

Contact Officer: Nicola Sylvester

## KIRKLEES COUNCIL

### LICENSING PANEL

**Wednesday 11th October 2023**

Present: Councillor Amanda Pinnock (Chair)  
Councillor Jo Lawson  
Councillor Zarina Amin

In attendance: Tahir Hanif, Senior Legal Officer  
Mike Skelton, Senior Licensing Officer  
Lee Rushworth, Licensing Officer  
Rox Javaid, Licensing Officer  
Kevin Ellam, Senior Technical Officer  
Alex Garry, Senior Environmental Health Officer  
Richard Woodhead, West Yorkshire Police

Observers: Chinedu Chukwu, Business Support Officer,  
Environmental Strategy & Climate Change

- 1 Site Visit**  
The site visit was undertaken by Councillors A Pinnock, J Lawson and Z Amin.
- 2 Minutes of Previous Meeting**  
**RESOLVED:** That the minutes of the meeting held on 23<sup>rd</sup> August 2023 be approved as a correct record.
- 3 Declaration of Interests**  
No interests were declared.
- 4 Admission of the Public**  
All agenda items were considered in public.
- 5 Deputations/Petitions**  
No deputations or petitions were received.
- 6 Public Question Time**  
No public questions were asked.

## Licensing Panel - 11 October 2023

### 7 Licensing Act 2003 - Application for the Grant of a Premises License: Le Sorelle, 5 Pickford Street, Milnsbridge, Huddersfield, HD3 4LH

The Panel considered a report which outlined an application for the Grant of a Premises Licence: Le Sorelle, 5 Pickford Street, Milnsbridge, HD3 4LH.

The Licensing Officer informed the Panel that on 23<sup>rd</sup> August 2023, the Licensing Department received an application for the grant of a premises licence. The licensable activities applied for were as follows:

Sale of Alcohol (on the premises)  
Monday – Sunday 09:00 – 22:30

Performance of Live Music (Indoors)  
Friday – Sunday 09:00 – 22:30

The timings above were slightly different to what was stated in the application form as during the consultation period the applicant revised the timings which was reflected in public advertisements.

The Licensing Officer advised the Panel that the responsible authorities had been consulted to which one representation had been received from Environmental Health. The representation expressed their concern in relation to noise, public nuisance and anti-social behaviour and suggested a closing time of 18:00 hrs.

In response to this application, a total of 21 representations from members of the public had been received which expressed concerns in relation to noise, public nuisance, anti-social behaviour, and that if the license be granted, the licensing objectives in respect of public nuisance, prevention of crime and disorder, public safety and protection of children from harm would not be achieved.

The applicant informed the Panel that her intention was to run a coffee shop during the day that offered alcohol with afternoon tea, and a themed night once a month until 22:30 hours, which would include a pop-up kitchen and an acoustic guitarist. The themed nights would be via ticket only and the numbers would be monitored. The applicant advised the panel that she wanted to work with the community to create a successful business.

Responding to concerns raised by the objectors, the applicant informed the Panel that she intended on adding four tables with chairs outside the front of the property during the day, which would be removed indoors on an evening, and that she expected people to walk or travel via public transport to the café and evening events, therefore would not create parking issues.

**RESOLVED:** That the application for the Grant of a Premises License, Le Sorelle, 5 Pickford Street, Milnsbridge, HD3 4LH be approved with additional conditions as follows:

1. The sale of alcohol hours, Monday – Sunday 10:00hrs – 18:00hrs indoors only,
2. There was a restriction on the licensing activity inside the premises only,
3. No alcohol to be taken outside of the premises or consumed outside the premises.

**8 Licensing Act 2003 - Application for the Transfer of a Premises Licence, Ravensthorpe Off Licence, 618 Huddersfield Road, Ravensthorpe, WF13 3HL**

The Panel considered a report which outlined an application for the transfer of a premises licence, Ravensthorpe Off Licence, 618 Huddersfield Road, Ravensthorpe, WF13 3HL.

The Licensing Officer informed the Panel that on 8<sup>th</sup> September 2023, the Licensing Department received an application for the transfer of a premises licence. The premises licence for Ravensthorpe Off Licence was cancelled/surrendered on 4<sup>th</sup> September 2023 by the licence holder, following the premises failing a test purchase which was carried out by the police and resulted in the sale of alcohol to a person under the age of 18.

The Licensing Officer explained that Section 50 of the Licensing Act stated that where a premises licence lapsed due to the licence being surrendered, a person may apply for the transfer of the licence provided it was made no later than 28 days after the day the licence lapsed. Where an application was made, the premises licence was reinstated from the time the application was received by the licensing authority until either:-

- a) The applicant was notified of the rejection of the application or
- b) The application was withdrawn.

In response to this application, an objection was received from West Yorkshire Police within the 14-day consultation, which considered that if the licence be granted, the licensing objective in respect of prevention of crime and disorder would not be met.

A representative acting on behalf of the applicant advised the Panel that, the applicant had applied for the transfer of licence on 8<sup>th</sup> September 2023 and was not the licence holder when the test purchase took place on 30<sup>th</sup> August 2023. The representative explained that all staff had now undergone training in relation to the sale of alcohol.

In response to concerns by the objector, the representative was not able to confirm the date the applicant had taken over the business, and that the sale of alcohol to a person under the age of 18 took place whilst the applicant was out of the country.

**RESOLVED:** That the application for the Transfer of a Premises License, Ravensthorpe Off Licence, 618 Huddersfield Road, Ravensthorpe, WF13 3HL be refused.