

Licensing Act 2003
Record of Inspection

<p>Premises Details</p> <p>Licence Number: <u>PL03433/005</u></p> <p>Name: <u>GOLD CLASSIC</u></p> <p>Address: <u>375 HAREHILLS LANE, LS9 6AA</u></p>	<p>Inspection Details</p> <p>Date: <u>27.7.23</u> Time In: <u>1430</u> Time Out:</p> <p>Authorised Officer: <u>CB</u></p> <p>Other officers:</p> <p>In company with WYP/BTP/TS</p> <p>Other Agency:</p>
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Premises: [REDACTED] Present? Yes No

	Matters arising (Advice given marked with "X" in left-hand column)	Timescale
X	PAY ANNUAL FEES OF £120 TO UNSUSPEND LICENCE.	✓ DONE
X	TRANSFER PREMISES LICENCE	FRIDAY 28 th
X	VARY DPS.	
X	CLOSE SHOP @ 11 AM MONDAY TO SATURDAY AND 10.30 AM SUNDAYS	} IMMEDIATE
X	CHALLENGE 25 POSTERS	
X	CCTV - MUST BE RECORDING FOR 31 DAYS + STAFF ABLE TO OPERATE.	
X	PAGE A DAY DIARY FOR INCIDENT LOG + REFUSALS REGISTER	
X	DO NOT OPEN BEFORE 8 AM MONDAY TO SATURDAY AND 10 AM SUNDAYS	

No action required Action required; contravention(s)/breach of condition(s) as above

Signatures

Authorised Officer's signature: [REDACTED] Date: 27.7.23

Time:

Appropriate person at premises

I certify that the issue(s) identified have been brought to my attention and I undertake to rectify any breaches by the agreed timescale(s) set out above. I have been advised that a revisit will be made to ensure that the breaches have been rectified. I will ensure that the Premises Licence Holder and Designated Premises Supervisor is informed of this inspection and the findings at the earliest opportunity.

Print Name: _____ Date: _____

Signed: _____ Time: _____

Position: REFUSED TO SIGN

Enforcement Powers and Offences - Licensing Act 2003

Section 136 – Unauthorised licensable activities

- (1) A person commits an offence if –
 - (a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation, or
 - (b) he knowingly allows a licensable activity to be so carried on.
- (4) A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months or to an unlimited fine, or to both.
- (5) ...“authorisation” means –
 - (a) a premises licence,
 - (b) a club premises certificate, or
 - (c) a temporary event notice in respect of which the conditions of section 92(2) to (4) are satisfied.

Summary of other offences (Licensing Act 2003) (not exhaustive):

Unauthorised licensable activities

- section 137 Exposing alcohol for unauthorised sale
- section 138 Keeping alcohol on premises for unauthorised sale etc.

Drunkenness and disorderly conduct

- section 140 Allowing disorderly conduct on licensed premises etc.
- section 141 Sale of alcohol to a person who is drunk
- section 142 Obtaining alcohol for a person who is drunk
- section 143 Failure to leave licensed premises etc.

Smuggled goods

- section 144 Keeping of smuggled goods

Children and alcohol

- section 145 Unaccompanied children prohibited from certain premises
- section 146 Sale of alcohol to children
- section 147 Allowing the sale of alcohol to children
- section 147A Persistently selling alcohol to children
- section 147B Order suspending a licence in respect of offence under section 147A
- section 149 Purchase of alcohol by or on behalf of children
- section 150 Consumption of alcohol by children
- section 151 Delivering alcohol to children
- section 152 Sending a child to obtain alcohol
- section 153 Prohibition of unsupervised sales by children
- section 154 Enforcement role for weights and measures authorities

Confiscation of alcohol

- section 155 Confiscation of sealed containers of alcohol

False statements relating to licensing etc

- section 158 False statements made for the purposes of this Act

Powers of Entry

- section 179 Rights of entry to investigate licensable activities (available to a constable or authorised person).

Premises Details Licence Number: <u>Prem/03433/006</u> Name: <u>GOLD CLASSIC</u> Address: <u>315 HAREHILLS LANE</u> <u>LS9 6AA.</u>	Inspection Details Date: <u>31.8.23</u> Time In: <u>10:00</u> Time Out: Authorised Officer: <u>CB</u> Other officers: In company with <u>WYP/BTP/TS</u> Other Agency:
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Premises Licence Holder/DPS: HEMEN JALAL Present? Yes No

X	Matters arising (Advice given marked with "X" in left-hand column)	Timescale
X	<u>CHALLENGE 25 POSTERS</u>	
X	<u>NO INCIDENT BOOK/REFUSALS REGISTER.</u>	
X	<u>STAFF UNABLE TO OPERATE CCTV SYSTEM.</u>	

No action required Action required; contravention(s)/breach of condition(s) as above

Signatures
 Authorised Officer's signature: [Redacted] Date: 31.8.23
 Name: [Redacted]

Appropriate person at premises

I certify that the issue(s) identified have been brought to my attention and I undertake to rectify any breaches by the agreed timescale(s) set out above. I have been advised that a revisit will be made to ensure that the breaches have been rectified. I will ensure that the Premises Licence Holder and Designated Premises Supervisor is informed of this inspection and the findings at the earliest opportunity.

Print Name: [Redacted] Date: _____
 Signed: [Redacted] Time: _____
 Position: [Redacted]

Enforcement Powers and Offences - Licensing Act 2003

Section 136 – Unauthorised licensable activities

- (1) A person commits an offence if –
 - (a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation, or
 - (b) he knowingly allows a licensable activity to be so carried on.
- (4) A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months or to an unlimited fine, or to both.
- (5) ... "authorisation" means –
 - (a) a premises licence,
 - (b) a club premises certificate, or
 - (c) a temporary event notice in respect of which the conditions of section 92(2) to (4) are satisfied.

Summary of other offences (Licensing Act 2003) (not exhaustive):

Unauthorised licensable activities

- section 137 Exposing alcohol for unauthorised sale
- section 138 Keeping alcohol on premises for unauthorised sale etc.

Drunkenness and disorderly conduct

- section 140 Allowing disorderly conduct on licensed premises etc.
- section 141 Sale of alcohol to a person who is drunk
- section 142 Obtaining alcohol for a person who is drunk
- section 143 Failure to leave licensed premises etc.

Smuggled goods

- section 144 Keeping of smuggled goods

Children and alcohol

- section 145 Unaccompanied children prohibited from certain premises
- section 146 Sale of alcohol to children
- section 147 Allowing the sale of alcohol to children
- section 147A Persistently selling alcohol to children
- section 147B Order suspending a licence in respect of offence under section 147A
- section 149 Purchase of alcohol by or on behalf of children
- section 150 Consumption of alcohol by children
- section 151 Delivering alcohol to children
- section 152 Sending a child to obtain alcohol
- section 153 Prohibition of unsupervised sales by children
- section 154 Enforcement role for weights and measures authorities

Confiscation of alcohol

- section 155 Confiscation of sealed containers of alcohol

False statements relating to licensing etc

- section 158 False statements made for the purposes of this Act

Powers of Entry

- section 179 Rights of entry to investigate licensable activities (available to a constable or authorised person).

31.8.23 .



Brennand, Carmel

From: Brennand, Carmel
Sent: 19 September 2023 17:26
To: [REDACTED]
Subject: Gold Classic, 315 Harehills Lane, LS9 6AA
Attachments: Warning letter to PLH & DPS 19.9.23.doc

Importance: High

Dear Sir

Please see attached letter which is self-explanatory. If you wish to discuss this matter, feel free to ring me.

Yours faithfully

Carmel Brennand
Senior Liaison & Enforcement Officer
Entertainment Licensing
Leeds City Council
Tel: 0113 3785328
Fax: 0113 3367124
email: [REDACTED]
[REDACTED]



Leeds
CITY COUNCIL

Elections and Regulatory Services

Civic Hall
Leeds LS1 1UR

Our Ref: A80/CB/LIC/GE/004045

Your Ref:

Contact: Carmel Brennan

Tel: 0113 3785029

Fax: 0113 3367124

Email: [REDACTED]

Date: 19 September 2023

Private & Confidential

Mr Hemen Jalal
Gold Classic
315 Harehills Lane
Leeds
LS9 6AA

Dear Sir

**INVESTIGATION OF POSSIBLE OFFENCES UNDER THE LICENSING ACT 2003
PREMISES: GOLD CLASSIC, 315 HAREHILLS LANE, LEEDS, LS9 6AA**

I am writing to you in your capacity as the Premises Licence Holder and Designated Premises Supervisor of the above mentioned premises.

This section is in receipt of another complaint alleging you are open and trading after your permitted hours.

As I advised your member of staff [REDACTED] on the 27th July and yourself on the 15th August, the opening hours as specified on your Premises Licence are :-

Times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol
Monday to Saturday 08:00 - 23:00
Sunday 10:00 - 22:30

Opening hours of the premises
Monday to Saturday 08:00 - 23:00
Sunday 10:00 - 22:30

If you operate outside of these hours or are in breach of any licence conditions you and/or others are committing offences under Section 136 of the Licensing Act 2003, namely:-

(1) A person commits an offence if -

- (a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation, or**
- (b) he knowingly allows a licensable activity to be so carried on.**



- (4) A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months or to an unlimited fine, or to both.**
- (5) In this Part "authorisation" means -**
- (a) a premises licence,**
 - (b) a club premises certificate, or**
 - (c) a temporary event notice in respect of which the conditions of section 98(2) to (4) are satisfied.**

Leeds City Council's Entertainment Licensing Section, in conjunction with other enforcement agencies, are taking an active role in visiting premises/events. This Department will continue to monitor the situation for compliance of the Licensing Act 2003.

Should you require any further information or clarification on this matter please do not hesitate to contact the Licensing Office on the above number.

Yours faithfully

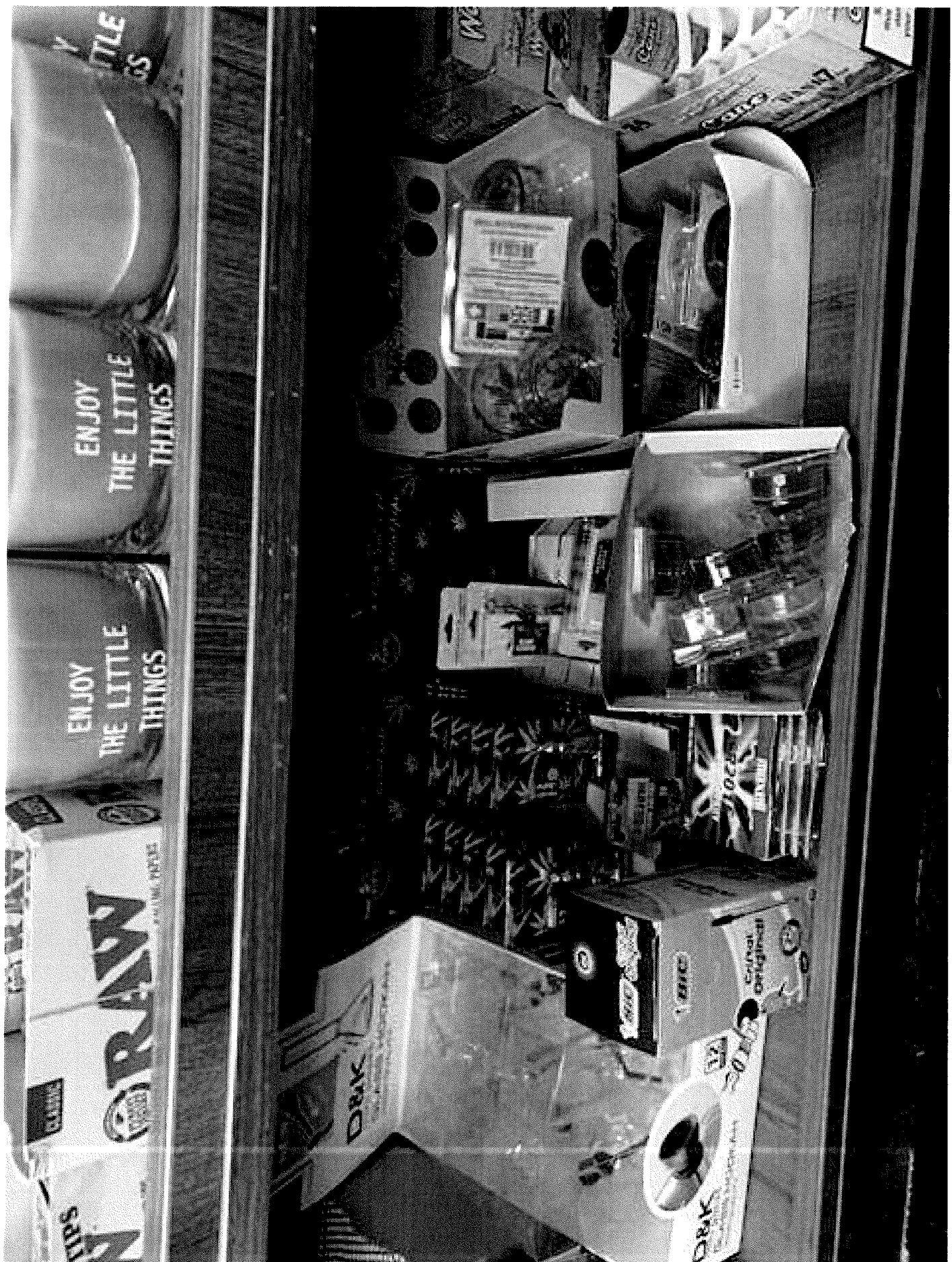


Carmel Brennand
Senior Liaison & Enforcement Officer
Entertainment Licensing

11.10.23



11.10.23



Brennand, Carmel

From: Brennand, Carmel
Sent: 31 October 2023 11:22
To: [REDACTED]
Subject: Gold Classic, 315 Harehills Lane, LS9 6AA

Importance: High

Dear Sir

Further to our visit on the 11th October when you were unable to operate the cctv, the engineer was supposed to be coming that afternoon and I asked that you send me a screenshot of the cctv calendar showing recording for 31 days.

I do not appear to have received this from you. May I remind you of the following conditions on your Premises Licence:-

5. A suitable Closed Circuit Television (CCTV) system will be operational at the premises at all times when licensable activities are being carried out and at any other times where members of the public on the premises.
6. The CCTV system will contain the correct time and date stamp information.
7. The CCTV system will have sufficient storage retention capacity for a minimum of 31 days continuous footage which will be of good quality.
8. The CCTV footage will be controlled and kept in a secure environment to prevent tampering or unauthorised viewing. A record will be kept of who has accessed the system, the reason why and when.
9. A designated member / members of staff at the premises will be authorised to access the CCTV footage and be conversant with operating the CCTV system. At the request of an authorised officer of the Licensing Authority or a Responsible Authority (under the Licensing Act 2003) any CCTV footage, as requested, will be downloaded immediately or secured to prevent any overwriting. The CCTV footage material will be supplied, on request, to an authorised officer of the Licensing Authority or a Responsible Authority

When you are breaching one or more conditions on your Licence, you are committing offences under Section 136 of the Licensing Act 2003, namely:-

- (a) *he carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation, or*
 - (b) *he knowingly allows a licensable activity to be so carried on.*
- (4) *A person guilty of an offence under this section is liable on summary conviction to imprisonment for a term not exceeding six months or to a unlimited fine, or to both.*
- (5) *In this Part "authorisation" means -*
 - (a) *a premises licence,*
 - (b) *a club premises certificate, or*
 - (c) *a temporary event notice in respect of which the conditions of section 98(2) to (4) are satisfied.*

Also, during the visit Part A and Part B of the Premises Licence was not on site. I emailed you on the 13th October to advise you to pay for a duplicate Licence. I have checked our records and you have failed to do this. If you have found the Licence, then Part B should be displayed and Part A should be available. If it is not then you are committing offences under Section 57 of the Act:-

(1) This section applies whenever premises in respect of which a premises licence has effect are being used for one or more licensable activities authorised by the licence.

(2) The holder of the premises licence must secure that the licence or a certified copy of it is kept at the premises in the custody or under the control of—

(a) the holder of the licence, or

(b) a person who works at the premises and whom the holder of the licence has nominated in writing for the purposes of this subsection.

(3) The holder of the premises licence must secure that—

(a) the summary of the licence or a certified copy of that summary and and

(b) a notice specifying the position held at the premises by any person nominated for the purposes of subsection (2),

are prominently displayed at the premises.

(4) The holder of a premises licence commits an offence if he fails, without reasonable excuse, to comply with subsection (2) or (3).

(8) A person guilty of an offence under this section is liable on summary conviction to a fine not exceeding level 2 on the standard scale.

If you could please give these matters your earliest attention and confirm to me by email when you have done so.

Yours faithfully

Carmel Brennand
Senior Liaison & Enforcement Officer
Entertainment Licensing
Leeds City Council
Tel: 0113 3785328
Fax: 0113 3367124

Licensing Act 2003
Record of Inspection



2023

<p>Premises Details</p> <p>Licence Number: <u>Prem/03433/006</u></p> <p>Name: <u>GOLD CLASSIC</u></p> <p>Address: <u>315 HAREHILLS LANE LS9 6AA</u></p>	<p>Inspection Details</p> <p>Date: <u>12.12.2023</u> Time In: <u>12:00</u> Time Out: _____</p> <p>Authorised Officer: <u>CB</u></p> <p>Other officers: _____</p> <p>In company with: <u>WYP/BTP/TS</u></p> <p>Other Agency: _____</p>
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Premises Licence Holder/DPS: HEMEN JALAL Present? Yes No

	X	Matters arising (Advice given marked with "X" in left-hand column)	Timescale
	<input checked="" type="checkbox"/>	PART B OF PREMISES LICENCE NOT DISPLAYED.	} 1 DAY.
	<input checked="" type="checkbox"/>	STAFF UNABLE TO OPERATE THE CCTV.	
	<input checked="" type="checkbox"/>	NO INCIDENT / REFUSALS BOOK NOT BEING COMPLETED.	

No action required Action required; contravention(s)/breach of condition(s) as above

Signatures

Authorised Officer's signature: _____ Date: 12.12.23

Signature: _____ Name: _____

Appropriate person at premises

I certify that the issue(s) identified have been brought to my attention and I undertake to rectify any breaches by the agreed timescale(s) set out above. I have been advised that a revisit will be made to ensure that the breaches have been rectified. I will ensure that the Premises Licence Holder and Designated Premises Supervisor is informed of this inspection and the findings at the earliest opportunity.

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Position: _____

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