



**Democratic Services**

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12<sup>th</sup> June 2008

**APPLICATION FOR THE VARIATION OF A PREMISES LICENCE: "SMOKESTACK" 159A LOWER BRIGGATE, LEEDS, LS1 6LY**

On the 12<sup>th</sup> May 2008 the Licensing Sub-Committee heard an application brought by Mr. Simon Ord for the variation of a premises licence in respect of the premises known as "Smokestack", 159a Lower Briggate, Leeds, LS1 6LY.

The Sub-Committee was advised by Mr. Lyon, solicitor for the applicant, that the applicant had just received an Acoustic Assessment Report which had highlighted that there was an issue with noise breakout at the premises. Due to the Report the applicant was happy to amend the application to change the proposed hours of licensable activities to only seek an extension of hours on Sunday between 12:00 hours to 02:00 hours with half an hour period for 'winding down'. In addition to this there would also be no live bands at the premises after 01:30 hours. Mr. Lyon informed the Sub-Committee that should the variation be granted that the premises would not operate to the new hours unless the noise issue was addressed.

Mr. Bilsborough, Environmental Health Services, informed the Sub-Committee that he had only just received the information in relation to the Acoustic Assessment at the premises and that officers were still investigating five complaints regarding the premises. Mr. Bilsborough suggested that the applicant should defer the application until all required works had been completed at the premises. Ms. Ray, Yorkshire Metropolitan Housing, also agreed with the proposed deferral.

The Sub-Committee then adjourned and sought legal advice regarding this matter. The Sub-Committee took into consideration the representations made by all parties present and

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resolved to defer the consideration of the application for a period of no more than three months from the 12<sup>th</sup> May 2008 for the required works to be completed at the premises. The applicant should then give 14 days notice to Licensing Officers in order for a hearing to be rescheduled.

Yours sincerely

**Laura Pilgrim**  
**Governance Services Officer**

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