

# **Record of a Hearing of the Bradford District Licensing Panel held on Tuesday, 4 April 2017 at Committee Room 1 - City Hall, Bradford**

## **Procedural Items**

### **DISCLOSURES OF INTEREST**

No disclosures of interest in matters under consideration were received.

### **INSPECTION OF REPORTS AND BACKGROUND PAPERS**

There were no appeals submitted by the public to review decisions to restrict documents

## **Hearings**

- 1. Application for a new Premises Licence for Bila Mini Market, 168 Clayton Road, Bradford (Document "O")**
- 2. Application for a new Premises Licence for The Fleece, 152-154 Main Street, Addingham (Document "N")**



**BILA MINI MARKET, 168 CLAYTON ROAD, BRADFORD**

**RECORD OF A HEARING FOR A PREMISES LICENCE FOR A PREMISES LICENCE FOR THE SALE OF ALCOHOL FOR CONSUMPTION OFF THE PREMISES AT BILA MINI MARKET, 168 CLAYTON ROAD, BRADFORD BD7 2RD**

Commenced: 1335

Adjourned: 1340

Reconvened: 1345

Concluded: 1350

**Present**

**Members of the Panel**

**Bradford District Licensing Panel:** Councillor M Slater (Ch), Councillor Ellis and Councillor Jamil

**Parties to the Hearing**

Mr A Sharif (Applicant)

**Representations**

The Assistant Director, Waste, Fleet and Transport Services, presented a report (**Document “O”**) that outlined an application for a new premises licence for the sale of alcohol for consumption off the premises at Bila Mini Market, 168 Clayton Road, Bradford. The licensing officer in attendance summarised the background to the application and valid representations received as set out in the report. In response to questions from the Panel she confirmed the address of the resident who had submitted a representation and which was appended to the report.

The applicant's representative addressed the Panel and explained that he had applied for the licence to allow him to support himself.

Members questioned the steps proposed to address the licensing objectives and he confirmed that the premises were fitted with CCTV cameras; the images were kept for a period of 28 days and that he had tested that the images were of suitable quality to identify customers. In response to questions about the measures he would take to clear the area of rubbish he confirmed that each day when he opened the premises he ensured that any litter was cleared.

**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. That the Licensee shall ensure that the external areas around the perimeter of the premises are kept clear of litter and refuse.**

- 2. No licensable activities shall take place at the premises unless or until a CCTV system (with satisfactory internal and external coverage) of a standard acceptable to and to the written satisfaction of West Yorkshire Police and the Licensing Authority has been installed at the premises. The approved CCTV shall 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.**
  
- 3. That an appropriate proof of age policy, incorporating the principles of the “Challenge 25” Campaign be implemented; incorporating measures to ensure that any patron wishing to purchase alcohol who may reasonably appear to be under 25 years of age are asked to prove that they are at least 18 years old by displaying evidence of their identity and age in the form of a valid UK passport, new style driving licence displaying their photograph or PASS identification.**

**Reason – It is considered that the above conditions are necessary for the prevention of public nuisance to local residents and for the protection of children from harm.**

*ACTION: Assistant Director, Waste Fleet and Transport Services*

## **FLEECE, 152-154 MAIN STREET, ADDINGHAM**

### **RECORD OF A HEARING FOR A NEW PREMISES LICENCE FOR THE SUPPLY OF ALCOHOL, PROVISION OF REGULATED ENTERTAINMENT AND PROVISION OF LATE NIGHT REFRESHMENT FOR THE FLEECE, 152-154 MAIN STREET, ADDINGHAM.**

Commenced: 1350  
Adjourned: 1420  
Reconvened: 1435  
Concluded: 1440

#### **Present**

##### **Members of the Panel**

**Bradford District Licensing Panel:** Councillor M Slater (Ch), Councillor Ellis and Councillor Jamil

##### **Parties to the Hearing**

##### **Representing the Applicant:**

Mr A Brady – Punch Taverns

Mr P Warne - Legal Representative, TLT Solicitors

#### **Representations**

The Assistant Director, Waste, Fleet and Transport Services presented a report, **Document “N”** which outlined an application for a new premises licence for the supply of alcohol, provision of regulated entertainment and the provision of late night refreshment.

Document “N” revealed that there had been 26 letters of representation received from local residents which raised concerns of anticipated noise, disturbance and anti-social behaviour. The applicant’s representative had, since those representations had been received, confirmed that the applicant was willing to reduce the hours applied for in line with the current premises licence for the premises.

The applicant’s legal representative addressed the meeting and confirmed that the hours applied for had been amended since the receipt of representations and, with slight amendments to update conditions, were in line with the existing premises licence. The extension of the hours initially requested was to allow late diners to consume alcohol and it had never been intended to operate as a ‘late night’ venue. Contact had been made with those submitting representations to explain that the hours had been amended and a number had subsequently withdrawn their objections. It was suggested that the absence of any members of the local community demonstrated that they were now happy with the new premises licence sought.

It was explained that the premises had been the subject of an arson attack in October 2015. A new publican had now been appointed to operate the premises and had invested significantly in the premises. The new operator was an award winning company which

operated a number of premises in the Lancashire area. The Fleece at Addingham would be their first operation in the Yorkshire area. The company specialised in food with the provision of classic and world foods. It was anticipated that the business would operate with a 65% / 35% split between sales of food and drinks. The provision of entertainment would be determined by local demand and in keeping with the food ethos of the premises.

The interior design of the building was described and it was explained that the internal layout proposed would allow for a bar serving drinks and specialised dining areas. It was explained that the building was Grade II listed and the adjacent tea rooms and delicatessen would remain.

Following a detailed presentation by the applicant's representative a number of questions and issues were raised to which the following response were provided:-

- There were approximately 25 to 30 car parking spaces at the premises and there were no plans to reduce that provision.
- A local pub watch scheme was in operation in the Ilkley area and the applicant was willing to cooperate in that scheme.
- The applicant wished to work in harmony with the local residents; proactive management and operations would ensure that engagement was conducted with local residents; they would be notified of any events taking place and discussions about any concerns would be held.
- There was no wish to upset local residents and that was the rationale for reducing the original hours applied for.
- Residents had been contacted and assured that the operators were willing to discuss any issues or concerns they wished to raise.
- It had been hoped that the additional hours applied for would allow for customers to disperse slowly, however, there was no evidence of any public nuisance.
- It was expected that customers would visit the premises for a meal and leaving when their meal was finished. Not all customers would leave the premises at the same time.
- The hours requested were the same as those on the current application with an amendment to include the first floor of the premises.

A Member referred to the hours of operation granted for other premises in the locality and questioned if the reduction in the hours of operation were unfair. The applicant's representative confirmed that the applicant did not wish to rescind the offer to reduce the hours requested.

#### **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, in part, subject to the following hours of licensable activity:**

<b>Monday to Wednesday</b>	<b>1100 to 2300</b>
<b>Thursday to Saturday</b>	<b>1100 to midnight</b>
<b>Sunday</b>	<b>1200 to 2230</b>

**Reason – To prevent noise disturbance and nuisance to residents in the vicinity of the premises – Prevention of Public Nuisance Objective.**

*ACTION: Assistant Director, Waste Fleet and Transport Services*

**Chair**

**Note: This record is subject to approval as a correct record at the next meeting of the Licensing Committee.**

