

Report of the Chief Officer Elections and Regulatory

Report to the Licensing Sub Committee

Date: 14 January 2025

**Subject: Application for the Grant of a Premises Licence for Golden Swan,
393 Dewsbury Road, Hunslet, Leeds, LS11 5LR**

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 Golden Swan Ltd., for Golden Swan, 393 Dewsbury Road, Hunslet, Leeds, LS11 5LR.

The application explains the premises will operate as a banquet hall to hold events and private functions.

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

The application has attracted representations from West Yorkshire Police and the Environmental Protection Team. A representation from a member of the public has been withdrawn following the applicant reducing the hours originally applied for.

Likewise the representation by West Yorkshire Police has been withdrawn following an agreement by the applicant to adopt additional measures.

The representation by the Environmental Protection Team objects to the application outright and it remains 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 These premises have previously had the benefit of a Club Premises Certificate, surrendered in April 2024 due to the premises no longer trading.
- 2.2 The details of the previous certificate are as follows:

Supply of alcohol, performance of live and recorded music, performance of dance and entertainment of a similar description

<i>Monday - Saturday</i>	<i>11:00 - 23:00</i>
<i>Sunday</i>	<i>12:00 - 22:30</i>

3 The Application

- 3.1 The applicant's name is Golden Swan Ltd.
- 3.2 The proposed designated premises supervisor is Amandeep Kaur.
- 3.3 Following an amendment by the applicant the licensable activities and hours applied for are:

Sale by retail of alcohol (for consumption on the premises)

<i>Sunday to Thursday</i>	<i>13:00 - 23:00</i>
<i>Friday and Saturday</i>	<i>13:00 - 23:59</i>

Non standard timings: New Year's Eve 13:00 - New Year's Day 03:00

Late night refreshment

<i>Monday to Sunday</i>	<i>23:00 - 23:59</i>
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Non standard timings: New Year's Eve 23:00 - New Year's Day 03:00

Boxing or wrestling entertainment

<i>Every Day</i>	<i>13:00 - 23:00</i>
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Performance of live and recorded music

<i>Monday to Saturday</i>	<i>13:00 - 23:59</i>
<i>Sunday</i>	<i>13:00 - 23:00</i>

Non standard timings: New Year's Eve 13:00 - New Year's Day 03:00

Entertainment similar to live music, recorded music or dance

<i>Monday to Sunday</i>	<i>13:00 - 23:59</i>
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Non standard timings: New Year's Eve 13:00 - New Year's Day 03:00

- 3.4 A redacted version of the application has been attached at Appendix A.
- 3.5 The applicant proposes to promote the licensing objectives by taking the steps identified in the 'Section M' guidance document attached at Appendix B.

4 Location

- 4.1 A map which identifies the location of the 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 Representations have been received from West Yorkshire Police and Environmental Health in their capacity as responsible authorities.
- 5.3 Any representation may be negotiated prior to the hearing. 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 D.
- 5.4 The representation submitted by Environmental Health remains as a matter for Members' consideration. A copy of the representation may be found at Appendix E.

Other Representations

- 5.5 A representation from a member of the public (described as 'other persons' in the legislation) was withdrawn during the consultation period after the applicant offered to amend the operating schedule by reducing the hours applied for. A copy of the e-mail outlining the revised hours can be found at Appendix F.

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 G.

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.
- 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 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