



Report of the Assistant Chief Executive (Corporate Governance)

Report to the Licensing Sub Committee

Date: 14th September 2009

Subject: Application for the Grant of a Premises Licence for The Railway Tavern
Formally (Neville Hill Social Club) Rookwood Road Leeds LS9 0NJ

Electoral Wards Affected:

Burmantofts and Richmond Hill

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 premises situated at Rookwood Road Leeds LS9 0NJ

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 the Grant of a Premises Licence in respect of The Railway Tavern Rookwood Road Leeds LS9 0NJ

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. The premises did benefit from a Club Premises Certificate for the premises formally known as the Neville Hill Social Club which was duly surrendered.

3.0 The Application

3.1 The applicant is LH Taverns (NW) 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 shows:

i) Proposed licensable activities

- A - Plays
- C - Indoor Sporting Events
- E - Live Music
- F - Recorded Music
- H - Anything of a Similar Description
- I - Provision of Facilities for making music
- J - Provision for Facilities for Dancing
- K - Provision of Facilities for entertainment of a similar description
- M - Supply of Alcohol

ii) Proposed hours of licensable activities

The proposed hours of licensable activities are as follows

Sunday - Thursday	09:00 – 00:00
Friday & Saturday	09:00 – 01:00

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 and Pro-Forma

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

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

Sunday – Thursday	09:00 - 00:30
Friday & Saturday	09:00 - 01:30

v) Proposed Designated Premises Supervisor

Mr Peter Patrick Paul Ewens

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”

➤ **Environmental Health Protection Team – Part B Agreed**

Members are invited to consider Appendix “D”

➤ **LCC Health and Safety Team**

Members are invited to consider Appendix “E”

4.3 Interested Parties have made the following representations

➤ **Local Residents**

Members are invited to consider Appendix “F”

4.4 Interested Parties have submitted Letter and Petition of Support

➤ **Local Residents**

Members are invited to consider Appendix “G”

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.

5.0 Options Available to Members

6.0

- 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

6.1 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.

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