

## Licensing Committee

Tuesday, 7th April, 2009

**PRESENT:** Councillor D Wilson in the Chair

Councillors S Armitage, M Dobson, J Dunn,  
T Grayshon, G Hyde, V Morgan, B Selby,  
A Castle, R D Feldman, D Hollingsworth  
and G Wilkinson

### 44 Late Items

There were no formal late items however Members were in receipt of an amended version of a letter which appeared as Appendix 2 to Item 8 – the Leeds Festival (minute 49 refers)

### 45 Declarations of Interest

Councillor A Castle – Min 49 the Leeds Festival – declared a personal interest as a resident of Thorner which lies close to the Festival site

### 46 Apologies for Absence

Apologies for absence were received from Councillors Dowson and Townsley

### 47 Minutes

**RESOLVED** – That the minutes of the meeting held 3 February 2009 be agreed as a correct record

### 48 Matters Arising

Minute 39 DPPO – The Chair highlighted the request for a review of the management and effectiveness of the Woodhouse Moor DPPO which had been agreed by Committee on 3 February 2009. It was agreed that a report would be presented to the next Committee meeting

### 49 The Leeds Festival 2009 - Receipt of Amendments to the Event Management Plan for the 2009 Event and the Outcome of issues raised during the post Festival Clean Up

The Assistant Chief Executive (Corporate Governance) submitted a report on preparations for the Leeds Festival 2009 which will be held within the grounds of Bramham Park during August Bank Holiday weekend. The report advised Members of the proposed changes to the Event Management Plan (EMP) in preparation for this years event and on the outcome of a complaint received in respect of the 2008 post event clean up.

Appendix 1 of the report set out the proposed amendments to the EMP in detail. Members were in receipt of an amended Appendix 2 which contained a letter from LCC Health & Safety to Festival Republic Ltd detailing the outcome of a complaint relating to welfare facilities for employees involved in the post event clean up operation.

(Councillors Grayshon and Hyde joined the meeting at this point)

#### Traffic Management Plan

Officers outlined the major change to the Traffic Management Plan (TMP) this year for traffic arriving from the south of the city and reminded Members of the informal meeting scheduled 23<sup>rd</sup> April 2009 called specifically to consider the TMP in conjunction with east Leeds Councillors, the Executive Member for Leisure and Parish Councils.

The Committee discussed the merits of undertaking a formal site visit to Bramham Park and travelling the new route proposed for the 2009 Festival and specifically transport to the site. Members felt the TMP was the single largest element of the 2008 event which had caused problems affecting many local residents. The Committee expressed the view that a highways officer should be present on the site visit to discuss the route and that at this early stage the Committee should be able to identify problem areas or traffic hotspots.

(Councillor Hollingsworth joined the meeting at this point)

Members were advised that as the report had been presented at this early stage for information purposes only and a site visit at this point may not benefit the decision making process as the final EMP would not be presented until July/August. Furthermore, Committee would be required to rescind their decision of 2<sup>nd</sup> December 2008 which requested that "local ward Councillors, the appropriate Executive Member and relevant Parish Councils be consulted..." on the TMP (minute 31c) refers) in order to undertake a site visit.

A majority of the Members present favoured a formal site visit which they felt would benefit the Committee at the decision making stage as it would include the opportunity to view the routes proposed within the TMP which would be a significant factor in the assessment of the overall EMP for the Festival.

#### Complaint regarding post event clean up

Officers outlined the complaint made to LCC regarding health & safety/welfare issues raised by one complainant regarding facilities provided for employees during the Festival clean up operation. The complaint had been investigated by LCC Health & Safety and the response was attached at Appendix 2. Officers reported that the Cleaning Company employed by Festival Republic had agreed to comply with several conditions following the outcome of the investigation. Members noted that several aspects of the complaint had been dealt with by the Environment Agency.

Officers confirmed that LCC Health & Safety officers would monitor adherence to the conditions as Members stated their concern for the safety and well being for Festival staff, particularly those casual employees, and reiterated that such matters could be enforced by LCC under Health and Safety at Work legislation for the post event clean up, rather than fall under the remit of Committee and the Premises Licence.

**RESOLVED –**

- a) To note the contents of the report
- b) To rescind the Committee decision of 2<sup>nd</sup> December 2008 which requested that “local ward Councillors, the appropriate Executive Member and relevant Parish Councils be consulted on the Traffic Management Plan” (minute 31c) refers) in order allow the Licensing Committee to play a formal role in the process
- c) To undertake a site visit to travel the proposed TMP route to Bramham Park for Festival goers and request that arrangements be made to transport the Licensing Committee to Bramham Park on 23<sup>rd</sup> April 2009 to attend the TMP presentation organised by Festival Republic.
- d) To note that multi agency meetings will continue and the applicant intends to continue to liaise with relevant Town and Parish councils culminating in the production of the final Event Management Plan no later than 28 days prior to the start of the event.
- e) To note that the final Event Management Plan will be presented to the Committee in August 2009 when Members will determine how the final EMP will be agreed

(Councillor Armitage withdrew from the meeting at this point)

**50 The Black Bull, 11 Manor House Street, Pudsey, Leeds- Appeal against Licensing Committee decision after a Review of the Premises Licence**

The Assistant Chief Executive (Corporate Governance) submitted a report on the outcome of an appeal against the decision of the Licensing Sub Committee to revoke the Premises Licence in respect of the Black Bull, Pudsey. The decision was made on 4<sup>th</sup> September 2008 and the Magistrates considered the appeal on 12<sup>th</sup> & 13<sup>th</sup> March 2009. It was the decision of the Magistrates to dismiss the appeal as they considered there were no measures which could be put in place that would help promote the Licensing Objectives.

Members welcomed the outcome of the appeal and expressed thanks to local ward Councillor Coulson who had attended both the Licensing Sub Committee hearing and the Magistrates hearing to give evidence on behalf of local residents

**RESOLVED –** That the contents of the report and the outcome of the appeal be noted

**51 Consultation Process for Gambling Act 2005 - Statement of Licensing Policy**

(Councillor Armitage resumed her seat in the meeting)

The Committee considered the report of the Assistant Chief Executive (Corporate Governance) advising Members of the intention to review and publicly consult on the Gambling Act 2005 Statement of Licensing Policy as required by the Gambling Act 2005.

Members were aware of an earlier request by full Council to be involved in the consultations at an early stage. Officers reported the recent decision by

Leader Management Team that the Policy should be presented to Council in July 2009 for debate, to be followed by full public consultation.

Officers also reported that the 2010/2013 Policy would not contain details of the Large Casino as the Government had yet to publish Secondary Legislation. An Advisory Panel on Casinos of relevant stakeholders would be established to inform the process of the grant of Casino Licence in due course.

Members discussed the training offered on the gambling aspects of the Committees work and the uptake of training and noted this matter was due to be discussed at the April Standards Committee

**RESOLVED** – That the contents of the report be noted

**52 Proposed date of the Next Meeting**

**RESOLVED** – To note the next Committee meeting will be held at the start of the new Municipal Year and is proposed to be Tuesday 2<sup>nd</sup> June 2009 at 10.00 am