

ARZEM / 04245 / 001

Appendix C

Musson, Martyn

**From** Patterson, Bob [REDACTED] SA  
**Sent** 15 November 2018 17:46  
**To** [REDACTED]  
**Cc**  
**Subject** RE: POLICE REPRESENTATION - DUSTIN BIN BISTRO CROSSGATES - NEW PREMISES LICENCE

Ian,  
Thanks for the reply

Shaam,  
Please see Ian's reply below  
Subject to the usual proviso, please now withdraw the police representations with regards to this matter

Thank you in advance

Best regards

**Mr Bob Patterson**  
Leeds District Licensing Officer  
Leeds District Licensing Department  
Elland Road, Leeds, LS11 8BU  
[REDACTED]

External 0113 3859414/5  
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**From** Ian Mchale [REDACTED]  
**Sent** 15 November 2018 17:42  
**To** Patterson, Bob <bob.patterson@westyorkshire.pnn.police.uk>  
**Subject** RE: POLICE REPRESENTATION - DUSTIN BIN BISTRO CROSSGATES - NEW PREMISES LICENCE

Hi Bob  
I am happy to go along with the measures made in the representation  
I wish to confirm agreement for points (a) and (b)  
I would like to confirm also the number of covers shall be 72 inclusive of 4 exterior tables

Thanks & kind regards Ian McHale

**From** Patterson, Bob  
**Sent** 15 November 2018 14:50  
**To** [Amin, Imtishaam](mailto:Amin, Imtishaam), [Entertainment Licensing](mailto:Entertainment Licensing)

Cc [ian mchale](#)

**Subject** POLICE REPRESENTATION - DUSTIN BIN BISTRO CROSSGATES - NEW PREMISES LICENCE

Dear Shaam,

Not knowing if things had advanced any with Ian McHale since yesterday's email from you to him below, please now accept this email as a representation from West Yorkshire Police with regards to this application

The representation amounts to two further measures, over and above what has already been offered by the applicant

They are based on a number of emails already sent between myself on behalf of West Yorkshire Police and the applicant Ian McHale

They are also intended to promote the licensing objectives

The additional measures / conditions are to read as follows-

- 1 An agreed number of covers will be maintained at all times the premises are operating The number of covers will be \_\_\_\_\_ (space / number to be completed by the applicant)
- 2 In relation to any external areas shown on the plan forming a part of the premises licence-
  - (a) No licensable activities will take place at any time the licence has effect, and
  - (b) In relation to alcohol, any tables will be used only for its consumption and with food, and only after it has first been supplied from within the licensed premises

The applicant Ian Mchale is copied in to this email

If Ian replies to agree to the measures, then I will withdraw the representations

I am not available at all tomorrow (Friday 16/11/18) - the 28 day cut off

Hoping this is to your satisfaction

Best regards

**Mr Bob Patterson**  
**Leeds District Licensing Officer**  
**Leeds District Licensing Department**  
**Elland Road, Leeds, LS11 8BU**

**External 0113 3859414/5**

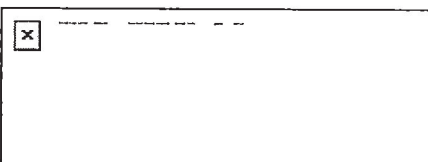
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**From** Amin, Imtishaam <[REDACTED]>

**Sent** 14 November 2018 12:45

**To** Leeds District Licensing <[REDACTED]>

**Subject** OFFICIAL FW DUSTIN BIN BISTRO CROSSGATES - NEW PREMISES LICENCE

FYI

Mr Shaam Amin  
Licensing Officer  
Entertainment Licensing  
Tel 0113 378 5029  
[shaam.amin@leeds.gov.uk](mailto:shaam.amin@leeds.gov.uk)  
[www.leeds.gov.uk](http://www.leeds.gov.uk)

**From** Amin, Imtishaam  
**Sent** 14 November 2018 12:43  
**To** [REDACTED]  
**Cc** 'Patterson, Bob'  
**Subject** RE: DUSTIN BIN BISTRO CROSSGATES - NEW PREMISES LICENCE

Good afternoon Ian

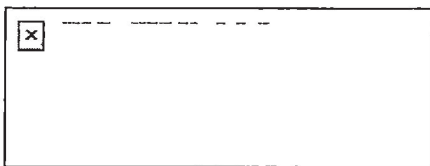
As per our telephone conversation today please can you confirm that you wish to remove 7pf039 from the operating schedule?

I note that you also wish to add 7pf047 to the operating schedule with this condition we require a figure for the total number of covers please can you also confirm the number?

In terms of the outdoor area you have stated that you wish for customers to be able to sit outside to eat and consume alcohol (weather permitting)

Thanks in advance and kind regards

Mr Shaam Amin  
Licensing Officer  
Entertainment Licensing  
Tel 0113 378 5029  
[shaam.amin@leeds.gov.uk](mailto:shaam.amin@leeds.gov.uk)  
[www.leeds.gov.uk](http://www.leeds.gov.uk)



**From** Ian Mchale <[REDACTED]>  
**Sent** 14 November 2018 12:06  
**To** Patterson, Bob <[REDACTED]>  
**Subject** RE: DUSTIN BIN BISTRO CROSSGATES - NEW PREMISES LICENCE

Hello Bob,  
Made changes to part m on the application form and unchecked where it says no glass/bottles to be taken from premises  
We will serve drinks and food to customers sitting at outside tables when weather permits

Best Ian

**From** [Patterson, Bob](mailto:Patterson, Bob)  
**Sent** 14 November 2018 10:04  
**To** [ian.mchale](mailto:ian.mchale)

Cc [Amin, Imtishaam](#)

**Subject** RE DUSTIN BIN BISTRO CROSSGATES - NEW PREMISES LICENCE

Hello Ian

Thanks for the reply but still unclear

What amendments have you made?

&

What exactly do you intend to take place at the tables shown on the plan you have submitted outside the premises?

The police need to know this information so that the licence is appropriately conditioned

Continued uncertainty may lead to representations being made, which may delay the issue of your licence unnecessarily

I look forward to your reply on the above two points as soon as you can

Best regards

**Mr Bob Patterson**  
**Leeds District Licensing Officer**  
**Leeds District Licensing Department**  
**Elland Road, Leeds, LS11 8BU**  
[REDACTED]

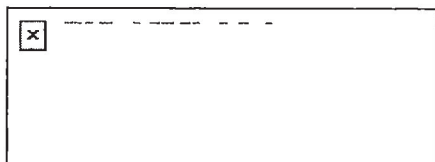
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**From** ian mchale <[REDACTED]>

**Sent** 13 November 2018 18 31

**To** Patterson, Bob <[REDACTED]>

**Subject** RE DUSTIN BIN BISTRO CROSSGATES - NEW PREMISES LICENCE

Hi Bob,

Made ammendments required to the license application

Found some parts a bit unclear so thanks for the guidance

Happy to clarify anything else and or any concerns you may have

Kind regards Ian McHale

**From** Patterson, Bob  
**Sent** 13 November 2018 12:37  
**To** [REDACTED]  
**Subject** DUSTIN BIN BISTRO CROSSGATES - NEW PREMISES LICENCE

Hello Ian,  
Thanks for your recent application for a new premises licence in Crossgates

I take note of its contents and the measures you have offered, which will appear as conditions of the licence once it is issued

I am just a little intrigued and unclear on a couple of aspects of the application, which I hope you can answer before I sign this off-

- 1 In section M of your application at the 'Restaurant' section (7PF046 to 7PF050), you have ticked all boxes except 7PF047, even though your submitted plan clearly shows a number of structures which resemble tables being used as 'covers' (and you have offered "the service of table meals" at 7PF048)? And
- 2 Staying with the plans, a number of similar structures which resemble tables, are shown both inside and outside the premises. You have ticked you want consumption both 'on' and 'off' the premises in your application which is fine, but then you have offered 7PF039 which in the first sentence reads "Drinks, open bottles and glasses will not be taken from the premises at any time"  
What actually constitutes 'on' and 'off' sales and how this should be shown on plans can be confusing. I attach a copy of the relevant sections of the current statutory guidance which now tries to explain this situation at paras 8.35-8.37.  
However, if as I suspect you wish to use the outside tables for consumption only, then this will be classed as an 'off' sale in accordance with the guidance, but then your offer at 7PF039 prevents this from happening strictly speaking.  
Please confirm exactly what you wish to do in the outside area on the plan as you have submitted it, since the plan as submitted will form an integral part of the premises licence once it is issued?

I look forward to your reply on the two points, before making any further comment at this stage

Best regards

**Mr Bob Patterson**  
**Leeds District Licensing Officer**  
**Leeds District Licensing Department**  
**Elland Road, Leeds, LS11 8BU**  
[REDACTED]  
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