Leeds
CITY COUNCIL

Originator: Mr Barry Glover

Tel: 0113 2474095

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: **23rd May 2011**

Subject: **Application to vary a Premises Licence for Albert Inn, High Street, Yeadon, Leeds, LS19 7TA**

Electoral Wards Affected:	**Specific Implications For:**
Otley & Yeadon	Equality and Diversity ☐
	Community Cohesion ☐
✓ Ward Members consulted (referred to in report)	Narrowing the Gap ☐

Executive Summary

This report informs members of an application to vary a Premises Licence for premises situated at High Street, Yeadon, Leeds, LS19 7TA trading as Albert Inn.

To add the Provision of Facilities for Dancing, Live Music and Provision of Facilities for Entertainment of a Similar Description for the days and hours as shown in section 3.5 of this report.

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 and variation of the Justice's Licence was submitted in July 2005.

No objections to the conversion were received and therefore a Premises Licence was granted relating to the existing days and hours.

The variation application was to extend the hours for the sale of alcohol and recorded music by one hour for the following days and hours

Monday to Saturday	11:00 to 00:00 Midnight
Sunday	11:00 to 23:30

The premises would close 30 minutes later.

Objections to the variation application were received and the variation application was therefore referred to the Licensing Sub Committee at their meeting being held on the 7th September 2005.

At the meeting the Licensing Sub Committee resolved to grant the variation in hours in part as follows:-

Monday to Saturday	11:00 to 23:30
Sunday	11:00 to 23:00

The premises would close 30 minutes later.

The Licensing Sub Committee also decided to impose the following conditions:-
a) Noise shall be inaudible at the nearest noise sensitive premises after 23:00 hours.
b) A suitably trained First Aider or appointed person will be provided when the premises are open.
c) A procedure for dealing with unwell members of the public will be in place.

On the 4th March 2011 a Minor Variation was submitted - this was to add the same activities as detailed in 3.5 on the report

Valid objections to the Minor Variation Application were received and therefore the application was rejected.

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 Punch Taverns Plc,

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 <u>Proposed licensable activities</u>

Sale by retail of alcohol
Performance of live music

Performance of recorded Music
Provision of facilities for dancing
Provision of facilities for anything similar to making music or dancing

3.5 Proposed hours of licensable activities

The proposed hours of licensable activities are as follows:

Sale by retail of alcohol	
Monday to Saturday	11:00 - 23:30
Sunday	11:00 - 23:00
Performance of live music	
Every Day	12:00 - 23:00
Performance of recorded Music	
Monday to Saturday	11:00 - 23:30
Sunday	11:00 - 23:00
Provision of facilities for dancing	
Monday to Saturday	11:00 - 23:30
Sunday	11:00 – 23:00
Provision of facilities for anything similar to making music or dancing	
Every Day	12:00 - 23:00

3.6 Proposed times when the premises is open to the public

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

Monday to Saturday	11:00 - 00:00
Sunday	11:00 - 23:30

3.7 Steps to promote the licensing objectives

No additional steps identified.

3.8 Designated Premises Supervisor

Mrs Colleen Lesley Kingston 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 D of this report.

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

4.4 An email has also been received from Cllr C Campbell advising that he has been contacted by a constituent requesting that he act on their behalf in objecting to the application. Cllr Campbell has verbally confirmed that he is satisfied the objection is valid in that the objector lives within the vicinity of the premises and that the objection meets the licensing criteria regarding the making of valid objections.

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:

APPENDIX A

Initial licence issued from:

Part A

Schedule 12 Licensing Act 2003

Current licence effective from: **24th November 2005**

Part 1 – Premises Details

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

Albert Inn
High Street
Yeadon
Leeds
LS19 7TA

Telephone number 0113 2500420

Licensable activities authorised by the licence

Sale by retail of alcohol
Performance of recorded Music

Licence Issued under the authority of Leeds City Council

Mr Barry Glover
Licensing Officer
Entertainment Licensing
Legal, Licensing and Registration

Licence produced on 02/02/2011

Leeds

Times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol

Monday to Saturday	11:00 - 23:30
Sunday	11:00 - 23:00

Performance of recorded Music

Monday to Saturday	11:00 - 23:30
Sunday	11:00 - 23:00

The opening hours of the premises

Monday to Saturday	11:00 - 00:00
Sunday	11:00 - 23:30

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

Punch Taverns Plc
Jubliee House
Second Avenue
Burton -upon - Trent
Staffordshire
DE14 2WF

Registered number of holder, for example company number, charity number (where applicable)

Registered Business Number 03752645

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

Mrs Colleen Lesley Kingston
Albert Inn
81 High Street
Yeadon
Leeds
LS19 7TA

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/00646/05 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 authorised 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.

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

Annex 2 – Conditions consistent with the Operating Schedule

Additional details in respect of Licensable Activities authorised by this licence

9. **Performance of recorded Music**

   Location where activity will take place:

   This activity will take place indoors.

   Activity Details:

   To match sale of liquor at section M below. Amplified recorded music ancillary to sale of alcohol.

10. **All Licensable Activities**

    Non Standard Timings

    A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.
    A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.
    A further additional hour every Christmas Eve.
    A further additional hour every Boxing Day.
    To reflect existing New Year's Eve/Day hours.

11. **Concerns in respect of children**

    AWP machines- two.
    Cigarette machines - one

Conditions consistent with the operating schedule relating to the licensing objectives

The prevention of crime and disorder

12. Crime and disorder will be prevented at the premises as the retailers are active members of the local Pubwatch scheme and partake in the local ring round scheme to alert other retailers to any potential problems.

13. The retailers accept accredited proof of age cards and the bar staff know to request proof of age identification when unsure.

14. Adopt a Check 21 Proof of Age scheme in accordance with guidance issued by West Yorkshire Police (or a similar proof of age scheme;)

15. Participate in a local pubwatch scheme or licensing association (where one exists) that is recognised by West Yorkshire Police;

16. When permission is sought for the sale or supply of alcohol during non standard hours for any Bank Holiday period, an event of national interest or a televised sporting event of national interest, the following will apply:
- The applicant must give West Yorkshire Police at least 10 clear working days written notice of any Bank Holiday period or any other event of national interest;
- The applicant must have made no more than 12 such applications relating to either an event of national interest or televised sporting event of national interest in any one calendar year;
- If after the 5th working day commencing the day after the request is received, West Yorkshire Police do not respond, then consent will be deemed granted;
- In relation to any request for non-standard hours, West Yorkshire Police retain the right to suggest any reasonable variation in promoting the prevention of crime and disorder objective.

Public safety

17. Public safety will be maintained at the premises as the outlet has a fire alarm, fire fighting equipment, illuminated fire exit signage, smoke detectors and emergency lighting.

18. The outlet has a well stocked first aid box behind the bar.

The protection of children from harm

19. Children will be protected from harm as no unaccompanied children are permitted on the premises. The outlet accepts accredited proof of age cards and the staff are aware of their restrictions to request proof of age when required.

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

Public safety

20. A suitably trained First Aider or appointed person will be provided when the premises are open;

21. A procedure for dealing with unwell members of the public will be in place.

The prevention of public nuisance

22. Noise shall be inaudible at the nearest noise sensitive premises 23:00 hours.

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.

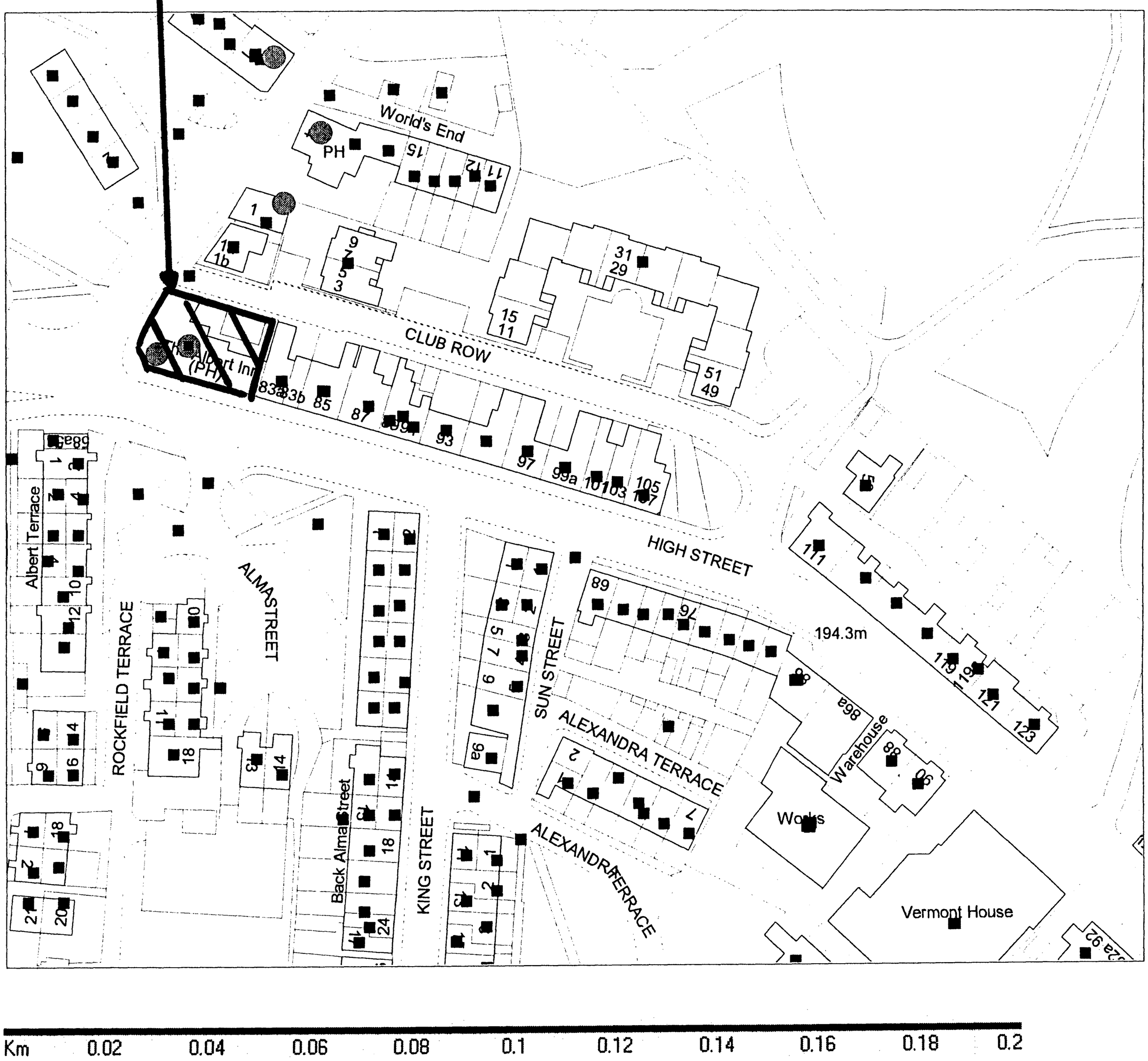
APPENDIX B

Leeds City Council

Entertainment Licensing

The Albert Inn, High Street, Yeadon, Leeds LS19 7TA

Application to Vary a Premises Licence



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:	12 May 2011
Scale:	1:1250

APPENDIX C

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 Punch Taverns PLC

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number
PREM 00480

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Albert Inn **High Street** **Yeadon** **OUR REFERENCE: ML/27844/1059/700851/JGC**			
Post town	**LEEDS**	**Post code**	**LS19 7TA**

Telephone number at premises (if any)	
Non-domestic rateable value of premises	*£9,800*

Part 2 – Applicant details

Daytime contact telephone number	**01283 501600**		
E-mail address (optional)			
Current postal address if different from premises address	**Jubilee House Second Avenue**		
Post Town	**BURTON UPON TRENT**	**Postcode**	**DE14 2WF**

PART 3 - VARIATION

Please tick yes

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

If not do you want the variation to take effect from

Day Month Year

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

- **Add the Provision of Facilities for Dancing as a licensable activity authorised by the premises licence for the same hours currently afforded to Recorded Music.**
- **Add Live Music and Karaoke as licensable activities authorised by the premises Licence from 12:00 (noon) to 23:00, Monday to Sunday.**

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

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.

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)		☐
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** (please read guidance note 2)	Indoors	☐
				Outdoors	☐
				Both	☐
Day	Start	Finish	**Please give further details here** (please read guidance note 3)		
Mon					
Tue					
Wed			**State any seasonal variations for performing plays** (please read guidance note 4)		
Thur					
Fri			**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)		
Sat					
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** (please read guidance note 2)		
Day	Start	Finish		Indoors	☐
Mon				Outdoors	☐
				Both	☐
Tue			**Please give further details here** (please read guidance note 3)		
Wed			**State any seasonal variations for the exhibition of films** (please read guidance note 4)		
Thur					
Fri			**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)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read			**<u>Please give further details</u>** (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			**<u>State any seasonal variations for indoor sporting events</u>** (please read guidance note 4)
Wed			
Thur			**<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u>** (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			**Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick** (please read guidance note 2)	Indoors	☐
				Outdoors	☐
				Both	☐
Day	Start	Finish	**Please give further details here** (please read guidance note 3)		
Mon					
Tue					
Wed			**State any seasonal variations for boxing or wrestling entertainment** (please read guidance note 4)		
Thur					
Fri			**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)		
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** (please read guidance note 2)	Indoors	☒
				Outdoors	☐
				Both	☐
Day	Start	Finish			
Mon	12:00	23:00	**Please give further details here** (please read guidance note 3)		
Tue	12:00	23:00			
Wed	12:00	23:00	**State any seasonal variations for the performance of live music** (please read guidance note 4)		
Thur	12:00	23:00			
Fri	12:00	23:00	**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)		
Sat	12:00	23:00			
Sun	12:00	23:00			

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** (please read guidance note 2)	Indoors	☐
				Outdoors	☐
				Both	☐
Day	Start	Finish			
Mon			**Please give further details here** (please read guidance note 3)		
Tue					
Wed			**State any seasonal variations for the playing of recorded music** (please read guidance note 4)		
Thur					
Fri			**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** (please read guidance note 5)		
Sat					
Sun					

G

Performances 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** (please read guidance note 2)	Indoors	☐
				Outdoors	☐
Day	Start	Finish		Both	☐
Mon			**Please give further details here** (please read guidance note 3)		
Tue					
Wed			**State any seasonal variations for the performance of dance** (please read guidance note 4)		
Thur					
Fri			**Non standard timings. Where you intend to use the premises for the performance of dance 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** (please read guidance note 2)	Indoors	☐☐
Mon				Outdoors	☐
				Both	☐
Tue			**Please give further details here** (please read guidance note 3)		
Wed					
Thur			**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 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** (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**		
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	☐
				Outdoors	☐
Day	Start	Finish		Both	☐
Mon			**Please give further details here** (please read guidance note 3)		
Tue					
Wed			**State any seasonal variations for the provision of facilities for making music** (please read guidance note 4)		
Thur					
Fri			**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)		
Sat					
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** (see guidance note 2)	Indoors	☒
				Outdoors	☐
				Both	☐
Day	Start	Finish	**Please give a description of the facilities for dancing you will be providing**		
Mon	11:00	23:30	**Please give further details here** (please read guidance note 3)		
Tue	11:00	23:30			
Wed	11:00	23:30	**State any seasonal variations for providing dancing facilities** (please read guidance note 4)		
Thur	11:00	23:30			
Fri	11:00	23:30	**Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list** (please read guidance note 5)		
Sat	11:00	23:30			
Sun	11:00	23:00			

K

Provision of facilities for entertainment of a similar description to that falling within i or j			**Please give a description of the type of entertainment facility you will be providing** **Karaoke**		
Standard days and timings (please read guidance note 6)					
Day	Start	Finish	**Will the entertainment facility be indoors or outdoors or both – please tick** (please read guidance note 2)	Indoors	☒
Mon	12:00	23:00		Outdoors	☐
				Both	☐
Tue	12:00	23:00	**Please give further details here** (please read guidance note 3)		
Wed	12:00	23:00			
Thur	12:00	23:00	**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)		
Fri	12:00	23:00			
Sat	12:00	23:00	**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)		
Sun	12:00	23:00			

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	☐
Day	Start	Finish		Outdoors	☐
Mon				Both	☐
			Please give further details here (please read guidance note 3)		
Tue					
Wed			**State any seasonal variations for the provision of late night refreshment** (please read guidance note 4)		
Thur					
Fri			**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					
Sun					

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	☐
				Off the premises	☐
Day	Start	Finish		Both	☐
Mon			**State any seasonal variations for the supply of alcohol** (please read guidance note 4)		
Tue					
Wed					
Thur			**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					
Sat					
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)

AWP machine
Cigarette machine

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)		
Day	Start	Finish
Mon	11:00	00:00
Tue	11:00	00:00
Wed	11:00	00:00
Thur	11:00	00:00
Fri	11:00	00:00
Sat	11:00	00:00
Sun	11:00	23:30

State any seasonal variations (please read guidance note 4)

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 (please read guidance note 5)

As per existing licence

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

The premises licence is currently with Leeds City Council following a recent minor variation application.

P Describe any additional steps you intend to take to promote the 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)

As per existing premises licence

b) The prevention of crime and disorder

As per existing premises licence

c) Public safety

As per existing premises licence

d) The prevention of public nuisance

As per existing premises licence

e) The protection of children from harm

As per existing premises licence

Please tick yes

- I have made or enclosed payment of the fee ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☒
- I understand that I must now advertise my application ☒
- I have enclosed the premises licence or relevant part of it or explanation ☒
- 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 5 – Signatures (please read guidance note 10)

SIGNATURE OF APPLICANT (THE CURRENT PREMISES LICENCE HOLDER) OR APPLICANT'S SOLICITOR OR OTHER DULY AUTHORISED AGENT (PLEASE READ GUIDANCE NOTE 11). IF SIGNING ON BEHALF OF THE APPLICANT PLEASE STATE IN WHAT CAPACITY.

Signature	Todd & Warren
Date	**30 March 2011**
Capacity	**Solicitors to applicant**

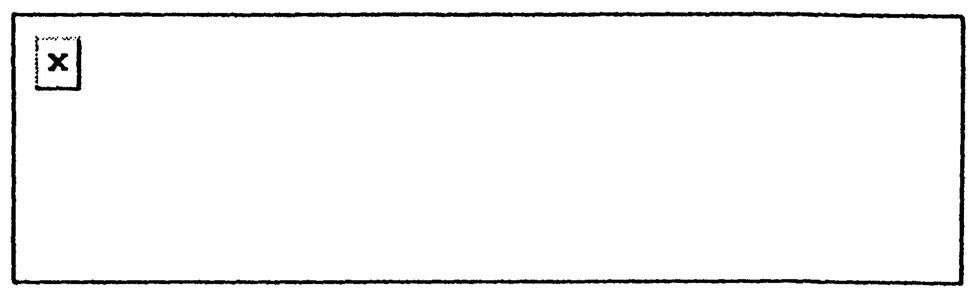
Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13) Ford & Warren Solicitors Westgate Point Westgate Our Ref ML/27844/1059/700851/JGC			
Post town	LEEDS	Post code	LS1 2AX
Telephone number (if any)	0113 243 6601		
If you would prefer us to correspond with you by e-mail your e-mail address (optional) clientmail@forwarn.com			

es

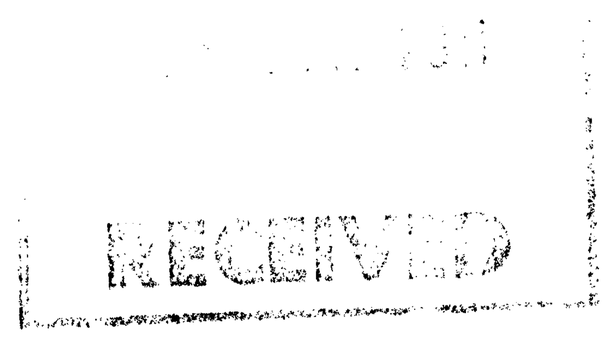
APPENDIX D



Ford & Warren Solicitors
Westgate Point
Westgate
Leeds
LS1 2AX

Environmental protection team
Leeds City Council
Knowsthorpe Gate
Cross Green
Leeds LS9 0NP

Contact: Mrs Rachael Teale
Tel: 0113 395 1168
Fax: 0113 247 4947
rachael.teale@leeds.gov.uk
Our reference: PREM/00480/003
21 April 2011



Dear Sir/Madam

Licensing Act 2003
Name of Premises: Albert Inn
Address: High Street, Yeadon, Leeds, LS19 7TA

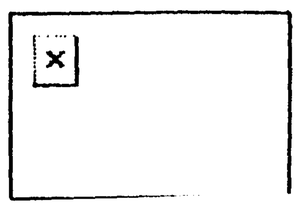
Thank you for submitting your application for the above premises.

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. We therefore confirm that we are submitting a formal objection to your application.

However you could meet this objective by incorporating certain identified measures within your operating schedule. Therefore, please find enclosed a document which at part 1 contains the suggested measures which we consider are proportionate and appropriate to the nature of your application.

If you are in agreement with the suggested measures then please complete and sign part 2 of the enclosed form and return the complete document to me as soon as possible. Once we receive this it will be taken that you wish the licensing authority to amend your operating schedule to incorporate the proposed measures. If you have any questions please do not hesitate to contact me.

If you disagree with the suggested measures, then please complete part 3 and return the complete document to me as soon as possible.



If the opening hours as proposed under this application are different to those on the current planning approval, then you should also make an application for variation of hours to planning services . If you operate without planning permission, this may result in a breach of the relevant planning condition. If you wish to discuss this matter further please contact the development enquiry centre 0113 222 4409.

Yours faithfully

Mrs Rachael Teale
Senior environmental health officer

Encs

PART 1

To be completed by the responsible authority

Leeds City Council's Health and Environmental Action Service
Proposed Controlled Measures under the Licensing Act 2003

Name of Premises: Albert Inn
Address: High Street, Yeadon, Leeds, LS19 7TA

The premises is situated on High Street, Yeadon. There are other commercial premises on the same parade but this is a predominantly residential area. This department has received an number of complaints relating to noise from loud music up until 2006 but there has been no complaints since this date. The application is for the addition of live music, dancing and karaoke. Karaoke and live music account for a high proportion of the noise complaints that this department receives regarding licensed premises.

Having considered the application under the Licensing Act 2003 for the above premises, the Leeds City Council's health and environmental action service considers 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 will be inaudible at the nearest noise sensitive premises.

3. There shall be no external loudspeakers

4. Bottles will not be placed in any external receptacle between 11 pm and 7 am the following day to minimise noise disturbance to neighbouring properties.

5. The activities of persons using the external areas shall be monitored after 11 pm and they shall be reminded to have regard to the needs of local residents and to refrain from shouting and anti social behaviour etc when necessary.

Transport / Pedestrian Movement

6. Clear and legible notices will be displayed at exits, car parks 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.

480 | **APPENDIX E**

B9

15 Back Alma Street
Yeadon
Nr Leeds
LS19 7PZ

19 Al...

April 13th 2011

Re Albert Inn Yeadon Application for live music dancing , etc,

Dear Sirs

Having moved to this neighbourhood some twenty years ago, then, the Albert pub,
Was a busy but a quiet pub
However, the pub now seems to draw in the younger drinkers ,we the residents
now have to contend with drinkers congregating on the pavement outside the pub,
During the summer months, the pleasure of sitting out in ones garden loses its appeal,
as we are bombarded with a non stop cacophony of shouting, swearing,
And general uncouth behaviour.
As the Albert Inn does not have a car park,we residents also have to contend
with vehicles taking up residents parking spaces, Inevitably first thing on a morning,
we find discarded beer cans, bottles,general rubbish strewn about, outside the pub
itself it is not uncommon to come across discarded take away packaging, half eaten
meals, often empty bottles dropped in the gutter.
The landlord of the pub seems to be totally unconcerned re outside drinking, even
going to the extent of providing seating on the pavement!.
I strongly object to any changes to the current licence, relating the information I have
provided, attracting even more younger customers equates to more problems with
parking, noise, rubbish, Taxis sounding horns at unreasonable hours, and generally
making life for we residents intolerable.

.

Yours Sincerely

R E Oddy