

Leicester
City Council

LICENSING (HEARINGS) SUB-COMMITTEE

DATE: THURSDAY, 21 APRIL 2016

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, Sangster 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

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Information for members of the public

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- ✓ where filming, to only focus on those people actively participating in the meeting;
- ✓ 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 Ayleena Thomas, **Democratic Support on (0116) 454 6369 or email ayleena.thomas@leicester.gov.uk** or call in at City Hall, 115 Charles Street.

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PUBLIC SESSION

AGENDA

FIRE/EMERGENCY EVACUATION

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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. MINUTES OF PREVIOUS MEETINGS

Appendix A

The minutes of the meetings held on 10 November 2015, 27 November 2015, 21 December 2015 and 10 March 2016 are attached and have been circulated. Members will be asked to confirm them as a correct record.

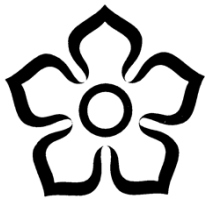
**5. APPLICATION FOR A NEW PREMISES LICENCE
WITHIN A CUMULATIVE IMPACT ZONE: WALSHY'S
SPORTSPAD, 8 WESTERN ROAD, LEICESTER, LE3
0GA**

Appendix B

The Director of Neighbourhood and Environmental Services submits a report on an application for a new premises licence within a Cumulative Impact Zone for Walshy's Sportspad, 8 Western Road, Leicester, LE3 0GA.

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 454 6369.

6. ANY OTHER URGENT BUSINESS



Leicester
City Council

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

Held: TUESDAY, 10 NOVEMBER 2015 at 9:30 am

P R E S E N T:

Councillor Thomas (Chair)
Councillor Byrne (Vice Chair)

Councillor Dr Barton

* * * * *

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 interest they might have in the business to be discussed.

Councillor Byrne declared the premises at Appendix C, Burnham Drive Newsagents, fell in her Ward, though she had never visited the premises, and would view the application with an open mind based on its own merits.

In accordance with the Council's Code of Conduct the interest was not considered so significant that it was likely to prejudice Councillor Byrne's judgement of the public interest. Councillor Byrne was not therefore required to withdraw from the meeting during consideration and discussion on the item.

10. MINUTES OF PREVIOUS MEETINGS

RESOLVED:

that the minutes of the previous meetings of the Licensing Hearings Sub-Committee on 29 July 2015, 10 August 2015 and 28 August 2015 be confirmed as a correct record.

**11. APPLICATION FOR A VARIATION OF AN EXISTING PREMISES LICENCE:
APRES LOUNGE, 94 HIGH STREET, LEICESTER, LE1 5YP**

The Director of Local Services and Enforcement submitted a report that required Members to determine an application for a variation of an existing premises licence for Apres Lounge, 94 High Street, Leicester, LE1 5YP.

Members noted that three representations had been received, from two Ward Councillors and one local resident in respect of the application. This necessitated that the application for a variation of an existing premises licence had to be considered by Members.

The applicants, Mr Ercan Dogan joint owner with Mr Alex Salter were present. Councillor Lynn Senior was present and was also representing Councillor Patrick Kitterick, as Castle Ward Councillors who had made a representation against the application. Also present 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. Members were asked to note that, should they be minded to grant the licence extension, a condition in Annex 2 of the current premises licence would have to be removed as it would contradict new licensing hours.

There were no further questions on the report from Members, the applicants or Councillor Senior.

Councillor Senior outlined the reasons for the representations from Councillor Kitterick and herself.

There were no questions from Members or the applicants.

Mr Salter and Mr Dogan 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, Mr Salter, Mr Dogan and Councillor Senior 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, Mr Salter, Mr Dogan and Councillor Senior 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 variation to an existing premises licence for Apres Lounge, 94 High Street, Leicester be granted, with an amendment to the application as applied for, and the removal of a condition from the existing premises licence.

The Sub-Committee Members considered the representations made by the applicant and the objector in full. Members said there was no precedent set for the area as the applicant had implied. The Sub-Committee Members considered that granting the later licence would add to already existing problems being experienced in that part of town.

The Sub-Committee Members agreed with the objector that the existing problems centred around crime and disorder and general disruptive behaviour could be added to by granting the licence as applied for. The Sub-Committee therefore granted a licence until 04.00 hours. To facilitate the agreed new hours, the condition on the current licence at Annex 2, that referred to the hours for licensable activities and opening hours, namely 'All licensable activities will cease at 02:00hrs and the opening hours will be until 03:00hrs', was no longer relevant to the decision made, and would be removed.

12. APPLICATION FOR A NEW PREMISES LICENCE: BURNHAM NEWS, 72 BURNHAM DRIVE, LEICESTER, LE4 0HP

The Director of Local Services and Enforcement submitted a report that required Members to determine an application for a new existing premises licence for Burnham News, 72 Burnham Drive, Leicester, LE4 0HP.

Councillor Byrne declared an interest that the premises was in her Ward, she had not visited the premises and would view the application with an open mind.

Members noted that a representation was received from Leicestershire Police, and related to the prevention of crime and disorder and the prevention of public nuisance. The Police had reached an agreement with the applicant, and a copy of the representation and agreement of requested additional conditions was

attached to the report. Members also noted a representation from the owner of the premises which related to the prevention of public nuisance and the prevention of crime and disorder had been received. A representation was also received from a local resident who was concerned about the possible increase of anti-social behaviour if another off-licence were to open. A further representation was received from a nearby business/resident which related to the prevention of crime and disorder. The above representations necessitated that the application for a new premises licence had to be considered by Members.

Members were asked to note that some of the issues raised in the representations related to need or protection of an existing business and were not relevant considerations under the Licensing Act 2003 and must be disregarded.

The proposed Designated Premises Supervisor (DPS) for the premises Mr Joginder Singh Matharoo was present at the meeting on behalf of the applicant. Mr Davinder Singh was present as a person who had made a representation. Also present 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. Members were asked to note the application was received from Mr Sembhi, lessee at Burnham News, and under the Licensing Act was a valid applicant. It was also noted that the extra hour applied for at Christmas would require further clarification as to whether the hour would be attached to the start or the end of opening hours.

There were no further questions on the report from Members, Mr Matharoo or Mr Singh.

Mr Singh outlined the reasons for the representation.

There were no questions from Members or the Applicant.

Mr Matharoo was then given the opportunity to outline the details of the application, responded to the points made, and answered questions from Members and the Licensing Team Manager.

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, Mr Matharoo and Mr Singh 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, Mr Matharoo and Mr Singh 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 Burnham News, 72 Burnham Drive, Leicester, LE4 0HP be granted.

The Sub-Committee Members considered in full the representations made by all of the objectors, many of which they could not take into consideration. Members said they had paid particular attention to the representation and subsequent agreement with the Police, and found them completely relevant.

The Sub-Committee Members therefore granted the licence consistent with the standard conditions and the operating schedule and the conditions agreed with the Police in their entirety. The hours for the supply of alcohol and the hours the premises would be open to the public were at 10.00hours to 23.00hours, Monday through to Sunday, without the additional hour requested in the application for the month of December.

Conditions Consistent with the Representation / Agreement with Leicestershire Police

- (a) The licence holder will ensure that CCTV is installed following advice from the Leicestershire Police and maintained in accordance with the Information Commissioner's CCTV Code of Practice.
- (b) The licence holder will ensure that images are recorded at all times the premises is open to the public and the recorded images are retained for a minimum of 30 days.
- (c) The licence holder will ensure that there is always a member of staff on the premises, whilst it is open to the public, who is trained to operate and provide images from the CCTV system to Police officers and Responsible Authorities.
- (d) The licence holder will maintain an incident book to record all incidents at the premises of crime and disorder, damage to property and personal injury. This book is to be retained at the premises, made available to

Police Officers and Responsible Authorities on request and retained for a minimum of 12 months.

- (e) The licence holder will ensure a refusal register is maintained at the premises to record any refused sales. The register is to be retained at the premises and be made available immediately to Police Officers and Responsible Authorities on request.

13. CLOSE OF MEETING

The meeting closed at 11.44am.



Leicester
City Council

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

Held: FRIDAY, 27 NOVEMBER 2015 at 9:30 am

P R E S E N T:

Councillor Thomas (Chair)

Councillor Cank

Councillor Shelton

* * * * *

1. APPOINTMENT OF CHAIR

Councillor Thomas was elected as Chair for the meeting.

2. APOLOGIES FOR ABSENCE

Apologies were received from Councillor Kitterick (Councillor for the Castle Ward), who had hoped to address the Sub-Committee on his representation in regard to the 147 Snooker Centre, 37-43 Rutland Street application but could not attend due to work duties. Councillor Kitterick requested Members to take into account his written representation.

3. 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.

4. MINUTES OF PREVIOUS MEETINGS

The minutes of the previous meetings held on 15 October 2015 and 16 October 2015 were agreed as an accurate record.

**5. APPLICATION FOR A VARIATION OF AN EXISTING PREMISES LICENCE:
BAR 47 - BASEMENT OF SPARK VIP, 37-43 RUTLAND STREET,
LEICESTER, LE1 1RE**

The Director of Local Services and Enforcement submitted a report that

required Members to determine an application for a variation of an existing premises licence for Bar 47 – Basement of Spark VIP, 37-43 Rutland Street, Leicester, LE1 1RE.

Members noted that two representations had been received; one from Leicester City Council's Noise Team and one from the Management of the Queen Street Apartments, Leicester in respect of the application. This necessitated that the application for a variation of an existing licence had to be considered by Members. The report also highlighted the licensing objectives, the relevant parts of the guidance and regulations, and the pertinent sections of the Licensing Authority's Licensing Policy.

The applicant Tianzhu Wang and Tim Sturgess the applicant's agent and DPS for the premises were not present at the meeting and had not sent apologies. Robin Marston – Noise Team representative and Max Thorpe – Queen Street Apartments representative were present at the meeting. The Licensing Team Manager and the Solicitor to the hearing panel were also present.

The Sub-Committee felt it was in the public interest to consider the application without the applicant being present.

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. It was noted from the report that the two representations had been received on 2 November 2015 and both related to the prevention of public nuisance. There were no questions on the report from Members.

Robin Marston outlined the reasons for the representation.

There were no questions from Members or the representative of the Queen Street Apartments.

Max Thorpe was then given the opportunity to outline the reasons for the second representation, circulated photographs showing external views/ exits of the premises to everyone present at the meeting and answered questions made by Members.

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

The Solicitor to the hearing panel advised Members of the options available to them in making a decision.

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

The Solicitor to the Sub-Committee advised Members of the options available to them in making a decision.

The Licensing Team Manager, the Solicitor to the Sub-Committee, Robin Marston and Max Thorpe then withdrew from the meeting.

The Members then gave the application their full and detailed consideration.

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

The Licensing Manager, Rob Marston and Max Thorpe then returned to the meeting.

The Chair informed all 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 variation of an existing licence for Bar 47 – Basement of Spark VIP, 37-43 Rutland Street, Leicester, LE1 1RE be refused.

REASONS FOR THE DECISION

The Sub-Committee had decided not to grant the variation of the licence because the conditions placed by the Noise Team were not considered to be sufficient to satisfy the Sub-Committee in respect of the surrounding residential property. The application was refused in the interest of the protection against noise nuisance of the residents of Queen Street Apartments.

6. APPLICATION FOR A NEW PREMISES LICENCE: 147 SNOOKER CENTRE, 37-43 RUTLAND STREET, LEICESTER, LE1 1RE

The Director, Local Services and Enforcement, submitted a report that required Members to determine an application for a new premises licence for 147 Snooker Centre, 37-43 Rutland Street, Leicester, LE1 1RE.

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

The applicant Mr Stephen Flude together with Mr Simon Green the proposed Designated Premises Supervisor, PC Jon Webb from Leicestershire Police and Robin Marston – the Noise Team representative, were all present at the hearing. Also present were the Licensing Team Manager and the Solicitor to the Sub-Committee.

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

The Licensing Team Manager presented the report. There were no questions on the report from Members, the applicant or those who had made

representations.

Robin Marston outlined the reasons for the representations made by the Noise Team and answered questions from Members. Following discussions with the applicant prior to this hearing, agreement had been reached on conditions that would satisfy the Noise Team's original concerns. The suggested conditions were contained in Appendix E of the report.

PC Jon Webb outlined the reasons for the representations made by the Police and answered questions from Members. Following discussions with the applicant prior to this hearing, agreement had been reached on a number of conditions that would satisfy the original concerns raised by the Police in the representation. These suggested conditions were contained in Appendix E of the report.

Mr Stephen Flude was then given the opportunity to outline the details of the application, responded to the points made and answered questions from Members. Mr Flude also explained that he would ensure one member of staff was located at the bottom of the stairs every evening to ensure the public exit correctly.

Members then considered the written representation from Councillor Kitterick on behalf of Ward constituents in relation to the prevention of crime and disorder and the prevention of public nuisance. There were no further questions from Members, the applicant or the representatives.

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, PC Webb, Robin Marston, Mr Flude and Mr Green 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, PC Webb, Robin Marston, Mr Flude and Mr Green 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 147 Snooker Centre, 37-43 Rutland Street, Leicester, LE1 1RE be granted.

REASONS FOR THE DECISION

In reaching their decision the Sub-Committee had considered this application and measured it against the objectors concerns but considered that the agreements reached between the objectors and the applicant sufficiently protected the Licensing objectives. The Councillors objection which was a general objection triggered by the lack of detail in the application was satisfied by the agreements reached between the Police and the Noise Team. The Sub-Committee therefore granted with the conditions laid out at Appendix E on pages 91-92 of the report.

7. CLOSE OF MEETING

The Chair declared the meeting closed at 11.10am.



Leicester
City Council

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

Held: MONDAY, 21 DECEMBER 2015 at 9:30 am

P R E S E N T:

Councillor Thomas (Chair)

Councillor Cank

Councillor Shelton

* * * * *

1. APPOINTMENT OF CHAIR

Councillor Thomas was elected as Chair for the meeting.

2. APOLOGIES FOR ABSENCE

There were no apologies.

3. 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.

**4. APPLICATION FOR A NEW PREMISES LICENCE WITHIN A CUMULATIVE
IMPACT ZONE: POLISH SHOP, 19-21 NARBOROUGH ROAD, LEICESTER
LE3 0LE**

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

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

Mr Przemyslaw Malinowski (the applicant) was present as were PC Jon Webb

from Leicestershire Police, the Licensing Team Manager and the Solicitor to the hearing panel.

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

The Licensing Team Manager presented the report. It was noted that a representation had been received from Leicestershire Police that related to two of the licensing objectives, namely the prevention of crime and disorder and the prevention of public nuisance.

PC Jon Webb outlined the reasons for the representation and answered questions from Members.

Mr Malinowski was then given the opportunity to respond to the points made and to answer 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 hearing panel advised Members of the options available to them in making a decision. Members were 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 that 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 in the presence of the parties.

The Licensing Team Manager, the Solicitor to the hearing panel, Mr Malinowski and PC Webb then withdrew from the meeting.

Members then gave the application full and detailed consideration.

The Solicitor to the hearing panel was then recalled to the hearing to give advice on the wording of the decision.

The Licensing Team Manager, Mr Malinowski and PC Webb returned to the meeting.

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

RESOLVED:

that the application for a new premises licence within a cumulative impact zone for Polish Shop , 19-21 Narborough Road, Leicester LE3 0LE be refused.

In reaching their decision the panel said it had listened to the representations, but that the applicant had failed to convince the committee that the granting of this licence would not put further strain on the cumulative impact zone and for

this reason the application was rejected.

5. ANY OTHER URGENT BUSINESS

There being no other business notified the hearing closed at 10.12am.



Leicester
City Council

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

Held: THURSDAY, 10 MARCH 2016 at 9:30 am

P R E S E N T:

Councillor Thomas (Chair)

Councillor Cank

Councillor Sangster

* * * * *

1. APPOINTMENT OF CHAIR

Councillor Thomas was elected as Chair for the meeting.

2. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Shelton.

Councillor Cank agreed to sit on the panel as a replacement.

3. 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.

4. APPLICATION FOR A NEW PREMISES LICENCE: UNIT 2, 16 SAFFRON WAY, LEICESTER LE2 6UP

It was noted that the applicant had withdrawn this application prior to the meeting.

5. APPLICATION FOR A NEW PREMISES LICENCE: OFF LICENCE, 14-16 BUCKMINSTER ROAD, LEICESTER LE3 9AR

The Director of Local Services and Enforcement submitted a report that required Members to determine an application for a new premises licence for

Off-Licence, 14-16 Buckminster Road, Leicester LE3 9AR.

Members noted that representations had been received in respect of the application which necessitated that the application be considered by Members.

Mr Mahmoud (the applicant) was present accompanied by Mr Yaugar. The three representees Mr Atkar, Mr Chapman and Mr Major were present as were the Licensing Team Manager and the Solicitor to the hearing panel.

It was noted that there was a member of the public in attendance.

Introductions were led by the Chair and the procedure for the meeting was outlined to those present.

The Licensing Team Manager presented the report. It was noted that three representations had been received on 16 February 2016; two from local residents and one from a business owner that related to two of the licensing objectives, namely the prevention of crime and disorder and the prevention of public nuisance, and concerns had been raised about increasing anti-social behaviour in the area.

Mr Atkar outlined the reasons for his representation and answered questions from Members.

Mr Chapman outlined the reasons for his representation and answered questions from Members.

Mr Major outlined the reasons for his representation and answered questions from Members.

Mr Mahmoud supported by Mr Yaugar was then given the opportunity to respond to the points made.

Mr Mahmoud was then invited to outline his application and to answer questions from Members.

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

Prior to Members considering the application, the Solicitor to the hearing panel advised Members of the options available to them in making a decision. Members were advised that some of the issues raised in the representations related to need or the protection of an existing business and these were not relevant considerations under the Licensing Act 2003 and should be disregarded. Members were 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 that 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 in the presence of the parties.

The Licensing Team Manager, the Solicitor to the hearing panel, Mr Mahmoud, Mr Yaugar, Mr Atkar, Mr Chapman and Mr Major and the public then withdrew from the meeting.

Members then gave the application full and detailed consideration.

The Solicitor to the hearing panel was then recalled to the hearing to give advice on the wording of the decision.

The Licensing Team Manager, Mr Mahmoud, Mr Yaugar, Mr Atkar, Mr Chapman, Mr Major and the public then returned to the meeting.

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

RESOLVED:

That the application for a new premises licence: Off-Licence, 14-16 Buckminster Road, Leicester LE3 9AR be granted without modification.

IN reaching their decision the panel said they had considered all relevant objections and representations made. The panel did not believe that granting this licence as applied for would bring any additional problems to this area. The panel considered the objection of opening at 6am but found that with other businesses in the area already selling alcohol at this time it would be pointless to impose a condition in this regard. The panel also considered the strength of alcohol to be sold but felt that the price to be charged would discourage problem drinkers. The panel therefore granted this licence as applied for.

6. ANY OTHER URGENT BUSINESS

None.

The meeting closed at 10.52am



Leicester
City Council

WARDS AFFECTED
Westcotes

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

21 APRIL 2016

Application for a new premises licence within a Cumulative Impact Zone
Walshy's Sportspad, 8 Western Road, Leicester LE3 0GA

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.

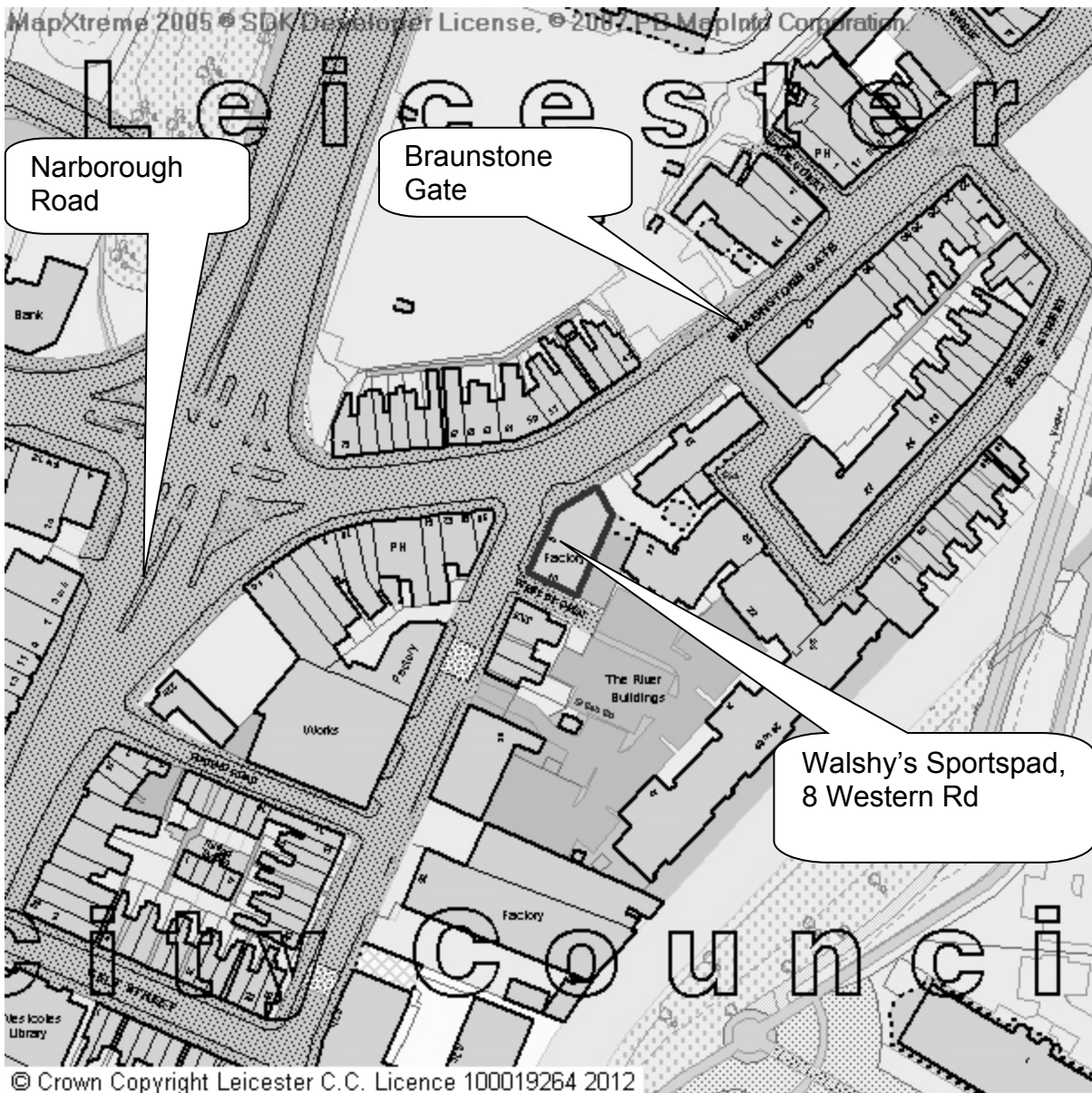
2. Determination to be made

- 2.1. Having considered the application and 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 Walshy's Sportspad, 8 Western Road, Leicester 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 29 February 2016 from Sportspad Ltd for a new premises licence for Walshy's Sportspad, 8 Western Road, Leicester within the Braunstone Gate area Cumulative Impact Zone. A copy of the application is attached at Appendix A.
- 5.2 The hours sought by the application is as follows:

Licensable activity	Proposed Hours
Supply of Alcohol (on)	Monday to Sunday 12 Noon – 23:00
Opening hours	Monday to Friday 10:00 – 23:00 Saturday to Sunday 09:00 – 23:00

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 15 March 2016 from Leicestershire Police. The representation relates to the prevention of crime and disorder and the protection of children from harm. The Police refer to the council's special policy on cumulative impact and saturation of licensed premises, which is relevant to the location applied for on this application. The police are concerned that the grant of this application will increase footfall to the area, particularly attracting groups of young people to use their facilities. This could increase alcohol related offences in the area. 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 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
2.21 – 2.30	Protection of children from harm
8.33 – 8.41	Steps to promote the licensing objectives
9.12	Representations from the Police
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
10	Protection of Children from Harm
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.
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

Susan Hall
Licensing Officer
0116 454 3053
Susan.hall@leicester.gov.uk

APPENDIX	CONTENT
A	Application
B	Representation
C	Conditions consistent with the application

080892.

\$19000 Card payment
3658 CS284 CS070
FORM 2

APPENDIX A



Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

CUSTOMER SERVICE CENTRE
91 GRANBY STREET
29 FEB 2016
RECEIVED

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.

We SPORTSPAD LIMITED
(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		
8 WESTERN ROAD (Walshys Sportspad).		
Post town	LEICESTER	Postcode LE3 0GA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£5550 TOTAL GROUND FLOOR £3150 FLOORS 1 & 2 £2400

Part 2 - Applicant Details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership 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:

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	SPORTSPAD LIMITED
Address	THORPE HOUSE 93 THE HEADLANDS KETTERING NORTHANTS NN15 6BL
Registered number (where applicable)	COMPANY NUMBER : 9739069
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY
Telephone number (if any)	
E-mail address (optional)	

Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY

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)

SPORTSPAD IS A NEW LEISURE VENUE. IT IS FOCUSED AROUND A MULTI-SPORT SIMULATOR. IT WILL BE AVAILABLE FOR USE TO THE GENERAL PUBLIC. ANTICIPATED MARKETS INCLUDE... CHILDRENS PARTIES, CORPORATE EVENTS, SPORTS CLUBS, UNIVERSITY USE AND GENERAL USE. REFRESHMENTS AND SNACKS WILL BE AVAILABLE ON SITE.

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

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue			State any seasonal variations for performing plays (please read guidance note 4)		
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 5)		
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films 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 the exhibition of films</u> (please read guidance note 4)		
Wed					
Thur					
			<u>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</u> (please read guidance note 5)		
Fri					
Sat					
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			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
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"/>	
Day	Start	Finish	Both				<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)				
Tue							
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)				
Thur							
Fri			<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)				
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					
Sat			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)		
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					
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Tue					
			<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)		
Wed					
Thur					
Fri					
Sat					
Sun					

G

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



I

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			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
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 checked="" type="checkbox"/>		
Day	Start	Finish		Off the premises	<input type="checkbox"/>		
Mon	12.00	23.00	State any seasonal variations for the supply of alcohol (please read guidance note 4)	Both	<input type="checkbox"/>		
Tue	12.00	23.00		NONE			
Wed	12.00	23.00					
Thur	12.00	23.00		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 5)			
Fri	12.00	23.00					
Sat	12.00	23.00				NONE	
Sun	12.00	23.00					

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

Name	SAMUEL WAITE		
Address			
Postcode			
Personal licence number (if known)	TBC	(LEVEL 2 QUALIFICATION GAINED)	AWAITING CRB AND RELEVANT CHECKS
Issuing licensing authority (if known)	TBC		

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	<p>NONE</p> <hr/> <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 5)</p> <p>POTENTIALLY NEW YEARS EVE</p>
Mon	10.00	23.00	
Tue	10.00	23.00	
Wed	10.00	23.00	
Thur	10.00	23.00	
Fri	10.00	23.00	
Sat	09.00	23.00	
Sun	09.00	23.00	

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 9)

PLEASE SEE SUPPORTING DOCUMENT ATTACHED

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

'Cumulative Impact Policy' supporting document

As a company we are aware that the premises is situated in the 'Cumulative Impact Policy' zone. We are fully aware that this policy is in place due to the saturation of existing licensed premises in the area. It is our intention to remove the risk of our premises impacting the area.

The primary objective of our venue is very much leisure and entertainment as opposed to the sale of alcohol. The licence is being applied for to compliment the customer's experience. A full range of 'soft drinks' will also be available on site.

The only people permitted in the venue will have pre booked the simulator(s); it will be only them that are able to purchase alcohol. All alcohol purchased must be consumed on site and no person will be permitted to leave the premises with alcohol.

All drinks available on site will be served in cans, plastic glasses or plastic bottles.

No irresponsible drinks promotions will ever be in place. We will not be stocking or selling any high strength beer or cider over an ABV of 5.5%

The latest the premises will stay open is 11pm. The reception area is located immediately by the entrance because of these points we don't believe door supervision is necessary. We will however continue to risk assess this on a regular basis.

The presence of CCTV cameras will be used internally and externally in the means of deterring and detecting crime. We will install the cameras having taken advice from Leicestershire Police and they will be maintained in accordance with the Commissionaires Codes of Practice for CCTV. The system will record at all times the premises is trading under its premises licence and those recordings will be retained for 31 days.

Recordings will be made available to police or responsible authorities within 48hours of a request being made.

A contract is in place with 'ADT' to provide us the CCTV system the venue requires along with an intruder alarm fitted with GSM monitoring to link with the police.

The Drug Misuse Policy (2004) has been read and understood and the key provision which we will adhere to *"Drug misuse (7a) the licensee shall take all reasonable steps to prevent drug misuse on their premises. In deciding what reasonable steps are necessary the licensee shall have regard to the city council's policy on preventing drug misuse"* All staff will be diligent with this policy whilst working on site.

We are working alongside a HR company to ensure due diligence and necessary staff training is implemented to ensure as a company we comply with the

licensing objectives. Alongside the Drugs misuse policy, examples of some other areas that will be covered include:

- CRB checks on all staff
- First aid training
- The safeguarding of children
- Health and safety awareness
- Age verification policy... A 'Challenge 21' policy will be in place. This is a scheme that has been developed by the industry itself and is currently being adopted as best practice.

We will keep records of all instances of refusal to sell alcohol and any incidents of crime and disorder on the premises. These records will be kept at the licensed premises and made readily available to police and responsible authorities upon request.

Any children under the age of 14 will not be permitted on site to use the simulators without an accompanying adult.

The company will implement a strict proof of age scheme. This will be adhered to by all staff members and the necessary training put in place to ensure we as a company fulfil this obligation. Only recognised forms of Identification including Passport, Driving Licence and P.A.S.S card will be accepted.

'Challenge 21' posters and supporting material will be prominently displayed within the premises.

No live or amplified music will be permitted on site. This will always be adhered to as the sound effects and user experience of the simulators are of paramount importance to us... Any other noise would be detrimental to this. Our trading hours will conclude no later than 11pm both during the week and at weekends.

It is our priority to work alongside existing local businesses and residents to help alleviate any concerns or issues they may have. We will look to engage with them as much as possible to maintain a healthy relationship. Brief introductions have already been made with neighbours to help create a relationship.

We will strive to work closely with the local police and relative authorities, this is a key element to ensure that there is no risk of our premises impacting the area. We will adhere to stay up to date with all current issues and cooperate in all of the relevant areas.

Upon securing the lease of the premises we had a fire risk assessment carried out through 'Fire Control Systems ltd.' This has helped us to understand best practice and requirements to ensure all customers are safe when visiting our venue. All recommendations have been taken onboard and the necessary measures put in place for opening.

--

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. *WA give later*
- 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	28/2/16
Capacity	SPORTSPAD DIRECTOR

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)			
SPORTSPAD LIMITED 8 WESTERN ROAD			
Post town	LEICESTER	Postcode	LE3 0GA
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

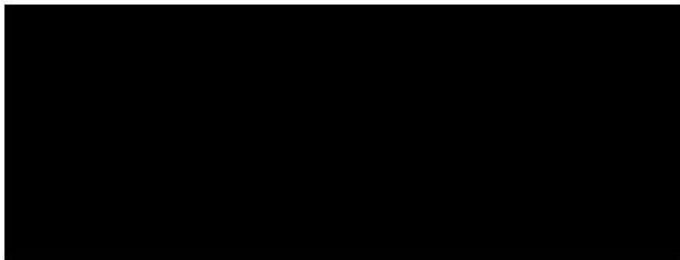
1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, 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.



Consent of individual to being specified as premises supervisor

I SAMUEL WAITE
 [full name of prospective premises supervisor]

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 - SUPPLY OF ALCOHOL
 [type of application]

by

SPORTSPAD LIMITED
 [name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

SPORTSPAD LIMITED
 8 WESTERN ROAD
 LEICESTER
 LE3 0GA
 [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

SPORTSPAD LIMITED
[name of applicant]

concerning the supply of alcohol at

SPORTSPAD LIMITED
8 WESTERN ROAD
LEICESTER
LE3 0GA

[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

TBC - QUALIFICATION GAINED, WAITING ON RELEVANT PAPERWORK
[insert personal licence number, if any]

Personal licence issuing authority

TBC (NORTHAMPTONSHIRE)
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

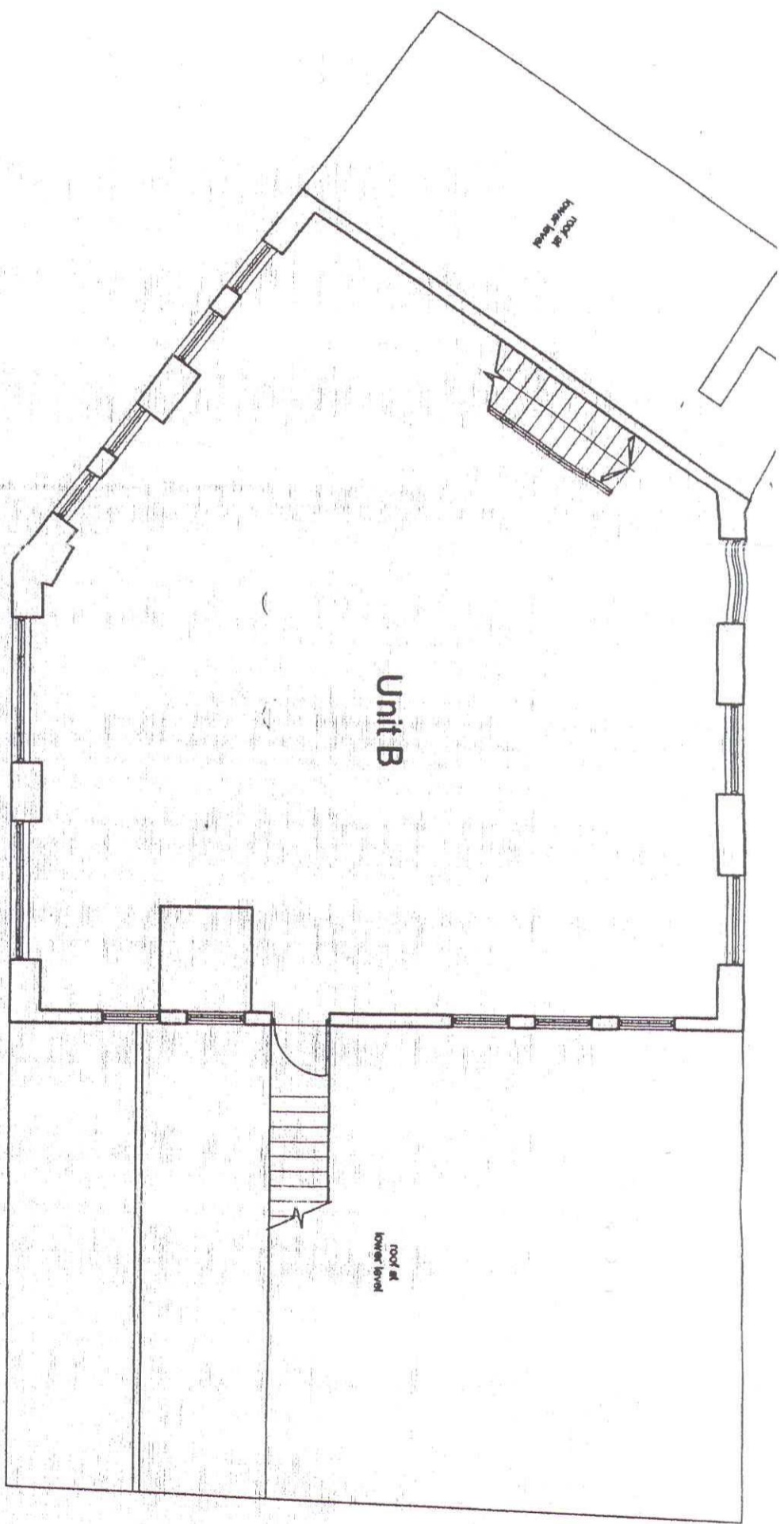
SAMUEL WAITE

Date

29/2/16

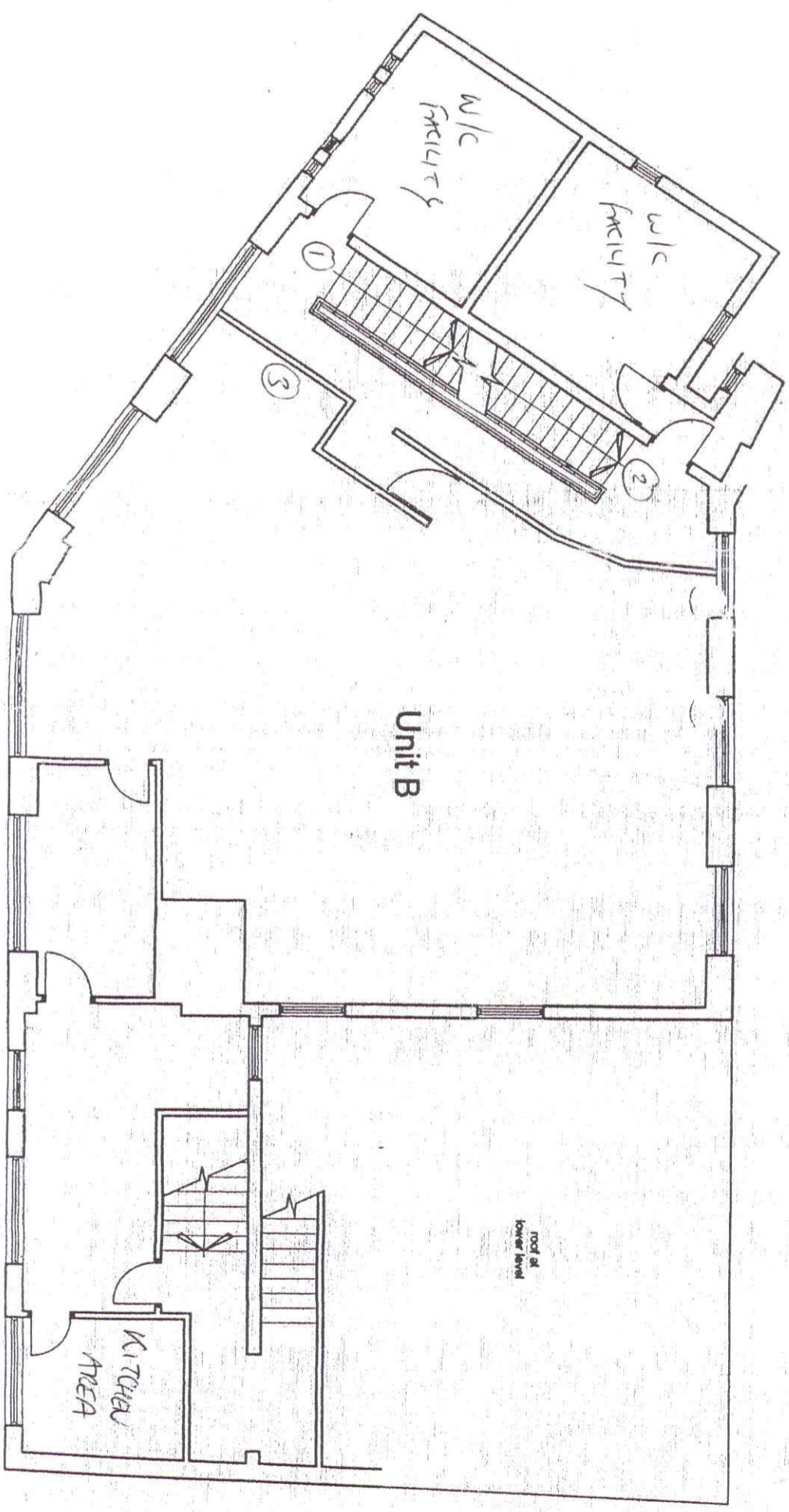
SECOND FLOOR
 NOT IN USE

Second Floor



- ① STAIRS TO Ground Floor
- ② STAIRS TO Second Floor
- ③ FIRE SAFETY EQUIPMENT

First Floor



Scale
 1:100



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:	Walshy's Sports Pad
Address of premises:	8 Western Road Leicester LE3 0GA
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 type="checkbox"/>
Protection of children from harm	<input checked="" type="checkbox"/>

Please summarise your concerns about this application:
<p>I write in my capacity as a licensing officer for the Leicestershire Police on the authority delegated to me by the Chief Constable.</p> <p>My representation relates to two of the licensing objectives of Crime and Disorder & Protection of Children From Harm.</p> <p>This is an application for a new premises licence to allow the sale of alcohol at a premises within the cumulative impact zone.</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 policy.</p>

Paragraph 4.13 of that policy states:

“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 address this matter in their operating schedules.”

The cumulative impact area for Braunstone Gate encompasses Braunstone Gate, New Park Street, Narborough Road from the New Park Street junction to Upperton Road and Hinckley Road to Fosse Road junction. Within this area there is presently in excess of 60 alcohol licences.

These premises show an address of 8 Western Road however it has been deemed by Leicester City Council licensing officers to be within the cumulative impact area as the building fronts onto Braunstone Gate with the entrance on the corner of that junction.

This application will further increase the amount of licences within the cumulative impact area.

It would increase the footfall of those visiting the area and participating in the consumption of alcohol thereby increasing the potential for alcohol related offences to be committed thereby impacting on the Crime & Disorder objective.

The venue will attract groups of young people to partake in the facilities offered. Some of those in the group may not yet have reached the legal age to purchase alcohol however the availability on site increases the opportunity for it to be purchased both by them and for them in a relaxed social setting. This would have an impact on the protection of children objective.

The applicant has met with Leicestershire Police and shown a willingness to work with responsible authorities and the police to promote the licensing objectives.

The purpose of this representation therefore is to engage the discretion of the licensing authority in considering the Councils own policy in relation to the cumulative impact policy and whether the applicant has demonstrated that, through their operating schedule, the premises will not add to the existing cumulative impact.

PC1790 Jonathan Webb

15th March 2016

CONDITIONS

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

The licence holder will ensure a CCTV system is installed at the premises with advice from Leicestershire Police and maintained in accordance with the Information Commissioners code of practice. The system will record at all times the premises are trading and will have a 31 day recording capacity. Recordings will be made available to police and responsible authorities within 48hours of a request.

The licence holder will ensure all drinks are served in cans, or plastic glasses or bottles.

The licence holder will ensure the only persons permitted in the venue have pre booked the simulator(s) and are the only persons purchasing alcohol. All purchases of alcohol will be consumed on site and no persons will be permitted to leave the premises with alcohol.

The licence holder will ensure no irresponsible drink promotions take place. No high strength beers or cider over an ABV of 5.5% will be sold.

The licence holder will ensure all staff are trained in the drug misuse policy (2004) - provision (7a). Staff will be diligent to the policy when working at the premises.

The licence holder will ensure all staff are trained in the Challenge 21 age verification policy, which will be implemented at the premises.

The licence holder will ensure records are kept of all instances of refusal to sell alcohol and any incidents of crime and disorder at the premises. The records will be made available to police and responsible authorities on request.

The licence holder will ensure Challenge 21 notices are displayed at the premises.

The licence holder will ensure no live or amplified music is permitted on the premises.

