
Report of the Chief Officer Elections and Regulatory

Report to the Licensing Sub Committee

Date: Thursday 20th December 2018

Subject: Temporary Event Notice for Liv Bar - Outside Area, 62 - 64 New Briggate, Leeds, LS1 6NU

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):		
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 report advises Members that a temporary event notice has been received and the West Yorkshire Police have served an objection notice on the grounds of crime and disorder.

The application explains the event notice has been submitted to allow the provision of Regulated Entertainment and Late Night Refreshment in the external area of the venue.

The application has attracted an objection from the Environmental Protection Team which following discussion with the applicant has resulted in the terminal hour of the event being reduced to 01:00 hours. In light of the amendment the objection was withdrawn.

West Yorkshire are satisfied that allowing the use of the external area in accordance with the temporary event notice, irrespective of the reduced hours, would undermine the licensing objectives.

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

1 Purpose of this Report

- 1.1 To advise Members of a temporary event notice 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 this application due to the receipt of an objection notice from West Yorkshire Police.

2 History of Premises

- 2.1 Although the event is for the external area of Liv Bar the premises do have the benefit of a premises licence. This may be of some assistance to Members when deliberating the event notice and a copy of the premises licence can be viewed at Appendix A.

3 The Temporary Event Notice

- 3.1 The proposed premises user is Mr Lindley Morton-Buwerimwe.
- 3.2 A copy of the temporary event notice is attached at Appendix B.
- 3.3 It should be noted that when the application was originally submitted it proposed a terminal hour of 04:00 hours. The notice attracted an objection from the Environmental Protection Team and discussions took place with the applicant leading to applicant amending the temporary event notice by reducing the terminal hour to 01:00 hours.
- 3.4 In summary the temporary event notice is for

Regulated Entertainment
Late Night Refreshment

From 21:00 hours on the 31st December 2018
Until 01:00 hours on the 1st January 2018

The maximum capacity for the event is 300 persons.

- 3.5 Members should note that this notice does not proposes the sale by retail of alcohol.
- 3.6 The location of the premises can be seen on the map at Appendix C.

4 Representations

- 4.1 West Yorkshire Police and LCC Environmental Protection Team have received a copy of the notice.
- 4.2 West Yorkshire Police consider that allowing the premises to be used in the manner set out in the temporary event notice and reduced as per the discussion with the Environmental Protection Team, will still undermine the prevention of crime and disorder and have issued an objection notice.
- 4.3 Copies of the objection notice will be available at the hearing for Members consideration.

5 Equality and Diversity Implications

- 5.1 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.

6 Options Available to Members

- 6.1 The Licensing sub-committee must take such of the following steps as it considers appropriate to promote the licensing objectives:

- Issue a counter notice against the event in order to prevent the event from taking place.
- If the premises benefits from a premises licence, attach relevant conditions which are attached to that premises licence
- Allow the event to take place

- 6.2 Members of the licensing sub-committee are asked to note that they may only attach conditions that are present on the premises licence and are relevant to the activities stated on the temporary event notice.

7 Background Papers

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