

Report of the Chief Officer Elections and Regulatory

Report to the Licensing Sub Committee

Date: 24th August 2020

**Subject: Application for the grant of a premises licence for The Dockside,
Leeds Dock, Hunslet, Leeds, LS10 1EG**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Hunslet & Riverside		
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 for the grant of a premises licence, made by Allied London One Limited for The Dockside, Leeds Dock, Hunslet, Leeds, LS10 1EG.

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

The application has attracted representations from other persons and/or responsible authorities.

1 Purpose of this report

- 1.1 To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a new 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 the premises

- 2.1 This is the first application for a premises licence for these premises.

3 The application

- 3.1 The applicant's name is Allied London One Limited.
- 3.2 The proposed designated premises supervisor is Adrian Price.
- 3.3 The initial application was for:

Sale by retail of alcohol

<i>Monday to Wednesday</i>	<i>10:00 to 23:00</i>
<i>Thursday to Saturday</i>	<i>10:00 to 01:00</i>
<i>Sunday</i>	<i>10:00 to 23:00</i>

Late night refreshment

<i>Monday to Wednesday</i>	<i>23:00 to 23:30</i>
<i>Thursday to Saturday</i>	<i>23:00 to 01:30</i>
<i>Sunday</i>	<i>23:00 to 23:30</i>

Opening hours

<i>Monday to Wednesday</i>	<i>10:00 to 23:30</i>
<i>Thursday to Saturday</i>	<i>10:00 to 01:30</i>
<i>Sunday</i>	<i>10:00 to 23:30</i>

Non standard timings

From the start time on New Year's Eve to the terminal hour for New Year's Day.

- 3.4 A redacted version of the application has been attached at Appendix A.
- 3.5 Following representations from a ward councilor and several residents, the applicant has amended their application to reduce the operating times, restrict access to the outside area to before 10pm other than for smoking, and to amend some of the conditions. A full copy of the correspondence between the applicant and representors is attached at Appendix B
- 3.6 A summary of the amended application, including the new operating schedule that includes all the amendments agreed with the applicant, objectors and West Yorkshire Police is attached at Appendix C.

4 Location

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

5 Representations

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

Representations from Responsible Authorities

- 5.2 Representations have been received from West Yorkshire Police in their capacity as a responsible authority which may be found at Appendix E.
- 5.3 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 agreement may be found at Appendix F.

Other representations

- 5.4 The application has attracted representation from members of the public (described as 'other persons' in the legislation).
- 5.5 7 representations have been received from members of the public on the grounds of public nuisance. Two of these were subsequently withdrawn following the amendments made to the application by the applicant, leaving 5 representations unresolved.
- 5.6 1 representation has been received from a Ward Member which has been withdrawn following the amendments made to the application by the applicant.
- 5.7 1 representation has been received in support of the application.
- 5.8 In order to protect personal data, redacted copies of the outstanding representations are attached at Appendix G. Unredacted copies will be available at the hearing for Members consideration.

6 Licensing hours

- 6.1 Members are directed to paragraphs 6.6 to 6.13 of 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.
- 6.2 In brief the Policy states at 6.12 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.
- 6.3 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 adversely impact on the licensing objectives.

6.4 A list of premises in the local area and their licensed hours and activities is provided at Appendix H.

7 Equality and diversity implications

7.1 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.

8 Options available to Members

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

- Grant the application as requested.
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates.
- Refuse to specify the said person as the designated premises supervisor.
- Reject the whole or part of the application.

8.2 Members of the licensing subcommittee are asked to note that they may not reject the whole or part of the application merely because they consider it desirable to do so. It must be appropriate in order to promote the licensing objectives.

9 Background papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Statement of Licensing Policy