

**AGENDA
ITEM NO:**

Originator:
Harry Wood

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**REPORT OF THE ASSISTANT CHIEF EXECUTIVE (CORPORATE GOVERNANCE)
REPORT TO LICENSING COMMITTEE**

DATE : 25th June, 2007

**SUBJECT : APPLICATION FOR THE VARIATION OF A PREMISES
LICENCE FOR THE REGENT, 15-17 REGENT STREET, CHAPEL
ALLERTON, LEEDS, LS7 4PE.**

Electoral Wards Affected	Specific Implications For :
CHAPEL ALLERTON	Ethnic Minorities Women <input type="checkbox"/> Disabled People <input type="checkbox"/> Green Strategy <input type="checkbox"/>

1.0 PURPOSE OF REPORT

1.1 To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") for the variation of a Premises Licence in respect of the Regent, 15-17 Regent Street, Chapel Allerton, Leeds, LS7 4PE.

2.0 HISTORY OF PREMISES

The premises has the benefit of a Premises Licence, granted on 28 July, 2005.

The existing Premises licence permits the following:

**Recorded Music
Provision of Facilities for Making Music
Anything of a Similar Description**

Monday to Thursday	11:00 - 23:00
Friday and Saturday	11:00 - 00:00
Sunday	11:00 - 22:30

Live Music

Monday to Saturday	11:00 - 23:00,
Sunday	11:00 - 22:30

Late Night Refreshment

Monday to Thursday 23:00 - 23:30
Friday and Saturday 23:00 - 00:30

Supply of Alcohol

Monday to Thursday 11:00 - 23:00
Friday and Saturday 11:00 - 00:00
Sunday 11:00 - 22:30

3.0 THE APPLICATION

- 3.1 The applicant is Spirit Group Limited. The premises are located at 15-17 Regent Street, Chapel Allerton, Leeds, LS7 4PE. The location and the proximity to neighbouring premises can be seen on the map provided. Members attention is drawn to **Appendix A**.
- 3.2 A copy of the application and operating schedule are attached as **Appendix B** to this report.

The applicant proposed to amend a condition imposed to the operating schedule by Environmental Health from

“ Patrons shall not be allowed to use the beer garden, or any external area after 23:00 hours”

to

“ Patrons consuming alcohol and food shall not be allowed to use the beer garden, or any external area after 23:30 hours ”

Further to an consultation with **West Yorkshire Police**, the applicant has now agreed to amend the proposed condition further, to state:

“No consumption of food or alcohol and no licensable activities will be in beer garden or any external area after 23:30 hours”

Proposed Licensable Activities:

The applicant proposes to maintain existing licensable activities on the premises, as detailed above.

Proposed hours of licensable activities:

The applicant proposes to maintain the existing hours by which licensable activities can be carried out.

Designated Premises Supervisor

Ms Lindsay Dennis

Times when the premises is open to the public.

The applicant intends to maintain the existing opening hours of the premises. They are as follows:

Monday to Thursday	09:00 - 23:00
Friday and Saturday	09:00 - 00:30
Sunday	09:00 - 23:00

Steps to promote licensing objectives

The applicant proposes to take the steps to promote the licensing objectives identified section 'P' of the operating schedule.

4.0 RELEVANT REPRESENTATIONS

4.1 Under the Act representations can be received from responsible authorities or interested parties. Representations must be relevant and, in the case of an interested party, must not be frivolous or vexatious.

4.2 Responsible authorities have made the following representations:-

➤ Local Residents

Member's are invited to consider **Appendix C** of this report

5.0 MATTERS RELEVANT TO THE APPLICATION

5.1 Members of the Licensing sub committee must make decisions with a view to promoting the licensing objectives which are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

5.2 In making its decision Members are obliged to have regard to the national Guidance and the Council's Licensing Policy. Members will be aware they must also have regard to the relevant representations made and evidence they hear.

5.3 Members will find attached at **Appendix D** a table which acts as an aide memoir of relevant sections of the Guidance and the Council's Licensing Policy which will be of assistance when considering the application and the representations.

6.0 OPTIONS AVAILABLE TO MEMBERS

6.1 The licensing sub-committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:

- Grant the application while imposing new conditions or altering in any way the existing the operating schedule.
- Exclude any licensable activities to which the application relates
- Refuse to specify a person as the premises supervisor
- Reject the application

6.2 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 necessary in order to promote the licensing objectives.

BACKGROUND PAPERS

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy

Aide Memoir to relevant sections of the Guidance and Licensing Policy Appendix E

Representation	Guidance page(s)	Licensing Policy page(s)
Overall approach to licensing		4
Vicinity of premises		5
Monitoring and review of licensing policy		5
Integration of other strategies, policies and initiatives		7
Importance of cultural activities		8
Commercial and community applicants		9
Licensing Hours	23-24	12
Planning	29	10
Human Rights		10
Binge drinking	94	11
Discounted Sales promotions of alcohol	94	11
supermarkets	72	12
Sunday trading	72	12
Bank holidays	74	12
Drinking up time	74	13
Cumulative impact	19	13-19
Large capacity vertical drinking in city centre	95	15
Late night takeaways in the city centre	19	16
New premises in Headingley	19	16
Large capacity vertical drinking in Headingley	19	16
Takeaways in Headingley	19	16
Extended hours in Headingley	19	16
High capacity premises in Woodhouse and Hyde Park	19	17
Licence conditions	148-171	18
Staff Training	93	19
Events in the open air or temporary structures	96-100	19
Operating schedules - contents of		21
Risk assessments		22 and Appendix 1
Crime and disorder	80-83	26 and Appendix 1
Public safety	83-85	27 and Appendix 1
Fire safety	154-157	27-28 and Appendix 1
Public Nuisance	85-87	28 and appendix 1
Children	87-90	29 and appendix 1
Operating Schedule	51-52	21-22 appendix 1

