



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 A & P Retail Ltd, 11 Ackroyd Street, Morley, Leeds, LS27 8QX.

Electoral Wards Affected:

Morley South

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 11 Ackroyd Street, Morley, Leeds, LS27 8QX trading as A&P Retail Limited.

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 11 Ackroyd Street, Morley, Leeds, LS27 8QX. 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 Mr. Phillip Bennett and Mr. Adam Bennett

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 shows:

i) **Proposed licensable activities**

- Sale of Alcohol

ii) **Proposed hours of licensable activities**

The proposed hours of licensable activities are as follows:

- Sale of Alcohol
Every Day 10:00 – 22:00

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

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

Monday to Saturday 08:00 – 22:00
Sunday 09:00 – 22:00

iv) **Proposed Designated Premises Supervisor**

Mr Philip Bennett

v) **Steps to promote licensing objectives**

The applicant proposes to take specific steps to promote the licensing objectives identified in section “P” of the application form.

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 Interested Parties have made the following representations:

- **Members of the Public in the form of a Petition**

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

- **West Yorkshire Police**

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
- 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