

White, Emma

From: Ward, Mike (Environmental Prote
Sent: 22 October 2013 15:39
To: Sanderson, Christopher
Cc: bob.patterson@westyorkshire.pnn.police.uk; White, Emma
Subject: RE: Licensing application at Siam Oriental Restaurant, 106A Harrogate Road, Leeds 7
Attachments: Objection Siams redd.pdf

To Christopher

Please find attached for your information our objection to the above.

Thank you

(Emma I have attached a copy where redacted information relating to other businesses is now fully removed for you to post on Images)

From: Sanderson, Christopher
Sent: 18 October 2013 16:16
To: Entertainment Licensing
Cc: Ward, Mike (Environmental Prote; bob.patterson@westyorkshire.pnn.police.uk)
Subject: Licensing application at Siam Oriental Restaurant, 106A Harrogate Road, Leeds 7

Colleagues,

I enclose Planning Services objection to the above application.

Chris Sanderson
Principal Compliance Officer
Compliance Services
Tel. No. 0113 2478216



Leeds
CITY COUNCIL

Siam Square (Leeds) Ltd
C/o 7 Calverley Street
Leeds
LS1 3DA

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

Contact: Mr Mike Ward
Tel: 0113 395 1414
Fax: 0113 247 6282
michael.ward@leeds.gov.uk
Our reference: PREM/03389/001
21 October 2013

Dear Sir / Madam

Licensing Act 2003

Name of Premises: Siam Oriental Restaurant

Address: 106A Harrogate Road, Moortown, Leeds, LS7 4LZ

Thank you for submitting your application for the above premises.

We are of the opinion that your application contains insufficient information about how you intend to meet the licensing objective of the prevention of public nuisance. We therefore confirm that we are submitting a formal objection to your application.

We base our objection on the following matters:

1. The potential for noise disturbance associated with licensable activities passing through the fabric of the building to cause noise and vibration in adjoining residential flats.
2. The potential for noise disturbance from the use of outside areas whilst smoking and whilst arriving / leaving, including that from vehicles.
3. That the granting the hours of operation applied for would set a precedent in an area already served by late opening venues. The applicant venue can reasonably be expected to add to the existing impact of all licensable premises in that area. The existing impact includes noise from loud music and from sources outside such as from customers.

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

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



Description of the surrounding area:

Chapel Allerton has a vibrant mix of mainly commercial and residential premises. Generally the commercial premises are situated along the main roads that run through the area, with the bulk of the residential premises situated behind. Please see map appendix 1.

Many businesses also have residential flats situated above them. This has caused issues relating to noise due to the close vicinity of noise sensitive premises to premises that open late and offer licensable activities such as live or recorded music.

The map at appendix 1 shows premises that offer licensable activity that are open at later times from midnight. The premises involved and their general opening hours are indicated within on the map by a colour (blue, yellow and red). Please ignore any coloured circles created by the data base. We believe based on the councils database that no premises open later than 02:00 unless they have notified us of a temporary event.

The applicant premises is situated within the Chapel Allerton C.I.P. area. It is the council's policy, on receipt of relevant representations, to refuse new and variation applications for licences for pubs, clubs, bars, café bars, restaurants and takeaways, unless the applicant can demonstrate that their application would not add to the cumulative impact of such licensed premises in the area.

The application has attracted representations from the public, members and other agencies that concern matters related to the public nuisance objective.

Description of the applicant venue and the application:

When considering the map (appendix 1) the applicant venue is situated centrally amongst other commercial and licensable premises. The venue occupies the ground floor and basement of a substantial part of the old Police station premises. It has several flats adjoining it at ground and first floor level.

The applicant has applied for indoor live and recorded music, performances of dance and anything of a similar nature between 12:00 and 03:00 every day of the week. It has also applied for the provision of late night refreshment indoors and the supply of alcohol both inside and off premises over the same period. The hours of opening applied for extend a further half hour until 03:30.

In their accompanying floor plans the applicant has indicated that significant activities known generally to cause complaints about noise are to occur in areas adjoining noise sensitive premises. All the areas specified within the plans are internal areas.

We have invited the applicant through their solicitor to show how they are going to meet the licensing objective relating to public nuisance (Items 8.34 to 8.41 of the AMENDED GUIDANCE ISSUED UNDER SECTION 182 OF THE LICENSING ACT 2003 – October 2012). To date all that we have received is that information given within part M of the application form. The applicant has stated that CCTV will be provided and images retained and service will be provided by waiters and waitresses.

We have been provided with no detail regarding any noise insulation or limiting devices. We have no further detail regarding the intended management of customers using the outside areas including whilst they arrive and leave the venue.

Despite our suggestion that the applicant considers further the potential for their application to cause public nuisance and in so doing use the proforma risk assessment, we have received no further information.

Complaint history for the area about 200m around the venue:

Please refer again to the map at appendix 1. The red stars indicate the general areas where a complaint has been received concerning noise during the period October 2010 to present. A filled red star indicates complaint/s arising from noise from outside sources such as people on the street. The spread of the complaints is fairly wide within the area.

Over the past three years, we have received twenty three complaints considered relevant to the application. The majority of those complaints related to noise (91%) and the majority of noise complaints related to loud music (60% of all complaints) or from noises such as from patrons outside (39% of all complaints). It should be noted that some complainants alleged noise from both sources.

Please see the outline of the complaints in appendix 2

Complaint history specific to the applicant premises:

We have received no complaints regarding the business premises between October 2010 and now. We have only received two complaints regarding noise during 2005 /6 specific to the applicant premises.

The alleged noise in 2005 was due to loud music and voices beyond the operating hours which were considerably less than that applied for in the current application. The latest activity was licenced until midnight on certain nights. In 2006 it was due to loud music played during the early evening until 23:00 in an un-insulated glazed area.

Comparative complaint levels for context.

Littering is by far the most frequent service request recorded for the city center and is recorded as a result of an observed offence. As a result we have removed littering from the overall figures considered in order to make them comparable. We have also not included noise from buskers in the city center as they are not a source of complaint in Chapel Allerton.

We find that noise from loud music accounts for approximately 68% of all remaining relevant complaints and noise from outside sources, 18% for the city center since October 2010. We have 142 relevant complaints overall for that period in the area 500m from city square [relevant commercial noise (various), odour and lighting issues].

When comparing Chapel Allerton with the city center for the same period, complaints for noise from loud music are similar and also high as a percentage overall. The noise arising from outside sources is much higher in Chapel Allerton 39% as compared with 18% in the city center.

The above figures suggest that the impact of noise from both inside and outside sources can be expected to be high in Chapel Allerton.

Conclusions reached

The applicant has not demonstrated that their application would have no cumulative impact in the area. This is despite an invitation to do so.

We believe that the applicant premises will cause noise disturbance to adjoining and nearby residential premises. We also believe that the business will contribute to the noise from people in the area especially as they leave during the early hours, or whilst they smoke outside.

We believe that the hours of operation would set a precedent that would see other licensed premises require further hours of operation in an area that already experiences issues relating to noise.

We recommend that the Sub-Committee refuse the application according to the C.I.P.

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

Yours faithfully



Mr Mike Ward
Senior Environmental Health Officer

Encs

Appendix 2

Key to colours:

Red = Noise from people and activity outside

Orange = Noise from loud Music

Red and Orange = allegations regarding both noise from inside and outside premises

Brown = Odour

Green = Litter

Blue = Noise from deliveries

Grey = Noise from machinery

10/35300/ NOICOM	NOICOM	28/10/2010	Thursday - Sunday people standing in street outside of the pub are being very loud.
10/35819/ NOILIC	NOILIC	03/11/2010	alleges that she is experiencing noise nuisance caused by patrons utilising the front entrance to smoke
10/39483/ NOILIC	NOILIC	21/12/2010	Loud live music
11/09630/ E_LITR	E_LITR	06/04/2011	Litter issues to the rear of these properties.
11/10143/ ODOIND	ODOIND	18/04/2011	Now I know this may sound ridiculous to the vast majority of the population but I'm afraid I need to complain about the [REDACTED]. The smell of [REDACTED] from the restaurant next door to my house has just become unbearable.
11/10833/ NOILIC	NOILIC	26/04/2011	[REDACTED] states the public house across the road has a outdoor television and speakers. The noise level is very loud and is particular bad if sporting events are showing. The customer states it hasn't been a problem before but they appear to have moved the speakers higher and the customer can now hear the noise inside his home.
11/11248/ NOICOM	NOICOM	03/05/2011	THIS IS A NON LICENSED RESTAURANT WITH A CLOSING TIME OF 11PM - IT IS GETTING INCREASINGLY NOISIER SEEMINGLY NOT BEING USED AS A RESTAURANT MORE OF KARIOKE - ON SATURDAY 30.04.11 THEY DIDN'T STOP SINGING LOUDLY UNTIL 1AM AND THEN CLEARED UP AFTER SO THE NOISE DIDNT STOP UNTIL NEARLY 2AM - QUITE OFTEN THEY ARE VERY LOUD UNTIL AFTER MIDNIGHT - THIS IS SUPPOSED TO BE A RESTAURANT NOT A BAR
11/19422/ NOILIC	NOILIC	20/07/2011	Live above the [REDACTED]. I would like to make a complaint regarding the level of noise that the bar makes in an evening. There was never a problem with noise throughout the week and there was slight noise on a Friday and Saturday which is fine as we realise living above a bar that it will be noisy at a weekend and I take this into account. Since [REDACTED] has opened on numerous occasions during the week music has been played excessively to the point where the floor boards are vibrating.
11/24186/ NOICOM	NOICOM	30/08/2011	Please see below my enquiry with the planning department regarding deliver times of the [REDACTED]. I live next to the store and am consistently affected by early deliveries 7 days a week. These are consistently around 7 and before.
11/24507/ NOILIC	NOILIC	31/08/2011	Late night opening once a month but during the bank holiday the noise and music was going on until at least 3am in the morning. Nearby residents can hear the talking and music from there apartments.
11/24804/ NOILIC	NOILIC	02/09/2011	Noise from loud music, patrons outside, sometimes until 1am
11/34140/ XNOILI	XNOILI	28/11/2011	loud music and shouting
12/00179/ NOILIC	NOILIC	04/01/2012	To Whom it may concern, I would like to make a complaint regarding [REDACTED]. On several occasions over the past month the music in the bar has been played to extremely high level. One such occasion was Friday 30th December between 12am- 2am, the music was played at such loud levels that I could hear every single word and also I could hear every single word that the DJ said. There is always going to be some noise living above a bar but I feel recently this has got out of control. In

			<p>addition to this there is often a live band which plays on a Sunday evening which again the bass is so loud that the room shakes.</p> <p>I have spoken on several occasions to the manager of bar who does turn the music down when asked but then the same thing happens again the next week. Myself and other residents in the complex have previously complained about this matter before but there has been resolution.</p> <p>If I do not see any improvement I will be in contact with my local Councillor and I will ask my neighbours to do the same. I expect to hear from you shortly.</p>
12/23508/ XNOILI	XNOILI	30/06/2012	Loud music
12/34099/ NOICOM	NOICOM	10/09/2012	Customer is reporting that every weekend the noise from this pub is beyond a joke. He has called the out of hours team a few times but it's either been engaged or not had enough staff to attend. The noise has got worse since decking was erected at front of the pub. Customer believes this has been done illegally as planning notices are always going up then the pub withdraws. He also stated that the winding down time of the pub is usually 3 hours after closing time. Noise diary sent.
13/16346/ NOICOM	NOICOM	24/04/2013	Customer called to report noise from people playing very loud music from their cars in the car park. This is happening on weekends and whenever the weather is sunny. Affecting all residents in the area. On-going for many years, many calls made to the pub but still nothing done.
13/18140/ XNODOM	XNODOM	07/05/2013	Loud music every Friday and Saturday night
13/19652/ NOILIC	NOILIC	20/05/2013	Again there is loud music coming from the venue made worse by the doors being left open regularly.
13/25809/ NOICOM	NOICOM	02/07/2013	Noise from some sort of machinery at the rear of the building, every 30-60 seconds, youths also congregating in the car park.
13/26883/ XNOILI	XNOILI	06/07/2013	Music
13/30456/ XNOILI	XNOILI	28/07/2013	Loud music
13/32785/ NOILIC	NOILIC	09/08/2013	Shouting and swearing
13/39291/ NOILIC	NOILIC	18/09/2013	Noise from loud talking in smoking area late at night, foul language echoes through the alleyway.

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From: Patterson, Bob <bob.patterson@westyorkshire.pnn.police.uk>
Sent: 25 October 2013 11:54
To: Emma.White(GCSx); Entertainment Licensing
Cc: 'licensing@hcrlaw.com'; Ward, Mike (Environmental Prote; Sanderson, Christopher; Dobson, Lynn
Subject: SIAM ORIENTAL CHAPEL ALLERTON - POLICE LETTER OF REP CIP [NOT PROTECTIVELY MARKED]
Attachments: 251013 CIP LETTER OF REP.pdf

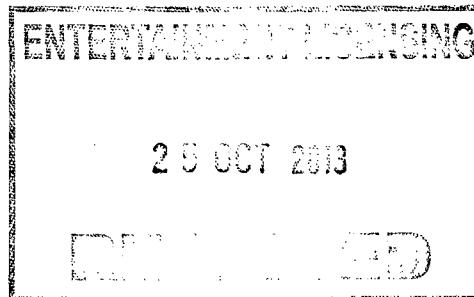
Dear Emma,

Please see attached a letter of representation from West Yorkshire Police, in relation to the new premises licence application for Siam Oriental on Harrogate Road.

You will note, a copy has also been served on the applicants representative.

Regards.

Mr. Bob Patterson
Leeds District Licensing Officer
Millgarth Police Station
Millgarth Street
Leeds
LS2 7HX
Tel: 0113-2414023 (24023)
Fax: 0113-2413123 (24123)
Email: bob.patterson@westyorkshire.pnn.police.co.uk



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This email carries a disclaimer, a copy of which may be read at <http://www.westyorkshire.police.uk/emailDisclaimer.asp>

NOT PROTECTIVELY MARKED



**WEST YORKSHIRE
POLICE**

Leeds District Licensing Department

Licensing Department

Millgarth Police Station
Millgarth Street
Leeds
LS2 7HX

Tel: 0113-2414023

Fax: 0113-2413123

Email:

bob.patterson@westyorkshire.pnn.police.uk

Website:

Your ref:

Our ref: BP/LICENSING OFFICER/SIAMORIENTAL

25th October 2013

**Siam Oriental Restaurant
106A Harrogate Road
Chapel Allerton
Leeds
LS7 4LZ**

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

**RE: SIAM ORIENTAL RESTAURANT 106A HARROGATE ROAD LEEDS LS7 4LZ .
NEW PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION – CUMULATIVE IMPACT POLICY:**

Thank you for submitting your application for the above premises, received at this address on 30th September 2013, via Leeds City Council as an 'electronic application'.

The application relates to premises which fall within one of the areas of Leeds currently subject to a policy of cumulative impact, as detailed in the present Statement of Licensing Policy 2011-2013, issued by Leeds City Council as the licensing authority.

Therefore, in line with the said policy and the current statutory guidance issued by the Secretary of State under Section 182 Licensing Act 2003, West Yorkshire Police make representations based on the cumulative impact policy of the area concerned and highlighted above, where the licensing objectives and particularly the prevention of crime and disorder and prevention of public nuisance objectives, are being adversely affected.

The area concerned in this particular case is currently Area 4 Chapel Allerton.

The Chapel Allerton cumulative impact policy (CIP) first became effective in Leeds on 11th January 2006.

In 2007, with the issue of the first revised version of the policy, it was determined that the CIP for this particular area would remain unchanged both in wording and area.

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

A second review of the policy took place in Leeds in 2010 and a 3rd edition was issued by Leeds City Council in early January 2011.

The policy of cumulative impact for Chapel Allerton changed with this 3rd edition of the document, by:-

- adding takeaways to the policy for the 1st time, and
- also adding variation applications within the scope of the policy for the first time.

A third review of the Statement of Licensing Policy is currently being undertaken.

With regards to the Chapel Allerton CIP, subject to what may materialise after the consultation period has ended, the intention now is to leave this area unchanged, because, as it has been recorded before and again now, the CIP policy seems to have had the desired effect in this area, with new and variation applications being in the minority since its introduction in 2006.

The premises subject of this application actually traded up until July of this year as the "Old Police Station".

The premises were first issued with a justices' licence in December 2002 granted under Licensing Act 1964.

As part of the transitional provisions of Licensing Act 2003, in August 2005, the holder of the justices licence at the time, applied to Leeds City Council to convert to a premises licence.

On 2nd September 2005, Leeds City Council issued PREM/01706, to have effect from 24th November 2005.

Based on the hours of the previous licence, together with additional certificates which applied separately to the basement and ground floor parts of the premises, the total extent of the hours for the premises as a whole were midnight Monday to Saturday and 23-30 on a Sunday, which remained unchanged until the licence lapsed on 29th July 2013.

From a police perspective, there were no significant problems with regard to the Old Police Station specifically, over the years that it traded.

This application for a new premises licence described as a "restaurant and bar", is for licensable activities including the supply of alcohol from 1200 to 0300 every day of the week, with an additional ½ hour added until the premises actually close.

Therefore, not only are the hours applied for well in excess of the hours previously issued to these particular premises, they are also well in excess of hours currently in force for premises supplying alcohol clustered in this immediate area.

As we are told by the licensing authority in the policy, few applications to extend the already granted hours in established premises in this area, is one of the reasons why the area has benefited from the existence of the CIP since 2006, granting the hours applied for to these premises, would probably reverse the favourable effect the policy has had over the last 7 years plus.

Further, and directly in relation to the Chapel Allerton CIP, it is the view of West Yorkshire Police, if the applicant successfully tries to argue that they are not strictly speaking a 'new' premises because of the existence of the previous licence now lapsed, these hours applied for would then amount to a variation of that premises licence.

Therefore either way, this application implicates the CIP for Chapel Allerton.

Still on the subject of the proposed hours, West Yorkshire Police take note, that the proposed DPS of the new premises licence application, on 24th September 2013 submitted an application for Temporary Event Notices (TEN's) at these particular premises.

The TEN's were for 3 consecutive weekly periods in October this year, from Wednesday to Sunday each week, and for hours which correspond to the hours applied for with this application.

The police had no grounds to oppose the recent TEN application, and given that the events so far appear to have passed without any concerns to the police, there will be no objections to any future TEN applications unless there are grounds to do so.

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

In anticipation that the applicant may make mention of these recent TEN's at any scheduled hearing in support of this application, West Yorkshire Police would like to make the following observation in response.

Whilst based on the same licensing objectives, objections to TEN's by the police (& now the Environmental Protection Team also) need to be premises specific.

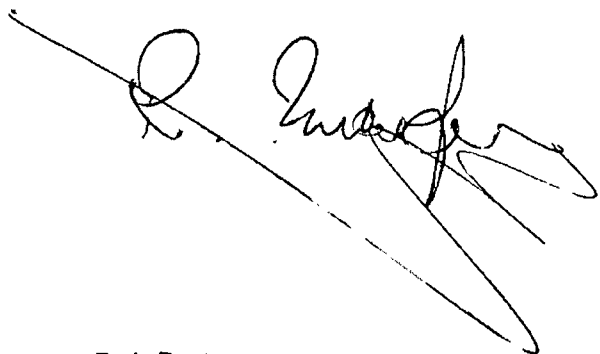
Conversely, representations to a licence application for a premises situated in an area of cumulative impact, are not based on the licensing objectives being undermined by a specific premises, but by a collection of premises in a designate area.

Applications for TEN's are not included in any of the 5 current CIP areas in Leeds, including Chapel Allerton.

On that basis, in general terms but also specific to this application, West Yorkshire Police give little if any weight at all, to the history of a premises in relation to sporadic applications for temporary events, where the extent of such activities affecting data used to formulate a policy of cumulative impact is unknown, and, which then applies for the same or similar hours in the form of a more permanent authorisation, which will undoubtedly have an effect on such a policy.

Finally, either as a restaurant, or as a bar, or both, the applicant has submitted minimal information to the licensing authority, as to why, in an area of cumulative impact, the presumption that an application would normally be refused, should be rebutted.

Therefore, in terms of location, the lack of information given for the description of the premises given and proposed trading until 03-00 / 03-30, West Yorkshire Police consider that this application implicates the current policy of cumulative impact for Chapel Allerton in every respect.

A handwritten signature in black ink, appearing to read 'Bob Patterson', is written over a diagonal line that extends from the top left towards the bottom right of the page.

Bob Patterson
Leeds District Licensing Officer
West Yorkshire Police

Date: 25th October 2013

NOT PROTECTIVELY MARKED

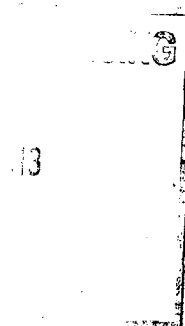
White, Emma

From: Hussell, Trish
Sent: 01 October 2013 14:59
To: White, Emma; Entertainment Licensing
Subject: PREM/03389/001 Siam Oriental
Attachments: Siam Oriental.doc

Please find attached qualified objection in respect of the above application.

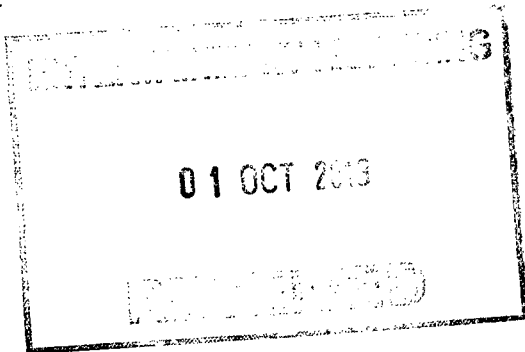
Kind regards

Trish Hussell
Senior Environmental Health Officer
Health and Safety Team
Millshaw Park Way
Leeds
LS11 0LS
Tel: 0113 247 6266
Fax: 0113 247 6282





Harrison Clark Rickerbys
5 Deansway
Worcester
WR1 2JG



Health and Safety Service
Leeds City Council
Millshaw Park Way
Leeds
LS11 0LS

Contact: Mrs Trish Hussell
Tel: 0113 247 6266
Fax: 0113 247 6282
trish.dobson@leeds.gov.uk
Our reference: PREM/03389/001
1 October 2013

Dear Sir/Madam

Licensing Act 2003

Premises: Siam Oriental Restaurant, 106A Harrogate Road, Moortown, Leeds, LS7 4LZ

Thank you for submitting your application for the above premises.

Health and safety services are of the opinion that your application contains insufficient information about how you intend to meet the licensing objective/s.

We therefore confirm that we are submitting a formal representation against your application on the grounds of public safety.

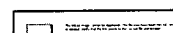
However, Health and Safety Services are of the opinion that the said objectives could be met should you be prepared to incorporate certain identified measures within your operating schedule.

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, but no later than 24 October 2013.

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.

Alternatively should you **disagree** with the proposed measures, then please complete **Part 3** and again return the complete document to this office as soon as possible, but no later than the stated date.



PART 1 - to be completed by the Responsible Authority

**Health and Safety Service
Proposed controlled measures under the Licensing Act 2003**

Name & Address of Premises: Siam Oriental Restaurant, 106A Harrogate Road, Moortown, Leeds, LS7 4LZ,

Having considered the application under the Licensing Act 2003 for the above premises, the Health and Safety Service considers that the following measures are proportionate and necessary in order to promote the public safety licensing objective:

Measures proposed:

No	Potential Control Measures
	Public Safety 3 :- Management Arrangements
	Written records of all accidents and safety incidents involving members of the public will be kept. These will be made available at the request of an authorised officer.
	A suitably trained and competent person must ensure regular safety checks of the premises including decorative and functional fixtures, floor surfaces and equipment (including electrical appliances) to which the public may come into contact are undertaken. Records of these safety checks must be kept and made available for inspection by an authorised officer.
	Public Safety 4 :- Fire/Electrical Safety
	Electrical installations will be inspected on a periodic basis (at least every 3 years or at a frequency specified in writing) by a suitably qualified and competent person. If used, any temporary electrical wiring and distributions will also be inspected. Inspection records/certificates will be kept. These will be made available at the request of an authorised officer.
	Public Safety 6 :- General Housekeeping
	Safety glass that is impact resistant should be used wherever possible in all areas where the public may come into contact with it. Where it is not used in public areas, glazing should be shielded to protect it from impact.
	Public Safety 8 :- First Aid
	A suitably trained first aider or appointed person will be provided at all times when the premises are open.
	Adequate and appropriate first aid equipment and materials will be available on the premises.

The Health and Safety Service is satisfied that the proposed measures are not adequately dealt with by other legislation.

By signing the declaration enclosed overleaf the applicant agrees to incorporate the proposed measures as conditions within the operating schedule for the said premises.

Upon the satisfactory completion of the declaration the health and safety service 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.

Signed:

PART 2 – Agreement with Proposed Measures

to be completed by the applicant or applicant's representative

Consent for proposed controlled measures under the Licensing Act 2003

Name & Address of Premises: Siam Oriental Restaurant, 106A Harrogate Road, Moortown, Leeds, LS7 4LZ,

I / We

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

In signing this document I / we agree with the measures proposed by the Health and Safety 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:

Please return this document to:

**Mrs Trish Hussell
Health and Safety Service
Leeds City Council
Millshaw Park Way
Leeds
LS11 0LS
Fax: 0113 247 6282**

PART 3 – Disagreement with Proposed Measures

to be completed by the applicant or applicant's representative

Proposed controlled measures under the Licensing Act 2003

Name & Address of Premises: Siam Oriental Restaurant, 106A Harrogate Road, Moortown, Leeds, LS7 4LZ,

I / We

confirm that I am / we are the applicant / the applicants 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 health and safety service.

In this instance we understand that the Health and Safety 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:

**Mrs Trish Hussell
Health and Safety Service
Leeds City Council
Millshaw Park Way
Leeds
LS11 0LS
Fax: 0113 247 6282**

EW

3389/001

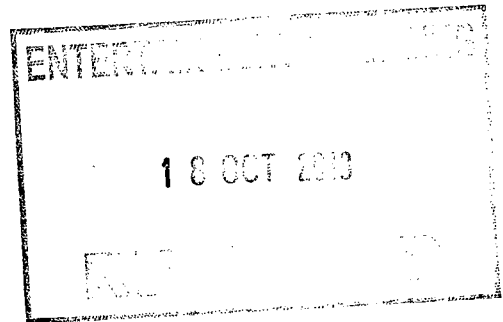
Amin, Imtishaam

From: Sanderson, Christopher
Sent: 18 October 2013 16:16
To: Entertainment Licensing
Cc: Ward, Mike (Environmental Prote; bob.patterson@westyorkshire.pnn.police.uk
Subject: Licensing application at Siam Oriental Restaurant, 106A Harrogate Road, Leeds 7
Attachments: Siamoriental.doc; Siamoriental1.doc

Colleagues,

I enclose Planning Services objection to the above application.

Chris Sanderson
Principal Compliance Officer
Compliance Services
Tel. No. 0113 2478216



Siam Square (Leeds) Ltd
c/o Calverley Square
Leeds
LS1 3DA

Planning Services
The Leonardo Building
2 Rossington Street
LEEDS
LS2 8HD

Contact: **Chris Sanderson**
Tel: 0113 2478216
Fax: 0113 2478230

Your Ref:
Our Ref: Licence Applications

Date 18th October 2013

Dear Sir/Madam,

Subject: APPLICATION FOR PREMISES LICENCE

PART A

Thank you for submitting your application for licensed activities at:

Name of venue:- Siam Oriental Restaurant

Address:- 106A Harrogate Road, Leeds, LS7 4LZ.

We write to inform you we shall be objecting to your application and a copy of this letter will be sent to the Licensing Authority.

The premises were granted planning permission for change of use & extension to part of former police station to form restaurant and bar in July 2001 reference number 34/37/01/FU subject to a condition restricting the hours of use of the premises. The proposed hours of use set out in your Premises License application exceed those hours allowed by the planning permission.

Planning Services objects to the granting of a Premises License in the terms as applied for due to noise and disturbance being caused to nearby residential occupiers as a result of the comings and goings of customers and their motor vehicles and from activities within the building and customer congregating outside the building. It is considered that the opening hours applied for at these premises would conflict with the Licensing objective of preventing public nuisance.

Planning Services considers that the extended opening hours proposed are unlikely to be acceptable and that a Premises Licence should not be granted outside the hours specified in the existing planning permission unless and until an express planning permission or a Certificate of Lawful Development is obtained by the operator of the premises to extend those operating hours.



If you are willing to amend your application to the hours as specified in the existing planning permission, details of which are contained in Part B, then we shall withdraw our objection.

PART B

Licensing Act 2003 – Application for Premise Licence

On behalf of :

Siam Oriental Restaurant

For the premises known as and located at :

106A Harrogate Road, Leeds, LS7 4LZ.

I am the applicant / representative authorised by the applicant (delete as appropriate)

In signing this document I request that the Licensing Authority accept this letter signifying my wishes to amend the application to reflect the hours as detailed in the existing planning consent, as follows :

Planning permission has been granted for the change of use & extension to part of former police station to form restaurant and bar (permission ref 34/37/01/FU dated 17-07-2001) subject to the following condition:

THE OPENING HOURS OF THE PREMISES SHALL BE RESTRICTED TO 09.30 HOURS TO 0030 HOURS MONDAY TO SATURDAY AND 1000 HOURS TO 2230 HOURS ON SUNDAYS.

THE REASON FOR THE CONDITION WAS IN THE INTERESTS OF AMENITY OF NEARBY RESIDENTS.

Signed :

Dated :

Please return this document to :

Planning Services
Planning Compliance Service
The Leonardo Building
2 Rossington Street
LEEDS
LS2 8HD

Yours sincerely

Chris Sanderson
Principal Compliance Officer

Harrison Clark Rickerbys
5 Deansway
Worcester
WR1 2JG

Planning Services
The Leonardo Building
2 Rossington Street
LEEDS
LS2 8HD

Contact: **Chris Sanderson**
Tel: 0113 2478216
Fax: 0113 2478230

Your Ref:
Our Ref: Licence Applications

Date 18th October 2013

Dear Sir/Madam,

Subject: APPLICATION FOR PREMISES LICENCE

PART A

Thank you for submitting your application for licensed activities at:

Name of venue:- Siam Oriental Restaurant

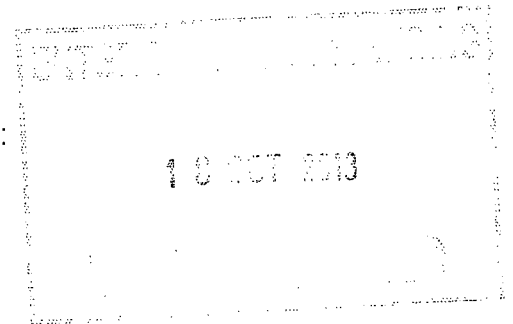
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Yours sincerely

Chris Sanderson
Principal Compliance Officer