

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 28th October 2013

Subject: Application to vary a premises licence held by Asda Supermarket 34 Green Road, Meanwood, Leeds, LS6 4JP

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):	Moortown	
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 Asda Stores Limited, for Asda Supermarket 34 Green Road, Meanwood, Leeds, LS6 4JP

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

This application has attracted representations from other person and a responsible authority.

Purpose of this Report

- 1.1 To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") for 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.

2.0 History of Premises

- 2.1 This premises currently has the benefit of premises licence which allows the sale by retail of alcohol Monday to Saturday – 08:00 until 23:00 hrs & Sunday – 10:00 until 22:30 hrs.

2.2 A copy of the existing licence is attached at Appendix A

3.0 The Application

3.1 The applicant is Asda Stores Limited

3.2 The application form may be found at Appendix B to this report.

3.3 In summary the application is for

Supply of alcohol off the premises
06:00 until 00:00 hrs Everyday

Late Night Refreshment
23:00 until 00:00 hrs Everyday

Times when the premises will be open to the public
06:00 until 00:00 hrs Everyday

Non Standard Timings
No non-standard timings for bank holidays or special occasions are proposed

4.0 Other matters relevant to the application

4.1 Equality and Diversity / Cohesion and Integration

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

5.0 Steps to promote the Licensing Objectives

5.1 The applicant proposes to take specific steps to promote the licensing objectives identified in section "P" of application form.

6.0 Location

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

7.0 Representations

7.1 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious.

7.2 Representations from Responsible Authorities

7.2.1 A representation has been received from Environmental Health in their capacity as a responsible authority.

7.2.2 The representation submitted by Environmental Health remains as a matter for Members consideration. A copy of which may be found at Appendix D.

Other representations

7.2.3 The application has attracted representation from other persons.

7.2.4 The licensing section is in receipt of two individual letters of objection, both objections are opposing the application of the grounds of public nuisance.

7.2.5 Copies of the representations will be available at the hearing for Members consideration.

8.0 Options Available to Members

8.1 The Licensing Sub-Committee 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 Sub Committee 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.

9.0 Background Papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy
- Representations received from Other persons