

Report of the Chief Officer Elections and Regulatory

Report to Licensing Sub Committee

Date: Tuesday 21st January 2020

**Subject: Application to vary a premises licence held by 147 Sports Bar,
7 Chapeltown, Pudsey, LS28 7RZ**

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 is an application to vary a premises licence made by Mrs Sharon Hood, for 147 Sports Bar, 7 Chapeltown, Pudsey, LS28 7RZ.

The application explains that the premises operates as a snooker and pool club, with a bar on the first floor of the premises only.

Having acquired another room at ground level (currently licensed as The 7 Steps), the application is made to include the ground floor with the currently licensed first floor area. The applicant's intention is to build a new bar in the same location as the existing bar, to be renamed 'The Ballroom'.

Other than including the ground floor within the currently licensed area, the application does not propose any additional licensable activities or an extension to present hours.

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

The application has attracted representation from West Yorkshire Police, offering suggested measures that have been agreed by the applicant and now form part of the operating schedule. This leaves a single letter of representation from a local resident which remains outstanding for Member's consideration.

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 representations.

2 History of Premises

- 2.1 An application for a premises licence was first made in July 2011, which attracted representations from West Yorkshire Police, Environmental Health and members of the public. The applicant Mr Colin Hogan liaised with West Yorkshire Police and Environmental Health, reaching agreements to the measure suggested by each authority. Due to the receipt of public representations however, the application was put before the Licensing Sub-Committee who resolved to grant the licence as applied for, subject to the conditions proposed in the application and the agreements reached with responsible authorities.
- 2.2 Applications to both transfer the premises licence and vary the designated premises supervisor were received by the Licensing Authority in April 2017. These applications specified the current licence holder and designated premises supervisor, Mrs Sharon Hood, in the respective positions, and without attracting objections from West Yorkshire Police each application was granted as applied for.
- 2.3 In September 2018 an application for a minor variation was made by Mrs Hood to include a small outside area as part of the licensed premises. The licensing authority consulted with Environmental Health who had no comments to make and West Yorkshire Police who requested additional conditions to promote the crime prevention objective. The applicant agreed to proposed measures and the licence was duly granted.
- 2.3 A copy of the existing licence is attached at Appendix A.

3 The Application

- 3.1 The applicant is Mrs Sharon Hood.
- 3.2 The application made is for an existing premises wishing to incorporate the ground floor of the building as part of the already licensed first floor. The applicant does not wish to add licensable activities or amend the existing hours in any way, but to assist members those current licensable activities/hours are as follows:

Sale by Retail of Alcohol
Sunday to Thursday *09:30 - 23:00*
Friday & Saturday *09:30 - 00:00*

Late Night Refreshment
Sunday to Thursday 23:00 - 23:30
Friday & Saturday 23:00 - 00:00

Regulated Entertainment
Sunday to Thursday 09:30 - 23:30
Friday & Saturday 09:30 - 00:30

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

3.4 The applicant considers that the existing measures are sufficient to promote the licensing objectives and no further measures are necessary.

4 Location

4.1 A map which identifies the location of these premises is attached at Appendix C.

5 Representations

5.1 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

5.2 Any representation may be negotiated prior to the hearing. In this instance the operating schedule has been amended to include the measures agreed with West Yorkshire Police. A copy of the representation and agreement may be found at Appendix D.

Other representations

5.3 The application has attracted representation from a member of the public (described as 'other persons' in the legislation). The objection is made a local resident who expresses concerns on the grounds of public nuisance.

5.4 In order to protect personal data, redacted copies of the representations are attached at Appendix E. An original copy will be available at the hearing for Member's consideration.

6 Equality and diversity implications

6.1 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.

7 Options Available to Members

7.1 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.

7.2 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.

8 Background Papers

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