

Public Document Pack



Agenda for a meeting of the Bradford District Licensing Panel to be held on Thursday, 26 August 2021 at 9.15 am in the Ernest Saville Room - City Hall, Bradford

Members of the Committee – Councillors

LABOUR
M Slater
Cunningham
Hussain

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.
- Given the restrictions on room capacity, any Councillors and members of the public who wish to make a contribution at the meeting are asked to email jane.lythgow@bradford.gov.uk by **mid-day on Tuesday 24 August 2021** and request to do so.
- If any further information is required about any item on this agenda, please contact the officer named at the foot of that agenda item.
- On the day of the meeting you are encouraged to wear a suitable face covering (unless you are medically exempt) and adhere to social distancing. Staff will be at hand to advise accordingly.

From:

Parveen Akhtar
City Solicitor
Agenda Contact: Jill Bell/Jane Lythgow
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. APPLICATION FOR A PREMISES LICENCE FOR BARLEY MOW, 536 HALIFAX ROAD, BRADFORD BD6 2LP 1 - 34

The Interim Assistant Director Waste, Fleet and Transport Services will present a report (**Document “H”**) which outlines an application for the grant of a new Premises Licence for the sale of alcohol for consumption on and off the premises and the provision of regulated entertainment.

Members are invited to consider the information and documents referred to in Document “H” 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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Bradford
Application for a premises licence
Licensing Act 2003

For 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

Not Currently In Use

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

Christian

Family name

North

E-mail address

██████████@gmx.co.uk

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.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

Building number or name	Crown Wood Lodge
Street	Otley Road
District	
City or town	Baildon
County or administrative area	West Yorkshire
Postcode	BD17 7PT
Country	United Kingdom

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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	The Barley Mow
Street	536 Halifax Road
District	
City or town	Bradford
County or administrative area	West Yorkshire
Postcode	BD6 2LP
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	10,000

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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?

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.

Yes No

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?

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.

Yes No

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

Nationality

Right to work share code

Documents that demonstrate entitlement to work in the UK

Right to work share code if not submitting scanned documents

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OPERATING SCHEDULE

When do you want the premises licence to start? / /
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...

Detached stone built building that has been used as a public house for many years. It is situated on the main road from Bradford to Halifax. There is parking for 20 vehicles on the site plus parking allowed on the main road. It is in a mainly residential area but other retail outlets operate in the vicinity. It is a two story building with four bedroom accommodation

Detached stone built building that has been used as a public house for many years. It is situated on the main road from Bradford to Halifax. There is parking for 20 vehicles on the site plus parking allowed on the main road. It is in a mainly residential area but other retail outlets operate in the vicinity. It is a two story building with four bedroom accommodation

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

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PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

- Yes No

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PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

- Yes No

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PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

- Yes No

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PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

- Yes No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 11:00

End 00:00

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.

Start

End

Continued from previous page...

TUESDAY

Start 11:00

End 00:00

Start

End

WEDNESDAY

Start 11:00

End 00:00

Start

End

THURSDAY

Start 11:00

End 00:00

Start

End

FRIDAY

Start 11:00

End 01:00

Start

End

SATURDAY

Start 11:00

End 01:00

Start

End

SUNDAY

Start 11:00

End 00:00

Start

End

Will the performance of live 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.

Amplified music

State any seasonal variations for the performance of live music

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

Extra hour every bank holiday,

Continued from previous page...

Continued from previous page...

Non-standard timings. Where the premises will be used for the performance of live 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.

Extra Hour on Christmas Eve and New years Eve

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PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

Yes No

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

Continued from previous page...

SUNDAY

Start

End

Start

End

Continued from previous page...

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

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

- Indoors Outdoors Both

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.

Amplified music

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.

Extra hour every bank holiday

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.

Extra hour on Christmas Eve and New Years Eve

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PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

- Yes No

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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

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LATE NIGHT REFRESHMENT

Continued from previous page...

Will you be providing late night refreshment?

Yes No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

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 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

Continued from previous page...

Continued from previous page...

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

Extra hour every Bank Holiday

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.

Extra hour on Christmas Eve and New Years Eve

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

Name

First name

Peter

Family name

Wadsworth

Date of birth

/ /
dd mm yyyy

Enter the contact's address

Building number or name

Street

Yarwood Grove

District

City or town

Bradford

County or administrative area

West Yorkshire

Postcode

BD7 4RN

Country

United Kingdom

Personal Licence number
(if known)

BD/PER1825

Issuing licensing authority
(if known)

Bradford MDC

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

Continued from previous page...

- 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'.

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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.

None

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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

Continued from previous page...

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.

Extra hour every Bank Holiday

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.

Extra hour Christmas Eve and New Years Eve

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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.

Installation of CCTV with a 30 day recording facility. Operate a proof of age policy. Join the local Pub Watch Scheme. Not to allow children on the premises unless accompanied by an adult and having a meal. No person under the age of 18 will be allowed to play gaming machines. Notices displayed stating a zero tolerance of drugs and also to respect our neighbours by leaving the premises quietly and orderly

b) The prevention of crime and disorder

Installation of CCTV with a 30 day recording facility. Operate a zero tolerance drug policy. Not to allow people on the premises who appear to be under the influence of alcohol or drugs. Keep a record of any incidents in a register that will be available to Police and Licencing officers at all times the premises are open

c) Public safety

To keep all exits and entrances clear from any debris at all times. Make sure all outside areas are kept free of rubbish and debris at all times. All step edges to be marked in white. Any spillages of liquid will be cleared immediately and notices displayed in the area to notify customers of the hazard. All Covid 19 regulations will be enforced for as long as necessary

d) The prevention of public nuisance

Volume from live and recorded music will be kept at an acceptable level and monitored outside the nearest residential property. No empty bottles will be placed in the recycling bin after 21:30. Notices to be displayed at exits asking customers to leave in a quiet and orderly manner. Outside seating areas will not be used after 21:30

Continued from previous page...

Continued from previous page...

e) The protection of children from harm

Children will not be allowed on the premises unless accompanied by an adult. Children will not be allowed to play gaming machines. Children will not be served at the bar. Children must be off the premises by 20.00

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

AUTHORITY POSTAL ADDRESS**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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)

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

Report of the Interim Assistant Director Waste, Fleet & Transport Services to the meeting of the Bradford District Licensing Panel to be held on 26 August 2021

H

Subject:

Application for a Premises Licence for Barley Mow, 536 Halifax Road, Bradford, BD6 2LP.

Summary statement:

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

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

Portfolio:
Neighbourhoods & Community Safety

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

Overview & Scrutiny Area:
Corporate

1. SUMMARY

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

2. BACKGROUND

2.1 The applicant

Mr Christian North. A copy of the application is included at Appendix 1.

2.2 The Premises

Barley Mow, 536 Halifax Road, Bradford, BD6 2LP.

2.3 Proposed Designated Premises Supervisor

Mr Peter Wadsworth.

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 live music
- Playing of recorded music

Hours of licensable activities:

Sunday to Thursday: 11.00 to 00.00
Friday & Saturday: 11.00 to 01.00
One extra hour every Bank Holiday

2.5 Steps proposed by the applicant to address the Licensing Objectives

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

Installation of CCTV with a 30-day recording facility. Operate a zero tolerance drug policy. Not to allow people on the premises who appear to be under the influence of alcohol or drugs. Keep a record of any incidents in a register that will be available to police & licensing officers at all times the premises are open.

b) Public safety will be achieved by:

To keep all exits and entrances clear from any debris at all times. Make sure all outside areas are kept free of rubbish and debris at all times. All step edges to be marked in white. Any spillages of liquid will be cleared immediately and

notices displayed in the area to notify customers of the hazard. All Covid 19 regulations will be enforced for as long as necessary.

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

Volume from live and recorded music will be kept at an acceptable level and monitored outside the nearest residential property. No empty bottles will be placed in the recycling bin after 23.30. Notices to be displayed at exits asking customers to leave in a quiet and orderly manner. Outside seating areas will not be used after 21.30

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

Children will not be allowed on the premises unless accompanied by an adult. Children will not be allowed to play gaming machines. Children will not be served at the bar. Children must be off the premises by 20.00

- e) General – all four licensing objectives

Installation of CCTV with a 30-day recording facility. Operate a proof of age policy. Join the local pub watch scheme. Not to allow children on the premises unless accompanied by an adult and having a meal. No person under the age of 18 will be allowed to play gaming machines. Notices displayed stating a zero tolerance of drugs and also to respect our neighbours by leaving the premises quietly and orderly.

2.6 Relevant Representations Received

Individual, Body or Business

Three letters of representation have been received from local residents which raise concerns of noise nuisance from entertainment and patrons leaving the premises late at night. Residents are concerned that even with doors and windows closed, music will still be audible inside their homes.

The representations are attached at Appendix 2.

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 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 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

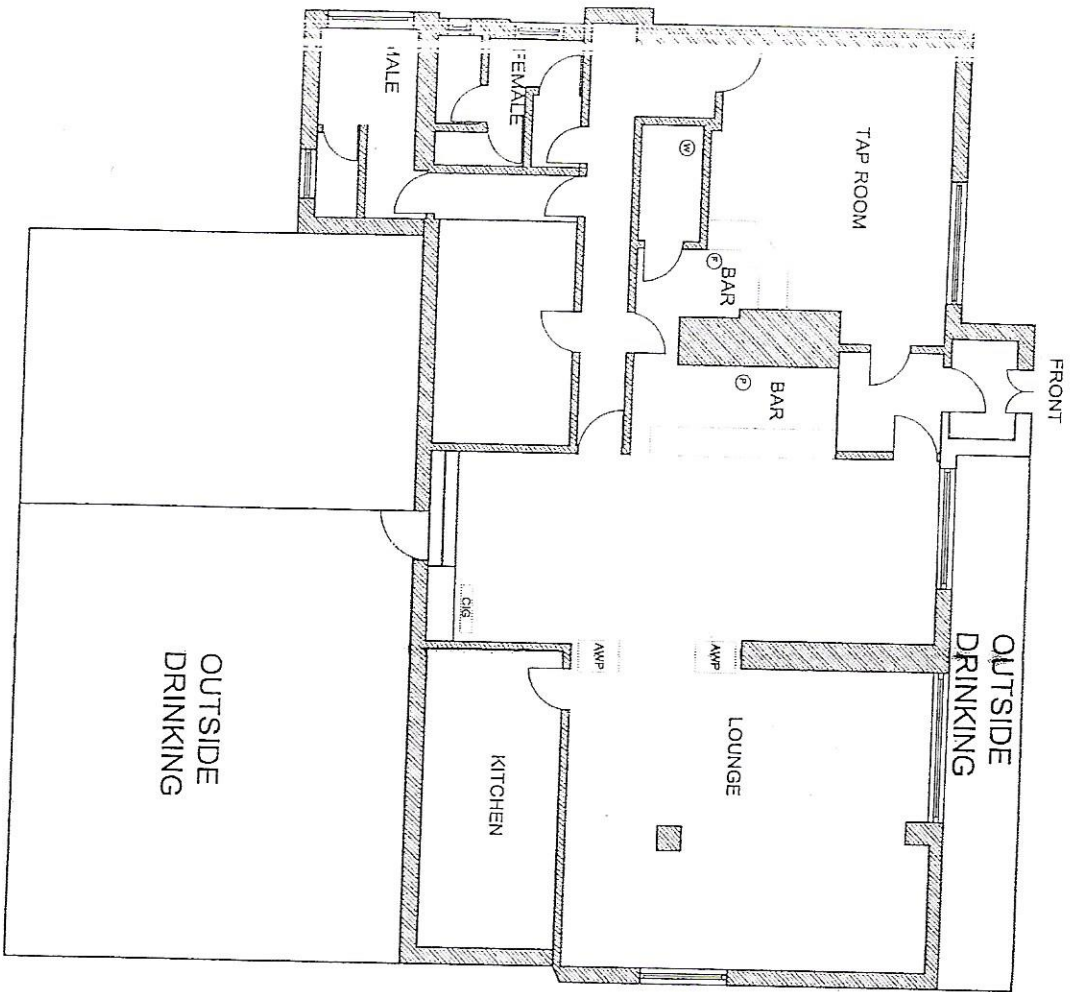
Members are invited to consider the information and documents referred to in this report and, after hearing individuals, bodies or businesses, determine the related application.

11. APPENDICES

1. Application form received 9 July 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 the website).
2. Representations from local residents.

12. BACKGROUND DOCUMENTS

Application form, plan etc.



EXISTING GROUND FLOOR PLAN

Certified to be a true copy of the original

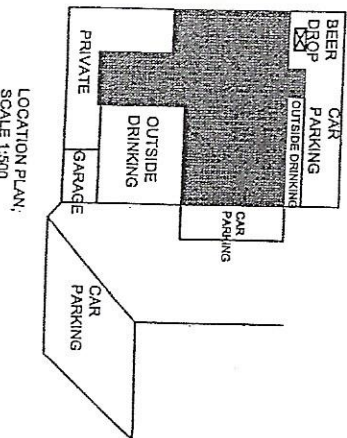
Name W. K. Bull

For TITLIP

Dated 10/19/16

KEY

- (W) WATER EXTINGUISHER
- (F) FOAM EXTINGUISHER
- (P) DRY POWDER EXTINGUISHER
- (CIG) CIGARETTE VENDING MACHINE
- (AWP) FRUIT MACHINE



LOCATION PLAN;
SCALE 1:500

REV	DATE	DETAILS



ROMA
Surveyors

4 KING STREET LANE, WINNERSHILL, BUCKINGHAMSHIRE
TELEPHONE: 0175 936 6599
25 THE AVENUE, BOURHAMPTON, HAMPSHIRE, PO1
TELEPHONE: 02380 820170
84 HEATH ROAD, TWINGHAM, HANTS, TW1
TELEPHONE: 0252 589 0250
E-MAIL: ROMA@ROMANSURV.COM
WWW.ROMANSURV.COM

ON BEHALF OF

PUNCH TAVERN

PROJECT TITLE
The Barley Mow, Halifax Road,
Bradford, BD6 1TQ

DRAWING TITLE
Existing Floor Plans

DRAWN BY: ALR
CHECKED BY: DIBECKO
DATE: 21 OCTOBER 2009
DRAWN TO: 700947

OUTLET NO.
700947

FOR

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MAIL PRINT

28 JUL 2021

SCAN STORE

Appendix 2

Glendale Close,
Bradford,
BD6 2LR

To the Licencing Team,
Dear Sirs,

Having viewed the hours
music will be allowed at the
Barley Mow, Halifax road I am
registaring my reservations.

- 1) This is a residential area.
- 2) No landlord in the past 40 yrs
has stuck to the rules.

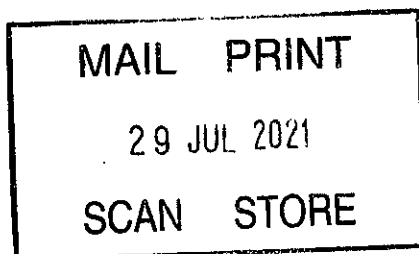
Music should be restricted to the
inside. Not in the garden or through
open doors.

My garden joins the pub and
the music invades inside my home.

On behalf of myself and my
neighbourhs I hope my letter is
considered.

Yours faithfully

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Glendale Close
Wibsey
Bradford
BD6 2LR
West Yorkshire

26 July 2021

Dear Sirs

**Public Notice of Application for grant of premises licence – The Barley Mow 536 Halifax Road
Bradford BD6 2LP**

I write with reference to the above application which includes provision for regulated music, whilst I understand that this is a public house where music is played, I totally disapprove of the times proposed by Mr Christian North.

This is a reasonably small pub with a garden area to the rear which backs on to house gardens, it is situated in a residential area surrounded by houses to both sides and the rear. I do not feel that there is enough distance from the pub for the music not to be heard by residents in the surrounding area. The back door leads into a smoking area so I guess it will be difficult to keep this door closed whilst music is being played.

I am totally against the request for music to be played until midnight Sunday to Thursday, there is a good possibility that this will affect residents sleeping especially children when they are expected to attend school the following day. Maybe there will be certain rules attached to this application, however I am still concerned, I know from previous experience even with the door shut it does not eliminate the boom/base sound which can still be heard when we are in bed with the windows closed.

I am also concerned about the noise pollution from customers leaving the public house in the early hours of the morning. Whilst I don't want to be a kill joy this public house does not lend itself to the hours that this new landlord is proposing, there is not enough land between the houses and the public house for this to work without causing unnecessary stress to people living in the neighbourhood. There are elderly people living close by who would find this quite intimidating and upsetting.

I trust you will take the above into consideration whilst deciding on the appropriate times for music to be played and the potential closing times.

Thanks in advance for your taking time to read this letter and putting our opinions forward to the licencing team.

Yours faithfully

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MAIL PRINT

28 JUL 2021

SCAN STORE

Mr & Mrs [REDACTED]

[REDACTED] Glendale Close

Wibsey

BD6 2LR

25/07/2021

Re: Music Licence Barley Mow Inn Halifax Road Bradford BD6 2LP

Dear Sirs,

I would like to strongly object to the granting of a music licence for the above public house, the reasons being is that the public house is too close to residential housing and there is no way that the music can be contained inside the pub as we have found out from previous managers who have played loud music.

If a noise assessment had been done by Christian North or any other manager this would show that that the establishment is not suitable for these entertainment hours Sunday to Thursday 11.00 to 00.00. Friday & Saturday 11.00 to 01.00 Christmas Eve/New Year's Eve/Bank Holiday 1 extra hour

There is a back door that leads to a smoking shed that is constantly left opened or opened when smokers go out to use, how can they contain the music then? (and from what I can gather no planning permission or building regulations have been approved for this smoking shed.)

Even when all doors and windows are closed and the pub is playing music there is a constant thud that you can hear above your television constantly and trying to sleep is impossible as is having your windows open.

As the evening wears on the music gets louder and louder.

My Husband and I have been down to complain about the noise on numerous occasions previously to no avail. We are now pensioners and no longer want to do this sort of confrontation.

You might say why by a house near a public house, we bought our house when the licencing laws were much tighter and no noise whatsoever came from the pub, even when closing time came as the then landlord would escort every one of the premises to ensure that they left quietly.

I would also like to ask why we residents have not heard of this, luckily we saw one of the 2 A4 sheets of paper displayed in the pub window.

Yours Sincerely

[REDACTED]

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