



Leicester
City Council

LICENSING (HEARINGS) SUB-COMMITTEE

DATE: THURSDAY, 6 MARCH 2025

TIME: 4:30 pm

PLACE: Meeting Room G.02, Ground Floor, City Hall, 115 Charles Street, Leicester, LE1 1FZ

Members of the Sub-Committee

Councillors Singh Johal, Cole and Joshi

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

for Monitoring Officer

Officer contact:

Katie Jordan, Governance Services Officer / Julian Yeung, Governance Support Assistant,
email: committees@leicester.gov.uk

Information for Members of the Public

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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.

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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 meeting held on 18 December 2024 are attached and members will be asked to confirm them as a correct record.

5. Private Session

AGENDA

MEMBERS OF THE PUBLIC TO NOTE

Under the law, the Sub-Committee is entitled to consider certain items in private where in the circumstances the public interest in maintaining the matter exempt from publication outweighs the public interest in disclosing the information. Members of the public will be asked to leave the meeting when such items are discussed.

The Sub-Committee is recommended to consider the following reports in private on the grounds that they contain 'exempt' information as defined by the Local Government (Access to Information) Act 1985, as amended, and consequently that the Sub-Committee makes the following resolution:- "that the press and public be excluded during consideration of the following reports in accordance with the provisions of Section 100A(4) of the Local Government Act 1972, as amended, because they involve the likely disclosure of 'exempt' information, as defined in the Paragraphs detailed below of Part 1 of Schedule 12A of the Act, and taking all the circumstances into account, it is considered that the public interest in maintaining the information as exempt outweighs the public interest in disclosing the information."

Paragraph 1

Information relating to an individual.

Paragraph 2

Information which is likely to reveal the identity of an individual.

Paragraph 7

Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

B1) APPLICATION FOR A VARIATION OF AN EXISTING PREMISES
LICENCE - MINI OFF LICENCE, 220 NARBOROUGH ROAD, LEICESTER,
LE3 2AN

6. **Application for a Variation of an Existing Premises Licence - Mini Off Licence, 220 Narborough Road, Leicester, LE3 2AN** [Appendix B](#) (Pages 17 - 52)

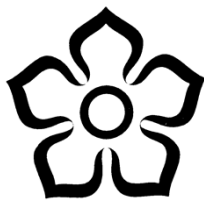
The Director of Neighbourhood and Environmental Services submits a report for an application for a variation to an existing premises licence for Mini Off Licence, 220 Narborough Road, Leicester, LE3 2AN.

7. **Public Session**

8. Application for a variation of an Existing Premises Licence - TTR Local, 22 King Street, Leicester [Appendix C](#)
(Pages 53 - 106)

The Director of Neighbourhood and Environmental Services submits a report for an application for a variation to an existing premises licence for TTR Local, 22 King Street, Leicester.

9. Any Other Urgent Business



Leicester
City Council

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

Held: WEDNESDAY, 18 DECEMBER 2024 at 5:00 pm

P R E S E N T:

Councillor Singh Johal (Chair)

Councillor Joshi

Councillor Karavadra

* * * * *

9. APPOINTMENT OF CHAIR

Councillor Singh Johal was appointed as Chair of the meeting.

10. APOLOGIES FOR ABSENCE

There were no apologies for absence.

11. DECLARATIONS OF INTEREST

There were no declarations of interest.

12. MINUTES OF PREVIOUS MEETING

The minutes of the previous meeting held on 26 November 2024 were recorded as a true and accurate record.

**13. APPLICATION FOR A VARIATION OF AN EXISTING PREMISES LICENCE -
Tonne, 1-3 ST. MARTINS WALK, LEICESTER LE1 5DG**

Councillor Singh Johal, 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 under the Licensing Act 2003 for a variation to an existing premises licence for Tonne, 1-3 St. Martins Walk, Leicester LE1 5DG.

Mr Nicholas Ameer-Beg was present on behalf of the Applicant Habitual Ventures Ltd. PC Karl Turner, Leicestershire Police was also in attendance.

Also present was the Licensing Team Manager (Policy and Applications) and the Legal Adviser to the Sub-Committee and an observer.

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

A representation was received on 25 November 2024 from the Police. The representation related to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The representee was concerned that overall, the application was vague and did not provide specific details about how the operator would promote and uphold the licensing objectives. The application lacked specific details about the premises CCTV system, its coverage, retention period and how it could be accessed by the responsible authorities. Similarly, there was no reference to the venue's security provision, given the potential risks of operating in the night-time economy, when alcohol violent crime in the city centre increased. Given the high concentration of licensed premises in the area who supplied alcohol into the night-time economy / early hours of the morning, did unfortunately occasionally result in alcohol related violent crime, disorder and anti-social behaviour in the area. The Police proposed conditions to be added to the licence. They were not able to reach an agreement with the applicant.

PC Turner, Police Constable for Leicestershire Police, was given the opportunity to outline the details of the Police's review application and answered questions from Members and officers.

Mr Ameer-Beg was given the opportunity to address the Sub-Committee and answered questions from the Members and officers.

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:

That the Sub-Committee's decision is that it is appropriate for the promotion of the licensing objectives to vary the Premises Licence as follows:

- (i) to add to the Licence, authorisation for the playing of live music both Indoors and Outdoors seven days a week, from 1pm through to 2am on Sunday to Thursday and from 1pm through to 3am on Friday and Saturday.
- (ii) to add to the Licence, authorisation for the provision of late night refreshment Outdoors and the playing of recorded music Outdoors seven days a week from 12noon to 3am.
- (iii) to extend by one hour to 3am seven days a week, the authorisation for the provision of late night refreshment Indoors and the playing of recorded music Indoors.
- (iv) to extend by 40 minutes to 2.40am seven days a week, the authorisation to supply alcohol for consumption ON and OFF the premises.

SUBJECT to the conditions detailed in Appendix D of the Licensing Officer's Report.

REASONS

In considering the application by Habitual Ventures Ltd for variation of the Premises Licence it holds for Tonne, 1-3 St. Martins Walk, 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.

Tonne is located within St Martins Square. There are other licensed premises in the area. The premises comprise a ground floor and a first-floor area together with a large external seating area immediately outside the front of the premises on St Martins Walk. The premises has been licensed since 2017 and at the time of the application opened seven days a week from 9am through to 2am. The Sub-Committee was informed that despite the availability of seating, the premises was operated as an alcohol led, stand up bar with a capacity of

approximately 150.

Habitual Ventures Ltd, which holds the Premises Licence, was incorporated in 2017. The sole director and the person with significant control of the Company is Nicholas Ameer-Beg. He is also the Designated Premises Supervisor. The Licence provided authorisation seven days a week from 11pm to 2am for the provision of late night refreshment Indoors, and seven days a week from 9am through to 2am for the playing of recorded music Indoors and the supply of alcohol for consumption On and Off the premises.

The variation sought: (i) addition to the Licence of authorisation for the playing of live music both Indoors and Outdoors seven days a week, from 1pm through to 2am on Sunday to Thursday and from 1pm through to 3am on Friday and Saturday; (ii) addition to the Licence of authorisation for the provision of late night refreshment Outdoors and the playing of recorded music Outdoors seven days a week from 12noon to 3am; (iii) extension by one hour to 3am seven days a week, the authorisation for the provision of late night refreshment Indoors and the playing of recorded music Indoors; and (iv) extension by one hour to 3am seven days a week, the authorisation to supply alcohol for consumption ON and OFF the premises.

The Sub-Committee noted that no representations had been received from residents, local businesses, or any Responsible Authorities other than Leicestershire Police.

Representations were originally received from the Police in opposition to the application based on all the licensing objectives. However, they proposed nine conditions could be added to the Licence which if agreed would deal with their objection. The Applicant had not agreed these conditions in advance but confirmed at the hearing its agreement to eight of the conditions. The only point of contention was in connection with the requested variation to extend the authorisation to supply alcohol for consumption ON and OFF the premises by one hour to 3am seven days a week. The Applicant asked the Sub-Committee to allow that variation while the Police requested that the supply of alcohol cease no later than 2.40am daily. The Sub-Committee did not stray into undisputed areas so that was the only issue to decide.

The Police indicated that crime at the venue was low with only one reported incident in the previous year when at new year the premises was open beyond its licensed hours and an argument between two customers culminated in a fight in the street. However, the Police had been concerned that the variation application had been vague and had lacked specific detail as to how the licensing objectives would be promoted and upheld specifically as regards the provision of CCTV coverage and security at the premises. Their concern related to the possibility of alcohol related crime and disorder and anti-social behaviour in the night-time economy / early hours of the morning. The Police referred the Sub-Committee to the licensed hours of other premises in the area, which the Licensing Officer subsequently confirmed as: Bar Tropicia opening hours Monday to Sunday 10am through to 2am; O'Neills opening hours Sunday to Wednesday 7am through to 12.30am and Thursday to

Saturday 7am through to 2.30am (alcohol ceases 30 minutes before daily closing time); Bottle Garden, opening hours Monday to Thursday 11am to 11.30pm, Friday to Saturday 11am through to 1.30am and Sunday 11am to 9.30pm (alcohol ceases 30 minutes before daily closing time); Little Sister opening hours Monday to Tuesday 12 Noon to Midnight, Wednesday to Friday 12 Noon to 4am, Saturday 10am through to 4am and Sunday 12 Noon to 11pm (alcohol ceases 30 minutes before daily closing time). The Police believed that a 20 minute 'drinking up' period to aid customer dispersal was appropriate and proportionate in this particular case.

Mr Ameer-Beg explained that he also runs another licensed venue which has been without incident in the previous seven years. He did not take issue with a 'drinking up' period but mooted why the sale of alcohol should not finish at 3am with the premises closing later at for example 3.30am. He felt that the 2.40am cessation left the business at a commercial disadvantage to other licensed premises in the area.

The Sub-Committee noted that a 'drinking up' period can be appropriate. The consumption of alcohol is not a licensable activity so it is perfectly permissible for premises to allow the consumption of previously purchased alcohol subject to opening hours commensurate with planning permission. In this case, the Police had requested this particular period and it has been an exercise of judgement for the Sub-Committee. Any aspect of 'commercial disadvantage' is not a relevant consideration as it does not relate to any of the licensing objectives. Rather, the Sub-Committee notes the Statutory Guidance which details: "Licensing authorities should look to the police as the main source of advice on crime and disorder." The Sub-Committee believes it is appropriate and proportionate for the supply of alcohol to cease no later than 2.40am daily.

The previous conditions on the Premises Licence were light in detail and the Sub-Committee believes the conditions to which the Licence is now made subject 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.

14. APPLICATION FOR A NEW PREMISES LICENCE - THE CAR PARK AT 73B CHURCH GATE, LEICESTER, LE1 3AN

Councillor Singh Johal, 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 under the Licensing Act 2003 for a new premises licence for 73b Church Gate, Leicester.

Mr Anup Patel was present on behalf of the Applicant I-Reality Ltd. Also in attendance was PC Karl Turner, Leicestershire Police, Elizabeth Arculus, Licensing Enforcement team, and James Brown, Noise and Pollution team.

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 22 November 2024 from the Noise team. The representation related to the prevention of public nuisance. The Noise Team were concerned that noise associated with the applied for licensable activities at this premises would interfere with the use and may cause nuisance to nearby properties. They had recommended refusal of the application.

A second representation was received on 26 November 2024 from the Licensing Enforcement team. The representation related to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The Licensing Enforcement Team were concerned about the premises and the effects it may have on the local community, both business and residential. They had reached an agreement with the applicant regarding conditions to be added to the licence, if granted.

A third representation was received on 2 December 2024 from the Police. The representation related to the prevention of crime and disorder, the prevention of public nuisance, public safety, the protection of children from harm. The Police were concerned about the application, given the size of the outdoor area, combined with the size of the existing licensed premises. They had reached an agreement with the applicant regarding conditions to be added to the licence, if granted.

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

Mr Brown, Noise and Pollution Control Officer was given the opportunity to outline the details of their representation and answered questions from Members and officers.

PC Turner, Police Constable for Leicestershire Police, was given the opportunity to outline the details of the Police's representation and answered questions from Members and officers.

Mr Patel was given the opportunity to address the Sub-Committee and answered questions from the Members and officers.

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** a Premises Licence for the Car Park / Courtyard at 73B (rear of 75) Church Gate, Leicester authorising the licensable activities detailed below subject to the conditions detailed below:

The licensable activities authorised are:

- (i) the supply of alcohol for consumption ON and OFF the premises between 2pm to 11pm daily on no more than 25 days per calendar year.
- (ii) The provision of regulated entertainment between 2pm to 11pm daily consisting of the provision of plays, films, indoor sporting events, boxing and wrestling entertainments, live music, recorded music, performances of dance and the provision of anything of a similar description to live music, recorded music or performances of dance.

The Licence is granted subject to the following conditions detailed in Appendix C of the Licensing Officer's Report:

- (i) the conditions consistent with the Operating Schedule
- (ii) the conditions consistent with the Licensing Enforcement Representation Agreement
- (iii) the conditions consistent with the Leicestershire Police Representation Agreement save that the condition which reads "The licence holder will be limited to no more than thirty events in a calendar year, in which amplified music is played. With one event classified as incorporating consecutive days of Friday to Monday only" is deleted.

The Licence is granted subject to the following additional conditions:

- (iv) The Licence holder shall ensure that no licensed activities take place at any time when any licensed or deregulated activity is taking place at the Mix'd Café Bar.
- (v) Amplified music shall be played only on days authorised by the Premises Licence for the supply of alcohol for consumption ON the premises.
- (vi) Amplified music shall not be played on a consecutive day.
- (vii) The Licence holder shall ensure, prior to the first opening of the premises, that a comprehensive Noise Risk Assessment and Noise Management Plan covering all licensed activities at the premises has been prepared in consultation with the Leicester City Council Noise Pollution Team.
- (viii) The Licence holder shall ensure that the Noise Management Plan is fully complied with when any licensed activity is undertaken at the premises.
- (ix) The Licence holder shall ensure, prior to the first opening of the premises, that a full Fire Safety Risk Assessment is conducted by an organisation / person agreed in advance by Leicester City Council Licensing Enforcement.
- (x) The Licence holder shall ensure that the Fire Safety Risk Assessment includes maximum safe capacity figures for the premises including separate figures for the area of the Car Park and the area of the Courtyard and that those figures are confirmed by Leicestershire Fire and Rescue Service.
- (xi) The Licence holder shall ensure that the number of persons present at any one time in the Car Park area and in the Courtyard area, including staff and other personnel, does not exceed the maximum safe capacity figure for those areas confirmed by Leicestershire Fire and Rescue Service.
- (xii) The Licence holder shall ensure that the Fire Safety Risk Assessment is reviewed each calendar year.
- (xiii) The Licence holder shall ensure that only plastic cups or cans are used to serve drinks to customers. No glasses shall be used.

REASONS

In considering the application by I-Realty Ltd for a Premises Licence for the Car Park / Courtyard at 73B (rear of 75) Church Gate, 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 Car Park / Courtyard sits outside Mix'd Café Bar on Church Gate. Entrance to both the Car Park / Courtyard and the Bar is through a gate on Church Gate. The surrounding area is made up of shops, cafes, licensed premises, small businesses, and residential properties. It is busy during the day, evening, and night-time economy. The Car Park / Courtyard is enclosed by high brick walls with the south side enclosed by a residential façade where windows have a view down into the Car Park / Courtyard.

The applicant is I-Realty Ltd which was incorporated in 2012. It has three directors. Mr Anup Patel is a director and the person with significant control of the Company. He is to be the Designated Premises Supervisor. The Company owns the Mix'd Café Bar but the Car Park / Courtyard is leased. The Mix'd Café Bar has a large ground and first-floor area with a combined one thousand capacity. The Company has held a Premises Licence for the Mix'd Café Bar since 2013, the current licensed hours being from 8am through to 4.30am daily. The Mix'd Café Bar Premises Licence authorises the supply of alcohol for consumption ON and OFF the premises so that the Company is able to sell alcohol to customers who may take it outside into the Car Park / Courtyard to drink it. The Mix'd Bar Café Premises Licence details a condition that "the licence holder will ensure that there will be no amplified music or voice in the outside areas."

Mr Patel informed the Sub-Committee that the Lease for the Car Park / Courtyard provides that a Licence must be held for licensable activities held in the Car Park / Courtyard area. The Car Park / Courtyard has previously been licensed without incident by the use of Temporary Event Notices.

In its written application for the Premises Licence for the Car Park / Courtyard, the Company indicated "30 events per year cap as discussed prior to the application with both the Leicester City Council Licencing and Sound teams as well as Leicestershire Police" before then setting out the timings for the authorisation requested for the provision of regulated entertainment and the supply of alcohol.

That written application by itself, might easily be read as an application for a Premises Licence authorising the use of the Car Park / Courtyard for the requested activities on no than 30 occasions per year. The application presented to the Sub-Committee at the hearing was far more extensive.

The Company explained at the hearing that it viewed its original application as correctly made with a request for authorisation of the requested licensable activities on a daily basis from 12 noon to 11pm and a cap of 30 occasions per year on which amplified music would be played. However, and although it preferred the original application details and did not see the need for movement on timings, it was prepared to reduce the requested daily licensed hours to run from 2pm to 11pm and for the cap to be set at 25 for the occasions per year when amplified music could be played, with none of these occasions being consecutive days apart from bank holidays and public holidays. On this later aspect, during the hearing, the Company indicated that amplified music would not be played on consecutive days (without reference to bank or public holidays).

The Company sought a Premises Licence authorising the daily provision of regulated entertainment consisting of the provision of plays, films, indoor sporting events, boxing and wrestling entertainments, live music, recorded music, performances of dance and the provision of anything of a similar description to live music, recorded music or performances of dance. It additionally sought authorisation for the daily supply of alcohol both ON and OFF the premises.

Both the Licensing Enforcement Team and Leicestershire Police originally provided written representations based on all of the licensing objectives opposing the application. They subsequently agreed conditions with the Applicant and they no longer opposed the application at the hearing.

The Police proposed a condition detailing: "The licence holder will be limited to no more than thirty events in a calendar year, in which amplified music is played. With one event classified as incorporating consecutive days of Friday to Monday only". The Company agreed that condition with the Police before subsequently offering a "Cap of 25 events (instead of 30)"

A representation was received from the Noise and Pollution Control Team opposing the application based on the prevention of public nuisance licensing objective. They believe noise from licensed activities including in particular amplified live and recorded music will cause noise nuisance and interfere with the use of nearby residential properties. They acknowledge previous successful TENs without complaint and the Company's advance engagement with residents about those events. However, the cumulative impact of frequent events was likely to be detrimental over time. Different activities bring different noise types. They explained that outdoor venues are particularly difficult to manage regarding noise control. Environmental factors such as wind direction and speed can carry music noise. Live and recorded music could vary greatly between events and likely include bass which can travel across long distances

and affect an increasing number of residents, not just those living in the immediate area surrounding the Car Park / Courtyard. Mitigation can come in the form of a noise limiting device that is permanently fitted to the speaker system which all amplified music or voice is run through for events. However, due to the size of the Car Park / Courtyard and the proximity to residential properties, most sound produced by licensable activities in the Car Park / Courtyard will likely lead to unacceptable internal noise levels in the nearest residences. To avoid noise nuisances, the sound level in the Car Park / Courtyard would have to be significantly limited, undermining the intended licensable activity, and impacting the experience for patrons. Crowd noise is also likely to be a factor, with incidents of random loud crowd outbursts generated at sporting events being particularly intrusive and very difficult to control. The Noise Team was not impressed with the Noise Management Plan submitted by the Company which it opined had the look of an AI created document lacking in detail on information regarding proposed decibel levels. The Noise Team believed the application should be refused and that the Company should continue to give TENs so that events could be considered on individual merit.

Mr Patel addressed the Sub-Committee at length on behalf of the Company. He pointed to a good record as regards the Premises Licence held for the Mix'd Café Bar which has been operated since 2013 without any adverse involvement of the Police or other Responsible Authorities. He indicated that having purchased the building, the Company had invested heavily in the Mix'd Café Bar and was looking at ways to ensure a sustainable future with the benefit to the Church Gate area such longevity would bring. He referred to the Car Park / Courtyard as a 'golden nugget' being the only place in the City Centre perfect for music events. Historically, TENs had been given to hold outdoor events in the summer months. Mr Patel pointed to a proven track record of management and noise control since 2015. There have been 36 TENs since 2015 with 16 since 2022. There have been 9 years of successful TENs for the Car Park / Courtyard (limit of 499 Car Park & limit of 499 Courtyard each time) without 'verified' statutory nuisance or complaint from neighbouring businesses or residents.¹ The TENs involved hiring a marquee, portable toilets, a sound system and the provision of catering facilities at an increasingly prohibitive cost of approximately £3,000 each time. The Company wanted to use / install permanent equipment going forward. The Company has shown a willingness to engage with Responsible Authorities regarding the current application such that the original objections from the Licensing Team and the Police had been resolved. The Company does not accept the Noise Team's concerns. It indicates: "We use a modern sound setup that mitigates noise impact such as Cardioid to direct the output of subwoofers in order to limit excessive amounts of bass in undesired locations." Noise management plans and regular hourly monitoring during events together with an onsite sound engineer to maintain control and react to variables will be in place for events. Mr Patel emphasises that no objections to the present application have been received from neighbouring businesses (who were actually in support of

¹ The reference to 'verified' statutory nuisance should be read in light of the emails from 2017 which the Applicant has presented where the Noise Team does indicate; "We have witnessed nuisance from events at Mix'd within residential properties."

the application and the additional trade and business increased footfall would bring to the area) or from residents, and that community engagement ahead of events will continue as it has done in the past. Mr Patel explained that residential flats overlooking the Car Park / Courtyard had sound insulation as referenced in emails involving the Noise Team and Panning in 2017 which were included in the supplemental material submitted in support of the application. Photographs included in that material showed windows open in the overlooking flats during an event in 2017.

The Church Gate area is well known to Sub-Committee Members who raised questions regarding safe access and egress to the Car Park / Courtyard and capacity levels. Mr Patel explained that there is a main point of access and egress via a wide front gate on Church Gate. There is additionally a smaller side entrance which runs parallel to the front gate. Mr Patel was not able to accurately assess the capacity of the Car Park / Courtyard, although previous TEN numbers provided some assistance. No Fire Risk Assessment was yet in place but he proposed that the capacity level should be that set in the Fire Risk Assessment in due course. The Company did not intend to hold events in the Car Park / Courtyard and the Mix'd Café Bar at the same time and did not object to a licensed condition prohibiting that.

Mr Patel referred to the public benefit in use of the premises by local bodies and the increased footfall and trade to the area as a result of its events. He also questioned the viability of the Mix'd Café Bar going forward if the Premises Licence was not granted for the Car Park / Courtyard. Those commercial considerations do not relate to the licensing objectives so they are not relevant considerations for the Sub-Committee.

Mr Patel believes the Noise Team opposition is based on speculation that noise nuisance 'might' occur whereas the TEN history showed a proven ability to handle noise without complaint. Mr Patel emphasised that the Company was able to undertake a number of deregulated activities at the Car Park / Courtyard in particular as a 'workplace' in any event and he could not see why the Noise Team had objected to the application. Mr Patel felt the Noise Team had failed to engage with the Company in what he described as the helpful manner which had been adopted by the Licensing Team and the Police.

The Sub-Committee found the original written application light in explanation. It is an application with potential serious consequences for residents (both in the immediate area and further afield). No residents have objected to the application. The Sub-Committee simply notes it is at least possible that some may not have appreciated the full import of the application. This possibility has played no part in the Sub-Committee's decision.

In considering whether to grant a Premises Licence the Sub-Committee has looked exclusively at the licensing objective of the prevention of public nuisance.

The Company is wrong to seek to equate the previous limited TEN history (36 TENs since 2015 with 16 since 2022) with a Premises Licence authorising

licensable activities 365 days a year.

The Company has referred to the deregulatory changes which have amended the Licensing Act 2003 (The Live Music Act 2012; Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013; The Legislative Reform (Entertainment Licensing) Order 2014; and the Deregulation Act 2015) and Mr Patel expressed surprise at the Noise Team objections in view of what the Company was able to undertake in the Car Park / Courtyard as a 'workplace'. Deregulated activities in a 'workplace' have certain limitations and if premises are licensed under the Licensing Act 2003, they cannot also be treated as a workplace for the purpose of the Live Music Act 2012. In addition, the Sub-Committee notes the condition detailed on the Mix'd Bar Café Premises Licence that "the licence holder will ensure that there will be no amplified music or voice in the outside areas."

However, it is important to appreciate the effect of deregulation. The effect of the Licensing Act 2003 Schedule 1 Part 2 Exemptions paragraph 12A(1), in so far as it is relevant to this application, is that the provision of entertainment consisting of a performance of live music and/or the playing of recorded music, is not to be regarded as the provision of regulated entertainment for the purposes of the Act if (a) music takes place on premises which are authorised by a premises licence to be used for the supply of alcohol for consumption on the premises; (b) at the time of the music, the premises are open for the purposes of being used for the supply of alcohol for consumption on the premises; (c) if the music is amplified, it takes place in the presence of an audience of no more than 500 persons, and (d) the music takes place between 8am and 11pm on the same day.

Again in so far as it is relevant to this application, in accordance with paragraph 12A(2) any condition of the premises licence which relates to live music, recorded music or both does not have effect in relation to the music. Such a condition only has effect on a review of a Premises Licence if the condition either falls within paragraph 12A(3) or is added to the Licence in accordance with paragraph 12A(4).

So, no licence permission is required for a performance of amplified live music between 8am and 11pm on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500. Similarly no licence permission is required for any playing of recorded music between 8am and 11pm on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.

The proposed condition agreed by the Company with the Police that: "The licence holder will be limited to no more than thirty events in a calendar year, in which amplified music is played. With one event classified as incorporating consecutive days of Friday to Monday only" would in these circumstances be of effect only if, for example, the audience exceeded 500.

However, it is clear that the Company and the Police had in mind capping the

occasions on which amplified music would be played. Unfortunately, the Company has not provided occupancy figures for the Car Park / Courtyard other than to make general reference to previous TENs for each area where the maximum permitted number of people attending at any one time was 499. Had the Company arranged a Fire Safety Risk Assessment ahead of the hearing and confirmed the safe capacity figures with Leicestershire Fire and Rescue Service, those occupancy figures would have been available to the Sub-Committee.

The Company in its application for a Premises Licence has sought authorisation for the daily supply of alcohol for consumption ON and OFF the premises. If granted as requested, the Company would benefit from deregulation so that it could on a daily basis play live amplified and/or recorded music to an audience which does not exceed 500. That is clearly unacceptable for these premises from the perspective of the cumulative impact of noise nuisance to residents. In addition, it renders of limited if any value, any benefit in providing a condition capping to either 25 or 30 days per calendar year, the number of days on which amplified music can be played.

Live music remains licensable where a performance of amplified live music takes place at a time when the relevant licensed premises are not open for the purposes of being used for the sale or supply of alcohol for consumption on the premises.

The Sub-Committee has therefore limited authorisation for the supply of alcohol for consumption ON and OFF the premises to no more than 25 days per calendar year. On those occasions, the Company will be able to benefit from deregulation for the performance of amplified live music and the playing of recorded music where the audience does not exceed 500. In the event the audience exceeds 500, then subject to being within the maximum safe capacity figures confirmed by Leicestershire Fire and Rescue Service, the performance will be authorised by the Premises Licence.

The Company is therefore able to sell alcohol between 2pm and 11pm on 25 days per calendar year and amplified music can be played on those occasions. Outside of those 25 days, the Company is able to continue to give up to 15 TENs for up to 21 days in a calendar year. This is in addition to any deregulated activities which the Company may carry on.

The Company did not refute the Noise Team's suspicion that the Noise Management Plan presented had been AI generated. Regardless of whether it was, the Sub-Committee expects the Company to work with the Noise Team. The conditions provide for that cooperation prior to the first opening of the premises by way of the preparation of a comprehensive Noise Risk Assessment and Noise Management Plan in consultation with the Noise Team covering all licensed activities.

The Sub-Committee was concerned with the absence of a Fire Safety Risk Assessment for the Car Park / Courtyard. The Licensing Team indicated that it had in meeting with the Company agreed to remove a proposed condition

regarding such an Assessment. They indicated that the Company agreed there would be an Assessment prior to the opening of the Car Park / Courtyard but the Company did not feel the need to have one repeated annually. Mr Patel clarified at the hearing that the Company agreed there should be an Assessment but as it was required under legislation other than the Licensing Act 2003, he believed on advice that it was not appropriate to include it as a Licence condition. The Sub-Committee was concerned at the lack of information provided by the Company regarding safety and capacity limits. It also noted the inclusion on the Premises Licence for the Mix'd Café Bar of a condition: "the licence holder will ensure that a full fire risk assessment will be conducted and reviewed yearly."

Licensed premises are covered by the Regulatory Reform (Fire Safety) Order 2005, SI 2005/1542 which requires 'the responsible person' to carry out a fire risk assessment of the premises. The fire risk should consider the adequacy of the means of escape, fire safety signs and notices, emergency lighting, fire warning systems, fire-fighting equipment and training. The Sub-Committee would have preferred that the significant outcomes of this risk assessment, including occupancy figures, designated escape routes, evacuation procedures etc. should have been included in the Operating Schedule accompanying the application to allow a full evaluation of the information.

In those circumstances, the Sub-Committee has decided that the need for a Fire Safety Risk Assessment and its annual review should be a condition of the Licence for the Car Park / Courtyard.

The Sub-Committee believes the conditions subject 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.

15. ANY OTHER URGENT BUSINESS

With there being no further business, the meeting closed at 10.10pm.

By virtue of paragraph(s) 1, 2, 7 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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Application for a variation of an existing premises licence

Licensing (Hearings) Sub-Committee

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

Decision to be taken on/Date of meeting: 6th March 2025

Lead director/officer: Deborah Bragg

Useful information

- Ward(s) affected: Castle
- Report author: Valentina Cenic
- Author contact details: 0116 454 3081
- Report version number: 1

1. Summary

- 1.1 This report outlines an application under the Licensing Act 2003 for a variation to an existing premises licence for TTR Local, 22 King Street, Leicester and summarises the representation 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 representations, Members must consider whether to
- Grant the licence without modification
 - Modify the conditions of the licence
 - Reject the whole application

3. Application and promotion of the licensing objectives

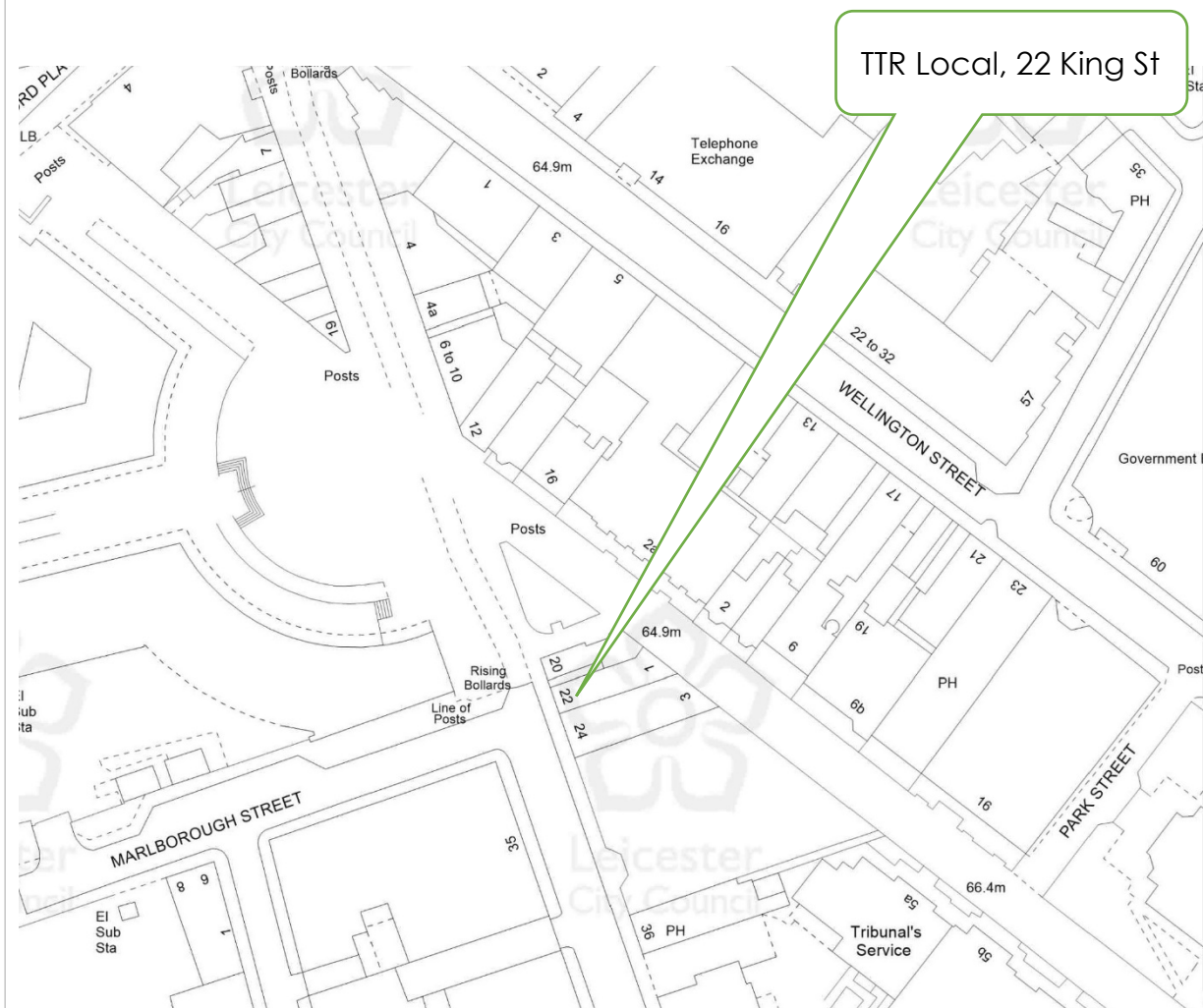
- 3.1 An application was received on 15th January 2025 for a variation of an existing premises licence for TTR Local, 22 King Street, Leicester. A copy of the application is attached at Appendix A.

- 3.2 The variation application is as follows:

Licensable activity	Current hours	Proposed hours
Opening hours	Monday to Sunday 07:30 – 21:00	Monday to Sunday 00:00 – 00:00
Late night refreshment	n/a	Monday to Sunday 23:00 – 05:00
Sale of alcohol (off)	Monday to Sunday 09:00 – 20:00	Monday to Sunday 00:00 – 00:00

- 3.3 The steps the applicant proposes to take to promote the licensing objectives are set out in the operating schedule (see section 16 of Appendix A).
- 3.4 The existing licence is attached at Appendix B.
- 3.5 In arriving at its decision on the application, the Licensing Authority's primary consideration must be the promotion of the licensing objectives.

3.6 Location Plan



4. Representations

4.1 A representation was received on 21st January 2025 from the Police. The representation relates to the prevention of public nuisance, prevention of crime and disorder and public safety. Given the premises proximity to other licensed premises, the Police are deeply concerned about the premises' proposal to operate and sell alcohol 24/7. It is highly likely that the premises will act as a magnet if they serve alcohol to customers already under the influence of alcohol and/or supply alcohol to those customers attending nearby licensed premises, either before or after.

There is also a possibility that members of the public/customers who are refused entry or ejected from nearby premises may elect to source alcohol from the premises in order to continue their night out.

The public space seating area at the bottom of New Walk/King Street (within 20m from the premises) could provide an attractive space for customers to consume alcohol and other products purchased from the premises.

Similarly, the applicant will be unable to manage customers outside the premises between midnight and 6am, as they are in the public domain. But the very fact they are outside is likely to result in increased noise and public nuisance.

The application also refers to a delivery service, which would suggest delivery couriers on both pedal cycles, mopeds and motor vehicles will potentially be attending the premises to collect orders. This in turn will generate noise and is likely to disturb local residents who live along King Street and Marlborough Street.

As alcohol related violent crime, disorder and anti-social behaviour increases in the city centre during the night-time economy, it means there is a real risk of serious problems both at and in the proximity to the premises, regardless of the best intentions of the applicant.

Therefore, the Police requests the application is refused, as it is both appropriate and proportionate to address the causes of the concern(s).

A copy of the representation is attached at Appendix C.

- 4.2 A representation was received on 24th January 2025 from a Councillor. The representation relates to prevention of crime and disorder and prevention of public nuisance. The Councillor is concerned that a 24 hour off-licence will attract people, literally at all hours, to consume alcohol in the nearby vicinity and will have no apparent means of controlling the conduct of those who visit the premises.

The nearby location of several late-night premises will mean this area could turn into an open-air nightclub with none of the commensurate means of organisation or control. This will lead to excessive noise and disruption for nearby residents and the potential for serious crime and disorder.

A copy of the representation is attached at Appendix C1.

- 4.3 A representation was received on 5th February from the Licensing Enforcement Manager. The representation relates to prevention of crime and disorder, prevention of public nuisance and public safety. The Licensing Authority do have concerns about the premises and the effects the extended hours may have on the local community, both business and residential. This relates to the details of the operating schedule that has been applied for, which does lay out some of the intentions of the applicant, however, it is loose in outlining specifically how they would uphold the licensing objectives.

The Licensing Authority believe that the application fails to promote three of the licensing objectives and therefore respectfully request that the application is refused.

However, if the committee elected to grant the licence, the Licensing Authority respectfully requests that the committee considers attaching conditions in order to promote the licensing objectives.

A copy of the representation is attached at Appendix C2.

- 4.4 A representation was received on 7th February 2025 from Noise Team. The representation relates to prevention of public nuisance. The Noise Team are concerned that the applied for licensable activities – supply of alcohol and late night refreshment - if permitted to carry on during the hours of applied for, will produce

noise that unreasonably interferes with the use and cause public nuisance to nearby properties. Therefore, the Noise Team recommend refusal of the application.

A copy of the representation is attached at Appendix C3.

- 4.5 A representation was received on 12th February 2025 from a member of public. The representation relates to prevention of public nuisance, prevention of crime and disorder and public safety. The representee strongly objects to the late opening hours into the early morning due to the drunkenness of the public in this area. The noise and violence that will be created is very disturbing and not safe for neighbours coming into the residential properties near the shop. The representee adds that the street drinking continues near this shop once alcohol has been bought.

A copy of the representation is attached at Appendix C4.

5. Conditions

- 5.1 The conditions that are consistent with the application and the representations are attached at Appendix D.

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
2.15 – 2.21	Public nuisance
8.41 – 8.49	Steps to promote the licensing objectives
9.11 – 9.12	Role of responsible authorities
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

- 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 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 representation are valid, and if not why not.
2. In the light of the representation 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.

Signed: Jade Draper

Dated: 14 February 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: 14 February 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.

Signed: Aidan Davis, Sustainability Officer
Dated: 14 February 2025

8.5 Other implications

Crime and Disorder – see paragraph 4.

9. Background information and other papers:

None

10. Summary of appendices:

Appendix A – Application

Appendix B – Existing licence

Appendix C, C1, C2, C3, C4 – Representations

Appendix D – 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)?

No

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

No

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We MURUGAIAH SEL VAKUMARAN

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

LEIPRM1580

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
TTR LOCAL
22 KING ST
LEICESTER

Post town

LEICESTER

Postcode

LE1 6RL

Telephone number at premises (if any)

Non-domestic rateable value of premises

£11500

Part 2 – Applicant details

Daytime contact
telephone number

E-mail address (optional)

Current postal address if
different from premises
address

Post town

Postcode

Part 3 – Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

☒ Yes

☐
No

If not, from what date do you want the variation to take effect?

DD		MM		YYYY			

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☒ No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

APPLICANT HAS BEEN OPERATING THIS STORE OVER 3 YEARS. THERE ARE MANY LOCAL RESIDENTS WOULD LIKE THE STORE OPEN LATE AND MANY DO NIGHT SHIFTS ALSO.

THIS APPLICATION IS TO OPEN STORE 24 HOURS AND HAVE ALL PRODUCTS AVAILABLE DURING ITS OPENING HOURS INCLUDING ALCOHOL. THE STORE WILL CLOSE MIDNIGHT AND SERVE THROUGH HUTCH LOCATED AT THE IRON GRILL DOOR. THE STORE ALSO LIKE TO HAVE DELIVERY OF ALL PRODUCTS. ALSO ADD COFFEE MACHINE/ HOT SNACKS.

THE CURRENT LICENCE HOURS TO 20.00 HOURS. THE STORE OPEN EARLY AND CLOSE LATE.

THE CURRENT CONDITIONS ON THE LICENCE IS ADEQUATE TO PROMOTE THE LICENSING OBJECTIVES TO EXTEND THE HOURS.

CONDITIONS ADDED:

1. NIGHT TIME TRADING HUTCH FROM 00.00 TO 06.00 HOURS.
2. ADD ON THE DELIVERY CONDITIONS

THE EXISTING CONDITIONS INCLUDE ABV 5.5% - NOT SELL ANY BEERS / CIDERS ABOVE 5.5% - TO PREVENT ANY ALCOHOLIC PEOPLE PURCHASING ALCOHOL.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

--

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☐
- f) recorded music (if ticking yes, fill in box F) ☐
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☐

Provision of late night refreshment (if ticking yes, fill in box I) ☒

Supply of alcohol (if ticking yes, fill in box J) ☒

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Wed			
Thur			
Fri			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 5)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	23.00	05.00			
Tue	23.00	05.00			
			State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Wed	23.00	05.00			
Thur	23.00	05.00			
			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7)		
Fri	23.00	05.00			
Sat	23.00	05.00			
Sun	23.00	05.00			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6) <u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Mon	00.00	00.00			
Tue	00.00	00.00			
Wed	00.00	00.00			
Thur	00.00	00.00			
Fri	00.00	00.00			
Sat	00.00	00.00			
Sun	00.00	00.00			

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).</p>
--

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	00.00	00.00	
Tue	00.00	00.00	
Wed	00.00	00.00	
Thur	00.00	00.00	
Fri	00.00	00.00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)
Sat	00.00	00.00	
Sun	00.00	00.00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence ☒
- I have enclosed the relevant part of the premises licence ☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

1. 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.
2. 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.
3. Alcohol deliveries by staff from the premises shall only be carried out by persons who have undergone appropriate Challenge 25 training.
4. 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.
5. 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.
6. 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.

b) The prevention of crime and disorder

LISTED TOGETHRE FOR ALL FOUR LICENSING OBJECTIVES ABOVE

c) Public safety

LISTED TOGETHRE FOR ALL FOUR LICENSING OBJECTIVES ABOVE

d) The prevention of public nuisance

LISTED TOGETHRE FOR ALL FOUR LICENSING OBJECTIVES ABOVE

e) The protection of children from harm

LISTED TOGETHRE FOR ALL FOUR LICENSING OBJECTIVES ABOVE

Checklist:

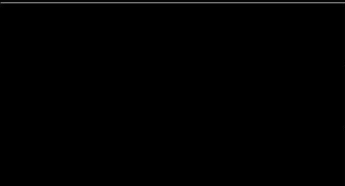
Please tick to indicate agreement

- I have made or enclosed payment of the fee; or ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I understand that I must now advertise my application. ☒
- I have enclosed the premises licence or relevant part of it or explanation. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**


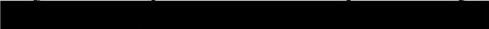
Signature		
Date		
Capacity		

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

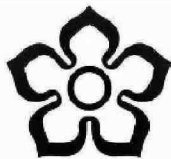
Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

ARKA LICENSING CONSULTANTS
TRIDENT BUSINESS CENTRE
89 BICKERSTETH ROAD

Post town	LONDON	Post code	SW17 9SH
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
			

Licensing Act 2003
Premises Licence

LEIPRM1580



Leicester
City Council

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

(0116) 4543030
licensing@leicester.gov.uk

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

TTR Local

22 King Street, Leicester, LE1 6RL

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

Expires **no expiry**

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
J. Supply of alcohol for consumption OFF the premises only	Monday to Sunday	9:00am	8:00pm

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	7:30am	9:30pm

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption OFF the premises only

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Murugaiah Selvakumaran

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

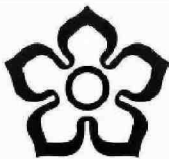
NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Murugaiah SELVAKUMARAN



Licensing Act 2003
Premises Licence

LEIPRM1580



Leicester
City Council

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

(0116) 4543030
licensing@leicester.gov.uk

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR
WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

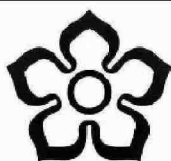
Licence No. [REDACTED]

Issued by [REDACTED]



Licensing Act 2003 Premises Licence

LEIPRM1580



**Leicester
City Council**

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

(0116) 4543030
licensing@leicester.gov.uk

ANNEXES

Annex 1 - Mandatory conditions

No supply of alcohol may be made under the premises licence -

- a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-

- a) a holographic mark, or
- b) an ultraviolet feature.

A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

Annex 2 - Conditions consistent with the operating schedule

None.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

The licence holder will provide an age policy whereby any person looking under 25 years of age will be requested to provide age verification using the following documents: PASS card, driving licence, passport or British military identity card.

The licence holder will ensure all staff whether paid or unpaid will receive training in relation to the Licensing Act 2003 including the premises age policy. This training will be documented and signed for by the trainer and trainee on completion and will be completed twice a year to retain focus.

The licence holder will ensure a refusals book is maintained and kept at the premises and made immediately available to police and responsible authorities on request.

The licence holder will ensure all incidents of crime and disorder are reported to the police and recorded in an incident book which is maintained and kept at the premises and made immediately available to police and responsible authorities on request.

The licence holder will install a CCTV system following advice from the Leicestershire Police and in accordance with the Commissioner's Code of Practice on CCTV. The system will record at all times the premises is open to the public and will retain those recordings for a minimum of 31 days.

The licence holder will ensure recorded images are made available to the police and responsible authorities within 48 hours of a request being made.

The licence holder will not sell any beers, lagers, ciders or perrys where the alcohol by volume (ABV) exceeds 5.5%.

The licence holder will close the door which leads to New Walk from 19.30 hours and all access to and egress from the premises will be by the door which leads onto King Street.

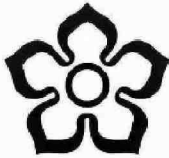
The licence holder will ensure that any alcohol on display outside licensable times is not accessible to customers attending the premises and that signs are clearly displayed informing customers the times alcohol is available for sale.



Licensing Act 2003

Premises Licence Summary

LEIPRM1580



Leicester
City Council

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

(0116) 4543030
licensing@leicester.gov.uk

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

TTR Local

22 King Street, Leicester, LE1 6RL

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
J. Supply of alcohol for consumption OFF the premises only	Monday to Sunday	9:00am	8:00pm

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	7:30am	9:30pm

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption OFF the premises only

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Murugaiah Selvakumaran

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

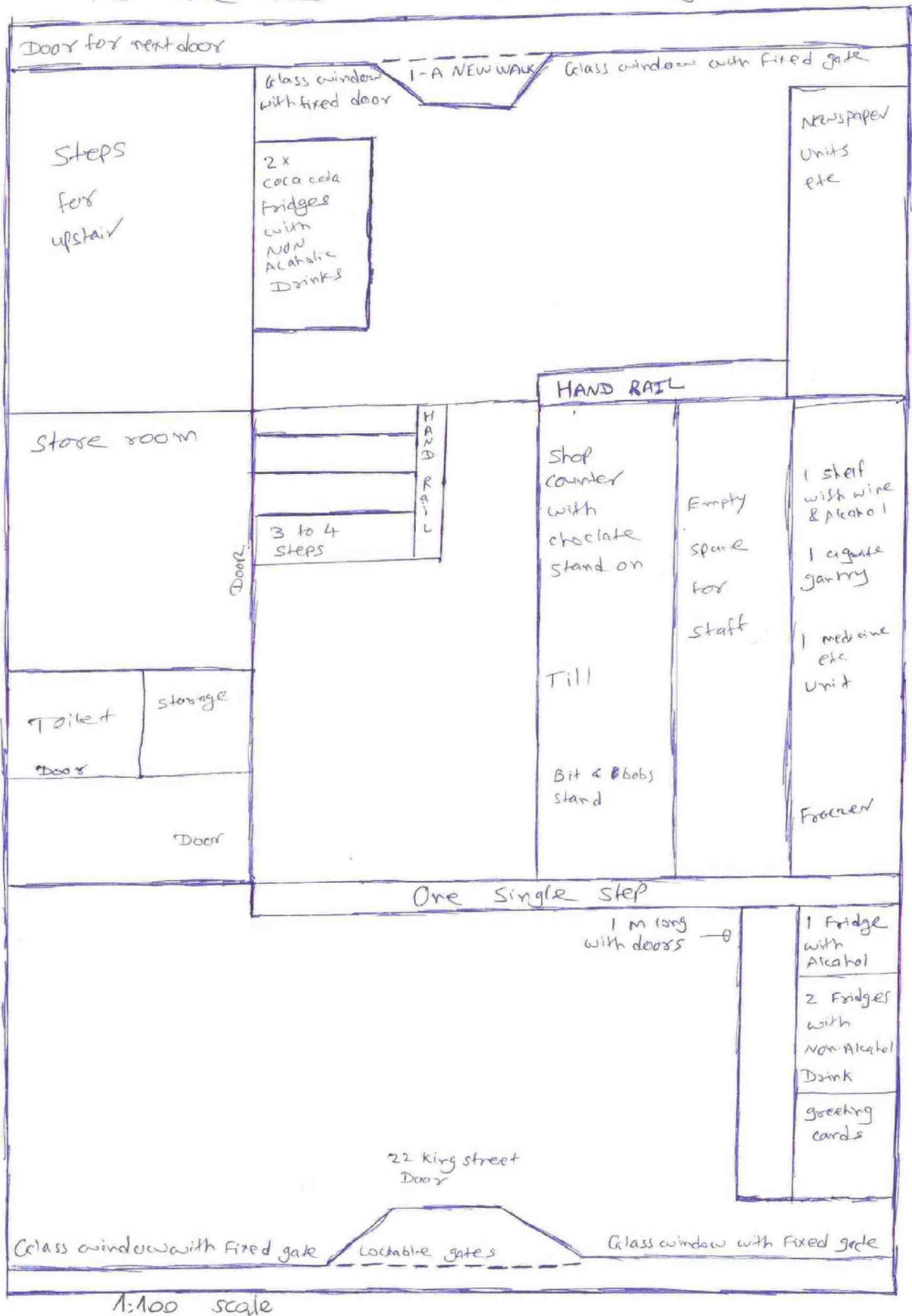
NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Murugaiah SELVAKUMARAN

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED



To the Best of my knowledge





Leicestershire Police

Licensing Act 2003

Representation in respect of a major variation application

Details of person or body making representation	
Your Name:	PC Jefferson Pritchard
Your Address:	Mansfield House, 74 Belgrave Gate, Leicester LE1 3GG

Details of premises representation is about	
Name of Premises:	TTR Local
Address of premises:	22 King Street Leicester LE1 6RL
Application No. (if known)	

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	X
Public Safety	X
Prevention of public nuisance	X
Protection of children from harm	

Please summarise your concerns about this application:
<p>I write in my capacity as Leicester City Centre's alcohol licensing officer for Leicestershire Police, with delegated authority from the Chief Constable.</p> <p>My representation to this major variation application is based upon the licensing objectives, as per the Licensing Act 2003.</p> <p>The application in its current format would undermine three of the four licensing objectives if granted. Those being:</p> <ul style="list-style-type: none">(1) The prevention of crime and disorder.(2) Public Safety.(3) The prevention of public nuisance.

The premises is an existing licensed premises and holds a valid Leicester City Council Premises Licence (LEIPRM1580).

The premises is currently permitted to open to the public daily from 7:30am until 9:30pm, with the supply of alcohol limited to 9am until 8pm.

The applicant now wishes to open 24 hours a day, seven days a week and supply alcohol 24/7.

The applicant has requested the following licensable activities:

(1) The Supply of alcohol for consumption off the premises:
Daily 24/7.

(2) Late Night Refreshment (outdoors)
Daily from 11pm until 5am.

The application states customers will not be able physically enter the premises between midnight and 6am, as customers will be served through a hatch.

The application also refers to an existing condition which stipulates, *"The licence holder will not sell any beers, lagers, cider or perry's where the alcohol by volume (ABV) exceeds 5.5%".* However, it is unclear if the applicant proposes to remove or retain this condition.

The premises is located on King Street within the heart of the city centre. The premises has two entrances, on King Street and New Walk.

The premises has an existing licence condition which stipulates, *"The licence holder will close the door which leads to New Walk from 7:30pm and all access to and egress from the premises will be by the door which leads onto King Street"*.

Five other licensed premises which supply alcohol for consumption "on the premises" are located within 100 meters of the premises. These include:

(1) Grand Union, 24 King Street. (Hence next door the premises)
The premises has unrestricted opening hours to the public, however licensable activities are limited to:
Sunday to Wednesday from 10am until 2am.
Thursday to Saturday from 10am until 4am

(2) Revolution, 6B New Walk.
The premises is licensed to open daily from 9am until 3:30am.

(3) The Kings Head, 36 King Street.
The premises is licensed to open:
Monday to Thursday from 10am until 12:45am.
Friday & Saturday from 10am until 2:45am.
Sunday from 12noon until 12:45am.

(4) Sophy, 8-10 King Street.
The premises is licensed to open:
Sunday to Tuesday from 11am until 2am.
Wednesday & Thursday from 11am until 5am.

Friday & Saturday from 11am until 7am.
Sunday before a bank holiday from 11am until 5am.

(5) Bungles Bar, 13 King Street.

The premises is licensed to open:
Sunday to Tuesday from 3pm until 3am.
Wednesday to Saturday from 3pm until 3:30am.

The premises is located near the door to The Grand Union public house as mentioned above. The Grand Union also has two entrances on both King Street and New Walk.

There are multiple residential complexes along both King Street and Marlborough Street. These also include flats directly opposite the premises on both sides of the King Street and Marlborough Road junction. 35 King Street being just one of the complexes.

In July 2024, the premises licence was transferred to the applicant, and he was appointed as the premises, designated premises supervisor.

On the 7th August 2024, Leicestershire Police conducted a licensing visit and discovered the premises in breach of a specific licence condition relating to beer and cider above 5.5% ABV being offered for sale. It was also established that the applicant had moved address and had not notified the local authority of this. This is both a legal requirement and a criminal offence.

Following the earlier conversation at the premises, an email re-iterating the above was sent to the applicant later that day.

On the 6th September 2024, the applicant was issued with a further warning, consisting of an official warning letter from Leicestershire Police as result of remaining open and trading after 9:30pm on the 9th August and further premises licence breaches discovered during a police visit on the 30th August.

Given the premises proximity to other licensed premises, Leicestershire Police are deeply concerned about the premises proposal to operate 24/7 and supply alcohol 24/7. It is highly likely that the premises will act as a magnet and serve alcohol to customers already under the influence of alcohol and/or supply alcohol to those customers attending nearby licensed premises either before or after. There is also a possibility that members of the public/customers who are refused entry or ejected from nearby premises may elect to source alcohol from the premises in order to continue their night out.

The public space seating area at the bottom of New Walk/King Street (within twenty meters of the premises) could provide an attractive space for customers to consume alcohol and other products purchased from the premises.

Similarly, the applicant will be unable to manage customers outside the premises between midnight and 6am, as they are in the public domain. By the very fact they are outside is likely to result in increased noise and public nuisance.

The application also refers to a delivery service, which would suggest delivery couriers on both pedal cycles, mopeds and motor vehicles will potentially be attending the premises to collect orders. This in turn will generate noise and is likely

to disturb local residents who live along King Street and Marlborough Street. As alcohol related violent crime, disorder and anti-social behaviour increases in the city centre during the night-time economy, means there is a real risk of serious problems both at and in proximity to the premises, regardless of the best intentions of the applicant.

Therefore, Leicestershire Police respectfully requests the application is refused, as it is both appropriate and proportionate to address the causes of the concern(s).

████████ Jefferson Pritchard
Leicestershire Police
Friday 17th January 2025

Valentina Cenic

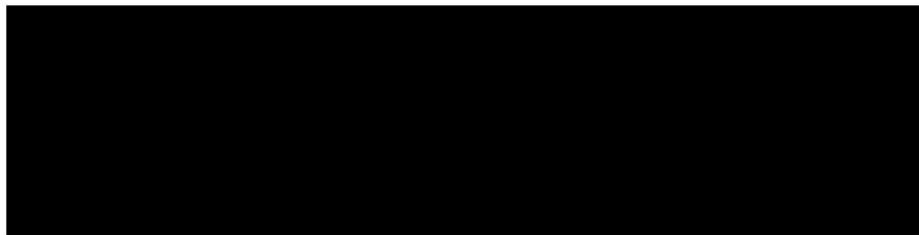
From:

Sent:

To:

Cc:

Subject:



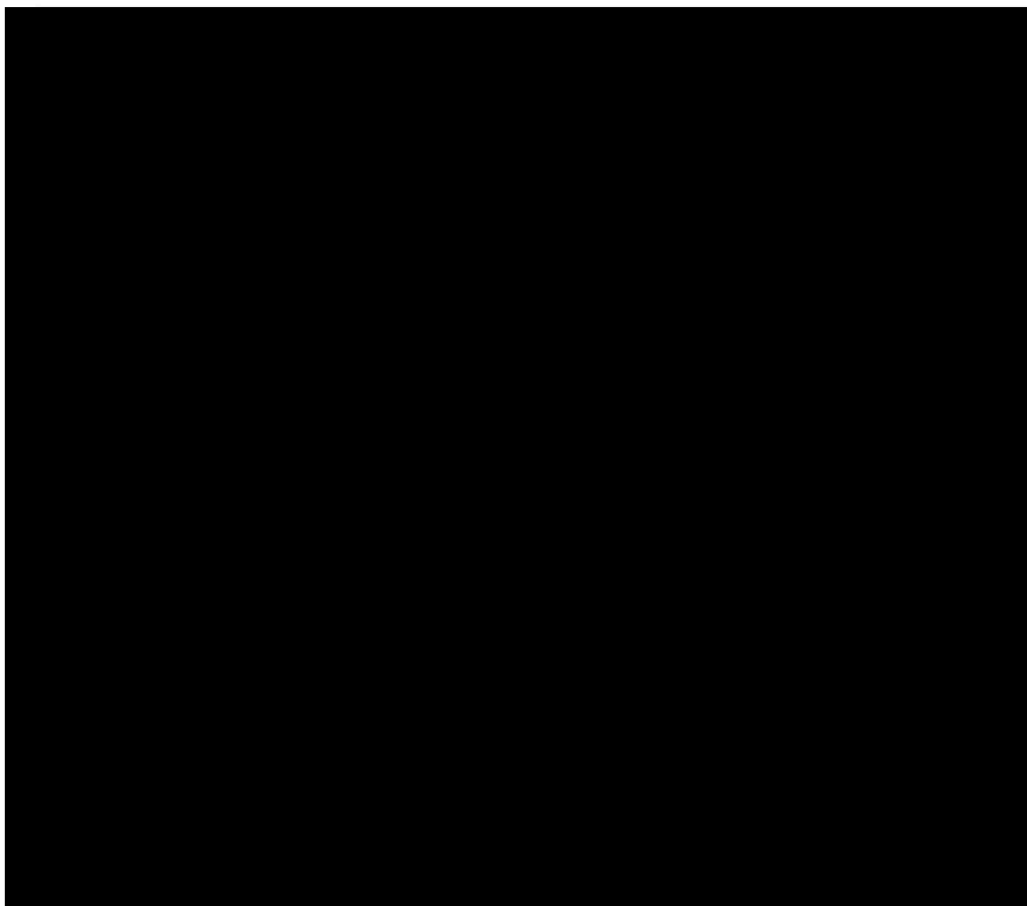
FAO Licensing,

I wish to object to the attached licence application on the grounds of it not being compliant with the Licensing Act objectives of the Prevention of Public Nuisance and the Prevention of Crime and Disorder.

A 24 hour off-licence will attract people, literally at all hours, to consume alcohol in the nearby vicinity and will have no apparent means of controlling the conduct of those who visit the premises.

The nearby location of several late-night premises will mean this area could turn into an open-air nightclub with none of the commensurate means of organisation or control. This will lead to excessive noise and disruption for nearby residents and the potential for serious crime and disorder.

Kind regards,



Representation in respect of a Variation 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:	TTR Local
Address of premises:	22 King Street Leicester LE1 6RL
Application No. (if known)	171239

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of Crime and Disorder	<input checked="" type="checkbox"/>
Public Safety	<input checked="" type="checkbox"/>
Prevention of Public Nuisance	<input checked="" type="checkbox"/>
Protection of Children from Harm	<input type="checkbox"/>

Authority Declarations:
<p>I write in my capacity as Licensing Enforcement Manager for Leicester City Council Licensing Authority on the authority delegated to me.</p> <p>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.</p>

Representations:
<p>We would like to submit our representations for this variation application based upon the above stated licensing objectives.</p> <p>The application is for the variation of a Premises Licence LEIPRM1580 for the following licensable activities:</p>

- Late Night Refreshment from 23:00hrs to 05:00hrs Monday to Sunday
- The sale/supply of alcohol off the premises from 00:00hrs to 00:00hrs Monday to Sunday.
- The premises is open to the public from 00:00hrs to 00:00hrs Monday to Sunday.

No seasonal variations have been requested.

The premises is currently licenced for the following:

- The supply of alcohol for consumption off the premises from 09:00hrs to 20:00hrs daily.
- The premises is open from 07.30hrs to 21:30hrs daily.

The premises is a convenience store located on the ground floor of 22 King Street a busy back street in Leicester city centre in the Castle ward of the city. The area consists of a mixture of bars and restaurants, drinking establishments, commercial businesses and residential dwellings.

There are several premises in the vicinity licensed for the sale of alcohol for both on and off the premises and many of them are open throughout the night time economy.

The proposed area to be licensed is on the ground floor using the front door for both access and egress. There is also a second entrance and exit which opens onto New Walk and a current licence condition states:

“The licence holder will close the door which leads to New Walk from 19.30 hours and all access to and egress from the premises will be by the door which leads onto King Street.”

The licence holder has not stipulated a time at which the door will be opened again if the premises opens for 24 hours a day.

The shop comprises of one property as part of a terrace of buildings with a beauty salon above accessible via a side door on New Walk.

Ms Elizabeth Arculus, Licensing Officer from the Licensing Team at Leicester City Council visited the applicant Mr Murugaiah Selvakumaran at 13.00hrs on Wednesday 29th January 2025. The purpose of the facility was explained to them. They discussed the general operation of the premises and Mr Selvakumaran was asked to explain some of the methods to counter some of the concerns that they raised.

Some of the specifics that Mr Selvakumaran relayed were that he planned to close the premises door after 23:00hrs (although the application states that this would be between 00:00hrs to 06:00hrs) and would use the closed iron grill gates on the King Street entrance of the store. The Licensing Officer explained that using the iron grill gates would not be an acceptable means of trading. Mr Selvakumaran then suggested inserting a serving hatch in the corner glass window at the front of the shop. However, the iron gate would be obstructing this. On speaking to the agent Mr Nira Suresh, it was ascertained by Ms Arculus that the iron gates would remain, and one side of them would be opened to allow for the use of the night hatch but this could also compromise public safety. In conclusion it was felt by the Licensing Officer that the night hatch would not be a viable option for the premises.

Mr Selvakumaran explained that he would employ two additional members of staff from 22:00hrs onwards to help with the night shift and assured the Officers that they would be fully trained in the Licensing objectives.

Mr Selvakumaran was also asked about the intention to use delivery drivers. Initially he was unclear about the use of them, but then he was able to confirm that he would be using delivery drivers who may be waiting outside the shop for orders.

There were internal CCTV cameras installed at the premises with good coverage, but none were evident externally at the front or rear of the store. The Licensing Officer recommended as a minimum that there should be one CCTV camera at the King Street entrance to the premises. The applicant stated that both he and his staff would be able to access the recordings and images and the applicant could access footage on his mobile phone. The CCTV is available for retrieval or download for 31 days.

Mr Selvakumaran understood that he and his staff needed to ask for ID in line with the Challenge 25 procedure, which ID to look for, and how to check it was genuine. He also understood his obligations with regards to maintaining a refusals log for under age and proxy sales. Ms Arculus was shown an incident log and a refusals log for the premises which was filled in and up to date.

The applicant intends to retain the 5.5% ABV restriction which he feels would mitigate most of the potential issues with alcoholic/street drinkers. However, Mr Selvakumaran was unclear as to how he or his staff would be able to deal with any potentially troublesome customers. He did not understand the potential consequences of his business trading throughout the night time economy, and stated that the main way to deal with any issues would be to call the police.

The Licensing Authority do have concerns about the premises and the effects the extended hours may have on the local community, both business and residential. This relates to 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 outlining specifically how they would uphold the licensing objectives.

The Licensing Authority believe that the application fails to promote three of the licensing objectives and therefore respectfully requests that the application be refused.

However, if the committee elected to grant the licence, the Licensing Authority respectfully requests that the committee considers attaching the following licence conditions in order to promote the licensing objectives.

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 replaced with Requested Condition/s:

Operating Schedule Wording:

<ul style="list-style-type: none"> • N/A
<p>To be replaced with:</p> <ul style="list-style-type: none"> • N/A

(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 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 CCTV images/ footage immediately or an agreed timescale if requested by the police or the Licensing Authority.
- An incident and refusals log will be kept on the premises and retained for a period of 12 months from the date of the incident. The log will be made immediately available for inspection on request of an officer from a responsible authority.
- 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.
- 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 entrances/exits recorded in a logbook which will be kept on the premises and immediately available upon request from any authority officers.
- The licence holder will close the door which leads to New Walk from 19.30 hours and all access to and egress from the premises will be by the door which leads onto King Street. The door will be reopened again at 07:30hrs.

Appendix:

Appendix 1

N/A

Authority Signatures:

Bobby Smiljanic
Licensing Enforcement Manager
Leicester City Council
05/02/2025

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)

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



Licensing Act 2003 - Representation in respect of application to vary a Premises Licence.

Details of person or body making representation	
Your Name:	James Brown
Your Address:	Noise and Pollution Control Team Leicester City Council City Hall 115 Charles Street LE1 1FZ

Details of premises representation is about	
Name of Premises:	TTR LOCAL
Address of premises:	22 King Street Leicester LE1 6RL
Application No. (if known)	1598815

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input type="checkbox"/> No
Public Safety	<input type="checkbox"/> No
Prevention of public nuisance	<input checked="" type="checkbox"/> Yes
Protection of children from harm	<input type="checkbox"/> No

Please summarise your concerns about this application:

I am concerned that the applied for licensable activities at this premises; namely the supply of alcohol and late-night refreshment, if permitted to carry on during the hours applied for, will produce noise that unreasonably interferes with the use and cause public nuisance to nearby properties.

Please give further details of why you believe this application will have an adverse effect on the licensing objectives

This application is for a variation of premises license (LEIPRM1580).
Currently, the premises is permitted to open to the public daily from 07:30am until 09:30pm, with the supply of alcohol from 09:00am until 20:00pm.

The applicant now intends to extend the following licensable activities:

1) Supply of Alcohol for consumption off the premises:
Daily 24/7.

2) Late Night Refreshment (outdoors):
Daily from 23:00hrs until 05:00hrs.

The applicant intends to close the store at midnight and allow products to be served through a hut located on King Street.

The area consists of commercial retail units, cafés, and restaurants, nestled within blocks containing multiple residential properties. Next door to the premises at ■ King Street there is a noise sensitive flat on the upper floor. On the corner of Marlborough Street and King Street opposite there is a 3-storey residential façade, another noise sensitive location.

Noise is likely to be produced on the street from customers accessing the shop. People could arrive in groups after nearby bars and nightclubs have closed and will often be intoxicated. Shouting, screaming, laughing and possibly glasses smashing produce sporadic loud incidences of noise that will be intrusive to nearby residents.

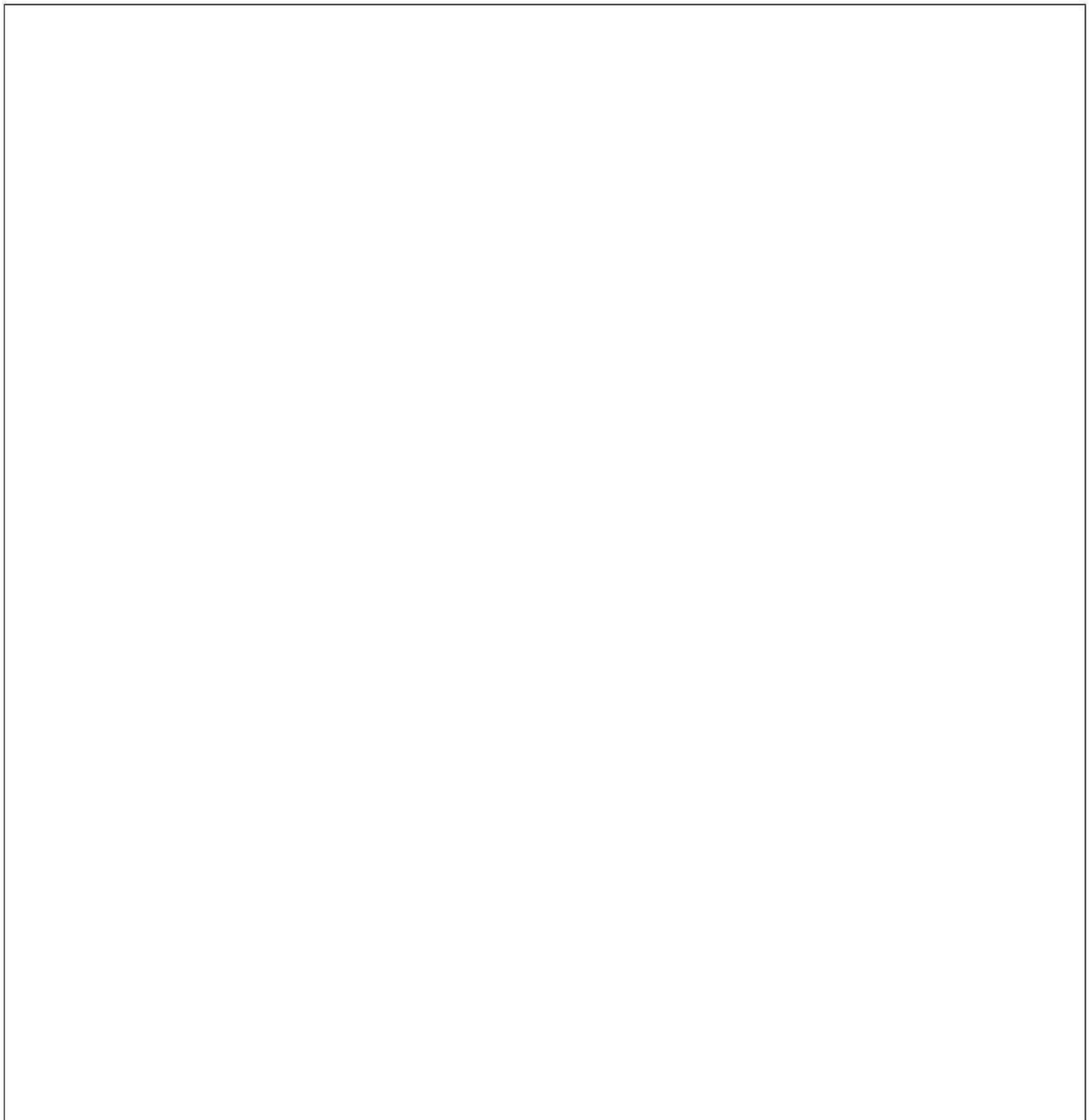
From approximately 04:00am onwards, the background noise level in the area will have reduced significantly due to nearby venues closing, this means that noise associated with the TTR local will be highly noticeable in the environment. People may choose to consume the products on nearby benches to carry on the night and produce consistent loud noise much like in a beer garden.

In addition, the application states that the store would like to have delivery of all products. I am concerned that noise from vehicles, namely motorcycles, electric bikes, small vans, and lorries, will impact nearby properties. These vehicles may arrive and leave down King Street or Marlborough Street and produce a range of noises that impacts properties in the far field of TTR local.

For the reasons I have given, I expect the application to be detrimental to the licensing objective of prevention of public nuisance.

Therefore, due to the reasons I have given, I recommend refusal.

James Brown
Pollution Control Officer
Leicester City Council



Return your completed form to:

By Email:

licensing@leicester.gov.uk

Valentina Cenic

From: Licensing
Sent: 12 February 2025 14:18
To: Valentina Cenic
Subject: FW: re 22 king street application to change hours

From: [REDACTED]
Sent: 12 February 2025 12:59
To: Licensing <Licensing@leicester.gov.uk>
Subject: re 22 king street application to change hours

Dear licensing department,
We live on

[REDACTED]

We strongly object to the late opening hours into the early morning due to the drunkenness of the public in this area .The noise and violence that comes with situation is very disturbing and not safe for neighbours coming into the residential properties near the shop. The street drinking contiues near this shop, The owners do not seem to care if drunk people keep buying alcohol.

Please consider this .
Regards

[REDACTED]

CONDITIONS

STEPS CONSISTENT WITH THE OPERATING SCHEDULE
<p>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.</p>
<p>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.</p>
<p>Alcohol deliveries by staff from the premises shall only be carried out by persons who have undergone appropriate Challenge 25 training.</p>
<p>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.</p>
<p>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.</p>
<p>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 hatch on the entrance iron door.</p>
CONDITIONS CONSISTENT WITH THE REPRESENTATION FROM LICENSING ENFORCEMENT
<p>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.</p>
<p>CCTV cameras must cover all areas that the public have access to, including the entrance, exit and pavement area immediately outside the premises</p>
<p>CCTV system images must be securely stored, display an accurate date/time stamp and retained for a minimum of 31 days</p>
<p>The licence holder will ensure that there is always a member of staff trained and available to download CCTV images/ footage immediately or an agreed timescale if requested by the police or the Licensing Authority</p>
<p>An incident and refusals log will be kept on the premises and retained for a period of 12 months from the date of the incident. The log will be made immediately available for inspection on request of an officer from a responsible authority</p>
<p>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.</p>

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 entrances/exits recorded in a logbook which will be kept on the premises and immediately available upon request from any authority officers.
The licence holder will close the door which leads to New Walk from 19.30 hours and all access to and egress from the premises will be by the door which leads onto King Street. The door will be reopened again at 07:30hrs



