

Report of the Chief Officer Elections and Regulatory

Report to the Licensing Sub Committee

Date: Friday 9 February 2024

Subject: Application for the grant of a premises licence for Cafe/Bar, Ground Floor, Kidd House, Versa Studios, Whitehall Road, Leeds, LS12 1AP

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s): Beeston & Holbeck		
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 Versa (Kidd House Studios) Limited, for Cafe/Bar, Ground Floor, Kidd House, Versa Studios, Whitehall Road, Leeds, LS12 1AP.

The application describes the premises as a café/bar.

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

Discussions with West Yorkshire Police have resulted in an amendment to the condition regarding the minimum retention period of CCTV footage.

The application has attracted a representation from Leeds City Council's Environmental Protection Team offering a number of suggested measures to promote the prevention of public nuisance licensing objective. No agreement has been reached and the representation remains a matter outstanding for the Sub Committee's consideration.

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 Versa (Kidd House Studios) Limited.
- 3.2 The proposed designated premises supervisor is Alexander Webb-Ingall.
- 3.3 In summary the application is for:

Sale by retail of alcohol, Performance of live music & Performance of recorded music

<i>Monday to Thursday</i>	<i>09:00 - 01:00</i>
<i>Friday & Saturday</i>	<i>09:00 - 02:00</i>
<i>Sunday</i>	<i>09:00 - 01:00</i>

Late night refreshment

<i>Monday to Thursday</i>	<i>23:00 - 01:30</i>
<i>Friday & Saturday</i>	<i>23:00 - 02:30</i>
<i>Sunday</i>	<i>23:00 - 01:30</i>

Non standard timings:

From the start time on New Year's Eve to the terminal hour for New Year's Day.

On the day that British Summer Time commences, one additional hour to disapply its effect.

- 3.4 A redacted version of the application is attached at **Appendix A**.
- 3.5 The applicant proposes to promote the licensing objectives by taking the steps identified in the separate operating schedule attached at **Appendix B**.

4 Location

- 4.1 A map which identifies the location of this premises is attached at **Appendix C**.

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 Not considered a formal representation to the application discussions between the applicant and West Yorkshire Police have resulted in an amendment to the operating schedule, namely the minimum retention period of CCTV footage will be 31 days, rather than 28 days as proposed originally. A copy of the e-mail may be found at **Appendix D**.

- 5.3 The representation by the Environmental Protection Team remains a matter for Members' consideration. A copy of the representation may be found at **Appendix E**.

Other representations

- 5.4 There are no other representations.

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 F**.

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