



Report of the Assistant Chief Executive (Corporate Governance)

Report to the Licensing Sub Committee

Date: 14TH September 2009

Subject: Application for the Variation of a Premises Licence for Seacroft Green Social Club 242 Brooklands Avenue Leeds LS14 6NW

<p>Electoral Wards Affected:</p> <p>Seacroft</p> <p><input checked="" type="checkbox"/> Ward Members consulted (referred to in report)</p>	<p>Specific Implications For:</p> <p>Equality and Diversity <input type="checkbox"/></p> <p>Community Cohesion <input type="checkbox"/></p> <p>Narrowing the Gap <input type="checkbox"/></p>
---	--

Executive Summary

This report informs members of an application for the variation of a Premises Licence for premises situated at 242 Brooklands Avenue Seacroft Leeds LS14 6NW

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 variation to a Premises Licence in respect of Seacroft Green Social Club 242 Brookland Avenue Seacroft Leeds LS14 6NW. The Licensing Sub-Committee is required to consider this application due to the receipt of representations.

2.0 History of Premises

2.1 The premises currently have the benefit of a Premises Licence issued under The Licensing Act 2003

M - Supply of Alcohol	Monday to Saturday Sunday	11:00 - 23:00 12:00 - 22:30
F - Recorded Music	Every Day	00:00 – 23:59 (24 Hours)

2.2 The hours of operation are as follows:

Monday to Saturday	11:00 – 23:00
Sunday	12:00 – 22:30

2.3 The hours that the premises are open to the public are:-

Monday to Thursday	11:00 – 23:30
Sunday	12:00 - 23:00

2.4 A copy of the existing licence (including all conditions) is attached at Appendix “A”

3.0 The Application

3.1 The applicant is Roy Houghton

3.2 The location and the proximity to neighboring premises can be seen on the map provided, Members attention is drawn to Appendix “B”

3.3

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

i) Proposed new licensable activities

The applicant proposes to list new activities

- A - Plays
- C - Indoor Sporting Events
- E - Live Music
- G - Performance of Dance
- H - Anything of a Similar Description
- J - Provision of facilities for dancing
- K - Provision of facilities for entertainment of a similar description

Proposed hours of licensable activities

Monday to Saturday	11:00 - 23:00
Sunday	12:00 - 22:30

ii) Times when the premises is open to the public

Monday to Saturday	11:00 – 23:30
Sunday	12:00 - 23:00

iii) Designated Premises Supervisor

Marie Gregory 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:-

➤ **West Yorkshire Police have made representation**

Member's are invited to consider Appendix "D" of this report **Part B Agreed**

➤ **Environmental Protection Team have made representation**

Member's are invited to consider Appendix "E" of this report

➤ **L CC Health and Safety Team have made representation**

Members are invited to consider Appendix "F" **Part B Agreed**

4.3 Interested Parties have made representation

➤ **Ward Councillor on behalf of a Resident**

Member's are invited to consider Appendix "G" of 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 variation as requested.
- Grant the variation while imposing new conditions or altering in any way the existing operating schedule.
- Reject whole or part of the variation 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