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**REPORT OF THE DIRECTOR OF LEGAL AND DEMOCRATIC SERVICES**

**REPORT TO LICENSING SUB COMMITTEE**

**DATE: 19<sup>th</sup> MARCH 2007**

**SUBJECT: APPLICATION FOR THE GRANT OF A PREMISES LICENCE: NORTHERN LIGHT, CROSS YORK STREET, LEEDS, LS2 7EE**

**Electoral Wards Affected:**

CITY AND HUNSLET

**Specific Implications For:**

Ethnic minorities

Women

Disabled people

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**EXECUTIVE SUMMARY**

This report informs Members of an application for the grant of a Premises Licence for Northern Light, Cross York Street . The Licensing Authority is under a duty to determine this application.

**1.0 PURPOSE OF 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 Northern Light, Cross York Street, Leeds, LS2 7EE.

**2.0 HISTORY OF PREMISES**

The premises had the benefit of a Premises Licence issued under the Licensing Act 2003. The company who held the premise licence became insolvent and were wound up in the High Court of Justice Chancery Division Companies Court on the 10<sup>th</sup> January 2007 under the provisions of the Insolvency Act 1986.

As no application was made to transfer the licence by the 18<sup>th</sup> January 2007, the Premises Licence is deemed to be revoked.

The hours of operation for this licence were:

11.00hrs to 06.00hrs every day for entertainment.

11.00hrs to 04.00hrs every day for the sale of alcohol.

24hrs a day for recorded music.

- An application for a new premises licence was submitted on the 29<sup>th</sup> January 2007.

Whilst awaiting the decision for grant of a premises licence, the premise has operated under the provisions of a Temporary Event Notice.

### **3.0 THE APPLICATION**

3.1 The applicant is Northern Light Bar Limited. The premises are located at Cross York Street, Leeds, LS2 7EE. The location and the proximity to neighbouring premises can be seen on the map provided, members attention is drawn to **Appendix A**.

3.2 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:

#### **Proposed Licensable Activities:**

The applicant proposes to carry out those licensable activities at the premises identified at boxes:

B-Films  
E - Live Music  
F - Recorded Music  
G-Performances of dance  
I-Provision of facilities for making music  
J-Provision of facilities for dancing  
L - Late night refreshment  
M - Sale of alcohol

#### **Proposed hours of licensable activities:**

The applicant proposes to provide licensable activities from:

11.00hrs to 06.00hrs every day	B-films
11.00hrs to 06.00hrs every day	E-Live music
24hrs per day every day	F-recorded music
11.00hrs to 06.00hrs every day	G-performances of dance
11.00hrs to 06.00hrs every day	I-provision of facilities for making music
11.00hrs to 06.00hrs every day	J-provision of facilities for dancing
23.00hrs to 05.00hrs every day	L-late night refreshment
11.00hrs to 04.00hrs every day	M-supply of alcohol

with additional hours for “non-standard timings”.

#### **Times when the premises is open to the public.**

If the application is granted the applicant proposes to open the premises as described in box “O”.

#### **Designated Premises Supervisor**

Alex Stuart Blair Pride

## **Steps to promote licensing objectives**

The applicant proposes to take the steps to promote the licensing objectives identified section “**P**” of the operating schedule.

### **4.0 RELEVANT REPRESENTATIONS**

4.1 Under the Act representations can be received from responsible authorities or interested parties. Representations must be relevant and, in the case of an interested party, must not be frivolous or vexatious.

4.2 Responsible authorities have made the following representations:-

➤ **West Yorkshire Police**

Member’s are invited to consider Appendix “**C**” of this report

Interested Party representations

➤ **Local residents have made representation**

The attention of Members is drawn to Appendix “**D**”

### **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 making its decision Members are obliged to have regard to the national Guidance and the Council’s Licensing Policy. Members will be aware they must also have regard to the relevant representations made and evidence they hear.

5.3 Members will find attached at appendix ‘**E**’ a table which acts as an aide memoir of relevant sections of the Guidance and the Council’s Licensing Policy which will be of assistance when considering the application and the representations.

### **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 while imposing new conditions or altering in any way the existing the operating schedule.
- Exclude any licensable activities to which the application relates

- Refuse to specify a person as the premises supervisor
- Reject 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

## Aide Memoir to relevant sections of the Guidance and Licensing Policy

Representation	Guidance page(s)	Licensing Policy page(s)
Overall approach to licensing		4
Vicinity of premises		5
Monitoring and review of licensing policy		5
Integration of other strategies, policies and initiatives		7
Importance of cultural activities		8
Commercial and community applicants		9
Licensing Hours	23-24	12
Planning	29	10
Human Rights		10
Binge drinking	94	11
Discounted Sales promotions of alcohol	94	11
supermarkets	72	12
Sunday trading	72	12
Bank holidays	74	12
Drinking up time	74	13
Cumulative impact	19	13-19
Large capacity vertical drinking in city centre	95	15
Late night takeaways in the city centre	19	16
New premises in Headingley	19	16
Large capacity vertical drinking in Headingley	19	16
Takeaways in Headingley	19	16
Extended hours in Headingley	19	16
High capacity premises in Woodhouse and Hyde Park	19	17
Licence conditions	148-171	18
Staff Training	93	19
Events in the open air or temporary structures	96-100	19
Operating schedules - contents of		21
Risk assessments		22 and Appendix 1
Crime and disorder	80-83	26 and Appendix 1
Public safety	83-85	27 and Appendix 1
Fire safety	154-157	27-28 and Appendix 1
Public Nuisance	85-87	28 and appendix 1
Children	87-90	29 and appendix 1
Operating Schedule	51-52	21-22 appendix 1

