

Report of the Chief Officer Elections and Regulatory

Report to the Licensing Sub Committee

Date: 12th July 2022

Subject: Application for the grant of a premises licence for Leeds Cricket, Football And Athletic Co Ltd Headingley Rugby Stadium, St Michaels Lane, Headingley, Leeds, LS6 3BR

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):	Headingley & Hyde Park	
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 Leeds Cricket, Football & Athletic Company Limited, for Leeds Cricket, Football And Athletic Co Ltd Headingley Rugby Stadium, St Michaels Lane, Headingley, Leeds, LS6 3BR.

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 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 Headingley Stadium have the benefit of a number of premises licences, which are in situ to cover live music events, specific stands, terraces and pavilions within the stadium. One of those licences presently permits live music and alcohol sales in the 'rugby bowl', over four days/two weekends per year, up to the capacity of 19,999.

An application for the same area, was submitted in May 2021, to host a one off boxing event between the hours of 17:00 and 23:00 on a Friday or Saturday in September 2021. This licence was granted and expired after the event was held.

This application relates to the 'rugby bowl', which includes the rugby pitch and all four stands within the rugby stadia at Headingley Stadium. The applicant wishes to use the premises to host live music events and/or boxing or wrestling entertainment where recorded music can be played and alcohol served. They propose to host a maximum of four live outdoor music or boxing/wrestling events over two weekends per year, attracting an audience no greater than 19,999 spectators for each event.

Should this application be approved, they would surrender the current premises licence number PREM/04367/002.

2.2 The application

- 2.3 The applicant's name is Leeds Cricket, Football & Athletic Company Limited.
- 2.4 The proposed designated premises supervisor is Rachel Fox.
- 2.5 In summary the application is for:

Sale of alcohol, live music & recorded music

Friday – 12:00 until 23:00, Saturday – 11:00 until 23:00 and Sunday 11:00 until 18:00

Boxing or wrestling

Friday & Saturday – 17:00 until 23:00

Non standard timings

The Sale of Alcohol, Live Music and Recorded Music will be restricted to the below hours for boxing/wrestling events

Friday & Saturday 17:00 until 22:00

- 2.6 A redacted version of the application has been attached at Appendix A.
- 2.6 Supporting documents for the application can be found at Appendix B.
- 2.6 The applicant proposes to promote the licensing objectives by taking the steps identified in the proforma risk assessment which is attached at Appendix C.

3 Location

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

4 Representations

- 4.1 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

- 4.2 There have been no representations from responsible authorities, although discussions did take place between the Environmental Protection Team and the applicant, resulting in the applicant agreeing to incorporate additional noise mitigation measures (not dissimilar to the measures the applicant has already selected in the proforma risk assessment), a copy of which can be found at Appendix E.

Other representations

- 4.3 The application has attracted representation from members of the public (described as 'other persons' in the legislation).
- 4.4 The licensing authority is in receipt of thirty five individual letters of objection, including objections from the three Headingley & Hyde Park ward councillors, supported by four other ward councillors and three residents association objections. All of which are opposed to this application on the grounds of noise and public nuisance.
- 4.5 In order to protect personal data, redacted copies of the representations are attached at Appendix F. Unredacted copies will be available at the hearing for Members consideration.

5 Licensing hours

- 5.1 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.
- 5.2 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.
- 5.3 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.
- 5.4 A list of premises in the local area and their licensed hours and activities is provided at Appendix G.

6 Equality and diversity implications

- 6.1 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 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.

7.2 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.

8 Background papers

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