

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

**Report to the Licensing Sub Committee**

**Date:** 22nd February 2022

**Subject:** Application for the grant of a premises licence for Oulton With Woodlesford Sports & Social Club, The Pavilion, Wakefield Road, Oulton, Leeds, LS26 8EL

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Rothwell		
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 for Oulton With Woodlesford Sports & Social Club, The Pavilion, Wakefield Road, Oulton, Leeds, LS26 8EL.

These premises operate as a sports and social club that currently holds a Club Premises Certificate.

The applicant's intention is to operate as a community hub providing sporting opportunities. The applicant intends to hold occasional live music events and wishes to continue organising the established 3 day 'OultonFest' Music and Beer Festival.

On agreement with West Yorkshire Police, an amended plan has been provided. This restricts the areas for sales of alcohol to the clubhouse, the patio area surrounding the clubhouse, and the marquee adjacent to the clubhouse.

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

Agreements have been reached with responsible authorities and representations from other persons remain outstanding.

## **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 premises currently holds a Club Premises Certificate under the Licensing Act 2005 for:

*Supply of alcohol (for consumption both on and off the premises)*

*Monday - Saturday 11:00 - 00:00*

*Sunday 12:00 - 23:30*

*Performance of recorded music*

*Every day 00:00 - 23:59*

*Performance of live music*

*Monday - Saturday 11:00 - 23:00*

*Sunday 11:00 - 22:30*

*Performance of dance and entertainment of a similar description*

*Monday - Saturday 11:00 - 23:00*

*Sunday 12:00 - 22:30*

## **3 The application**

- 3.1 The applicant's name is Oulton With Woodlesford Sports & Social Club.
- 3.2 The proposed designated premises supervisor is Mark Longley.
- 3.3 In summary the application is for:

*Sale by retail of alcohol (for consumption both on and off the premises)*

*Every day 11:00 - 00:00*

*Performance of live music and recorded music*

*Every day 11:00 - 23:00*

*Non standard timings*

*All activities until 01:00 on New Year's Day*

- 3.4 Regulated entertainment is specified to take place both inside and outside.
- 3.5 A redacted version of the application has been attached at Appendix A.

3.6 The applicant proposes to promote the licensing objectives by taking the steps identified in Section 18 of the application form.

#### **4 Location**

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

#### **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 Environmental Health and West Yorkshire Police in their capacity as responsible authorities.

5.3 Any representation may be negotiated prior to the hearing. In this instance agreements have been reached with both West Yorkshire Police and Environmental Health, resulting in the operating schedule being amended.

5.4 A copy of the representation and agreement from West Yorkshire Police may be found at Appendix C.

5.5 A copy of the representation and agreement from Environmental Health may be found at Appendix D.

##### Other representations

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

5.7 The licensing authority is in receipt of sixteen individual letters of objection, all of which primarily oppose the application on the grounds of public nuisance.

5.8 Four representations have been received from members of the public who have expressed concern that they may be at risk of retribution should their details be made public. As such their personal details have been redacted and they will remain anonymous. For this reason, despite their strength of feeling they will not be attending the hearing and would like their representations to be considered fully in their absence.

5.9 In order to protect personal data, redacted copies of the representations are attached at Appendix E. Original copies will be supplied to Members of the Licensing Sub Committee in advance of the hearing.

#### **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 F.

## **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