



Leicester
City Council

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

Held: FRIDAY, 18 MARCH 2016 at 9:30 am

P R E S E N T:

Councillor Thomas (Chair)

Councillor Cank

Councillor Fonseca

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7. APPOINTMENT OF CHAIR

Councillor Thomas was elected as Chair for the meeting.

8. APOLOGIES FOR ABSENCE

There were no apologies for absence.

9. DECLARATIONS OF INTEREST

Members were asked to declare any disclosable pecuniary or other interest they may have in the business on the agenda.

There were no declarations of interest.

**10. APPLICATION FOR A NEW PREMISES LICENCE: BUNATATI ROMANESTI,
39 TUDOR ROAD, LEICESTER, LE3 5JF**

The Director, Local Services and Enforcement, submitted a report that required Members to determine an application for a new premises licence for Bunatati Romanesti, 39 Tudor Road, Leicester, LE3 5JF.

Members noted that a representation had been received in respect of the application, which necessitated that the application had to be considered by Members.

The applicant Mr Borna Aziz Hassan was present together with his representative Mr Colin Hobbs. The objectors Charlotte & Amanda Moorhouse were both present at the hearing, as were the Licensing Team Manager and

the Solicitor to the Sub-Committee.

Introductions were made and the Chair outlined the procedure for the meeting to those present.

The Licensing Team Manager presented the report and outlined the details of the application. Photographs showing external views of the current premises were circulated to everyone present at the meeting.

The Chair asked for and was given clarification on the shared interior layout of the premises.

There were no further questions on the report from Members, the applicant or the representative.

Amanda Moorhouse outlined the reasons for the representation. There were no questions from Members or the applicant.

Mr Borna Aziz Hassan and Mr Colin Hobbs were then given the opportunity to outline the details of the application, responded to the points made and answered questions from Members.

All parties were then given the opportunity to sum up their positions and make any final comments.

Prior to Members considering the application, the Solicitor to the Sub-Committee advised Members of the options available to them in making a decision. Members were also advised of the relevant policy and statutory guidance that needed to be taken into account when making their decision.

In reaching their decision, Members felt they should deliberate in private on the basis that this was in the public interest, and as such outweighed the public interest of their deliberation taking place with the parties represented present.

The Licensing Team Manager, the Solicitor to the Sub-Committee, Charlotte & Amanda Moorhouse and the applicant with his representative then withdrew from the meeting.

Members then gave the application full and detailed consideration.

The Solicitor to the Sub-Committee was then recalled to the hearing to give advice on the wording of the decision.

The Licensing Team Manager, Charlotte & Amanda Moorhouse and the applicant with his representative then returned to the meeting.

The Chair informed all persons present that they had recalled the Solicitor to the Sub-Committee for advice on the wording of their decision.

RESOLVED:

That the application for a new premises licence for Bunatati Romanesti, 39 Tudor Road, Leicester, LE3 5JF be granted.

REASONS FOR THE DECISION

The Sub-Committee had considered all of the objections provided by the objectors but found these were concerns of potential risk to the community and that no existing problems could be associated with the business because at that moment it did not exist. The Sub-Committee stated that as a previous off licence operator Mr Hassan well knew the problems and the law surrounding them and also knew that if there were problems associated with his business his licence could be reviewed. Having considered all the points raised by both parties and the advice provided by the Council lawyer, the Sub Committee granted this licence as applied for.

11. CLOSE OF MEETING

The Chair declared the meeting closed at 10.48am.