

**Report of the Head of Licensing and Registration**

**Report to the Licensing Sub Committee**

**Date: 6th February 2012**

**Subject: Application for the grant of a premises licence for Brew Dog Unit 2, White Cloth Hall, Crown Street, Leeds, LS2 7DA**

Are specific electoral Wards affected?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
If relevant, name(s) of Ward(s):	City and Hunslet	
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
If relevant, Access to Information Procedure Rule number:		
Appendix number:		

**Summary of main issues**

This is an application for the grant of a premises licence for Brew Dog Unit 2, White Cloth Hall, Crown Street, Leeds, LS2 7DA.

The application is for the sale of alcohol on and off the premises, late night refreshment and regulated entertainment. The hours applied for and full details of all activities can be found at 3.3 of this report.

Responsible authorities and Ward Members have been notified of this application.

The application has attracted representations from responsible authorities which are detailed at 9.2 of this report.

The premises are located within an area covered by a Cumulative Impact Policy.

## **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 a premises licence for these premises.

## **3.0 The Application**

- 3.1 The applicant is Brewdog Bars Limited.
- 3.2 The application form may be found at Appendix A to this report.
- 3.3 In summary the application is for:

Sale of alcohol on and off the premises

Films

Live music

Recorded music

Sunday to Thursday 12.00 to 00.00

Friday & Saturday 12.00 to 01.00

Late night refreshment

Sunday to Thursday 23.00 to 00.00

Friday & Saturday 23.00 to 01.00

Times when the premises will be open to the public:

Sunday to Thursday 12.00 to 00.30

Friday & Saturday 12.00 to 01.30

Non Standard Timings:

From the end of permitted hours on New Years Eve, to the start of permitted hours on New Years Day.

## **4.0 Other matters relevant to the application**

- 4.1 At the time of writing this report there were no implications for equality and diversity. Any decision taken by the Licensing Sub-Committee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

## **5.0 Steps to promote the Licensing Objectives**

5.1 The applicant proposes to take specific steps to promote the licensing objectives identified in the operating schedule; a copy of which may be found at Appendix B.

## **6.0 Proposed Designated Premises Supervisor**

6.1 Mr Bruce Gray intends to be the Designated Premises Supervisor.

## **7.0 Location**

7.1 A map which identifies the location of this premise is attached at Appendix C.

## **8.0 Cumulative Impact Policy**

8.1 The premises are located within the Cumulative Impact Area 1.

8.2 Cumulative impact means the potential impact on the promotion of the licensing objectives here there are a significant number of licensed premises concentrated in one area.

8.3 An applicant wishing to obtain a new licence for premises falling within any of the cumulative impact areas must identify through the risk assessment process and/or operating schedule the steps that they intends to take so that the council and responsible authorities can be satisfied with that granting of a new licence will not add to the impact already being experienced.

8.4 Details of the Cumulative Impact Policy specific to Area 1 and an outline of the evidence behind the reason for setting this Policy is attached at Appendix D.

## **9.0 Representations**

9.1 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.

### **9.2 Representations from Responsible Authorities**

9.2.1 Representations have been received from West Yorkshire Police, Environmental Protection Team, City Development Department and Health and Safety Service, in their capacity as a responsible authority.

9.2.2 Any representations submitted, may be agreed prior to a hearing. In this instance, the operating schedule has been amended to include measures agreed with Health and Safety Service. A copy of which may be found at Appendix E.

- 9.2.3 The representation submitted by West Yorkshire Police remains as a matter for Members consideration. A copy of which may be found at Appendix F.
- 9.2.4 The representation submitted by Environmental Protection Team remains as a matter for Members consideration. A copy of which may be found at Appendix G.
- 9.2.5 The representation submitted by City Development Department remains as a matter for Members consideration. A copy of which may be found at Appendix H.
- 9.3 Representations from Interested parties
- 9.3.1 There are no representations from interested parties.

## **10.0 Options Available to Members**

- 10.1 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.
- 10.2 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.

## **11.0 Background Papers**

- Guidance issued under s182 Licensing Act 2003
- Leeds City Council Licensing Policy
- Representations received from Interested Parties