

Public Document Pack



Agenda for a meeting of the Bradford District Licensing Panel to be held remotely on Thursday, 29 April 2021 at 12.00 pm

Members of the Committee – Councillors

LABOUR
M Slater Godwin Dodds

Notes:

- Please note that, under the current circumstances, we are able to produce only limited paper copies. The agenda and reports can be viewed on the Council's agenda and minutes website five clear working days in advance of the meeting. A webcast of the meeting will be available to view live on the Council's website at <https://bradford.public-i.tv/core/portal/home> and later as a recording.
- The applicant, representatives of responsible authorities and interested parties will be asked to confirm to the Governance Officer, jane.lythgow@bradford.gov.uk, by midday on Tuesday 27 April 2021 that they will be participating in the remote meeting and will be advised how they can access the meeting remotely. If contact details are not provided, and advice to the contrary is not received, the hearing will be held in their absence.
- Approximately 15 minutes before the start time of the hearing the Governance Officer will set up the electronic conference arrangements initially in private and bring into the conference facility the Panel, the Council's legal advisor and Licensing Officer so that any issues can be raised before the start of the meeting. The applicant; representatives of responsible authorities and interested parties will be brought into the electronic meeting at the start of the hearing. They will be requested to make their representations or answer any questions at the appropriate time during the hearing.
- Members should be on their own when attending remotely and ensure that any confidential papers are not visible via the technology used.

From:

Parveen Akhtar
City Solicitor

Agenda Contact: Jill Bell/Jane Lythgow/Tracey Sugden

Phone: 01274 434580/432270/434287

E-Mail: jane.lythgow@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.

(Jane Lythgow - 01274 432270)

B. BUSINESS ITEMS

3. CHA DONUTS, 3 FOOD COURT, INGLEBY ROAD, BRADFORD BD8 9AN - APPLICATION FOR A PREMISES LICENCE 1 - 26

The Interim Assistant Director Waste, Fleet and Transport Services will present a report (**Document “O”**) which outlines an application for the grant of a Premises Licence for the provision on late night refreshment to take place indoors.

Members are invited to consider the information and documents referred to in Document “O” and, after hearing interested parties, determine the related application.

(Melanie McGurk – 01274 431873)

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 29 April 2021.

O

Subject:

Application for a Premises Licence for Cha Donuts 3 Food Court, Ingleby Road, Bradford, BD8 9AN.

Summary statement:

Application for a new premises licence for the provision of late night refreshment to take place indoors.

EQUALITY & DIVERSITY

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

Sue Spink
Interim Assistant Director
Waste, Fleet & Transport Services

Report Contact: Melanie McGurk
Senior Licensing Officer
Phone: (01274) 431873
E-mail: melanie.mcgurk@bradford.gov.uk

Portfolio:

Neighbourhoods & Community Safety

Overview & Scrutiny Area:

Corporate

1. SUMMARY

The application is for the grant of a Premises Licence for the provision of late night refreshment to take place indoors.

2. BACKGROUND

2.1 The applicant

Mr Abdul Raziq Ali. A copy of the application is included at Appendix 1.

2.2 The Premises

Cha Donuts, 3 Food Court, Ingleby Road, Bradford, BD8 9AN.

2.3 Designated Premises Supervisor

Not required.

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:-

- Provision of late night refreshment to take place indoors

Hours of licensable activities:

Monday to Sunday: 23.00 to 02.00

2.5 Steps proposed by the applicant to address the Licensing Objectives

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

Donuts and desserts shop.
CCTV cameras and signs up.

- b) Public safety will be achieved by;

There are 3 to 4 staff employed at all times. A manager on site and we have trained staff to deal with rowdy customers.
CCTV cameras and signs up..

- c) Prevention of public nuisance will be achieved by;



Staff on premises. CCTV cameras, notices up.

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

N/A.

e) General – all four licensing objectives

CCTV is present and recording 24 hours per day. A manager is always present and working shifts.

2.6 Relevant Representations Received

Responsible Authorities

A representation has been received from the Environmental Health Officer who is investigating complaints in relation to noise and anti social behaviour at the site. The officer strongly objects to the proposed operating times and is unable to support the application.

The representation is attached at Appendix 2.

Individual, Body or Business

Representations have been received from a Ward Councillor, the Bradford West Area Coordinator and the Traffic and Enforcement Officer, who raise concerns of noise, anti-social behaviour, highways issues and associated littering in the surrounding streets. The Ward Councillor has witnessed anti-social behaviour and received complaints from residents who attend other premises in the vicinity and neighbouring businesses about customers and staff feeling intimidated and fearing for their safety. The Area Coordinator also notes that any security/marshalling the business owners have offered, has been minimal and not sustainable or consistent.

The representations are attached at Appendix 3.

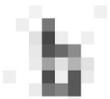
3. OTHER CONSIDERATIONS

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 & disorder), Part 5 (public safety) 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 SUSTAINABILITY IMPLICATIONS

There are no apparent sustainability implications.

7.2 GREENHOUSE GAS EMISSIONS IMPACTS

There are no apparent implications.



7.3 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.

7.4 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.

7.5 TRADE UNION

Not applicable.

7.6 WARD IMPLICATIONS

Ward Councillors have been notified of receipt of the application.

7.7 IMPLICATIONS FOR CORPORATE PARENTING

There are no apparent implications.

7.8 ISSUES ARISING FROM PRIVACY IMPACT ASSESSMENT

There are no apparent data protection or information security 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 licence 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(s).

11. APPENDICES

1. Application form received 16 February 2021. In the interests of economy this document has been sent to Members of the Panel only. A public inspection copy is available in Committee Secretariat, Room 112, City Hall, Bradford or on www.bradford.gov.uk.
2. Representation from Environmental Health.
3. Representations from other persons (Individual, Body or Business).

12. BACKGROUND DOCUMENTS

Application form, plan etc.



Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description UNIT 3 (CHA DONUTS) THE FOOD COURT INGLESBY ROAD	
Post town BRAOFRD	Post code BD8 9AN

Telephone number of premises (if any)

Non domestic rateable value of premises £ (3377730)
RATES No

Part 2 – Applicant Details

Please state whether you are applying for a premises licence as:

- | | |
|---|-----------------------------|
| | Please tick as appropriate |
| a) an individual or individuals* | please complete section (A) |
| b) a person other than an individual* | |
| i. as a limited company/limited liability partnership | please complete section (B) |
| ii. as a partnership (other than limited liability) | please complete section (B) |
| iii. as an unincorporated association or | please complete section (B) |
| iv. other (for example a statutory corporation) | please complete section (B) |
| c) a recognised club | please complete section (B) |
| d) a charity | please complete section (B) |
| e) the proprietor of an educational establishment | please complete section (B) |
| f) a health service body | 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 in Wales | please complete section (B) |
| ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that part) in an independent hospital in England | please complete section (B) |
| h) the chief officer of police of a police force in England and Wales | please complete section (B) |

*If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- 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	Mrs	Miss	Ms	Other title (for example, Rev)
Surname		First names		
ALI		RAZA		

Date of Birth Please tick yes I am 18 years old or over

Nationality

Current postal address if different from premises address



Post Town

Postcode

Daytime contact telephone number

Email address (optional)

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9 digit 'share code' provided to the applicant by that service (please see note 2 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr	Mrs	Miss	Ms (for example, Rev)	Other title
<input type="text"/>		<input type="text"/>		<input type="text"/>
Surname		First names		
<input type="text"/>		<input type="text"/>		

Date of Birth Please tick yes I am 18 years old or over

Nationality

Current postal address if different from premises address

Post Town Postcode

Daytime contact telephone number

Email address (optional)

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9 digit 'share code' provided to the applicant by that service (please see note 2 for information)

(B) OTHER APPLICANTS

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)

Part 3 Operating Schedule

	Day	Month	Year
When do you want the premises licence to start?	<input type="text" value="10"/>	<input type="text" value="02"/>	<input type="text" value="2021"/>

MORRISON'S
PETROL STATION

KFC

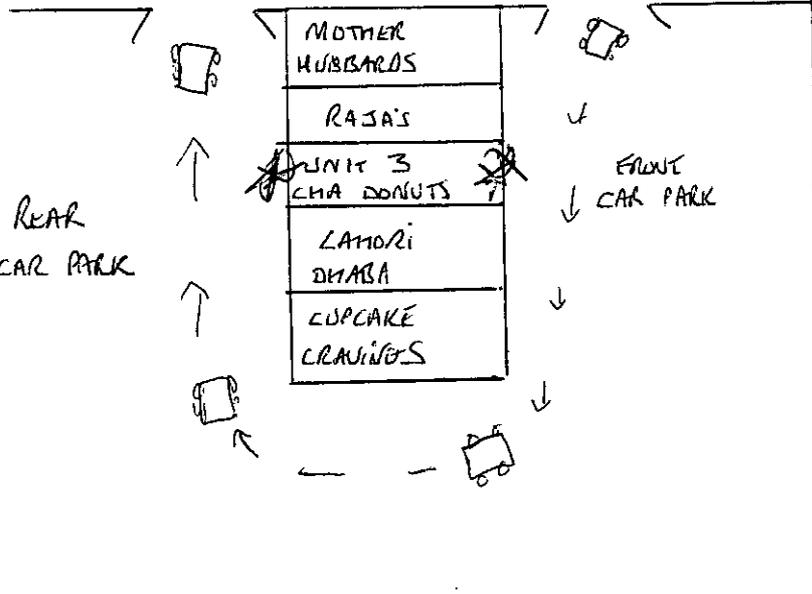
2MR
McDONALDS

SUBWAY

DOMINOS

CAR PARK

INGLEBY ROAD BBS 9AN



LIDL

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

N/A

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

DONUT SHOP SELLING DONUTS AND DESSERTS. INCLUDING MILKSHAKES AND ICE - CREAM.

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

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Please tick yes

Provision of regulated entertainment

- 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 late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors
Standard days and timings (please read guidance note 7)				Outdoors
Day	Start	Finish		Both
Mon			Please give further details here (please read guidance note 4)	
Tue				
Wed			State any seasonal variations for performing play (please read guidance note 5)	
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 6)	
Sat				
Sun				

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of a films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon			Please give further details here (please read guidance note 4)	
Tue				
Wed			State any seasonal variations for the exhibition of films (please read guidance note 5)	
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 6)	
Sat				
Sun				

NA

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)	
Day	Start	Finish		
Mon				
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)	
Wed				
Thur				
Fri			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 6)	
Sat				
Sun				

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon			Please give further details here (please read guidance note 4)	
Tue				

Wed			State any seasonal variations for the boxing or wrestling entertainment (please read guidance note 5)
Thur			
Fri			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 6)
Sat			
Sun			

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon			Please give further details here (please read guidance note 4)	
Tue				
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)	
Thur				
Fri			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 6)	
Sat				
Sun				

N/A

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon			Please give further details here (please read guidance note 4)	
Tue				
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 5)	
Thur				
Fri			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 6)	
Sat				

Sun			

G

Performance of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon			Please give further details here (please read guidance note 4)	
Tue				
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)	
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 6)	
Sat				
Sun				

N/A

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing	
			Will the entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors
				Outdoors
Day	Start	Finish		Both
Mon			Please give further details here (please read guidance note 4)	
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 5)	
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 6)	
Sat				
Sun				

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	Outdoors	Both
Day	Start	Finish				
Mon	11pm	2.00am	Please give further details here (please read guidance note 4) SERVING DESSERTS - DONUTS, ICE-CREAM MILKSHAKES			
Tue	11pm	2.00am				
Wed	11pm	2.00am	State any seasonal variations for the provision of late night refreshment (please read guidance note 5) NO SEASONAL VARIATIONS			
Thur	11pm	2.00am				
Fri	11pm	2.00am	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 6) WE ARE OPEN FROM 12pm AND WISH TO CONTINUE THROUGH TO 2.00am EVERY DAY.			
Sat	11pm	2.00am				
Sun	11pm	2.00am				

opened
from
12pm-11pm

✓

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption on or off the premises or both – please tick (please read guidance note 8)	On the premises	Off the premises	Both
Day	Start	Finish				
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 5)			
Tue						
Wed						
Thur			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 6)			
Fri						
Sat						
Sun						

N/A

State the name and details of the individual whom you wish to specify on the licence as the designated premises supervisor (please see declaration about the entitlement to work in the checklist at the end of the form)

Name

Address

Postcode

Personal licence number (if known)

Issuing licensing authority (if known)

K

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 9)

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	NO SEASONAL VARIATIONS
Mon	12 pm	11 pm	
	11 pm	02.00am	
Tue	12 pm	11 pm	
	11 pm	02.00am	
Wed	12 pm	11 pm	
	11 pm	02.00am	
			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 6)

Thur	12pm	11pm	
	11pm	02.00am	
Fri	12pm	11pm	
	11pm	02am	
Sat	12pm	11pm	
	11pm	02am	
Sun	12pm	11pm	
	11pm	02.00am	

M

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 10)

CCTV IS PRESENT AND RECORDING 24hrs PER DAY
A MANAGER IS ALWAYS PRESENT AND WORKING SHIFTS

b) The prevention of crime and disorder

DOUBTS AND DESERTS SHOP.
CCTV CAMERAS AND SIGNS UP.

c) Public safety

THERE ARE 3-4 STAFF EMPLOYED AT ALL
TIMES. A MANAGER ON SITE AND WE HAVE
TRAINED STAFF TO DEAL WITH ROWDY CUSTOMERS
CCTV CAMERAS AND SIGNS UP

d) The prevention of public nuisance

STAFF ON PREMISES CCTV CAMERAS NOTICES UP

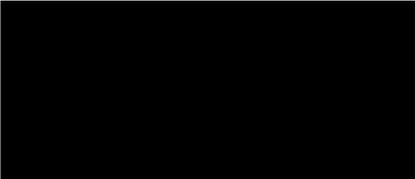
e) The protection of children from harm

N/A

Checklist
agreement

Please tick to indicate

- payment of the fee to be made by bank card please call 01274 432240 ✓
- I have enclosed the 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 designated 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



Applicable to all individual applicants, including those in partnership which is not a limited liability partnership, but not companies or limited liability partnerships

- I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15)

IT IS AN OFFENCE, UNDER SECTION 168 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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 16 OF THE IMMIGRATION ASYLUM AND NATIONALITY ACT 2006 AND PURUANT 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.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 12). If signing on behalf of the applicant please state in what capacity.	
Declaration	Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership <ul style="list-style-type: none"> • 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, or have conducted an online right to work checking service which confirmed their right to work (please see note 15).
Signature	
Date	10-02-2021
Capacity	MANAGER

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Memo

Department of Health and Wellbeing

Environmental Health

Pollution Team

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

Tel: (01274) 434366

Contact: Carol Williamson

Website: carol.williamson@bradford.gov.uk

Our Ref: CW/525148/21

Your Ref:

To: Licensing Department
3rd Floor Argus Chambers
Bank Street,
Bradford
BD1 1HX

Date: 5 March 2021

Licensing Act 2003 Application for a Premises Licence

Premises: Unit 3, Cha Donuts, The Food Court, Ingleby Road, Bradford, BD8 9AN

Recently, this Department is in receipt of complaints from around the district where variations / extended operating hours which have been granted are now having an impact on the local residents who reside within close proximity of the premises.

Due to the on-going investigation and current complaints this Department has received in relation to noise and anti-social behaviour from this site, I strongly object to the proposed operating times for the above Unit, therefore I am unable to support this application.

It should also be noted that on 16 October 2020, Community Protection Notices were served on all Units occupying the site which prevents vehicular access from the hours of 23.30 until 07.00.

Should you wish to discuss this matter further, please do not hesitate to contact me.

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From: Cllr Aneela Ahmed
Sent: 12 March 2021 14:47
To: Melanie McGurk; Carol Williamson
Subject: Cha Cha Chai, Unit 6 Food Court, Ingleby Road, Bradford and Cha Donuts
ingleby road Bradford
Importance: High

Dear Panel,

I am writing to you in regards to the above applications and with this email I would like to make my representations and forward my objections to both the licencing applications due to the concerns I have in the following areas:

- 1.Public safety**
- 2.Prevention of anti-social behaviour**
- 3.Prevention of public harm.**

The traffic chaos caused by the business complex on Ingleby road has caused many an irate phone call and messages from members of the public to myself and other councillors and also to the police and area office.

Huge gatherings of vehicles on the complex is a major concern, so much so that customers feel threatened and highway safety has been compromised by cars abusing the said highway.

I have received reports and have also witnessed anti-social behaviour and the horrendous parking by patrons using the complex.

Ingleby Road has an immense build-up of traffic with customers to the complex parking willy-nilly on the lines and pavement, hence blocking pavements to pedestrians and wheelchair users, as well as the parking area. This has affected traffic in both directions from Legrams Lane and Thornton Road as well. This is putting public safety at immense risk.

The neighbouring businesses have complained that their customers and staff feel intimidated and fear for their safety when accessing and egressing the premises, this is a very busy road with a very busy petrol station and large supermarket on one corner and this complex on the other.

Over the years we have had involvement by the police on various occasions when the parking and numbers of people gathering has become unmanageable by the complex staff, police have attended, they have been threatened and this has tied up very much needed resources when they could be dealing with other pressing matters elsewhere. Under the current climate this is unacceptable.

Eid in particular is a very busy time at this complex and has been over the past number of years, the sheer number of vehicles attending this complex is unmanageable by the staff, resulting in the police having to attend, which ties up

police valuable resources when they already are thinly stretched and have other matters to deal with other than the excess of vehicles and the abuse they get from some of the patrons of the complex. This is well documented as people tend to put videos of police being challenged on this site on Social media which again brings Bradford into a bad light.

I understand that West Yorkshire police and the Bradford West Area Coordinators office have submitted their objections and concerns as well prior to these applications being heard.

Finally I request that the above is kept in mind when hearing the applications, and the impact it will have on the area and people who attend other premises in the vicinity along with the burden on the public highway and the adjacent roads and streets.

I am confident that the committee will determine these applications based on the facts and evidence provided to them.

KR

Councillor Aneela Ahmed
Deputy Chair, Education Appeals
Dementia Champion
Labour City Ward
Tel : 07582101628
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Hsnds-Face-Space

Sent: 22 February 2021 13:39
To: Melanie McGurk
Subject: response

This location has been the subject of a number of issues from residents, Cllrs and local business, since the operation of this establishment and surrounding businesses including the shisha park which are working symbiotically with each other, there has been an adverse and negative impact on issues of noise, anti-social behaviour, highways issues and associated littering in the surrounding streets, by vehicles parking, eating and disposing of litter and other paraphernalia.

The conglomerate of owners and responsible people have evaded attempts to contact them to work collaboratively together with partners to assure public safety, in a manner in which I believe has endangered the public. Once the car park is full, inconsiderate parking on the main road, side streets has led to putting general members of the public, customers and pedestrians at danger. Any security/marshalling the business owners have offered has been minimal and not sustainable or consistent.

I believe the extension of operating hours is counterproductive and will intensify pressures on public sector organisations, including CBMDC.

Bradford West Area Coordinator.
07582 100 301
01274 43 4032

Please note due to additional COVID -19 duties my response may be delayed.

City of Bradford Metropolitan District Council
Department of Place

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Please consider the environment before printing this email.

Good afternoon,

I would like to make an objection for two applications at the same location, the same objection applies to both.

- 1) Cha Donuts, 3 Food Court, Ingleby Road, Bradford BD8 9AN
- 2) Cha Cha Chai, Unit 6 food Court, Ingleby Road, Bradford BD8 9AN

The reason for the object is for the public nuisance that these business cause to the local area in particular the highway. I have witnessed many occasions with people parking on the footway on Ingleby Road completely blocking the footway causing pedestrians to walk on the footway, although you could say this is not the businesses fault, the reason customers park on the footway is due to the changes on site which has considerably lowered the amount of on-site parking. To add to this, the traffic around here is already impacted due to the food court so operating for long is likely to have greater risk on the highway.

It is my opinion that if the operating hours are extended this is likely to increase the risk of a serious accident causing alarm, harm and distress within the local community.

Regards

Danny Stewart EngTech MIHE
Traffic and Enforcement Officer

Network Resilience and Management

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City of Bradford Metropolitan District Council
Department of Place

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Cha Donuts - 3 Food Court



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