



## Licensing Act 2003 - Representation in respect of Premises Licence

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

Details of premises representation is about	
Name of Premises:	The 72 Bar and Restaurant
Address of premises:	72 Brazil Street 1 <sup>st</sup> Floor Leicester LE2 7JA
Application No. (if known)	LEIPRM2053

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input type="checkbox"/> yes
Public Safety	<input type="checkbox"/> yes
Prevention of public nuisance	<input checked="" type="checkbox"/> yes
Protection of children from harm	<input type="checkbox"/> yes

Please summarise your concerns about this application:
<p>The premises is located on the junction of Brazil Street and Burnmoor Street. 72 Brazil Street is an old factory that is now a bar/restaurant.</p> <p>The original application for this premises was made under the name Kings Restaurant and Bar (LEIPRM2053). Since then, the business has changed name to The 72 Bar and Restaurant.</p> <p>The applicant has applied for a variation to their premises licence. They have requested that the condition "customers will not be permitted to consume drinks supplied by the premises, outside the licensable area marked on the site plan while stood up. Vertical drinking will not be permitted immediately outside the premises" to be removed.</p>

The applicant wishes to expand the bar/restaurant floor space, by use of the outdoor area on the 1<sup>st</sup> floor which is on the Burnmoor Street side.

My concerns are that Burnmoor Street, although made up of a mixture of commercial units, also has many residential properties that back onto even more properties.

Noise from having an outdoor area with customers seated and customers coming out to smoke/vape has the potential to cause a noise nuisance to nearby residents, especially during the summer months when residents will have their windows open. Noise outdoors is much more difficult to control. I am not confident that the staff would have the powers to control this.

Furthermore, the application states that "we can't in good faith restrict the number of customers from walking into the smoking area with their drinks". This also gives me great concern in terms of managing customers.

They have also stated that they don't see the need for three SIA door supervisors and feel that this is excessive and are requesting for just one SIA door supervisor. This gives me even less confidence that the staff are not going to be able to control the noise and the number of customers going out to the outdoor area.

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

I have strong concerns in having an outdoor area at this location. The area on the first floor is quite a large area, including a ramp for vehicles to drive up and park on the 1<sup>st</sup> floor. The ramp is not used for this purpose, however a large accumulation of people on the first floor and standing along down the ramp has the potential to cause noise nuisance/s.

From the detail outlined in the application. I am not confident that having one SIA door staff will be sufficient to control the number of people in the outdoor area including any noise that could be excessive. It is most likely the SIA doorman will be situated at the front entrance for the majority of the time.

The application does not state what times they intend to use the outdoor area. Having an outdoor area of this nature, so close to residential properties has the potential for the Noise and Pollution Team to be receiving complaints about noise, especially during the summer months, when residents will have their windows open.

As the evening progresses the background noise reduces, sound has the potential to travel further and it is highly likely that the residents living near-by could be affected by the noise generated from large groups of people sitting, standing or from just customers coming outside for a vape/smoke.

The premises has a licence for the provision of live music and provision of recorded music from 11:00-23:00 Sunday-Thursday and 11:00-00:00 Friday-Saturday.

I am concerned that the opening and closing of doors during times when live or recorded music is being played in the premises could also potentially cause a noise nuisance to near-by residents, this combined with the general noise associated with outdoor licenced premises of this nature increases the potential for noise complaints

to be received by the service.

The applicant also wishes to remain open for an extra half hour closing at 00:30. In my previous conversation with the applicant for the initial licence application. I had explained my concerns and came to an agreement with the applicant for a closing time to the public for 00:00.

I therefore, recommend that the application be rejected on grounds of public nuisance.

Return your completed form to:

By Post:

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

By Email:

[licensing@leicester.gov.uk](mailto:licensing@leicester.gov.uk)