

Report of the Chief Officer Elections and Regulatory

Report to the Licensing Sub Committee

Date: Tuesday, 11th July 2023

**Subject: Temporary Event Notice for Halton Moor Amateur Boxing Club,
Cartmell Drive, Halton, Leeds, LS15 0DE**

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 report advises Members of a Temporary Event Notice (TEN) which has been received by the Licensing Authority in respect of an event at Halton Moor Amateur Boxing Club, Cartmell Drive, Halton, Leeds, LS15 0DE.

The notice has been submitted to authorise licensable activities during a contact sport event.

West Yorkshire Police have served an Objection Notice to the Temporary Event Notice on the grounds of the prevention of crime and disorder.

Members of the Licensing Sub Committee are asked to consider the Temporary Event Notice and the Objection Notice.

1 Purpose of this Report

- 1.1 To advise Members of a Temporary Event Notice served under section 100 of the Licensing Act 2003 ("the Act") in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of an Objection Notice from West Yorkshire Police and Leeds City Council Environmental Protection Team.

2 History of Premises

- 2.1 These premises do have the benefit of a premises licence and a copy of the premises licence details can be found at Appendix A. The committee may wish to note that due to non-payment of the premises licence annual fee the licence was suspended on 8th April 2018 and licensable activities, including boxing/wrestling entertainment, are not authorised by the premises licence.
- 2.2 One of the options available to the Licensing Sub Committee when determining the Temporary Event Notice is to attach any relevant conditions which are attached to the premises licence.
- 2.3 A copy of the premises licence details including the full operating schedule can be found at **Appendix A**
- 2.4 Subsequent to the incident in October 2021 which is referred to in West Yorkshire Police's Objection Notice, the same TEN user has served further Temporary Events Notices on the Licensing Authority to authorise licensable activities during the following events:
 - 5th - 7th November 2021 - described as a family bonfire night which included the licensable activities, sale by retail of alcohol and late night refreshment.
 - 18th - 19th December 2021 - described as an amateur boxing show which included the licensable activities, sale by retail of alcohol, late night refreshment and provisions of regulated entertainment.
 - 19th - 20th March 2022 - described as an amateur boxing show which included the licensable activities, sale by retail of alcohol, late night refreshment and provisions of regulated entertainment.
 - 21st – 22nd May 2022 - described as an amateur boxing show which included the licensable activities, sale by retail of alcohol, late night refreshment and provisions of regulated entertainment.
 - 17th – 18th September 2022 - described as an amateur boxing show which included the licensable activities, sale by retail of alcohol, late night refreshment and provision of regulated entertainment.
- 2.5 The events that were due to take place in March, May and September 2022 were objected to by West Yorkshire Police. The Licensing Sub Committees considering those notices made the decision to issue counter notices preventing each event from taking place.

3 The Temporary Event Notice

3.1 The proposed premises user is Rachel Radbourne.

3.2 A copy of the Temporary Event Notice is attached at **Appendix B**.

3.3 In summary the temporary event notice is for

Licensable activities: *The sale by retail of alcohol*
The provision of regulated entertainment
The provision of late night refreshment

During: *From 18:00 hours until 23:59 hours*
on the 21st October 2023.

3.4 The maximum number of people, including staff, on the premises during the event has been specified as 400.

3.5 The location of the premises can be seen on the map at **Appendix C**.

4 Objection Notices

4.1 As required by the Licensing Act 2003 both West Yorkshire Police and Leeds City Council's Environmental Protection Team have been served with a copy of the Temporary Event Notice.

4.2 West Yorkshire Police consider that allowing the premises to be used in the manner set out in the Temporary Event Notice will undermine the prevention of crime and disorder and have issued an Objection Notice.

4.3 A copy of the Objection Notice submitted by West Yorkshire Police can be seen at **Appendix D**

5 Equality and Diversity Implications

5.1 At the time of writing this report there were no implications for equality and diversity. Any decision taken by the Licensing Sub-Committee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

6 Options Available to Members

6.1 The Licensing Sub Committee must take such of the following steps as it considers appropriate to promote the licensing objectives:

- Issue a counter notice against the event in order to prevent the event from taking place;
- If the premises benefits from a premises licence, attach relevant conditions which are attached to that premises licence;
- Allow the event to take place.

6.2 Members of the Licensing Sub Committee are asked to note that they may only attach conditions that are present on the premises licence and are relevant to the activities stated on the temporary event notice.

7 Background Papers

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