

Report of the Chief Officer Elections and Regulatory

Report to the Licensing Sub Committee

Date: Monday 10th January 2022

**Subject: Temporary Event Notice for Halton Moor Amateur Boxing Club,
Cartmell Drive, Halton, Leeds, LS15 0DE**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Temple Newsam		
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 report advises Members of two temporary event notices which have been received by the Licensing Authority in respect of events at Halton Moor Amateur Boxing Club, Cartmell Drive, Halton, Leeds, LS15 0DE.

Both notices have been submitted to authorise licensable activities during a contact sport event.

West Yorkshire Police have served an objection notice to both temporary event notices on the grounds of the prevention of Crime and Disorder.

Members of the Licensing Sub Committee are asked to consider the temporary event notices and the objection notice from the above responsible authority.

1 Purpose of this Report

- 1.1 To advise Members of two temporary event notices served under section 100 of the Licensing Act 2003 ("the Act") in respect of Halton Moor Amateur Boxing Club.
- 1.2 Members are required to consider each notice due to the receipt of an objection notice from West Yorkshire Police.

2 History of Premises

- 2.1 Halton Moor Amateur Boxing Club do have a premises licence, however it should be noted that the licence is currently suspended due to non-payment of the annual fee. As a result any licensable activity permitted by the premises licence, including boxing or wrestling entertainment, has not been authorised by the premises licence since it was suspended on the 8th April 2018.
- 2.2 One of the options that is available to Members of the Licensing Sub Committee when determining a temporary event notice is to attach any relevant conditions which are attached to the premises licence.
- 2.3 A copy of the premises licence details which includes the full operating schedule is available at **Appendix A**.
- 2.4 Subsequent to the incident in October 2021 and referred to in West Yorkshire Police's objection notice, the same TEN user has served two Temporary Events Notices on the Licensing Authority authorising licensable activities during the following events:
- 2.5 *November 2021: Between 5th - 7th November described as a family bonfire night which includes the licensable activities, Sale by retail of alcohol and late night refreshment.*
- 2.6 *December 2021: Between 18th - 19th December described as an amateur boxing show which includes the licensable activities, Sale by retail of alcohol, late night refreshment and provisions of regulated entertainment.*

3 The Temporary Event Notices

- 3.1 The proposed premises user in respect of both notices is Rachel Radbourne.
- 3.2 A copy of the temporary event notice proposing to use the premises for licensable activities during the event in March 2022 can be found at **Appendix B**.
- 3.3 In summary the temporary event notice is for:

Licensable Activities: *The sale by retail of alcohol*
 The provision of regulated entertainment
 The provision of late night refreshment

During: *From 17:00 hours on Saturday 19th March until 03:00*
 hours on Sunday 20th March 2022

The specified maximum capacity of the event is 400.

3.4 A copy of the temporary event notice proposing to use the premises for licensable activities during the event in May 2022 can be found at **Appendix C**.

3.5 In summary the temporary event notice is for:

Activities applied for: *The sale by retail of alcohol*
 The provision of regulated entertainment
 The provision of late night refreshment

The dates and hours: *From 17:00 hours on Saturday 21st May until 03:00*
 hours on Sunday 22nd May 2022

The specified maximum capacity of the event is 400.

3.6 The location of the premises can be seen on the map at **Appendix D**.

4 Representations

4.1 As required by the Licensing Act 2003 both West Yorkshire Police and Leeds City Council's Environmental Protection Team have been served with a copy of each temporary event notice.

4.2 West Yorkshire Police consider that allowing the premises to be used in the manner set out in the temporary event notices will undermine the prevention of crime and disorder and issued an objection notice.

4.3 A copy of West Yorkshire Police's objection notice, which includes the grounds for objection, can be viewed at **Appendix E**.

5 Equality and Diversity Implications

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

6 Options Available to Members

6.1 The Licensing Sub-Committee must take such of the following steps as it considers appropriate to promote the licensing objectives:

- Issue a counter notice against the event in order to prevent the event from taking place.
- If the premises benefits from a premises licence, attach relevant conditions which are attached to that premises licence.
- Allow the event to take place.

6.2 Members of the Licensing Sub Committee are asked to note that they may only attach conditions that are present on the premises licence and are relevant to the activities stated on the temporary event notice.

7 Background Papers

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