



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 Roundhay Post Office
486 Roundhay Road, Leeds LS8 2HU**

Electoral Wards Affected:

Roundhay

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 variation of a Premises Licence for premises situated at 486 Roundhay Road Leeds LS8 2HU

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 34 of the Licensing Act 2003 ("the Act") for a variation to a Premises Licence in respect of Roundhay Post Office 486 Roundhay Road Leeds LS8 2HU. 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 for the following activities

M - Supply of Alcohol

2.2 The hours of operation are as follows:

Every Day 10:00 – 20:30

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

Every Day 10:00 – 20:30

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 Bishpal Singh

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 does not propose to alter the activities or list new activities

Proposed new hours of licensable activities

The applicant proposes to extend its hours of licensable activities

Every Day 7:00 - 23:00

ii) Times when the premises is open to the public

Every Day 7:00 – 23:00

iii) Designated Premises Supervisor

Bish Pal Singh intends to remain 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 Part B Agreed

Member’s 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 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