



Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: 23rd May 2011

Subject: Application for the Grant of a premises licence for Cafe Liqueur, 10 Lowtown, Pudsey, LS28 7AA

Electoral Wards Affected:

Pudsey



Ward Members consulted
(referred to in report)

Specific Implications For:

Equality and Diversity

Community Cohesion

Narrowing the Gap

Executive Summary

This report informs members of an application for the grant of a premises licence for premises situated at 10 Lowtown, Pudsey, LS28 7AA, trading as Cafe Liqueur.

The premises propose to offer the licensable activities as detailed at 3.4 of this report and within the hours detailed in 3.5 of this report.

The premises were previously licensed and details of the licensable activities are at 2.1 of this report.

The responsible authorities are served with copies of the application by the applicant and Ward Members have been notified of the application.

1.0 Purpose of this Report

- 1.1 To advise Members of an application made under section 17 of the Licensing Act 2003 ("the Act") for a premises licence in respect of the above mentioned premises.
- 1.2 Members are required to consider this application due to the receipt of representations.

2.0 History of Premises

- 2.1 This is the first application for this Premise since the previous Licence was surrendered.

Previously, the premises were only licensed for Sale by Retail of Alcohol (for consumption both on and off the premises)

Monday to Sunday: 11:00 - 22:00

3.0 The Application

- 3.1 The applicant is Mr Daniel Derek Wilford,
- 3.2 The location of the premises can be found on the map attached as **Appendix A**.
- 3.3 A copy of the application and operating schedule are attached as **Appendix B** to this report. For the assistance of members, the Operating Schedule shows:

3.4 Proposed licensable activities

Sale by retail of alcohol
Provision of late night refreshment
Performance of live music
Performance of recorded Music
Entertainment similar to live music, recorded music or dance
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 Every Day	11:00 - 00:00
Provision of late night refreshment Every Day	23:00 - 00:00
Performance of live music Every Day	11:00 - 00:00
Performance of recorded Music Every Day	11:00 - 00:00

Entertainment similar to live music, recorded music or dance

Every Day 11:00 - 00:00

Provision of facilities for making music
Every Day 11:00 - 00:00

Provision of facilities for dancing
Every Day 11:00 - 00:00

3.6 Proposed times when the premises is open to the public

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

Everyday 08:00 - 00:30

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 Proposed Designated Premises Supervisor

Mr Daniel Wilford 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:

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

City Development Department
Members are invited to consider **Appendix D** of this report.

4.3 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:

West Yorkshire Police
Members are invited to consider **Appendix E** of this report.

Health And Safety Service
Members are invited to consider **Appendix F** 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 application as requested.
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates.
- Refuse to specify the said person as the Designated Premises Supervisor.
- Reject the whole or part of the application.

6.2 Members of the Licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

Background Papers

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy

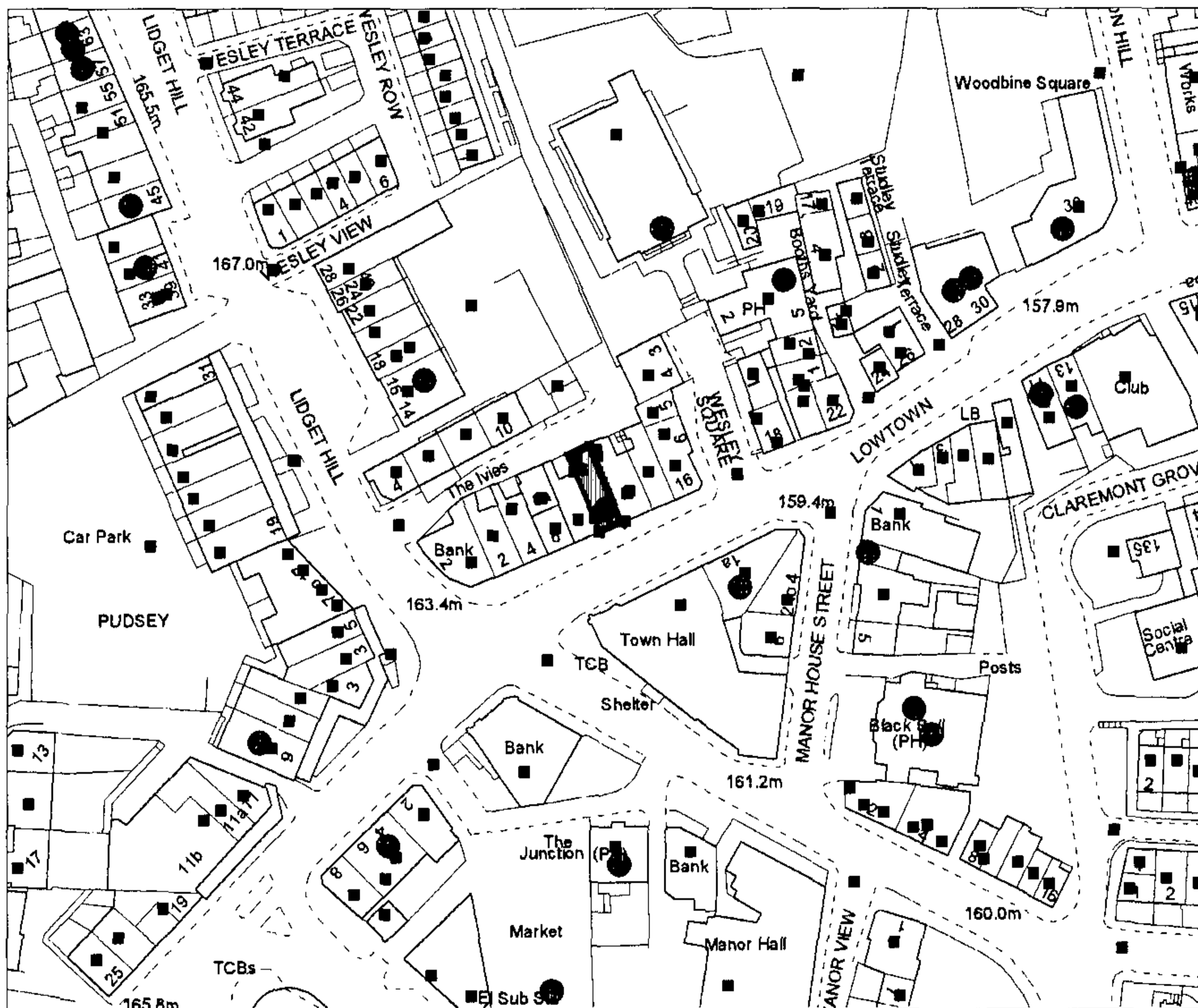


Leeds
CITY COUNCIL

Leeds City Council
Entertainment Licensing

Cafe Liqueur

10 Lowtown, Pudsey, LS28 7AA



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:	10 May 2011
Scale:	1:1250

SCANNED

PREM/3020/001

Appendix B

Application for a premises licence to be granted 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 **DANIEL DEREK WILFORD**

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description café LIQUEUR 10 LOWTOWN PUDSEY			
Post town	LEEDS	Post code	LS28 7AA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£

**ENTERTAINMENT
LICENSING**

31 MAR 2011

RECEIVED

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname WILFORD			First names DANIAL DEREK		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		8 FOXHOLES CRESCENT CALVERLEY			
Post Town	LEEDS	Postcode	LS28 5NT		
Daytime contact telephone number		07789484945			
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes

Please give a general description of the premises (please read guidance note 1)
 THE PREMISES ARE SITUATED IN A TOWN CENTRE LOCATION
 FORMERLY A LICENSED CAFÉ
 TWO STOREY, STONE CONSTRUCTION WITH A SLATE TILED ROOF
 IN A PARADE OF OTHER COMMERCIAL PROPERTIES
 DOWNSTAIRS TRADING AREA, UPSTAIRS TOILETS WITH SOME SEATING

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- 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:

- 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)

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

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 (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) BECAUSE THE PREMISES ARE SMALL LIVE MUSIC MAY BE PERFORMED BY A SOLO ARTIST OR DUO		
Mon	1100	0000			
Tue	1100	0000	State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed	1100	0000			
Thur	1100	0000	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 (please read guidance note 5)		
Fri	1100	0000			
Sat	1100	0000			
Sun	1100	0000			

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) FROM SUPPORT SYSTEMS USED BY ARTISTS OR BACK GROUND SYSTEM OR MUSIC USED BY A DJ		
Mon	1100	0000			
Tue	1100	0000	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed	1100	0000			
Thur	1100	0000	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri	1100	0000			
Sat	1100	0000			
Sun	1100	0000			

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u> KARAOKE MAY BE USED ON A HAD HOC BASIS</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input checked="" type="checkbox"/>
Mon	1100	0000		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	1100	0000	<p><u>Please give further details here</u> (please read guidance note 3) KARAOKE MAY BE USED ON A HAD HOC BASIS</p>		
Wed	1100	0000			
Thur	1100	0000	<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Fri	1100	0000			
Sat	1100	0000	<p><u>Non standard timings. Where you intend to use the premises for the 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</u> (please read guidance note 5)</p>		
Sun	1100	0000			

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u> AMPLIFICATION WILL BE AVAILABLE FOR ARTISTS AND DJ TO USE AS REQUIRED	
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)	
	Indoors	<input checked="" type="checkbox"/>		
	Outdoors	<input type="checkbox"/>		
	Both	<input type="checkbox"/>		
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) AMPLIFICATION MAY BE USED FOR ARTISTS AND DJ AS REQUIRED	
Mon	1100	0000		
Tue	1100	0000	<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
Wed	1100	0000		
Thur	1100	0000	<u>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</u> (please read guidance note 5)	
Fri	1100	0000		
Sat	1100	0000		
Sun	1100	0000		

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			<u>Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)</u>	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
			<u>Please give a description of the facilities for dancing you will be providing</u> SMALL Area near DJ stand		
Day	Start	Finish			
Mon	1100	0000	<u>Please give further details here (please read guidance note 3)</u>		
Tue	1100	0000			
Wed	1100	0000	<u>State any seasonal variations for providing dancing facilities (please read guidance note 4)</u>		
Thur	1100	0000			
Fri	1100	0000	<u>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)</u>		
Sat	1100	0000			
Sun	1100	0000			

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 (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	2300	0000	Please give further details here (please read guidance note 3)		
Tue	2300	0000			
Wed	2300	0000	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	2300	0000			
Fri	2300	0000	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)		
Sat	2300	0000			
Sun	2300	0000			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	1100	0000			
Tue	1100	0000			
Wed	1100	0000			
Thur	1100	0000			
Fri	1100	0000			
Sat	1100	0000			
Sun	1100	0000			
			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)		

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name DANIEL DEREK WILFORD	
Address 8 FOXHOLES CRESCENT CALVERLEY	
Postcode	LS28 5NT
Personal Licence number (if known)	PERL/04403/08
Issuing licensing authority (if known)	LEES

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)
 NONE

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)	
Day	Start	Finish		
Mon	0000	0030		
	0800	0000		
Tue	0000	0030		
	0800	0000		
Wed	0000	0030		
	0800	0000		
Thur	0000	0030		<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)
	0800	0000		
Fri	0000	0030		
	0800	0000		
Sat	0000	0030		
	0800	0000		
Sun	0000	0030		
	0800	0000		

P Describe the steps you intend to take to promote the four licensing objectives:

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

CCTV WILL BE IN OPERATION FOR THE PUBLICS SAFTEY, RECORDINGS WILL BE MAINTAINED FOR 28 DAYS SIGNS WILL BE DISPLAYED FOR THIS PURPOSE
SIGNS WILL BE DISPLAYED STATING ANY THREATS OR VIOLENCE TOWARDS MEMBERS OF STAFF OR OTHER CUSTOMERS WILL NOT BE TOERATED
ALL DOORWAYS WILL BE KEPT FREE AND NOT OBSTRUCTED BY ANYTHING
A FIRE SAFTEY POLICY WILL BE IN PLACE WHICH ALL STAFF WILL BE TRAINED BY FIRST AID FACILATIES AND A FIRST AID BOOK WILL BE MAINTAINED
FRESH DRINKING WATER WILL BE AVAILABLE
NO WASTE OR RUBBISH WILL BE PUT INTO OUTSIDE RECEPTICLES BETWEEN 2100 HOURS AND 0700 HOURS
SIGNS WILL BE DISPLAYED ASKING PATRONS TO LEAVE ORDERELY AND RESPECTING OTHER PEOPLE WITHIN THE AREA
THE PREMISES WILL OPERATE A CHECK 21 POLICY AND POSTERS TO THIS AFFECT WILL BE DISPLAYED
CHILDREN WILL ONLY BE ALLOWED INTO THE PREMISES WHILST ACCOMPANIED BY AN ADULT AFTER 1900 HOURS
A FULL RANGE OF NON ALCOHOLIC DRINKS ARE AVAILABLE

b) The prevention of crime and disorder

CCTV WILL BE IN OPERATION FOR THE PUBLICS SAFTEY, RECORDINGS WILL BE MAINTAINED FOR 28 DAYS SIGNS WILL BE DISPLAYED FOR THIS PURPOSE
SIGNS WILL BE DISPLAYED STATING ANY THREATS OR VIOLENCE TOWARDS MEMBERS OF STAFF OR OTHER CUSTOMERS WILL NOT BE TOERATED

c) Public safety

ALL DOORWAYS WILL BE KEPT FREE AND NOT OBSTRUCTED BY ANYTHING
A FIRE SAFTEY POLICY WILL BE IN PLACE WHICH ALL STAFF WILL BE TRAINED BY FIRST AID FACILATIES AND A FIRST AID BOOK WILL BE MAINTAINED
FRESH DRINKING WATER WILL BE AVAILABLE

d) The prevention of public nuisance

NO WASTE OR RUBBISH WILL BE PUT INTO OUTSIDE RECEPTICLES BETWEEN 2100 HOURS AND 0700 HOURS
SIGNS WILL BE DISPLAYED ASKING PATRONS TO LEAVE ORDERELY AND RESPECTING OTHER PEOPLE WITHIN THE AREA

e) The protection of children from harm

THE PREMISES WILL OPERATE A CHECK 21 POLICY AND POSTERS TO THIS AFFECT WILL BE DISPLAYED
 CHILDREN WILL ONLY BE ALLOWED INTO THE PREMISES WHILST ACCOMPANIED BY AN ADULT AFTER 1900 HOURS
 A FULL RANGE OF NON ALCOHOLIC DRINKS ARE AVAILABLE


Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, 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	
Date	30.5.2011
Capacity	AGENT

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 postal address for correspondence associated with this application (please read guidance note 13)

LICENCE TRADE CONSULTANTS
Upper Floor Reception Bldg's
Waterloo Mills
Waterloo Road
Pudsey
LS28 8DQ

	Post code	BD5 7LR
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	733606
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01132 909686

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
info@licencetradeconsultants.co.uk

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 unamplified.
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 e.g. 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. An 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.

SCANNED

Consent of individual to being specified as premises supervisor

DANIEL WILFORD

[full name of prospective premises supervisor]

of

8 FOXHOLES CRESCENT
CARVLEY
LS28 5NT

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

PREMISES LICENCE

[type of application]

by

DANIEL WILFORD

[name of applicant]

relating to a premises licence

NEW APPLICATION

[number of existing licence, if any]

for

10 LOWTOWN
PUDSEY
LEEDSLS28 7AA

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

DANIEL WILFORD

[name of applicant]

concerning the supply of alcohol at

10 LOWTOWN
PUDSEY
LEEDS
LS28 7AA

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

PERL/04403/08

[insert personal licence number, if any]

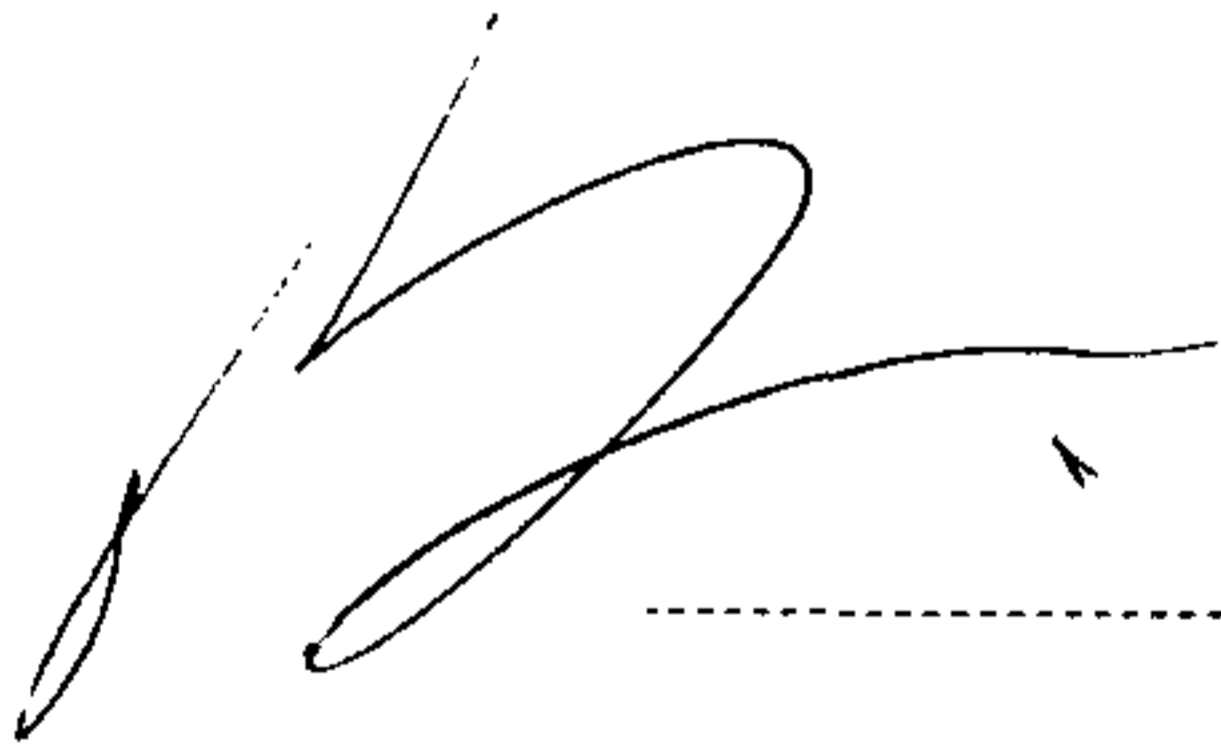
✓ ON EXP: 5.6.18

Personal licence issuing authority

LEEDS

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

DANIEL WILFORD

Date

30.3.2011

x

Appendix C

) R J Thompson
Licensing Trade Consultants
Upper Floor Reception Buildings
Waterloo Road
Pudsey
LS28 8DQ

Environmental Protection Team
Leeds City Council
Knowsthorpe Gate
Cross Green
Leeds LS9 0NP

Contact: Mrs. Vanessa Holroyd
Tel: 0113 395 1162
Fax: 0113 247 4947
vanessa.holroyd@leeds.gov.uk
Our reference: PREM/03020/001
21 April 2011

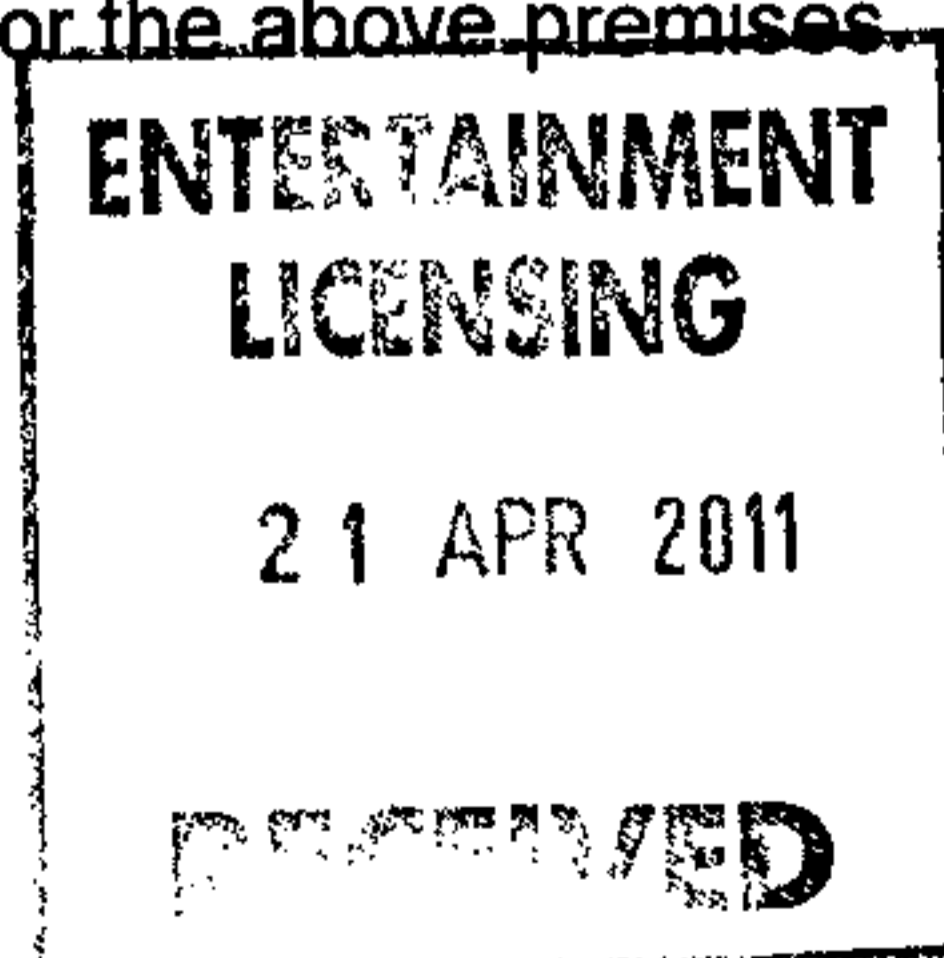
Dear Sir/Madam

Licensing Act 2003

Name of Premises: Cafe Liqueur

) **Address: 10 Lowtown, Pudsey, LS28 7AA**

Thank you for submitting your application for the above premises



x

The application premise is currently vacant and was previously a café. This application is requesting opening hours from 08:00 to 00:30 7 days a week. The current planning approval is for A3 use only and allows for the premises to be open until 22:30 hours only. However it appears that this application is for the premises to be predominately a bar (A4 use) owing to the late opening hours applied for (including live music, dancing and sale of alcohol etc until 00:00 hours) and due to the very small kitchen shown on the plan.

In addition there is an adjoining flat to the rear of 12 Lowtown with other residential properties in close proximity which have the potential to be affected by noise from the licensable activities applied for.

Therefore Leeds City Council's health and environmental action service (HEAS) is of the opinion that your application contains insufficient information about how you intend to meet the licensing objective of the prevention of public nuisance. In addition, the premises do not have planning permission for A4 use or the hours applied for. We therefore confirm that we are submitting a full objection to your application.

)

However should the licensing committee be minded to grant the licence then Leeds City Council's health and environmental action service would consider that the following measures are proportionate and necessary in order to promote the following licensing objective:

- Prevention of public nuisance

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 not be audible at the nearest noise sensitive premises, being properties to the rear of Lowtown, Pudsey including the flat at the rear of 12 Low Town, Pudsey LS28 7AA.
3. Noise from plant or machinery shall not be audible at the nearest noise sensitive premises, being properties to the rear of Lowtown, Pudsey including the flat at the rear of 12 Low Town, Pudsey, LS28 7AA during the operation of the plant or machinery. Plant and machinery shall be regularly serviced and maintained to meet this level.

Litter

4. 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

5. 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.
6. 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

Mrs. Vanessa Holroyd
) Senior Environmental Health Officer

)



Mr Daniel D Wilford
8 Foxholes Crescent
Calverley
Pudsey
LS28 5NT

City Development Department
The Leonardo Building
2 Rossington Street
LEEDS
LS2 8HD

Contact: **Chris Sanderson**
Tel: 0113 2478216
Fax: 0113 2478230

Your Ref:
Our Ref: Licence Applications

Date 27th April 2011

Dear Mr Wilford,

Subject: APPLICATION FOR PREMISES LICENCE

PART A

Thank you for submitting your application for licensed activities at:

Name of venue:- Café Liqueur

Address:- 10 Lowtown, Pudsey, LS28 7AA.

We write to inform you we shall be objecting to your application and a copy of this letter will be sent to the Licensing Authority.

) The premises were granted planning permission for the change of use of retail showroom (A1 use) to café (A3 use) in February 2008 subject to a condition restricting the hours of use of the premises.

A further planning application was granted in May 2009 to vary the condition imposed on the previous planning approval. The current permitted hours of operation of the premises are;

“The opening hours of the premises shall be restricted to 06.30 hours to 22.30 hours Monday to Sunday.”

Therefore the premises licence application as applied for the premises to operate until midnight 7 days a week is outside those hours permitted under the planning approval.

Also the plans provided as part of the licence application indicate that these premises are to be used as a drinking establishment rather than a café/restaurant. The use of the premises as a drinking establishment does not have planning permission.

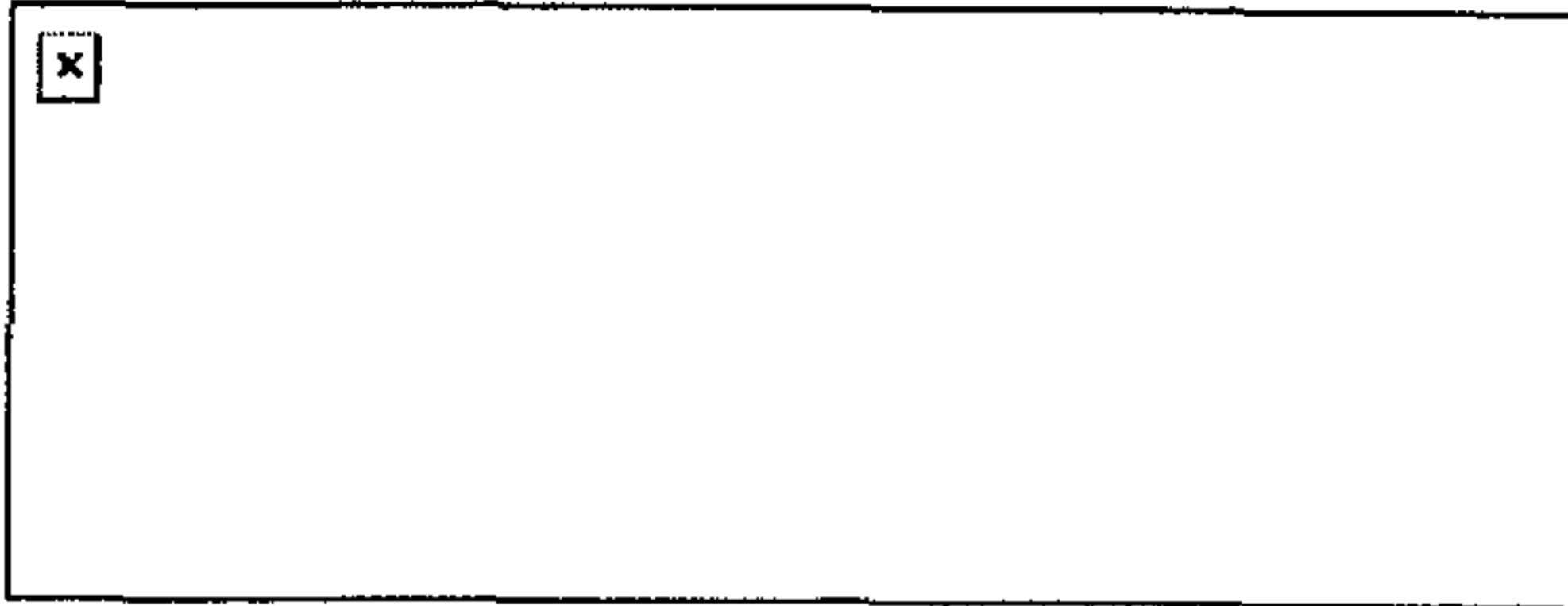
The proposed hours of use set out in your premises license application exceed those allowed by the planning permission for the use of the premises as a café/restaurant. The use of the premises as a drinking establishment does not have planning permission.

The Development Department objects to the granting of a Premises License in the terms as applied for due to noise and disturbance being caused to nearby residential occupiers as a result of the comings and goings of customers and their motor vehicles, from customers congregating on the street in the vicinity of the building and from activities within the building. It is considered that the use of the premises as a drinking establishment and the opening hours applied for at these premises would conflict with the Licensing objective of preventing public nuisance.

The City Development Department considers that the unauthorised use of the premises and the extended opening hours proposed are unlikely to be acceptable and that a Premises Licence should not be granted.

Yours sincerely

C Sanderson
Principal Compliance Officer



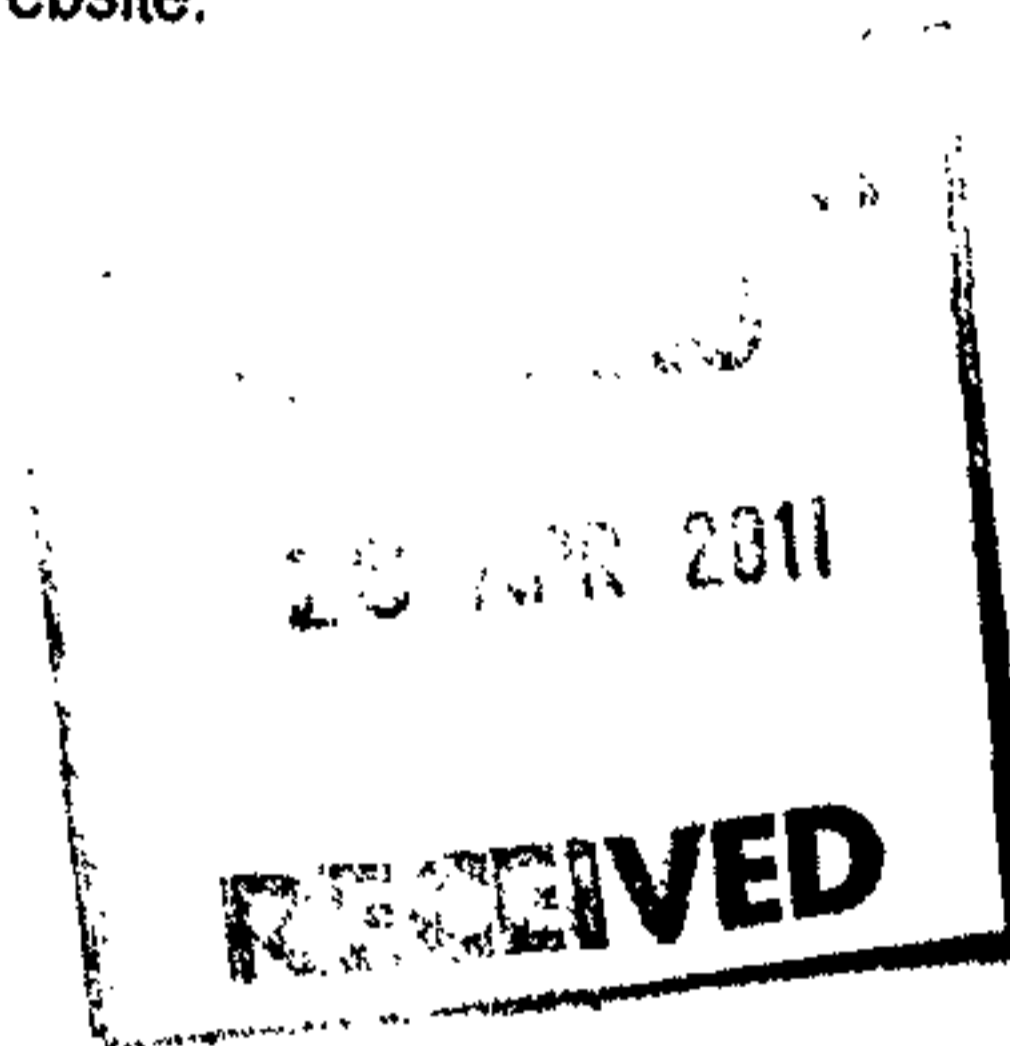
Leeds District Licensing Department

Licensing Department
Millgarth Police Station
Millgarth Street
Leeds
LS2 7HX

Tel: 0113-2413057
Fax: 0113-2413123
Email: donna.town@westyorkshire.pnn.police.uk
Website:

26th April 2011

R J Thompson
Licence Trade Consultants
Upper Floor Reception Buildings
Waterloo Mills, Waterloo Road
Pudsey
LS28 8DQ



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

**RE: CAFÉ LIQUEUR, 10 LOWTOWN, PUDSEY, LS28 7AA.
NEW PREMISES LICENCE – LICENSING ACT 2003:
POLICE – LETTER OF REPRESENTATION – ‘QUALIFIED’ OBJECTION:**

Thank you for submitting your application for the above premises, received at the address above on 31st March 2011.

West Yorkshire Police are of the opinion that your application contains insufficient information about how you intend to meet the licensing objectives.

We therefore confirm that we are submitting a formal representation against your application on the grounds of:-

1. the prevention of crime & disorder

However, West Yorkshire Police are also of the opinion that the said objectives could be met should you be prepared to incorporate certain identified measures within your operating schedule, in addition to what you may have offered in your application.

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.

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.

NOT PROTECTIVELY MARKED

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.

PART 1 - to be completed by the Responsible Authority:

West Yorkshire Police propose the following control measures under the Licensing Act 2003 (in addition to those that you may have already offered), for the premises-:

**CAFÉ LIQUEUR
10 LOWTOWN
PUDSEY
LS28 7AA**

Having considered the application under the Licensing Act 2003 for the above premises, West Yorkshire Police considers that the following measures are relevant, proportionate and necessary in order to promote the following licensing objectives-:

- the prevention of crime & disorder

Measures / Additional measures proposed:

- A suitable CCTV system will be operational on the premises at all times when licensed activities are being carried out
- CCTV security footage will be made secure and retained for a minimum period of 31 days time to the satisfaction of WYP
- At all times that licensable activities are taking place there will be a member of staff on duty who is conversant with operating the CCTV system and who is able to download immediately any footage requested by an officer from any of the Responsible Authorities or the Licensing Authority
- Notices indicating the existence and effect of an Alcohol Designated Public Places Order will be prominently displayed at the exits to the premises
- The PLH/DPS will belong to a recognised trade body or Pub Watch Scheme where one exists, whose aims include the promotion of the licensing objectives

To replace the wording offered at point 1, Part P (Protection of children from harm)

- The PLH/DPS staff will ask for proof of age from any person appearing to be under the age of 21 who attempts to purchase alcohol at the premises, and posters to this effect will be displayed

West Yorkshire Police are satisfied that the proposed measures are not adequately dealt with by other legislation.

By signing the declaration enclosed overleaf at **Part 2**, the applicant agrees to incorporate the proposed measures within the Operating Schedule for the said premises.

Upon the satisfactory completion of the declaration, West Yorkshire Police 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.

**Donna Town
North West Leeds Licensing Officer**

NOT PROTECTIVELY MARKED

NOT PROTECTIVELY MARKED

PART 2 – to be completed by the applicant or applicant's representative:

Consent for all proposed control measures under the Licensing Act 2003.

Name & Address of Premises:

**CAFÉ LIQUEUR
10 LOWTOWN
PUDSEY
LS28 7AA**

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 West Yorkshire Police,
- I / we provide our consent for the Licensing Authority to incorporate the said measures into the operating schedule for the stated premises, and furthermore,
- I / we confirm the premises will then operate in accordance with those measures agreed to.

Signed:

Dated:

NOT PROTECTIVELY MARKED

PART 3 – to be completed by the applicant or applicant’s representative:

Proposed control measures under the Licensing Act 2003

Name & Address of Premises:

**CAFÉ LIQUEUR
10 LOWTOWN
PUDSEY
LS28 7AA**

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 West Yorkshire Police.

In this instance we understand that West Yorkshire Police will maintain their representation to my /our application, which will now proceed to a hearing before the Licensing Sub-Committee, at which I / we will be required to attend.

Signed:

Dated:

NOT PROTECTIVELY MARKED

PART 2 – to be completed by the applicant or applicant's representative:

Consent for all proposed control measures under the Licensing Act 2003.

Name & Address of Premises:

**CAFÉ LIQUEUR
10 LOWTOWN
PUDSEY
LS28 7AA**

I/We ROBERT JOHN THOMPSON MILNABILL

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

In signing this document:-

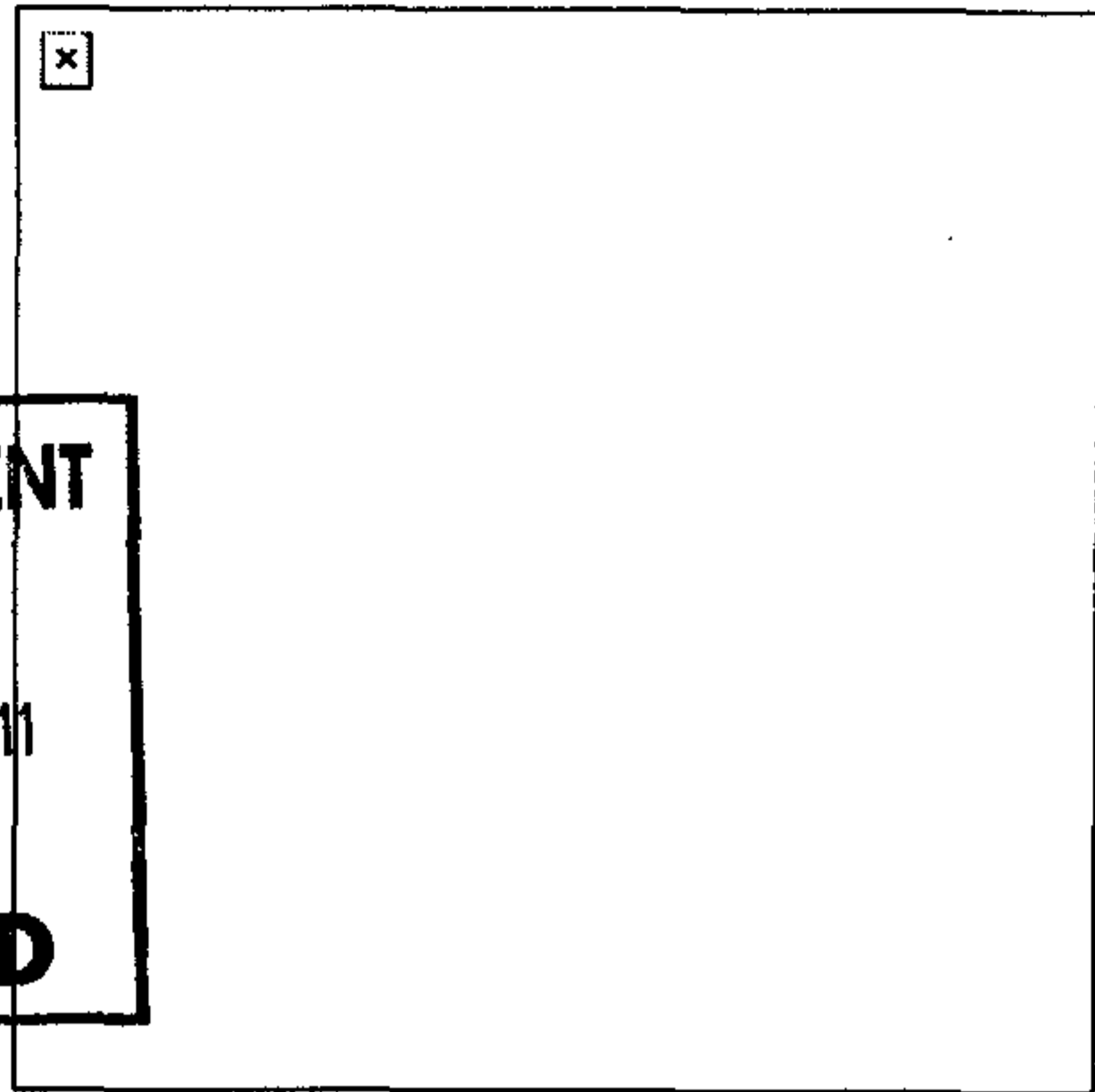
- I / we agree with the measures proposed by West Yorkshire Police,
- I / we provide our consent for the Licensing Authority to incorporate the said measures into the operating schedule for the stated premises, and furthermore,
- I / we confirm the premises will then operate in accordance with those measures agreed to.

Signed:



Dated:

26/4/2011



) Licence Trade Consultants
Upper Floor Reception Buildings
Waterloo Mills
Waterloo Road
Pudsey
LS28 8DQ

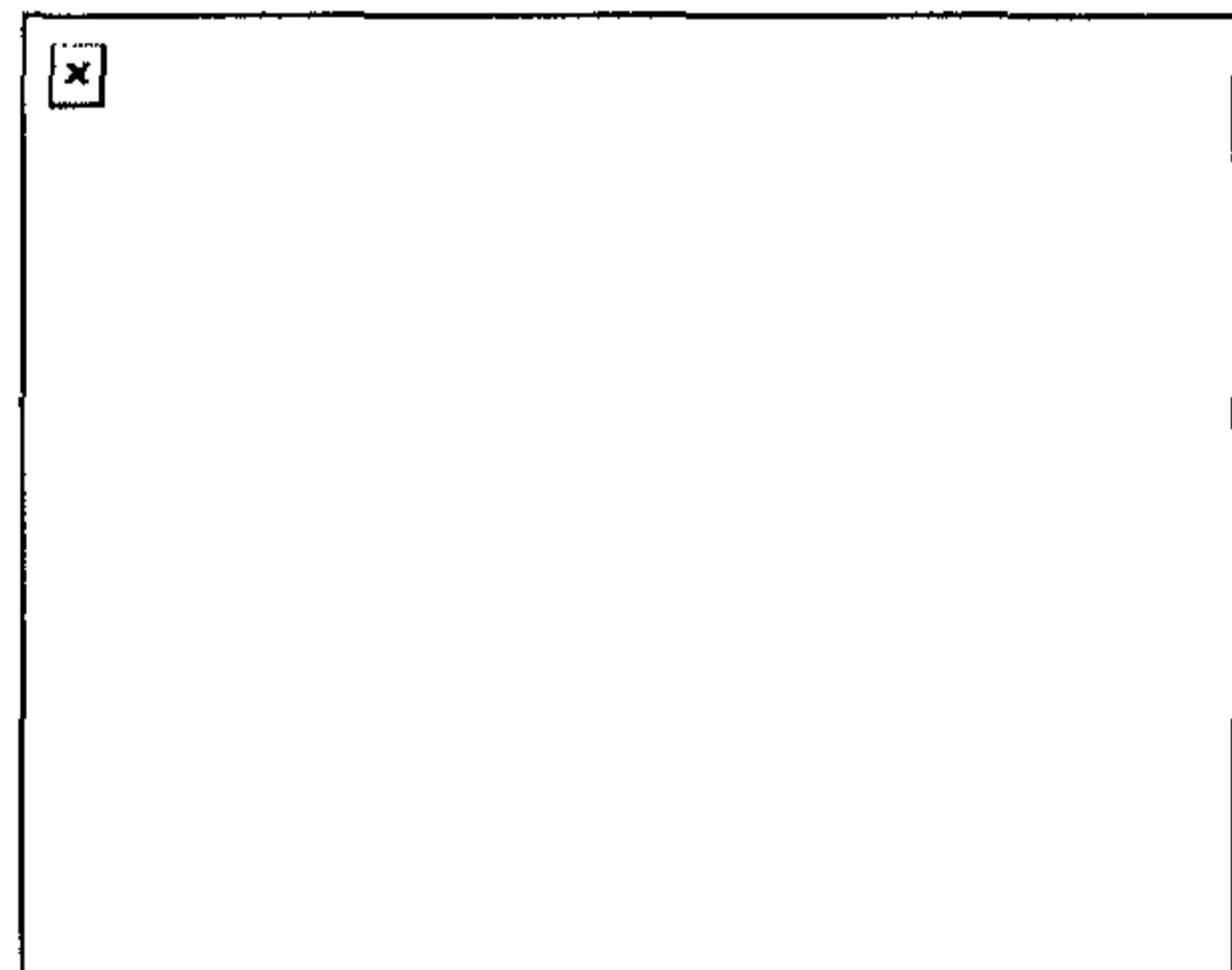
Health and safety service
Leeds City Council
Millshaw Park Way
Churwell
Leeds
LS11 0LS

Contact: Ms Tania Shiffer
Tel: 0113 247 7780
Fax: 0113 247 6282
tania.shiffer@leeds.gov.uk
Our reference: PREM/03020/001
4 April 2011

Dear Mr Thompson

) **Licensing Act 2003**
Premises: Cafe Liqueur, 10 Lowtown, Pudsey, LS28 7AA

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 1 May 2011.

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: Cafe Liqueur, 10 Lowtown, Pudsey, LS28 7AA,

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	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.
	Public Safety 4 - Fire/Electrical Safety
2	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.
3	<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
4	A written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner
	Public Safety 7 - Refreshments
	Public Safety 8 - First Aid
5	Adequate and appropriate first aid equipment and materials will be available on the premises.
	Public Safety 9 - Special Effects
6	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.
7	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:

Dated:

)

)

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: Cafe Liqueur, 10 Lowtown, Pudsey, LS28 7AA,

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 Tania Shiffer
Health and safety service
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: Cafe Liqueur, 10 Lowtown, Pudsey, LS28 7AA,

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 Tania Shiffer
Health and safety service
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: Cafe Liqueur, 10 Lowtown, Pudsey, LS28 7AA,

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 Tania Shiffer
Health and safety service
Leeds City Council
Millshaw Park Way
Churwell
Leeds
LS11 0LS
Fax: 0113 247 6282**

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: Cafe Liqueur, 10 Lowtown, Pudsey, LS28 7AA,

I / We R. J. THOMPSON MIL ABII

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: R J Thompson

Dated: 7/4/2011

Please return this document to:

**Ms Tania Shiffer
Health and safety service
Leeds City Council
Millshaw Park Way
Churwell
Leeds
LS11 0LS
Fax: 0113 247 6282**

