

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

**Report to Licensing Sub Committee**

**Date: 17th March 2020**

**Subject: Application to vary a premises licence held by Rugby Pitch, North, South And Extentia Stands Emerald Headingley Stadium, St Michaels Lane, Headingley, Leeds, LS6 3BR**

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
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? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

**Summary of main issues**

This is an application to vary a premises licence, made by Leeds Cricket, Football & Athletic Company Limited, for Rugby Pitch, North, South And Extentia Stands Emerald Headingley Stadium, St Michaels Lane, Headingley, Leeds, LS6 3BR.

The variation sought is to enable live music events to be hosted over two weekends each year and increase the number of spectators allowed in the ground. The applicant wishes to hold four live music events attracting no more than 19,999 spectators at each event.

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

The application has attracted representations from other persons.

## **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 representations.

## **2 History of premises**

- 2.1 An application for the grant of a premises licence was received by the licensing department in June 2019. The application attracted representations from residents and as a result the application was heard before the Licensing Sub Committee.
- 2.2 The Licensing Sub Committee made the decision to grant the licence in accordance with the conditions proposed as part of the pro forma risk assessment and operating schedule and were of the opinion that in granting the application would not undermine the licensing objectives.
- 2.3 The licence issued allows the provision of live music and sale by retail of alcohol, the licence in force allows one event per year either on a Friday or Saturday between 12:00 and 23:00 and then one event either a Saturday or a Sunday 11:00 to 18:00 on consecutive days. The events taking place between 12:00 - 23:00 may involve up to 9999 spectators and the day time event between 11:00 - 18:00 may involve up to 4999 spectators.
- 2.4 A copy of the existing licence is attached at Appendix A.

## **3 The application**

- 3.1 The applicant is Leeds Cricket, Football & Athletic Company Limited,
- 3.2 Briefly the application is to:
  - Increase the number of live music events to four over two weekends. All licensable activities and timings are to remain as existing.
- 3.3 A copy of the redacted application form is attached at Appendix B.
- 3.4 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.

## **4 Location**

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

## **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 There have been no representations from responsible authorities.

## Other representations

5.3 The application has attracted representations from members of the public (described as 'other persons' in the legislation).

5.4 Entertainment Licensing is in receipt of ten letters of objection one of which is on behalf of the residents of the Turnways and Laurel Bank Residents Association. All representations are opposed to this application on the grounds of public nuisance.

5.5 In order to protect personal data, redacted copies of the representations are attached at Appendix E. Unredacted copies will be available at the hearing for Members consideration.

## **6 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.

## **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