

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

**Report to Licensing Sub Committee**

**Date: 23rd August 2022**

**Subject: Application to Vary a Premises Licence held by Woodman 281-283 Selby Road, Halton, Leeds, LS15 7JS**

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 is an application to vary a premises licence made by The Craft Union Pub Company Limited, for Woodman, 281-283 Selby Road, Halton, Leeds, LS15 7JS.

The premises operates as a pub which currently holds a premises licence with the licensable activities of sale by retail of alcohol, late night refreshment, exhibition of a film, indoor sporting events, performance of live music, performance of recorded music and entertainment of a similar description to live music, recorded music or dance.

The applicant's intention is to extend the opening hours of the premises and the hours for the licensable activities; sale by retail of alcohol, performance of recorded music and provision of late night refreshment.

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

The application has attracted a single representation from a member of the public. This representation remains a matter outstanding for Members' consideration.

## **1 Purpose of this Report**

- 1.1 To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") to vary a 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 Premises**

- 2.1 This premises currently hold a Premises Licence issued under the Licensing Act 2003. The licence authorises the following licensable activities:

*Sale by retail of alcohol (for consumption both on and off the premises)*  
Every Day 11:00 - 00:00

*Provision of late night refreshment*  
Friday & Saturday 23:00 - 01:30  
Sunday to Thursday 23:00 - 00:30

*Exhibition of a film*  
Friday & Saturday 11:00 - 01:30  
Sunday to Thursday 11:00 - 00:30

*Indoor sporting events*  
Friday & Saturday 11:00 - 01:00  
Sunday to Thursday 11:00 - 00:00

*Performance of live music and Performance of recorded music*  
Every Day 11:00 - 23:00

*Performance of recorded music (indoors and outdoors)*  
Every Day 11:00 - 23:00

*Indoor sporting events and entertainment of a similar description*  
Friday & Saturday 11:00 - 01:00  
Sunday to Thursday 11:00 - 00:00

- 2.2 *The hours the premises are open to the public are:*  
Friday & Saturday 11:00 – 01:30  
Sunday to Thursday 11:00 – 00:30

- 2.3 A copy of the existing licence, which includes further details on each licensable activity and the authorised non-standard timings, is attached at Appendix A.

## **3 The Application**

- 3.1 The applicant is The Craft Union Pub Company Limited.

3.2 Briefly, the application is to:

- To extend the licensable hours for sale of alcohol and recorded music to 01:00 on a Friday, Saturday and Sunday and to commence from 10:00 on a Saturday and Sunday morning.
- To extend the opening hours to 01:30 on a Sunday and from 10:00 on a Saturday and Sunday morning.
- To extend the licensable hours for late night refreshment to 01:00 on a Sunday.

3.3 The applicant considers that the existing measures are sufficient to promote the licensing objectives and no further measures are necessary.

3.4 A redacted copy of the application form, including the proposed operating schedule, is available at Appendix B.

#### **4 Location**

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

#### **5 Representations**

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

##### Representations from Responsible Authorities

5.2 There have been no representations from responsible authorities.

##### Other representations

5.3 The application has attracted representations from one member of the public (described as 'other persons' in the legislation) who opposes the application on the grounds of the prevention of crime and disorder and the prevention of public nuisance.

5.4 In order to protect personal data, a redacted copy of the representation is attached to the report at Appendix D. An original copy will be circulated 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 for 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. 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 impact on the licensing objectives.

6.3 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 variation as requested.
- Grant the variation whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Reject the whole or part of the application.

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

## **9 Background Papers**

- Guidance issued under s182 Licensing Act 2003
- Statement of Licensing Policy