encourage public transport use and seems content for local residents to bear the brunt of the problems caused by increased capacity so it can increase it's profits at local residents expense.

I do not have young children myself but I am aware of many of my neighbours concerns that younger children will not get the sleep they need if there are music events going on until 11pm just meters from their home. There will also be noise caused by the people leaving the event and returning to their cars which are parked outside local residents houses. Another concern I have of harm to the local population is the air pollution caused in our residential area by the cars with engines running sitting in the gridlocked queue of traffic for up to an hour after the event has finished. Reading application I cannot see that the stadium has even thought about the nuisance or harms it is proposing to cause to the local population let alone considered how it can prevent these problems. For these reasons I request that you turn down this application.



3

Archibald, Janice

From: planning.comments@leeds.gov.uk
Sent: 13 February 2020 10:39
To: [REDACTED]
Subject: Comments for Licensing Application PREM/04367/002

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 10:38 AM on 13 Feb 2020 from [REDACTED]

Application Summary

Address: Emerald Headingley Stadium St Michaels Lane
Headingley Leeds LS6 3BR
Proposal: Premises Licence - Full Variation
Case Officer: Miss Janice Archibald

[Click for further information](#)

Customer Details

Name:
Email:
Address:

[REDACTED]

Comments Details

Commenter Type: Neighbour response
Stance: Customer objects to the Licensing Application
Reasons for comment:
Comments: 10:38 AM on 13 Feb 2020 I object to this extension of the License relating to concerts at the Emerald Headingley stadium on grounds of public nuisance from noise and disturbance. Events are commonly accompanied by added traffic, litter and inconvenience to Headingley residents in going about their usual business. As Treasurer of the Turnways and Laurel Bank Residents' Association I have been involved in previous arguments about noise nuisance from the stadium. We believed that a satisfactory compromise had been reached with the present arrangements for the License and object to the continuing salami techniques adopted by the stadium in creeping extensions. The Licensing sub-committee must reject the present application in order to allow time for the present conditions to be fully assessed in practice.

U/A

(4)

PREM/04367/002

From: [Redacted]
Sent: 15 February 2020 12:05
To: Entertainment Licensing
Subject: PREM04367/001

Application by Leeds Cricket, Football & Athletic Co.Ltd.

I wish to object to the above application on the grounds of noise impact and disturbance. (Public Nuisance)
The application for two concert days over two separate weekends with crowds upto 20,000 and with an estimated finishing time of around 11pm, is to my mind totally unreasonable on behalf of the stadium authorities and gives an impression of a total disregard for local residents and their families. (Children Harm)

The area suffers greatly from traffic disruption during Headingley events and here again we have the prospect of traffic disruption before and after an event with up to 20,000 attendees and possibly over two consecutive days & nights.

(Public nuisance)

We have no idea of the noise levels as the Stadium authorities say the artists would be providing their own sound systems, I do know that the concerts will last hours impacting on me and my family.

I believe this application is vague and not enough factual evidence is there to support this application

I urge that this application be rejected.
Thankyou,

[Redacted]

ENTERTAINMENT LICENSING
15 FEB 2020
RECEIVED

Musson, Martyn

JH (5) PREM/04367 / ~~001~~
002

From: [REDACTED]
Sent: 15 February 2020 14:48
To: Entertainment Licensing
Subject: PREM 04367/001

Application by Leeds,cricket,Football & Athletic co .uk.

I wish to register my objection to the above application on the grounds of noise impact and disturbance. (Public Nuisance) (Children's harm)

The application for two concert days over two separate weekends with crowds upto 20,000 and with an estimated finishing time of around 11pm, is to my mind totally unreasonable on behalf of the stadium authorities and gives an impression of a total disregard for local residents and their families. (Children Harm)

The area suffers greatly from traffic disruption during Headingley events and here again we have the prospect of traffic disruption before and after an event with up to 20,000 attendees and possibly over two consecutive days & nights.

(Public nuisance)

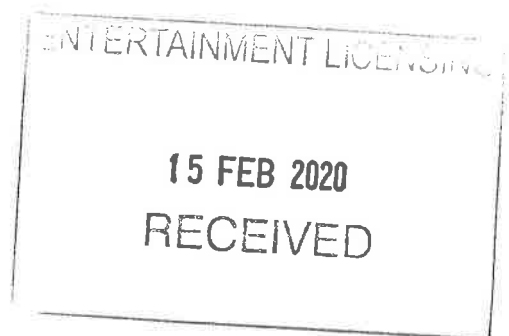
We have no idea of the noise levels as the Stadium authorities say the artists would be providing their own sound systems, I do know that the concerts will last hours impacting on me and my family.

I believe this application is vague and with not enough factual evidence to support this application

I urge that this application be rejected.

Thankyou,

[REDACTED]



JH

(6)

PREM/04367 ~~1001~~
002

Musson, Martyn

From: [REDACTED]
Sent: 15 February 2020 17:48
To: Entertainment Licensing
Subject: prem 04367/001

Application by Leeds Cricket, Football & Athletic Co.Ltd

As Chairman of The Turnways & Laurel Bank Residents Association which has over 40 registered households on our mailing list and who have all been notified of my proposed objection, on behalf of our Association and given the opportunity to withdraw their particular objection if they did not agree. There has been do such withdrawals.

We believe that this latest application for 4 concerts over two weekends is likely to cause public nuisance to our residents and their families. This application is similar to the one that was rejected at an hearing last year, with the granting of a possible two day concert of limited capacity, which satisfied neither party.

This application has the proposal for an increased capacity of up to 20,000 concert goers, with the potential to cause even more public disturbance with extra noise and extra traffic at both ends and during the concert.

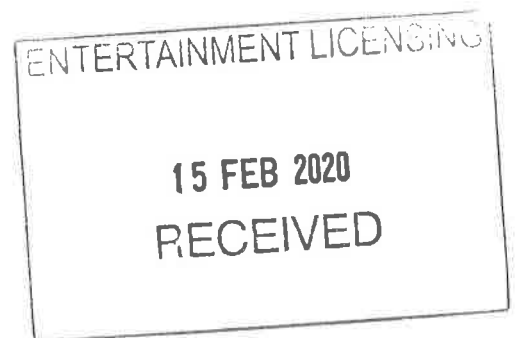
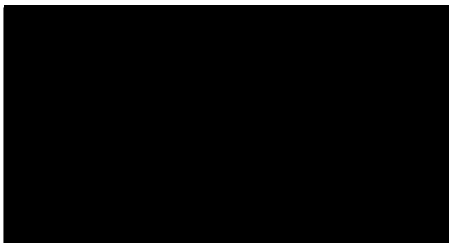
There are families that are quite close to the rugby ground itself and the late finishing time has bound to have an effect on the children both sleeping wise and noise disturbance. (Child welfare and ability to cause harm)

Our residents and their families are faced with the possibility of two concerts maybe on a Friday and Saturday evenings, with long periods of music of which type we do not know and then a late finish, (11pm), this must be seen as a public nuisance to our lives, much greater than the current stadium events.

The potential interference with our ability to move around our area before and after the concerts would I also suggest is a public nuisance.

We all support the rugby and cricket events and accept the disturbance but this application we believe is a step too far and we ask that our rights as residents, parents are safeguarded and that this application be refused.

Thank you.



Musson, Martyn

JJA

(7)

PREM / 04367 / 002

From: [REDACTED]
Sent: 16 February 2020 15:12
To: Entertainment Licensing
Subject: Stadium application

Good morning,

PREM/04367/001

I am writing to object to the application for a variation to the premises licence at Leeds Cricket. Football and Athletic Co Ltd at Emerald Stadium.

My reasons for objecting are: that our densely populated neighbourhood will be subject to the doubling of present permitted stadium numbers to an enormous 20,000 people per concert.. Doubling the numbers is excessive.

There are already tremendous problems of :

1. **traffic congestion** - cars park in unsafe areas, on our side streets, on pavements and across driveways, They cause danger to pedestrians and particularly to children who in the summer months should be able to play safely out of door. Stadium Management have never encouraged their customers in train and bus use in an environmental manner and **doubling** attendance figures will obviously double these congestion problems for those of us who live here.
2. **crowd control** - the numbers are truly excessive for a densely populated area of the city with many families with children. I have seen no detail that the stadium will address the issue.
3. **noise pollution** - the noise from the Stadium has often made it disagreeable for local residents to use their gardens in the summer. Again there is likely be a **doubling** of the sound levels. The stadium has not co-operated fully with local residents on this issue before - it seems unlikely that they will do so now..
4. **anti-social behaviour** - Stadium management have not shown respect or regard for the local population. Large crowds need management. There is little sign that the stadium will seek to extend crowd management beyond their gates. when the crowd numbers have **doubled**.
5. **litter disposal**. - no duty of care for the environment has ever been shown by Emerald Stadium . I dread to think what the streets will look like after 20,000 people have attended a concert.
The Stadium management take no responsibility for these effects on the local community at present - the problems will be **doubled**.
For these reasons I hope that the application will be refused.

ENTERTAINMENT LICENSING

16 FEB 2020

RECEIVED

JWA

8-

PREM/04367/002

Musson, Martyn

From: [REDACTED]
 Sent: 19 February 2020 17:11
 To: Entertainment Licensing; Charlotte Older
 Subject: Stadium Licence application PREM/04367/001

Hi there,

I would like to object to this application on the basis of harm to children. I also have some concerns on grounds of public nuisance. It is important to note that a successful application would grant a long term licence and so this decision is of paramount importance to the community and children growing up within it.

For context, I live at [REDACTED] with my wife and children (a 2 year old girl and 1 month old baby boy). The back of our house is less than [REDACTED] yards from the stadium. From the South Stand, spectators can look into our garden where the two back bedrooms are. Many other families live nearby – the stadium sits in the middle of a residential area.

Why I believe that this application would lead to significant risk of harm to children.

- The proposal will make it very difficult for my children to sleep during the evening and into the night. This application would allow music to be played at high volume non stop on 4 nights up until (and past?) 11:00pm. My children go to bed at 7pm. Unlike a rugby match, pop/rock concerts are likely to involve almost nonstop music and commentary from the performers. This will make it very hard for my children to sleep soundly, especially in the summer nights.
- Adding to this concern, additional noise from concert goers leaving the stadium will continue after the event closes (even past 11:30). Concert goers will have been able to buy alcohol, which will make the disruption harder to manage. It is not clear whether the stage etc would also be deconstructed at that night/early the morning after, or where tour buses etc would park (a carpark is right behind our house).
- Furthermore, this disruption will be in addition to other noise pollution from the stadium – for example very regular rugby matches, and during the summer months loud noise from the stadium’s screen cooling fans, which are active whenever the ambient temperature is 18 degrees or over (often non-stop and into the night).
- Finally, though not as a result of the stadium’s actions the area sits under the Leeds Bradford flightpath, which includes night flights and involves a significant amount of noise disruption.

I also wanted to highlight why previous concert events held by the stadium under its current licence (with primary reference to a ‘proms’ event last summer) do not provide an appropriate reference point for the potential disruption under the new licence. This is because:

- a) the previous licence was for 10,000 people - the sound levels required for 20,000 people (more than full capacity for a Rugby match) will be completely different.
- b) the stage location will be in a different position to previous events.
- c) ‘Bass heavy’ concert music (i.e pop/Rock) will carry differently to ‘proms’ style music
- d) I would also add that the sound from that event last year was loud, but one reason we did not object was because we were aware that the licencing committee had on balance approved the event with restrictions – we took it on the chin.

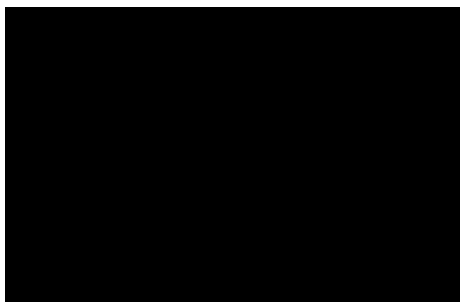
Proposed mitigations

If some version of the application is to be allowed to proceed then I would strongly suggest that the following mitigations be put in place to protect the community and the children living within it, and to allow more time for evidence of impact to be considered.

1. Any granted application should be temporary in nature (1-2 years max) and be limited to 2 events in total lasting no longer than three hours each in total.
2. No events should be held during school term time.
3. No concert music should continue beyond 7pm
4. The stadium should offer to pay for the cost of additional sound proofing (specialist sound proof windows etc) to the properties nearest the stadium.

All the best and thank you for considering my representation.

I would be happy to provide further detail/discuss as needed. I am happy for this objection to be shared with the applicant.



9

PREM/04367/002

ENTERTAINMENT

Interested Party Representation (Form IPR1)

19 FEB
REC



Leeds
CITY COUNCIL

Section 1 – Licence application details

Please indicate as appropriate :

- I wish to object to the following application: PREM/04367/002
- I wish to support the following application:

Applicant name (if known): Leeds Cricket, Football & Athletic Company Limited

Applicant premises name and address: Rugby Pitch, North, South And Extentia Stands
Emerald Headingley Stadium St Michaels Lane Headingley Leeds LS6 3BR

Section 2 – Your personal details

NB : If you are acting as a representative, please go to Section 3.

Title Mr Mrs Miss Other _____

Surname [REDACTED]

First name(s) [REDACTED]

Address (incl postcode):
[REDACTED]

Please note that a full copy of your representation (including your name and address) will be sent to the applicant and will be a public document at any hearing of this matter.

Please refer to our Guidance Note – GN-M Guidance on making representations for further information and alternative options.

Section 3 – Representative details

If you are representing someone else please complete details below

Name of Representative/
Organisation

Full postal address
(incl postcode)

- Please indicate capacity :
- Representative of Residents Association
 - MP
 - Ward Councillor
 - Trade Association
 - Parish Council
 - Other (please specify) _____

Section 4 – Representation grounds

The representation is relevant to one or more of the following licensing objectives:

Please tick relevant box(es)

- Prevention of crime and disorder
- Prevention of public nuisance
- Protection of children from harm
- Public safety

Please select :

- I object to the application being granted at all
- I object to the application being granted in its current form*

*If you choose this option remember to tell us in the next section what changes you would prefer to see.

The grounds of the representation is based on the following:

I wish to object to this application on grounds of public nuisance and have 3 concerns. One is availability of parking, along with the impact of 20,000 people leaving the stadium at 11 p.m. The second is the simple disruption to the area which would arise from having 2 major events on consecutive nights of the same weekend. The third is the possible noise impact on people living in the streets immediately adjacent to the stadium.

The present licence limits attendance to 9,999. Although this is still sufficient to cause significant on-street parking and substantial congestion in the area, doubling the capacity will make this much worse. If a concert finishes just after 10.30 p.m. (which I understand to be the time anticipated by the Stadium company), then public transport is not going to be an option, so on-street parking is going to be the preferred option for most attendees, as there is only very limited on-site parking at the Stadium. Parking for rugby matches currently disrupts the flow of traffic on important routes through the area and there is complete congestion when the match ends - and yet many attend in coaches or by public transport. For a concert, the impact will be much worse, and the ensuing noise will cause substantial nuisance in all the local streets, as well as making it impossible for residents to come and go from their houses for up to an hour.

The current licence also prevents evening events on 2 consecutive days - the second event must be in the afternoon. The application now seeks to remove that restriction. To have to endure the noise and disruption outlined above on both a Friday and a Saturday evening of a single weekend is unreasonable to residents.

As a local resident who can hear the music and commentator of rugby matches INSIDE my double-glazed living room, I have yet to be convinced that the music from a concert will not propagate in a similar manner. The current licence has only been tested by a single concert and it remains a strong possibility that music in a different style/genre could cause a noise nuisance, particularly if there was a significant and repetitive bass beat. It is far too soon after the initial application for such a significant variation to be approved.

You need to complete this box as fully as possible. If you do not the Licensing Authority may not be able to assess the relevance of your representation.

Please attach supporting documents/further pages as necessary – please number all additional pages.

Try to be as specific as possible and give examples, e.g. on 1 February I could hear loud music from the premises between 10pm and 1am. I am concerned that if the premises open until 2am this will cause a nuisance to me and other residents of the street.

Signed:

Date:

JH

(10)

PREM | 04367 | 002

Application: Prem 04367/001

Application by Leeds Cricket, Football and Athletic Company Limited

We wish to object to the above license application in the strongest possible terms on the basis of noise impact and therefore protection of children from harm, and public nuisance.

The application to increase the current license of 2 events held over 1 weekend per year for up to 10,000 people to 4 events over 2 weekends for up to 19,999 people will have a drastic and untold impact on the local community. The stadium team have proposed the stage to be at the western terrace facing away from The Turnways meaning there will potentially be the crowd noise of up to 19,999 people screaming and shouting over the top of music, for hours on end over the small western terrace wall towards The Turnways causing huge potential noise pollution and public nuisance for all residents especially our own and other families, children and the elderly living on The Turnways. (See additional item 1 – a drawing I have prepared showing the open nature of the stadium and the direction the crowd noise will travel)

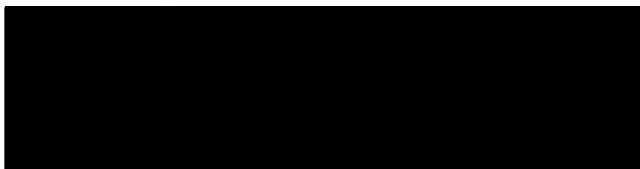
The current license granted allows 1 concert for up to 10,000 people and 1 smaller concert to finish at 6pm for up to 5,000 people. The proposed change in licensing would mean up to 19,999 people at up to 4 events per year, until 11pm, this would have a massive impact on the potential litter, anti-social noise and behaviour, drinking before and after events meaning our local community is significantly impacted and with the likelihood that we'd need to move out of our home altogether with our young family for the proposed 2 weekends.

The 1 event already held at the stadium had a capacity of roughly 3000 people, with the stage on the north side and therefore the crowd were facing into the stadium. It was an opera gig which is very different to the live music concerts now planned so can in no way be used as a benchmark to measure potential impact to residents for up to 19,999 people. Going against the wishes of the license application granted in August 2019 the stadium have not proved they can successfully hold a concert for 10,000 people with little or no impact to local residents. Again going against the wish of the previously granted license, the stadium team did not provide a phone number for the audio company should any complaints arise during the event in September 2019. Crowd noise from a Rhinos game often spikes in times of excitement which can clearly be heard inside local houses, this would likely be constant for hours on end in the event of a similar crowd capacity concert causing a huge effect on families and children.

Public transport is vastly reduced beyond 7pm in the Headingley and Leeds area meaning traffic in the area could potentially be gridlocked causing huge grief for people wishing to carry on with their normal lives before and after each concert. More cars in the area due to reduced public transport will have an impact on the local environment can could cause an additional health risk due to fumes and disturbance caused by revving and beeping before and after each event.

This is a rugby ground in a residential area; it is **not** and **should not** be turned into a regular live music venue for large concerts. The impact on residents will be untold and on top of international and domestic cricket and over 10 super league fixtures per year the it would be huge detriment to the residents' ability to go about their normal home lives.

We strongly urge that this application be rejected.



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