



Leicester
City Council

LICENSING (HEARINGS) SUB-COMMITTEE

DATE: MONDAY, 21 DECEMBER 2015

TIME: 9:30 am

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

Members of the Sub-Committee

Councillors Thomas, Cank and Shelton

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: Anita James
Democratic Support
Leicester City Council
City Hall, 115 Charles Street, Leicester, LE1 1FZ
Tel: 0116 454 6358
email: anita.james2@leicester.gov.uk

Information for members of the public

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- ✓ where filming, to (via the Chair of the meeting) ensure that those present are aware that they may be filmed and respect any requests to not be filmed.

Further information

If you have any queries about any of the above or the business to be discussed, please contact Anita James, **Democratic Support on (0116) 454 6358 or email Anita.James2@leicester.gov.uk** or call in at City Hall, 115 Charles Street.

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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: POLISH SHOP, 19-21 NARBOROUGH ROAD, LEICESTER LE3 0LE** **Appendix A**

The Director of Local Services and Enforcement submits a report on an application for a new premises licence within a cumulative impact zone for Polish Shop, 19-21 Narborough Road, Leicester LE3 0LE.

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 or by telephoning Democratic Support on 0116 4546358.

- 5. ANY OTHER URGENT BUSINESS**



Leicester
City Council

WARDS AFFECTED
WESTCOTES

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

Application for a new premises licence within a Cumulative Impact Zone Polish Shop, 19-21 Narborough Road, LE3 0LE

Report of the Director of Local Services and Enforcement

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 representation, Members must consider whether to
- Grant the licence without modification
 - Grant the licence subject to conditions
 - 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 19-21 Narborough Road within the Braunstone Gate area Cumulative Impact Zone and summarises the representation 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 5 November 2015 from Malpol Ltd for a new premises licence for Polish Shop, 19-21 Narborough Road within the Braunstone Gate 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
Supply of Alcohol (off) Opening hours	Monday to Friday 09.00 – 22.00 Saturday & Sunday 09.00 – 21.00

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. Representation

- 7.1 A relevant representation was received on 30 November 2015 from Leicestershire Police. The representation relates to the prevention of crime and disorder and the prevention of public nuisance. Leicestershire Police are concerned that there are a high number of licensed premises in the immediate area surrounding the premises and therefore would like the Licensing Authority to consider the application with regards to the cumulative impact policy . A copy of the representation is attached at Appendix B.

8. Conditions

- 8.1 The conditions that are consistent with the operating schedule are attached at Appendix C.

9. Cumulative Impact

- 9.1 In February 2011 Leicester City Council introduced a special policy on cumulative impact in the Braunstone Gate area, which refers specifically to on and off licences. This creates a rebuttable presumption that an application for a new premises licence will be refused, unless the applicants can show that their premises are unlikely to add to the problems of saturation.

10. Statutory Guidance

- 10.1 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	General Principles
1.16	Each application on its own merits
2.1 – 2.5	Crime & disorder
2.14 – 2.20	Public nuisance
8.33 – 8.41	Steps to promote the licensing objectives
9.12	Representations from the Police
9.13 – 9.19	Licensing Authorities acting as responsible authorities
9.20 – 9.24	Health bodies acting as responsible authorities
9.30 – 9.40	Hearings
9.41 – 9.43	Determining actions that are appropriate for the promotion of the licensing objectives

10.1 – 10.3	Conditions - general
10.8 – 10.9	Imposed conditions
10.27 – 10.68	Mandatory conditions in relation to the supply of alcohol
13.30 – 13.35	Effect of special policies
13.36 – 13.39	Limitations on special policies relating to cumulative impact
13.40 – 13.41	Other mechanisms for controlling cumulative impact
13.44 – 13.45	Licensing Hours

11. Statement of Licensing Policy

11.1 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
9	Prevention of Public Nuisance
11.4 – 11.5	Planning
12	Duplication
13	Standardised conditions

12. Points for Clarification

12.1 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 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?

13. 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	Paragraph 7 relates to crime & disorder
Human Rights Act	No	
Elderly/People on Low Income	No	
Corporate Parenting	No	
Health Inequalities Impact	No	

14. Background Papers – Local Government Act 1972

- a. None

15. 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.

16. Report Author

Lynsay Coupe
Licensing Officer
0116 454 3065
Lynsay.coupe@leicester.gov.uk

APPENDIX	CONTENT
A	Application
B	Representation
C	Conditions consistent with application



**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 ~~PRZEMYSŁAW MALINOWSKI~~ MALPOL LTD
(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 19 - 21 NARBOROUGH ROAD			
Post town	LEICESTER	Postcode	LE3 0LE
Telephone number at premises (if any)			
Non-domestic rateable value of premises	£ 20,000		

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

Please tick yes

- 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 type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal 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	PRZEMYSŁAW MALINOWSKI MALPOL LTD
Address	34 WALSGRAVE ROAD COVENTRY CV2 4EB
Registered number (where applicable)	06564383
Description of applicant (for example, partnership, company, unincorporated association etc.)	COMPANY DIRECTOR
Telephone number (if any)	
E-mail address (optional)	

Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY

0	6	1	2	2	0	1	5
---	---	---	---	---	---	---	---

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

DD MM YYYY

	N	/	A				

Please give a general description of the premises (please read guidance note 1)

THE PREMISES IS A POLISH DELICATESSEN
 OFFERING FINEST POLISH PRODUCTS
 INCLUDING BAKERY, PASTRY AND CHEMISI.

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 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any 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 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			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 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon				
Tue				
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)	
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 5)	
Sun				

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<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 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
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 5)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			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 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		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 3)			
Mon						
Tue						
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)			
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 5)			
Sat						
Sun						

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
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 5)		
Sat					
Sun					

H


Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			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 5)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	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 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<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 5)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) N/A		
Mon	9	22			
Tue	9	22			
Wed	9	22			
Thur	9	22			
Fri	9	22			
Sat	9	21			
Sun	9	21			
			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 5) N/A		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name	IZABELA MORBACZ
Address	
Personal licence number (if known)	LEIPRS 2657
Issuing licensing authority (if known)	LEICESTER CITY 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 8).

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	9	22	N/A
Tue	9	22	
Wed	9	22	
Thur	9	22	
Fri	9	22	<u>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</u> (please read guidance note 5) N/A
Sat	9	21	
Sun	9	21	

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 9)

TO PROMOTE ALL FOUR LICENSING OBJECTIVES TOGETHER, STRONG MANAGEMENT CONTROLS AND EFFECTIVE TRAINING OF ALL STAFF WILL BE KEPT SO THAT THEY ARE AWARE OF THE PREMISES LICENCE AND THE REQUIREMENTS TO MEET THE FOUR LICENSING OBJECTIVES WITH ATTENTION TO SELLING NO ALCOHOL TO UNDERAGE PEOPLE, DRUNK PEOPLE AND ATTENTION TO NO VIOLENT AND ANTI-SOCIAL BEHAVIOUR WITHIN THE PREMISES AND AROUND.

b) The prevention of crime and disorder

CCTV SYSTEM OPERATED AT ALL TIMES IN THE PREMISES. ROLLER METAL EXTERIOR SHUTTER FITTED TO ENSURE THAT SHOP FRONT IS SAFE AND SECURE AT ALL TIMES. ALARM SYSTEM INSTALLED. STAFF WILL BE WELL TRAINED IN ASKING CUSTOMERS TO USE PREMISES IN A RESPECTFUL MANNER AND PREVENT DRINKING ALCOHOL AT THE RETAIL UNIT.

c) Public safety

CCTV SYSTEM INSTALLED TO MONITOR ENTRANCE AND OTHER PARTS OF THE PREMISES IN ORDER TO ADDRESS THE PREVENTION OF CRIME OBJECTIVE. A CLEAR AND LEGIBLE NOTICE OUTSIDE THE PREMISES INDICATING THE NORMAL HOURS UNDER THE TERMS OF THE PREMISES LICENCE DURING WHICH SELLING OF ALCOHOL IS PERMITTED. CLEAR NOTICES WARNING OF POTENTIAL CRIMINAL ACTIVITY, SUCH AS THEFT, THAT MAY TARGET CUSTOMERS WILL BE DISPLAYED.

d) The prevention of public nuisance

POSTERS REGARDING SAFE LIMITS OF ALCOHOL CONSUMPTION, ANTI-DRINK DRIVING AND ZERO DRUG TOLERANCE WILL BE DISPLAYED. INTERNAL AND EXTERNAL LIGHTING FIXED TO PROMOTE THE PUBLIC SAFETY OBJECTIVE. WELL TRAINED STAFF. TRAINING OF UNDERAGE ID CHECKS. AN ACCIDENT BOOK WILL BE KEPT UPON THE PREMISES AND AVAILABLE FOR THE INSPECTION. ALL PARTS OF THE PREMISES AND ALL FITTINGS, DOOR FASTENING AND NOTICES, LIGHTING, HEATING, ELECTRICAL, AIR CONDITION AND OTHER INSTALLATIONS WILL BE MAINTAINED AT ALL TIMES IN GOOD ORDER AND IN A SAFE CONDITION. FIRE RISK ASSESSMENT WILL BE CARRIED OUT AND TO BE MAINTAINED.

e) The protection of children from harm

CLEAR AND VISIBLE "CHALLENGE 25" SIGN.
 WELL TRAINED STAFF ABOUT REQUIREMENT FOR
 PERSONS IDENTIFICATION. TRAINING RECORD BOOK WILL
 BE KEPT UP TO DATE A REFUSALS BOOK FOR UNDER
 18S WILL BE KEPT. REFUSING TO SELL ALCOHOL TO
 ANY ADULT WHO MIGHT BE BUYING ALCOHOL FOR
 ANY CHILDREN HANGING AROUND OUTSIDE.

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.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	29.10.2015
Capacity	

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). 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 13)			
PRZEMYSŁAW MALIŃSKI			
34 WALSGRAVE ROAD			
Post town	COVENTRY	Postcode	CV2 4EB
Telephone	[REDACTED]		
If you would like to provide an alternative address (optional)	[REDACTED]		

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

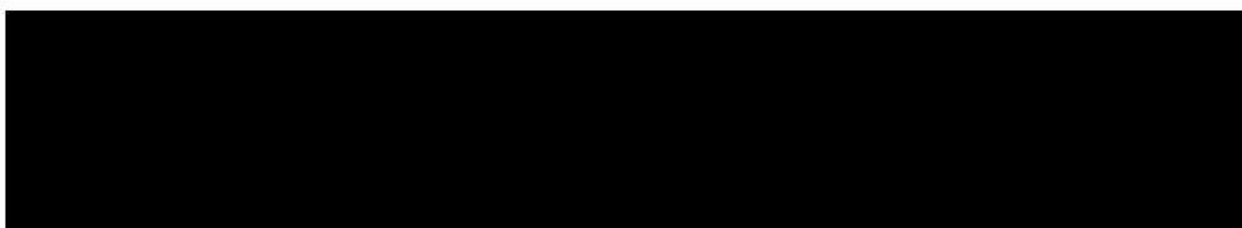


Leicester
City Council

Consent of individual to being specified as premises supervisor

I IZABELA HORBACZ
[full name of prospective premises supervisor]

of



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

APPLICATION FOR A PREMISES LICENCE
[type of application]

by

PRZEMYSŁAW MALINOWSKI / MALPOL LTD
[name of applicant]

relating to a premises licence _____
[number of existing licence, if any]

for

POLISH SHOP 19-21 NARBOROUGH ROAD LES OLE
[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

PRZEMYSŁAW MALINOWSKI / MALPOL LTD
[name of applicant]

concerning the supply of alcohol at

Polish Shop 19-21 Narborough Road LE3 0LE
[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

LE1P8S 2657
[insert personal licence number, if any]

Personal licence issuing authority

LEICESTER CITY COUNCIL
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

Isabella Martec

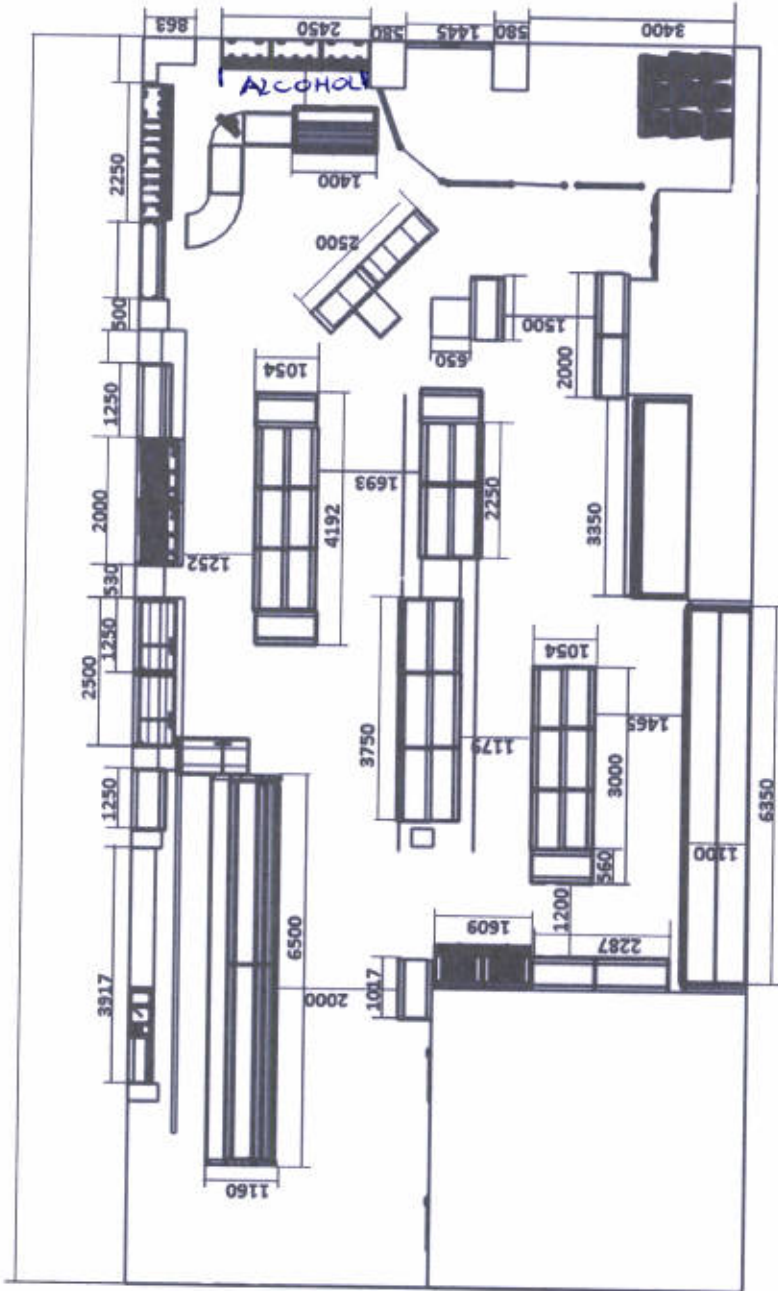
Date

29/10/2015

NOTICE OF APPLICATION FOR A NEW PREMISES LICENCE

Name of applicant:
MALPOL LTD
Postal address of premises:
19-12 NARBOROUGH ROAD LE3 0LE
Details of Application:
ALCOHOL SALES – OFF THE PREMISES MONDAY TO FRIDAY 09.00 – 22.00 SUNDAY 09.00 – 21.00
<ul style="list-style-type: none">• The Licensing Register can be inspected at any time by visiting www.leicester.gov.uk/licensing . During office hours arrangements may be made for the register to be viewed at the Customer Services Centre, 91 Granby Street, Leicester, LE1 6FB.• Any representation relating to this application must be made in writing to the Licensing Authority by 3 DECEMBER 2015.• It is an offence knowingly or recklessly to make a false statement in connection with an application. The maximum fine on summary conviction for this offence is £5,000.

HELPFUL INFORMATION (NB These notes do not form part of the notice and do not need to be displayed)





Appendix B

Leicestershire Police

Licensing Act 2003 – Representation in respect of New Premises Application

Details of person or body making representation	
Your Name:	PC Jonathan Webb
Your Address:	Force Licensing Department, Mansfield House, 74 Belgrave Gate, Leicester LE1 3GG

Details of premises representation is about	
Name of Premises:	
Address of premises:	19 - 21 Narborough Road Leicester LE3 0LE
Application No. (if known)	

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 type="checkbox"/>
Prevention of public nuisance	<input checked="" type="checkbox"/>
Protection of children from harm	<input type="checkbox"/>

Please summarise your concerns about this application:
<p>I write in my capacity as Licensing Officer for the Leicestershire Police on the authority delegated to me by the Chief Constable.</p> <p>Leicester City Council has adopted a Special Policy in relation to applications for new licences and material variations in this Cumulative Impact Area. The effect of this policy is set out in the Council's current Licensing policy.</p> <p>Paragraph 4.13 of that policy states:</p> <p>"The effect of the special policies will be to create a rebuttable presumption that applications for new premises licences or club premises certificates, or material variations, will normally be refused. It will be for the applicant to demonstrate that the premises will not add to the existing cumulative impact. Applicants will need to</p>

address this matter in their operating schedules.”

These premises are situated close to the junction with Hinckley Road and Narborough Road opposite the busy bars and clubs of Braunstone Gate and within the cumulative impact area as adopted by the Licensing Authority.

The cumulative impact zone covers just a short distance of the Narborough Road where there are at present 13 alcohol licences issued to shops and a further 20 plus issued to restaurants and bars. This is not including those licences issued to shops, restaurants and bars on Braunstone Gate, New Park Street and Hinckley Road which are also part of the ‘cumulative impact area’

The applicant has made no reference to the ‘special policy’ within their application.

A previous application for this premises was submitted in November 2012 where again there was no reference to the ‘special policy’. Leicestershire Police submitted representations regarding that application and it was subsequently refused following a hearing by the committee.

The area is very popular, especially in the evenings, due to the bars of Braunstone Gate and sees an increase in footfall at these times.

It is also located within an area of high student accommodation with the University campus close by and a further off licence will increase the availability of alcohol thereby encouraging those visiting this area to pre and side load with alcohol.

Officers do witness members of the public attending the area for a ‘night out’ heading into shops to buy alcohol, invariably spirits, which they consume rapidly before heading into the bars. This practice is also followed when moving between premises to ‘top up’ and avoid the increased cost of alcohol in the bars. Bottles are then discarded on the streets which may result in injuries from broken glass or their availability to be used as weapons.

The applicant has addressed those issues which are generic to any licensed premises within their operating schedule however with no mention of the cumulative impact policy and no specific steps in relation to the cumulative impact area mentioned it is impossible to correctly assess the application fully.

It is therefore our opinion that it is correct for Leicestershire Police to put forward this representation in order to uphold the cumulative impact area.

To engage the discretion of the licensing authority in considering the Councils own policy in relation to the cumulative impact policy, to consider the application on its own merit and for the applicant to demonstrate the licensing of these premises will not add to the cumulative impact.

PC1790 Jonathan Webb
30th November 2015

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE
CCTV will be installed and maintained on the premises.
The licence holder shall ensure that a staff training record is kept up to date.
The licence holder shall ensure that clear and visible 'Challenge 25' signs are displayed on the premises. Staff will be trained in relation to checking customers identification regarding age related sales.
The licence holder shall ensure that a refusals book is maintained on the premises.

