

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

**Report to the Licensing Sub Committee**

**Date: Tuesday, 17th October 2023**

**Subject: Application for the Grant of a Premises Licence for Papa John's,  
Unit 1, Briggs House, 98 Belle Vue Road, Woodhouse, Leeds, LS3 1HF**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Little London & Woodhouse		
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 PJ Corp Stores Limited, for Papa John's, Unit 1, Briggs House, 98 Belle Vue Road, Woodhouse, Leeds, LS3 1HF, trading as a fast food store with delivery service. The applicant has applied for Late Night Refreshment, Monday to Sunday, 23:00 - 05:00.

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

The application has attracted representations from West Yorkshire Police and Environmental Health in their capacity as responsible authorities.

Agreements have been reached between the Applicant and West Yorkshire Police, and consequently the representation was withdrawn.

The representation from Environmental Health remains a matter outstanding for the Members' consideration and further details can be found at section 5.3 of the report.

## **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 PJ Corp Stores Limited.
- 3.2 In summary, the application is for:

*Late Night Refreshment  
Monday to Sunday 23:00 – 05:00*

*Hours the premises proposes to open to the public  
Monday to Sunday 00:00 – 23:59*

*Non-standard timings  
If applicable, an additional hour to the standard and non-standard times on the day when British summertime commences. From the standard start timing on 31st December to the standard start time on the 1st January.*

- 3.3 The applicant proposes to promote the licensing objectives by taking the steps identified in section M of the application form. A copy of the application form can be found at Appendix A.

## **4 Location**

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

- 5.3 An outright objection has been submitted by Environmental Health on the grounds of public nuisance. The applicant's representative has liaised with Environmental Health in an attempt to reach an agreement and at the time of writing, no agreement has been reached. A copy of the representation, including the discussions by e-mail, can be found at Appendix D.

#### Other Representations

- 5.4 There are no other representations from other persons.

### **6 Licensing Hours**

- 6.1 Members are directed to paragraphs 6.8 to 6.15 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 6.14 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.
  - 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