



REV1

Entertainment Licensing, Leeds City Council, Civic Hall, Leeds, LS1 1UR

**Application for a review of a premises licence or club premises certificate
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 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.

I, **Sergeant David Shaw**, apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description	
La Boheme, Cross York Street	
Post Town LEEDS	Post Code LS2 7EE

Name of premises licence holder or club holding club premises certificate (if known)
Wildcard Leisure Ltd

Number of premises licence or club premises certificate (if known)
PREM/02505/006

Part 2 – Applicant details

- I am Please tick ✓ yes
- 1 An individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)
 - 2 A responsible authority (please complete (C) below)
 - 3 A member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname First names

Please tick ✓ Yes

I am 18 years old or over

Current postal address
if different from
premises address

Post Town

Postcode

Daytime contact telephone number

Email address (optional)

(B) DETAILS OF OTHER APPLICANT

Name
Address
Telephone number (if any)
E-mail (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name: West Yorkshire Police
Address: Leeds District Licensing Department Millgarth Police Station Millgarth Street LEEDS LS2 7HX
Telephone number (if any) - 0113 241 3067
E-mail (optional) - david.shaw1@westyorkshire.pnn.police.uk

This application to review relates to the following licensing objectives(s)

Please tick one or more boxes ✓

- | | | |
|----|--------------------------------------|----------|
| 1. | the prevention of crime and disorder | x |
| 2. | public safety | x |
| 3. | the prevention of public nuisance | x |
| 4. | the protection of children from harm | x |

Please state the ground(s) for review (please read guidance note 2)

The grounds for this review are based principally on crime and disorder and public safety.

In the latter half of 2013 there have been several serious disorder incidents, where police have been required to attend and control drunken revellers, on one occasion involving very large numbers of extremely inebriated under-18s. A stepped approach has been taken by the police in that several meetings have been held with the management of the premises where advice has been given, but this has been unsuccessful in achieving a level of management sufficient to prevent continued disorder, drug-taking, under-age drinking and violence, not to mention numerous reports of noise nuisance from local residents.

During the latest disorder incident discarded knives were found outside the premises by attending police officers and customers at the venue were extremely violent. This incident occurred despite a specific warning having been given to the management of the risks involved in holding the event.

The police have no faith in the management's ability to properly assess the risks involved in holding certain promotions. Decisions to hold risk events are being made in order to maximise profits regardless of the resulting danger to the public, and the likelihood of increased crime.

Please provide as much information as possible to support the application (please read guidance note 3)

Wildcard Leisure Ltd began operating the premises, now known as La Boheme, on 21st December 2012. The designated premises supervisor on inception was Joel Baker.

Leeds City Council Entertainments Licensing Officers attended at the premises on 3rd May 2013 to find that several conditions of the premises licence were not being adhered to; the CCTV was not properly in operation, there was no drugs safe, the Check 21 system was not being used, and the required radio communications system (BACIL) had not even been acquired. This was five months into the premises being operated.

Between the premises beginning to conduct licensable activities and the present day, Leeds City Council Environmental Health Department has received numerous complaints of persistent noise nuisance well into the night and the early hours of the morning, as evidenced by the department.

On a visit to the premises by police on 29th September 2013, in response to a report by a member of the public that a friend had been assaulted inside and was bleeding from the head, customers were seen by officers to be openly smoking cannabis. The clientele were very anti-police, and the door staff employed there were ineffective. Bottles were thrown at a police officer and several hostile, and racist, comments were shouted at officers.

In the early hours of 13th October a violent disorder incident took place following a 'Dons of House' promoted event at the venue, during which 50-70 people were fighting, shouting and throwing bottles in the street outside the premises. Evidence from police who attended, and from a local resident, indicate that there was substantial drug dealing outside La Boheme on that night, that the door staff employed were not effective, and that the management had no control whatsoever over the customers.

On the evening of 29th October a party took place at the venue aimed at 16-21 year olds. This in itself was in contravention of the premises licence. A large number of tickets had been sold to this age group, many of whom were under 18 and were seen purchasing spirits and other alcoholic drinks in nearby off-licences, and drinking from open bottles in the streets before entering La Boheme. Later that night there followed large scale disorder, where hundreds of teenagers were drunk, letting off fireworks in the street, fighting and failing to disperse when required by police officers who attended after numerous concern calls from members of the public. There was an estimated 700 such customers in the premises, some of whom were running in and out of fire doors unchecked by door staff.

Contrary to advice offered by the police La Boheme management ran a further 'risk' promotion on New Year's Eve, with elements from the 'Dons of House' promotion which culminated in 1) violent disorder on 13th October at this venue (outlined above), and 2) violent disorder and a stabbing at The Warehouse nightclub a few weeks earlier, which La Boheme management knew about.

Evidence obtained from visits to the premises by the Licensing Authorities, from local residents, from the police and members of the public, together with a series of disorder incidents, under-age drinking and drug use clearly show that the DPS and the management are unable, even after considerable liaison and consultation with the police, to run these premises successfully without hosting promotions and events that culminate in crime and disorder, threatening public safety, causing public nuisance and jeopardising the safety of children.

Have you made an application for review relating to these premises before? Please tick ✓ yes

If yes please state the date of that application

Day		Month		Year			

If you have made representations before relating to this premises please state what they were and when you made them

None.

Please tick ✓ Yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate X
- I understand that if I do not comply with the above requirements my application will be rejected X

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent. (See guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

Date:- 9th January 2013

Capacity :- Leeds District Licensing Officer.....

Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 6)

Sergeant David Shaw
Leeds District Licensing Dept
Millgarth Police Station
Millgarth Street

Mr. Bob Patterson
Leeds District Licensing Dept
Millgarth Police Station
Millgarth Street

Post town Leeds

Post code LS2 7HX

Telephone number (if any) 0113 241 3067

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

david.shaw1@westyorkshire.pnn.police.uk

robertpatterson@westyorkshire.pnn.police.uk

Notes for guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.

5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.