

Contact Officer: Nicola Sylvester

KIRKLEES COUNCIL

LICENSING PANEL

Wednesday 5th February 2020

Present: Councillor Amanda Pinnock (Chair)
Councillor Michael Watson

In attendance: Mike Skelton, Licensing Officer
Russell Williams, Group Leader Licensing Public
Protection
Kevin Ellam, Senior Technical Officer
Alexandra Garry, Senior Environmental Health Officer
David Stickley, Senior Legal Officer
Jenny Bryce-Chan, Principal Governance Officer

Apologies: Councillor Christine Iredale

1 Minutes of Previous Meeting

That the minutes of the meeting held on the 6 November 2019 be approved as a correct record

2 Interests

No interests were declared

3 Admission of the Public

That all agenda items be considered in public session

4 Deputations/Petitions

No deputations and petitions were received

5 Public Question Time

No questions were asked

6 Application to vary a premises licence under the Licensing Act 2003 - The Shoulder of Mutton, 59 Lea Green, Mirfield WF14 0EA

The Panel convened to consider a report which outlined an application to vary an existing premises licence at the Shoulder of Mutton, 59 Lea Green, Mirfield, WF14 0AE.

Councillor Christine Iredale was unable to sit as a member of the panel however, the Chair was satisfied that the meeting would be quorate with only herself and Cllr Watson present and decided that the meeting should proceed.

The Licensing Officer, outlined the application by advising that on the 6th December 2019, the Licensing Department received an application to vary an existing premise

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licence at the Shoulder of Mutton. The application was seeking the following variation:-

- To allow an additional 1 hour on bank holiday weekends, Maundy Thursday, Christmas Eve and Boxing Day
- To add, in the event of the transmission of any recognised international sporting event which falls outside the current permitted hours, for the licence to permit the activity commencing 1 hour before the start of the event and ending 1 hour after the end of the event

The variation would apply to the following licensable activities: indoor sporting events, live music, recorded music, late night refreshment and the supply of alcohol. The applicant was also applying to remove all current annex 2 conditions on the licence replacing them with new ones and the removal of all annex 3 conditions on the current licence.

The Panel was informed that the Council's Environmental Health Team in its capacity as Responsible Authority had made representation against the additional hours for international sporting events and the removal of annex 2 and 3 conditions citing that the licensing objectives in respect of Public Nuisance would not be achieved, if the variation to the licence was agreed.

The Panel received representation from a representative of the applicant who advised the Panel that the current licence holder had taken over the premises and became the DPS on a 5 year lease. The complaints in relation to the premises were historic and there have been no objections from the police or complaints from local residents since the applicant took over management of the Shoulder of Mutton in December 2018.

Following careful consideration of all the representation both verbally and in writing, the Panel:

RESOLVED

- That the application to vary of Premises License on behalf of The Shoulder & Mutton, 59 Lea Green, Mirfield, WF14 0AE be granted as stipulated in the application with amendments to the licence conditions as follows:-
- That the Licensee shall notify Environmental Health and Licensing of any international sporting events in a different time zone which falls outside of permitted hours one week prior to the event,
- That the existing Annex 2 and Annex 3 conditions be removed, apart, from the use of CCTV to cover all licensable activity areas, the public entrances to the premises, foyers and any external drinking and smoking areas,
- The external area of the premises shall be monitored on a regular basis to ensure that the licensing objective in respect of public nuisance is being adhered to,

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- That no customer shall be allowed to use any external area of the premises after 22:00, except for customers permitted to temporarily leave the premises to smoke,
- Drinking shall not be permitted outside the premises after 22:00

7 Application for the grant of a premises license under the Licensing Act 2003 - The Little Lock, 2 Marsden Lane, Marsden HD7 6AF

The Panel decided that consideration of the application would be adjourned until the 4th March 2020, pending a site visit.

RESOLVED

That the application for the grant of a premises license, The Little Lock, Marsden Lane, Marsden, HD7 6AF, be adjourned pending a site visit on Wednesday 4th March 2020.