

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 9th December 2013

Subject: Temporary event notice for Beat Bar 66 Merrion Street, Leeds, LS2 8LW

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
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? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Summary of main issues

This report advises Members that two temporary event notice applications have been received and that West Yorkshire Police have served an objection notice to both applications on the grounds of crime and disorder.

Members of the Licensing Sub Committee are asked to consider the temporary event notices and the objection notice.

Please refer to paragraph 3.4 of the report to note the dates and times of the notices applied for.

Purpose of this Report

- 1.1 To advise Members of two temporary event notices served under section 100 of the Licensing Act 2003 ("the Act") in respect of the above mentioned premises.
- 1.2 Members are required to consider these applications due to the receipt of an objection notice from West Yorkshire Police.

2.0 History of Premises

- 2.1 The premises currently have the benefit of a premises licence for sale of alcohol and regulated entertainment every day between the hours of 12:00 - 4:00 along with late night refreshment every day between the hours of 23:00 – 04:00.
- 2.2 The premises have previously held temporary event notices on the following dates in 2013 for regulated entertainment, late night refreshment and sale of alcohol.
 - From: 26th January 22:00 to 06:00 hours on the 27th January.
 - From: 23rd March 22:00 hours to 06:00 hours on the 24th March.
 - From 2nd August 22:00 hours to 06:00 hours on the 3rd August.
 - From 1st November 21:00 hours to 06:00 hours on the 2nd November.
 - From 8th November 23:00 hours to 05:00 hours on the 9th November.

3.0 The Application

- 3.1 The proposed premises user is Mr Ashley David Robinson.
- 3.2 The location of the premises can be seen on the maps at Appendix A.
- 3.3 A copy of the temporary event notices are attached at Appendix B.
- 3.4 In summary the temporary event notices are:

From 14th December 23:00 to 05:00 hours on the 15th December

- Sale by retail of Alcohol
- Regulated Entertainment
- Late Night Refreshment

From 26th December 23:00 to 06:00 on the 27th December

- Sale by retail of alcohol
- Regulated Entertainment
- Late Night Refreshment

Maximum capacity for both events: 300 persons

4.0 Other matters relevant to the application

4.1 Members are to note that the applicant had applied for a late temporary event notice for the 7th through to the 8th of December – the application received representation from West Yorkshire Police. In light of the application being a late application the notice was refused outright.

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.

4.3 Members of the Licensing Sub Committee must make decision with a view to the prevention of crime and disorder.

5.0 Representations

5.1 West Yorkshire Police have received a copy of both notices. They consider that allowing the premises to be used in the manner set out in the temporary event notices will undermine the prevention of crime and disorder and have issued an objection notice.

5.2 Copies of the objection notice will be available at the hearing for Members consideration.

6.0 Options Available to Members

6.1 The Licensing sub-committee must take such of the following steps as it considers necessary:

- Issue a counter notice against the event in order to prevent the event from taking place.
- Allow the event to take place

6.2 Members of the licensing sub committee are asked to note that they may not restrict or attach conditions to the temporary event notice.

7.0 Background Papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy
- Representations received from Interested Parties