

Report of the Chief Officer Elections and Regulatory

Report to the Licensing Sub Committee

Date: Tuesday 15th November 2022

Subject: Application for the Grant of a Premises Licence for Morley Cricket And Sports Club, Scatcherd Lane, Morley, Leeds, LS27 0JJ

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Morley South		
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 The General Committee of Morley Cricket & Sports Club, for Morley Cricket And Sports Club, Scatcherd Lane, Morley, Leeds, LS27 0JJ.

This application is for the following licensable activities; sale by retail of alcohol, regulated entertainment and late night refreshment. The specific activities and hours applied for can be noted in 3.3 of the report.

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

The application has attracted representations from other persons and responsible authorities.

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 These premises currently hold a Club Premises Certificate. A copy of the certificate is attached at Appendix A.
- 2.2 The applicant has indicated that should the Premises Licence be granted, the Club Premises Certificate will be surrendered.

3 The Application

- 3.1 The applicant's name is The General Committee of Morley Cricket & Sports Club.
- 3.2 The proposed designated premises supervisor is Susan Jane Matthews.
- 3.3 In summary the application is for:

Sale by retail of alcohol, live music, recorded music, anything of a similar description

Sunday to Thursday 08:00-23:00

Friday and Saturday 08:00-23:59

Plays, films, indoor sporting events, performance of dance

Monday to Sunday 08:00-23:00

Late night refreshment

Sunday to Thursday 23:00-23:30

Fridays and Saturday 23:00-00:30

Opening Hours

Sunday to Thursday 08:00-23:30

Fridays and Saturday 08:00-00:30

Non standard timings

*Monday or Tuesday which are official Bank Holiday dates or
New Years Eve until 01:00*

- 3.4 The application explains that the provision of live music/recorded music until 23:59 on Fridays and Saturdays only apply to performances indoors at the premises. Any outdoors performances would end at 22:00 at the latest
- 3.5 A redacted version of the application has been attached at Appendix B.

3.6 The applicant proposes to promote the licensing objectives by taking the steps identified in the proforma risk assessment, which is attached at Appendix C.

4 Location

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

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 Any representation may be negotiated prior to the hearing. In this instance the operating schedule has been amended to include the measures agreed with Environmental Protection Team. A copy of the agreement may be found at Appendix E.

Other Representations

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

5.4 The licensing authority is in receipt of three individual letters of objection which oppose the application on the grounds of public nuisance. A letter of support has also been received on behalf of a local ward councillor.

5.5 In order to protect personal data, redacted copies of the representations are attached at Appendix F and original copies will be made available to 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 G.

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