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**WEST YORKSHIRE
POLICE**

Leeds District Licensing Department

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8th March 2019

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



**RE: Pitza Cano Ltd, 59-61 Queens Road, Leeds, LS6 1HY
APPLICATION TO VARY PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION – “FULL” OBJECTION – HYDE PARK CIP**

Thank you for submitting your application for a variation to your premises licence at the above address, which we received on 7th February 2019.

The application relates to a premises, which falls within one of the areas of Leeds currently subject to a policy of cumulative impact, as detailed in the present Statement of Licensing Policy 2019-2023, issued by Leeds City Council as the licensing authority.

West Yorkshire Police make representations to your application for a new premises licence based on the cumulative impact policy (CIP) for Hyde Park.

Details of the Hyde Park CIP can be found within the current '2019-2023 Statement of Licensing Policy' of Leeds City Council, from paragraphs 7.21 to 7.23.

The application mirrors in most respects what is already allowed with existing licensed premises in the area concerned and which initially brought about the problems associated with the Hyde Park area. This then instigated the necessary process resulting in the implementation of the Hyde Park CIP.

Currently the licence :-

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- Permits to serve late night refreshment and take away including delivery- every day 1700 hrs until 0330hrs
- Has no CCTV conditions.
- Offers hardly any conditions to promote the licensing objectives in general.

This application provides nothing fundamentally different to what already applies to licensed premises in this area, which are essentially responsible for the problems of alcohol related violent crime and nuisance behaviour associated within the area of the Hyde Park CIP.

This application wishes to vary it's licence in order to supply alcohol for consumption both "on" and "off" the premises. It is unclear as to whether the sale of alcohol will be included as part of the delivery service. If this is the case, then there are numerous issues surrounding delivery to young people under the age of 18, which have not been addressed in the application.

Further and probably most importantly in a case like this, the applicant has not addressed what is required in making an application in an area of this nature as identified in the following paragraphs of the current 'Statement of Licensing Policy':-

- Paragraph 7.21 of the policy specifically in relation to the Hyde Park CIP refers to the area suffering from the cumulative impact of licensed premises consequently leading to problems, which undermine the licensing objectives.
- Paragraph 7.22 of the policy specifically in relation to the Hyde Park CIP refers to the nature of problems which are alcohol related violent crime and nuisance being suffered by people living in this mainly residential area. More information can be found within the cumulative impact assessment.
- Paragraph 7.23 of the policy specifically in relation to the Hyde Park CIP refers to the fact that it would be inconsistent with the council's duty to promote the licensing objectives to grant new and variation applications for any premises which seek off sales and/or late night refreshment to operate during the peak hours described in the cumulative impact assessment for Hyde Park.
- Paragraph 7.33 and 7.34 of the policy –The applicant has failed to demonstrate how the premises will not add to the cumulative impact of premises in the area and has not identified any steps to combat the issues.

There is nothing included in this application to dispel the view that the premises will do nothing but add to the problem that already exist within Hyde Park, if the application is granted.

Therefore, in these circumstances, West Yorkshire Police has no alternative but to ask a presiding sub-committee at a forthcoming hearing concerning this application, to refer to paragraph 7.33 of the same 'Statement of Licensing Policy', and refuse it outright.

Sarah Blenkhorn
Leeds District Licensing Officer
West Yorkshire Police

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Leeds
CITY COUNCIL

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Your ref:

30th January 2019

ENTERTAINMENT LICENSING

14 MAR 2019

RECEIVED

Act 2003

Dear Mr and Mrs Hassani

Pitza Cano Ltd, 59-61 Queens Road, Leeds, LS6 1HY
Application to vary a premises licence under the Licensing Act 2003
Licensing Authority Letter of Representation

Thank you for submitting your application to vary the premises licence for the above premises. You have applied to add the supply of alcohol Monday to Saturday 5pm to 3am and Sunday 5pm to 2am to an existing premises licence.

Your operating schedule offers the following additional measures to promote the four licensing objectives following the variation:

- Only sell alcohol with food
- Inform the Police should an issue arise
- Ensure that bottles are not littered outside the premises during opening hours.

The area in which the subject premises is located is within a cumulative impact area. Specifically your application falls within the cumulative impact area of Hyde Park as described in the Statement of Licensing Policy at paragraphs 7.21 to 7.23 which states:

- “7.21 The council has assessed crime statistics for the area known as Hyde Park and has determined that there is an area that is suffering from the cumulative impact of licensed premises and as a consequence this is leading to problems which are undermining the licensing objectives. Specifically the area is located between Hyde Park Road, Victoria Road, Cardigan Road and Burley Lodge Road. Maps showing the exact geographical area included in this area can be found in the cumulative impact assessment.
- 7.22 In this area the nature of the problems are alcohol related violent crime and nuisance being suffered by people living in this mainly residential area. More information on the evidence can be found in the cumulative impact assessment.

Website: www.leeds.gov.uk
Switchboard: 0113 222 4444



INVESTOR IN PEOPLE

7.23 It would be inconsistent with the council's duty to promote the licensing objectives to grant new and variation application for any premises licence which seeks off sales and/or late night refreshment to operate during the peak hours described in the cumulative impact assessment for Hyde Park."

I refer you to the council's Cumulative Impact Assessment, pages 19 – 27 for further information.

I refer you to 7.32 to 7.39 of the Policy which describes how applications for premises situated within a designated cumulative impact area for new premises licences or variations that are likely to add to the existing cumulative impact will normally be refused and it is for the applicant to demonstrate that their application would not add to the cumulative impact.

Specifically I note that your application is to add the supply of alcohol for consumption on and off the premises to an existing licence which already authorises late night refreshment. Your application does not refer to how you will address the problems being experienced in Hyde Park which are described in the Statement of Licensing Policy in the excerpt above and in further detail in the Cumulative Impact Assessment.

I also refer you to 7.38 of the Policy which describes examples of factors the licensing authority will not consider as meeting the standard of rebuttal include:

- That the premises will be well managed and run as all licensed premises should meet this standard.
- That the premises will be constructed to a high standard.
- That the applicant operates similar premises elsewhere, such as in another licensing authority area, without complaint.

The Licensing Act 2003 Statement of Licensing Policy is enclosed with this letter.

Police Crime Statistics

The latest Police crime statistics show that this area suffers most from nuisance incidents. Specifically neighbour related and alcohol related nuisance were the main issues. The Cumulative Impact Assessment at page 25 provides:

"The Hyde Park and Woodhouse ward, experienced the highest number of nuisance incidents across Inner North West.

Ward	2014	2015	2016	2017
Hyde Park and Woodhouse Ward	676	574	757	760
Headingley Ward	487	355	416	442
Weetwood Ward	304	294	319	403
Total	1467	1223	1492	1605

During the examined period, neighbour related and youth related were the main issues across Inner North West. Nuisance incidents have increased for two consecutive years albeit at a slower rate in 2017, increasing by 113 from 2016 in comparison to 269 in 2016 from 2015. Youth related nuisance experienced the highest increase during 2017, whereas nuisance motorcycle/quad bike had the biggest decrease.

Alcohol related incidents have seen a decrease year on year, minus a very small increase in 2016 which was eradicated in 2017 with a reduction of 13. Overall alcohol related incidents accounted for 14.3% of all nuisance calls for service.

The peak time for alcohol related nuisance was between 23:00 - 05:00. The risk days were Saturday, Sunday and Monday evenings. Overall the peak month was May, followed by June, March and October.

During the examined period the Hyde Park and Woodhouse ward and the Headingley ward experienced similar levels of alcohol related nuisance, namely 361 and 377 respectively.

The top streets for alcohol related nuisance were Brudenell Road, followed by Otley Road, Cardigan Road and Woodhouse Lane.

Within the 2014 – 2018 cumulative impact area neighbour related nuisance followed by alcohol related nuisance were the main issues between 01/01/2014 – 31/12/2017. Alcohol related nuisance has remained at similar levels since 2015. The peak time for alcohol related nuisance was 23:00 – 05:00. The risk days were Friday, Saturday and Sunday.

The geo-spatial analysis shown on page 26 shows:



2014 – 2017 - All Nuisance Incidents
Peak Time: 19:00 – 00:00 Risk days: Sat
Top Streets: Brudenell Road, Cardigan Road, Hyde Park Road & Otley Road”

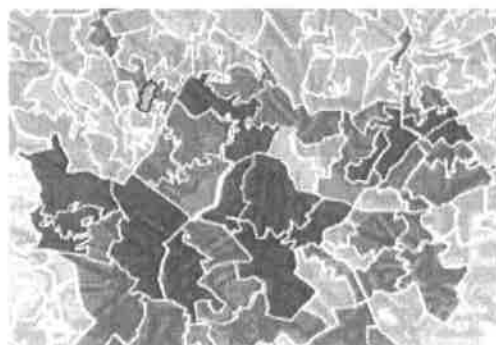
The Cumulative Impact Assessment 2018 is enclosed with this letter.

Alcohol Licensing Data Matrix

A LSOA is Lower Layer Super Output Areas are a geographic hierarchy designed to improve the reporting of small area statistics in England and Wales. Public Health have produced and maintain a licensing matrix which rank LSOAs (lower level super output area) against each other. The Licensing Authority has used this Matrix when undertaking the cumulative impact assessment for this area.

By entering postcodes the matrix displays the ranking of this postcodes LSOA against certain data sets. This allows responsible authorities and the licensing authority to establish the problems being experienced in the LSOA.

This map shows the Hyde Park area. Dark red denotes the 15 highest ranked LSOAs, followed by dark orange, light orange and green being the lowest ranked LSOAs.



The matrix has rated the LSOA concerned Pearson Grove, Chestnut Road, Welton Mount (part of Headingley & Hyde Park Ward) as **medium** for potential alcohol related harm and is ranked **81 out of 482 LSOAs**.

The following indicators have 'very high' ratings for potential related harm:

- Audit C scoring > 7 or more – increasing risk 7th
- % DID NOT achieve grades 9-5 in Eng and Maths 1st

The following indicators have 'high' ratings for potential related harm:

- Alcohol specific admissions all ages – any hospital 38th
- Alcohol related anti-social behaviour 11th

And 'medium' ratings for the following:

- Alcohol related admissions all ages – any hospital 74th
- Alcohol licensing – on licence density 144th

These rankings show that people who live in this area are more likely to be reporting increasing risk of health harm because of the amount they drink, and are more likely to have a lower educational attainment. More worryingly this area ranks high for being admitted into hospital for illness specifically related to alcohol consumption. Alcohol related anti-social behaviour in this area is also high.

Although this area is ranked as medium overall, the areas to the north west (Headingley) and south east (Woodhouse) are ranked **high** on the matrix and would be considered within the catchment area of this shop.

The Licensing Authority is of the opinion that your application does not contain sufficient information about how granting your licence would not add to the impact already being experienced in the area.

Therefore the licensing authority submits a formal representation to your application on the grounds of the prevention of crime and disorder and public nuisance and will recommend to the licensing sub-committee that this application is refused.

Should you have any questions, please contact us.

Yours faithfully

Susan Holden
Principal Licensing Officer
Entertainment Licensing