
Application for a new premises licence

Licensing (Hearings) Sub-Committee

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

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

Lead director/officer: Tj Mavani

Useful information

- Ward affected: North Evington
- Report author: Valentina Cenic
- Author contact details: 0116 454 3052
- Report version number: 1

1. Summary

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

2. Determination to be made

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

3. Application and promotion of the licensing objectives

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

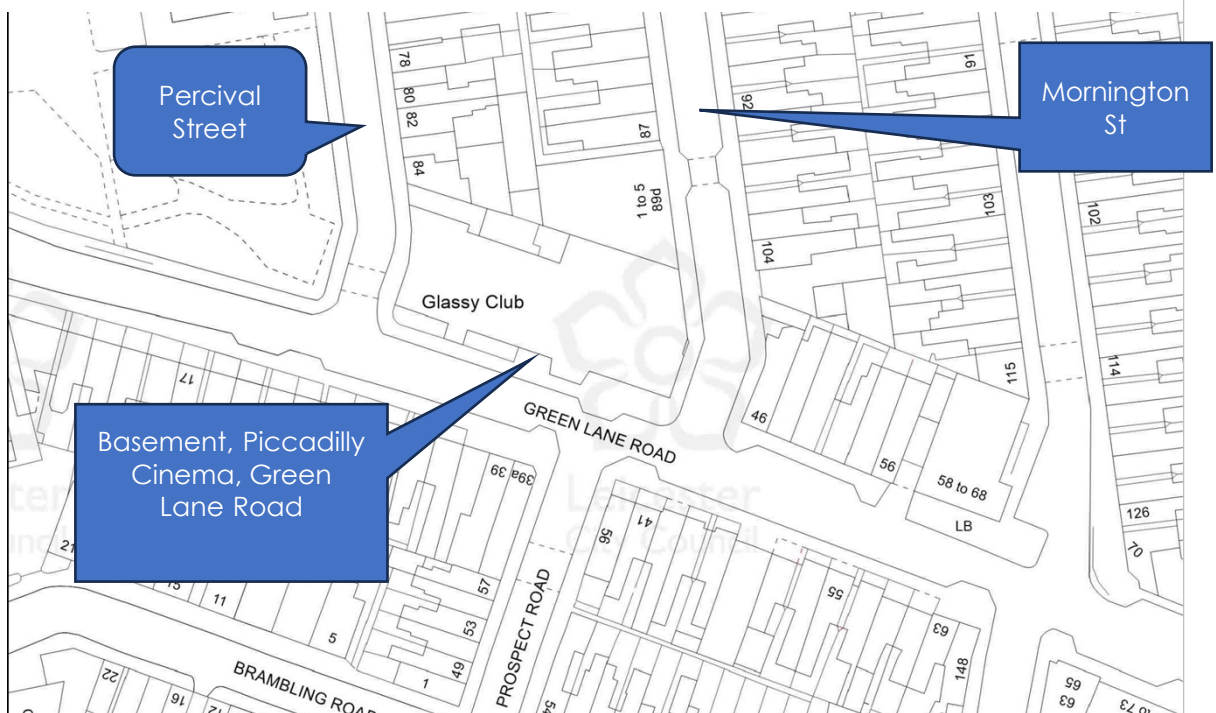
- 3.2 The application is as follows:

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

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

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

3.5 Location Plan



4. Representation(s)

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

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

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

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

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

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

The Licensing Authority have reached an Agreement with the applicant.

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

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

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

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

A copy of the representation is attached at Appendix B1.

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

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

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

The Noise Team have reached an Agreement with the applicant.

A copy of the representation is attached at appendix B2.

5. Conditions

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

6. Statutory guidance and statement of licensing policy

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

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

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

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

7. Points for clarification

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

By the applicant

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

By the party making the representation

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

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

8.1 Financial implications

There are no significant financial implications arising from the contents of this report.
Jade Draper Principal Accountant
10th March 2025

8.2 Legal implications

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

8.3 Equalities implications

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

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

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

Signed: Surinder Singh, Equalities Officer
Dated: 10th March 2025

8.4 Climate Emergency implications

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

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

9. Background information and other papers:

None

10. Summary of appendices:

Appendix A – Application

Appendix B – Representations

Appendix C – Conditions consistent with the application

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

No

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

No