

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

**Report to the Licensing Sub Committee**

**Date: 12th April 2022**

**Subject: Application for the grant of a premises licence for Outside In Sports Bar, Unit 4, Pudsey Business Centre, Kent Road, Pudsey, LS28 9BB**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Pudsey		
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 Outside In Sports Simulator Ltd, for Outside In Sports Bar, Unit 4, Pudsey Business Centre, Kent Road, Pudsey, LS28 9BB.

The application is for an indoor sports bar and sports simulator and games room. There will be facility for walk ins and bookings for parties and functions.

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

An agreement has been reached with West Yorkshire Police 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 is the first application for a premises licence for these premises.

## **3 The application**

- 3.1 The applicant's name is Outside In Sports Simulator Ltd.
- 3.2 The proposed designated premises supervisor is Simon Doswell.
- 3.3 In summary the application is for:

*Sale by retail of alcohol, indoor sporting events, performance of live music and performance of recorded music*

*Every Day 09:00 - 23:00*

*Performance of a play and exhibition of a film*

*Monday to Thursday 17:00 - 23:00*

*Friday 15:00 - 23:00*

*Saturday & Sunday 12:00 - 23:00*

*Non standard timings in relation to the sale by retail of alcohol, performance of live music and performance of recorded music*

*Christmas Eve 09:00 - 01:00*

*Christmas Day 09:00 - 01:00*

*New Year's Eve 09:00 - 01:00*

*New Year's Day 09:00 - 02:00*

- 3.4 The sale of alcohol is for consumption both on and off the premises. All other licensable activities will take place indoors.
- 3.5 A redacted version of the application has been attached at Appendix A.

## **4 Location**

- 4.1 A map which identifies the location of this 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 West Yorkshire Police in their capacity as a responsible authority.
- 5.3 Any representation may be negotiated prior to the hearing and in this instance the operating schedule has been amended to include a number of measures suggested by West Yorkshire Police. A copy of the representation and agreement can be found at Appendix C.

## Other representations

- 5.4 The application has attracted representation from members of the public (described as 'other persons' in the legislation).
- 5.5 The licensing authority is in receipt of two individual letters of objection, both of which are opposed to this application on the grounds of public nuisance.
- 5.6 In order to protect personal data, redacted copies of the representations are attached at Appendix D. Original copies will be provided to Licensing Sub Committee Members 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 E.

## **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