

LICENSING (HEARINGS) SUB-COMMITTEE

DATE: WEDNESDAY, 26 MARCH 2025

TIME: 10:00 am

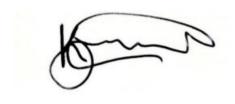
PLACE: Meeting Room 1.14, First Floor, City Hall, 115 Charles

Street, Leicester, LE1 1FZ

Members of the Sub-Committee

Councillors Pickering, Adatia and Kennedy-Lount

Members of the Sub-Committee are summoned to attend the above meeting to consider the items of business listed overleaf.



for Monitoring Officer

Information for Members of the Public

Attending meetings and access to information

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- ✓ to respect the right of others to view and hear debates without interruption;
- ✓ to ensure that the sound on any device is fully muted and intrusive lighting avoided;
- ✓ where filming, to only focus on those people actively participating in the meeting;
- ✓ where filming, to (via the Chair of the meeting) ensure that those present are aware that they may be filmed and respect any requests to not be filmed.

Further information

If you have any queries about any of the above or the business to be discussed, please contact us on committees@leicester.gov.uk, or call in at City Hall.

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LEICESTER CITY COUNCIL LICENSING SUB-COMMITTEE PROCEDURAL GUIDE

INTRODUCTORY PHASE

The meeting will be held in public unless stated otherwise in the report.

Present at the hearing will be Members of the Licensing Sub-Committee (minimum 3 Members), Officers from the Licensing Authority, a Legal Adviser to the Sub-Committee, an Officer from Governance Services.

- 1. Participants at the meeting will introduce themselves as follows:
 - a. Members and Officers
 - b. Statutory Consultees (if any)
 - c. The Applicant and any representatives
 - d. Persons who have made representations
- 2. The Chair will check that the Applicant has received a copy of the Officer report.

INFORMATION GATHERING

(*Please Note – for the purposes of a hearing to determine an application in a Cumulative Impact Zone (CIZ), the Applicant will present their case first)

3. The Licensing Officer presents the report (previously circulated)

Questions (for clarification purposes only):

Members

Statutory Consultees (if any)

Persons who have made representations

Applicant and Representative(s)

4. Depending on the nature of the report, Statutory Consultees present their comments.

Questions (for clarification purposes only):

Members

Officers

Persons who have made representations

Applicant and Representative(s)

5. Persons who have made representations

Questions (for clarification purposes only):

Members

Officers

Statutory Consultees (is any)

Applicant and Representative(s)

6. *Applicant's Case

Questions (for clarification purposes only):

Members

Officers

Statutory Consultees
Persons who have made representations

7. Summing up in the following order

Officers
Statutory Consultees
Persons who have made representations
*Applicant and Representative(s)

8. The Legal Adviser to the Sub-Committee to advise the Sub-Committee in the presence of the Applicant, Representatives, Officers, Statutory Consultees, and persons who have made representations on relevant issues the Members need to be aware of when they come to make their decision.

DECISION MAKING

- 9. Apart from the Sub-Committee Members and the Governance Support Officer everyone will be asked to withdraw from the meeting The Legal Adviser to the Sub-Committee may be called back to the meeting to advise on the wording of the decision the Sub-Committee Members will have made during private deliberation.
- 10. The Applicant will be advised that the decision made by the Sub-Committee will be made public within 5 working days of the meeting.

PUBLIC SESSION

AGENDA

FIRE / EMERGENCY EVACUATION

If the emergency alarm sounds, you must evacuate the building immediately by the nearest available fire exit and proceed to the area outside the Ramada Encore Hotel on Charles Street as directed by Governance Services staff. Further instructions will then be given.

- 1. Appointment of Chair
- 2. Apologies for Absence
- 3. Declarations of Interest

Members are asked to declare any interests they may have in the business to be discussed.

4. Minutes of Previous Meeting

Appendix A (Pages 1 - 16)

The minutes of the previous meetings held on 8 January 2025 and 29 January 2025 are attached and members will be asked to confirm them as a correct record.

5. Application for a New Premises Licence - Tandel Restaurant & Bar, Basement, Piccadilly Cinema, (Pages 17 - 74) Green Lane Road. Leicester

The Director of Neighbourhood and Environmental Services submits a report for an application for a new premises licence for Tandel Restaurant & Bar, Basement, Piccadilly Cinema, Green Lane Road, Leicester.

6. Any Other Urgent Business



Minutes of the Meeting of the LICENSING (HEARINGS) SUB-COMMITTEE

Held: WEDNESDAY, 8 JANUARY 2025 at 10:00 am

PRESENT:

Councillor Pickering (Chair)

Councillor Adatia

Councillor Cank

16. APPOINTMENT OF CHAIR

Councillor Pickering was appointed as Chair of the meeting.

17. APOLOGIES FOR ABSENCE

There were no apologies for absence.

18. DECLARATIONS OF INTEREST

There were no declarations of interest.

19. MINUTES OF PREVIOUS MEETING

The minutes of the previous meeting held on 11 December 2024 were recorded as a true and accurate record.

20. APPLICATION FOR A VARIATION OF AN EXISTING PREMISES LICENCE - DONKEY, 203 WELFORD ROAD, LEICESTER, LE2 6BH

Councillor Pickering, as Chair led on introductions and outlined the procedure the hearing would follow.

The Director of Neighbourhood and Environmental Services submitted a report on an application for a variation to an existing premises licence for Donkey, 203 Welford Road, Leicester, LE2 6BH.

Mr Simon Beal was present on behalf of the applicant Star Pubs and Bars Limited. Mr Sam Okwudili Okafor, Designated Premises Supervisor, and Mr George Domleo, solicitor, were also present. Also in attendance was Vandana Lad, Noise and Pollution team, Elizabeth Arculus, Licensing Enforcement team, and Councillor Patrick Kitterick, Castle Ward. Mr Ian Brown on behalf of the Friends of Clarendon Park and Ms Sally Williams were residents from the neighbourhood present having made representations. In addition Ms Alphina Gordon and Mr Brendan Gordon were present on behalf of a family member resident in the area. Also present was the Licensing Team Manager (Policy and Applications) and the Legal Adviser to the Sub-Committee.

The Licensing Team Manager (Policy and Applications) presented the report and outlined details of the application.

A first representation was received on 6 December 2024 from the Noise team. The representation related to the prevention of public nuisance. The Noise Team were concerned that sound from regulated entertainment may travel across a wide area and customers at the premises may cause disruption to surrounding properties.

A second representation was received on 4 December 2024 from the Licensing Enforcement team. The representation related to the prevention of crime and disorder and the protection of children from harm. The Licensing Enforcement Team was concerned that the conditions on the application may not be sufficient to uphold these licensing objectives.

A third representation was received on 9 December 2024 from a Castle ward councillor. The representation related to the prevention of crime and disorder and the prevention of public nuisance. The representee was concerned that opening later would cause nuisance to residents.

Fifty-six representations were received throughout the representation period from members of the public. The representations related to one or more of the licensing objectives. The representees were concerned that the hours proposed were not appropriate in a residential area and they had previously been disturbed by music emanating from the premises. Many were also concerned that later timings could result in more anti-social and criminal behaviour in the vicinity of the premises.

Ms Arculus, Licensing Officer was given the opportunity to outline the details of their representation and answered questions from Members.

Ms Lad, Noise and Pollution Control Officer was given the opportunity to outline the details of their representation and answered questions from Members and Objectors.

Cllr Kitterick, Mr Brown, Ms Williams, and Mr Gordon were given the opportunity to outline the details of their representation and answered questions from Members. Cllr Kitterick left the meeting due to other commitments after his presentation.

Mr Domleo, Mr Beal and Mr Okafor were given the opportunity to address the Sub-Committee and answered questions from Members, Officers and

Objectors.

Cllr Kitterick returned to the meeting.

All parties present were then given the opportunity to sum up their positions and make any final comments.

The Sub-Committee received legal advice from the Legal Adviser to the Sub-Committee in the presence of all those present and were advised of the options available to them in making their decision. The Sub-Committee were also advised of the relevant policy and statutory guidance that needed to be taken into account when making their decision.

In reaching their decision, Members felt they should deliberate in private on the basis that this was in the public interest, and as such outweighed the public interest of their deliberation taking place with the parties represented present, in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

The Chair announced that the decision and reasons would be announced in writing within five working days. The Chair informed the meeting that the Legal Adviser to the Sub-Committee would be called back to give advice on the wording of the decision.

The Sub-Committee recalled the Legal Adviser to the Sub-Committee to give advice on the wording of the decision.

RESOLVED:

The Sub-Committee's decision is that it is appropriate for the promotion of the licensing objectives to **REJECT** the application.

REASONS

In considering the application by Star Pubs & Bars Ltd for variation of the Premises Licence it holds for Donkey, 203 Welford Road, Leicester, the Sub-Committee has considered the Licensing Officer's Report and all the relevant representations, both written and oral. The Sub-Committee has taken account of all relevant legislation, the Statutory Guidance, the Regulators' Code, and the Council's Licensing Policy. The Sub-Committee has had regard in its deliberations to the steps appropriate to promote the licensing objectives in the overall interest of the local community and has decided the matter on its merits on the evidence presented to it. The Sub-Committee has had regard to the public sector equality duty detailed in section 149 the Equality Act 2010 and has taken a risk-based approach to its decision which has been made on the balance of probability. The Sub-Committee has, as it is required to do, limited its deliberation to the promotion of the licensing objectives (with each licensing objective being of equal importance) and nothing outside of those parameters.

The Donkey sits in a residential area with a varied demographic where families with young children and older residents, including pensioners, live alongside a relatively large student population. Star Pubs & Bars Ltd holds the Premises

Licence. The Company was incorporated on 11 June 2003. Significant control of the Company is held by Heineken UK Ltd. The Designated Premises Supervisor is Sam Okafor.

The Premises Licence, which has been held by the Applicant for approximately 10 years, authorises the performance of live music (Indoors), the playing of recorded music (Indoors), the provision of late night refreshment (Indoors & Outdoors) and the supply of alcohol (for consumption ON and OFF the premises). Licensed activities commence at 9am daily and conclude at 12.30am on Sunday, 1am on Monday to Wednesday and 2am on Thursday to Saturday. The premises close 30 minutes after the end of licensed activities.

There are non-standard timings on Christmas Eve, Boxing Day and New Years Eve. The Donkey's beer garden is not licensed under the Premises Licence.

There has been no application to vary the daily start time of licensed activities at 9am, the licensed hours on a Sunday, or the licensed hours for the provision of late night refreshment. At the hearing, the Applicant amended the originally submitted application and removed a request to extend the licensed hours on Monday and Tuesday.

The variation considered by the Sub-Committee was the Applicant's request to extend the terminal hours for live music (Indoors), recorded indoor music (Indoors) and supply of alcohol (for consumption ON and OFF the premises) to 3am on Wednesday (this being an additional 2 ½ hours for live music and an additional 2 hours for recorded music and alcohol), 4am on Thursday (this being an additional 2 ½ hours for live music and an additional 2 hours for recorded music and alcohol) and 5am on Friday and Saturday (this being an additional 3 ½ hours for live music and an additional 3 hours for recorded music and alcohol). The intention was that the premises would continue to close 30 minutes after the end of licensed activities. As originally notified, the Applicant also sought to replace the existing non-standard timings and proposed a new set of conditions for the Licence

Representations were initially received in opposition to the application from the Council's Licensing Enforcement Team, the Council's Noise and Pollution Control Team, a Ward Councillor and 56 members of the public.

The Licensing Team made their representation based on the prevention of crime and disorder and the protection of children from harm. They had originally been concerned that some of the new conditions proposed by the Applicant were inadequate. They had subsequently agreed alternative conditions with the Applicant. Their view was that those amendments and additions would promote the licensing objectives in line with the Applicant conducting its business in a safe manner. On that basis The Licensing Team no longer opposed the variation.

The Noise Team made their representation based on the prevention of the public nuisance. They remained opposed to the application. They acknowledged that they had not witnessed noise nuisance at the premises

since 2019 (although they had received initial complaints from residents) but they were concerned that playing live and recorded music into the early hours of the morning together with the noise from patrons on the street with increased hours could affect the health of not only nearby residents but also those living further afield. Loud music and raised voices could cause sleep deprivation. They were concerned at the lack of available noise mitigation and sound insulation. They viewed the proposal to give residents on request a direct telephone number for the premises and signage asking patrons to leave quietly as being of limited assistance. They indicated it is very difficult to control the noise level from on street activities. A proactive measure to reduce impact from internal noise levels would be to instal a noise limiting device and to run all regulated entertainment including live music through this device at a noise level set by the Noise Team. The Applicant had agreed to this and other conditions suggested by the Noise Team in the event the Sub-Committee granted the variation. However, to be clear, the recommendation from the Noise Team was that the application should be refused.

The Ward Councillor made his representation based primarily on the prevention of public nuisance with the prevention of crime and disorder as a subsidiary consideration. He believes the late hours requested are inappropriate given what he described as the residential noise sensitive nature of the area. Local residents would be disturbed by noise from the premises itself and noise from the coming and going of patrons on foot and by vehicle. Once patrons leave the premises there would be no control on the noise they make with the additional possibility thereafter of crime and disorder. He genuinely wishes the Applicant well but feels the noise the variation would create could not be controlled.

The Sub-Committee heard from two residents who spoke on their own behalf and on behalf of the Friends of Clarendon Park. The Sub-Committee also heard from two family members speaking on behalf of an elderly resident. Their representations related to existing noise from the premises which was the subject of regular complaint on social media platforms in the area. They also referred to noise from patrons which would be magnified in the event the variation was granted. They believed the requested hours were similar to those of a nightclub and inappropriate for a residential area. There was an element of residents building tolerance to the noise which is not beneficial to their health. They believe the Donkey should operate similar hours to neighbouring licensed premises which in the main cease licensed activities at 11pm albeit they are licensed beyond that hour. The Donkey does not make use of its existing licensed hours which authorise licensed activities to 12.30am on Sunday, 1am on Monday to Wednesday and 2am on Thursday to Saturday. It was suggested by one resident that perhaps the Applicant could work within those hours to test / demonstrate its noise mitigation procedures and allow measurements to be taken and acted upon.

The Legal Advisor provided the hearing with a summary of the written representations submitted by residents which the Sub-Committee feels it appropriate to repeat here:

- (i) The residents refer to current noise nuisance from the premises. The nuisance and anti-social behaviour currently adversely affects residents and their families in a number of ways. They say there are regular complaints about the noise from the premises when they have music indoors and even more complaints when they have music outdoors, which can be heard across Clarendon Park and Victoria Park. Some can hear music very clearly from their gardens and some inside their houses. This affects their enjoyment of their own homes and gardens and causes problems in summer months when they want to have their windows open.
- (ii) The Donkey was not built as a music venue and it has no sound insulation. One resident indicates that sounds 'bleed out'.
- (iii) In addition to music from the premises itself there is also disturbance from the noise of patrons arriving and departing the venue during the night on foot and by vehicle. Some patrons are noisy and boisterous and there are incidents of drunkenness, urination and vomiting in the street, and vandalism including damage to vehicles such as keying, and damage to wing mirrors and wiper blades. There are littering issues and there are also existing parking congestion issues in the area with residents finding it difficult to find parking spaces.
- (iv) Some residents view the presently licensed hours as excessive and where their representations have been submitted on the Council's online form, there is a question: "Please explain what changes you think would help". Several have responded suggesting there should be a reduction in the existing licensed hours.
- (v) The residents agree that the extended hours requested by the variation are unacceptable. They refer to the proposed hours as being wholly incompatible with a residential neighbourhood and use adjectives such as disproportionate, extreme, unreasonable, ridiculous, preposterous, absurd and outrageous.
- (vi) They believe the proposed hours are more suitable for a night club and are not the hours which should be in operation in a local pub in a residential area. They suggest the nature of the venue would potentially shift from that of a Pub to a Nightclub with customers coming into the area attracted to the premises by the extended hours unavailable elsewhere other than in the City Centre. This would involve a severe increase in footfall at highly unsociable hours.
- (vii) Residents believe the existing licensed hours allow the premises to open more than late enough for a pub in a residential area. Those hours already exceed the hours of nearby licensed premises. If granted, the variation would allow the premises to open later than many city centre pubs, clubs and music venues which are in nonresidential areas.

(viii) The residents emphasise that this is a heavily populated residential area and the application therefore has huge potential to disrupt the local community. To quote:

"This is a residential area. People need to have a decent sleep undisturbed by noise in order to get up and go to work early in the morning. People have to get up to tend to their babies if they are woken in the night by noise. People who are sick or elderly struggle to get back to sleep if they are woken by noise. The welfare of all of us residents and the necessity of sleep to health, welfare and productivity should not be put at risk by a reckless extension of hours at the Donkey."

"Clarendon park is a residential area, housing working families with children, older, long-term residents, and in many cases people with disabilities. There are residential properties all around this venue whose occupants will be distressed at having to live next to a nightclub.".

- (ix) Extending the licensed hours is also likely to lead to an increase in noise from patrons in the area and an increase in crime and disorder with more alcohol being consumed increasing the risk of loud or disruptive behaviour in the early hours. This noise disturbance wakens families and can contribute to a sense of insecurity within the community.
- (x) Residents believe extending the hours will adversely impact on their health and wellbeing due to increased noise, disruption of sleep, and potential anxiety related to safety concerns. The existing problems will be magnified in the early hours of the morning in what should otherwise be a quiet residential area.
- (xi) The proposed extension includes weeknights when children have to get up early for school and people go to work. Residents leaving home early for work or for any purpose would potentially meet patrons who had spent the night at the premises walking through the streets. Residents would find alcohol related detritus such as bottles and broken glasses in the streets and front gardens. School children leaving home early would be faced with the same issues.
- (xii) Extending the licensed hours would be likely to exacerbate the existing parking congestion issues. Patrons will take the already limited parking spaces to park vehicles into the early hours, and residents coming home late from work or going out and returning home of an evening will be unable to park near their homes.
- (xiii) The residents emphasize that there would be no respite to the licensed activities with the existing unaffected licensed hours being additional to the proposed extended hours. This would be unacceptably stressful for residents.

The solicitor for the Applicant (assisted by the DPS and the Business Development Manager from Heineken UK Ltd) addressed the Sub-Committee. The solicitor provided background detail regarding the Donkey's licensed history and details of the licensing experience of the DPS which included his continuing involvement as DPS at two other licensed premises. He indicated the premises capacity is 200. He indicated that the current licensed hours do not work for the Applicant's operating model for the Donkey so to make it viable and continue as a heritage site the application has been made but in acknowledging that licensing is a balancing exercise, safeguards have been put in place. He explained that the Applicant wanted to work with the community and the Applicant was heartened by the genuine expressions of goodwill which had been made regarding the Donkey's position in the community. There had been a meeting with residents in December 2024 and their representations had been carefully taken into account and actions had been taken. It was as a result of that meeting (and the representations made by the Responsible Authorities) that the reduction in the originally requested extended hours had been made. CCTV had not been in place prior to the application. This had now been installed at a cost of approximately £6,000. A noise limiter had been installed. Speakers had been repositioned and sound proofing to door surrounds had been fitted (which the Noise Team acknowledged as good steps). Provision had been made for the use of SIA security staff in the event the variation was granted. A Noise Management Plan and Dispersal Policy had been introduced. No representations had been received from the Police who the Sub-Committee should look to as the main source of advice on crime and disorder. The Applicant had agreed conditions with the Licensing Enforcement team who did not now oppose the application. The Applicant had also accepted the conditions proposed by the Noise Team in the event the variation was granted. Questions had been raised by one resident at the hearing regarding the use of the beer garden area for the provision of deregulated entertainment which permits amplified live music in the beer garden between 8am and 11pm providing the audience does not exceed 500. If the variation was to be granted the new conditions would not apply to this deregulated entertainment during the hours of 8am and 11pm but it was good practice to employ the Noise Management Plan throughout the day so the Applicant intended to operate the Plan and the noise limiter during that period. In addition, the original condition on the Licence that 'No food or drink shall be consumed outside of the premises after 23.00 hours' would remain on the Licence. The Applicant was also happy when asked to add a condition to the Licence limiting the last entry time of patrons should the variation be granted.

In reaching its decision, the Sub-Committee has taken into account that no representations have been received from the Police and that the Licensing Enforcement Team has agreed the application can be granted. The Sub-Committee has disregarded commercial considerations including potential decreases in property values in the area and any general decline in the number of public houses as these issues do not relate to one or more of the licensing objectives and are therefore not relevant considerations for the Sub-Committee. The premises are obviously not purpose built as a music venue and they are not sound proofed (save for the limited sound proofing undertaken

by the Applicant since the residents' meeting). The Sub-Committee acknowledges the difficulties in sound proofing the premises because of its heritage nature. The Sub-Committee also acknowledges that some of the existing complaints of noise nuisance may arise from the provision of deregulated entertainment in the beer garden (in which event it is for the Noise Team to monitor from the perspective of statutory nuisance if appropriate).

Members of the Sub-Committee are well acquainted with the area in which the Donkey sits. The Sub-Committee accepts the Noise Team's recommendation that the application should be refused. There is ample evidence in the residents' representations of existing issues (particularly noise from the premises and noise from patrons) which would clearly be magnified if the variation was to be granted. It is clear that the extensive extended hours requested by the Applicant are simply inappropriate for this residential area. This would affect residents' health and wellbeing and as suggested in the written representations there would be no respite to the disturbance to their lives.

The Sub-Committee was pleased to see the Applicant's engagement with the community in connection with the application and similarly pleased to see the actions which had been taken following the meeting with residents and in light of the representations made by the Responsible Authorities. The conditions on the Premises Licence remain light in detail and the steps taken by the Applicant will continue to enhance the operation of the premises within the community.

The Sub-Committee's decision has been made to promote the licensing objectives in the overall interest of the local community.

Any appeal against the decision must be made within 21 days to the Magistrates Court.

21. ANY OTHER URGENT BUSINESS

With there being no further business, the meeting closed at 12.30pm.



Minutes of the Meeting of the LICENSING (HEARINGS) SUB-COMMITTEE

Held: WEDNESDAY, 29 JANUARY 2025 at 10:00 am

PRESENT:

Councillor Pickering (Chair)

Councillor Cank

Councillor Kennedy-Lount

* * * * * * *

6. APPOINTMENT OF CHAIR

Councillor Pickering was appointed as Chair.

7. APOLOGIES FOR ABSENCE

There were no apologies for absence.

8. DECLARATIONS OF INTEREST

There were no declarations of interest.

9. APPLICATION FOR A NEW PREMISES LICENCE - MISZAK MINI MARKET, 182 NARBOROUGH ROAD, LEICESTER, LE3 0BU

Councillor Pickering, as Chair led on introductions and outlined the procedure the hearing would follow.

The Director of Neighbourhood and Environmental Services submitted a report on an application for a new premises licence for Miszak Mini Market, 182 Narborough Road, Leicester, LE3 0BU.

The applicant Mrs Baghcheh Pirouzi and her representative Mr Tony Clarke, solicitor, were in attendance. Also in attendance were the objector Mr Mohammad Amini and his interpreter Ms Sima Mohammed. Also present was the Licensing Team Manager (Policy and Applications) and the Legal Adviser to the Sub-Committee.

The Licensing Team Manager (Policy and Applications) presented the report

and outlined details of the application.

A representation was received on 20 December 2024 from a member of the public. The representation related to the prevention of crime and disorder and the prevention of public nuisance. The representee was concerned that another off licence opening on the road would lead to increased crime and noise.

Mr Amini were given the opportunity to outline the details of their representation and answered questions from Members with the interpretation provided by Ms Mohammed.

Mr Clarke and Mrs Pirouzi were given the opportunity to address the Sub-Committee and answered questions from Members.

All parties present were then given the opportunity to sum up their positions and make any final comments.

The Sub-Committee received legal advice from the Legal Adviser to the Sub-Committee in the presence of all those present and were advised of the options available to them in making their decision. The Sub-Committee were also advised of the relevant policy and statutory guidance that needed to be taken into account when making their decision.

In reaching their decision, Members felt they should deliberate in private on the basis that this was in the public interest, and as such outweighed the public interest of their deliberation taking place with the parties represented present, in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

The Chair announced that the decision and reasons would be announced in writing within five working days. The Chair informed the meeting that the Legal Adviser to the Sub-Committee would be called back to give advice on the wording of the decision.

The Sub-Committee recalled the Legal Adviser to the Sub-Committee to give advice on the wording of the decision.

RESOLVED:

The Sub-Committee's decision is that it is appropriate for the promotion of the licensing objectives to **GRANT** the application, subject to the conditions consistent with the Operating Schedule detailed in Appendix C of the Licensing Officer's report.

REASONS

In considering the application by Mrs Bagcheh Pirouzi for a Premises Licence authorising the supply of alcohol seven days' a week from 0800 - 2200 for consumption off the premises at Miszak Mini Market, 182 Narborough Road, Leicester LE3 0BU, the Sub-Committee considered the Licensing Officer's report and all the relevant representations, both written and oral.

The Sub-Committee had taken account of all relevant legislation, the Statutory

Guidance, the Regulators' Code and the Council's Licensing Policy. The Sub-Committee had regard in its deliberations to the steps appropriate to promote the licensing objectives in the overall interest of the local community and has decided the matter on its merits on the evidence presented to it.

The Sub-Committee has had regard to the public sector equality duty detailed in section 149 of the Equality Act 2010 and had taken a risk-based approach to its decision which has been made on the balance of probability. The Sub-Committee, as it is required to do, limited its deliberation to the promotion of the licensing objectives (with each licensing objective being of equal importance) and nothing outside of those parameters.

Miszak Mini Market is a small shop on Narborough Road. It has a small retail customer area with a storeroom, kitchen and WC at the rear. Miszak Mini is situated on Narborough Road, which is in an area of 'Special interest.' The area is residential, but there are a number of shops including off-licences in the area.

The premises are to open seven days' a week, and the application is to supply alcohol during the hours of 0800 - 2200. The application is for authorisation to supply alcohol during the mentioned hours for consumption off the premises. The applicant Bagcheh Pirouzi will also be the DPS.

A written representation was received based on two of the licensing objectives in opposition to the application from a local business owner. The Sub-Committee was addressed at the hearing by the local business owner who explained and expanded on the written representation previously submitted. The local business owner was aided by an interpreter.

The written representation was relevant to the extent it suggested that an additional off-licence on Narborough Road would lead to an increase in crime and disorder, and create public nuisance, as it would result in an increase in the number of people who were under the influence. During the Sub-Committee hearing, the local business owner mentioned that the issues in the area would also impact upon students and pupils on their way home. It was also stated people who were drunk would attempt to purchase alcohol and felt as if his businesses could not be left unattended. There was mention of other business in the locality having their property damaged. Granting a premises licence to the applicant would mean that the area would become less safe and would exacerbate the existing problems in the area.

Mrs Pirouzi's Licensing Agent, Mr Clarke, addressed the Sub-Committee in detail. He provided details of Mrs Pirouzi's experience. Mrs Pirouzi had experience of working in off licences for approximately two years. Mrs Pirouzi also addressed the Sub-Committee and stated that she knew how to challenge those suspected to be under the influence and those considered to be underage. Mrs Pirouzi stated that alcohol would not be sold to people under the age of 18 years and was confident in requesting identification, if required.

Mr Clarke described the application as a 'good application' and the applicant

had been careful to promote the licensing objectives. Mr Clarke explained to the Sub-Committee how CCTV, various log records and notices would be used, including warning signs that street drinkers would not be served. Two external CCTV cameras would be positioned outside of the store. Images would be stored for thirty-one days. The applicant could not be held responsible for the existing problems in the area. Mr Clarke would supply training, and additionally include the books/records required. Mr Clarke stated that the applicant would restrict the sale of alcohol to a particular ABV.

The Sub-Committee appreciated the concern of the local business.

The Sub-Committee noted the existence of other licensed premises in the area. The commercial viability or local need for another licensed premises in the area was not a matter for the Sub-Committee. The sole matter for the Sub-Committee was whether it was appropriate to authorise the supply of alcohol seven days' a week from 0800 to 2200 for consumption off the premises.

The Sub-Committee noted no representations had been received from any of the Responsible Authorities. In particular, the police did not refer to any crime and disorder concerns in the area and the noise Team did not raise any concerns regarding noise nuisance in the area.

The Sub-Committee noted the premises are located in an area of special interest.

The Sub-Committee, having heard from Mrs Pirouzi, were confident in her ability to promote all of the licensing objectives.

The Sub-Committee believes the conditions to which the licence is granted deal with the representations which have been made. The conditions are appropriate for the promotion of the licensing objectives and they are proportionate.

Any appeal against the decision must be made within 21 days to the Magistrates Court.

10. APPLICATION FOR A VARIATION OF AN EXISTING PREMISES LICENCE - SECRET GARDEN LOUNGE, 66 BRAUNSTONE GATE, LEICESTER

The applicant withdrew the application at the commencement of the hearing.

11. ANY OTHER URGENT BUSINESS

With there being no further business, the meeting closed at 11:25am.

Application for a new premises licence

Licensing (Hearings) Sub-Committee

Decision to be taken by: Licensing (Hearings)
Sub-Committee

Decision to be taken on/Date of meeting: 26 March 2025

Lead director/officer: Tj Mavani

Useful information

Ward affected: North EvingtonReport author: Valentina Cenic

■ Author contact details: 0116 454 3052

■ Report version number: 1

1. Summary

1.1 This report outlines an application under the Licensing Act 2003 for a new premises licence for Tandel Restaurant & Bar, Basement, Piccadilly Cinema, Green Lane Road, Leicester and summarises the representations received. It also highlights the licensing objectives and the relevant parts of both the statutory guidance and the Licensing Authority's Licensing Policy.

2. Determination to be made

- 2.1 Having considered the application and representation(s), Members must consider whether to
 - Grant the licence without modification;
 - Grant the licence subject to conditions;
 - Exclude from the licence any of the licensable activities;
 - Refuse to accept the proposed premises supervisor;
 - Reject the application.

3. Application and promotion of the licensing objectives

- 3.1 An application was received on 31 January 2025 from Mr Nahal Mahis for a new premises licence for Tandel Restaurant & Bar, Basement, Piccadilly Cinmea, Green Lane Road, Leicester. A copy of the application is attached at Appendix A.
- 3.2 The application is as follows:

Licensable activity	Proposed hours		
Recorded music (indoors)	Sunday - Thursday 11:00 - 23:00		
	Friday – Saturday 11:00 – 00:00		
Late Night Refreshment	Friday – Saturday 23:00 – 00:00		
(indoors/outdoors)			
Sale of alcohol (on)	Sunday – Thursday 11:00 – 23:00		
	Friday – Saturday 11:00 – 00:00		
Opening hours	Sunday – Thursday 06:00 – 23:30		
	Friday – Saturday 06:00 – 00:30		

3.3 The steps the applicant proposes to take to promote the licensing objectives are set out in the operating schedule (see of Appendix A).

3.4 In arriving at its decision on the application, the Licensing Authority's primary consideration must be the promotion of the licensing objectives.

3.5 Location Plan



4. Representation(s)

4.1 A notice was received on 31 January 2025 from Fire&Rescue Service. They would like to bring to attention that the responsible person must ensure that a suitable and efficient Fire risk assessment is carried out for the premises, must be recorded and made available for inspection by Fire Authority. The Fire&Rescue Service also add that the premises has escape in one direction only upstairs to a final fire exit/entrance and therefore the premises is limited to 60 persons in number, including staff.

A copy of the notice is attached at Appendix "Additional Info – Fire".

4.2 A notice was received on 12 February 2025 from Planning Enforcement. They are emphasising that the premises has restriction for hours of use – the use shall not be carried on outside the hours 07:30 – 23:00.

Planning Enforcement have also provided a planning permission for the premises. A copy of the notice/permission is attached at Appendix "Additional Info – Planning enforcement".

4.3 A representation was received on 19 February 2025 from the Licensing Enforcement team. The representation relates to all four licensing objectives. The Licensing Authority do have concerns about the premises and the effects it may have on the local community, both business and residential. This relates to the location of the

CCTV cameras, the control of the age range of the persons attending and also the detail of the operating schedule that has been applied for. The operating schedule does lay out some of the intentions of the applicant however, it is loose in specifically how they would uphold the licensing objectives.

The Licensing Authority have reached an Agreement with the applicant.

A copy of the Representation/Agreement is attached at Appendix B.

4.4 A representation was received on 20 February 2025 from Leicestershire Police. The representation relates to prevention of crime and disorder, public safety and prevention of public notice. The operating schedule states the premises is under refurbishment and is a "proposed" restaurant and bar. However, the premises could equally be a stand up, alcohol led bar which would result in increased risks to the operator and members of the public.

The neighbourhood police team have also raised concerns about the application, given incidents of crime and disorder in proximity to the premises. The neighbourhood team believes that another premises would add to existing alcohol related problems in the area.

Overall, the business intends to operate in the night- time economy, when alcohol related violent crime increases. The application makes no reference to the use of Security Industry Authority (SIA) door supervisors and alcohol is likely to be the primary licensable activity after 10pm.

A copy of the representation is attached at Appendix B1.

4.5 A representation was received on 26 February 2025 from the Noise Team. The representation relates to prevention of public nuisance. The part of the application that the Noise Team are concerned with is the provision of regulated entertainment including recorded music until 00:00 on Friday and Saturday. There are residential properties in very close proximity to the premises on Green Lane Road as well as adjacent roads.

There is another premise of note known as the Glassy Club, which currently holds a licence for recorded music until 02:00 on Fridays and Saturdays.

As the basement of the premises is being applied for, this by its nature would have improved sound insulation provided there are no voids or 'holes' where noise from recorded music can escape. Also of concern here is the smoking area, where customers convene and have the potential to cause issues with loud voices.

The Noise Team have reached an Agreement with the applicant.

A copy of the representation is attached at appendix B2.

5. Conditions

5.1 The conditions that are consistent with the application are attached at Appendix C.

6. Statutory guidance and statement of licensing policy

6.1 Any decision made by the Licensing Authority must be in accordance with the licensing objectives. In addition, the government has issued guidance under section 182 of the Licensing Act 2003. The parts of the guidance that are particularly relevant in this case are as follows:

Section	Heading		
1.2 – 1.5	Licensing objectives and aims		
1.15 – 1.16	General Principles		
1.17	Each application on its own merits		
2.1 - 2.6	Crime & Disorder		
2.7 - 2.14	Public Safety		
2.15 – 2.21	Public nuisance		
2.22 - 2.31	Protection of children from harm		
8.41 - 8.49	Steps to promote the licensing objectives		
9.11 – 9.12	Role of responsible authorities		
9.13 – 9.19	Licensing Authorities acting as responsible authorities		
9.20 – 9.24	Health bodies acting as responsible authorities		
9.25	Home Office (Immigration Enforcement) acting as a responsible		
	authority		
9.31 – 9.41	Hearings		
9.42 - 9.44	Determining actions that are appropriate for the promotion of the		
	licensing objectives		
10.1 – 10.3	Conditions - general		
10.8 – 10.9	Imposed conditions		
10.10	Proportionality		
10.13 - 10.15	Hours of trading		
10.25 – 10.66	Mandatory conditions in relation to the supply of alcohol		
13.10 – 13.11	Giving reasons for decisions		
14.51 – 14.52	Licensing Hours		
16.1 – 16.69	Regulated entertainment		

6.2 The relevant parts of the Licensing Authority's Statement of Licensing Policy are as follows:

Section	Heading
4	Promotion of the licensing objectives
5	General Principles
6	Premises Licences and Club Premises Certificates
8	Areas of Specific Interest and Consultation

7. Points for clarification

7.1 The applicant and the party / parties making the representation have been asked to clarify certain points at the hearing, as follows:

By the applicant

- 1. Whether the applicant considers that the concerns outlined in the representations are valid, and if not why not.
- 2. In the light of the representations made, whether the applicant wishes to propose any additional steps for the promotion of the licensing objectives.

By the party making the representation

- 1. Whether they have any additional information to support the representation they have made.
- 2. Whether there are any additional steps that could be taken which would be equally effective in the promotion of the licensing objectives.

8. Financial, legal, equalities, climate emergency and other implications

8.1 Financial implications

There are no significant financial implications arising from the contents of this report. Jade Draper Principal Accountant

10th March 2025

8.2 Legal implications

Legal advice specific to the application will be provided at the meeting by Legal Officers.

8.3 Equalities implications

Under the Equality Act 2010, public authorities have a Public Sector Equality Duty (PSED) which means that, in carrying out their functions, they have a statutory duty to pay due regard to the need to eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act, to advance equality of opportunity between people who share a protected characteristic and those who don't and to foster good relations between people who share a protected characteristic and those who don't.

Protected Characteristics under the Equality Act 2010 are age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, sexual orientation.

There are no direct equalities implications arising from the report. However it is important to consider issues of accessibility to the application process and its associated activities (such as lodging an appeal); The criteria used during determination of an application and its associated activities (such as lodging an appeal).

Signed: Surinder Singh, Equalities Officer

Dated: 10th March 2025

8.4 Climate Emergency implications

There are unlikely to be any significant climate emergency implications directly associated with this report and the licensing process. Aidan Davis, Sustainability Officer, Ext 28 3384.

<u>8.5 Other implications (You will need to have considered other implications in preparing this report.</u> Please indicate which ones apply?)

9. Background information and other papers:

None

10. Summary of appendices:

Appendix A – Application

Appendix B – Representations

Appendix C – Conditions consistent with the application

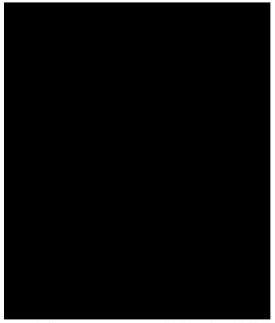
11. Is this a private report (If so, please indicate the reasons and state why it is not in the public interest to be dealt with publicly)?

Nc

12. Is this a "key decision"? If so, why?

No

GOV.UK



They can work in the UK.

Details

They can work in any job. There is no limit on how long they can stay in the UK.

Legal basis of status

If you employ this person

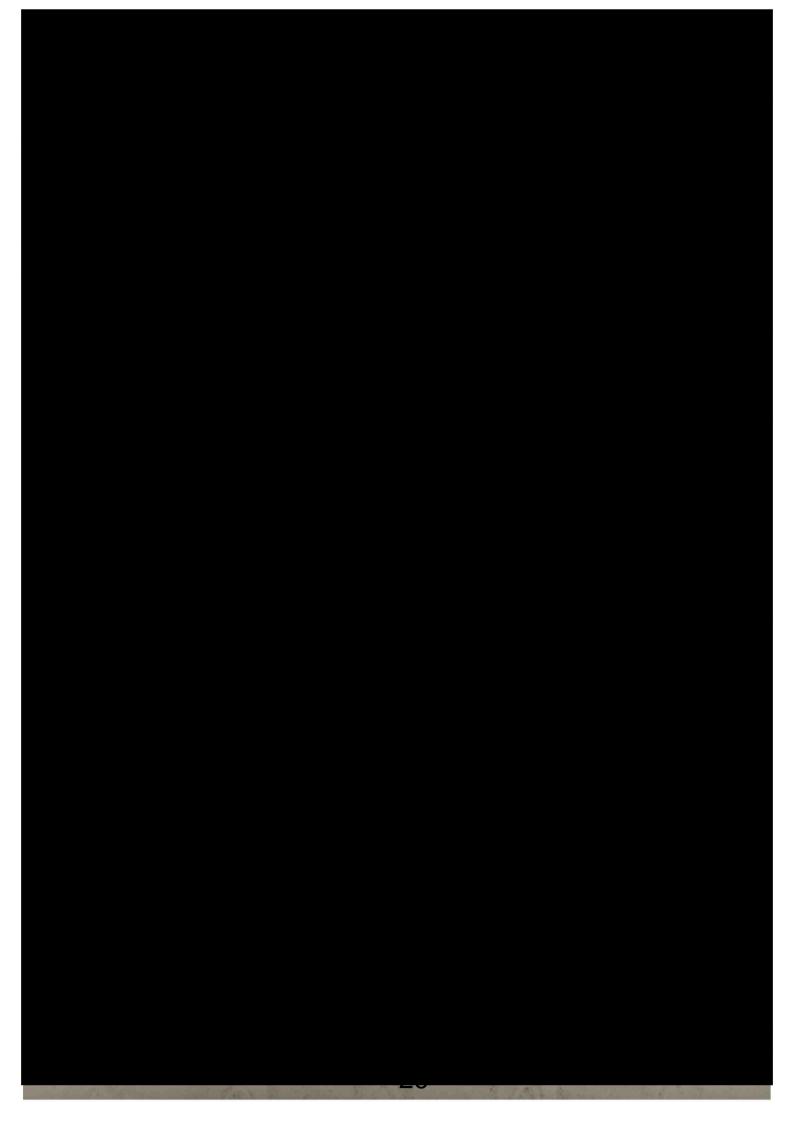
To avoid a penalty, you must:

- check this looks like the person you meet face to face or by video call
- keep a secure copy of this online check (either electronically or in hard copy), for the duration of the employment and for 2 years after

You don't need to do the check again.

Read the employers' code of practice to find out more about right to work checks.

Details of check



Licensing

- Applications
- Help

bhavana.short@leicester.gov.uk

- Leicester
- Sign Out
- Applications >
- GREENHILL.LICENCES@HOTMAIL.COM

Submission Summary

Start Processing

Collect

Application ref:

leicester-1603903

Licence:

Application for a premises licence

Applicant name:

ANIL BHAWSAR

Applicant email:

GREENHILL.LICENCES@HOTMAIL.COM

Submitted on:

31/01/2025 12:09

Total fee:

Variable

Payment status:

Paid

Access PaySuite ref:

522354

Amount paid:

£100.00

Application

• ANIL BHAWSAR application form

Start processing to download the application

Supporting documents (2)

• Premises Plan (mandatory)

Start processing to download the application

· Consent of designated premises supervisor

Start processing to download the application

Authority Reference

Reference:			
Update			
Togit conse	nt annli	AC.	

Tacit consent applies Process by:

14/03/2025

Status:

Not collected

Recent History

Notification to GREENHILL.LICENCES@HOTMAIL.COM:

Sent on 31/01/2025 12:12

Notification to licensing@leicester.gov.uk:

Sent on 31/01/2025 12:12

Payment Successful:

at 31/01/2025 12:11

If you're encountering a problem and require assistance, please contact us at licensing-authorities@digital.cabinet-office.gov.uk

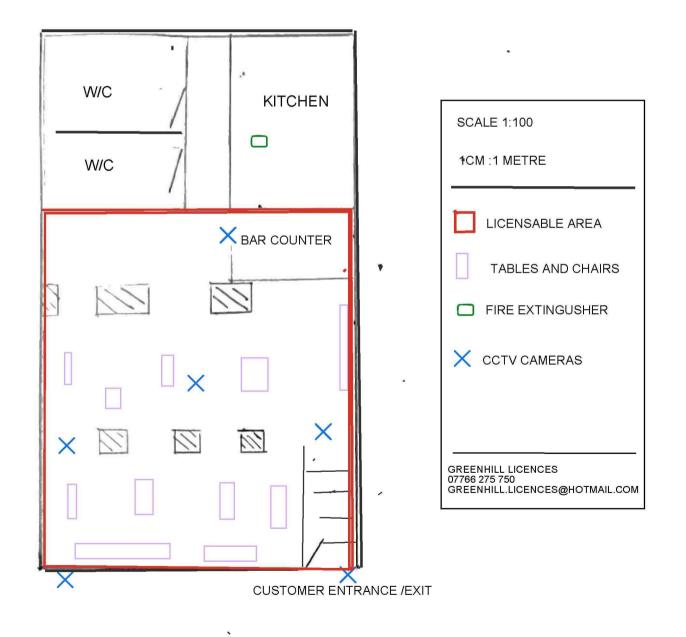
GOV.UK Licensing Terms and Conditions

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NAHAL MAHIS
Of
hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for PREMISES LICENCE Type of application
[name of NAHAL MAHIS
[name of NAHAL MAHIS applicant]
N/A relating to a premises licence
[number of existing licence, if any]
for TANDEL RESTAURANT AND BAR, BASEMENT ,PICCADILLY CINEMA, GREEN LANE ROAD ,.LEICESTER ,LE5 3TH
[name and address of premises to which the application relate and any premises licence to be granted or varied in respect of this application made by
NAHAL MAHIS
[name of applicant]
concerning the supply of alcohol at TANDEL RESTAURANT AND BAR, BASEMENT ,PICCADILLY CINEMA, GREEN LANE ROAD , LEICESTER ,LE5 3TH
[name and address of
premises towhich application relates]
I also confirm that I am entitled to work in the United Kingdom and intend to apply for or currently hold a personal licence, details of which I set out below.
Personal licence number
insert personal licence number,
Personal licence issuing authority
[insert name and address and telephone number of personal licence issuing authority, if any]
Signed
Name (please print) NAHAL MAHIS

TANDEL RESTAURANT AND BAR

BASEMENT, PICCADILLY CINEMA, GREEN LANE ROAD LE5 3TH





Leicester Application for a premises licence Licensing Act 2003

For help contact

licensing@leicester.gov.uk
Telephone: +44 116 454 3040

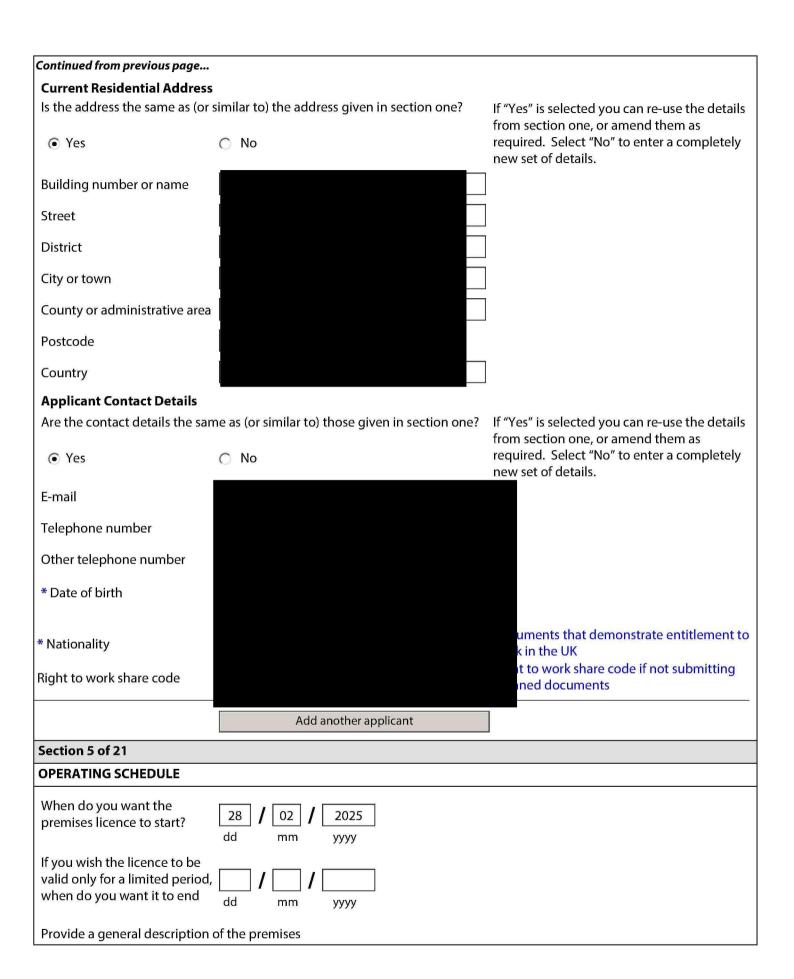
* required information

Section 1 of 21			
You can save the form at any ti	me 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 TANDEL RESTAURANT AND BAR		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 be		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	NAHAL		
* Family name	MAHIS		
* E-mail GREENHILL.LICENCES@HOTMAIL.COM			
Main telephone number		Include country code.	
Other telephone number			
	cant would prefer not to be contacted by telep	hone	
Is the applicant:			
 Applying as a business of 	r organisation, including as a sole trader	A sole trader is a business owned by one	
 Applying as an individual 	al	person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.	

Continued from previous page		
Address		
* Building number or name		
* Street		
District		
* City or town		
County or administrative area		
* Postcode		
* Country		
Agent Details		
* First name	ANIL	
* Family name	BHAWSAR	
* E-mail	GREENHILL.LICENCES@HOTMAIL.COM	
Main telephone number		Include country code.
Other telephone number		
☐ Indicate here if you wou	ld prefer not to be contacted by telephone	
Are you:		
 An agent that is a busine 	ess or organisation, including a sole trader	A sole trader is a business owned by one person without any special legal structure.
A private individual acti	ng as an agent	F
Your Address		Address official correspondence should be sent to.
* Building number or name	GREENHILL LICENCES	Serie to.
* Street	20 CRAIGHILL ROAD	
District		
* City or town	LEICESTER	
County or administrative area		
* Postcode	LE23FB	
* Country	United Kingdom	
Section 2 of 21		
DDEMICES DETAILS		

Continued from previous page		
	oply for a premises licence under section 17 of the the premises) and I/we are making this application of the Licensing Act 2003.	
Premises Address		
Are you able to provide a post	al address, OS map reference or description of th	ne premises?
AddressOS ma	p reference O Description	
Postal Address Of Premises		
Building number or name	BASEMENT , PICCADILLY CINEMA	
Street	GREEN LANE ROAD	
District		
City or town	LEICESTER	
County or administrative area		
Postcode	LE53TH	
Country	United Kingdom	
Further Details		
Telephone number		
Non-domestic rateable value of premises (£)	2,000	

Secti	on 3 of 21		
APPL	ICATION DETAILS		
In wh	at capacity are you applyi	ng for the premises licence?	
\boxtimes	An individual or individua	als	
	A limited company / limit	ted liability partnership	
	A partnership (other than	ı limited liability)	
	An unincorporated assoc	iation	
	Other (for example a stat	utory corporation)	
	A recognised club		
	A charity		
	The proprietor of an educ	cational establishment	
	A health service body		
		ed under part 2 of the Care Standards Act In independent hospital in Wales	
	A person who is registere Social Care Act 2008 in re	ed under Chapter 2 of Part 1 of the Health and espect of the carrying on of a regulated ing of that Part) in an independent hospital in	
	The chief officer of police	e of a police force in England and Wales	
Conf	firm The Following		
\boxtimes	I am carrying on or propo the use of the premises for	osing to carry on a business which involves or licensable activities	
	I am making the applicat	ion pursuant to a statutory function	
	I am making the applicat virtue of His Majesty's pre	ion pursuant to a function discharged by erogative	
Secti	on 4 of 21		
INDI	VIDUAL APPLICANT DET	AILS	
Арр	licant Name		
Is the	e name the same as (or sin	nilar to) the details given in section one?	If "Yes" is selected you can re-use the details from section one, or amend them as required.
© '	Yes	○ No	Select "No" to enter a completely new set of details.
First	name	NAHAL	
Fami	ily name	MAHIS	
Is the	e applicant 18 years of age	e or older?	
• '	Yes	○ No	



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.
BEING REFURBISHED ,CURRENTLY EMPTY BASEMENT PART OF THE CINEMA BUILDING . PROPOSED TO BE A RESAURANT AND BAR. IN LINE WITH OTHER BUSINESSES ON THE MAIN ROAD. TO OPEN 6AM FOR BREAKFAST , ALCOHOL TO BE FOR SALE FROM 11AM ONLY AS ON LICENCE . SALE OF ALCOHOL ,RECORDRD MUSIC ,LATE NIGHT REFRESHMENT ON FRIDAY/ SATURDAY. UP TO MIDNIGHT.SUNDAY TO THURSDAY ,UNTIL 11PM
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
Section 7 of 21
PROVISION OF FILMS
See guidance on regulated entertainment
Will you be providing films?
○ Yes
Section 8 of 21
PROVISION OF INDOOR SPORTING EVENTS
See guidance on regulated entertainment
Will you be providing indoor sporting events?
○ Yes
Section 9 of 21
PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS
See guidance on regulated entertainment
Will you be providing boxing or wrestling entertainments?
○ Yes
Section 10 of 21
PROVISION OF LIVE MUSIC
See guidance on regulated entertainment
Will you be providing live music?
○ Yes
Section 11 of 21
PROVISION OF RECORDED MUSIC
See guidance on regulated entertainment

Continued from previous	page		
Will you be providing re	ecorded music?		
Yes	O No		
Standard Days And Tir	mings		
MONDAY			_ Give timings in 24 hour clock.
	Start 11:00	End 23:00	(e.g., 16:00) and only give details for the days
	Start	End	of the week when you intend the premises to be used for the activity.
TUESDAY			
	Start 11:00	End 23:00	
	Start	End	
WEDNESDAY			
	Start 11:00	End 23:00	
	Start	End	
THURSDAY			
	Start 11:00	End 23:00	
	Start	End	
FRIDAY			
	Start 11:00	End 00:00	
	Start	End	
SATURDAY			
	Start 11:00	End 00:00	
	Start	End	
SUNDAY			
	Start 11:00	End 23:00	
	Start	End	
Will the playing of recor	rded music take place indoors or ou	tdoors or both?	Where taking place in a building or other structure tick as appropriate. Indoors may
Indoors	Outdoors	Both	include a tent.
	be authorised, if not already stated, not music will be amplified or unan		further details, for example (but not
	ations for playing recorded music		
For example (but not ex	cclusively) where the activity will oc	cur on additional d	ays during the summer months.

Continued from previous	s page	
Non-standard timings. in the column on the le		sed for the playing of recorded music at different times from those listed
For example (but not e	exclusively), where you wish th	ne activity to go on longer on a particular day e.g. Christmas Eve.
Section 12 of 21		
PROVISION OF PERFO	RMANCES OF DANCE	
See guidance on regul	ated entertainment	
Will you be providing p	performances of dance?	
○ Yes	No	
Section 13 of 21		
PROVISION OF ANYTH DANCE	HING OF A SIMILAR DESCRIPT	TION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF
See guidance on regul	ated entertainment	
Will you be providing a performances of dance	anything similar to live music, ı e?	recorded music or
○ Yes	No	
Section 14 of 21		
LATE NIGHT REFRESH	MENT	
Will you be providing I	late night refreshment?	
Yes	○ No	
Standard Days And T	imings	
MONDAY		Give timings in 24 hour clock.
	Start	End (e.g., 16:00) and only give details for the days
	Start	End of the week when you intend the premises to be used for the activity.
TUESDAY		
76255711	Start	End
	Start	End End
WEDNESDAY	Start	
WEDNESDAY	Start	rud T
	Start	End
	Start	End

Continued from previous	s page		
THURSDAY			
	Start	End	
	Start	End	
FRIDAY			
	Start 23:00	End 00:00	
	Start	End	
SATURDAY			
	Start 23:00	End 00:00	
	Start	End	
SUNDAY			
	Start	End	
	Start	End	
Will the provision of lat both?	te night refreshment take place indoc	ors or outdoors or	
○ Indoors	Outdoors	Both	Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.
	be authorised, if not already stated, r not music will be amplified or unam		urther details, for example (but not
State any seasonal vari	ations		
For example (but not e	xclusively) where the activity will occ	ur on additional da	ays during the summer months.
	Where the premises will be used for t mn on the left, list below	the supply of late n	ight refreshments at different times from
For example (but not e	xclusively), where you wish the activi	ty to go on longer	on a particular day e.g. Christmas Eve.
Section 15 of 21			

Continued from previous p	page		
SUPPLY OF ALCOHOL			
Will you be selling or su	ipplying alcohol?		
Yes	○ No		
Standard Days And Ti	mings		
MONDAY			Give timings in 24 hour clock.
	Start 11:00	End 23:00	(e.g., 16:00) and only give details for the days of the week when you intend the premises
	Start	End	to be used for the activity.
TUESDAY			
	Start 11:00	End 23:00	
	Start	End	
WEDNESDAY			
	Start 11:00	End 23:00	
	Start	End]
THURSDAY			
	Start 11:00	End 23:00	
	Start	End	
FRIDAY			
11112/11	Start 11:00	End 00:00]
	Start	End	
SATURDAY			1
SATORDAT	Start 11:00	End 00:00]
	Start	End]
SUNDAY.	Start	LIIU	
SUNDAY	5	T	1
	Start 11:00	End 23:00]
	Start	End	If the cale of alcohol is for consumption on
Will the sale of alcohol I	-		If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol
On the premises	Off the premises	Both	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 varia	tions		nom the premises select both.
State any seasonal varia		ur on additional d	ave during the summer menths
Tor example (but not ex	xclusively) where the activity will occ	ui on auditional d	ays during the summer months.

Continued from previous page	
Non-standard timings. Where column on the left, list below	the premises will be used for the supply of alcohol at different times from those listed in the
For example (but not exclusive	ely), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
State the name and details of licence as premises supervisor	the individual whom you wish to specify on the
Name	
First name	NAHAL
Family name	MAHIS
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 PRE	MISES SUPERVISOR CONSENT
	he proposed designated premises supervisor
be supplied to the authority? © Electronically, by the pro	posed designated premises supervisor
As an attachment to this	

Reference number for consent

form (if known)

Continued from previous	page			
If the consent form is a		nsk		
the proposed designat				
supervisor for its 'syster reference'.	m reference or you	ur		
Section 16 of 21				
ADULT ENTERTAINME	NT			
Highlight any adult ent premises that may give			entertainmen	nt or matters ancillary to the use of the
	ct of children, rega	rdless of whether you ir	tend childre	or to the use of the premises which may give on to have access to the premises, for example gambling machines etc.
NONE				
C :: 47 (04				
Section 17 of 21	ODEN TO THE DUI	21.6		
HOURS PREMISES ARE	and the companions have been also by heart-states and the	SLIC		
Standard Days And Ti	mings			
MONDAY				Give timings in 24 hour clock.
	Start 06:00	End	23:30	(e.g., 16:00) and only give details for the days
	Start	End		of the week when you intend the premises to be used for the activity.
TUESDAY		_		,
TOESDAT	St. 1 05.00	1	22.20	
	Start 06:00	End	23:30	
	Start	End		
WEDNESDAY				
	Start 06:00	End	23:30	
	Start	End		
THURSDAY.]		
THURSDAY		1		
	Start 06:00	End	23:30	
	Start	End		
FRIDAY				
	Start 06:00	End	00:30	
	-	1		
	Start	End		
SATURDAY		_		
	Start 06:00] End	00:30	
	Start	End		

Continued from previous page
SUNDAY
Start 06:00 End 23:30
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.
Section 18 of 21
LICENSING OBJECTIVES
Describe the steps you intend to take to promote the four 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)
a) General – all four licensing objectives (b,c,d,e)
a) General – all four licensing objectives (b,c,d,e) List here steps you will take to promote all four licensing objectives together.
a) General – all four licensing objectives (b,c,d,e) List here steps you will take to promote all four licensing objectives together.
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Continued from previous page...

d) The prevention of public nuisance

Refuse collection will be collected in reasonable hours of morning, customer to leave quietly posters to be displayed.

e) The protection of children from harm

A Register of refusals will be kept including a description of the

people who have been unable to provide required identification to prove their age. Such records shall be kept for a period of 12 months and will be collected by the designated premises supervisor and produced to the police or an 'authorised person.

All staff engaged in the sale of alcohol to be trained in Challenge 25. Training records

shall be kept on the premises and produced to the police or an 'authorised person

Proxy signs will be on display warning adults about the law surrounding buying alcohol for children

Staff will monitor the outside area to identify any potential proxy purchasing concerns

The premises shall operate a Challenge 25 policy. Such policy shall be written down and kept at the premises.

Prominent, clear and legible Challenge 25 signage shall also be displayed at all entrances to the premises as well as at, at least one location behind any counter advertising the scheme operated. No ID No sale posters.

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.

Fees are dependent on the business rate band of the premises. Further information is provided at the link below: https://www.leicester.gov.uk/business/licences-and-permits/entertainment-food-and-drink-licensing/alcohol-entertainment-and-late-night-refreshment/policy-and-guidance/

* Fee amount (£)

100.00

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 ANIL BHAWSAR

* Capacity LICENSING AGENT C/O GREENHILL LICENCES

* Date 30 / 01 / 2025 dd mm yyyy

Add another signatory

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/leicester/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.

Continued from previous page		
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OFFICE USE ONLY		
Applicant reference number	TANDEL RESTAURANT AND BAR	
Fee paid		
Payment provider reference		
ELMS Payment Reference		
Payment status		
Payment authorisation code		
Payment authorisation date		
Date and time submitted		
Approval deadline		
Error message		

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

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Is Digitally signed



SAFER PEOPLE SAFER PLACES

Our Ref: FP012086

Your Ref:

Please ask for: Simon Headley

Date: 31/01/25

Leicester City Council Licensing Authority 115 Charles Street Leicester LE1 1FZ

Dear Sir/Madam

<u>The Regulatory Reform (Fire Safety) Order 2005 (as amended)</u>
Premises: Piccadilly Cinema, Green Lane Road, Leicester, Leicestershire, LE5 3TH

<u>Application for New Premises Licence Basement Restaurant and Bar at the above</u> address

The Fire Authority hereby acknowledges receipt of the above applications for registration but has some queries and conditions to add to the licence if approved.

The Authority brings to your attention the Regulatory Reform (Fire Safety) Order 2005 (as amended). Under this order, the responsible person must ensure that a suitable and sufficient Fire Risk Assessment is carried out for the premises/event. This must be completed by a competent person and must be recorded and made available for inspection by the Fire Authority.

Leicestershire Fire and Rescue Service has noted that we have received two applications for a premises licence for the same basement area on the 14/01/2025 and 31/01/2025 for what appears to be the same proposed basement restaurant Machhi Restaurant and Bar and one for Tandel Restaurant and Bar. Both applicants can't be occupying the same premises? Please can you confirm.

The premises has escape in one direction only upstairs to a final fire exit/entrance and therefore the premises is limited to 60 persons in number including staff.



Privacy Notice

Leicestershire Fire and Rescue Service regard your privacy as important and comply with the Data Protection Act 2018. The personal information we hold about you will be used in order for us to ensure compliance with the Regulatory Reform (Fire Safety) Order 2005 (as amended). We may also use the information to contact you to ask you about the service we provided, this is for our monitoring purposes. Your personal data is held securely on our system and will not be shared with any other third party unless we have lawful basis to do so. The information will be held for a period of time defined in our retention and disposal schedule. Further information can be obtained from our Data Protection Officer by emailing: dpo@leics-fire.gov.uk or telephone: 0116 210 5555.

Yours faithfully

Simon Headley

Fire Protection Inspecting Officer

S. P. Mady.

For and on behalf of the Chief Fire & Rescue Officer

Application no: 20170464 Page 1 of 3



PLANNING PERMISSION

Applicant:

MR A SINGH GREEN LANE ROAD PICCADILLY CINEMA LEICESTER LE5 3TH

Agent (if any):

MR G KITAURE GURMUKH BUILDING DESIGN LTD THE OLD SCHOOL HOUSE SCHOOL ROAD MOSELEY BIRMINGHAM B13 9SW

PART 1 - PARTICULARS OF APPLICATION - no: 20170464

DATE OF APPLICATION: 8 March 2017

LOCATION OF PROPOSAL: GREEN LANE ROAD, PICCADILLY CINEMA DETAILS OF PROPOSAL: CHANGE OF USE OF PART OF BASEMENT

FROM STORAGE ANCILLARY TO

RESTAURANT (CLASS A3); VENTILATION FLUE; ALTERATIONS (AMENDED 19.07.17)

PART 2 - PARTICULARS OF DECISION

Town and Country Planning Act 1990

Leicester City Council grants Planning Permission for the carrying out of the development referred to in Part 1 above in accordance with the application and plans submitted subject to the following conditions:

CONDITIONS

Date: 26 July 2017

- 1. The development shall be begun within three years from the date of this permission. (To comply with Section 91 of the Town & Country Planning Act 1990.)
- 2. The use shall not be carried on outside the hours of 07:30-23:00 daily. (In the interests of the amenities of nearby occupiers, and in accordance with policy PS10 of the City of Leicester Local Plan.)
- 3. No noise or vibration from the operation of the local exhaust ventilation system detrimental to amenity shall be perceptible in any adjoining property. (In the interests of the amenities of nearby occupiers, and in accordance with policies PS10 and PS11 of the City of Leicester Local Plan.)
- 4. The replacement door to the front elevation shall be constructed in timber. (In the interests of visual amenity and to preserve the significance of the local heritage assett and in accordance with Core Strategy policies CS3 and CS18.)

Head of Planning

Please quote the application number in any correspondence, which should be sent to: Leicester City Council, Planning, City Hall, 115 Charles Street, Leicester LE1 1FZ. Email: planning@leicester.gov.uk. Telephone (0116) 454 1000.

Application no: 20170464 Page 2 of 3

5. No waste bins shall be stored in front of the property along the Green Lane Road frontage or on Mornington Street or Percival Street. (In the interests of the amenities of the surrounding area and the locally listed heritage asset, and in accordance with policy PS10 of the City of Leicester Local Plan.)

6. This consent shall relate solely to the submitted plans ref. no. B01, B04 and site location plan received by the City Council as local planning authority on 07.03.17 and amended plans ref. no. FB01, B05-A and BO6-A received by the City Council as local planning authority on 19.07.17, unless otherwise submitted to and approved by the City Council as local planning authority. (For the avoidance of doubt.)

You have been granted PLANNING PERMISSION. The decision has been reached taking into account paragraphs 186-187 of the National Planning Policy Framework. Please read these notes carefully.

Appeals to the Secretary of State. If the applicant is aggrieved by the decision of the City Council to grant approval subject to conditions, he/she may appeal to the Secretary of State for Communities and Local Government under Sections 78 and 79 of the Town and Country Planning Act 1990, using a form obtainable from the Planning Inspectorate, Temple Quay House, 2 The Square, Bristol BS1 6PN or online at www.planningportal.gov.uk/pcs. Time limits apply. The Secretary of State may allow a longer period to appeal, but will normally only do so if there are special circumstances which excuse the delay in appealing. The Secretary of State need not consider an appeal if he/she believes that the Council could not have granted approval without the conditions it imposed, having regard to the statutory requirements, the provisions of a development order, or any directions given under the order. In practice, the Secretary of State does not refuse to consider appeals solely because the Council based its decision on a direction given by him/her.

Purchase notices. If either the Council or the Secretary of State grant approval subject to conditions, and the owner of the land claims that it cannot be put to a reasonably beneficial use in its existing state, nor can it be made capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, he/she may serve a purchase notice on the City Council requiring it to purchase his/her interest in the land under the provisions of Part VI of the Town and Country Planning Act 1990.

Compensation. In certain circumstances, compensation may be claimed from the City Council if the Secretary of State grants approval subject to conditions; these circumstances are set out in Section 114 of the Town and Country Planning Act 1990.

Other Acts and Regulations. This permission covers only consent under the acts and regulations stated on Page 1. It does not give permission to alter or demolish a listed building or demolish an unlisted building in a conservation area unless specifically authorised. Permission under other regulations may also be required: amongst other things the consent of the city council may be required under the Building Regulations; and if the proposals affect land within the limits of a highway, the separate consent of the highway authority will also be required. It is the applicant's responsibility to obtain all necessary consents before proceeding with the development.

Property Numbering. Your development may involve the formation of new properties which are required to be numbered. To enquire about or arrange for the numbering of properties, the developer should contact the council's Property Numbering service (telephone (0116) 454 2995; email: property.numbering@leicester.gov.uk) at the time of development. Please note that the Royal Mail will not issue a postcode for new properties until the property has been formally numbered.

Inclusive Access & Design. Providers of goods and/or services (including public authorities): your attention is drawn to the Equalities Act 2010, which makes it unlawful to discriminate against disabled people and others with defined `protected characteristics`. The requirements of the Act should be reflected in the detailed design, fit out and management of your building or development, in addition to any specific requirements of this planning approval. More information is available on the City Council's web site:

Head of Planning

Please quote the application number in any correspondence, which should be sent to: Leicester City Council, Planning, City Hall, 115 Charles Street, Leicester LE1 1FZ. Email: planning@leicester.gov.uk. Telephone (0116) 454 1000.

Date: 26 July 2017

Application no: 20170464 Page 3 of 3

Boller no.

www.leicester.gov.uk/inclusivedesign or from the council's Disabled Persons Access Officer, tel. 0116 454 3027.

Fire Brigade Access to Buildings. The Building Regulations 2000 (as amended) and Section 50 of the Leicestershire Act 1985 makes provision for the Fire Brigade to gain access to buildings. Requirements may be made when the scheme is submitted for approval under the Building Regulations. Please contact the Council's Building Control Office (telephone (0116) 454 3160) for more information.

Date: 26 July 2017 Head of Planning

Please quote the application number in any correspondence, which should be sent to: Leicester City Council, Planning, City Hall, 115 Charles Street, Leicester LE1 1FZ. Email: planning@leicester.gov.uk. Telephone (0116) 454 1000.

Valentina Cenic

From: planning.enforcement
Sent: 03 February 2025 11:18

To: Valentina Cenic

Subject: RE: TANDEL RESTAURANT & BAR Appl for New Premises Licence

Attachments: 20170464_Decision Notice_b647.pdf

Follow Up Flag: Follow up Flag Status: Flagged

Hi

The above property application 20170464 has restrictions of hours of use

 The use shall not be carried on outside interests of the amenities of nearby of PS10 of the City of Leicester Local Plan.

Dilnasheen Natvarlal (Dilly)
Principal Technician
Compliance and Monitoring Team
Planning, Development and Transportation
City Hall
115 Charles Street
Leicester
LE1 1FZ

Dilnasheen.natvarlal@leicester.gov.uk 0116 4543002 external 373002 internal www.leicester.gov.uk

Unless otherwise stated, this message is also confidential. If you have received this in error, please delete it and let us know by emailing <u>planning@leicester.gov.uk</u> <u>www.leicester.gov.uk</u>

From: Valentina Cenic Sent: 31 January 2025 14:11

To: Licensing; LicensingEnforcement; 'Fire Safety Advisors'; noiseteam; planning.enforcement

Subject: TANDEL RESTAURANT & BAR Appl for New Premises Licence

Good afternoon,



Representation in respect of a New Premises Application

Licensing Act 2003

Details of person or body making representation:		
Your Name:	Bobby Smiljanic	
Your position/role:	Licensing Enforcement Manager	

Details of premises representation is about:				
Name of Premises:	Tandel Restaurant and Bar			
Address of premises:	Basement			
**	Piccadilly Cinema			
	40 Green Lane Road			
	Leicester			
	LE5 3TH			
Application No. (if	171750			
known)				

Please tick one or more of the licensing objectives that your representation relates to:		
Prevention of Crime and Disorder	\boxtimes	
Public Safety	\boxtimes	
Prevention of Public Nuisance	\boxtimes	
Protection of Children from Harm	\boxtimes	

Authority Declarations:

I write in my capacity as Licensing Enforcement Manager for Leicester City Council Licensing Authority on the authority delegated to me.

Please take notice that I am satisfied that allowing the premises to be used in accordance with the application would undermine the above stated Licensing Objectives and as such submit our representations.

Representations:

We would like to submit our representations for this premises application based upon the above stated licensing objectives.

The application is for a new Premises Licence for the Tandel Restaurant and Bar. The following activities have been applied for:

- The provision of recorded music indoors has been requested
 - o 11:00hrs to 23:00hrs Sunday to Thursday
 - o 11:00hrs to 00:00hrs Friday and Saturday
- The provision of late night refreshment indoors and outdoors has been requested
 - o 23:00hrs to 00:00hrs Friday and Saturday
- The supply of alcohol for consumption on the premises has been requested
 - o 11:00hrs to 23:00hrs Sunday to Thursday
 - o 11:00hrs to 00:00hrs Friday and Saturday
- The opening hours of the restaurant are
 - o 06:00hrs to 23:30hrs Sunday to Thursday
 - o 11:00hrs to 00:30hrs Friday and Saturday

No seasonal variations have been applied for.

The application suggests that the premises will be used primarily as a restaurant and bar.

The premises is located at 40 Green Lane Road in the basement of the Piccadilly Cinema, a busy area of the city in the North Evington ward of Leicester. The area consists of commercial buildings, residential properties, and has several premises licensed for the sale of alcohol both on and off the premises, and for late night refreshments.

The proposed area to be licensed is in the basement using a separate front door entrance for both access and egress. A set of stairs at the side of the cinema leads down to the premises. There is a large area for tables and chairs, a bar counter a kitchen and toilets. The premises is currently being used as a storage area and needs major refurbishment.

At 10:00hrs on Wednesday 5th February 2025, Elizabeth Arculus, Licensing Officer within the Licensing Enforcement Team at Leicester City Council attended the premises and was met by the applicant, Mr Nahal Mahis and his agent Mr Anil Patel of Greenhill Licensing. They went through the building together and the purpose of the facility was explained to her. They discussed the general operation of the premises and Mr Mahis explained some of the methods to counter some of the concerns that were raised whilst being shown round.

Some of the specifics that Mr Mahis relayed were that he was the applicant of the premises and would also be the Designated Premises Supervisor. Mr Mahis obtained a personal licence from Worthing Borough Council, which was issued on 11^{th} July 2019, Licence Number 201900240.

The capacity of the venue will be 40-50 persons seated.

Mr Mahis confirmed that the CCTV system would be of the highest quality including provision for the clear facial recording of any persons entering the premises. The system will include a separate monitor with external cameras covering the front entrance. The internal cameras do not yet cover all accessible areas of the restaurant as there are wide pillars obstructing the view. The applicant was advised by the Licensing Officer to add an additional camera in the restaurant area so that the whole bar and counter area were covered.

The applicant understood the requirements of Challenge 25 and the need for a Refusals/Incident log. He stated that he had previous experience of working in a restaurant and an off-licence.

The Licensing Authority do have concerns about the premises and the effects it may have on the local community, both business and residential. This relates to the location of the CCTV cameras, the control of the age range of the persons attending and also the detail of the operating schedule that has been applied for. The operating schedule does lay out some of the intentions of the applicant however, it is loose in specifically how they would uphold the licensing objectives.

We believe that with the amendments and additions shown below that the premises and applicant could promote the licensing objectives in line with conducting their business in a safe manner.

Conditions Details:

We believe the below additions/amendments of conditions in full, which we believe are reasonable, proportionate and enforceable, may assist the Licence Holder in upholding the licensing objectives.

We have detailed, for clarity, those that

- (a) We believe should be replaced from the applied operating schedule with our proposed wording
- (b) Those to be removed from the operating schedule and;
- (c) Those that are in addition.

Any wording on the operating schedule that is not detailed below to remain on any licence

(a) Conditions to be replaced from Operating Schedule

Wording contained within the applied operating schedule as copied below be <u>replaced</u> with Requested Condition/s:

Operating Schedule Wording:

- The premises shall install and maintain a digital CCTV system
- The CCTV system shall have sufficient hard drive storage capacity to store a minimum of 28 days.
- ..downloads of footage can be provided to the Police & the Local Authority Officer upon reasonable request in accordance with the Data Protection Act.
- customer to leave quietly posters to be displayed.
- The premises shall operate a Challenge 25 policy. Such policy shall be written down and kept at the premises.

To be replaced with:

- The licence holder will ensure a high definition, colour HD CCTV camera system is installed, operational and recording whilst the premises is open to the public. The system must permit the identification of individual(s) in all lighting conditions.
- CCTV cameras must cover all areas that the public have access to, including the entrance, exit and pavement area immediately outside the premises.

- CCTV system images must be securely stored, display an accurate date/time stamp and retained for a minimum of 31 days.
- The licence holder will ensure that there is always a member of staff trained and available to download images/ footage immediately or an agreed timescale if requested by the police or the Licensing Authority.
- The licence holder shall take reasonable steps to prevent public nuisance being caused by customers outside the premises by displaying prominent Quiet notices requesting customers respect the needs of local residents.
- A Challenge 25 policy will be adopted with the only acceptable proof of age identification
 consisting of a current passport, photo card driving licence or identification carrying a
 PASS logo. A training record must be kept on the premises, retained for 12 months from
 the date of the incident and produced to an officer from a responsible authority upon
 request.

(b) Conditions to be removed from Operating Schedule

Wording contained within the applied operating schedule as copied below be removed:

Operating Schedule Wording to be removed:

N/A

(c) Requested Additional Conditions

Condition/s wording below to be added in full to any granted licence:

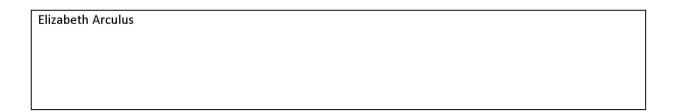
- The licence holder will ensure that a full fire risk assessment will be conducted and reviewed and implemented in line with Fire Safety Legislation annually.
- There will be regular safety checks of areas such as toilets and entrances/exits recorded in a logbook which will be kept on the premises and immediately available upon request from any authority officers.
- The Licence is subject to Leicester City Council's Standard Conditions for Places of Public Entertainment, published on the Licensing Authority's website www.leicester.gov.uk/licensing

Appendix:	
No Appendix	Click or tap here to enter text.

Authority Signatures:

Bobby Smiljanic Licensing Enforcement Manager Leicester City Council 19/02/2025

Reporting Officer



Licensing Authority Details:

Licensing Authority Licensing Enforcement York House 91 Granby Street LE1 6FB

Tel: 0116 4540049

Email: licensingenforcement@leicester.gov.uk

www.leicester.gov.uk/licensing

Notice Sent to:

Please note that this representation has been sent to:

- (1) Licensing Authority Applications Team, Leicestershire Police Licensing, Noise Pollution Team, Leicestershire Fire & Rescue Service
- (2) Applicant and/or Agent

Agreement Notice Applicant (if applicable & only valid if signed) Licensing Enforcement Agreement Confirmation (if applicable & only valid if signed)

Notification to Local Authority of Agreement regarding Licensing Authority Enforcement Representation

Dear Licensing Authority,

I write in my capacity as the Licensing Enforcement Manager for Leicester City Council.

Discussions have taken place between the Licensing Enforcement Team and with the applicant about the concerns raised in the representation.

We have current representations submitted with yourselves that the following should be placed upon the new licence:

I direct you to the above notice of agreement signed by the applicant and/or agent.

If this is acceptable, I do not consider that a hearing is necessary, <u>however</u> this is not a withdrawal of the representation.

If a hearing is conducted due to other representations or non-agreement with the committee, we must be invited to the hearing (within normal protocols) in order to answer any questions from members regarding our representation and subsequent agreement.

Yours faithfully,

Bobby Smiljanic Licensing Enforcement Manager Leicester City Council Date: 25/02/2025



Representation in respect of a New Premises Application

Licensing Act 2003

Details of person or body making representation:		
Your Name:	Bobby Smiljanic	
Your position/role:	Licensing Enforcement Manager	

Details of premises representation is about:				
Name of Premises:	Tandel Restaurant and Bar			
Address of premises:	Basement			
**	Piccadilly Cinema			
	40 Green Lane Road			
	Leicester			
	LE5 3TH			
Application No. (if	171750			
known)				

Please tick one or more of the licensing objectives that your representation relates to:		
Prevention of Crime and Disorder	\boxtimes	
Public Safety	\boxtimes	
Prevention of Public Nuisance	\boxtimes	
Protection of Children from Harm	\boxtimes	

Authority Declarations:

I write in my capacity as Licensing Enforcement Manager for Leicester City Council Licensing Authority on the authority delegated to me.

Please take notice that I am satisfied that allowing the premises to be used in accordance with the application would undermine the above stated Licensing Objectives and as such submit our representations.

Representations:

We would like to submit our representations for this premises application based upon the above stated licensing objectives.

The application is for a new Premises Licence for the Tandel Restaurant and Bar. The following activities have been applied for:

- The provision of recorded music indoors has been requested
 - o 11:00hrs to 23:00hrs Sunday to Thursday
 - o 11:00hrs to 00:00hrs Friday and Saturday
- The provision of late night refreshment indoors and outdoors has been requested
 - o 23:00hrs to 00:00hrs Friday and Saturday
- The supply of alcohol for consumption on the premises has been requested
 - o 11:00hrs to 23:00hrs Sunday to Thursday
 - o 11:00hrs to 00:00hrs Friday and Saturday
- The opening hours of the restaurant are
 - o 06:00hrs to 23:30hrs Sunday to Thursday
 - o 11:00hrs to 00:30hrs Friday and Saturday

No seasonal variations have been applied for.

The application suggests that the premises will be used primarily as a restaurant and bar.

The premises is located at 40 Green Lane Road in the basement of the Piccadilly Cinema, a busy area of the city in the North Evington ward of Leicester. The area consists of commercial buildings, residential properties, and has several premises licensed for the sale of alcohol both on and off the premises, and for late night refreshments.

The proposed area to be licensed is in the basement using a separate front door entrance for both access and egress. A set of stairs at the side of the cinema leads down to the premises. There is a large area for tables and chairs, a bar counter a kitchen and toilets. The premises is currently being used as a storage area and needs major refurbishment.

At 10:00hrs on Wednesday 5th February 2025, Elizabeth Arculus, Licensing Officer within the Licensing Enforcement Team at Leicester City Council attended the premises and was met by the applicant, Mr Nahal Mahis and his agent Mr Anil Patel of Greenhill Licensing. They went through the building together and the purpose of the facility was explained to her. They discussed the general operation of the premises and Mr Mahis explained some of the methods to counter some of the concerns that were raised whilst being shown round.

Some of the specifics that Mr Mahis relayed were that he was the applicant of the premises and would also be the Designated Premises Supervisor. Mr Mahis obtained a personal licence from Worthing Borough Council, which was issued on 11th July 2019, Licence Number 201900240.

The capacity of the venue will be 40-50 persons seated.

Mr Mahis confirmed that the CCTV system would be of the highest quality including provision for the clear facial recording of any persons entering the premises. The system will include a separate monitor with external cameras covering the front entrance. The internal cameras do not yet cover all accessible areas of the restaurant as there are wide pillars obstructing the view. The applicant was advised by the Licensing Officer to add an additional camera in the restaurant area so that the whole bar and counter area were covered.

The applicant understood the requirements of Challenge 25 and the need for a Refusals/Incident log. He stated that he had previous experience of working in a restaurant and an off-licence.

The Licensing Authority do have concerns about the premises and the effects it may have on the local community, both business and residential. This relates to the location of the CCTV cameras, the control of the age range of the persons attending and also the detail of the operating schedule that has been applied for. The operating schedule does lay out some of the intentions of the applicant however, it is loose in specifically how they would uphold the licensing objectives.

We believe that with the amendments and additions shown below that the premises and applicant could promote the licensing objectives in line with conducting their business in a safe manner.

Conditions Details:

We believe the below additions/amendments of conditions in full, which we believe are reasonable, proportionate and enforceable, may assist the Licence Holder in upholding the licensing objectives.

We have detailed, for clarity, those that

- (a) We believe should be replaced from the applied operating schedule with our proposed wording
- (b) Those to be removed from the operating schedule and;
- (c) Those that are in addition.

Any wording on the operating schedule that is not detailed below to remain on any licence

(a) Conditions to be replaced from Operating Schedule

Wording contained within the applied operating schedule as copied below be <u>replaced</u> with Requested Condition/s:

Operating Schedule Wording:

- The premises shall install and maintain a digital CCTV system
- The CCTV system shall have sufficient hard drive storage capacity to store a minimum of 28 days.
- ..downloads of footage can be provided to the Police & the Local Authority Officer upon reasonable request in accordance with the Data Protection Act.
- customer to leave quietly posters to be displayed.
- The premises shall operate a Challenge 25 policy. Such policy shall be written down and kept at the premises.

To be replaced with:

- The licence holder will ensure a high definition, colour HD CCTV camera system is installed, operational and recording whilst the premises is open to the public. The system must permit the identification of individual(s) in all lighting conditions.
- CCTV cameras must cover all areas that the public have access to, including the entrance, exit and pavement area immediately outside the premises.

- CCTV system images must be securely stored, display an accurate date/time stamp and retained for a minimum of 31 days.
- The licence holder will ensure that there is always a member of staff trained and available
 to download images/ footage immediately or an agreed timescale if requested by the
 police or the Licensing Authority.
- The licence holder shall take reasonable steps to prevent public nuisance being caused by customers outside the premises by displaying prominent Quiet notices requesting customers respect the needs of local residents.
- A Challenge 25 policy will be adopted with the only acceptable proof of age identification
 consisting of a current passport, photo card driving licence or identification carrying a
 PASS logo. A training record must be kept on the premises, retained for 12 months from
 the date of the incident and produced to an officer from a responsible authority upon
 request.

(b) Conditions to be removed from Operating Schedule

Wording contained within the applied operating schedule as copied below be removed:

Operating Schedule Wording to be removed:

N/A

(c) Requested Additional Conditions

Condition/s wording below to be added in full to any granted licence:

- The licence holder will ensure that a full fire risk assessment will be conducted and reviewed and implemented in line with Fire Safety Legislation annually.
- There will be regular safety checks of areas such as toilets and entrances/exits recorded in a logbook which will be kept on the premises and immediately available upon request from any authority officers.
- The Licence is subject to Leicester City Council's Standard Conditions for Places of Public Entertainment, published on the Licensing Authority's website www.leicester.gov.uk/licensing

Appendix:	
No Appendix	Click or tap here to enter text.

Authority Signatures:

Bobby Smiljanic Licensing Enforcement Manager Leicester City Council 19/02/2025

Reporting Officer Elizabeth Arculus

Licensing Authority Details:

Licensing Authority Licensing Enforcement York House 91 Granby Street LE1 6FB

Tel: 0116 4540049

Email: licensingenforcement@leicester.gov.uk

www.leicester.gov.uk/licensing

Notice Sent to:

Please note that this representation has been sent to:

- (1) Licensing Authority Applications Team, Leicestershire Police Licensing, Noise Pollution Team, Leicestershire Fire & Rescue Service
- (2) Applicant and/or Agent

Agreement Notice Applicant (if applicable & only valid if signed)

Notification to Local Authority of Agreement regarding Licensing Authority Enforcement Concerns.

Dear Licensing Authority,

I write in my capacity as the applicant/agent in relation to the above matter & application.

Discussions have taken place with Leicester City Council Licensing Enforcement in relation to their concerns and have been made aware of the above conditions that should be replaced/removed or added to any granted licence.

Please note:

I as the applicant/agent agree to all these conditions & amendments as detailed and do not, therefore consider that a hearing is necessary.

Signed 1:	
Name in block capitals	: ANIL BHAWSAR
Application Capacity:	LICENSING AGENT C/O GREENHILL LICENCES
Date:	22/2/25
Signed 2:	
Name in block capitals	::
Application Capacity:	
Date:	

Licensing Enforcement Agreement Confirmation (if applicable & only valid if signed)



Leicestershire Police

Licensing Act 2003 – Representation in respect of New Premises Licence Application.

Details of person	or body making representation
XZ	
Your Name:	PC Jefferson Pritchard
Your Address:	Force Licensing Department,
	Mansfield House Police Station,
	74 Belgrave Gate,
	Leicester.
	LE1 3GG
Detelle et energie	
Name of	es representation is about Tandel Restaurant & Bar
Premises:	l rander Restaurant & Bar
Address of	Basement of the Piccadilly Cinema
premises:	40 Green Lane Road
pi simoso.	Leicester
	LE5 3TH
Application No. (if	
known)	
Please tick one o	r more of the licensing objectives that your representation relates to:
Prevention of crime	
Public Safety	
Prevention of publi	
Protection of childr	en from harm
Please summaris	e your concerns about this application:
L write in my canac	city as Leicester City centre's alcohol licensing officer for Leicestershire
450 450	ited authority from the Chief Constable.
Tolice, with delega	ted authority from the chief constable.
My representation	to this new premises licence application is based upon three of the four
licensing objective	s as per the Licensing Act 2003. Those being:
(1) The preven	tion of crime and disorder

(2) Public Safety.

(3) The prevention of public nuisance.

In January 2025, an identical application was submitted for the same premises but was later withdrawn. Less than a month later, a second application has been submitted.

This is a new grant application for a restaurant and bar within the basement of Piccadilly Cinema, Green Lane Road, Leicester. LE5 3TH.

Green Lane Road is a busy road which links Humberstone Road with East Park Road.

Several licensed premises are located within close proximity to the proposed premises, including the cinema above.

The area consists of a mix of high-density housing upon the surrounding side streets and flats above the ground floor shops along Green Lane Road.

The proposed opening hours to the public are:

Sunday to Thursday from 6am until 11:30pm.

Friday & Saturday from 6am until 12:30am.

The applicant has requested the following licensable activities:

(1) The supply of alcohol for consumption on the premises only:

Sunday to Thursday from 11am until 11pm.

Friday & Saturday from 11am until midnight.

(2) Late Night Refreshments (Both on and off the premises)

Friday & Saturday from 11pm until midnight.

(3) The provision of recorded music (Indoors only):

Sunday to Thursday from 11am until 11pm.

Friday & Saturday from 11am until midnight.

(No seasonal variations have been requested).

The premises is located within the basement of Piccadilly Cinema, 40 Green Lane Road. Leicester.

At least two other existing premises (LEIPRM1570 & LEIPRM1728) which are allowed to supply alcohol are located within the same building.

The premises is located within the basement, below the cinema. As no fire exits are marked on the attached plan, I suspect the venues capacity may be limited to sixty persons only due to existing fire safety regulations.

The operating schedule states the premises is under refurbishment and is a "proposed" restaurant and bar. However, the premises could equally be a stand up, alcohol led bar which would result in increased risks to the operator and members of the public.

The neighbourhood police team have also raised concerns about the application, given incidents of crime and disorder in proximity to the premises. The neighbourhood team believes that another premises would add to existing alcohol related problems in the area.

Overall, the business intends to operate in the night-time economy, when alcohol related violent crime increases. The application makes no reference to the use of Security Industry Authority (SIA) door supervisors and alcohol is likely to be the primary licensable activity after 10pm.

Leicestershire Police respectfully requests the application is refused as it fails to promote three of the four licensing objectives.

PC2093 Jefferson Pritchard

Leicestershire Police – Alcohol Licensing for Leicester City Centre

Representation dated – Wednesday 19th February 2025.

Licensing Act 2003 - Representation in respect of an application for a New Premises Licence



Details of perso	City Council	
Your Name:	Alistair Hollis	
Your Address:	Noise and Pollution Team	
	City Hall	
	115 Charles Street	
	Leicester	
	LE1 1FZ	

Details of premises representation is about				
Name of Premises:	Tandel Restaurant and Bar			
Address of premises:	Piccadilly Cinema (Basement) 40 Green Lane Road Leicester			
Application No. (if known)				

Please tick one or more of the licensing objectives relates to:	that your representation
Prevention of crime and disorder	No
Public Safety	No
Prevention of public nuisance	Yes
Protection of children from harm	No

Please summarise your concerns about this application:

This premises application is for the basement of the Picadilly Cinema, Green Lane Road. The parts of the application I am concerned with is the provision of regulated entertainment including recorded music until 00:00 on Friday and Saturday. There are residential properties in very close proximity to the premises on Green Lane Road as well as adjacent roads.

There is another premise of note known as the Glassy Club, which currently holds a licence for recorded music until 02:00 on Fridays and Saturdays.

As the basement of the premises is being applied for, this by its nature would have improved sound insulation provided there are no voids or 'holes' where noise from recorded music can escape. Also of concern here is the smoking area, where customers convene and have the potential to cause issues with loud voices.

I would object to the application without the addition of the below conditions to minimise the potential impact on nearby residents. Upon speak with Anil Bhawsar,

who is the representing agent, and he has stated that the applicant would be provisionally willing to agree these conditions.

- All external doors and windows shall be kept closed, other than for access and egress, in all rooms within which amplified music or speech are taking place.
- The licence holder shall ensure that prominent, clear notices be displayed at all exits and in designated smoking areas requesting customers and staff respect the needs of local residents by keeping noise to a minimum when using the outside area and when leaving the premises
- No waste or recyclable materials, including bottles, shall be moved removed from or placed in outside areas between 23:00 and 07:30.
- No deliveries shall take place between the hours of 23:00 and 07:30 on all days.

Valentina Cenic Licensing Authority Office Leicester City Council York House 91 Granby Street Leicester LE1 6FB

Dear Valentina Cenic,

<u>Licensing Act 2003 – New Premises Licence.</u>

<u>Prevention of Public Nuisance.</u>

<u>Tandel Restaurant and Bar, Basement, Piccadilly Cinema, Green Lane Road, Leicester</u>

I, ANIL BHAWSAR applicant's representative of the above premises licence, hereby agree to the following modifications in respect to prevention of public nuisance.

Additional conditions:

- All external doors and windows shall be kept closed, other than for access and egress, in all rooms within which amplified music or speech are taking place.
- The licence holder shall ensure that prominent, clear notices be displayed at all exits and in designated smoking areas requesting customers and staff respect the needs of local residents by keeping noise to a minimum when using the outside area and when leaving the premises
- No waste or recyclable materials, including bottles, shall be moved removed from or placed in outside areas between 23:00 and 07:30.
- No deliveries shall take place between the hours of 23:00 and 07:30 on all days.

Signed	.A Bhawsar
Name: (PRINT)	ANIL BHAWSAR
Dated:	27/2/25

CONDITIONS

STEPS CONSISTENT WITH THE OPERATING SCHEDULE

The Premises Licence holder shall carry out due diligence checks to ensure, as far as practicable, that a person ordering alcohol to be delivered to their registered address, or collecting pre-ordered alcohol from the premises, is over 18 years of age. A record of each order and the checks carried out by the staff at the premises shall be kept either in a book or electronically and made available to Police, Local Authority Licensing and Trading Standards officers on request.

Internet sales / deliveries shall only be permitted to a registered address, not parks, open spaces or vehicles. If the sale contains alcohol, Challenge 25, Proof of age Photo ID must be validated by the person delivering the alcohol prior to it being handed to the customer.

Alcohol deliveries by staff from the premises shall only be carried out by persons who have undergone appropriate Challenge 25 training.

If deliveries are carried out by an external contractor a contract shall be in place ensuring that they train their delivery staff in line with current legislation relating to underage / drunkenness.

Prominent, clear and legible notices are displayed at all exits requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.

THE STORE WILL BE CLOSED FOR PUBLIC ACCESS BETWEEN 00.00 TO 06.00 HOURS, DURING THAT TIME ALL PRODUCTS AND SERVICES OFFERED VIA NIGHT HUTCH ON THE ENTRANCE IRON DOOR.

CONDITIONS CONSISTENT WITH THE REPRESENTATION & AGREEMENT FROM LICENSING ENFORCEMENT

The Licence Holder will ensure a high definition, colour HD CCTV camera system is installed, operational and recording whilst the premises is open to the public. The system must permit the identification of individual(s) in all lighting conditions.

CCTV cameras must cover all areas that the public have access to, including the entrance, exit and pavement area immediately outside the premises.

CCTV system images must be securely stored, display an accurate date/time stamp and retained for a minimum of 31 days.

The Licence Holder will ensure that there is always a member of staff trained and available to download images/footage immediately or an agreed timescale if requested by the police or the Licensing Authority.

The Licence Holder shall take reasonable steps to prevent public nuisance being caused by customers outside the premises by displaying prominent Quiet notices requesting customers respect the needs of local residents.

A Challenge 25 Policy will be adopted with the only acceptable proof of age identification consisting of a current passport, photo card driving licence or identification carrying a PASS logo. A training records must be kept on the premises, retained for 12 months from the date of the incident and produced to an officer from a responsible authority upon request.

The Licence Holder will ensure that a full fire risk assessment will be conducted and reviewed and implemented in line with Fire Safety Legislation annually.

There will be regular safety checks of areas such as toilets and entrances/exits recorded in a logbook which will be kept on the premises and immediately available upon request from any authority officers.

The Licence is subject to Leicester City Council's Standard COnditions for Places of Public Entertainment, published on the Licensing Authority's website www.leicester.gov.uk/licensing

CONDITIONS CONSISTENT WITH THE REPRESENTATION & AGREEMENT FROM NOISE TEAM

All external doors and windows shall be kept closed, other than for access and egress, in all rooms within which amplified music or speech are taking place

The licence holder shall ensure that prominent, clear notices be displayed at all exits and in designated smoking areas requesting customers and staff respect the needs of local residents by keeping noise to a minimum when using the outside area and when leaving the premises

No waste or recyclable materials, including bottles, shall be moved removed from or placed in outside areas between 23:00 and 07:30

No deliveries shall take place between the hours of 23:00 and 07:30 on all days.