

**Report of the Chief Officer Elections and Regulatory**

**Report to Licensing Sub Committee**

**Date: 6th August 2019**

**Subject: Application to vary a premises licence held by The Meanwood Brewery 8A Stonegate Road, Meanwood, Leeds, LS6 4HY**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Weetwood		
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 is an application to vary a premises licence, made by The Meanwood Brewery LTD, for The Meanwood Brewery 8A Stonegate Road, Meanwood, Leeds, LS6 4HY.

Responsible authorities and Ward Members have been notified of this application.

The application has attracted a representation from a responsible authority.

## **1 Purpose of this report**

- 1.1 To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") to vary a premises licence in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of a representation.

## **2 History of premises**

- 2.1 On the 12<sup>th</sup> March 2018, an application was received in the Licensing Office for the grant of a premises licence for these premises.

A representation to the application was received from the Environmental Protection Team. Measures were suggested and agreements were reached between themselves and the applicant, therefore the representation was withdrawn

As there were no further representations, the premises licence was deemed granted, with the agreed measures forming part of the operating schedule. A copy of the existing licence is attached at Appendix A.

## **3**

### **The application**

#### 3.1

The applicant is The Meanwood Brewery LTD.

#### 3.2

Briefly the variation application seeks to:

Increase the activity times for live music, recorded music, late night refreshment and the sale of alcohol, also to add exhibition of a film.

Films - 09:00 until 02:00 every day

Live music - 09:00 until 01:00 every day

Recorded music - 09:00 until 02:30 every day

Late night refreshment - 23:00 until 02:00 every day

Sale of alcohol - 09:00 until 02:00 every day

#### 3.3

A copy of the redacted application form is attached at Appendix B.

## **4**

### **The operating schedule**

#### 4.1

The applicant proposes to promote the licensing objectives by taking the additional steps identified in the proforma risk assessment which is attached at Appendix C.

## **5**

### **Location**

#### 5.1

A map which identifies the location of this premises is attached at Appendix D.

## **6 Representations**

- 6.1 Under the Act representations can be received from anyone but must be relevant and, in the case of members of the public, must not be frivolous or vexatious.

### Representations from Responsible Authorities

- 6.2 A representation has been received from Planning Services in their capacity as a responsible authority. A copy of the representation may be found at Appendix E.

### Other representations

- 6.3 The application has attracted letters of support from members of the public (described as 'other persons' in the legislation).
- 6.4 Entertainment Licensing is in receipt of four individual letters in support of the application. They support the variation.
- 6.5 In order to protect personal data, redacted copies of the representations are attached at Appendix F.

Unredacted copies will be available at the hearing for Members consideration.

## **7 Licensing hours**

- 7.1 Members are directed to paragraphs 6.8 to 6.15 for the Statement of Licensing Policy which states the criteria that will be applied to any decision for new applications or variations which include extending hours.
- 7.2 In brief the Policy states at 6.14 that restrictions may be made to the proposed hours of use where, after receiving relevant representations, the council considers it appropriate for the promotion of the licensing objectives to do so. The council will take into account the existing pattern of licensed premises in an area when considering what is appropriate to promote the objectives. Applications which are significantly out of character for a locality will need to demonstrate that granting the hours sought will not impact on the licensing objectives.
- 7.3 A list of premises in the local area and their licensed hours and activities is provided at appendix G.

## **8 Equality and diversity implications**

- 10.1 At the time of writing this report there were no implications for equality and diversity. Any decision taken by the licensing subcommittee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

## **9 Options available to Members**

- 9.1 The licensing subcommittee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- Grant the variation as requested.

- Grant the variation whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates.
- Reject the whole or part of the application.

9.2 Members of the licensing subcommittee 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 appropriate in order to promote the licensing objectives and relevant to the application.

## **10 Background papers**

- Guidance issued under s182 Licensing Act 2003
- Statement of Licensing Policy