

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

**Report to the Licensing Sub Committee**

**Date: 3 December 2024**

**Subject: Application for the Grant of a Premises Licence for Takeaway at 183 Meanwood Road, Meanwood, Leeds, LS7 1NB**

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 Ejaz Hussain, for a Takeaway at 183 Meanwood Road, Meanwood, Leeds, LS7 1NB.

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

The application has attracted representations from West Yorkshire Police and Leeds City Council's Environmental Protection Team.

An agreement to incorporate a number of additional measures into the proposed operating schedule has been reached between West Yorkshire Police and the Applicant, resulting in the representation being withdrawn.

The representation by the Environmental Protection Team suggests additional measures and a reduction to the hours applied for. With no agreement reached the matter remains outstanding for the Licensing 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 an outstanding representation.

## **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 Ejaz Hussain.
- 3.2 In summary the application is for:

*Late Night Refreshment*  
*23:00 - 05:00 Every Day*

*"Section L" of the application explains the premises will not open to the public - indicating the premises will operate exclusively a delivery/pick-up service only.*

- 3.3 A redacted version of the application form is attached at **Appendix A**.
- 3.4 The applicant proposes to promote the licensing objectives by taking the steps identified in "Section M" of the application form.

## **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 Representations have been received from West Yorkshire Police and Leeds City Council's Environmental Protection Team, in their capacity as responsible authorities.
- 5.3 Any representation may be negotiated prior to the hearing and in this instance the operating schedule has been amended to include measures agreed with West Yorkshire Police. A copy of the representation and agreement may be found at **Appendix C**.

- 5.4 The representation by the Environmental Protection Team offers additional measures to promote the prevention of public nuisance licensing objective, including a reduction to the hours for late night refreshment (Monday to Saturday, 23:00 to 00:00 hours). The representation remains outstanding, and a copy of the representation and a subsequent e-mail exchange between parties can be found at **Appendix D**.

#### Other Representations

- 5.5 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 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 Sub Committee 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 Sub Committee 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 Sub Committee 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