



Leicester  
City Council

## **LICENSING (HEARINGS) SUB-COMMITTEE**

**DATE: MONDAY, 4 JULY 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 Byrne, Cank and Fonseca

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](mailto:anita.james2@leicester.gov.uk)*

## Information for members of the public

### Attending meetings and access to information

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

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If you intend to film or make an audio recording of a meeting you are asked to notify the relevant Democratic Support Officer in advance of the meeting to ensure that participants can be notified in advance and consideration given to practicalities such as allocating appropriate space in the public gallery etc.

The aim of the Regulations and of the Council's policy is to encourage public interest and engagement so in recording or reporting on proceedings members of the public are asked:

- ✓ to respect the right of others to view and hear debates without interruption;
- ✓ to ensure that the sound on any device is fully muted and intrusive lighting avoided;
- ✓ 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 Anita James, **Democratic Support on (0116) 454 6358 or email [anita.james2@leicester.gov.uk](mailto:anita.james2@leicester.gov.uk)** or call in at City Hall, 115 Charles Street.

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

# **PUBLIC SESSION**

## **AGENDA**

### **FIRE/EMERGENCY EVACUATION**

If the emergency alarm sounds, you must evacuate the building immediately by the nearest available fire exit and proceed to area outside the Ramada Encore Hotel on Charles Street as Directed by Democratic Services staff. Further instructions will then be given.

#### **1. APPOINTMENT OF CHAIR**

#### **2. APOLOGIES FOR ABSENCE**

#### **3. DECLARATIONS OF INTEREST**

Members are asked to declare any interests they may have in the business to be discussed.

#### **4. MINUTES OF PREVIOUS MEETINGS**

**Appendix A**

The minutes of the previous Licensing (Hearings) sub-committee held on 2<sup>nd</sup> June 2016 and 8<sup>th</sup> June 2016 have been circulated and Members will be asked to confirm them as a correct record.

#### **5. APPLICATION FOR A NEW PREMISES LICENCE: 16 MILLSTONE LANE, LEICESTER**

**Appendix B**

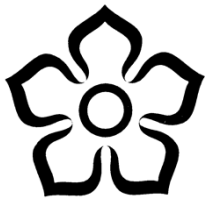
The Director of Neighbourhood and Environmental Services submits a report on an application for a new premises licence: 16 Millstone Lane, Leicester.

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](http://www.Cabinet.leicester.gov.uk) or by telephoning Democratic Support on 0116 4546358.

(Wards Affected: Castle)

#### **6. ANY OTHER URGENT BUSINESS**





Leicester  
City Council

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

Held: THURSDAY, 2 JUNE 2016 at 9:30 am

P R E S E N T:

Councillor Byrne (Chair)

Councillor Cank

Councillor Shelton

\* \* \* \* \*

**1. APPOINTMENT OF CHAIR**

Councillor Byrne was elected as Chair for the meeting.

**2. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**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 of interest.

**4. OBJECTION NOTICE GIVEN FOR A TEMPORARY EVENT NOTICE: CAR PARK OF SAFE COMPUTING, 20 FREE SCHOOL LANE, LEICESTER**

The Director, Neighbourhood and Environmental Services, submitted a report that required the sub-committee to determine an objection notice relating to a temporary event notice (TEN) submitted by the applicant Christopher Shields for an event at the Car Park of Safe Computing, 20 Freeschool Lane, Leicester.

The sub-committee noted that an objection notice had been received in respect of the Temporary Event Notice, which necessitated that the Temporary Event Notice had to be considered by the sub-committee.

PC Jon Webb for Leicestershire Police, the Licensing Team Manager and the

Solicitor to the sub-committee were present.

It was noted that the applicant Christopher Shields was not present or represented. The sub-committee agreed that it was in the public interest to proceed with the hearing in the absence of the applicant.

The Licensing Team Manager presented the report. It was noted that an objection had been received from Leicestershire Police on the grounds of the prevention of crime and disorder.

PC Jon Webb for Leicestershire Police requested that the public and press be excluded from the hearing as it was likely that exempt information would be disclosed during representations to the sub-committee.

The sub-committee were satisfied that the press and public should be excluded from the hearing during the objectors representation.

**RESOLVED:**

that the press and public be excluded from the hearing during the objectors representation in accordance with the provisions of Section 100A(4) of the Local Government Act 1972, as amended, because it involved the likely disclosure of 'exempt' information, as defined in the Paragraphs detailed below of Part 1 of Schedule 12A of the Act, and taking all the circumstances into account, it was considered that the public interest in maintaining the exemption outweighs the public interest in disclosing the information.

Paragraph 1 - Information relating to an individual.

Paragraph 2 - Information likely to reveal the identity of an individual.

Paragraph 7- Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

## **IN PRIVATE SESSION**

PC Jon Webb for Leicestershire Police outlined the reasons for the objection and informed the sub-committee that police investigations into a very serious matter were ongoing.

The sub-committee then had the opportunity to ask questions.

## **IN OPEN SESSION**

Prior to the sub-committee considering the application, the Solicitor to the sub-committee advised the options available to the sub-committee in making a decision. The sub-committee 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, the sub-committee 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, in accordance with the provisions of the Licensing Act 2003 (Hearings) Regulations 2005.

The Licensing Team Manager, the Solicitor to the sub-committee and PC Jon Webb then withdrew from the meeting.

The sub-committee then gave the application their 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 and PC Jon Webb 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 a counter notice under Section 105 (2) of the Licensing Act 2003 be issued (as it was considered appropriate for the promotion of the licensing objectives to do so).

In reaching their decision the sub-committee stated that in light of pending police investigations they did not feel that the applicant was a fit and proper person and they were not satisfied that he would uphold the licensing objectives.

The meeting closed at 9.48am.







Leicester  
City Council

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

Held: WEDNESDAY, 8 JUNE 2016 at 9:30 am

P R E S E N T:

Councillor Byrne (Chair)

Councillor Hunter

Councillor Shelton

\* \* \* \* \*

**1. APPOINTMENT OF CHAIR**

Councillor Byrne was elected as Chair for the meeting.

**2. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**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 LICENSE WITHIN A CUMULATIVE  
IMPACT ZONE: DOLCE & VERDE, 31 BELVOIR STREET, LEICESTER LE1  
3SL**

The Director of Neighbourhood and Environmental Services submitted a report that required the sub-committee to determine an application for a new premises licence within a cumulative impact zone for Dolce & Verde, 31 Belvoir Street, Leicester LE1 3SL.

The sub-committee noted that a representation had been received in respect of the application which necessitated that the application be considered by the sub-committee.

Mr Harry Murphy, the applicant was present, as was PC Webb from Leicestershire Police, the Licensing Team Manager and the Solicitor to the sub-committee.

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 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 and concerns had been raised that the applicant had made no reference to the Cumulative Impact Zone in his application and it was assumed that the licensing policy had not been fully consulted prior to submission of the application. Colour photographs of the proposed premises were circulated for the benefit of Members.

PC Jon Webb outlined the reasons for the representation and responded to questions from the sub-committee.

Mr Murphy, the applicant was then given the opportunity to outline the application, respond to the points made and to answer questions from the sub-committee.

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

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

In reaching their decision the sub-committee 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 sub-committee, PC Jon Webb and Mr Murphy, the applicant then withdrew from the meeting.

The sub-committee then gave the application full and detailed consideration.

The Solicitor to the sub-committee was then recalled to the meeting to give advice on the wording of the decision.

The Licensing Team Manager, PC Jon Webb and Mr Murphy, the applicant 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 within a cumulative impact zone: Dolce and Verde, 31 Belvoir Street, Leicester LE1 3SL be granted subject to the conditions consistent with the operating schedule together with the following additional conditions:

1. The licence holder shall operate a strict challenge 25 policy,
2. The licence shall not be used except for the purposes of a coffee shop/bistro that sells premium beer or other premium alcohol.

In reaching their decision the sub-committee said that they had listened to all the representations and agreed to grant the licence as they were persuaded that the Applicant would uphold the licensing objectives and the premises would not impact on the cumulative impact zone.

**5. ANY OTHER URGENT BUSINESS**

There being no other business the meeting closed at 10.35am.





Leicester  
City Council

WARDS AFFECTED  
Castle

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

4 July 2016

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**Application for a new premises licence  
16 Millstone Lane, Leicester**

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**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.

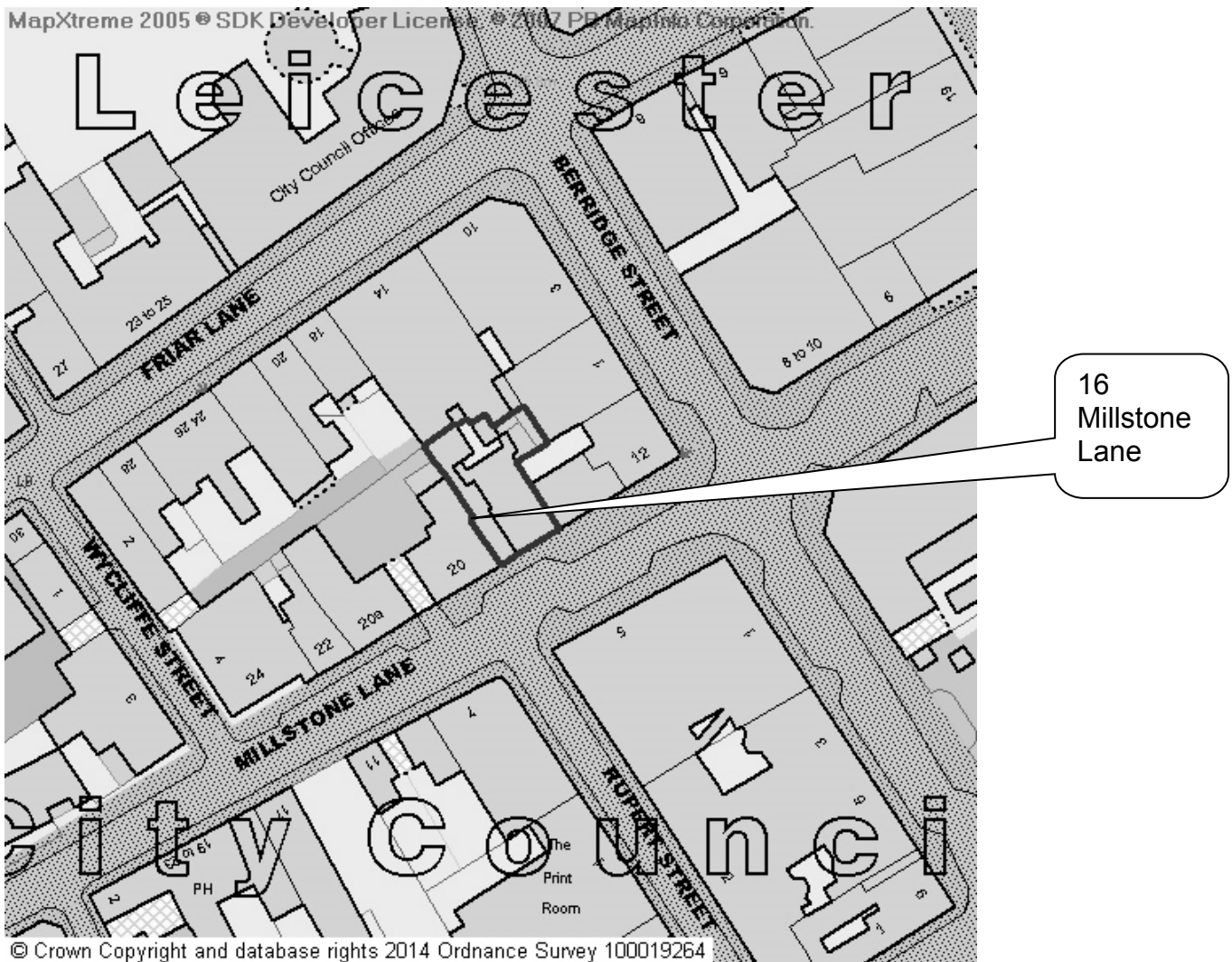
**2. Determination to be made**

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

**3. Summary**

- 3.1 This report outlines an application for a new premises licence for 16 Millstone Lane, Leicester and summarises the representations received. It also highlights the licensing objectives, the relevant parts of the guidance and regulations, and the pertinent sections of the Licensing Authority's Licensing Policy.

#### 4. Location Plan



#### 5. Application

- 5.1 An application was received on 6<sup>th</sup> May 2016 from Thomas Lyons Pub Company Limited for a new premises licence for 16 Millstone Lane, Leicester. A copy of the application is attached at Appendix A.
- 5.2 The application is as follows:

Licensable activity	Proposed Hours
Live Music	Monday to Sunday 10.00 until 23.00
Supply of Alcohol	Monday to Sunday 10.00 until 23.00
Opening hours	Monday to Sunday 10.00 until 00.00

#### 6. Steps to Promote the Licensing Objectives

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

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

## **7. Regulated entertainment**

7.1 The Live Music Act 2012 and the Legislative Reform (Entertainment Licensing) Order 2014 amended the Licensing Act 2003 in relation to the provision of regulated entertainment. Certain entertainment does not require a licence subject to audience limits, between 08.00 and 23.00 hours each day.

7.2 The above exemptions may affect the application under consideration because conditions may not be imposed at this stage to control live or recorded music that is unregulated. However, if problems do occur as a result of that entertainment then conditions may be imposed to control such music in the future after a formal review.

## **8. Representation**

8.1 A representation was received on 6 June 2016 from a local councillor. The representation relates to the prevention of public nuisance. The councillor is concerned that live music at the premises will result in public nuisance. A copy of the representation is attached at Appendix B.

## **9. Conditions**

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

## **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:

<b>Section</b>	<b>Heading</b>
1.2 – 1.5	Licensing objectives and aims
1.15	General Principles
1.16	Each application on its own merits
2.14 – 2.20	Public nuisance
8.33 – 8.41	Steps to promote the licensing objectives
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
13.44 – 13.45	Licensing Hours
15.1 – 15.69	Regulated entertainment

## 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
5	Licensing Hours
9	Prevention of Public Nuisance
12	Duplication
13	Standardised conditions
17	Live Music, Dancing, Theatre, Circuses and Street Arts

## 12 Points for Clarification

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

*By the applicant*

1. Whether the applicant considers that the concerns outlined in the representations are valid, and if not why not?
2. In the light of the representations made, 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	No	
Sustainable and Environmental	No	
Crime and Disorder	No	
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**

Chris Spencer  
Licensing Officer  
0116 4543051  
Chris.spencer@leicester.gov.uk

<b>APPENDIX</b>	<b>CONTENT</b>
A	Application
B	Representation
C	Conditions consistent with application



L190 AMD - Receipt 3084 CS037 CS269

Appendix B  
FORM 2

Appendix A



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 THOMAS LYONS PUB COMPANY 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 <b>16 Millstone Lane</b>			
Post town	Leicester	Postcode	LE1 5JN

Telephone number at premises (if any)	NA
Non-domestic rateable value of premises	£5000

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 X

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

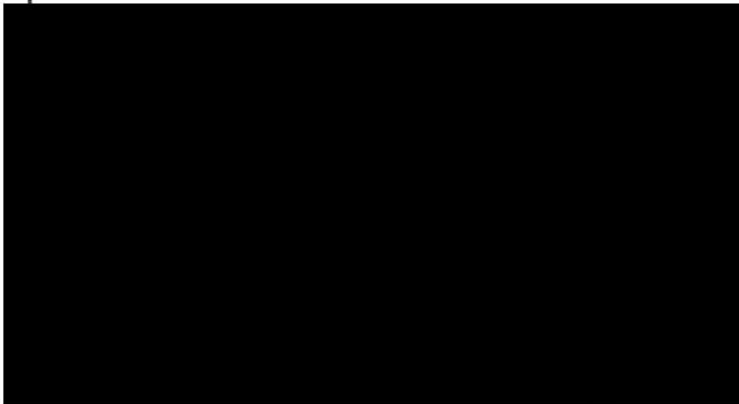
**SECOND INDIVIDUAL APPLICANT (if applicable)**

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

**(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 THOMAS LYONS PUB COMPANY LIMITED
Address 106 Hartopp Road Leciester LE2 1WF
Registered number (where applicable) 10033743
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company





**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
01	06	2016

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)  
 The premises will be a ground floor public house comprising:  
 Public Drinking Area - 40.5 square metres, includes seating for around 50 people and a bar  
 Male and Female Toilets - 15 square metres  
 Staff Area – 8 square metres  
 Cellar – 5.2 square metres  
 Lobby 3.2 square metres

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) X

**In all cases complete boxes K, L and M**

A

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



**B**

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

C

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

D

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

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3) Live music may be performed and will always be unamplified. Amplification will never be used.		
Mon	10:00	23:00			
Tue	10:00	23:00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Wed	10:00	23:00			
Thur	10:00	23:00	<b>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</b> (please read guidance note 5)		
Fri	10:00	23:00			
Sat	10:00	23:00			
Sun	10:00	23:00			

**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"/>	
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 playing of recorded music</u> (please read guidance note 4)		
Thur						
Fri						
Sat				<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)		
Sun						



**G**

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

# H

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

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)  <b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)  <b>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</b> (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

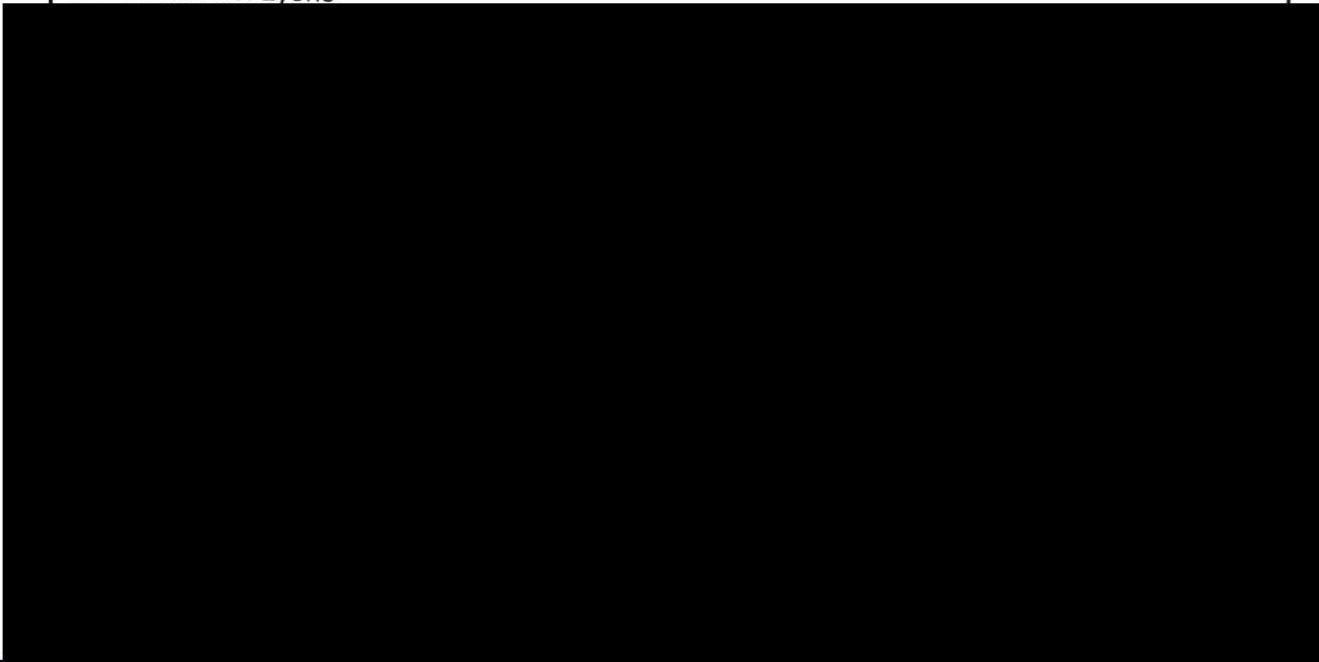


J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption</b> – <b>please tick</b> (please read guidance note 7)		On the premises	<input type="checkbox"/>
					Off the premises	<input type="checkbox"/>
					Both	X
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)			
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	10:00	23:00				
Sun	10:00	23:00				
			<b>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</b> (please read guidance note 5)			

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

Name  
Kieran Michael Lyons



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).

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	10:00	00:00	<p><b><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></b> (please read guidance note 5)</p>
Tue	10:00	00:00	
Wed	10:00	00:00	
Thur	10:00	00:00	
Fri	10:00	00:00	
Sat	10:00	00:00	
Sun	10:00	00:00	

**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)

In order to promote all 4 licensing objectives together, an experienced publican will be appointed as the DPS and manager of the premises.

We will try to foster a relaxed, tolerant and welcoming atmosphere in the pub.

We will co-operate fully with the relevant authorities to ensure that the licensing objectives are met, and also believe it is in our own self interest and that of the wider public to promote the objectives.

**b) The prevention of crime and disorder**

Please see attached additional notes

**c) Public safety**

Please see attached additional notes

**d) The prevention of public nuisance**

Please see attached additional notes

**e) The protection of children from harm**

--

**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	[REDACTED]
Date	6/5/16
Capacity	COMPANY DIRECTOR.

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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)

Kieran Lyons

#### 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.

Additional notes for Part3: Operating Schedule, section M

The prevention of crime and disorder

The following steps will be taken to prevent crime and disorder:

1. We will operate a zero tolerance policy on illegal drugs. Anyone found using or in possession of drugs will be asked to leave and reported to the police.
2. Door supervisors: during the first two weeks of opening we will carry out a risk assessment to determine if door supervisors are necessary for the premises and at what times. If it is found that door supervisors are necessary then they will be employed.
3. Counterfeit notes: UV scanners will be used to check all notes and any found to be counterfeit will be confiscated and reported to the police.
4. Although we would like to sell alcohol for consumption off the premises, this will never be sold to take away in an open container or with the intention that it is drunk on the street.
5. No irresponsible drinks promotions will take place.
6. CCTV will be used to monitor the premises internally and externally in real time. It will be recorded for 31 days at a minimum and available to the police whenever they request it. Someone trained in the use of CCTV will be on the premises or on call at all times during opening hours. Signage will be displayed.

Public Safety

1. Fire: The premises are not currently occupied or open for business. We are planning to refurbish it in line with our plans (see attached). Once this is complete, and before we open to the public, we will carry out a fire risk assessment and put control measures, training and a maintenance plan in place.
2. Health and Safety: The premises are not currently occupied or open for business. We are planning to refurbish it in line with our plans (see attached). Once this is complete, and before we open to the public, we will carry out risk assessments and put control measures and training in place for the following (plus anything else that is appropriate):
  - Accident Reporting
  - Manual Handling
  - Working at Heights
  - Cuts and Lacerations
  - COSSH
  - Electrical Safety
  - Slips, trips and falls
  - Violence at work
3. The D.P.S. is a trained first aider. He will not be present at all times at the premises but there will always be an appointed person who will take charge if an accident happens.
4. Drinking water will be provided to employees and the public upon request.



### The Prevention of Public Nuisance

#### 1. Noise impact assessment.

Likely sources of noise to be generated from the premises include: noise from patrons using the premises, unamplified live music, and noise from patrons leaving the premises. There will be no amplified or recorded music and plant noise from a cooler and air con unit will be negligible and so is not included in this assessment.

Noise from patrons using the premises and unamplified will be emitted from the public drinking area as shown on the plan attached. There is a single exit to the premises for patrons to leave by.

There are two adjoining flats at numbers 14 and 18, both of which are located on the first floor. The premises are on the ground floor. There are no other residences within a significant distance of the premises.

There are no premises, such as fast food outlets, within a significant distance of the premises that may encourage street activity when customers leave the premises.

Millstone Lane does have some residential flats; however most customers, when leaving the premises, are more likely to head further into town towards Horsefair Street. The reasons for this are:

- a. This is where public transport is located
- b. There are more premises, open later than we are, that customers may wish to visit
- c. There are fast food outlets that customers may wish to visit

#### 2. Noise management strategy

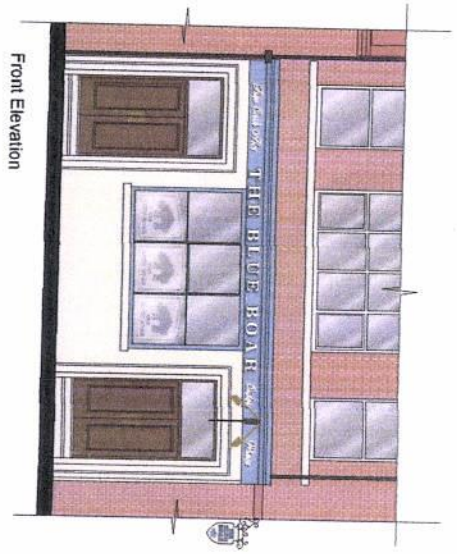
Sound proofing contained within a false ceiling will be put in above the public drinking area in order to protect the adjoining flats from noise generated by patrons using the premises and unamplified live music.

Notices will be displayed at the exit encouraging patrons to leave quietly and CCTV monitoring the outside street area will discourage rowdy behaviour.

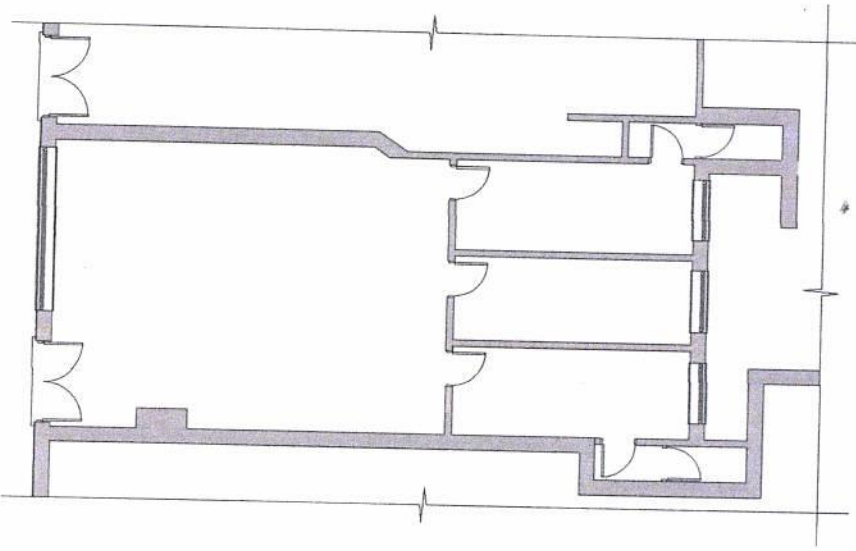
### The protection of children from harm

The supply of alcohol for consumption on the premises is the primary purpose of the service provided at the premises. It is therefore appropriate that children under 16 be accompanied by an adult. In addition, children will not be permitted on the premises after 9pm in the evening.

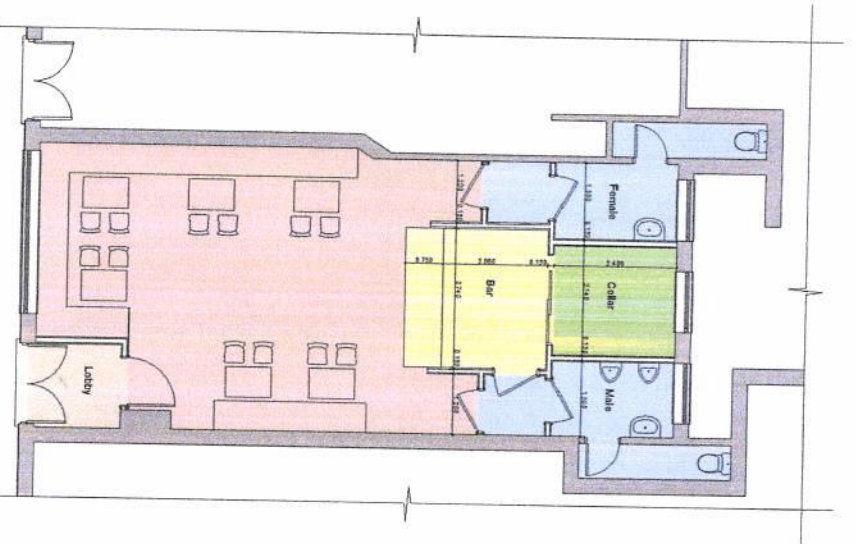
The Challenge 21 scheme will be in operation, following police guidelines.



Front Elevation



Ground Floor Plan  
Survey as Existing



Ground Floor Plan  
Scheme as Proposed

- Public Dining Area - 40.5m<sup>2</sup>
- Toilet - 15.0m<sup>2</sup>
- Staff Area - 8.0m<sup>2</sup>
- Keller - 5.2m<sup>2</sup>
- Lobby - 3.2m<sup>2</sup>

The drawings are prepared in accordance with the Building Regulations and the Building Act 2004. The drawings are prepared for the purpose of obtaining planning permission and are not to be used for any other purpose without the consent of the architect.

Author	Date
Author A - Draw and Section added	14.02.16
Author B - Final revision completed	18.02.16

Project:  
The Blue Boar, Proposed New Microbar  
16 Waterloo Lane, Leicester.

Drawn:  
Plans and Elevations as Proposed

Scale: 1:50

Drawn by: P01

Checked by: B

Issue: B

Handwritten note: "#!\$%&'()\*+,-./:;@<=>?`{|}~" with a squiggly line underneath.



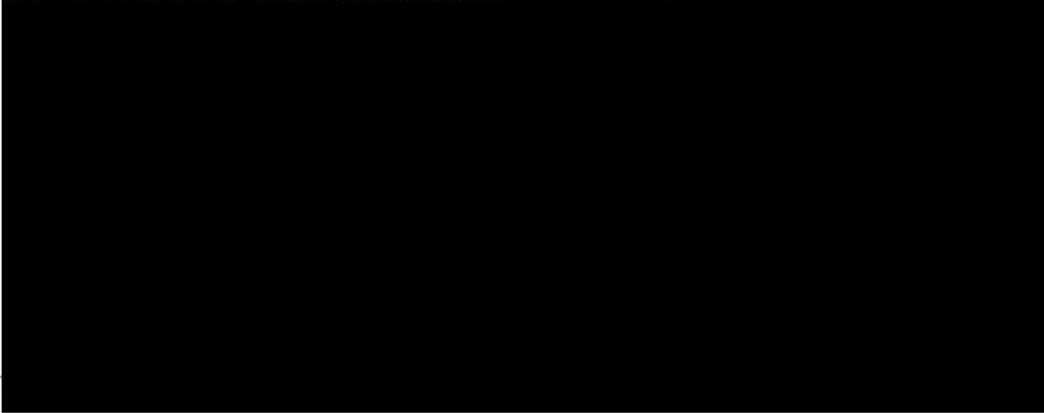


Leicester  
City Council

**Consent of individual to being specified as premises supervisor**

I KIERAN MICHAEL LYONS  
[full name of prospective premises supervisor]

of



[home]

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

PREMISES LICENCE  
[type of application]

by

THOMAS LYONS PUB COMPANY LIMITED  
[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

16 MILLSTONE LANE  
LEICESTER  
LE1 5JN

[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

THOMAS LYONS PUB COMPANY LIMITED  
[name of applicant]

concerning the supply of alcohol at

16 MILLSTONE LANE  
LEICESTER  
LE1 5JN

[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.

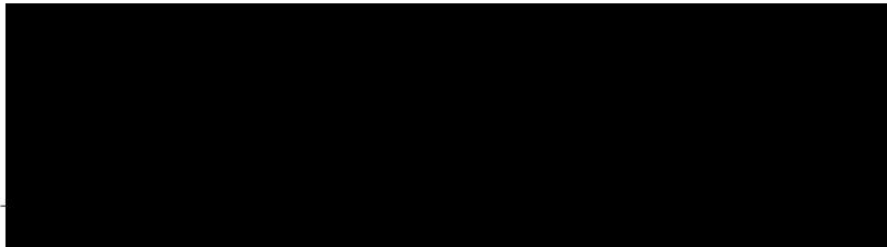
Personal licence number

LE1PRS2858  
[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)

KIERAN LYONS

Date

6/5/16

**From:** PATRICK KITTERICK [REDACTED]  
**Sent:** 04 June 2016 20:30  
**To:** Chris Spencer  
**Cc:** Licensing  
**Subject:** Fw: 16 Millstone Lane

Chris,

I would like to object to this application as there are insufficient guarantees about the live music element of this application. I have constituents who were given verbal guarantees about this which aren't reflected in the application. If these are expressed in the application then the I will be happy to withdraw my objection.

In terms of the licensing act I would say that I am objecting due to a lack of guarantees over live music which could lead to a Public Nuisance.

Thanks,

Patrick Kitterick



<b>CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE</b>
The licence holder will cooperate fully with the relevant authorities to ensure that the licensing objectives are met.
The licence holder will operate a zero tolerance policy on drugs. Anyone found using or in possession of drugs will be asked to leave and reported to the police
The licence holder will use UV scanners and any counterfeit notes will be confiscated and reported to the police
The licence holder will ensure that any alcohol that is sold for the consumption off the premises is properly sealed.
The licence holder will ensure that there are no irresponsible drinks promotions
The licence holder will ensure CCTV will be kept for a minimum of 31 days and made available to any responsible authority on request. A trained member of staff will be available on the premises or on call during opening hours to assist with such requests.
The licence holder will ensure that risk assessments and training will take place in the following: fire safety, accident reporting, manual handling, working at heights, cuts and lacerations, COSHH, electrical safety, slips trips and falls, and violence at work
The licence holder will undertake and implement a noise impact assessment
Prominent, clear notices shall be displayed at all exits requesting customers to respect the needs of local residents and leave the premises and the area quietly.
The licence holder will ensure that all children under the age of 16 are accompanied by an adult and will not be permitted on the premises after 9pm
The licence holder will adopt the Challenge 21 Policy
SIA registered door supervisors will be employed as and when required following a risk assessment.

