

Decisions of the Bradford Licensing Panel held on Tuesday 25 August 2009

These decisions are published for information in advance of the publication of the Minutes

DECISIONS:

1. APPLICATION FOR A PREMISES LICENCE FOR ZUU BAR,
90 SUNBRIDGE ROAD, BRADFORD

City

Resolved -

That having considered all valid representations made by the parties to the hearing; valid written representations received during the statutory period, the published statement of licensing policy and relevant statutory guidance; the panel grants the application subject to the following conditions:

- 1.1 That the hours of licensable activities be granted as applied for with the following exception:

Sale of alcohol

Monday and Tuesday 1100 to 0230

Provision of regulated entertainment and late night refreshment (from 2300)

Monday and Tuesday 1000 to 0300

- 1.2 That noise from amplified and non-amplified music, singing and speech from regulated entertainment at the premises shall not be audible at the nearest noise sensitive premises.
- 1.3 That prominent signs be displayed at all public exits to the premises requesting patrons to be quiet on leaving and entering.
- 1.4 That on days when alcohol is sold beyond midnight, three SIA registered door supervisors be employed at the premises from 2200 until the premises is closed and clear of customers.



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Suzan Hemingway, Assistant Director Corporate Services (City Solicitor)



- 1.5 That a CCTV system (with satisfactory internal and external coverage) be installed at the premises and be maintained in good working order and used at all times the premises remain open to the public for licensable activities. Any CCTV footage shall be kept for at least 28 days and be available to the Licensing Authority or a Responsible Authority on request.
- 1.6 That the licensee cooperates fully with the City Centre Beat initiative promoted by West Yorkshire Police.
- 1.7 That a 'Challenge 21' proof of age policy be implemented on the premises.
- 1.8 That free drinking water be available at all times on request from patrons.
- 1.9 That patrons shall not be permitted to leave the premises with bottles or glass receptacles.

Reason: In order to ensure that the Licensee takes all steps in their control to limit noise and disturbance to local residents from patrons using and leaving the premises – Prevention of Crime and Disorder Objective and to prevent the sale of age restricted products to underage customers – Protection of Children from Harm Objective.

- 2.1 That no dancing or other regulated entertainment of an adult or sexual nature shall take place on the premises.

Reason: In light of the proximity of these premises to the recognised "red light" area of the District it is not considered that it would be appropriate to allow adult entertainment to take place – Prevention of Crime and Disorder Objective.

The Panel also noted that the Premises Licence Holder had not applied for indoor sports and, therefore, no public indoor sports events would be permitted on the premises.

(Melanie McGurk – 01274 431873)

2. APPLICATION FOR A REVIEW OF A PREMISES LICENCE FOR City CHE BAR, BELFRY HOUSE, 17 CHESTER STREET, BRADFORD

Resolved -

That having considered all valid representations made by the parties to the hearing; valid written representations received during the statutory period, the published statement of licensing policy and relevant statutory guidance; the panel finds as follows:

- 1.1 That the Licensee be formally warned as to future conduct with regard to the admitted serious incident of breach of the premises fire safety policy and the need to ensure proper precautions are taken at all times to secure the safety of patrons. The Licensee is warned that if further breaches are subject to review the Panel will give serious consideration to suspension or revocation of the licence.

Reason: It is the responsibility of holders of premises licences to ensure

compliance at all times to ensure the safety of patrons to their premises – Promotion of Public Safety Objective.

- 2. That no entertainment shall take place in the premises involving the use of smoke machines; fog generators; pyrotechnics, including fireworks; real flame; firearms; explosives and highly flammable substances.**

Reason: In order to ensure that the risk to patrons is minimised from use of equipment or materials that could pose a fire safety risk - Public Safety Objective.

(Melanie McGurk – 01274 431873)

- 3. APPLICATION FOR A REVIEW OF A PREMISES LICENCE FOR City
PENNY BANK, 40 NORTH PARADE, BRADFORD**

Resolved -

That having considered all valid representations made by the parties to the hearing; valid written representations received during the statutory period, the published statement of licensing policy and relevant statutory guidance; the panel finds as follows:

- 1. That Mr Kilgallon be removed as Designated Premises Supervisor from the licence forthwith.**

Reason: Having listened to Police evidence of Mr Kilgallon's apparent lack of proper control over activities taking place at the premises; the Panel considers that his continuing as Designated Premises Supervisor would seriously prejudice the prevention of crime and disorder objective.

- 2. That the premises licence be suspended for a period of 84 full days.**

Reason: The incidents outlined by West Yorkshire Police, including evidence of the Licensee's seeming inability to prevent serious incidents of crime and disorder taking place, justifies suspension of the licence.

- 3. That on expiry of the suspension period no licensable activities shall resume at the premises until a written policy for the training of staff in the implementation of a 'Challenge 25' Policy at the premises is approved to the satisfaction of the Licensing Authority, in consultation with West Yorkshire Police.**

Reason: To prevent the sale of age alcohol to underage persons – Protection of Children from Harm Objective.

**FROM: S Hemingway
Assistant Director Corporate Services (City Solicitor)
City of Bradford Metropolitan District Council**

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