

Leicester
City Council

PLEASE NOTE: This will be a 'virtual meeting', a link to which will be available on the Council's website at least 24hrs before the meeting.

LICENSING (HEARINGS) SUB-COMMITTEE

DATE: FRIDAY, 1 MAY 2020
TIME: 10:00 am
VENUE: Teams Virtual Meeting

Members of the Sub-Committee

Councillors Gee, Hunter and Singh Johal

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: Ed Brown
Democratic Support, Leicester City Council
City Hall, 115 Charles Street, Leicester, LE1 1FZ
Tel: 0116 454 3833
email: edmund.brown@leicester.gov.uk

Information for members of the public

PLEASE NOTE that any member of the press and public may listen in to proceedings at this 'virtual' meeting via a weblink which will be publicised on the Council website at least 24hrs before the meeting. Members of the press and public may tweet, blog etc. during the live broadcast as they would be able to during a regular Committee meeting at City Hall / Town Hall. It is important, however, that Councillors can discuss and take decisions without disruption, so the only participants in this virtual meeting will be the Councillors concerned, the officers advising the Committee and any objectors and applicants relevant to the applications to be considered.

Attending meetings and access to information

You have the right to attend/observe formal meetings such as full Council, committee meetings & Scrutiny Commissions and see copies of agendas and minutes. On occasion however, meetings may, for reasons set out in law, need to consider some items in private.

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Making meetings accessible to all

Braille/audio tape/translation - If you require this please contact the Democratic Support Officer (production times will depend upon equipment/facility availability).

Further information

If you have any queries about any of the above or the business to be discussed, please contact Ed Brown, Democratic Support on **(0116) 454 3833** or email edmund.brown@leicester.gov.uk.

For Press Enquiries - please phone the **Communications Unit on 0116 454 4151**

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 area outside the Ramada Encore Hotel on Charles Street as Directed by Democratic 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.

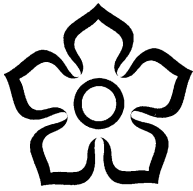
4. APPLICATION FOR A NEW PREMISES LICENCE WITHIN A CUMULATIVE IMPACT ZONE, THE YELLOW DOOR, 34 BELVOIR STREET, LEICESTER, LE1 6QH

The Director of Neighbourhood and Environmental Services submits a report on an application for a new premises licence within a Cumulative Impact Zone for The Yellow Door, 34 Belvoir Street, Leicester, LE1 6QH.

Report attached. A copy of the associated documentation is attached for Members only. Further copies are available on the Council's website at www.cabinet.leicester.gov.uk.

(Wards Affected: Castle)

5. ANY OTHER URGENT BUSINESS



Leicester
City Council

WARDS AFFECTED
Castle

FORWARD TIMETABLE OF CONSULTATION AND MEETINGS:
Hearing under the Licensing Act 2003

1st May 2020

**Application for a new premises licence within a Cumulative Impact Zone
The Yellow Door, 34 Belvoir Street, Leicester, LE1 6QH**

Report of the Director of Neighbourhood and Environmental Services

1. Purpose of Report

- 1.1. This report provides information for Members about an application made under the Licensing Act 2003, to assist them in determining the outcome of that application.

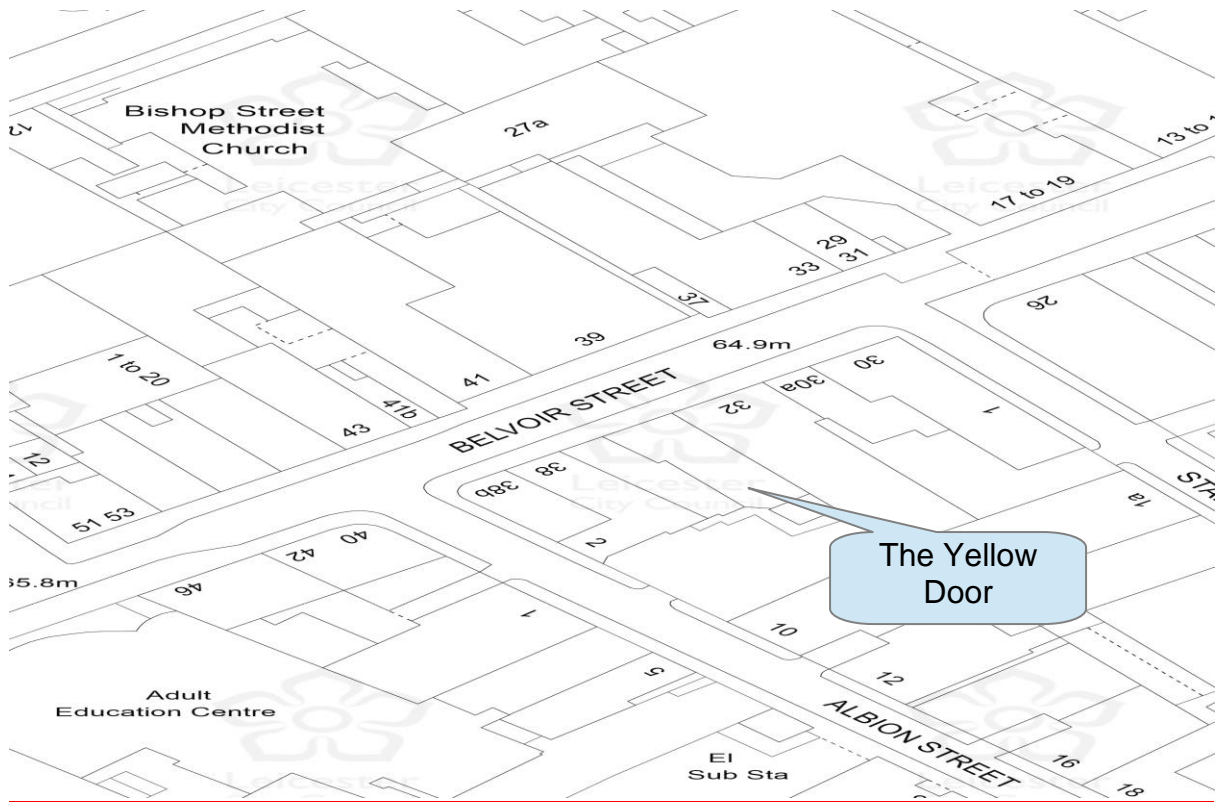
2. Determination to be made

- 2.1. Having considered the application and representations, 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. Summary

- 3.1 This report outlines an application for a new premises licence for The Yellow Door within the Belvoir Street area Cumulative Impact Zone and summarises the representations received. It also highlights the licensing objectives, the relevant parts of the guidance and regulations, and the pertinent sections of the Licensing Authority's Licensing Policy.

4. Location Plan



5. Application

- 5.1 An application was received on 13th March 2020 from Amritpal Singh Gill for a new premises licence for The Yellow Door within the Belvoir Street area Cumulative Impact Zone. A copy of the application is attached at Appendix A.
- 5.2 The application is as follows:

| Licensable activity | Proposed Hours |
|--|--|
| Live Music | Sunday – Thursday 13:00-03:00 Friday – Saturday 13:00-04:00 |
| Recorded Music | Sunday – Thursday 13:00-03:00 Friday – Saturday 13:00-04:00 |
| Performances of Dance | Sunday – Thursday 13:00-03:00 Friday – Saturday 13:00-04:00 |
| Anything similar to live/recorded music or dance | Sunday – Thursday 13:00-03:00 Friday – Saturday 13:00-04:00 |

| | |
|------------------------|--|
| Late night refreshment | Sunday – Thursday 23:00-03:00 Friday – Saturday 23:00-04:00 |
| Supply of Alcohol | Sunday – Thursday 13:00-03:00 Friday – Saturday 13:00-04:00 |
| Opening hours | Sunday – Thursday 13:00-03:00 Friday – Saturday 13:00-04:00 |

6. Steps to Promote the Licensing Objectives

- 6.1 The steps the applicant proposes to take to demonstrate that the premises will not add to the existing cumulative impact and promote the licensing objectives are set out in the operating schedule (see section M of Appendix A).
- 6.2 In arriving at its decision on the application, the Licensing Authority’s primary consideration must be the promotion of the licensing objectives.

7. Regulated Entertainment

- 7.1 The Live Music Act 2012 and the Legislative Reform (Entertainment Licensing) Order 2014 amended the Licensing Act 2003 in relation to the provision of regulated entertainment. Certain entertainment does not require a licence subject to audience limits, between 08.00 and 23.00 hours each day.
- 7.2 The above exemptions may affect the application under consideration because conditions may not be imposed at this stage to control live or recorded music that is unregulated. However, if problems do occur as a result of that entertainment then conditions may be imposed to control such music in the future after a formal review.

8. Representation

- 8.1 A relevant representation was received on 18th March 2020 from the Noise Team. The representation relates to the Prevention of Public Nuisance. The Noise Team are concerned that there were previous issues at the premises with noise break out which were resolved through the use of a noise limiter set by the Noise Team. They would like a condition adding to a licence if granted in relation to a noise limiter. A copy of the representation is attached at Appendix B1.
- 8.2 A relevant representation was received on 1st April 2020 from Leicestershire Police. The representation relates to the Prevention of Crime and Disorder, the Prevention of Public Nuisance and Public Safety. Leicestershire Police are concerned that there were numerous issues at the premises under the previous premises licence resulting in the licence being revoked. Since the premises has been closed there has been a reduction in crime in the vicinity of the premises. Particular concerns of Leicestershire Police are that the premises will operate in a similar way to the previous premises including opening until 4am, an hour later than the surrounding premises. A copy of the representation is attached at Appendix B2.

9. Conditions

- 9.1 The conditions that are consistent with the operating schedule [and the representation] are attached at Appendix C.

10. Cumulative Impact

- 10.1 In February 2011 Leicester City Council introduced a special policy on cumulative impact in the Belvoir Street area, which refers specifically to on and off licences. The licensing authority must have regard to the special policy. However, this does not change the fundamental way that licensing decisions are made. It is therefore open to the licensing authority to grant an application where it considers it is appropriate and where the applicant can demonstrate in the operating schedule that they would not be adding to the cumulative impact.

11. Statutory Guidance

- 11.1 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 |
| 3.12 – 3.20 | Late night refreshment |
| 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 |
| 14.20 – 14.23 | What is cumulative impact? |
| 14.39 – 14.43 | Effect of special policies |
| 14.44 – 14.46 | Limitations on special policies relating to cumulative impact |
| 14.47 – 14.48 | Other mechanisms for controlling cumulative impact |
| 14.51 – 14.52 | Licensing Hours |
| 16.1 – 16.69 | Regulated entertainment |

12. Statement of Licensing Policy

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

| Section | Heading |
|---------|--|
| 2 | Fundamental Principles |
| 3 | Cumulative Impact |
| 4 | Policy on Cumulative Impact |
| 5 | Licensing Hours |
| 7 | Prevention of Crime and Disorder |
| 8 | Public Safety |
| 9 | Prevention of Public Nuisance |
| 12 | Duplication |
| 13 | Standardised conditions |
| 17 | Live Music, Dancing, Theatre, Circuses and Street Arts |

13. Points for Clarification

- 13.1 The applicant and the 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, does the applicant wish 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?

14. Other Implications

| OTHER IMPLICATIONS | YES/ NO | Paragraph/References Within Supporting information |
|-------------------------------|------------|---|
| Equal Opportunities | No | |
| Policy | Yes | The premises is within a cumulative impact area |
| Sustainable and Environmental | No | |
| Crime and Disorder | Yes | |
| Human Rights Act | No | |
| Elderly/People on Low Income | No | |
| Corporate Parenting | No | |

| | | |
|----------------------------|----|--|
| Health Inequalities Impact | No | |
|----------------------------|----|--|

15. **Background Papers – Local Government Act 1972**

a. None.

16. **Consultations**

a. The Licensing Authority is not obliged to consult any parties with regard to applications made under the Licensing Act 2003. However, the applicant is required to consult with the responsible authorities as set out in the 2003 Act.

17. **Report Author**

Vicky Marshall
Licensing Officer
0116 454 3048
victoria.marshall@leicester.gov.uk

| APPENDIX | CONTENT |
|-----------------|---|
| A | Application |
| B | Representations |
| C | Conditions consistent with application and representation |



Application for a premises licence to be granted 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 Amritpal Singh Gill

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

| | | | |
|---|-----------|-----------------|---------|
| Postal address of premises or, if none, ordnance survey map reference or description The Yellow Door, 34 Belvoir Street | | | |
| Post town | Leicester | Postcode | LE1 6QH |

| | |
|---|-------------|
| Telephone number at premises (if any) | |
| Non-domestic rateable value of premises | £ 46,250.00 |

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- | | |
|---|-----------------------------|
| a) an individual or individuals * <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | |
| i as a limited company/limited liability partnership | please complete section (B) |
| ii as a partnership (other than limited liability) | please complete section (B) |

- iii as an unincorporated association or please complete section (B)
- iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
 I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

| | | | | | | | | | |
|--|-------------------------------------|------------|--|---------------------------|--------------------------------------|----------|---|--------------------------------|--|
| Mr | <input checked="" type="checkbox"/> | Mrs | | Miss | | Ms | | Other Title (for example, Rev) | |
| Surname Gill | | | | | First names Amritpal Singh | | | | |
| Date of birth | | [REDACTED] | | I am 18 years old or over | | | Please tick yes <input checked="" type="checkbox"/> | | |
| Nationality | | [REDACTED] | | | | | | | |
| Current residential address if different from premises address | | | | 20 Valentine Road | | | | | |
| Post town | | Leicester | | | | Postcode | | LE5 2GH | |
| Daytime contact telephone number | | [REDACTED] | | | | | | | |
| E-mail address (optional) | | [REDACTED] | | | | | | | |
| Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information) | | | | | | | | | |

| |
|--|
| |
|--|

SECOND INDIVIDUAL APPLICANT (if applicable)

| | | | | | |
|---|-----|---------------------------|--------------------|--------------------------------|--|
| Mr | Mrs | Miss | Ms | Other Title (for example, Rev) | |
| Surname | | | First names | | |
| Date of birth | | I am 18 years old or over | | Please tick yes | |
| Nationality | | | | | |
| Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information) | | | | | |
| Current residential address if different from premises address | | | | | |
| Post town | | | | Postcode | |
| Daytime contact telephone number | | | | | |
| E-mail address (optional) | | | | | |

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

| |
|--------------------------------------|
| Name |
| Address |
| Registered number (where applicable) |

| |
|---|
| Description of applicant (for example, partnership, company, unincorporated association etc.) |
| Telephone number (if any) |
| E-mail address (optional) |

Part 3 Operating Schedule

When do you want the premises licence to start?

| DD | MM | YYYY |
|----|----|------|
| 09 | 04 | 2020 |

If you wish the licence to be valid only for a limited period, when do you want it to end?

| DD | MM | YYYY |
|----|----|------|
| | | |

| |
|---|
| Please give a general description of the premises (please read guidance note 1) Late License bar / Nightclub |
|---|

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

| |
|-----|
| N/A |
|-----|

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

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 7) | | | Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3) | Indoors | |
| | | | | Outdoors | |
| Day | Start | Finish | | Both | |
| Mon | | | Please give further details here (please read guidance note 4) | | |
| | ----- | ----- | | | |
| Tue | | | State any seasonal variations for performing plays (please read guidance note 5) | | |
| | ----- | ----- | | | |
| Wed | | | 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 (please read guidance note 6) | | |
| | ----- | ----- | | | |
| Thur | | | | | |
| | ----- | ----- | | | |
| | ----- | ----- | | | |
| Fri | | | | | |
| | ----- | ----- | | | |
| | ----- | ----- | | | |
| Sat | | | | | |
| | ----- | ----- | | | |
| Sun | | | | | |
| | ----- | ----- | | | |

B

| | | | | | | | | |
|---|-------|--------|--|----------|--|---|--|--|
| Films Standard days and timings (please read guidance note 7) | | | Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3) | Indoors | | | | |
| | | | | Outdoors | | | | |
| | | | | Both | | | | |
| Day | Start | Finish | Please give further details here (please read guidance note 4) | | | | | |
| Mon | | | | | | | | |
| Tue | | | | | | | | |
| Wed | | | | | | State any seasonal variations for the exhibition of films (please read guidance note 5) | | |
| Thur | | | | | | | | |
| Fri | | | | | | | | |
| Sat | | | | | | 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 (please read guidance note 6) | | |
| Sun | | | | | | | | |

C

| | | | |
|--|-------|--------|--|
| Indoor sporting events Standard days and timings (please read guidance note 7) | | | Please give further details (please read guidance note 4) |
| Day | Start | Finish | |
| Mon | | | State any seasonal variations for indoor sporting events (please read guidance note 5) |
| Tue | | | |
| Wed | | | 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 (please read guidance note 6) |
| Thur | | | |
| Fri | | | |
| Sat | | | |
| Sun | | | |

D

| | | | | | | |
|--|-------|--------|---|--|----------|--|
| Boxing or wrestling entertainments Standard days and timings (please read guidance note 7) | | | Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3) | | Indoors | |
| | | | | | Outdoors | |
| Day | Start | Finish | Both | | | |
| Mon | | | Please give further details here (please read guidance note 4) | | | |
| Tue | | | | | | |
| Wed | | | State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5) | | | |
| Thur | | | | | | |
| Fri | | | 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 (please read guidance note 6) | | | |
| Sat | | | | | | |
| Sun | | | | | | |

E

| Live music Standard days and timings (please read guidance note 7) | | | Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | <input checked="" type="checkbox"/> |
|---|-------|--------|---|----------|-------------------------------------|
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | 13:00 | 03:00 | Please give further details here (please read guidance note 4) | | |
| | ----- | ----- | | | |
| Tue | 13:00 | 03:00 | | | |
| | ----- | ----- | | | |
| Wed | 13:00 | 03:00 | State any seasonal variations for the performance of live music (please read guidance note 5) | | |
| | ----- | ----- | | | |
| Thur | 13:00 | 03:00 | | | |
| | ----- | ----- | | | |
| Fri | 13:00 | 04:00 | 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 (please read guidance note 6) | | |
| | ----- | ----- | | | |
| Sat | 13:00 | 04:00 | | | |
| | ----- | ----- | | | |
| Sun | 13:00 | 03:00 | | | |
| | ----- | ----- | | | |

F

| Recorded music Standard days and timings (please read guidance note 7) | | | Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3) | |
|--|-------|--------|---|-------------------------------------|
| Day | Start | Finish | Indoors | <input checked="" type="checkbox"/> |
| Mon | 13:00 | 03:00 | Outdoors | <input type="checkbox"/> |
| Tue | 13:00 | 03:00 | Both | <input type="checkbox"/> |
| Wed | 13:00 | 03:00 | Please give further details here (please read guidance note 4) | |
| Thur | 13:00 | 03:00 | | |
| Fri | 13:00 | 04:00 | State any seasonal variations for the playing of recorded music (please read guidance note 5) | |
| Sat | 13:00 | 04:00 | | |
| Sun | 13:00 | 03:00 | | |
| | | | 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 (please read guidance note 6) | |

G

| Performances of dance Standard days and timings (please read guidance note 7) | | | Will the performance of dance take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | <input checked="" type="checkbox"/> |
|--|-------|--------|--|----------|-------------------------------------|
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 4) | | |
| Mon | 13:00 | 03:00 | | | |
| Tue | 13:00 | 03:00 | | | |
| | | | <u>State any seasonal variations for the performance of dance</u> (please read guidance note 5) | | |
| Wed | 13:00 | 03:00 | | | |
| Thur | 13:00 | 03:00 | | | |
| | | | <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 6) | | |
| Fri | 13:00 | 04:00 | | | |
| Sat | 13:00 | 04:00 | | | |
| Sun | 13:00 | 03:00 | | | |

H

| | | | | | |
|--|-------|--------|--|----------|-------------------------------------|
| <p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)</p> | | | <p>Please give a description of the type of entertainment you will be providing <i>DJ, Live Performance and band.</i></p> | | |
| Day | Start | Finish | <p>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)</p> | Indoors | <input checked="" type="checkbox"/> |
| Mon | 13:00 | 03:00 | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Tue | 13:00 | 03:00 | <p>Please give further details here (please read guidance note 4)</p> | | |
| Wed | 13:00 | 03:00 | | | |
| Thur | 13:00 | 03:00 | | | |
| Fri | 13:00 | 04:00 | <p>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)</p> | | |
| Sat | 13:00 | 04:00 | | | |
| Sun | 13:00 | 03:00 | | | |
| | | | <p>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 (please read guidance note 6)</p> | | |

I

| Late night refreshment Standard days and timings (please read guidance note 7) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3) | Indoors | <input checked="" type="checkbox"/> |
|---|-------|--------|--|----------|-------------------------------------|
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 4) | | |
| Mon | 13:00 | 03:00 | | | |
| | | | | | |
| Tue | 13:00 | 03:00 | | | |
| | | | | | |
| Wed | 13:00 | 03:00 | <u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5) | | |
| | | | | | |
| Thur | 13:00 | 03:00 | | | |
| | | | | | |
| Fri | 13:00 | 04:00 | <u>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</u> (please read guidance note 6) | | |
| Sat | 13:00 | 04:00 | | | |
| Sun | 13:00 | 03:00 | | | |

J

| | | | | | |
|---|-------|--------|---|------------------|-------------------------------------|
| Supply of alcohol Standard days and timings (please read guidance note 7) | | | Will the supply of alcohol be for consumption – please tick (please read guidance note 8) | On the premises | <input checked="" type="checkbox"/> |
| | | | | Off the premises | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | State any seasonal variations for the supply of alcohol (please read guidance note 5) | | |
| Mon | 13:00 | 03:00 | | | |
| Tue | 13:00 | 03:00 | | | |
| Wed | 13:00 | 03:00 | | | |
| Thur | 13:00 | 03:00 | | | |
| Fri | 13:00 | 04:00 | | | |
| Sat | 13:00 | 04:00 | | | |
| Sun | 13:00 | 03:00 | | | |
| | | | 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 (please read guidance note 6) | | |

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

| | |
|---|---------------------------|
| Name | Mr Herminder Singh Cheema |
| Date of birth | [REDACTED] |
| Address | [REDACTED] |
| Postcode | [REDACTED] |
| Personal licence number (if known) | WDCPER01946 |
| Issuing licensing authority (if known) | Warwick District Council |

K

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 9).

NONE

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) | | | State any seasonal variations (please read guidance note 5) |
|--|-------|--------|--|
| Day | Start | Finish | |
| Mon | 13:00 | 03:00 | <p>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 6)</p> |
| Tue | 13:00 | 03:00 | |
| Wed | 13:00 | 03:00 | |
| Thur | 13:00 | 03:00 | |
| Fri | 13:00 | 04:00 | |
| Sat | 13:00 | 04:00 | |
| Sun | 13:00 | 03:00 | |

| | | | |
|--|--|--|--|
| | | | |
|--|--|--|--|

M

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

Training of Staff on licensing Issues and adopted Policies
Stairway kept clear
Minimum 4 Members of trained staff to present at all times
Challenge 25 policy
The National Ask Angela Campaign to be adopted

b) The prevention of crime and disorder

Suitably qualified door supervisors will be employed. There SIA licenses will be checked daily by the duty manager and logged in the signing in book. Door supervisors will be employed 30 minutes before the start of the entertainment and 30 minutes after the end of the entertainment. Door supervisors will be used at a ratio of 1:75 as a minimum. Door supervisors will wear clothing that makes them clearly identifiable in that role.

CCTV is installed and will be operated and maintained to the requirements set out in the licensing policy. CCTV images will be retained for a minimum of 14 days and be produced on the request of the Police. The CCTV system will be operational at all times whilst the premises are trading and reviewed regularly and or following any report or potential crime or disorder

Any evidence of a criminal act or disorder will be reported to the police and CCTV made available to them.

A4 sized warning notices will be displayed in public areas of the premises and at all entrances advising that CCTV is in operation. The signs located at entrances will be placed on the exterior of the building at, and adjacent to, all public access doors. All signs will comply with the requirements of the Data Protection Act 2002.

An incident book is in place and will be maintained within which full details of all occurrences of disorder, refused entry or alcohol sales at the premises will be recorded. The incident book will be kept on the premises at all times. The incident book will be reviewed daily by the duty manager looking for trends and patterns of activity. The incident book will be made available for inspection by the licensing authority and the police

This will be a strict 18 policy so no one under the age of 18 will be allowed into the venue. Door Staff and bar staff will follow a challenge 25 policy, so any person who looks under the age of 25

will be challenged to produce valid ID such as, a photo driving license, a passport, or a proof of age card, such as the PASS card from the national Proof of Age Standards Scheme with the PASS hologram. If they cannot produce this ID when challenged they will be refused entry or ejected from the venue.

No one carrying open or sealed bottles or glasses will be admitted to the premises at any time.

No customers will be permitted to take open containers of alcoholic or soft drinks from the premises.

c) Public safety

An appropriate method will be used for checking the number of people entering and leaving the premises and ensuring that once the maximum occupancy is reached, no further persons are admitted.

Irresponsible drinks promotions will not be permitted at the venue, the standards for the management of responsible drinks promotions produced by the British Beer and Pub Association will be complied with.

The license holder or people authorised by them will check the premises before it opens to the public to ensure there are no risks to patrons and that all Health & safety, and fire precautions are in place. This check is recorded and signed for by the person completing it the daily check sheet in the fire log book.

All staff will receive appropriate training about emergency and general safety precautions and procedures by a competent person. The venue has a full set of risk assessments and policies including a H&S policy which will be used in this training and available to staff at all times.

Free drinking water will be made available at all times the premises is open to the public.

All bottles and glasses and rubbish will be removed from public areas on a regular and frequent basis.

The electrical system at the premises, including portable appliances will be inspected and tested annually by a suitably qualified electrician.

The gas system, including appliances, will inspected annually and tested by a Gas Safe Registered engineer and a satisfactory Gas Safety Certificate will be obtained.

All safety certificates and inspection reports will be kept on site and made available for inspection by officers of relevant statutory bodies

The fire safety measures provided on the premises will be maintained in good working order, and

their adequacy will be determined on a regular basis, by the carrying out of a fire risk assessment as required by, and in accordance with the Regulatory Reform (Fire Safety) Order 2005.

An adequate and appropriate supply of first aid equipment and materials will be available on the premises.

d) The prevention of public nuisance

CCTV is installed and will be operated and maintained to the requirements set out in the licensing policy. CCTV images will be retained for a minimum of 14 days and be produced on the request of the police.

Metal detecting wands will be available on the door to check for concealed weapons and will be used on a regular basis especially if there are suspicions of people carrying knives or other weapons. This policy will be made known the public entering the venue.

Staff will regularly patrol the premises both indoors and out to supervise the orderly conduct of patrons.

Prominent, legible notices requesting people to leave the premises and the area quietly will be displayed at all exists

The license holder, or persons authorised by them, must control the volume of music at the venue to ensure it is not a public nuisance

All external doors and windows will be kept shut, other than for access and egress, in all rooms when events involving amplified music or speech, or other entertainment are likely to rise to noise.

The outside area provided for the use of patrons will have facilities for the disposing and collecting of litter, which will be maintained. signage will be displayed in outside areas requesting patrons to respect the amenities of local residents.

To minimize the effect of littering, the venue will provide litter bins both inside and directly outside the premises. During opening hours, and at the close of business, arrangement will be made for litter from the business to be collected from the immediate vicinity and stored inside the premises pending collection.

e) The protection of children from harm

This will be a strict 18 policy so no one under the age of 18 will be allowed into the venue. Door Staff and bar staff will follow a challenge 25 policy, so any person who looks under the age of 25 will be challenged to produce valid ID such as, a photo driving license, a passport, or a proof of age card, such as the PASS card from the national Proof of Age Standards Scheme with the PASS hologram. If they cannot produce this ID when challenged they will be refused entry or ejected from the venue.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. ✓
- I have enclosed the plan of the premises. ✓
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ✓
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ✓
- I understand that I must now advertise my application. ✓
- I understand that if I do not comply with the above requirements my application will be rejected. ✓
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ✓


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.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)


Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

| | |
|--------------------|---|
| Declaration | <ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the |
|--------------------|---|

| | |
|-----------|---|
| | <p>entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15) |
| Signature |  |
| Date | 12/03/2020 |
| Capacity | Applicant |

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

| | |
|-----------|--|
| Signature | |
| Date | |
| Capacity | |

| | | | |
|---|-----------------|----------|----------------|
| Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Maya & Co Solicitors 434 Foleshill Road | | | |
| Post town | COVENTRY | Postcode | CV6 5JX |
| Telephone number (if any) | 02476664000 | | |
| If you would prefer us to correspond with you by e-mail, your e-mail address (optional)  | | | |

NOTE

Any personal data that you provide will be processed in accordance with current data protection laws. It will be used by Leicester City Council and our partners to deliver and improve services and fulfil our legal duties. We will not disclose any personal information to anyone else unless required or allowed to do so by law. Read more about how we use personal data in our Privacy Notice on our website www.leicester.gov.uk



1:100 GROUND FLOOR PLAN

1:100 BASMENT PLAN.

| | | | |
|--|---|---|---|
| PROJECT TITLE | | BAR REFURB | |
| DRAWING TITLE | | PLANS | |
| <input type="checkbox"/> Information Only <input checked="" type="checkbox"/> For Approval <input type="checkbox"/> For Construction | <input type="checkbox"/> For Approval <input checked="" type="checkbox"/> For Construction | <input type="checkbox"/> For Approval <input checked="" type="checkbox"/> For Construction | <input type="checkbox"/> For Approval <input checked="" type="checkbox"/> For Construction |
| SCALE | 1:100 | DATE | |
| PROJECT No. | | DRG. No. | |
| DRAWING NO. 20 REVISION | | DATE: _____ DO NOT SCALE | |

Consent of individual to being specified as premises supervisor

I Herminder Singh Cheema

of

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

Premises Licence
[type of application]

by

Amritpal Singh Gill
[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

34 Belvoir Street, LE1 6QH
[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

Amritpal Singh Gill
[name of applicant]

concerning the supply of alcohol at

34 Belvoir Street, LE1 6QH
[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

WDCPER01946
[insert personal licence number, if any]

Personal licence issuing authority

Warwickshire District Council Riverside House, Milverton Hill, Leamington Spa
CV32 5HZ
[insert name and address and telephone number of personal licence issuing authority, if

any]



Signed

Herminder Singh Cheema
Name (please print)

12.03.2020

Date

NOTE

Any personal data that you provide will be processed in accordance with current data protection laws. It will be used by Leicester City Council and our partners to deliver and improve services and fulfil our legal duties. We will not disclose any personal information to anyone else unless required or allowed to do so by law. Read more about how we use personal data in our Privacy Notice on our website www.leicester.gov.uk



Licensing Act 2003 - Representation in respect of Premises Licence

| Details of person or body making representation | |
|---|---|
| Your Name: | Neil Cooper |
| Your Address: | Environmental Health Officer Noise and Pollution Control Leicester City Council Phoenix House 1 King Street Leicester LE1 6RN |

| Details of premises representation is about | |
|---|---|
| Name of Premises: | Yellow Door |
| Address of premises: | 34 Belvoir Street Leicester LE1 6QH |
| Application No. (if known) | 125349 |

| 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 type="checkbox"/> Yes |
| Protection of children from harm | <input type="checkbox"/> No |

| Please summarise your concerns about this application: |
|---|
| I am satisfied that amplified music, live or recorded, if allowed to be played without restriction is likely to cause a nuisance to occupiers of the apartments in the vicinity of the premise. |

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

Between November 2018 and May 2019, when the premise was operated under a previous premises licence, several noise nuisances were witnessed from loud music at Yellow Door. During this period the volume of music played on the premise was unrestricted.

In May 2019 a sound check was undertaken to set levels on a noise limiter installed on the premises. Subsequently all music played in all parts of the premises were played through this sound limiting device, set at levels agreed with the Noise and Pollution Team.

No further noise nuisances were witnessed from the premise from the time that all music was played through the noise limiter.

This application does not include any such proposals to prevent noise from causing a nuisance. If a noise limiter is installed and set at levels agreed with the Noise and Pollution Team, I am satisfied that it is likely that noise nuisances will be prevented. Under the circumstances I am satisfied that the application, as currently submitted, will have an adverse effect on the prevention of public nuisance licencing objective.

I would have no objections to a premises licence being granted if the following condition was included on any licence granted;

A noise limiting device shall be installed, fitted and maintained in such a manner as to control all sources of amplified music and voice at the premises. The level shall be set to the agreement of the Noise and Pollution Team to prevent noise nuisance being caused to the public, and the agreed level shall not be exceeded without the agreement of the Noise and Pollution Team. Once the device is set it should be inaccessible to anyone on the premise other than the licence holder.

I will contact the solicitors acting for the applicant to ask if their client will agree to have this condition included on the premises licence if granted.



Leicestershire Police

Licensing Act 2003 – Representation in respect of Premises Licence Application

| Details of person or body making representation | |
|--|---|
| Your Name: | Nigel Rixon |
| Your Address: | Mansfield House, 74 Belgrave Gate, Leicester LE1 3GG |

| Details of premises representation is about | |
|--|--|
| Name of Premises: | The Yellow Door |
| Address of premises: | 34 Belvoir Street, Leicester. LE1 6QH. |
| 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 Licensing Manager for Leicestershire Police on the authority delegated to me by the Chief Constable.</p> <p>The current application if granted would undermine the licensing objectives in relation to the prevention of crime and disorder, public safety and the prevention of public nuisance.</p> <p>My representation to this new premise licence application is based upon the licensing objectives.</p> <p>This application is for the grant of a new premise licence for a premise that has</p> |

previously had its licence revoked by Leicester City Council in August 2019.

This application is for the premise formally known as “The Yellow Door”, 34 Belvoir Street, Leicester. LE1 6QH.

The premise is located within the “Belvoir Street Cumulative Impact Zone” as per Leicester City Council’s Statement of Licensing Policy 2015.

The licensing authority has adopted a special policy on cumulative impact in relation to the Belvoir Street area of the city centre. The policy states that the granting or variation of further premises licences would undermine the crime prevention objective.

The licensable activities of the new licence are:

Opening hours to the public.

Sunday to Thursday from 1pm until 3am.

Friday & Saturday from 1pm until 4am.

Supply of alcohol for the consumption on the premise only.

Sunday to Thursday from 1pm until 3am.

Friday & Saturday from 1pm until 4am.

The provision of late night refreshment, the performance of live music (indoors only), the playing of recorded music (indoors only), the performance of dance (indoors only) and any similar type of entertainment (indoors only) also reflect the same days and hours as listed above.

Location:

The premise is located at 34 Belvoir Street, in the heart of Leicester City Centre. The premise is located on a busy night time economy thoroughfare as other late night, stand up, alcohol led licensed premise are also located nearby on Belvoir Street and also on adjoining streets.

On Friday and Saturday from 10pm until 4am the “safer route” scheme takes effect with temporary bollards erected to stop motor vehicles accessing Belvoir Street from the direction of Granby Street / Rutland Street effectively turning Belvoir Street into a pedestrian only street.

In light of the high concentration of licenced premise within a small area, and the late opening hours, means that it is an attractive area for the late night economy to visit.

History:

Throughout late 2018 and 2019 the premise under the previous owners and management experienced significantly higher than average number of incidents of crime, disorder and anti-social behaviour linked to the premise compared to other nearby or similar sized premises.

The criminal actions of a small portion of its clientele, of which most incidents were alcohol fuelled and often violent in nature, contributed towards its downfall.

Ultimately, it was the sheer volume of incidents of crime, disorder and anti-social behaviour linked to the premise along with poor management, criminal activity, excessive use of force by persons employed at the premise and unwillingness to support the licensing objectives resulted in the Leicester City Council licensing committee revoking the premise licence.

The former owner elected to contest the licensing committee's decision and was permitted to remain open until the trial date at Leicester Magistrates Court on Tuesday 7th January 2020. However, during the appeal period, criminal activity continued at the premise. The day before the trial, Leicester City Council were notified by the solicitor acting on behalf of the owner that they would not be contesting the case and forfeited the premise licence.

Post Closure.

Since the closure there has been significant interest from other interested parties in acquiring and re-opening the premise.

Since the closure, there has been a reduction in crime and disorder on Belvoir Street and in the immediate area.

New Licence Assessment.

Alcohol related violent crime rises significantly late at night and more so in the early hours of the morning, as customers are given the longer periods to consume alcohol. Crime, disorder and anti-social behaviour also rises significantly at weekends and is reflected in Leicestershire Police's crime, incident and recording statistics.

Therefore, if this new premise licence is granted, it is inevitable that crime and disorder will increase and add to the existing issues of late night/early morning alcohol related violent crime, disorder and anti-social behaviour on Belvoir Street, regardless of the good intentions and ability of the new owners. This would be contrary to Leicester City Council's own cumulative impact zone policy.

The applicant has applied for identical licensable activities and hours as its predecessor.

The applicants application, operating schedule and business plan is to operate the business in a similar format as before, therefore as a stand up, alcohol led, late night drinking and music venue, catering for customers in the night time economy.

Leicestershire Police has concerns that if the licence is granted some of the issues which previously arose at the premise would reoccur, despite the best intentions of new owners/management.

The applicant has applied to open to the public on Friday and Saturday from 1pm until 4am. Leicestershire Police previously saw a significant rise in crime, disorder and anti-social behaviour both inside and outside the premise between 3am and 4am. Customers were also often involved in disorder as they dispersed from the premise after 4am.

As other nearby licensed premises close at 3am, the premise became a focal point for late night drinkers wishing to consume alcohol until 4am. The premise previously attracted hardened drinkers who were content on consuming alcohol for longer periods and some of whom were content on committing violent crime.

Therefore it is highly likely that alcohol fuelled violent crime, disorder and anti-social behaviour would return if this new licence was granted but more so as the previous peak time for disorder was between 3-4am.

However, the applicant has the right to have its application considered on its own individual merit.

Leicestershire Police believes that a 3am closure would reduce the likelihood of alcohol related violent crime, disorder and anti-social behaviour associated to the premise and on Belvoir Street in general.

The introduction of a last admission time and staggered ceasing of licensable activities including the supply of alcohol would reduce the likelihood of crime and disorder as customer disperse from the venue.

The security provision at the premise during the night time economy is another significant consideration in the premises ability to deliver on its obligation to promote and enforce the licensing objectives. The actions and sometimes inaction of previous registered and non-registered Security Industry Authority (SIA) door supervisors employed at the premise was a major factor in their licence being revoked. Combined with the fact that throughout late 2018 and 2019, there were both doubts and concerns about who was effectively in charge and deploying door supervisors to the premise.

Given that this new application also wishes to operate as a late night, stand up, alcohol led premise, it is essential that the premise employs a lawful and trustworthy security company in order to deliver what is expected of them.

The Security Industry Authority (SIA) operates an "Approved Contractor Scheme" (ACS) for those security providers who meet the satisfactory agreed standards set by the SIA. Given the history of the premise, I would strongly recommend that an SIA ACS be employed in the future.

The applicants operating schedule states that a CCTV system will be installed and images retained for a minimum of fourteen days. Leicestershire Police do not believe this is sufficient and that criminal investigation will be jeopardised due to the limited time frame to secure this vital evidence. A minimum of twenty eight days is the general norm and during a telephone conversation with the applicant he agreed that this is easily achievable.

The operating schedule does not address other useful tools and equipment which could be utilised by its door supervisors / staff in order to help them prevent crime, disorder, anti-social behaviour but also assist them in delivering on their responsibility to promote the licensing objectives.

During a telephone conversation with the applicant he agreed that use of body worn cameras could help deter violent crime and provide the required evidence to prosecute the offenders those who commit such offences thus creating a safer environment for its law abiding customers. The applicant stated that he is willing to deploy body worn cameras in the premise whilst the premise is open to the public.

The applicant has also stated that he has or is about to upgrade the existing CCTV system and install additional cameras. This action is welcomed and will assist in the applicant's commitment to delivery on its obligation to promote the licensing objectives.

However, the applicant stills seeks to close at 4am at the weekends for commercial and financial reasons as it is a profitable period in the night time economy. Leicestershire Police respectfully requests the licensing committee considers the concerns raised above and refuses the application as the application fails to address three out of the four licensing objectives, in terms of:

- (1) The prevention of crime and disorder.
- (2) Public safety.
- (3) The prevention of public nuisance.

However, if the committee choose to grant the application, Leicestershire Police would ask that the following conditions be considered in order to both promote and enforce the licensing objectives.

- (1) Opening hours to the public between Monday to Sunday from 1pm until 3am.
- (2) Customers will not be permitted to enter or re-enter the premise between 2am and 3am.
- (3) The supply of alcohol to cease by 2:30am.
- (4) The music volume will be reduced and lighting increased no later than 2:45am.
- (5) CCTV cameras located within the premise to cover all public areas, including all entrances and exits.
- (6) CCTV to record clear images permitting the identification of individuals.
- (7) CCTV to record whilst the premise is open to the public and retained for a minimum of 28 days.
- (8) CCTV copies to be available to the relevant responsible authorities within 72 hours of being requested.
- (9) A trained member of staff must be present on the premise at all times whilst the premise is open to the public, who is able to operate the CCTV system and provide viewable copies to the relevant responsible authorities for serious spontaneous incidents.
- (10) CCTV to be fitted with security functions preventing recordings being tampered with or deleted.
- (11) CCTV must have a constant and accurate date and time stamp.
- (12) A Security Industry Authority (SIA) "Approved Contractor Scheme" (ACS) provider to be employed and deploy approved SIA door supervisors to the premise.
- (13) Security Industry Authority (SIA) door supervisors must be provided on Friday, Saturday and before a bank holiday. Door supervisors must be on duty from 10pm and must remain on duty until the premise is closed and all the customers have left.
- (14) The licence holder will provide full details of all Security Industry Authority (SIA) door supervisors deployed at the premise to Leicestershire

Police before commencing duty or as soon as practicable.

- (15) The licence holder will complete fortnightly compliance checks to ensure that all Security Industry Authority (SIA) door supervisors employed at the premise are lawfully permitted to be deployed as front line door supervisors. A record of these checks must be kept and stored for a minimum of 12 months. These records must be available to inspect by the relevant responsible authorities on request.
- (16) A record must be kept of all Security Industry Authority door supervisors used at the premise and include their full names, registration number, contact telephone number and dates/times that they were on duty. These details must be provided to the responsible authorities on request.
- (17) All Security Industry Authority door supervisors and other persons engaged at the premise for the purpose of supervising or controlling queues or customers must wear high visibility armbands which are clearly visible on their exterior clothing.
- (18) Security Industry Authority door supervisors must be provided with radios to enable them to contact each other and the duty manager at the premise whilst the premise is open to the public.
- (19) A minimum of two operational body worn cameras must be worn by either door supervisors or staff whilst the premise is open to the public from 10pm until all customers have left the premise.
- (20) Body worn camera footage to be retained for 28 days and available to the relevant responsible authorities within 72 hours of being requested.
- (21) The licence holder will join and actively participate in Leicester City Centre's "City Watch" crime prevention partnership working scheme and utilise a "City Watch" radio whilst the premise is open to the public.
- (22) An incident log must be completed to record all reported incidents of crime and disorder, ejections and refusals. The record must include the date, time of the incident, the name or physical and clothing description of the victim/offender, the location within the premise where the incident occurred and the name of the staff member who dealt with the incident. All entries must be made within 24 hours of the event. The incident log must be retained securely for a minimum of 12 months. The incident log must be made available for inspection by the relevant responsible authorities within 72 hours of being requested.
- (23) Customers will not be permitted to remove from the premise any drink supplied by the premise (alcoholic or otherwise) in open containers.
- (24) The licence holder will adopt, promote and ensure that all staff are trained in public safety campaigns such as the "Ask Angela" scheme or other similar scheme. A record of the training must be retained for at least 12 months.
- (25) Hourly security patrols of the premise by a staff member to be

conducted after 10pm whilst the premise is open to the public to ensure that fire/emergency exits are clear of obstructions, fire/emergency exits are secure, surfaces are free of excessive empty glass bottles / glasses and that the toilet areas are free of drug paraphernalia and customers are not loitering inside. A record of these checks must be completed, retained for 12 months and made available to the relevant responsible authority if requested.

Nigel Rixon
Licensing Manager
Leicestershire Police

1st April 2020

| CONDITIONS CONSISTENT WITH OPERATING SCHEDULE |
|--|
| Qualified door staff will be employed and SIA licences will be checked by the manager each day and recorded in the signing in book |
| Door supervisors will start half an hour before opening and finish half an hour after the entertainment ceases and will be clearly identifiable by their attire. |
| A minimum ratio of 1 door supervisor per 75 customers will be maintained. |
| CCTV be used in accordance with the licensing policy and footage retained for a minimum of two weeks. |
| CCTV will be recording at all times when the premises is open and reviewed on a regular basis or if there is any report of crime or disorder. |
| CCTV will be provided to Leicestershire Police on request and the premises will report any evidence of crime and disorder. |
| A4 signs will be displayed at all access points to the building notifying customers that CCTV is in use. |
| The licence holder will ensure there is an incident book on the premises at all times and it is fully completed with all incidents of disorder, refused entry and refused alcohol sales. This book must be assessed daily by the duty manager for any concerns or trends in behaviour. |
| Under 18s will not be permitted on the premises and Challenge 25 will be enforced |
| Customers will not be allowed to bring in bottles or glasses into the premises or remove open drinks containers from the premises. |
| The premises will follow the British Beer and Pub Association guidelines on responsible drinks promotions |
| The premises will be checked for any risks prior to opening each day and the details recorded in a fire log book. |
| Staff will be trained in safety procedures and policies which will be available to them at all times. |
| Public areas will be regularly cleared of litter. |
| Electrical and gas systems and appliances will be annually inspected and tested by a competent person and all certification and reports will be kept on the premises and made available for inspection. |
| Adequate first aid materials will be kept on site |
| Metal detector wands will be supplied to door staff to check for concealed weapons and used regularly particularly if there is evidence to suggest that people may be carrying weapons. Customers will be made aware of this upon entry to the premises. |
| Staff will patrol the inside and outside areas around the premises |
| Clear notices requesting customers leave quietly will be displayed in prominent positions |
| External windows and door will be kept closed save for access and egress when entertainment likely to cause noise is taking place. |
| Outside areas of the premises will have provision for disposal of waste for customer and notices will be displayed outside asking customers to respect the needs of neighbouring residents. |
| Bins will be provided inside and outside the premises and litter will be collected and stored inside the premises until it can be collected. |

| CONDITIONS CONSISTENT WITH REPRESENTATION FROM THE NOISE TEAM |
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A noise limiting device shall be installed, fitted and maintained in such a manner as to control all sources of amplified music and voice at the premises. The level shall be set to the agreement of the Noise and Pollution Team to prevent noise nuisance being caused to the public, and the agreed level shall not be exceeded without the agreement of the Noise and Pollution Team. Once the device is set it should be inaccessible to anyone on the premise other than the licence holder.

CONDITIONS CONSISTENT WITH REPRESENTATION FROM LEICESTERSHIRE POLICE

Opening hours to the public between Monday to Sunday from 1pm until 3am.

Customers will not be permitted to enter or re-enter the premise between 2am and 3am

The supply of alcohol to cease by 2:30am

The music volume will be reduced and lighting increased no later than 2:45am

CCTV cameras located within the premise to cover all public areas, including all entrances and exits.

CCTV to record clear images permitting the identification of individuals

CCTV to record whilst the premise is open to the public and retained for a minimum of 28 days.

CCTV copies to be available to the relevant responsible authorities within 72 hours of being requested.

A trained member of staff must be present on the premise at all times whilst the premise is open to the public, who is able to operate the CCTV system and provide viewable copies to the relevant responsible authorities for serious spontaneous incidents.

CCTV to be fitted with security functions preventing recordings being tampered with or deleted.

CCTV must have a constant and accurate date and time stamp.

A Security Industry Authority (SIA) "Approved Contractor Scheme" (ACS) provider to be employed and deploy approved SIA door supervisors to the premise.

Security Industry Authority (SIA) door supervisors must be provided on Friday, Saturday and before a bank holiday. Door supervisors must be on duty from 10pm and must remain on duty until the premise is closed and all the customers have left.

The licence holder will provide full details of all Security Industry Authority (SIA) door supervisors deployed at the premise to Leicestershire 6 Police before commencing duty or as soon as practicable.

The licence holder will complete fortnightly compliance checks to ensure that all Security Industry Authority (SIA) door supervisors employed at the premise are lawfully permitted to be deployed as front line door supervisors. A record of these checks must be kept and stored for a minimum of 12 months. These records must be available to inspect by the relevant responsible authorities on request.

A record must be kept of all Security Industry Authority door supervisors used at the premise and include their full names, registration number, contact telephone number and dates/times that they were on duty. These details must be provided to the responsible authorities on request.

All Security Industry Authority door supervisors and other persons engaged at the premise for the purpose of supervising or controlling queues or customers must wear high visibility armbands which are clearly visible on their exterior clothing.

Security Industry Authority door supervisors must be provided with radios to enable them to contact each other and the duty manager at the premise whilst the premise is open to the public.

A minimum of two operational body worn cameras must be worn by either door supervisors or staff whilst the premise is open to the public from 10pm until all customers have left the premise.

Body worn camera footage to be retained for 28 days and available to the relevant responsible authorities within 72 hours of being requested.

The licence holder will join and actively participate in Leicester City Centre's "City Watch" crime prevention partnership working scheme and utilise a "City Watch" radio whilst the premise is open to the public.

An incident log must be completed to record all reported incidents of crime and disorder, ejections and refusals. The record must include the date, time of the incident, the name or physical and clothing description of the victim/offender, the location within the premise where the incident occurred and the name of the staff member who dealt with the incident. All entries

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| must be made within 24 hours of the event. The incident log must be retained securely for a minimum of 12 months. The incident log must be made available for inspection by the relevant responsible authorities within 72 hours of being requested |
| Customers will not be permitted to remove from the premise any drink supplied by the premise (alcoholic or otherwise) in open containers |
| The licence holder will adopt, promote and ensure that all staff are trained in public safety campaigns such as the "Ask Angela" scheme or other similar scheme. A record of the training must be retained for at least 12 months |
| Hourly security patrols of the premise by a staff member to be conducted after 10pm whilst the premise is open to the public to ensure that fire/emergency exits are clear of obstructions, fire/emergency exits are secure, surfaces are free of excessive empty glass bottles / glasses and that the toilet areas are free of drug paraphernalia and customers are not loitering inside. A record of these checks must be completed, retained for 12 months and made available to the relevant responsible authority if requested. |

