

Report of the City Solicitor to the meeting of the Bradford Area Licensing Panel to be held on 2 March 2011.

K

Subject:

Application for a Premises Licence for The Sparrow, 32 North Parade, Bradford.

Summary statement:

Application for a new premises licence for the sale of alcohol and provision of regulated entertainment and late night refreshment.

Suzan Hemingway
City Solicitor

Portfolio:

Corporate

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Overview & Scrutiny Area:

Corporate



2009-2011
Improving Public Services
Empowering Communities



BRADFORD
METROPOLITAN DISTRICT COUNCIL

Suzan Hemingway, Assistant Director Corporate Services (City Solicitor)



1. SUMMARY

The application is for the grant of a Premises Licence for the sale of alcohol and provision of regulated entertainment and late night refreshment.

2. BACKGROUND

2.1 The applicants

Mr Leslie James Hall and Mr Mark Alexander Husak. A copy of the application is included at Appendix 1.

2.2 The Premises

The Sparrow, 32 North Parade, Bradford.

2.3 Application

The application is for the grant of a Premises Licence. The operating schedule describes the following as the relevant licensable activities applied for:-

- Sale of alcohol for consumption on or off the premises
- Provision of Regulated Entertainment
- Provision of Late Night Refreshment

Hours of licensable activities:

Sunday to Wednesday: 10.00 to 00.00
Thursday: 10.00 to 01.00
Friday & Saturday: 10.00 to 02.00

2.4 Steps proposed by the applicant to address the Licensing Objectives

a) Prevention of crime and disorder will be achieved by;

Please refer to Appendix 2

b) Public safety will be achieved by;

Please refer to Appendix 2

c) Prevention of public nuisance will be achieved by;

Please refer to Appendix 2

d) Protection of children from harm will be achieved by;

Please refer to Appendix 2

e) General – all four licensing objectives

Please refer to Appendix 2

2.6 Relevant Representations Received

Responsible Authorities

West Yorkshire Police – In order to address the Prevention of Crime and Disorder objective, the Police have requested that the following conditions are placed on the Licence;

The premises shall be a member of the City Centre Beat Scheme and will remain a member whilst the scheme continues.

A Challenge 21 policy shall be implemented, with the necessary posters on display.

The applicants have agreed to the conditions being placed on the Licence.

Interested Parties

Local Residents – A letter of representation has been received from a local resident who has concerns that the licensable activities will cause disruption and distress.

The representation is attached at Appendix 3.

3. OVERVIEW AND SCRUTINY COMMITTEE CONSIDERATION

Not applicable.

4. OTHER CONSIDERATIONS

Legal Appraisal

- 4.1 The Licensing Act 2003 requires the Council to carry out its various licensing functions so as to promote the following four licensing objectives:
- a) the prevention of crime and disorder
 - b) public safety
 - c) the prevention of public nuisance
 - d) the protection of children from harm
- 4.2 The Council must also have regard to the guidance issued by the Department of Culture Media and Sport under Section 182 of the Licensing Act 2003. Regard must also be taken of the Council's statement of Licensing Policy for the District.
- 4.3 Where it is decided it is necessary to depart from the statutory guidance or the Licensing Policy on the merits of a particular case; then special reasons justifying this must be given that can be sustained.
- 4.4 Only "relevant representations" by or expressly on behalf of a defined "interested party" or "responsible authority" can be taken into account. In order to be "relevant"

a representation must fairly relate to achieving a licensing objective. If it does not, it must be discounted.

- 4.5 Any licensing conditions that Members may propose attaching must also relate to achieving one of the licensing objectives; be tailored to the actual premises and style of licensable activity; must be reasonably achievable by the applicant and in his/her control.

Statement of Policy Issues

- 4.6 The following parts of the Licensing Policy are of particular importance; Part 6 (prevention of Public Nuisance).
- 4.7 The Annexes to the Policy sets out various types of model condition that could be considered.

5. OPTIONS

- 5.1 Members may:

- (a) Grant a premises licence as applied for subject to any mandatory conditions and the precautions specified in the operating schedule submitted.
- (b) Grant a premises licence subject to such additional conditions relating to achievement of the licensing objectives as members think fit; or
- (c) Refuse the application for a premises licence.

- 5.2 Should the applicant or any other party to the hearing feel aggrieved at any decision with regard to the licence or to any conditions or restrictions attached by Members they may appeal to the Magistrates Court.

6. FINANCIAL & RESOURCE APPRAISAL

There are no apparent finance or resource implications.

7. RISK MANAGEMENT

There are no apparent risk management implications.

8. LEGAL APPRAISAL

Referred to in part 4 of this report.

9. OTHER IMPLICATIONS

9.1 EQUAL RIGHTS

There are no apparent equal rights implications.

9.2 SUSTAINABILITY IMPLICATIONS

There are no apparent sustainability implications.

9.3 GREENHOUSE GAS EMISSIONS IMPACTS

There are no apparent sustainability implications.

9.4 COMMUNITY SAFETY IMPLICATIONS

When determining the application the Licensing Authority is required to pay due regard to the licensing objectives referred to in 4.1 of this report.

9.5 HUMAN RIGHTS ACT

The following rights are applicable:

Article 1 First Protocol to the Convention – Right to peaceful enjoyment of possessions subject to the state's right to control the use of property in accordance with the general interest. The Council's powers set out in the recommendations fall within the states right. A fair balance must be struck between public safety and the applicant's rights.

Article 6 – A procedural right to a fair hearing. As refusal of the application is an option, adherence to the Panels' usual procedure of affording a hearing to the applicant is very important. The applicant should also be able to examine the requirements of the fire authority. If the decision is to refuse then reasons should be given.

9.6 TRADE UNION

Not applicable

9.7 WARD IMPLICATIONS

Ward Councillors have been notified of receipt of the application.

10. NOT FOR PUBLICATION DOCUMENTS

None.

11. RECOMMENDATIONS

Members are invited to consider the information and documents referred to in this report and, after hearing interested parties, determine the related application(s).

12. APPENDICES

1. Application form received 10 January 2011.
2. Steps proposed by the applicant to address the Licensing Objectives.
3. Letter of Representation.

13. BACKGROUND DOCUMENTS

Application form, plan etc.

Cash in Safe

City of Bradford Metropolitan District Council

www.bradford.gov.uk

Licensing Team, Room 402, City Hall, Bradford, BD1 1HY

Application for a premises licence to be granted 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 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.

We LESLIE HALL AND MARK HUSAK (insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and **We** are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

| | |
|--|-----------------------------|
| Postal address of premises or, if none, ordnance survey map reference or description 32 NORTH PARADE THE SPARROW | |
| Post town BRADFORD | Post code BD1 3HZ |

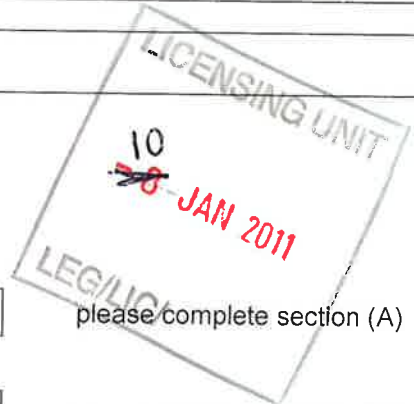
Telephone number at premises (if any) **N/A.**

Non domestic rateable value of premises **£ 3726 —**

Part 2 – Applicant Details

Please state whether you are applying for a Premises Licence as:

- | | | |
|---|---|-----------------------------|
| | Please tick <input checked="" type="checkbox"/> | |
| a) an individual or individuals* | <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual* | <input type="checkbox"/> | |
| i. as a limited company | <input type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. Other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) The proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) A health service body | <input type="checkbox"/> | please complete section (B) |
| g) A person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital | <input type="checkbox"/> | please complete section (B) |
| h) The chief officer of police of a police force in England and Wales | <input type="checkbox"/> | please complete section (B) |



Please tick ✓

*If you are applying as a person described in (a) or (b) please confirm:

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a

- Statutory function; or
- A function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr
Surname

Mrs

Miss

Ms

Other title
(for example, Rev)

HALL

First names

LESLIE JAMES

Please tick ✓

I am 18 years old or over

Current postal
address if different
from premises
address

6 PROSPECT STREET
THORNTON

Post Town

BRADFORD

Postcode

BD13 3LS

Daytime contact telephone number

07850 428259

Email address (optional)

leshallthornton@hotmail.co.uk

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr

Mrs

Miss

Ms

Other title
(for example, Rev)

Surname

First names

HVSAK

MARK ALEXANDER

Please tick

I am 18 years old or over

Current postal
address if different
from premises
address

13 HIGHLANDS GROVE
HOLLINGWOOD LANE

Post Town

BRADFORD

Postcode

BD7 4BG

Daytime contact telephone number

07895 333762

E-mail address (optional)

markhsak@hotmail.com

(B) OTHER APPLICANTS N/A

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

| |
|---|
| Name |
| Address |
| Registered number (where applicable) |
| Description of applicant (for example, partnership, company, unincorporated association etc.) |
| Telephone number (if any) |
| E-mail address (optional) |

**Application for a Premises Licence to be granted
under the Licensing Act 2003**

**THE SPARROW
32 North Parade, Bradford ND1 3HZ**

Part 3 – Operating Schedule

Please give a general description of the premises...

North Parade is one of the most attractive streets in Bradford city centre, made up of many beautiful (and Grade II listed) buildings. Number 32 is one such building although it is the case that this application relates only to the ground floor and basement of the premises. A photograph is attached showing a simple street level view of the front of number 32.

Planning Permission has been granted to allow for the redevelopment of these empty premises as a European style cafe bar. Given the building's retail history Change of Use from A1 to A4 had, of course, to be sought. Permission was granted on 30.11.10.

32 North Parade is, effectively, part of a terrace. To one side, there is an empty former retail unit. To the other side there is Computer Repairs shop/Internet cafe.

The ground floor and basement of number 32 are entirely self contained and the Lease is to be obtained regarding these parts of the building only. The upper floors of the building are occupied by way of offices belonging to Read Dunn Connell Solicitors. These offices certainly do not seem to be occupied during the evening or at the weekend.

Internally at number 32 the ground floor is open and accessed by 1 door direct from the street. The actual bar (ie. the counter) will be on the ground floor. Seating will be by way wooden chairs and tables, none of which are likely to be in a fixed position.

The basement is an entirely usable space. Here, are the toilets and the beer cellar. There will be further furniture which, again, will not be fixed.

From the basement there is access to a small enclosed yard. This will not be used by customers.

It is anticipated that outside the premises there will be a bench or 2 small tables with a few chairs. Such will not block the pavement in any way and will only reflect similar pavement usage at 2 business nearby, Montagu's sandwiches and Feroni's cafe.

General Information

The business to be established will trade as The Sparrow. As stated previously the business type will be that of a European style cafe bar or, to use Belgian or Dutch terminology, a Bier Cafe. The dynamic of The Sparrow will be far removed from that of the traditional pub. Indeed, this development is one which is entirely new to Bradford city centre.

A substantial amount of high quality bottled beer (perhaps 50 plus different styles predominantly from Belgium, Germany and America) will be available along with bottles from England and further afield. Additionally, 3 hand pulled ales will be offered along with 2 or 3 European beers/lagers.

Further, there will be a good choice of quality cider, red, rose and white wine and the sale of Free Trade tea and coffee will feature throughout the day and into the evening.

Predominantly, though, The Sparrow will trade as a Cafe Bar/Bier Cafe. However, it is important to stress again that The Sparrow will be far removed from that traditional image often associated with a city centre bar or pub.

An interesting and quality food menu will be available but full hot meals will not be served. The food offered will include "deli style" sandwiches, platters of meats and cheeses, quality pies with pickles etc. A sweet menu will also be available featuring craft cup cakes, quality pastries and the like.

The policy of The Sparrow as regards hand pulled ales and food will be to source locally where possible and, in any event, to utilise local companies in all areas permissible.

Artwork and music will also be an important aspect of The Sparrow although it should be stressed that whilst "low key" entertainment may feature the environment will never be that of a club.

Links with local artists (both independent and at Bradford School of Art) are in the process of being established and it is envisaged that artist's work will be exhibited throughout the bar both by way of decoration and on a retail basis.

The Sparrow will fit somewhere between the cosy, dimly lit European bar and the hip, arty establishment to be found in Leeds, Manchester and London. In fact, The Sparrow will be a bar of such quality that it will be comparable to or, frankly, better than the best bars of any city.

Featuring a stylish bespoke designed interior and art by local and national artists and illustrators, The Sparrow will pride itself on championing the visual arts. Music will also feature heavily in The Sparrow with ever evolving playlists hand selected with much care and attention. Customers can expect occasional guest DJ sets, special events and the odd gig here and there.

The Sparrow will appeal therefore to all manner of person including the beer connoisseur and the CAMRA member through to students, stylish independents, professionals and to those just wanting somewhere new in our City. Indeed, The Sparrow wants to appeal to a wide age range and customer base. Further, fellow traders and shoppers in Bradford really do need new places to socialise in the City and to this end The Sparrow will fit the bill.

By day The Sparrow will be a relaxed place to grab a quiet bite to eat and drink. By night, it will be a place to hang out with a quality beverage against a backdrop of great music and design.

HOUSE



To Let
starkeys
www.starkeys.co.uk
01274 307910

To Let
starkeys
www.starkeys.co.uk
01274 307910

Part 3 - Operating Schedule

When do you want the premises licence to start?

| Day | | Month | | Year | | | |
|-----|---|-------|---|------|---|---|---|
| 2 | 1 | 0 | 2 | 2 | 0 | 1 | 1 |

If you wish the licence to be valid only for a limited period, when do you want it to end?

N/A.

| Day | | Month | | Year | | | |
|-----|--|-------|--|------|--|--|--|
| | | | | | | | |

If 5000 or more people are expected to attend the premises at any one time, please state the number expected to attend

N/A.

| |
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| |
|--|

Please give a general description of the premises (please read guidance note 1)

PLEASE SEE HEREWITH.

What licensable activities do you intend to carry on from the premises?
 (Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick ✓

- 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) performance 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 for:

- 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)

| |
|--|
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| |
| |

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 | | |
|--|-------|--------|---|--|------|--|
| Day | Start | Finish | | Outdoors | | |
| Mon | | | | Please give further details here (please read guidance note 3) | Both | |
| 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 a films take place indoors or outdoors or both – please tick (✓) (please read guidance note 2) | Indoors | | |
|--|-------|--------|--|--|------|--|
| Day | Start | Finish | | Outdoors | | |
| Mon | | | | Please give further details here (please read guidance note 3) | Both | |
| Tue | | | | | | |
| 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 guidance note 6) | | | Please give further details (please read guidance note 3) |
| Day | Start | Finish | |
| Mon | | | State any seasonal variations for indoor sporting events (please read guidance note 4) |
| | | | |
| Tue | | | |
| | | | |
| Wed | | | 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. (please read guidance note 5) |
| | | | |
| Thur | | | |
| | | | |
| Fri | | | |
| | | | |
| Sat | | | |
| | | | |
| Sun | | | |
| | | | |

D

| | | | | | |
|---|--------------|---------------|--|-----------------|--|
| Boxing or wrestling entertainment 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 | |
| Day | Start | Finish | | Outdoors | |
| Mon | | | Please give further details here (please read guidance note 3) | Both | |
| | | | | | |
| Tue | | | State any seasonal variations for the boxing or wrestling entertainment (please read guidance note 4) | | |
| | | | | | |
| Wed | | | | | |
| | | | | | |
| Thur | | | 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) | | |
| | | | | | |
| Fri | | | | | |
| | | | | | |
| 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 | ✓ |
|---|-------|--------|---|--|---|
| Day | Start | Finish | | Outdoors | |
| | | | | Both | |
| Mon | 1000 | 0000 | Please give further details here (please read guidance note 3) IT IS NOT ENVISAGED THAT LIVE MUSIC WILL BE A PARTICULARLY REGULAR OCCURANCE. HOWEVER, SCOPE TO HOST LIVE MUSIC – SENSIBLY – WOULD BE DESIRABLE. | | |
| Tue | 1000 | 0000 | | | |
| Wed | 1000 | 0000 | | State any seasonal variations for the performance of live music (please read guidance note 4) | |
| Thur | 1000 | 0000 | | PLEASE SEE 'O'. | |
| Fri | 0000 | 0100 | | 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) | |
| | 1000 | 0000 | | | |
| Sat | 0000 | 0200 | | | |
| | 1000 | 0000 | | | |
| Sun | 0000 | 0200 | | | |
| | 1000 | 0000 | | | |
| | | | N/A | | |

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 | ✓ |
|---|-------|--------|--|---|---|
| Day | Start | Finish | | Outdoors | |
| | | | | Both | |
| Mon | 1000 | 0000 | Please give further details here (please read guidance note 3) RECORDED MUSIC WILL BE PLAYED BY WAY OF A MODEST SOUND SYSTEM. RECORDED MUSIC WILL ALSO BE PLAYED, ON OCCASION, BY DJs. | | |
| Tue | 1000 | 0000 | | | |
| Wed | 1000 | 0000 | | State any seasonal variations for the playing of recorded music (please read guidance note 4) | |
| Thur | 1000 | 0000 | | PLEASE SEE 'O'. | |
| Fri | 0000 | 0100 | | 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) | |
| | 1000 | 0000 | | | |
| Sat | 0000 | 0200 | | | |
| | 1000 | 0000 | | | |
| Sun | 0000 | 0200 | | | |
| | 1000 | 0000 | | | |
| | | | N/A | | |

G

| Performance 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 | |
|--|-------|--------|---|----------|--|
| Day | Start | Finish | | Outdoors | |
| | | | | 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 | |
| | | | | Outdoors | |
| | | | | Both | |
| Mon | | | Please give further details here (please read guidance note 3) | | |
| Tue | | | | | |
| Wed | | | State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4) | | |
| Thur | | | | | |
| Fri | | | 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) | | |
| Sat | | | | | |
| Sun | | | | | |

I

| | | | | |
|--|--------------|---------------|--|---------|
| Provision of facilities for making music Standard day 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 | | | | |
| Both | | | | |
| Day | Start | Finish | Please give further details here (please read guidance note 3) | |
| Mon | | | | |
| Tue | | | State any seasonal variations for the provision of facilities for making music (please read guidance note 4) | |
| Wed | | | | |
| Thur | | | Non standard timings. Where you intend to use the premises for the 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) | |
| Fri | | | | |
| Sat | | | | |
| Sun | | | | |

J

| | | | | | | | | | |
|--|--------------|---------------|---|--|----------|--|--|---|--|
| Provision of facilities for dancing Standard days & timings (please read guidance note 6) | | | Will the facilities for dancing be indoors or outdoors or both – please tick (✓) (please read guidance note 2) | | Indoors | | | | |
| | | | | | Outdoors | | | | |
| Day | Start | Finish | | | Both | | | | |
| | | | | | Mon | | | Please give a description of the facilities for dancing you will be providing | |
| | | | | | Tue | | | Please give further details here (please read guidance note 3) | |
| Wed | | | State any seasonal variations for providing dancing facilities (please read guidance note 4) | | | | | | |
| Thur | | | | | | | | | |
| Fri | | | 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 | | | | | | | | | |
| Sun | | | | | | | | | |

K

| | | | | | |
|--|--------------|---------------|---|-----------------|--|
| Provision of facilities for entertainment of a similar description to that falling within (i) or (j) Standard days and timings (please read guidance note 6) | | | Please give a description of the type of entertainment facility you will be providing | | |
| | | | Will the entertainment facility be 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 | | | State any seasonal variations for the provisions of facilities for entertainment of a similar description to that falling within (i) or (j) (please read guidance note 4) | | |
| Wed | | | | | |
| Thur | | | 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) | | |
| Fri | | | | | |
| Sat | | | | | |
| Sun | | | | | |

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 | | |
| | | | Outdoors | | |
| | | | Both | <input checked="" type="checkbox"/> | |
| Day | Start | Finish | Please give further details here (please read guidance note 3) THIS IS RELEVANT TO THE SALE OF HOT DRINKS FOR CONSUMING ON OR OFF THE PREMISES. | | |
| Mon | 1000 | 0000 | | | |
| Tue | 1000 | 0000 | State any seasonal variations for the provision of late night refreshment (please read guidance note 4) PLEASE SEE 'O'. | | |
| Wed | 1000 | 0000 | | | |
| Thur | 1000 | 0000 | 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) | | |
| Fri | 0000 | 0100 | | | |
| | 1000 | 0000 | | | |
| Sat | 0000 | 0200 | | | |
| | 1000 | 0000 | | | |
| Sun | 0000 | 0200 | | | |
| | 1000 | 0000 | | | |

M

| | | | | | |
|---|--------------|---------------|---|-------------------------|---|
| Sale of alcohol Standard days and timings (please read guidance note 6) | | | Will the sale of alcohol be for consumption on or off the premises or both – please tick (✓) (please read guidance note 7) | On the premises | |
| | | | | Off the premises | |
| | | | | Both | ✓ |
| Day | Start | Finish | State any seasonal variations for the sale of alcohol (please read guidance note 4) <p style="text-align: center; font-size: 1.2em;">PLEASE SEE 'O'.</p> | | |
| Mon | 1000 | 0000 | | | |
| Tue | 1000 | 0000 | | | |
| Wed | 1000 | 0000 | | | |
| Thur | 1000 | 0000 | | | |
| Fri | 0000 | 0100 | | | |
| | 1000 | 0000 | | | |
| Sat | 0000 | 0200 | | | |
| | 1000 | 0000 | | | |
| Sun | 0000 | 0200 | | | |
| | 1000 | 0000 | | | |
| | | | Non standard timings. Where you intend to use the premises for the sale of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 5) <p style="text-align: center; font-size: 1.2em;">N/A.</p> | | |

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name **LESLIE HALL**

Address **6 PROSPECT STREET.
THORNTON.
BRADFORD.**

Postcode **BD13 3LS**

Personal licence number (if known) **N/A**

Issuing licensing authority (if known) **N/A**

(PLEASE SEE PAGE 31).

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)

N/A.

O

| Hours premises are open to the public Standard days and timings (please read guidance note 6) | | | State any seasonal variations (please read guidance note 4) |
|--|-------|--------|--|
| Day | Start | Finish | |
| Mon | 1000 | 0000 | IN ADDITION TO STANDARD DAYS WE WOULD WISH TO OPEN (OR, AT LEAST, HAVE THE ABILITY TO OPEN) ON <u>ALL</u> BANK AND PUBLIC HOLIDAYS. ON SUCH DAYS WE WOULD WISH TO BE LICENSED FROM 1000 TO 0200. |
| Tue | 1000 | 0000 | |
| Wed | 1000 | 0000 | NEW YEARS EVE : 1000 TO 0200. |
| Thur | 1000 | 0000 | Non standard timings. Where you intend to open 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) |
| Fri | 0000 | 0100. | |
| Sat | 1000 | 0000 | OUR ACTUAL ANTICIPATED OPENING HOURS ARE AS FOLLOWS :- MON. 1030 - 2100 TUE. 1030 - 2100 WED. 1030 - 2300 THU. 1030 - 2300 FRI. 1030 - 0000 SAT. 0000 - 0100 + 1030 - 0000 SUN. 0000 - 0100 |
| | 0000 | 0200 | |
| Sun | 1000 | 0000 | |
| | 0000 | 0200 | |

P

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 9)

| | |
|------------------------------|--|
| <p>PLEASE SEE HEREWITH .</p> | |
|------------------------------|--|

b) The prevention of crime and disorder

| | |
|--|--|
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c) Public safety

| | |
|--|--|
| | |
|--|--|

d) The prevention of public nuisance

| | |
|--|--|
| | |
|--|--|

e) The protection of children from harm

| | |
|--|--|
| | |
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P

Describe the steps you intend to take to promote the four licensing objectives :

a) General – all four licensing objectives (b, c, d and e)

Although it is anticipated that the atmosphere of The Sparrow will be far removed from bars and pubs typical of Bradford city centre the issue of proper security must still be carefully considered. If it is felt that door supervisors are required then the services of experienced and registered supervisors will, of course, be engaged.

We are aware of the role of the Security Industry Authority and what obligations are brought about by the Private Security Industry Act 2001.

It is anticipated that both Les Hall and Mark Husak will have Personal Licences which should lead to at least one Personal Licence holder being on the premises at all times. When The Sparrow commences trading it may be the case that only Les Hall will have the Licence on the basis that Mark Husak will be obtaining his shortly thereafter.

Initially, staff levels at The Sparrow will be modest. However, the 2 part time members of staff presently identified both have substantial experience in the licensed trade which will be refreshed if necessary. Further members of staff will receive the appropriate level of training.

Les Hall and Mark Husak are at present subject to a 1 year mentoring programme where the mentor in question is Mr David Haigh of Haigy's Public House, Lumb Lane, Bradford.

Presently, there is no CCTV at the premises in question although it is understood that North Parade is covered by street CCTV. We will consult with West Yorkshire Police and if it is deemed necessary the appropriate security system will be installed. Initial discussions that we have had with the Police have not identified an absolute need for the use of CCTV and we would stress that the dynamic of The Sparrow will be that of a sophisticated, specialist and stylish bar. It is certainly hoped that a certain type of clientele will not be attracted to the environment created.

b) The Prevention of Crime and Disorder

The Sparrow will adhere to an unequivocal commitment against anti social behaviour and the abuse of alcohol and drugs. Written policies will be clearly displayed and robust action will be taken against any party breaking the law or failing to observe such policies.

It should be noted that Les Hall has recently left a career of approximately 20 years in Criminal Law and is therefore well versed in legislation relevant to the misuse of drugs and alcohol.

If there is a local pub watch scheme in Bradford city centre then The Sparrow will obtain membership of the same and play an active role in the scheme's administration.

The Sparrow's membership of an existing city centre scheme, relevant it seems more to day time trade, has been discussed already with the Police. In frank terms though, we will join all schemes and organisations that we are required to/are appropriate.

The Sparrow is situated on a quite wide, well lit street in Bradford city centre. The lighting outside and the lighting generated by the actual business will be more than adequate. Inside, whilst subdued lighting will inevitably used relevant areas will be appropriately lit.

We are more than happy to link in to any existing communication link to other licensed premises that is in existence. Indeed, we have already been informed that a condition on our licence, if granted, will be our membership of some sort of "city watch" scheme.

It is not thought that we will have to adopt any sort of search policy bearing in mind the nature of our business and the clientele that we anticipate attracting. However, should any difficulties arise of the type that lead to a need to search customers then the relevant steps will be taken.

Both Les Hall and Mark Husak are Bradford born and bred and have lived and worked in the city for many years. We are fully aware of those difficulties with crime and disorder that have blighted our city over the last few years and we are determined that The Sparrow will be a positive business within Bradford managed in a wholly proper and law abiding way.

c) Public Safety

Suitable lighting will, of course, be provided. If it is felt necessary then additional emergency lighting can be considered.

In terms of additional escape routes these are effectively curtailed due to the age of the building. There is easy access from the ground floor straight into the street. From the basement, access to the ground floor is via a permanent and secure staircase. There is access from the basement to a small contained courtyard.

Accommodation limits will definitely be set. The Sparrow wants to generate a particular atmosphere and massive numbers will simply not be conducive to the same.

As far as is possible, First Aid will be provided on site by Les Hall, Mark Husak and, as appropriate, other members of staff.

Adequate seating will be available on the ground floor and in the basement although, given that we are a bar, room will also be made available for standing. Furniture will be arranged in a safe and sensible way.

d) The Prevention of Public Nuisance

We are acutely aware of what difficulties can be caused by noise pollution resulting from amplified music or even simply from customers. However, we are keen to stress again the type of business that The Sparrow will be; not a noisy or rowdy city centre pub or bar but a sophisticated establishment unequivocally aimed at a particular type of individual.

The above having been said proper steps will be taken to prevent any sort of Public Nuisance.

Any sound system to be installed at The Sparrow will be modest in scope but noise limiting equipment can be integrated if necessary. It is hoped that sound proofing will not be necessary but, as appropriate, remedial steps will be taken. It should perhaps be pointed out at this stage that a report from a Noise Consultant is, in any event, to be obtained.

Regardless, noise will be kept to a level that is acceptable and we will ensure patrols of the area surrounding the bar are regularly made, especially during the early days of trading. Common sense steps will also be taken as regards sound issues, such as keeping doors and windows closed where possible. Notices within the bar will remind patrons to leave the premises quietly.

During the day, when there is occupation of adjacent shops and offices, noise levels will be kept to a minimum.

North Parade is one of Bradford's most attractive streets. We want to add to the streets' appeal and will store and dispose of all litter in a responsible and thoughtful way. We will not actually be generating a great deal of litter given that only a small amount of cold food will be provided; cooking on site will not be taking place.

It terms of loading and unloading we are aware that this has been a problem in Bradford of late. Indeed, this very issue was raised at a Bradford city centre retail meeting a few months ago. In frank terms we will do our utmost to ensure that little or no inconvenience is caused to pedestrians and road users in the area of The Sparrow at the material time and, of course, that problems do not occur for our neighbours. Given the size of the bar though, it is not anticipated that our deliveries will be substantial.

e) The Protection of Children from Harm

A "proof of age" scheme will be operated if necessary and the appropriate notices will be displayed although difficulties here, bearing in mind the nature of our business, are not anticipated.

The Sparrow will predominantly trade in the sale of alcoholic beverages and although soft drinks, including tea and coffee, will be available full meals will not. Cold food –

for example, deli style sandwiches, pork pies – will be served, but the dynamic will not be that of a restaurant or a pub with a full food menu.

With the above in mind children will only be allowed in The Sparrow in accordance with the terms of the Licensing Act 2003. We will ensure that we strictly observe and are bound by this legislation. In all likelihood though, and whatever interpretation of the Act one might prefer, it seems likely that there will be a limit on the hours when children can be present on the premises.

Should the terms of the Act permit children on the premises then a clear commitment to prevent them from harm will be observed. For the sake of completeness, we can point out that it is not anticipated that there will be any gaming machines in the bar or any specific activity taking place to pose any risk.

Please tick ✓

- I have made or enclosed payment of the fee
- I have enclosed a plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11).
If signing on behalf of the applicant please state in what capacity.

Signature h p l l l l

Date 6/1/11

Capacity APPLICANT.

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent.
(please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature M Husak

Date 6/1/11

Capacity 2ND APPLICANT

Contact Name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 19)

AS PER PAGE 16 (LESLIE HALL ; APPLICANT).

Post town

Post code

Telephone number (if any)

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

P

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APPENDIX 3

| | | |
|-----------|----------------|--------------|
| 17-1-2011 | LICENSING UNIT | FLAT |
| | 25 JAN 2011 | NORTH PARADE |
| | LEG/LIC/ | BDI 3HZ. |

Dear Sir,

I am writing to you regarding a late entertainment license applied for by Les Houla Mark Husak, for a Cafe Bar, 34 NORTH PARADE BDI 3HZ,

I feel I must oppose this application on the grounds I live in an apartment next door to this business, this would cause a great deal of disruption & distress to myself and my family part of that family is my 5 month old granddaughter who lives here permanently, and my 8 year grandson who stays with me every other weekend.

yours sincerely