

Report of the Head of Licensing and Registration

Report to the Licensing Sub Committee

Date: Monday 17th June 2013

Subject: Application for the grant of a premises licence for Brooklyn Brewery Pop Up, 20 - 24 The Calls, Leeds, LS2 7EW

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|---|---|--|
| Are specific electoral Wards affected? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| If relevant, name(s) of Ward(s): | City & 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 a premises to be known as Brooklyn Brewery Pop Up, 20 - 24 The Calls, Leeds, LS2 7EW.

The application describes a premises wishing to operate as a temporary arts and cultural space used for the purpose of marketing. The hours and licensable activities applied for are noted at 3.3 of this report.

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

Consequently the application has attracted outright representation on behalf of West Yorkshire Police. In addition to a representation offering suggested measures has been received from Environmental Health, with an agreement to those measures being reached.

It should be noted that these premises are located within an area covered by Cumulative Impact Policy Area 1 – Leeds City Centre.

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 Broomhouse Investments Limited.
- 3.2 The application form may be found at **Appendix A** to this report.
- 3.3 In summary the application is for:

Sale by Retail of Alcohol (for consumption on and off the premises)
16:00 until 00:30 hours Wednesday to Thursday
12:00 until 00:30 hours Saturday
16:00 until 00:30 hours Sunday

Late Night Refreshment
23:00 until 00:30 hours Wednesday to Sunday

Recorded Music
16:00 until 01:00 hours Wednesday to Thursday
12:00 until 01:00 hours Saturday
16:00 until 01:00 hours Sunday

Non-Standard Timings
The application does not propose any non-standard timings for bank holidays or special occasions.

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

6.0 Proposed Designated Premises Supervisor

6.1 Mr. Michael Watson 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 B**.

8.0 Cumulative Impact Policy

8.1 These premises reside within the Cumulative Impact Area 1 – Leeds City Centre.

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

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

8.4 Details of the Cumulative Impact Policy specific to Leeds City Centre and an outline of the evidence behind the reason for setting this policy is attached at **Appendix C**.

9.0 Representations

9.1 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious.

9.2 Representations from Responsible Authorities

9.2.1 This application has attracted representations from both West Yorkshire Police and Leeds City Council Environmental Protection Team.

9.2.2 We are in receipt of an outright representation submitted by West Yorkshire Police. This remains a matter for Members consideration with a copy attached at **Appendix D** of this report.

9.2.3 Some representations by responsible authorities may be agreed prior to reaching hearing. In this instance the operating schedule has been amended to include measures agreed with the Environmental Protection Team, a copy of which can be found at **Appendix E**.

9.3 Other representations

9.3.1 There are no representations from other parties.

10.0 Options Available to Members

10.1 The licensing sub-committee must take such of the following steps as it considers appropriate 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 designated premises supervisor; or
- 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 appropriate 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 other persons