



Agenda for a meeting of the Bradford District Licensing Panel to be held on Friday, 12 July 2019 at 10.00 am in Committee Room 1 - City Hall, Bradford

Members of the Committee – Councillors

LABOUR	THE INDEPENDENTS
M Slater Dodds	Hawkesworth

Notes:

- This agenda can be made available in Braille, large print or tape format on request by contacting the Agenda contact shown below.
- The taking of photographs, filming and sound recording of the meeting is allowed except if Councillors vote to exclude the public to discuss confidential matters covered by Schedule 12A of the Local Government Act 1972. Recording activity should be respectful to the conduct of the meeting and behaviour that disrupts the meeting (such as oral commentary) will not be permitted. Anyone attending the meeting who wishes to record or film the meeting's proceedings is advised to liaise with the Agenda Contact who will provide guidance and ensure that any necessary arrangements are in place. Those present who are invited to make spoken contributions to the meeting should be aware that they may be filmed or sound recorded.
- If any further information is required about any item on this agenda, please contact the officer named at the foot of that agenda item.

From:

Parveen Akhtar
City Solicitor

Agenda Contact: Claire Tomenson

Phone: 01274 432457

E-Mail: claire.tomenson@bradford.gov.uk

To:

A. PROCEDURAL ITEMS

1. DISCLOSURES OF INTEREST

(Members Code of Conduct - Part 4A of the Constitution)

To receive disclosures of interests from members and co-opted members on matters to be considered at the meeting. The disclosure must include the nature of the interest.

An interest must also be disclosed in the meeting when it becomes apparent to the member during the meeting.

Notes:

- (1) Members may remain in the meeting and take part fully in discussion and voting unless the interest is a disclosable pecuniary interest or an interest which the Member feels would call into question their compliance with the wider principles set out in the Code of Conduct. Disclosable pecuniary interests relate to the Member concerned or their spouse/partner.*
- (2) Members in arrears of Council Tax by more than two months must not vote in decisions on, or which might affect, budget calculations, and must disclose at the meeting that this restriction applies to them. A failure to comply with these requirements is a criminal offence under section 106 of the Local Government Finance Act 1992.*
- (3) Members are also welcome to disclose interests which are not disclosable pecuniary interests but which they consider should be made in the interest of clarity.*
- (4) Officers must disclose interests in accordance with Council Standing Order 44.*

2. INSPECTION OF REPORTS AND BACKGROUND PAPERS

(Access to Information Procedure Rules – Part 3B of the Constitution)

Reports and background papers for agenda items may be inspected by contacting the person shown after each agenda item. Certain reports and background papers may be restricted.

Any request to remove the restriction on a report or background paper should be made to the relevant Strategic Director or Assistant Director whose name is shown on the front page of the report.

If that request is refused, there is a right of appeal to this meeting.

Please contact the officer shown below in advance of the meeting if you wish to appeal.

(Claire Tomenson - 01274 432457)

B. BUSINESS ITEMS

3. AINSBURY, 7 THACKLEY ROAD, THACKLEY, BRADFORD 1 - 32

The Interim Assistant Director Waste, Fleet and Transport Services will present a report (**Document “A”**) which outlines an application for the grant of a premises licence for the sale of alcohol and the provision of regulated entertainment.

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

(Tracy McLuckie – 01274 432240)

THIS AGENDA AND ACCOMPANYING DOCUMENTS HAVE BEEN PRODUCED, WHEREVER POSSIBLE, ON RECYCLED PAPER

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Report of the Interim Assistant Director Waste, Fleet & Transport Services to the meeting of the Bradford District Licensing Panel to be held on 12 July 2019

A

Subject:

Application for a Premises Licence for Ainsbury, 7 Thackley Road, Bradford, BD10 0RS.

Summary statement:

Application for the grant of a premises licence for the sale of alcohol and the provision of regulated entertainment.

Susan Spink
Interim Assistant Director
Waste, Fleet & Transport Services

Portfolio:
Neighbourhoods & Community Safety

Report Contact: Tracy McLuckie
Phone: (01274) 432240
E-mail: tracy.mcluckie@bradford.gov.uk

Overview & Scrutiny Area:
Corporate

1. SUMMARY

The application is for the grant of a premises licence for the sale of alcohol and the provision of regulated entertainment.

2. BACKGROUND

2.1 The applicant

Mrs Christine Townend. A copy of the application is included at Appendix 1.

2.2 The Premises

Ainsbury, 7 Thackley Road, Bradford, BD10 0RS.

2.3 Proposed Designated Premises Supervisor

Mrs Christine Townend

2.4 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
- Provision of regulated entertainment (recorded music)

Hours applied for:	Sunday to Thursday	15.00 to 21.00
	Saturday & Sunday	15.00 to 22.00

2.5 Steps proposed by the applicant to address the Licensing Objectives

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

I will display challenge 21 notice. A notice will also be displayed stating that drug use and violent anti-social behaviour will not be tolerated on the premises. I will have CCTV and main door access to street lighting. I will liaise with any pub watch scheme and I will be happy to take further guidance from local police on this matter. I will discourage binge drinking and promotional drink offers.

b) Public safety will be achieved by:

I will conduct ongoing health and safety and fire risk assessments as well as first aid training. I will install CCTV cameras, emergency lighting and smoke detectors. A log book will be maintained that regular checks to alarm electrical appliances are all in working order.

c) Prevention of public nuisance will be achieved by;

I intend to sell alcohol within times that do not exceed normal trading hours. All deliveries and rubbish disposal will be during the day. There is no kitchen or food sold on the premises. There will be no external fans. Notices on the door will ask patrons to leave quietly and respectfully.

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

There will be no adult entertainment or gambling and a challenge 21 policy will be in place. I will comply with any conditions the authority has made, but think it would be reasonable to allow children accompanied by an adult on the premises until 6pm each evening. I think a sensible drinking approach will ensure children are not exposed to any violence or disorder.

e) General – all four licensing objectives

I am proposing to open a micro pub which sells mainly real ale from local breweries. I hope to attract discerning drinkers out for a quiet drink. I am aware of my responsibilities as the DPS and will be implementing a sensible drinking policy. I will undertake ongoing risk assessments as public safety is my main concern. I will keep noise to a minimum and liaise with my neighbours. There will be no amplified music or fruit machines.

2.6 Relevant Representations Received

Responsible Authority

In order to address the prevention of public nuisance objective, the Environmental Health Officer has requested that the following condition is placed on the licence;

- Noise from recorded music from within the licensed premises, shall not be audible in the nearest noise sensitive residential dwellings.

The applicant has agreed to the condition being placed on the licence.

The representation is attached at Appendix 2.

Individual, Body or Business

Four letters of representation have been received from a Ward Councillor and local residents, which raise concerns of noise and disturbance from regulated entertainment and patrons congregating on the pavement outside to drink and smoke. Concerns are also raised regarding criminal behaviour, disorder and anti-social behaviour and litter problems.

The representations are attached at Appendix 3.

3. OTHER CONSIDERATIONS

Legal Appraisal

- 3.1** 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
- 3.2** The Council must also have regard to the guidance issued by the Home Office under Section 182 of the Licensing Act 2003. Regard must also be taken of the Council's statement of Licensing Policy for the District.
- 3.3** 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.
- 3.4** Only "relevant representations" 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.
- 3.5** 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

- 3.6** The following parts of the Licensing Policy are of particular importance; Part 4, (prevention of crime and disorder) and Part 6 (prevention of public nuisance).
- 3.7** The Annexes to the Policy sets out various types of model condition that could be considered.

4. FINANCIAL & RESOURCE APPRAISAL

There are no apparent finance or resource implications.

5. RISK MANAGEMENT AND GOVERNANCE ISSUES

There are no apparent risk management and governance implications.

6. LEGAL APPRAISAL

Referred to in part 3 of this report.

7. OTHER IMPLICATIONS

7.1 EQUALITY & DIVERSITY

The Council has to comply with the public sector equality duty in S.149 Equality Act 2010.

7.2 SUSTAINABILITY IMPLICATIONS

There are no apparent sustainability implications.

7.3 GREENHOUSE GAS EMISSIONS IMPACTS

There are no apparent implications.

7.4 COMMUNITY SAFETY IMPLICATIONS

When determining the application the Licensing Authority is required to pay due regard to the licensing objectives referred to in 3.1 of this report.

7.5 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.

7.6 TRADE UNION

Not applicable.

7.7 WARD IMPLICATIONS

Ward Councillors have been notified of receipt of the application.

7.9 IMPLICATIONS FOR CORPORATE PARENTING

There are no apparent implications.

7.10 ISSUES ARISING FROM PRIVACY IMPACT ASSESMENT

There are no apparent implications.

8. NOT FOR PUBLICATION DOCUMENTS

None.

9. OPTIONS

9.1 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.

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

10. RECOMMENDATIONS

Members are invited to consider the information and documents referred to in this report and, after hearing individuals, bodies or businesses, determine the related application.

11. APPENDICES

- 1. Application form received 9 May 2019.
- 2. Representation from the Environmental Health Department.
- 3. Letters of representation from Ward Councillor and local residents.

12. BACKGROUND DOCUMENTS

Application form, plan etc.

Appendix 1City of Bradford MDC
www.bradford.gov.uk**Bradford**
Application for a premises licence
Licensing Act 2003For help contact
licensingteam@bradford.gov.uk
Telephone: 01274 432240

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

 Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

 Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Is your business registered outside the UK? Yes No

Note: completing the Applicant Business section is optional in this form.

Business name If your business is registered, use its registered name.

VAT number Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

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INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

* Date of birth

* Nationality

Documents that demonstrate entitlement to work in the UK

Right to work share code

Right to work share code if not submitting scanned documents

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?

01	/	07	/	2019
dd		mm		yyyy

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

	/		/	
dd		mm		yyyy

Provide a general description of the premises

Continued from previous page...

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

The site is an existing terraced cottage on two levels in old hamlet of Thackley. The property was originally two individual cottages, built in the 1850s as a worker's cottage to the mill on Crag Hill Road. I do not intend to provide off-sales of alcohol.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Section 6 of 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

Yes No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Continued from previous page...

Will you be providing recorded music?

Yes No

Standard Days And Timings

MONDAY

15.00
Start

Start

21.00
End

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

15.00
Start

Start

21.00
End

End

WEDNESDAY

15.00
Start

Start

21.00
End

End

THURSDAY

15.00
Start

Start

21.00
End

End

FRIDAY

15.00
Start

Start

22.00
End

End

SATURDAY

15.00
Start

Start

22.00
End

End

SUNDAY

15.00
Start

Start

21.00
End

End

Will the playing of recorded music take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Soft background music. Unamplified.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises to
be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises to
be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other
structure tick as appropriate. Indoors may
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Soft background music. Unamplified.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

Yes No

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises to
be used for the activity.

WEDNESDAY

Start 15:00

End 21:00

Start

End

THURSDAY

Start 15:00

End 21:00

Start

End

FRIDAY

Start 15:00

End 22:00

Start

End

SATURDAY

Start 15:00

End 22:00

Start

End

SUNDAY

Start 15:00

End 21:00

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

Continued from previous page...

Name

First name

Family name

Date of birth

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Continued from previous page...

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises to
be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

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THURSDAY

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Start

End

FRIDAY

Start

End

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End

SATURDAY

Start

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Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

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LICENSING OBJECTIVES

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

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

List here steps you will take to promote all four licensing objectives together.

I am proposing to open a micro pub which sells mainly real ale from local breweries. I hope to attract discerning drinkers out for a quiet drink. I am aware of my responsibilities as the DPS and will be implementing a sensible drinking policy. I will undertake ongoing risk assessments as public safety is my main concern. I will keep noise to a minimum and liaise with my neighbours. There will be no amplified music or fruit machines.

b) The prevention of crime and disorder

I will display challenge 21 notice. A notice will also be displayed stating that drug use and violent anti-social behaviour will not be tolerated on the premises. I will have CCTV and main door access to street lighting. I will liaise with any pub watch scheme and I will be happy to take further guidance from local police on this matter. I will discourage binge drinking and promotional drink offers.

c) Public safety

I will conduct ongoing health & safety and fire risk assessments as well as first aid training. I will install CCTV cameras, emergency lighting and smoke detectors. A log book will be maintained that regular checks to alarm and electrical appliances are all in working order.

d) The prevention of public nuisance

I intend to sell alcohol within times that do not exceed normal trading hours. All deliveries and rubbish disposal will be during the day. There is no kitchen or food sold on the premises. There will be no external fans. Notices on the door will ask patrons to leave quietly and respectfully.

e) The protection of children from harm

There will be no adult entertainment or gambling and a challenge 21 policy will be in place. I will comply with any conditions the authority has made but think it would be reasonable to allow children accompanied by an adult on the premises until 6pm each evening. I think a sensible drinking approach will ensure children are not exposed to any violence or disorder.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
Rateable Value Band No rateable value to £4,300 A £4,301 to £33,000 B £33,001 to £87,000 C £87,001 to £125,000 D £125,001 and above E Rateable Value Band A B C D* E* Application fee £100 £190 £315 £450 £635
In addition, a multiplier will be applied to premises within bands D and E, where they are exclusively or primarily in the business of selling alcohol. * Premises within band D Fee shall be the application fee or annual charge x 2 * Premises within band E Fee shall be the application fee or annual charge x 3

* Fee amount (£)

DECLARATION

Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Continued from previous page...

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/bradford/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY

Applicant reference number	<input type="text" value="Micro Pub"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 Next >

INCOMING EMAIL

From: Ian Farmer
To: Melanie McGurk
CC: Licensing Team
Date: 21/05/2019 10:36:21
Subject: The Ainsbury, 7 Thackley Rd, Thackley, BD10 0RS-----Application for premises licence.

Melanie,

With reference to the abovementioned application, I can confirm that I have established from Ross Hallam, Planning Officer, that planning permission has been approved for this premises, subject to certain noise attenuation measures being met and approved.

This being the case, I have no objections to raise in general to the application for a premises licence, although I would request that consideration be given to a condition stipulating that ' Noise from recorded music from within the licensed premises, shall not be audible in nearest noise sensitive residential dwellings'.

Thank-you,

Regards,

Ian

Ian Farmer
Technical Officer
Environmental Health

5th Floor, Britannia House, Bradford ,BD1 1HX

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Subject: FW: 7 Thackley Old Road

From: Cllr Jeanette Sunderland
Sent: 05 June 2019 15:55
To: Melanie McGurk
Subject: RE: 7 Thackley Old Road

To the Senior Licensing Officer
Licensing Team
Britannia House, 3rd Floor Argus Chambers, Bradford, BD1 1HX

I wish to object to the application for a premises licence for the sale of alcohol at **The Ainsbury 7 Thackley Road, Thackley, Bradford, BD10 0RS** on the grounds of the risk to the public and local residents from noise nuisance.

The Ainsbury is a former residential premise with residential properties on either side of the corner of the two terraces which form the junction between Thackley Road and Windhill Old Road.

Residents and the public will be at risk from a significant adverse impact of noise nuisance due to the noise and disturbances associated with customers visiting the site and congregating outside in close proximity to their residential properties. The applicant has given no consideration to the problems arising from people congregating on the street, not just smokers but on sunny days simple overspill from the small bar.

The applicant is currently applying for approval for internal sound-proofing to control noise emanating from the site. Sound-proofing inside will not have any effect on that noise or disturbance.

The property is located at the junction of Thackley Road and Crag Hill Road where the visibility is poor. There is no provision for off-street parking or deliveries. This will leave residents from the adverse noise nuisance impact of vehicles arriving, waiting, picking customers up or making deliveries and departing.

Given the distance of the addresses of supporters of the proposal from the site it is unlikely that they would walk to the proposal and would need to park local similarly as would members of staff as it unlikely the owner could impose walking to work as a condition of employment.

The planning application process is now subject to complaint which is being dealt with through the Council's complaint process. I would ask that the panel does not approve a licence for this business until the complaint has been heard through the complaint process.

The only way to protect local residents and the public from noise nuisance is to refuse to grant a licence for these premises. Should the panel be minded to grant the licence then I would ask that you add these three conditions to the licence:

Firstly; that there is to be no overspill of customers onto the public footway outside the property in either direction (Thackley Road or Windhill Old Road or in any of the surrounding streets).

Secondly that no seating, tables or chairs or similar are to be placed temporarily or permanently on the footpath property in either direction (Thackley Road or Windhill Old Road or in any of the surrounding streets).

Thirdly that no smoking by customers or staff shall take place outside the premises on the public footway outside the property in either direction (Thackley Road or Windhill Old Road or in the nearby residential streets in the vicinity of 7 Thackley Road.

Thank you in anticipation of this objection.

Kind Regards

Councillor Jeanette Sunderland

Liberal Democrat Councillor for Idle and Thackley Ward

and Leader of the Liberal Democrat Group of Councillors in Bradford District

To deal with your casework it may be necessary to pass the information you have provided to me to third parties including but not limited to, officials and elected representatives of local and national authorities and bodies. If you live in Idle and Thackley ward I would like to let you know about local news and events in area that may be of interest to you. If you wish to receive this information from the Liberal Democrats then please let me know. www.libdems.org.uk/privacy

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From:
Sent: 09 June 2019 14:07
To: Licensing Team
Subject: Representation - Ainsbury, 7 Thackley Road, Bradford, BD10 0RS

Dear Sirs

I am writing to register my objection to the application for a premises licence by Christine Townend for 7 Thackley Road, Bradford, BD10 0RS.

The basis for my opposition is;

1. Prevention of Public Nuisance, specifically, real concerns relating to;
 - Noise pollution during trading hours and at and after closing times
 - Litter including management of waste
 - Smoking, vaping and drinking alcohol on the pavement
 - Disorder and anti-social behaviour resulting from inebriated customers.
2. Risk to Public Safety resulting from increased traffic and the potential for customers to congregate outside the premises and block the pavement causing pedestrians to have to walk on the road. It is important to note here that motorists and pedestrians already suffer poor visibility at the dangerous junction of Crag Hill Road and Thackley Road.

I would also urge the Committee to consider the findings of the Planning, Highways and Environmental Health Reports, which echo the above concerns and on the basis of which recommended refusal. A decision to grant a licence against these recommendations would be considered perverse.

In view of the above I would implore the Licensing Authority to refuse application.

Yours sincerely

Thackley Road
Thackley
Bradford

From:
Sent: 08 June 2019 09:09
To: Melanie McGurk
Subject: Application for License - Ainsbury, 7 Thackley Road, Bradford, BD10 0RS

Dear Ms McGurk

I wish to make a representation re the above License Application. I understand that the closing date for comments has been extended to 11th June.

I should mention that I submitted comments to the Planning Department when the initial planning application was lodged. I have also raised a complaint regarding the manner in which the Planning Panel dealt with this matter.

Having owned the neighbouring property for 40 years I have witnessed and experienced many changes and developments in the immediate area. These changes have, of course, had varying degrees of impact on amenity for residents in the immediate and wider vicinity. I therefore fully understand that there has to be a balance between benefits to a community and the potential harm/loss of amenity/disturbance to local residents. However, I am sorry to say that I am not convinced that any potential benefits outweigh the potential harm on this occasion and would ask that you accept my representation:

- a) **Prevention of Public Nuisance.** Noise at and after closing times ...litter ...management of waste. Smoking/vaping on the pavement. I understand that there should not be any drinking on the pavement
- d) **Public Safety** – as per comments to planning department re potential for customers 'in drink' to congregate outside the premises and block the pavement causing pedestrians to have to leave/navigate the pavement; plus further reduced visibility on an poor visibility splay for motorists at the junction of Crag Hill Road and Thackley Road.

I would also request that the Highways and Environmental Health representations submitted to the planning department recommending refuse be given due consideration.

I see that on the licensing website that music is mentioned yet the A4 poster in the window states sale of alcohol only ... displayed almost two weeks after the application date and at a low level.

Kind regards

**Thackley Road
Thackley
Bradford**

From:
Sent: 30 May 2019 18:06
To: Licensing Team
Cc: Cllr Jeanette Sunderland
Subject: Application for License - Ainsbury, 7 Thackley Road, Bradford, BD10 0RS

Importance: High

Dear Sir/Madam,

I am writing to object to the License for said venture.

Up until December 2016 I was a customer at the Black Rat pub owned by and licensed to the Townends. The reason I stopped going in was due to an assault in the Black Rat on a good friend of mine. He did not report this to the police, due to fear of retribution from customers/friends of the assailant. He had to go to hospital to have his wound looked at, so the hospital records prove that this happened. I and my partner were witnesses to the assault.

Given that my friend didn't wish to report this (for fear of retribution), you cannot dispute that it happened and as such has made me extremely worried about the pub opening for fear of something happening again.

I do believe that this falls under one of your objectives of public safety.

The question has to be asked why has not one person from the council offered to speak to us about the decisions that are being made. Given the that this is an application that has not happened in the whole country then I think it would have been courteous to discuss the fears of the residents and why certain decisions were made. If you think I am being out of order please provide another example in Bradford where a license has been granted in a residential area.

I would also like to question the process for this application. It was only because I saw the notice in the window of the premises that I knew the application was going through(

I can confirm that it was put up after the 24th May which is 11 days after the

application. Is this fair and also why were the neighbours not informed of this given that an application of this nature has never happened before in a residential area. The cloak and dagger approach to this makes the residents all think that the council has something to hide.

My complaints about the planning procedure will be submitted to the relevant area in due course.

Can I also query the application for the license, it already looks like we have been lied to. See link to T&A article about the being no music and them applying for a recorded music license. Surely this is against the terms and conditions of the license and planning application. See links.

<https://www.thetelegraphandargus.co.uk/news/17548601.councillors-ignore-advice-of-officers-and-approve-thackley-micropub-plans/>

<https://www.bradford.gov.uk/business/licensing/current-applications-received-by-licensing-team/>

Please acknowledge receipt of this email.

Regards

Crag Hill Road
Thackley
Bradford

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