



Report of the Assistant Chief Executive (Corporate Governance)

Report to the Licensing Sub Committee

Date: 10th January 2011

Subject: Application to vary a Premises Licence for Starlight Bar, Unit 10, Shaftesbury Parade, Harehills Lane, Harehills, Leeds, LS9 6TA

Electoral Wards Affected:

Burmantofts & 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 to vary a Premises Licence for premises situated at Unit 10, Shaftesbury Parade, Harehills Lane, Harehills, Leeds, LS9 6TA trading as Starlight Bar.

The variation application is to extend the hours for the sale of alcohol on Fridays and Saturdays to 11:00hrs to 03:00hrs from the existing hours of 11:00hrs to 23:00hrs.

The hours on Sunday to Thursday to remain as:

Sunday Noon to 22:30hrs

Monday to Thursday 11:00hrs to 23:00hrs

The premises currently have the following licensable activities:

Sale of Alcohol and Performance of Recorded Music

The application also includes the addition of the following activities on Fridays and Saturdays

Live Music, Provision of Facilities for Making Music, Provision of Facilities for Dancing
21:00 to 03:00 hrs and Late Night Refreshment 23:00 to 03:00hrs

The application also includes seasonal variations for Christmas Eve and New Years Eve for the following activities and hours:

Live Music, Provision of Facilities for Making Music, Provision of Facilities for Dancing,
Supply of Alcohol.

Christmas Eve 09:00hrs to 04:00hrs

New Years Eve 09:00hrs to 06:00hrs

Late Night Refreshment 23:00hrs to 03:00hrs on both occasions.

As part of the variation application the applicant proposes to bring back into use an area which had been previously closed due to fire damage.

Purpose of this Report

- 1.1 To advise Members of an application made under section 34 of the Licensing Act 2003 ("the Act") to vary a Premises Licence in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt to representations

2.0 History of Premises

2.1 An application for the conversion of the former Licenses into a Premises Licence was submitted in August 2005 by a Mr Anthony Flynn. No objections to the conversion application were received and a premises licence was duly granted for the existing hours and activities

A variation application was received on the 26th June 2006 the application was for a temporary structural change as a result of a fire on 3rd April 2006 a temporary passage was erected as a thoroughfare between the entrance and a 2nd room.

A licence transfer was received on the 24th August 2010 changing the licence holder from Anthony Flynn to Nawaz Khan

The premises have been subject to an investigation by the Leeds City Council Liaison and Enforcement team due to complaints being received from members of the public. Recent visits have been made to the premises in company with West Yorkshire Police and West Yorkshire Fire and Rescue Services (WYFRS) which have raised concerns regarding noise breakout and fire safety issues. Some of the windows appeared not to fit the frames correctly and cardboard egg cartons have been used in some of the windows as a way to possibly reduce noise photos are attached at **Appendix J**. During the visit WYFRS raised a number of fire safety issues which are contained in an email attached at **Appendix K** for members assistance.

2.2 A copy of the existing licence (including all conditions) is attached at Appendix A.

3.0 The Application

3.1 The applicant is Mr Nawaz Khan,

3.2 The location of the premises can be found on the map attached as 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:

3.4 Proposed licensable activities

Sale by retail of alcohol
Provision of late night refreshment
Performance of live music
Performance of recorded Music
Provision of facilities for making music
Provision of facilities for dancing

3.5 Proposed hours of licensable activities

The proposed hours of licensable activities are as follows:

Sale by retail of alcohol	
Friday & Saturday	11:00 - 03:00
Sunday to Thursday	11:00 - 23:00
Provision of late night refreshment	
Friday & Saturday	23:00 - 03:00
Performance of live music	
Friday & Saturday	21:00 - 03:00
Performance of recorded Music	
Every Day	00:00 - 23:59
Provision of facilities for making music	
Friday & Saturday	21:00 - 03:00
Provision of facilities for dancing	
Friday & Saturday	21:00 - 03:00

3.6 Proposed times when the premises is open to the public

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

Friday & Saturday	11:00 - 04:30
Sunday to Thursday	11:00 - 23:00

3.7 Steps to promote the licensing objectives

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

3.8 Designated Premises Supervisor

Mr Anthony Flynn is nominated as 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 Representations have been received from the following Responsible Authorities:

West Yorkshire Police

Members are invited to consider Appendix D of this report.

Environmental Protection Team

Members are invited to consider Appendix E of this report.

Health And Safety Services

Members are invited to consider Appendix F of this report.

4.3 Representations have been received from interested parties. Members are invited to consider Appendix G of this report.

Councillor Richard Brett has made a representation on behalf of the Burmantofts and Richmond Hill Ward Councillors. Members are invited to consider Appendix H of this report .

4.4 Any representations submitted may be agreed prior to a hearing. In this instance the operating schedule has been amended to include agreed measures with the following Responsible Authorities:

Health And Safety Services

Members are invited to consider Appendix I 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 the 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 application as requested.
- Grant the variation application whilst modifying the conditions of the licence.
- Reject the 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

Premises Licence

Premises Licence Number:

PR/10/00000001
Appendix A
25th July 2006

Part A
Schedule 12 Licensing Act 2003

Initial licence issued from:

Current licence effective from:

24th August 2010

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Starlight Bar
Unit 10
Shaftesbury Parade
Harehills Lane
Harehills
Leeds
LS9 6TA

Telephone number

Licensable activities authorised by the licence

Sale by retail of alcohol
Performance of recorded Music

Licence Issued under the authority of Leeds City Council



Mrs Emma White
Licensing Officer
Entertainment Licensing
Legal, Licensing and Registration

Licence produced on 01/09/2010



Leeds
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Times the licence authorises the carrying out of licensable activities	
<i>Sale by retail of alcohol</i>	
Monday to Saturday	11:00 - 23:00
Sunday	12:00 - 22:30
<i>Performance of recorded Music</i>	
Every Day	00:00 - 23:59

The opening hours of the premises	
Monday	11:00 - 23:00
Tuesday	11:00 - 23:00
Wednesday	11:00 - 23:00
Thursday	11:00 - 23:00
Friday	11:00 - 23:00
Saturday	11:00 - 23:00
Sunday	12:00 - 22:30

Where the licence authorises supplies of alcohol whether these are on and / or off supplies
Alcohol is sold for consumption both on and off the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mr Nawaz Khan
53 Easterly Road
Gipton
Leeds
LS8 2TW

Daytime Contact Telephone Number: 01132 402 357

Email Address: furnituregalore@hotmail.co.uk

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Anthony Flynn
30 Gipton Gate West
Oak Tree Drive
Gipton
Leeds
LS9 6BZ

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal Licence Number: LEEDS/PERL/01579/05

Licensing Authority: Leeds City Council

Annex 1 – Mandatory conditions

1. Only individuals licensed by the Security Industry Authority may be used at the premises to guard against:-
 - a. unauthorised access or occupation (e.g. through door supervision), or
 - b. outbreaks of disorder, or
 - c. damage
2. No supply of alcohol may be made under this licence
 - a. At a time when there is no designated premises supervisor in respect of the premises licence, or
 - b. At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
4. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -

- a. games or activities which require or encourage, or are designed to require or encourage, individuals to -
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorized to sell or supply alcohol), or
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
 - b. provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - c. provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - d. provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -
 - i. the outcome of a race, competition or other event or process, or
 - ii. the likelihood of anything occurring or not occurring;
 - e. selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by

reason of a disability).

6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Conditions Effective from 1st October 2010

7. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

8. The responsible person shall ensure that -
 - a. where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i. beer or cider. 1/2 pint;
 - ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii. still wine in a glass:125 ml; and
 - b. customers are made aware of the availability of these measures

Embedded restrictions attached to the licence by virtue of grandfather rights.

9. Alcohol shall not be sold or supplied except during the hours stated on this licence and:
 - a. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
 - b. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).
10. The above restrictions do not prohibit:
 - a. the taking of the alcohol from the premises, (unless the alcohol is supplied or taken in an open vessel,) during the first thirty minutes after above hours;
 - b. the consumption of the alcohol on the premises by persons taking meals there during the first thirty minutes after the above hours, if the alcohol was supplied for consumption ancillary to those meals.
 - c. consumption of the alcohol on the premises by, or, the taking, sale or supply of alcohol to any person residing in the licensed premises;
 - d. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of alcohol so ordered;
 - e. the sale of alcohol to a trader or club for the purposes of the trade or club;
 - f. the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's Naval, Military or Air Forces;

- g. the taking of alcohol from the premises by a person residing there; or
 - h. the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
 - i. the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
11. Where the number of children attending the entertainment exceeds 100 the licensee shall ensure that the provisions of Section 12 of the Children and Young Persons Act 1933 are complied with.

Annex 2 – Conditions consistent with the Operating Schedule

Additional details in respect of Licensable Activities authorised by this licence

12. Sale by retail of alcohol

Seasonal Variations:

Please see all activities section below.

Non Standard Timings:

Please see all activities section below.

13. Performance of recorded Music

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None

Seasonal Variations:

Please see all activities section below.

Non Standard Timings:

Please see all activities section below.

14. All Licensable Activities

Seasonal Variations

None

Non Standard Timings

None

15. Concerns in respect of children

Not Applicable

Conditions consistent with the operating schedule relating to the licensing objectives

General – All four licensing objectives

None

The prevention of crime and disorder

None

Public safety

None

The prevention of public nuisance

None

The protection of children from harm

None

Annex 3 – Conditions attached after a hearing by the licensing authority

General – all four licensing objectives

None

The prevention of crime and disorder

None

Public safety

None

The prevention of public nuisance

None

The protection of children from harm

None

Annex 4 - Plans

The plans for these premises are as those submitted with the application. A copy of which is held by Leeds City Council Licensing Authority.

Premises Licence

Premises Licence Number:

PREM/01774/V01

Part B

Initial licence issued from:

25th July 2006

Schedule 12 Licensing Act 2003

Current licence effective from:

24th August 2010

Premises Address: Starlight Bar, Unit 10, Shaftesbury Parade, Harehills Lane, Harehills, Leeds, LS9 6TA

Licensable activities authorised by this licence: Sale by retail of alcohol, Performance of recorded Music,

Times for licensable activities

Sale by retail of alcohol

Monday to Saturday 11:00 - 23:00

Sunday 12:00 - 22:30

Performance of recorded Music

Every Day 00:00 - 23:59

Opening hours of premises

Tuesday 11:00 - 23:00

Wednesday 11:00 - 23:00

Thursday 11:00 - 23:00

Friday 11:00 - 23:00

Saturday 11:00 - 23:00

Sunday 12:00 - 22:30

Opening hours of premises

Monday 11:00 - 23:00

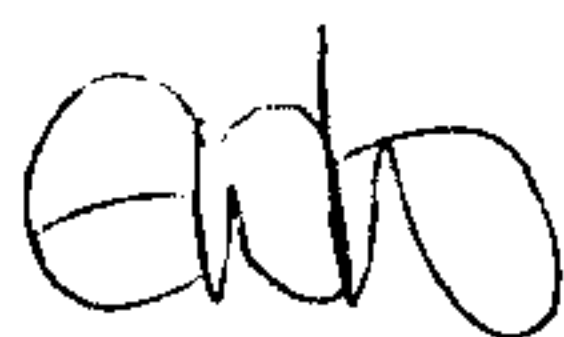
Alcohol sales are permitted for consumption both on and off the premises

Premises Licence Holder(s): Mr Nawaz Khan, 53 Easterly Road, Gipton, Leeds, LS8 2TW

Designated Premises supervisor: Mr Anthony Flynn

Access to the premises by children is unrestricted.
Detailed in full on Part A of this licence.

Licence Issued under the authority of Leeds City Council



Mrs Emma White
Licensing Officer
Entertainment Licensing
Legal, Licensing and Registration

Licence produced on 01/09/2010



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PREM/01774/V02 Starlight Bar

Unit 10, Shaftesbury Parade, Harehills Lane, LS9 6TA



This map is based upon the Ordnance Survey's Digital Data with the Permission of the Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office

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Date:	15 December 2010
Scale:	1:1499

Entertainment Licensing, Leeds City Council, Civic Hall, Leeds, LS1 1UR.

Application to vary a premises licence under the Licensing Act 2003.

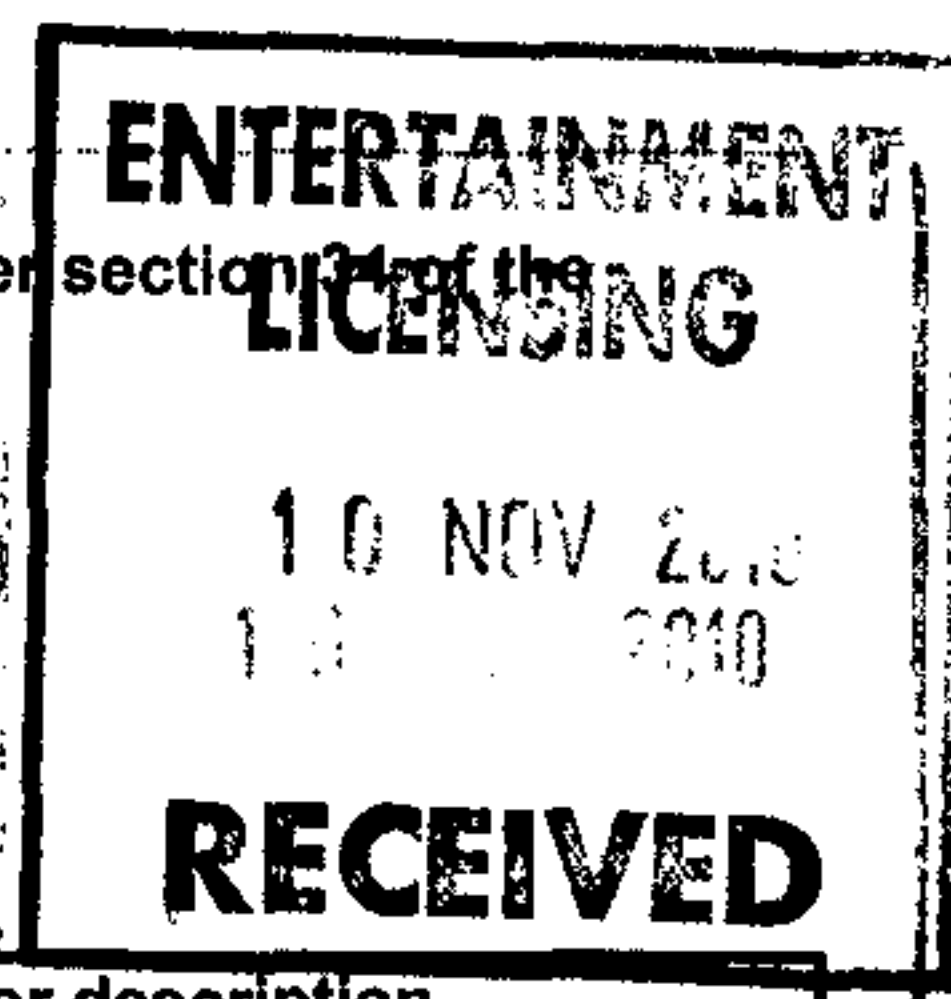
PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that
Your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
You may wish to keep a copy of the completed form for your records.

I/We **NAWAZ KHAN**

(Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under section 21 of the Licensing Act 2003 for the premises described in part 1 below



Premises licence number

PREM/01774/V02

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference, or description

Starlight Bar
Unit 10
Shaftesbury Parade
Harehills

Post town Leeds

Post code LS9 6TA

Telephone number at premises (if any)

Non-domestic rateable value of premises

£5500pa

Part 2 - Applicant details

Daytime contact telephone number

07834467714

E-mail address
(optional)

Furnituregalore@hotmail.co.uk

Current postal
address if
different from
premises address

53 Easterly Road

Post Town

LEEDS

Postcode

LS8 2TW

Part 3 – Variation

Please tick Y yes

Do you want the proposed variation to have effect as soon as possible?

 Y

If not do you want the variation to take effect from

Day		Month		Year	

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Variations to:

- Extend existing opening hours from 11:00 – 23:00 to ~~11~~12:00 – 04:30 on weekends only (Friday, Saturday)
- Extend the licensing hours for the sale of alcohol from 11:00 – 23:00 to ~~11~~12:00 – 03:00
- Live music
- Dancing
- Late night refreshments

The previous disused damaged fire room has been renovated and I wish to vary my licence to include this as part of the premises licence. The physical layout only affects this area.

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Please tick ✓ yes

Provision of regulated entertainment

- a) Plays (if ticking yes, fill in box A)
- b) Films (if ticking yes, fill in box B)
- c) Indoor sporting events (if ticking yes fill in box C)
- d) Boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) Live music (if ticking yes, fill in box E)
- f) Recorded music (if ticking yes, fill in box F)
- g) Performances of dance (if ticking yes, fill in box G)
- h) Anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of entertainment facilities for:

- i) Making music (if ticking yes, fill in box I)
- j) Dancing (if ticking yes, fill in box J)
- k) Entertainment of a similar description to that falling within (I) or (J) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors <input type="checkbox"/>
Day	Start	Finish		Outdoors <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both <input type="checkbox"/>
Tue				
Wed			State any seasonal variations for performing plays (please read guidance note 4)	
Thurs				
Fri				
Sat			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5).	
Sun				

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors <input type="checkbox"/>
Day	Start	Finish		Outdoors <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both <input type="checkbox"/>
Tue				
Wed			State any seasonal variations for the exhibition of films please read guidance note 4)	
Thurs				
Fri				
Sat			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5).	
Sun				

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thurs			
Fri			
Sat			
Sun			

Indoor sporting events Standard days and timings (please read guidance note 6)			State any seasonal variations for indoor sporting events (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thurs			
Fri			
Sat			
Sun			

Indoor sporting events Standard days and timings (please read guidance note 6)			Non standard timings. Where you intend to use the premises indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5).
Day	Start	Finish	
Mon			
Tue			
Wed			
Thurs			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or out doors or both - Please tick [Y] (Please read guidance note 2).	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Both	<input type="checkbox"/>	
Tue			Please give further details here (please read guidance note 3)		
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thurs			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5).		
Fri					
Sat					
Sun					

E

Live Music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors	Y
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<p><u>Please give further details here</u> (please read guidance note 3)</p> <p>This will not be a regular activity, however, there is a possibility that this form of entertainment could be offered. If this was to occur it will never fall on two consecutive days.</p> <p><u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)</p> <p>Christmas Eve (09:00 – 04:00) New Years Eve (09:00 – 06:00)</p> <p><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5).</p>	Both	<input type="checkbox"/>
Tue					
Wed					
Thurs					
Fri	21:00	03:00			
Sat	21:00	03:00			
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<p><u>Please give further details here</u> (please read guidance note 3)</p> <p><u>State any seasonal variations for playing recorded music</u> (please read guidance note 4)</p> <p><u>Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5).</p>	Both	<input type="checkbox"/>
Tue					
Wed					
Thurs					
Fri					
Sat					
Sun					

G

Performance of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors <input type="checkbox"/>
Day	Start	Finish		Outdoors <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both <input type="checkbox"/>
Tue				
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)	
Thurs				
Fri			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5).	
Sat				
Sun				

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing	
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors <input type="checkbox"/>
Mon				Outdoors <input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)	Both <input type="checkbox"/>
Wed				
Thurs			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)	
Fri				
Sat			Non standard timings. Where you intend to use the premises for entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5).	
Sun				

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing		
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors Outdoors Both	Y <input type="checkbox"/> <input type="checkbox"/>
Mon					
Tue			Please give further details here (please read guidance note 3) This will not be a regular activity, however, there is a possibility that this provision could be offered. If this was to occur it will never fall on two consecutive days. Please note: This provision will involve a DJ providing music.		
Wed					
Thurs			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Fri	21:00	03:00	Christmas Eve (09:00 – 04:00) New Years Eve (09:00 – 06:00)		
Sat	21:00	03:00	Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5).		
Sun					

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).		Indoors Outdoors Both	Y <input type="checkbox"/> <input type="checkbox"/>
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing			
			Dance floor			
Mon						
Tue			Please give further details here (please read guidance note 3) A dance floor is available for those who would like to participate.			
Wed			State any seasonal variations for providing dancing facilities (please read guidance note 4) Christmas Eve (09:00 – 04:00) New Years Eve (09:00 – 06:00)			
Thurs						
Fri	21:00	03:00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5).			
Sat	21:00	03:00				
Sun						

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both - Please tick [Y] (Please read guidance note 2).	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here (please read guidance note 3)</u>		
Wed					
Thurs			<u>State any seasonal variations for the Provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)</u>		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the Provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5).</u>		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick [Y] (Please read guidance note 2)		Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish			Outdoors	<input type="checkbox"/>
Mon					Both	<input type="checkbox"/>
Tue			<u>Please give further details here (please read guidance note 3)</u> Late night refreshments that will be available include snacks such as peanuts, crisps, biscuits.			
Wed			<u>State any seasonal variations for the provision of late night refreshment (please read guidance note 4)</u>			
Thurs			Christmas Eve (23:00 – 03:00) New Years Eve (23:00 – 03:00)			
Fri	23:00	03:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list (please read guidance note 5).</u>			
Sat	23:00	03:00				
Sun						

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick [Y]) Please read guidance note 7).	On the premises	Y
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 4) Christmas Eve (09:00 – 04:00) New Years Eve (09:00 – 06:00)	Both	<input type="checkbox"/>
Tue					
Wed					
Thurs				Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5).	
Fri	11:00	03:00			
Sat	11:00	03:00			
Sun					

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) Christmas Eve (09:00 – 04:00) New Years Eve (09:00 – 06:00)
Day	Start	Finish	
Mon			Non standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 5).
Tue			
Wed	AS		
Thurs			
Fri	11:00	04:30	
Sat	11:00	04:30	
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Please tick ✓ yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

P

Describe any additional steps you intend to take to promote all four licensing objectives as a result of the proposed variation:

a) General--all four licensing objectives (b, c, d, e) (please read guidance note 9)

b) The prevention of crime & disorder

CCTV installed
Security
Signs re: anti social behaviour
Zero Tolerance Policy
Search Policy
Will work in close partnership with the police
The occupancy capacity of the premises
Announcements to leave premises quietly
Effective management of premises

c) Public safety

CCTV
Effective management of premises
Security
The occupancy capacity of the premises
No Glasses allowed outside the bar
The availability of public transport
Report violence t the police
Search Policy
Will work in close partnership with the police

d) The prevention of public nuisance

Low level music
Effective management of premises
Last admission time
The availability of public transport
Community feedback forms
The occupancy capacity of the premises
Installation of sound proofing

e) The protection of children from harm

- **Effective and responsible management of premises**
 - **Provision of a sufficient number of people employed or engaged to secure the protection of children from harm**
 - **Appropriate instruction, training and supervision of those employed or engaged to secure the protection of children from harm**
 - **Limitations on the hours when children may be present, in all or parts of the premises**
 - **Limitations or exclusions by age when certain activities are taking place**
 - **Imposition of requirements for children to be accompanied by an adult**
 - **Acceptance of accredited 'proof of age' cards and/or 'new type' driving licences with photographs, passport, an official identity card issued by HM Forces or by a EU country bearing the photograph and date of birth of bearer.**
 - **Safeguarding Policy**

- Please tick Yes
- I have made or enclosed payment of the fee Y
 - I have sent you copies of this application, and the plan to responsible authorities and others where applicable Y
 - I understand that I must now advertise my application Y
 - I understand that if I do not comply with the above requirements, my application will be rejected. Y

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE OF UP TO LEVEL 5 ON THE STANDARD SCALE [£5000], UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4--Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature: NAWAZ KHAN
05.11.10
 Date: _____
PREMISES LICENSE HOLDER & MANAGER
 Capacity: _____

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12) If signing on behalf of the applicant, please state in what capacity.

Signature: _____
 Date: _____
 Capacity: _____

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)	
Post Town	Postcode
Telephone number (if any)	
E-mail address (optional)	

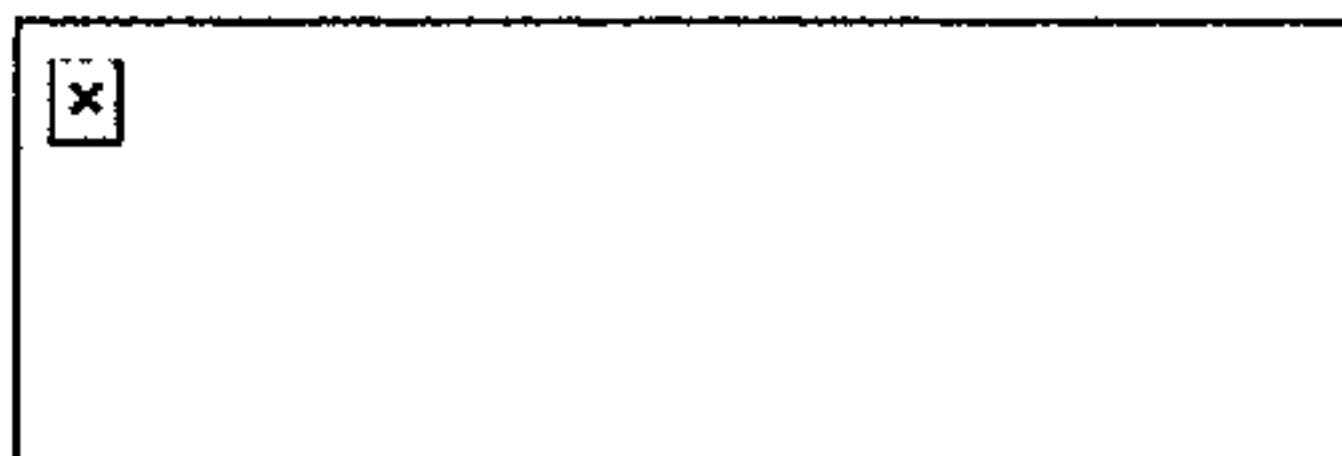
Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or un-amplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day i.e. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. A applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

NOT PROTECTIVELY MARKED



Licensing Department
 Millgarth Police Station
 Millgarth Street
 Leeds
 LS2 7HX

Leeds District Licensing

Tel: 0113-2414023
 Fax: 0113-2413123
 Email: lynn.dobson@westyorkshire.pnn.police.uk

7 December 2010

Mr Nawaz Khan
53 Easterly Road
Leeds
LS8 2TW

cc. Leeds City Council. Entertainment Licensing Section, Civic Hall, Leeds. LS1 1UR

Dear Sir

**RE: STARLIGHT BAR, UNIT 10 SHAFTSBURY PARADE, HAREHILLS LANE, HAREHILLS,
 LEEDS LS9 6TA
 VARIATION OF NEW PREMISES LICENCE – LICENSING ACT 2003
 POLICE – LETTER OF REPRESENTATION – FULL OBJECTION**

Thankyou for your application which is undated but was received at Millgarth Police Station on 10 November 2010.

This application is to vary an existing premises licence, to extend the licensable area and extend the hours licensable activities can take place.

The new application seeks the following hours and activities:

Facilities for making music

Facilities for dancing

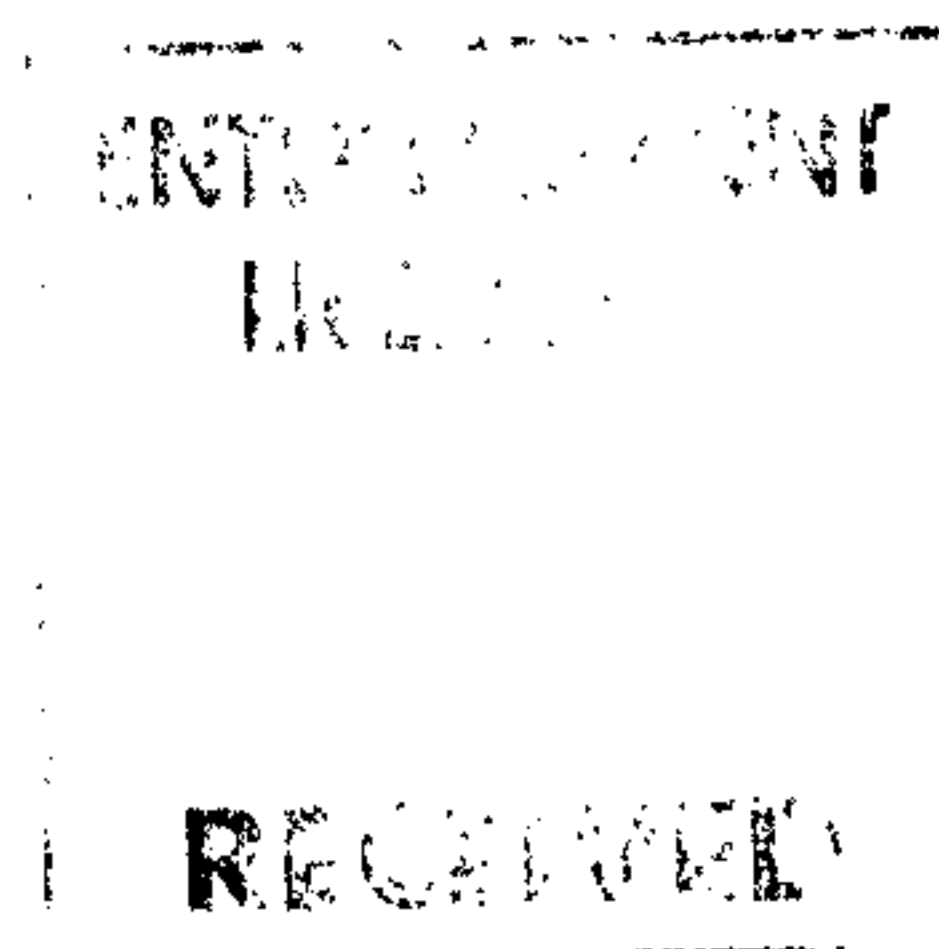
Friday and Saturday - 2100hrs x 0300hrs

Late Night Refreshments

Friday and Saturday 2300hrs x 0300hrs

Sale of Alcohol

Friday and Saturday – 2300hrs x 0300hrs



NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

The premises application also requests non-standard timings are granted as follows:

Facilities for making music

Facilities for dancing

Christmas Eve – 0900hrs x 0400hrs
New Years Eve – 0900hrs x 0600hrs

Sale of Alcohol

Christmas Eve – 0900hrs x 0400hrs
New Years Eve – 0900hrs x 0600hrs

Opening Hours

The premises have requested that they be open to the public as follows:

Friday and Saturday - 2300hrs x 0430hrs
Christmas Eve – 0900hrs x 0400hrs
New Years Eve – 0900hrs x 0600hrs

It is the opinion of West Yorkshire Police, that your application contains insufficient information on how you would uphold the licensing objectives. In particular, we cannot be satisfied at this stage that, if granted the premises would not adversely affect crime and public nuisance in the locality.

In considering all applications, the police do not only take account of crime and disorder at or inside premises but also in the immediate area that the venue is or is to be located. It is the opinion of West Yorkshire Police that the current situation may be adversely affected, unless matters arising from the premises are not addressed.

Historically The Starlight Bar was synonymous with crime and disorder. The premises were frequently visited by West Yorkshire Police with many fights and scuffles spilling out onto Harehills Lane and the surrounding streets. However, at the time of conversion, the hours the premises were permitted to open, were significantly reduced and following a fire on 3rd April 2006 the premises were temporarily closed. The operator at this time did reopen the premises following the fire, but a temporary structure was erected around the fire damaged area to allow the premises to continue to trade. This area accounted for approximately fifty percent of the floor space.

The premises have been closed off and on for some time. Leeds City Council, West Yorkshire Police and other Responsible Authorities did receive an application in 2009 to licence the premises as Byblos Night Club, but following a number of representations this application was withdrawn.

This application is to vary the existing premises licence for The Starlight Bar. The Premises Licence Holder (PLH) has changed, although the Designated Premises Supervisor (DPS) remains the same.

In August 2010 the premises licence changed into your name. Within a very short space of time intelligence was received to suggest that The Starlight Bar was operating again, but was operating beyond its existing hours.

On Sunday 19 September 2010 Officers from Leeds City Council witnessed noise breakout from the premises at 0100hrs when the premises appear to have been operating beyond their permitted hours. A copy of their warning letter is attached to this letter of representation for ease of reference.

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On 24 September 2010 Officers from the Neighbourhood Policing Team (NPT) visited the premises and spoke to a male who identified himself to Officers as 'the owner'. Officers were told that the premises were not open to the public and he and 'his partner' would be applying for the appropriate licences and would speak to Leeds City Council. Officers were also told that there were no plans to open the venue as a nightclub and it was their intention to run the premises as a 'sports hall' with pool tables. The person spoken to said the loud music was due to the builders working during the evenings and nights, but made no apologies for this.

On 7 October 2010 Officers from Leeds City Council, West Yorkshire Police and West Yorkshire Fire visited the premises and met you. At the time of the visit a number of builders were on site and you had employed an independent fire assessor to inspect the premises. The partition wall which had been erected after the fire in 2006 had been removed. The windows were open and some would not close and were hanging off their hinges. It was clear that work was ongoing and there was still a lot to do.

West Yorkshire Fire spoke independently to the fire assessor but made it very clear to you that there was work that needed to be done on the premises and it was important to have early sight of the fire risk assessment.

Officers referred to your 'business partner' following the visit by NPT Officers on 24 September 2010. You said that you did not have a 'business partner', but a man you described as an Eastern European man was interested in the business. When pressed further on this point and asked for this persons details you would not provide these saying that you did not have a 'business partner' it was just someone who had shown some interest in the business! It was made very clear at this meeting that the premises should not operate outside the licence already in place. Temporary Event Notices (TENs) were discussed and the procedure to apply for a TEN was explained.

Whilst at the premises a very basic boxed CCTV system was seen on one of the tables. You were asked if it was his intention to install this system in the premises. WYP and LCC were advised that it was your intention; You were told that the system would not give the coverage required and you would do better to return the system to the shop and wait for WYP to conduct a full CCTV inspection.

Upon leaving the premises Officers were passed in the doorway by two males, who appeared to be of Eastern European origin. Further enquiries have been conducted in relation to the males and links have been established to known premises and individuals from Police systems.

On 25 November 2010 a follow up visit was made to the premises by West Yorkshire Police, Leeds City Council and West Yorkshire Fire. You were unable to meet us at the premises but we were met by Mr Honor Rafik, who described himself as your 'business partner'. Mr Rafik was asked for the fire risk assessment, which he could not produce and was not aware of the discussion that had taken place on the earlier visit. It was made very clear how important this document was, but a brief inspection of the premises showed that a number of the earlier identified issues had not been rectified. We were again promised that these matters would be addressed as soon as possible.

The CCTV system which Officers had seen on their earlier visit had been installed and not returned to the shop. The system only has four cameras and upon inspection one camera was not working. The coverage is inadequate for the size of the premises and nobody could use the system properly. I did inform Mr Rafik that you had been advised to return the equipment and await a full inspection by WYP. Mr Rafik was not aware of this and he had purchased the system out of his own money. The system is not fit for purpose.

Officers from WYP, LCC and WYFire arranged to revisit the premises after one week to see if the work required, to make the premises safe and useable, had been carried out. You phoned prior to the visit to

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

say you were too busy to meet. I tried to recontact you but your phone was switched off. It has not been possible to reschedule the meeting or inspect the premises further.

Since this time information has been received from HMRC in relation to Mr Rafik. He is described by HMRC as a 'repeat' cigarette and tobacco offender. He is linked to a store in Harehills where seizures of illicit cigarettes and tobacco have been made at least 8 times within the last 18 months. These seizures range from 2000 – 120000 illicit cigarettes and 2Kg – 30Kg of illicit tobacco. HMRC fear that if the licence is granted for The Starlight Bar then Mr Rafik and any associates will have a further outlet for their 'business'.

On 3 December 2010 Officers visited the Starlight Bar to carry out a check on the premises. Upon arrival Officers found the building to be insecure, and entered and searched the property to ensure it was all in order. The premises were in darkness the property appeared to be renovated and there were several power tools as well as bottles of alcohol inside. Whoever had been working on the premises had left in a hurry leaving the premises insecure. Arrangements were made to secure the premises.

Whilst a Leeds City Council Risk Assessment Pro-forma has been completed and does accompany this application, we would ask any sub-committee to refuse this application outright. The premises have operated beyond their existing hours under the authorisation of TENs but this has not been straightforward. You have not sufficiently demonstrated how you will uphold the licensing objectives. WYP, LCC and WYFire have seen little evidence of engagement prior to any licence being granted, at a time when the premises should be doing everything in their power to engage and address the issues highlighted to them.

FOR THE REASONS SET OUT ABOVE WEST YORKSHIRE POLICE ARE OF THE OPINION THAT THIS APPLICATION SHOULD BE REFUSED IN FULL.

WEST YORKSHIRE POLICE DEEM THIS OBJECTION RELEVANT, PROPORTIONATE AND NECESSARY IN ORDER TO PROMOTE THE LICENSING OBJECTIVES.

***Lynn Dobson
PC 5783
Leeds District Licensing
West Yorkshire Police.***

NOT PROTECTIVELY MARKED

Private & Confidential

Mr Nawaz Khan
Starlight Bar
Unit 10 Shaftsbury Parade
Harehills Lane
LS9 6TA

Legal, Licensing & Registration
Entertainment Licensing Section
Civic Hall
Leeds LS1 1UR

Contact: Samantha Longfellow
Tel: 0113 247 4095
Fax: 0113 224 3885
Email: samantha.longfellow@leeds.gov.uk

Your ref:
Our ref: A80/SJL/LIC/PREM/01774/V01

Date: 22nd September 2010

RECEIVED

Dear Sir

**PREMISES: STARLIGHT BAR, UNIT 10, SHAFTSBURY PARADE, HAREHILLS LANE LS9 6TA.
INVESTIGATION OF POSSIBLE OFFENCES UNDER THE LICENSING ACT 2003**

We are in receipt of complaints that the above mentioned premises are operating beyond their permitted hours without the benefit of an authorisation. The complainants allege that the premises are undertaking unauthorised licensable activities up to 5am.

On Sunday 19th September 2010 at 01.00am officers from Leeds City Council's Licensing Enforcement section witnessed loud music emanating from your premises. Also witnessed was a male operating the shutter door on the main entrance as a way to block the entrance/exit.

On the basis of information received the evidence points to the fact that certain offences may have been committed by you and/or others under Section 136 of the Licensing Act 2003, in that (1) a person commits an offence if (a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than in accordance with an authorisation, or (b) he knowingly allows a licensable activity to be carried on.

I would like to take this opportunity to remind you of your current opening hours and your current licensable hours and activity.

Opening Hours of the Premises:

Monday to Saturday	11.00hrs (11am) until 23.00hrs (11pm)
Sunday	12.00hrs (midday) until 22.30hrs (10.30pm)

Sale by Retail of Alcohol

Monday to Saturday	11.00hrs (11am) until 23.00hrs (11pm)
Sunday	12.00hrs (midday) until 22.30hrs (10.30pm)

Massey, Bridget

From: lynn.dobson@westyorkshire.pnn.police.uk
Sent: 10 December 2010 11:29
To: Entertainment Licensing
Cc: Longfellow, Samantha; bob.patterson@westyorkshire.pnn.police.uk;
jacqueline.hawkes@westyorkshire.pnn.police.uk
Subject: Fw: Starlight Bar : NOT PROTECTIVELY MARKED

Please can you add this e-mail to the package of evidence in respect of The Starlight hearing due to be heard on 10 January 2010.

Thankyou.

Lynn Dobson
PC 5783
Leeds District Licensing
0113 2414111

----- Forwarded by Lynn Dobson/961547/POLICE/WYP on 10/12/2010 10:14 -----

"Longfellow,
Samantha"
<Samantha.Longfellow@
leeds.gov.uk>

06/12/2010 13:51

To
"lynn.dobson@westyorkshire.pnn.
police.uk"
<lynn.dobson@westyorkshire.pnn.
police.uk>, "Kennedy, Seamus"
<Seamus.Kennedy@leeds.gov.uk>

cc

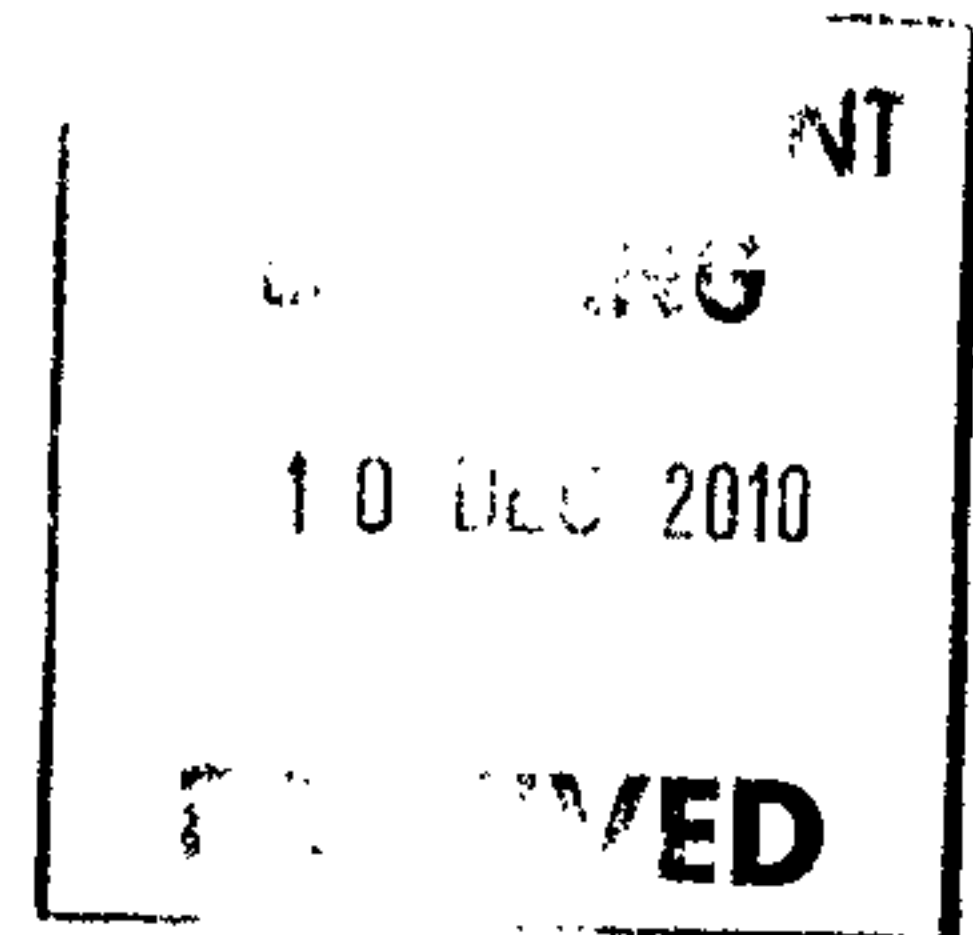
Subject

FW: Starlight Bar

FYI

The email from Michelle regarding the above

Samantha Longfellow
Senior Liaison & Enforcement Officer
Entertainment Licensing
Leeds City Council
Tel: 0113 2474095
Fax: 0113 2243885
email: samantha.longfellow@leeds.gov.uk
www.leeds.gov.uk



If you would like to offer feedback to Entertainment Licensing on the service you have received please visit our customer feedback form.

-----Original Message-----

From: Michelle Nudds [mailto:Michelle.Nudds@westyorksfire.gov.uk]
Sent: 01 December 2010 16:12
To: Longfellow, Samantha
Subject: Starlight Bar

Samantha,

Regarding our meeting at Starlight Bar I was unable to conduct a Fire Safety Audit as the Responsible Person did not have his Fire Risk Assessment. I would expect the risk assessment to cover the following, which was discussed with Mr Rafik:

The premises has two directions of escape and the two staircases are separate from one another, however some work will be required to make one of these stairs into a protected stair. The main concern is that the exit width of the final exits will limit the occupancy to 100 people. Mr Rafik stated that at the last event there were only 60 people present. Mr Rafik has agreed to change the style of the main entrance door to give a larger exit width and fix the alternative exit door to allow both sides of the double door to open immediately without having to open a catch. Mr Rafik stated that he was aware that no more than 100 people can be in the premises and did not intend for this to happen until the exit widths had been widened.

There is some emergency lighting within the stair, however the primary lighting has been disconnected; Mr Rafik has agreed to have this reinstated immediately. There is also a large amount of combustible material leading onto the staircase which Mr Rafik stated was there temporarily and would be removed as soon as possible.

There are a number of other fire safety concerns detailed below; I will need to see the risk assessment to determine if these areas have been identified and suitable time scales put in place:

- * Fire detection may need extending to the cellar as a fire in this area could go unnoticed and affect the means of escape.
- * The alternative escape stair needs making up to be 30 minute fire resistant as it currently opens into storage areas and there are gaps leading into the cellar.
- * Further maintained emergency lighting required at storey exits and final exits, Photoluminescent signs have been provided as an interim measure.

A full audit will be required to determine if there are any other areas of deficiency particularly in relation to management and fire safety arrangements; this could not be done at this time as Mr Rafik did not have all the relevant information. Follow up visit to be arranged

Regards
Michelle Nudds

Senior Fire Protection Inspector
Leeds District

I*****
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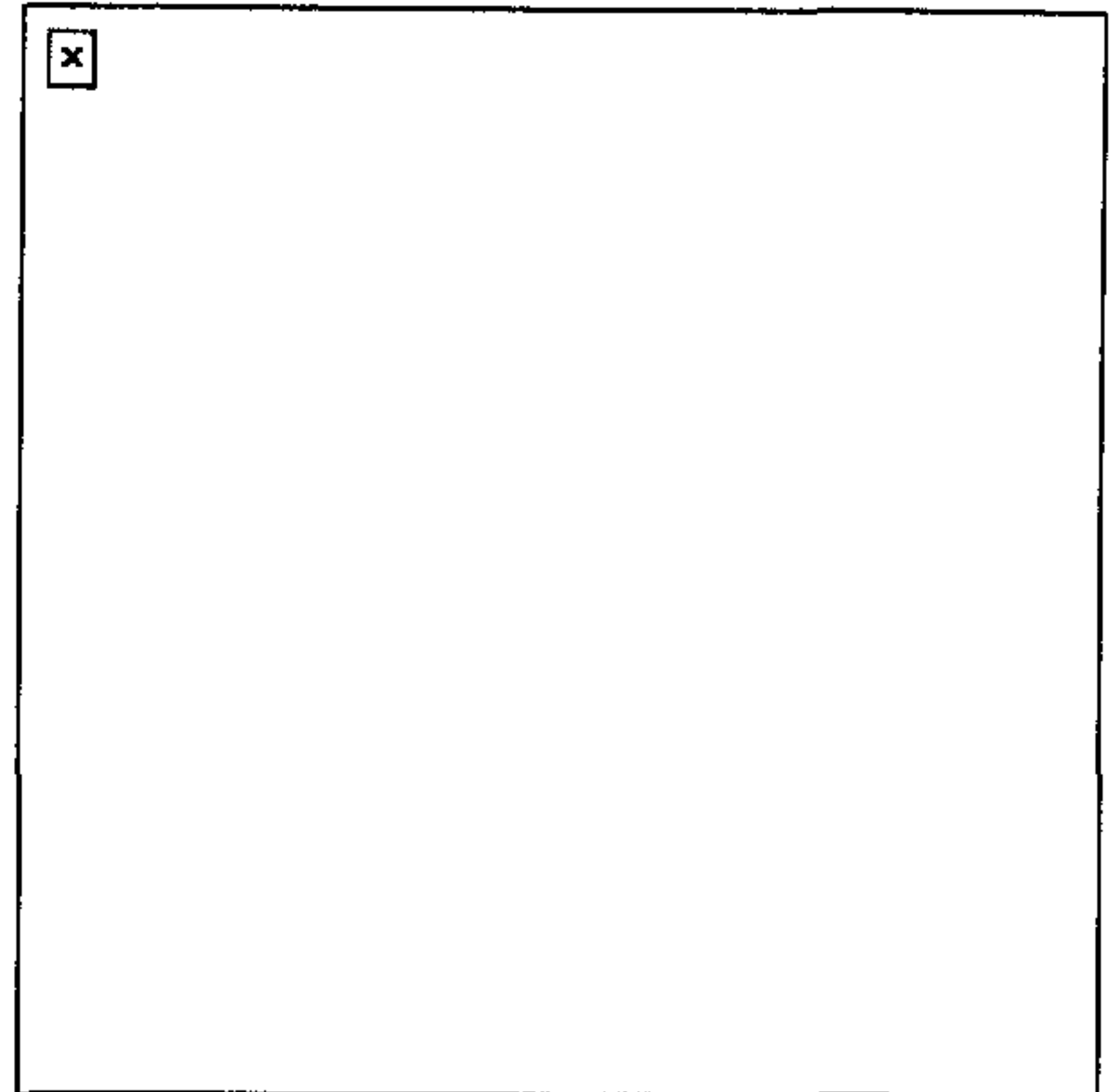
#####

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This email carries a disclaimer, a copy of which may be read at <http://www.westyorkshire.police.uk/emailDisclaimer.asp>



Mr Nawaz Khan
53 Easterly Road
Gipton
Leeds
LS8 2TW

Environmental protection team
Leeds City Council
Kent Road
Pudsey
Leeds
LS28 9BN

Contact: Mr Mudhar
Tel: 0113 2146245
Fax: 0113 2146250

Our reference: PREM/01774/V02
Date: 7th December 2010

Dear Sir

Licensing Act 2003: Variation of Existing Premises Licence.

Name of Premises: Starlight Bar

Address: Unit 10 Shaftesbury Parade Harehills Lane Harehills Leeds LS9 6TA

Environmental Health (Prevention of Public Nuisance)

Letter of Representation – Full Objection.

Thank you for submitting your application dated 10th November 2010 for a variation of licence for the above premises.

The application premises consist of a former Shaftesbury Cinema which is situated on the junction of York Road and Harehills Lane, Leeds 9. The ground floor of the building has been converted into retail units and the upper floor level is used as a licensed bar known as Starlight Bar. There are several openable windows (some of them with ill-fitting frames) facing Harehills Lane. The premises is not air conditioned, therefore the windows will be relied upon for ventilation during the summer. There is also a roof vent which may not be acoustically treated to prevent amplified noise breaking out from the premises.

Immediately to the rear of the site is a Job Centre and diagonally opposite (some 30 metres away) on Harehills Lane is a parade of six shops with residential accommodation above. Immediately beyond to the rear of the shops is a densely populated residential area. Further residential flats are situated some 100 metres to the north of the site along Harehills Lane.

Existing Opening Times

It is not known if the opening hours of the premises have been restricted by the Council's Planning Services. However, I understand that the current opening hours of the premises are as follows:

Monday – Sunday: 11:00 hours – 23:00 hours.

Proposed Opening Times

The applicant is now seeking to extend the opening hours as follows:

Sunday – Thursday: no change.

Friday & Saturdays only: 11:00 hours – 4:30 hours.

Seasonal Variations

The applicant has also proposed to extend the opening hours of the premises during the following seasonal events:

Christmas Eve: 9:00 hours – 04.00 hours.

New Years Eve: 9:00 hours – 06.00 hours.

Existing Licensable Activities

Recorded music

Every Day 00:00 – 23:59 hours

Sale by Retail of Alcohol

Sunday 12:00 - 22:30 hours

Monday to Saturday 11:00 - 23:00

Proposed Licensable Activities

Supply of alcohol

Fridays & Saturdays: 23:00 hours – 03:00 hours.

Christmas Eve 9:00 – 04:00 hours

New Years Eve 09:00 hours – 06:00 hours

Live music, dancing, making music

Friday & Saturdays only: 21:00 – 03:00

Christmas Eve 9:00 – 04:00 hours

New Years Eve 09:00 hours – 06:00 hours

Late Night Refreshment

Fridays & Saturdays: 23:00 hours – 03:00 hours
Christmas Eve & New years Eve: 23:00 hours – 03:00 hours.

Noise complaints

The Department has recently received a noise complaint made by a nearby resident to the Council's Licensing Section regarding loud music being played at the premises which has caused a sleep disturbance. The complaint was made as a result noise breaking out from an event which was held on Sunday the 21st November 2010 at 1.00am. The event was permitted under the Temporary Event Notice. The complainant in question has indicated that although other residents in the area have been affected by the noise, however, due to fear of reprisals they do not wish to make complaints to the Council. I understand that some local residents have also objected to this application.

Implications for noise disturbance arising from the proposed variation of the Premises Licence

The operating hours applied for has the potential to cause noise disturbance from comings and goings of the customers, customers congregating outside the premises to smoke and in the nearby streets.

There is no dedicated car park or parking spaces available for the patrons close to the application premises, most of the vehicles will be parked in the neighbouring residential streets which will result in noise disturbance from arrival and departure of cars, the slamming of car doors, revving of engines, sounding horns, and loud use of car stereos. The possible noise problems from the above-mentioned sources of noise will be exacerbated especially during the summertime as the nearby residents will have their windows open for ventilation purposes. The Environmental Health has no enforcement powers to deal with the noises associated with the customers' vehicles or customers causing noise disturbance in the nearby residential streets.

Health and Environmental Action Service is concerned about the proposed live music on the premises as it is less controllable than the recorded music. Some of the musical instruments associated with live music are non electronic and, therefore cannot be connected to sound level regulatory devices (noise limiters) to control the noise. Furthermore live music is often accompanied by patrons cheering, shouting and clapping which have the potential to cause noise disturbance to the nearby residents.

The proposed variation of the premises licence represents a major change to the operation of this licensed premises, which is likely to be detrimental to those living in the vicinity. In view of these concerns, Leeds City Council's Health and Environmental Action Service (HEAS) fully objects to this application as it will generate further noise nuisance complaints from the nearby residents and, therefore would undermine the prevention of public nuisance objective of the Licensing Act 2003.

However, should the Licensing sub-committee be minded to grant the variation of the premises licence, it is recommended that the licensing sub-committee should have regard to the following licensing conditions being imposed to this licence:

Noise and Vibration

1. Licensable activities shall be conducted and the facilities for licensed activities shall be designed and operated so as to prevent the transmission of audible noise or perceptible vibration through the fabric of the building or structure to adjoining properties.
2. Noise from a licensable activity at the premises shall be inaudible at the nearest noise sensitive premises at all times.
3. Ensure all doors and windows are kept closed to reduce noise nuisance from the premises when regulated entertainment takes place.
4. There shall be no external loudspeakers.
5. The smokers shall only be allowed to use the external area nearest to the York Road.
6. Bottles will not be placed in any external receptacle after 11 pm to minimise noise disturbance to neighbouring properties.
7. Noise from plant or machinery shall be inaudible at the nearest noise sensitive premises during the operation of the plant or machinery. Plant and machinery shall be regularly serviced and maintained to meet this level.
8. The PLH/DPS will adopt a "cooling down" period where music volume is reduced towards the closing time of the premises.

Litter

9. The PLH/DPS shall ensure that litter arising from people using the premises is cleared away regularly and that promotional materials such as flyers do not create litter.

Transport / Pedestrian Movement

10. Clear and legible notices will be displayed at exits and other circulatory areas requesting patrons to leave the premises quietly having regard to the needs of local residents, in particular emphasising the need to refrain from shouting, slamming car doors, sounding horns and loud use of vehicle stereos and anti-social behaviour.
11. The designated premises supervisor and any door supervisors will monitor the activity of persons leaving the premises and remind them of their public responsibilities where necessary.
12. SIA registered door staff will be employed and used where queues are likely to form to manage the queues and ensure that queues are restricted to cordoned areas to prevent them obstructing footpaths and spilling out onto roads, and to keep noise and obstructions away from residential property.
13. A facility will be provided for customers to order hackney taxis/private hire vehicles. Telephone numbers for taxi firms/private hire companies will be displayed in a prominent position on the premises.

Yours faithfully

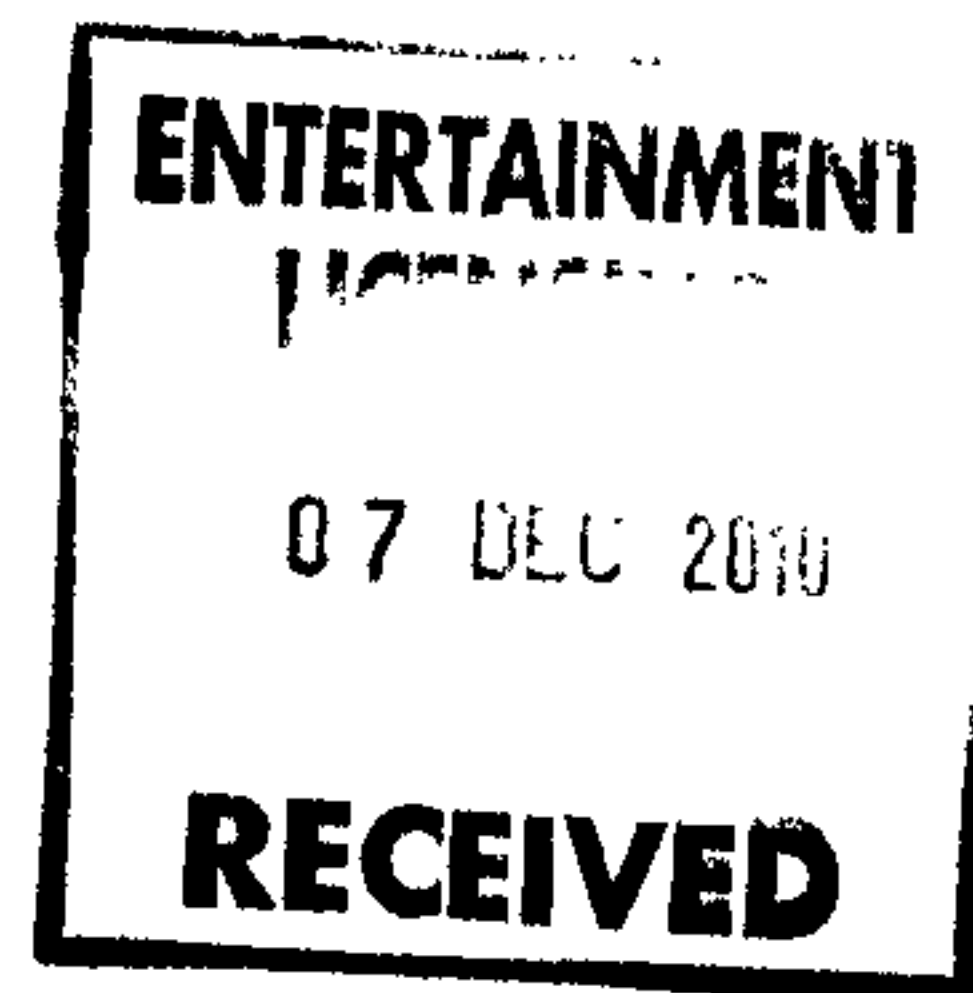
G S Mudhar
Senior Environmental Health Officer.

White, Emma

From: Mudhar, Gurdip
Sent: 07 December 2010 13:56
To: White, Emma; Entertainment Licensing
Cc: Bilsborough, Richard; Kenny, Brian
Subject: Starlight Harehills Lane LS9 Prem/01774/V02
Attachments: Starlight Harehills Lane LS9 V02.rtf

Please find attached Full Objection letter in respect of the above premises.

Gurdip Mudhar (Senior Environmental Health Officer)
Health and Environmental Action Service
Environmental Protection Team
Leeds City Council
Kent Road
Pudsey
Leeds
LS28 9BN
Tel: 214 6245
Fax: 2146250





Nawaz Khan
53 Easterly Road
Gipton
Leeds
LS8 2TW

Health and Safety Services

Leeds City Council
Millshaw Park Way
Churwell
Leeds
LS11 0LS

furnituregalore@hotmail.co.uk



Contact: MS C A Copley
Tel: 0113 3950686
Fax: 0113 247 6282
Claire.copley@leeds.gov.uk
Your reference:
Our reference: PREM/01774/V02
25/11/2010

Dear Sir

LICENSING ACT 2003

PREMISES : Starlight Bar, Unit 10, Shaftesbury Parade, Harehills Lane, Harehills
Leeds, LS9 6TA

Thank you for submitting your application for the above premises.

Health and Safety Services are of the opinion that your application contains insufficient information about how you intend to meet the licensing objective/s. We therefore confirm that we are submitting a formal representation against your application on the grounds of Public Safety.

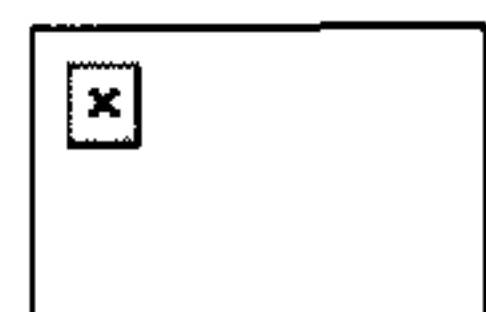
However, Health and Safety Services are of the opinion that the said objectives could be met should you be prepared to incorporate certain identified measures within your operating schedule.

Please find enclosed a document which at Part 1 contains the suggested measures which this authority considers are proportionate and appropriate to the nature of your application.

Should you be in **agreement** with the suggested measures then please signify this by completing and signing **Part 2** of the enclosed form and return the complete document to this office as soon as possible, but no later than 5 December 2010.

Upon receipt of your consent at Part 2, it will be taken that you signify your wishes for the licensing authority to amend your operating schedule to incorporate the proposed measures.

Alternatively should you **disagree** with the proposed measures, then please complete **Part 3** and again return the complete document to this office as soon as possible, but no later than the stated date.



PART 1 - to be completed by the Responsible Authority

Health and Safety Service – Proposed controlled measures under the Licensing Act 2003

Name & Address of Premises : Starlight Bar, Unit 10, Shaftesbury Parade, Harehills Lane, Harehills ,Leeds, LS9 6TA

Having considered the application under the Licensing Act 2003 for the above premises, the Health and Safety Service considers that the following measures are proportionate and necessary in order to promote the following licensing objective/s:

- Public safety

Measures proposed:

No	Potential Control Measures
	Public Safety 3 - Management Arrangements
1	Written records of all accidents and safety incidents involving members of the public will be kept. These will be made available at the request of an authorised officer.
2	A suitably trained and competent person must ensure regular safety checks of the premises including decorative and functional fixtures, floor surfaces and equipment (including electrical appliances) to which the public may come into contact are undertaken. Records of these safety checks must be kept and made available for inspection by an authorised officer.
3	Empty bottles and glasses will be collected regularly paying particular attention to balcony areas and raised levels.
	Public Safety 4 - Fire/Electrical Safety
4	Electrical installations will be inspected on a periodic basis (at least every 3 years or at a frequency specified in writing) by a suitably qualified and competent person. If used, any temporary electrical wiring and distributions will also be inspected. Inspection records/certificates will be kept. These will be made available at the request of an authorised officer.
5	<p>One of the following protective measures shall be used for all socket-outlets which may be used for the connection for lighting, video or sound amplification equipment and display models:</p> <p>a) Each socket-outlet circuit shall be protected by a residual current device having a rated residual operating current not exceeding 30mA.</p> <p>or</p> <p>b) Each individual socket-outlet shall be protected by an integral residual current device having a rated residual operating current not exceeding 30mA.</p> <p>The current operation of all residual current devices shall be checked regularly by pressing the test button. If the device does not switch off the supply, an electrical contractor should be consulted. At the same time action should be taken to prohibit the use of socket outlets associated with a faulty residual current device.</p>
	Public Safety 6 - General Housekeeping
6	Regular safety checks of guarding to stairs, balconies, landings and ramps will be undertaken, and a supervision policy will be maintained to prevent people from inappropriate behaviour including climbing which may lead to a fall from height.
7	A written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner
	Public Safety 7 - Refreshments

	Members of the public will be prevented from accessing hot food and drink preparation areas to prevent risk of scalds or burns to them.
	Public Safety 8 - First Aid
	A suitably trained appointed person or first aider will be provided at all times when the premises are open.
	Adequate and appropriate First Aid equipment and materials will be available on the premises.
	Public Safety 9 - Special Effects
	Where strobes, lasers, smoke machines or any other special effects equipment may be used, a written health and safety policy covering all aspects of their use will be provided, and staff will be appropriately trained.
	No strobes, lasers, smoke machines or any other special effects, will be used at the premises unless there is a clearly displayed warning at the entrance to the premises that such equipment is in use.

The Health and Safety Service is satisfied that the proposed measures are not adequately dealt with by other legislation.

By signing the declaration enclosed overleaf the applicant agrees to incorporate the proposed measures as conditions within the Operating Schedule for the said premises.

Upon the satisfactory completion of the declaration the Health and Safety Service will provide notice to the Licensing Authority that our representation is withdrawn in accordance with schedule 10(a) of the Licensing Act 2003 (Hearings) Regulations 2005.

Signed: C A Copley Dated: 25 November 2010

PART 2 – Agreement with Proposed Measures

– to be completed by the applicant or applicant’s representative

Consent for proposed controlled measures under the Licensing Act 2003

Name & Address of Premises : Starlight Bar, Unit 10, Shaftesbury Parade, Harehills Lane,
Harehills, Leeds, LS9 6TA

I/We

confirm that I am / we are the applicant / the applicants representative (delete as appropriate) for the premises as stated above.

In signing this document I/we agree with the measures proposed by the Health and Safety Service, and we provide our consent for the Licensing Authority to incorporate the said measures into the operating schedule for the stated premises.

Signed :

Dated :

Please return this document to:

**Ms C Copley
Health & Safety Services
Leeds City Council
Millshaw Park Way
Churwell
Leeds LS11 0LS
Fax: 0113 247 6282**

PART 3 – Disagreement with Proposed Measures

to be completed by the applicant or applicant's representative

Proposed controlled measures under the Licensing Act 2003

Name & Address of Premises : Starlight Bar, Unit 10, Shaftesbury Parade, Harehills Lane,
Harehills, Leeds, LS9 6TA

I/We

confirm that I am / we are the applicant / the applicants representative (delete as appropriate) for the premises as stated above.

I/We formally advise that we are not prepared to accept the proposed measures as suggested by the Health and Safety Service.

In this instance we understand that the Health and Safety Service will maintain their representation to my /our application, which will now proceed to a hearing before the Licensing Sub-Committee.

Signed :

Dated :

Please return this document to:

**Ms C Copley
Health & Safety Services
Leeds City Council
Millshaw Park Way
Churwell
Leeds
LS11 0LS
Fax: 0113 247 6282**

Glover, Barry

From: Copley, Claire
Sent: 25 November 2010 13:04
To: furnituregalore@hotmail.co.uk
Cc: White, Emma; Entertainment Licensing
Subject: Starlight Bar
Attachments: Starlight BAR .doc

Dear Sir,

Please find my representation to your application with proposed measures for you to consider.

If you have robust policies and procedures which cover the measures, I would be happy to review them and the representation

If you wish to discuss the matter then please contact me (details below)

Claire Copley - Health & Safety Manager
Health and Safety Service (Enforcement)
Leeds City Council

Millshaw Park Way, Churwell, Leeds, LS11 0LS
0113 3950686
claire.copley@leeds.gov.uk



8.

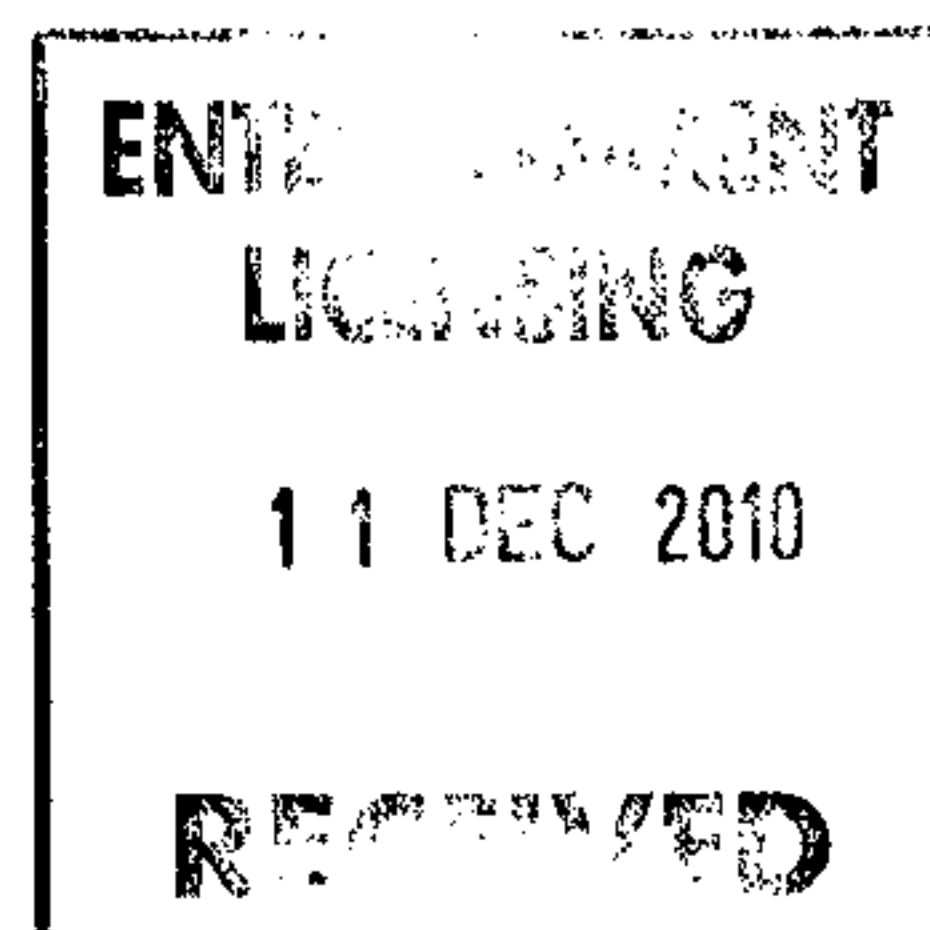
Massey, Bridget

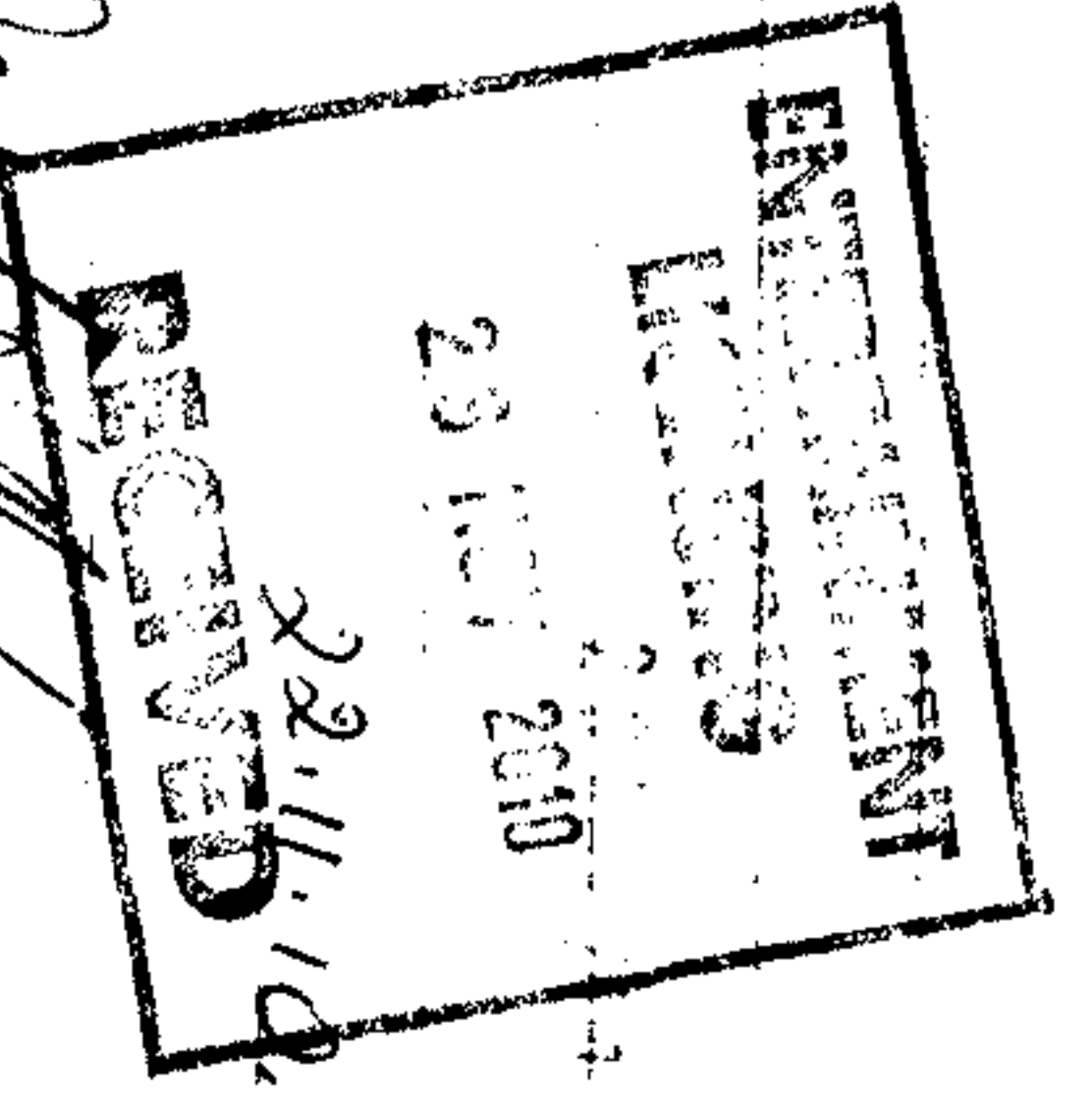
From: ALAN BURTON [bluefig@msn.com]
Sent: 11 December 2010 16:51
To: Entertainment Licensing
Subject: Starlight Bar

I wish to oppose the late night licensing application to the above Bar.
My objections are that such late hours will see the neighbourhood troubled with louder noise in the early morning coupled with that of people returning home through the estate.

Regards

Mr D Coll
7 Brander Road
Leeds
LS9 6PP





Dear Sirs Members.

I am writing to object to a change of existing licensed premises application.

I am objecting to the Spotlight Bar which is 10 Mayfieldway Harold Woodhills Leeds LS9 6TB, being granted a license to sell alcohol on Friday & Saturday until 0300 who to late night refreshments until 0300.

I also object to five more facilities for making music facilities for dancing all until 0300, because of noise nuisance.

I object to all the above activities because they would cause public nuisance and public safety as they will lead to extra traffic in the area taxis etc. it will also lead to these being

Mr D CARKNEILL
165T. ARSON VIEW
GILTON SOUTH
LEEDS
LS9 6LR.

the danger of accidents, having people under the influence of alcohol at such an early hour in the morning I also feel there will be crime and disorder that being groups of people on the area the noise for drinking.

I also object to the premises being allowed to sell alcohol on Christmas Eve until 0100 and New Years Eve till 0200. The area is a residential area and people sleep at in very close proximity to the building.

There is also a 48 bed elderly care home planned for land opposite the building the two are not in direct noise the care home would bring much needed jobs to the area.

I strongly object to any variation to the existing license and I would like to make representation to any hearing.

Yours Faithfully
D Carkneill

REF RB/JK
STARLIGHT BAR
UNIT 10 SHAFTS BURY PARADE
LS9 6TA

5

17741002
David Orange
603 Howehills lane
LEEDS LS9 6NG
0113 3685732

Dear Sir

I am writing to oppose the extended hours for the starlight bar on the grounds of the prevention of public nuisance and crime and disorder.

It has already been open late nights untill 4am with people in the street carrying on. I am also concerned about the extra crime and drugs it may bring into an already troubled area. I am mainly concerned because I own the fish + chip shop opposite and live in the flat above.

ENTERTAINMENT
LICENSING
30 NOV 2010
RECEIVED

Yours Sincerely
David Orange

6

White, Emma

From: ALAN BURTON [bluefig@msn.com]

Sent: 04 December 2010 21:38

To: Entertainment Licensing

Subject: Starlight Bar variation application.

I write to strongly oppose the above listed application on the clear grounds of "Prevention of Crime and Disorder" After many years of living on the well trodden route of patrons leaving the above establishment at late and unsociable hours, I am extremely concerned that were this application to be granted the resulting disturbance, disgusting behavioural problems and associated vandalism would, once more, cause more unnecessary grief. Over the years we, along Brander Road, have suffered from the "patrons" of this establishment and should, incontrovertibly, not be further subjected to such contemptible behaviour. It is undeniably clear that such late hours of licensing attract people whom, the majority, seek to drink to excess and in doing so lose all sense of responsibility and decency. It also has a massive appeal to those leaving normally licensed venues (particularly the central Leeds nightspots) to travel to the area and add to the noise and disturbance on departure. It beggars belief that such unsociable licensing hours should be sought and even granted to an establishment within the immediate locality of a residential area. Such late, late hours should be confined to those premises located far removed from homes that are occupied by many elderly and young families.

In conclusion, I firmly believe that the granting of such permission would further aggravate the ongoing drug problem that exists immediately behind the shopping parade opposite and thus cause further, needless, anguish to the immediate area.

I call on you to unreservedly reject this application in favour of maintaining and continuing with standard licensing hours.

Mr Alan Burton

1 Brander Grove
Leeds
LS9 6PS



Alan 😊

2.
Telereal Trillium
140 London Wall London EC2Y 5DN
T +44 (0)20 7796 5500
F +44 (0)20 7769 5501
info@telerealtrillium.com
www.telerealtrillium.com

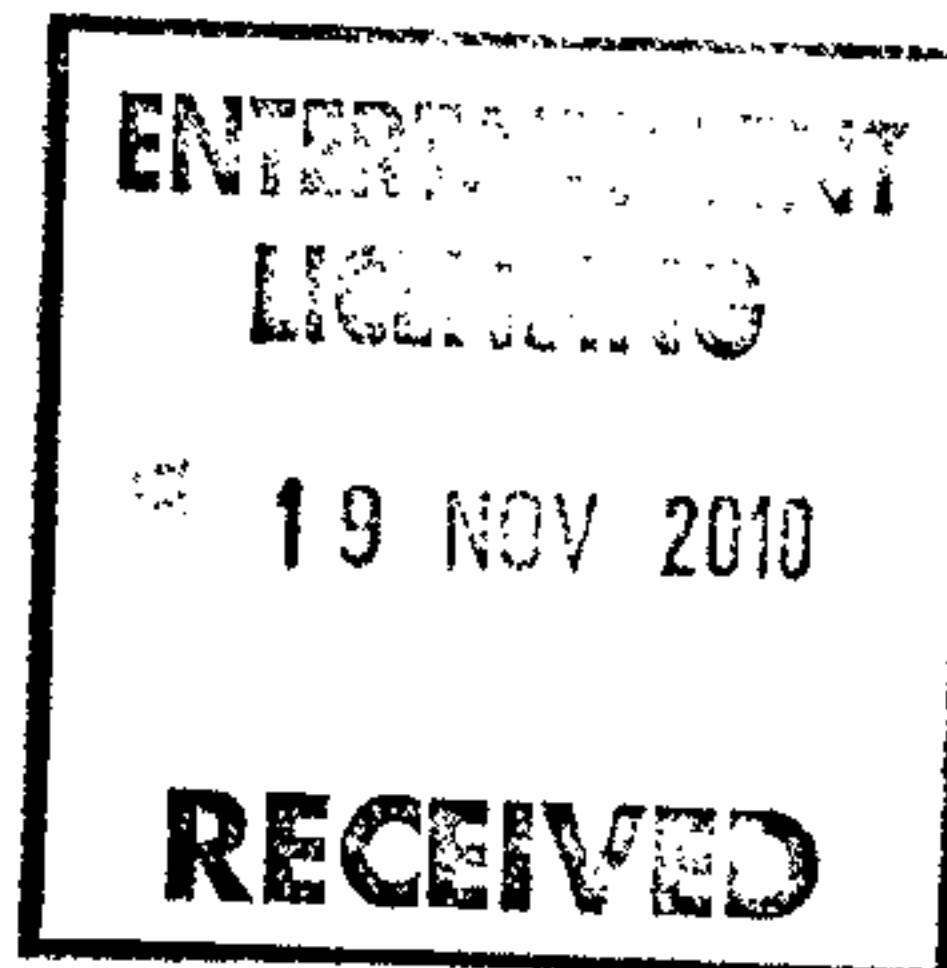


Premises No. PREM/01774/V02
Our ref EC 17/11/2010

17 Nov 2010

Entertainment Licensing Section
Leeds City Council
Civic Hall
Leeds
LS1 1UR

17 November 2010



Dear Sirs

STARLIGHT BAR AT UNIT 10 SHAFTSBURY PARADE, HAREHILLS LANE, HAREHILLS, LEEDS LS9 6TA

I refer to an application made by Mr Nawaz Khan for the grant of a Premises Licence Variation at the above premises. I understand this was received on 10/11/2010.

The adjoining premises at Southern House, 529 York Road, Leeds LS9 6TF is occupied by the Secretary of State for Communities & Local Government (the "DWP") and operates as a Job Centre with ancillary functions. Telereal Trillium act on their behalf and we write in connection to the licensing application setting out our opposition to the proposals and would ask that our comments and involvement as DWP's representatives be suitably registered.

We and DWP are chiefly concerned that there would be the potential for an increase in incidents concerning people under the influence of alcohol within the Jobcentre. Due to the nature of the business undertaken at Southern House, security of staff is of paramount importance.

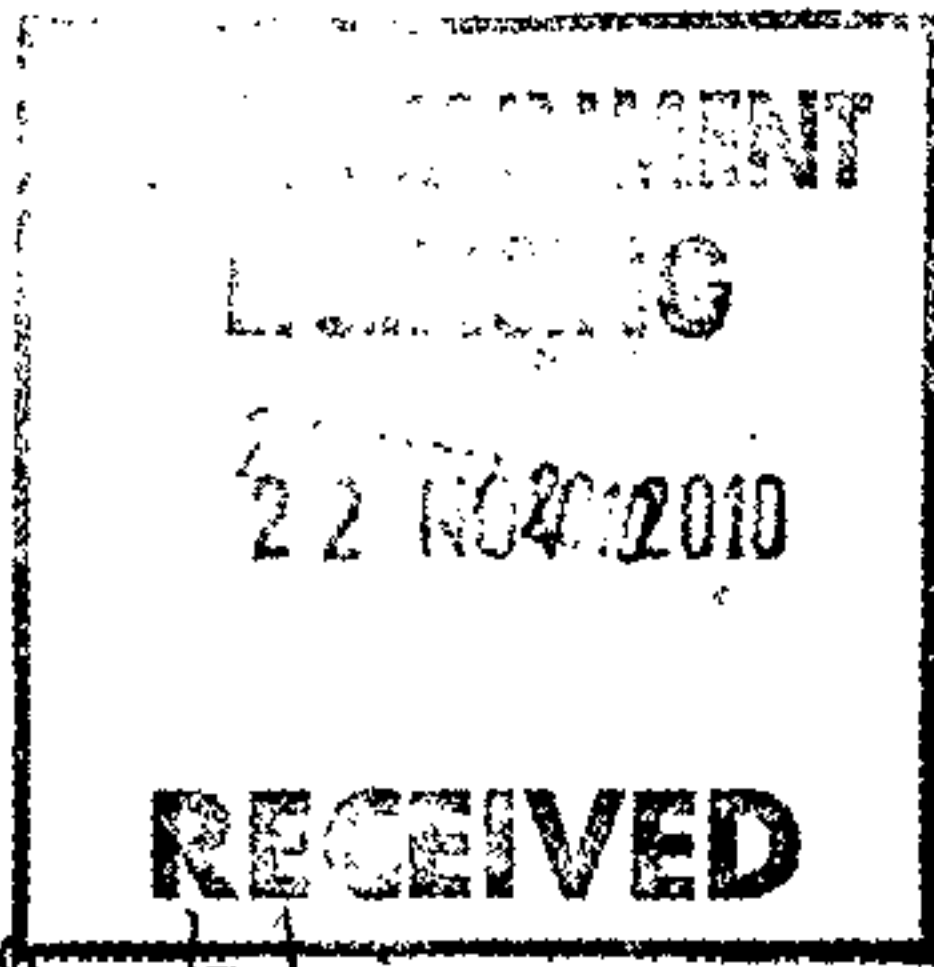
Without prejudice to the demographic profile of patrons visiting Starlight Bar, it is a concern to DWP that the walkway will become seriously littered with rubbish, vomit, urine etc. and it is unlikely that there will be anyone from the club cleaning up in the early hours. It is also a serious concern that evidence and remnants of drug taking could be witnessed and requiring safe removal.

I trust you will take DWP's concerns on board and prioritise the statutory function currently undertaken at Southern House above the proposals of the license application by Starlight Bar.

Yours faithfully

Edward Craig
Assistant Asset Manager
Corporate Real Estate

Telereal Trillium



1774/VOL

MRS J. SIMPSON.
24, ST ALBAN CRESCENT
LS9 6SY.

I am writing this letter as I strongly object to the starlight bar getting a licence this is a major concern to the opening hrs. How does anyone expect residents to sleep. This is a small community and we dont want this kind of loud music we reach all the grounds of what is listed on the form. Children going to and from school. noise + nuisance people getting the bus outside the starlight. We have got two quinnells which one leads to st Alban crescent and the other onto st Alban road people are going to be wary of using these as a result to people standing outside the starlight bar drunk. There is alot of elderly people and people who live on there own. I find this very stressing and hope this does not get passed we had problems with this bar before where there was ~~fighting~~ fighting at the back of the shops and in quinnells we dont want this kind of noise + nuisance happening again residents shouldnt have to be put through this. So I strongly object to them ever getting a licence to this kind of out of hrs night and day worry that it is going to cause a lot of problems not only to residents but also to the public and the police which is extra work load for the police. So I strongly and stress that this bar does not get a license.

Thankyou
Mrs J Simpson

Glover, Barry

From: Jade Simpson [jade_567_@hotmail.com]
Sent: 26 November 2010 13:50
To: Entertainment Licensing
Subject: Regarding the licence for the Starlight pub.

Mrs Josephine Simpson
24 St Alban Crescent
Leeds LS9 6JY

I am sending this email regarding the request to the opening of the Starlight Bar on harehills lane. I feel that this should not open due to residents not been able to sleep as they will be loud music and people carrying on. When this was open before there was constant noise & trouble from customers coming out of the Starlight Bar. Customers who was coming out of there before was fighting at the back of the gasflair fire shop which led into the street of St Albans Crescent. This is a major concern also to the public who uses the ginnels leading into the streets of St Albans. Also children going to and from school. People stood at the bus stop provided outside the Starlight Bar this will be very intimidating for the public and also to the elderly so i am strongly against the Starlight Bar re-opening as we do not need any of this as it is a good community and this is a worry for all residents who live near by. I find this disgusting of anyone been allowed a licence to open a bar like this of these hours. The pubs and clubs in leeds city centre maily have these opening hours not little pubs on a housing estate. This is causing worry to the people from the estate.



26/11/2010

7.

27 Newell Terrace
LS9 6HX

To the Entertainment Licensing
Section of Leeds City Council.

Dear Sirs & Ladies

Living as I do for the last 32 years
in the Newells, we have a lot
of problems from time to time
with Loud Music and On Street
Voice noise aggravated by
Alcohol excess.

This makes me very apprehensive
about the Starlight Bar
opening once again. With
Alcohol being sold on a weekend
to very late hours. The
Music and dancing facilities
are acceptable in my opinion
provided the sound of the music
does not spoil the lives of
people living in the area.

When would the Starlight
put these parking places. If
not enough parking places, it
might cause visitors to park in
all the local streets. Possible
causing more noise for residents

Yours truly

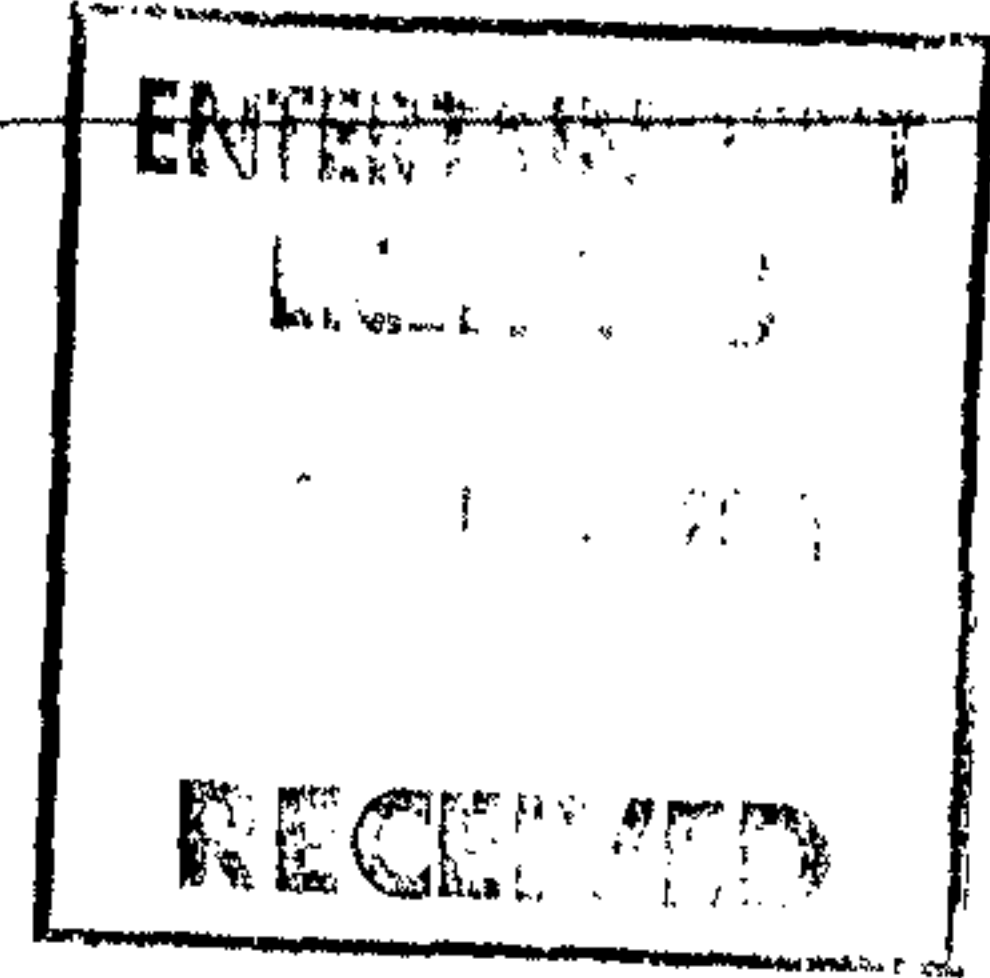
Mrs G. Proebber

115
FINAL REPLY

4

White, Emma

From: Holder, Stephen
Sent: 24 November 2010 13:03
To: White, Emma
Subject: FW: Starlight Bar



From: Brett, Cllr Richard
Sent: 24 November 2010 12:58
To: Holder, Stephen
Cc: Pryke, Cllr Ralph; Taylor, Cllr Alan
Subject: RE: Starlight Bar

Dear Stephen,

I would like to object to the Starlight bar application on the following grounds:-

- The noise from this bar can be heard by several hundred houses. This is not a city centre location with no housing surrounding it
- Even if music in the club is minimised by sound proofing the noise of shouting outside and taxi horns and doors slamming can be heard at night 200 yards away
- To continue serving alcohol until 3.00am two nights a week is not a recipe for a safe neighbourhood. I think a license until 3.00am is wrong in a residential area.
- The Police are so concerned about youths drinking they want to introduce a DPPO for this area. This license goes completely against their concerns about youths drinking in public.
- If this is approved drunks will disturb sleepers at 3.30am right along Harehills Lane and down Brander Road into Gipton.

Please can you confirm this objection has been logged.

Thanks
Richard

Councillor Richard Brett - Liberal Democrat for Burmantofts and Richmond Hill Ward
Telephone: 0113 2933925

From: Holder, Stephen

I/We ANNA KIDAN.....

confirm that I am / we are the applicant / ~~the applicants representative~~ (delete as appropriate) for the premises as stated above.

In signing this document I/we agree with the measures proposed by the Health and Safety Service, and we provide our consent for the Licensing Authority to incorporate the said measures into the operating schedule for the stated premises.

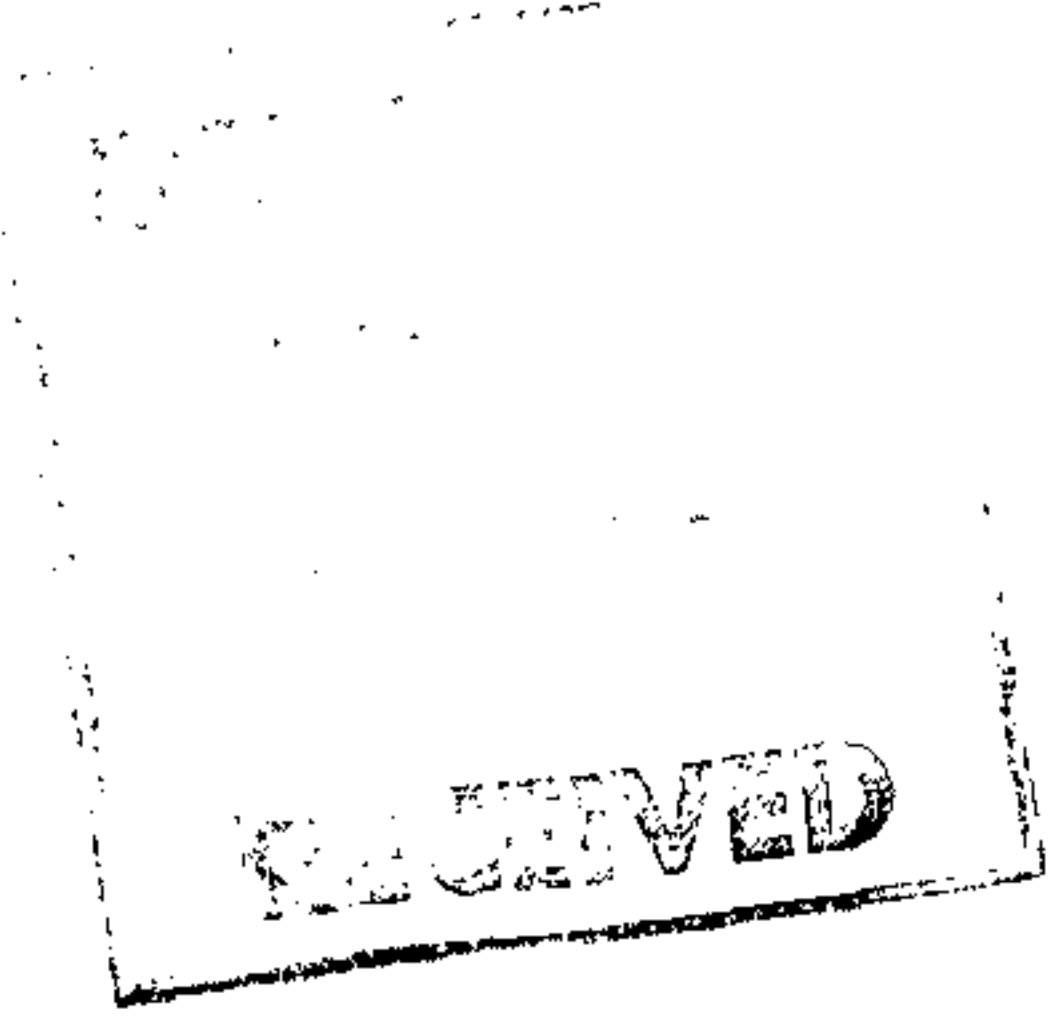
Signed: 

Dated: 30-11-2010

Please return this document to:

Ms C Copley
Health & Safety Services
Leeds City Council
Millshaw Park Way
Churwell
Leeds LS11 0LS
Fax: 0113 247 6282

ENVIRONMENTAL					
HEALTH SERVICES					
	CC				
- 2 DEC 2010					
COPY					
BY					
Instructions					



Appendix J



Longfellow, Samantha

From: Michelle Nudds [Michelle.Nudds@westyorkshire.gov.uk]
Sent: 01 December 2010 16:12
To: Longfellow, Samantha
Subject: Starlight Bar

Samantha,

Regarding our meeting at Starlight Bar I was unable to conduct a Fire Safety Audit as the Responsible Person did not have his Fire Risk Assessment. I would expect the risk assessment to cover the following, which was discussed with Mr Rafik:

The premises has two directions of escape and the two staircases are separate from one another, however some work will be required to make one of these stairs into a protected stair. The main concern is that the exit width of the final exits will limit the occupancy to 100 people. Mr Rafik stated that at the last event there were only 60 people present. Mr Rafik has agreed to change the style of the main entrance door to give a larger exit width and fix the alternative exit door to allow both sides of the double door to open immediately without having to open a catch. Mr Rafik stated that he was aware that no more than 100 people can be in the premises and did not intend for this to happen until the exit widths had been widened.

There is some emergency lighting within the stair, however the primary lighting has been disconnected; Mr Rafik has agreed to have this reinstated immediately. There is also a large amount of combustible material leading onto the staircase which Mr Rafik stated was there temporarily and would be removed as soon as possible.

There are a number of other fire safety concerns detailed below; I will need to see the risk assessment to determine if these areas have been identified and suitable time scales put in place:

- Fire detection may need extending to the cellar as a fire in this area could go unnoticed and affect the means of escape.
- The alternative escape stair needs making up to be 30 minute fire resistant as it currently opens into storage areas and there are gaps leading into the cellar.
- Further maintained emergency lighting required at storey exits and final exits, Photoluminescent signs have been provided as an interim measure.

A full audit will be required to determine if there are any other areas of deficiency particularly in relation to management and fire safety arrangements; this could not be done at this time as Mr Rafik did not have all the relevant information. Follow up visit to be arranged

Regards
Michelle Nudds

Senior Fire Protection Inspector
Leeds District

IMPORTANT NOTICE:

This e-mail and the information that it contains may be confidential, legally privileged and protected by law. Access by the intended recipient only is authorised. Any legal liability (in contract or tort or otherwise) arising from any third party acting or refraining from acting on any information contained in this e-mail is hereby excluded. If you are not the intended recipient please notify the sender immediately and do not disclose the contents to any other person, use it for any purpose, or store or copy the information in any medium.