



Report of the Assistant Chief Executive (Corporate Governance)

Report to the Licensing Sub Committee

Date: Monday 14th September 2009

Subject: Application for the Grant of a Premises Licence for Domino's Pizza, 30/31 Kirkgate, Leeds, LS2 7DR

Electoral Wards Affected:

City & Hunslet

Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

Executive Summary

This report informs members of an application for the grant of a Premises Licence for a premises situated at 30/31 Kirkgate, Leeds, LS2 7DR, trading as Domino's Pizza.

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 Domino's Pizza, 30/31 Kirkgate, Leeds, LS2 7DR. 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 applicant is Pizza North II Ltd.

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

i) Proposed licensable activities

L Late Night Refreshment

ii) Proposed hours of licensable activities

The proposed hours of licensable activities are as follows:

Late Night Refreshment

Sunday to Thursday	23:00 – 00:30
Friday & Saturday	23:00 – 02:00

iii) Proposed times when the premises is open to the public

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

Sunday to Thursday	11:00 – 00:30
Friday & Saturday	11:00 – 02:00

iv) Steps to promote licensing objectives

The applicant intends to promote the licensing objectives by means of the proposals attached to **Appendix C** of this report.

v) Cumulative impact policy

These premises fall within the Cumulative Impact Policy Area 1 – City Centre. The council's policy on this area stipulates the following:-

It is the council's policy on receipt of relevant representations to refuse applications for new premises seeking a licence to provide hot food between 11.00 pm and 5.00 am where the food is purchased to take away from the premises as opposed to premises where the food is to be consumed on the premises and whilst patrons are seated at tables provided for that purpose.

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**

Members are invited to consider **Appendix C** of this report.

- **LCC Development Department**

Members are invited to consider **Appendix D** 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 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
- 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