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## Report of the Assistant Chief Executive (Corporate Governance)

### *Report to the Licensing Sub Committee*

Date: 19<sup>th</sup> May 2009

**Subject: Application for the Grant of a Premises Licence Caffe Ritazza, Ground Floor adj to Arrivals, Leeds Bradford Airport, Whitehouse Lane, Yeadon, Leeds LS19 7TU**

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#### Electoral Wards Affected:

Otley & Yeadon

Ward Members consulted  
(referred to in report)

#### Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

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## Executive Summary

This report informs members of an application for the grant of a Premises Licence for premises situated on the Ground Floor adj to Arrivals, Leeds Bradford Airport, Whitehouse Lane, Yeadom Leeds LS19 7TU to be known Caffe Ritazza.

The responsible authorities are served with copies of the application by the applicant and Ward Members have been notified of the application.

### 1.0 Purpose of this Report

To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a Premises Licence in respect of Caffe Ritazza, Ground Floor, adj to Arrivals, Leeds Bradford Airport, Whitehouse Lane, Yeadon, Leeds LS19 7TU.

The Licensing Sub-Committee is required to consider this application due to the receipt of representations.

### 2.0 History of Premises

2.1 This is the first application for a Premises Licence for these premises.

### 3.0 The Application

3.1 The applicants are SSP Air Limited, 169 Euston Road, London, NW1 2AE

3.2 The location and the proximity to neighboring premises can be seen on the map provided, Members attention is drawn to Appendix " A ".

3.3 The seating area for Caffe Ritazza will be situated in what is currently O'Briens (Premise Licence Number 1283) and the applicants have confirmed that upon grant of this licence they will surrender the Premise Licence for O'Briens.

3.4 A copy of the application and operating schedule are attached as Appendix " B " to this report. For the assistance of members, the Operating Schedule shows:

**i) Proposed licensable activities**

F Recorded Music  
L Late Night Refreshment  
M Supply of Alcohol

**ii) Proposed hours of licensable activities**

L Late Night Refreshment

Every Day 23:00 to 05:00

F Recorded Music 00:01 – 00:00 (24 hrs)

M Supply of Alcohol 00:01 – 00:00 (24 hrs) – for consumption both on and off the premise.

**iii) Steps to promote licensing objectives**

The applicant proposes to take the steps to promote the licensing objectives identified in section "P" of the application form

**iv) Proposed times when the premises is open to the public**

The premises propose to open to the public between the following hours:

Every Day 00:01 to 00:00 (24 hours a day)

**v) Proposed Designated Premises Supervisor**

Russell Sibley intends to be the Designated Premises Supervisor

**4.0 Relevant Representations**

4.1 Under the Act representations can be received from responsible authorities or interested parties. Representations must be relevant and, in the case of an interested party, must not be frivolous or vexatious.

4.2 Responsible authorities have made the following representations:-

**i) West Yorkshire Police made the following representation:**

Members are invited to consider Appendix " C " to this report

**ii)** Following discussions between the applicants and West Yorkshire Police agreements have been reached. Consequently West Yorkshire Police have withdrawn their representation on the understanding that the agreed conditions will be placed on the Premise Licence.

Members are invited to consider Appendix “ D “ to this report.

## **5.0 Matters Relevant to the Application**

5.1 Members of the Licensing sub committee must make decisions with a view to promoting the licensing objectives which are:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

5.2 In making of their decision Members are obliged to have regard to the national Guidance and the Council’s Licensing Policy. Members will be aware they must also have regard to the relevant representations made and evidence they hear.

## **6.0 Options Available to Members**

6.1 The licensing sub-committee must take such of the following steps as it considers necessary 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 whole or part of the application

6.2 Members of the Licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

## **Background Papers**

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy