

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 16th December 2013

Subject: Application for the grant of a premises licence for Shell UK Oil Products Limited Shell Garforth West Service Station, Selby Road, Garforth, Leeds, LS25 1LP

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

Summary of main issues

This is an application for the grant of a premises licence, made by Shell Oil Products Limited, for Shell UK Oil Products Limited Shell Garforth West Service Station, Selby Road, Garforth, Leeds, LS25 1LP

The application is for the sale of alcohol – Off sales only - and the provision of Late Night Refreshment as noted in 3.3

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

The application has attracted representations from a responsible authority and multiple members of the public.

Purpose of this Report

- 1.1 To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a 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 is the first application for a premises licence for these premises.

3.0 The Application

- 3.1 The applicant is Shell Oil Products Limited
- 3.2 The application form may be found at Appendix A to this report.
- 3.3 In summary the application is for

The Sale of Alcohol – for consumption Off the Premises

Every Day – 00:00 to 24:00

The Provision of Late Night Refreshment

Every Day – 23:00 to 05:00

Opening Hours of the Premises

Every Day – 00:00 to 24:00

4.0 Other matters relevant to the application

- 4.1 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 intends to take specific steps as submitted with the application - attached as Appendix C – in order to promote the four licensing objectives.

6.0 Proposed Designated Premises Supervisor

- 6.1 Mr Ahmed Waseem Saeed intends to be the Designated Premises Supervisor.

7.0 Location

- 7.1 A map which identifies the location of this premise is attached at Appendix B.

8.0 Representations

8.1 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.

8.2 Representations from Responsible Authorities

8.2.1 Representation has been received from the West Yorkshire Police in their capacity as a responsible authority.

8.3 The representation submitted by the West Yorkshire Police remains as a matter for Members consideration. A copy of the same may be found at Appendix D.

8.4 Other representations

8.4.1 The application has attracted representation from other persons.

8.4.2 The licensing section is in receipt of twelve individual letters of objection, the grounds for the objections relate to concerns over health issues, noise nuisance, the hours of operation and crime and disorder.

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

9.0 Options Available to Members

9.1 The Licensing Sub-Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Grant the application as requested.
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates.
- Refuse to specify the said person as the designated premises supervisor.
- Reject the whole or part of the application.

9.2 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.

10.0 Background Papers

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