



Leicester
City Council

LICENSING (HEARINGS) SUB-COMMITTEE

DATE: THURSDAY, 2 MARCH 2017

TIME: 9:30 am

PLACE: Meeting Room G.03, Ground Floor, City Hall, 115 Charles Street, Leicester, LE1 1FZ

Members of the Sub-Committee

Councillors Thomas, Hunter and Byrne.

Members of the Sub-Committee are summoned to attend the above meeting to consider the items of business listed overleaf.

for Monitoring Officer

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

Information for members of the public

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.

Dates of meetings and copies of public agendas and minutes are available on the Council's website at www.cabinet.leicester.gov.uk, from the Council's Customer Service Centre or by contacting us using the details below.

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Wheelchair access – Public meeting rooms at the City Hall are accessible to wheelchair users. Wheelchair access to City Hall is from the middle entrance door on Charles Street - press the plate on the right hand side of the door to open the door automatically.

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Filming and Recording the Meeting - The Council is committed to transparency and supports efforts to record and share reports of proceedings of public meetings through a variety of means, including social media. In accordance with government regulations and the Council's policy, persons and press attending any meeting of the Council open to the public (except Licensing Sub Committees and where the public have been formally excluded) are allowed to record and/or report all or part of that meeting. Details of the Council's policy are available at www.leicester.gov.uk or from Democratic Support.

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** 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 MEETING

The Minutes of the meetings of the sub-committee held on 28 October 2016, 16 January 2017 and 20 January 2017 have been circulated and the sub-committee is asked to confirm them as a correct record.

The minutes can be found on the Council's website at the following link:-

<http://www.cabinet.leicester.gov.uk:8071/ieListMeetings.aspx?CId+785&Year=0>

5. APPLICATION FOR A NEW PREMISES LICENCE **Appendix A** **WITHIN A CUMULATIVE IMPACT ZONE: 6-8** **HINCKLEY ROAD, LEICESTER LE3 0RA**

The Director of Neighbourhood and Environmental Services submits a report on an application for a new premises licence within a cumulative impact zone for 6-8 Hinckley Road, Leicester LE3 0RA.

Report attached. A copy of the associated documentation is attached for Members only. Further copies are available on the Council's website at www.Cabinet.Leicester.gov.uk or by telephoning Democratic Support on 0116 4546358.

(Wards Affected: Westcotes)

6. ANY OTHER URGENT BUSINESS



Leicester
City Council

WARDS AFFECTED
Westcotes

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

2nd March 2017

**Application for a new premises licence within a Cumulative Impact Zone
Off Licence, 6-8 Hinckley Road, Leicester, LE3 0RA**

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.

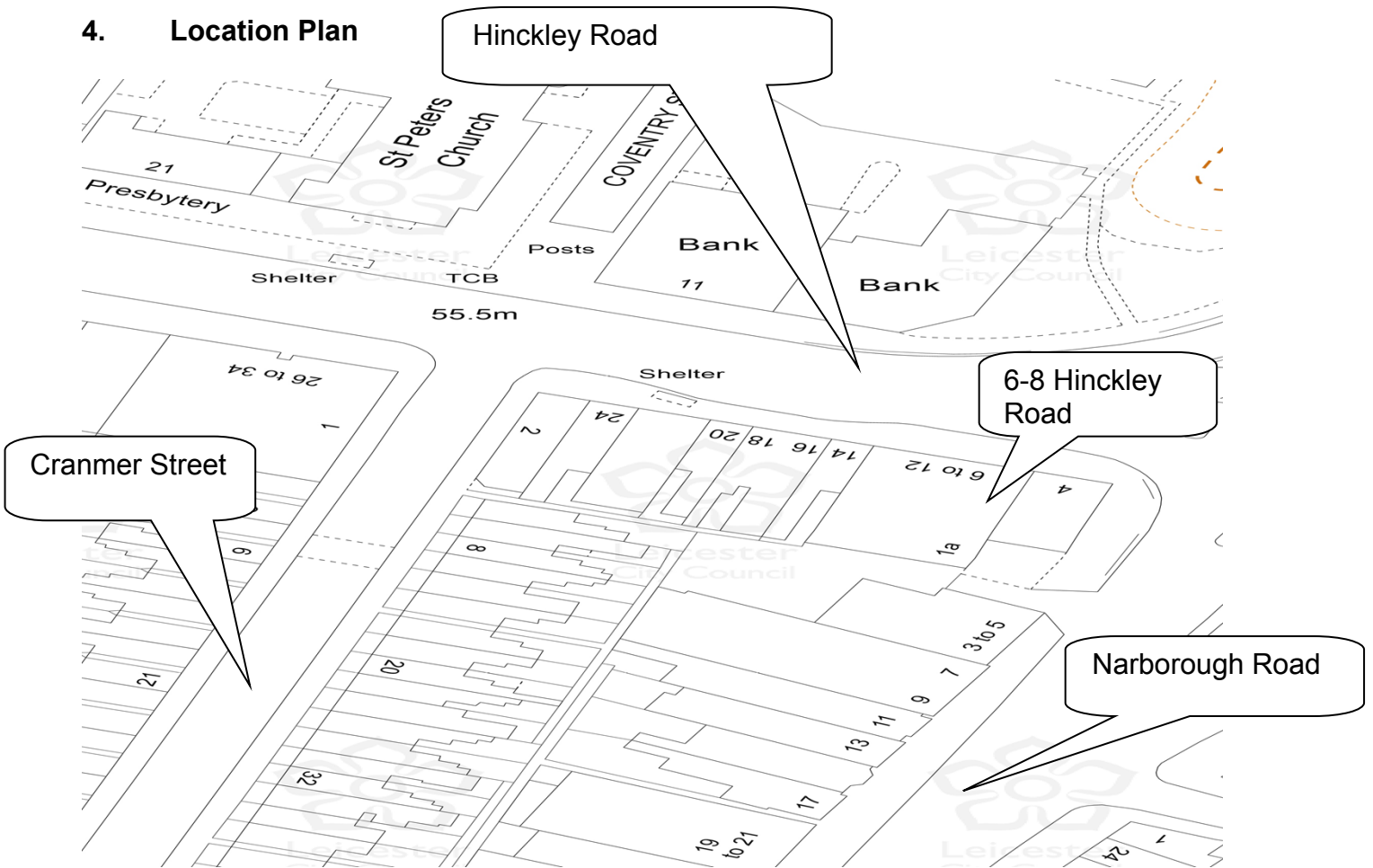
2. Determination to be made

- 2.1. Having considered the application and representation, Members must consider whether to
- Grant the licence without modification
 - Grant the licence subject to conditions
 - 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 6-8 Hinckley Road within the Braunstone Gate area Cumulative Impact Zone and summarises the representations received. It also highlights the licensing objectives, the relevant parts of the guidance and regulations, and the pertinent sections of the Licensing Authority's Licensing Policy.

4. Location Plan



5. Application

- 5.1 An application was received on 13th January 2017 from Miss Oana Corbu for a new premises licence for 6-8 Hinckley Road within the Braunstone Gate area Cumulative Impact Zone. A copy of the application is attached at Appendix A.
- 5.2 The application is as follows:

Licensable activity	Current Hours	Proposed Hours
Supply of Alcohol	08:00	23:00
Opening hours	08:00	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 18 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 31st January 2017 from Leicestershire Police. The representation relates to the prevention of crime and disorder, the prevention of public nuisance and public safety. Leicestershire Police are concerned that the applicant has not taken into account the cumulative impact zone and the local issues in the area such as people pre and side loading with alcohol and street drinking. A copy of the representation is attached at Appendix B.

8. Conditions

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

9. Cumulative Impact

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

10. Statutory Guidance

- 10.1 Any decision made by the Licensing Authority must be in accordance with the licensing objectives. In addition, the government has issued guidance under section 182 of the Licensing Act 2003. The parts of the guidance that are particularly relevant in this case are as follows:

Section	Heading
1.2 – 1.5	Licensing Objectives and aims
1.15	General Principles
1.16	Each application on its own merits
2.1 – 2.5	Crime & disorder
2.6 – 2.13	Public Safety
2.14 – 2.20	Public nuisance
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
8	Public Safety
9	Prevention of Public Nuisance
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?

15. Other Implications

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

16. Background Papers – Local Government Act 1972

- a. None

17. Consultations

- a. As this application was received electronically, the Licensing Authority was required to consult with the relevant responsible authorities as set out in the Licensing Act 2003.

18. Report Author

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

APPENDIX	CONTENT
A	Application
B	Representation
C	Conditions consistent with application



Leicester
Application for a premises licence
Licensing Act 2003

For help contact
licensing@leicester.gov.uk
 Telephone: +44 116 454 3040

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

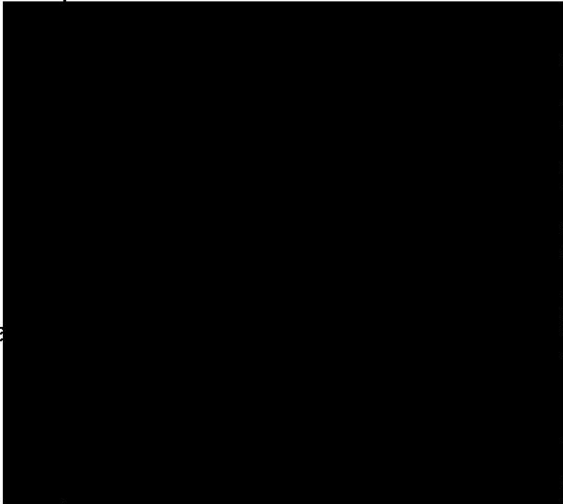
District

* City or town

County or administrative area

* Postcode

* Country



Agent Details

* First name

Amir

* Family name

Nankali

* E-mail

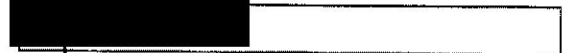
a.nankali@ama-consultancy.com

Main telephone number



Include country code.

Other telephone number



Indicate here if you would prefer not to be contacted by telephone

Are you:

An agent that is a business or organisation, including a sole trader

A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Your Address

* Building number or name

21 Ensign Business Centre

* Street

Westwood Way

District

Westwood Business Park

* City or town

Coventry

County or administrative area

West Midlands

* Postcode

CV1 8JA

* Country

United Kingdom

Address official correspondence should be sent to.

Section 2 of 19

PREMISES DETAILS

Continued from previous page...

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name	6-8
Street	Hinckley Road
District	
City or town	Leicester
County or administrative area	Leicestershire
Postcode	LE3 0RA
Country	United Kingdom

Further Details

Telephone number	07450238040
Non-domestic rateable value of premises (£)	

Section 3 of 19**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Confirm The Following

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

Section 4 of 19**INDIVIDUAL APPLICANT DETAILS****Applicant Name**

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Oana

Family name

Corbu

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Applicant Postal Address

Is the address the same as (or similar to) the address given in section one?

Yes

No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

[Redacted]	
[Redacted]	
[Redacted]	
[Redacted]	
[Redacted]	
[Redacted]	
[Redacted]	

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

Yes

No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

a.nankali@ama-consultancy.com

Telephone number

07450238040

Other telephone number

Add another applicant

Section 5 of 19

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

Provide a general description of 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.

The premises is the ground floor retail shop of a two storey mid terrace commercial property.

Continued from previous page...

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

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Yes No

Section 13 of 19

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

Continued from previous page...

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes

No

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

None

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

None

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

Name

First name

Oana

Family name

Corbu

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

Personal Licence number
(if known)

LEIPRS3719

Issuing licensing authority
(if known)

Leicester City Council

Continued from previous page...

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 19

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

None

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start 08:00

End 23:00

Start 08:00

End 23:00

SUNDAY

Start 08:00

End 23:00

Start 08:00

End 23:00

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

None

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

None

Section 18 of 19

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Consideration must be given to the following:

Public safety, personal safety, environmental protection Duty of care (waste disposal).

All entrances, exits and escape routes kept free of obstacles at all times. Training of staff and management in basic food hygiene and safe handling of all food. Health and safety at work act 1974 to be observed by taking steps for the safety of employees, customers, visitors and on site contractors. Keeping a health and safety risk assessment, accident book hazard analysis. Provision of CCTV in operation. To follow the rules and adhere to policy and procedures lay down by the licensing authority at all times.

b) The prevention of crime and disorder

Total occupancy of the premises is not considered large enough to represent any form of nuisance.

1. CCTV to be installed to the current British Standard BS7958. This consists of:

Head and facial recognition coverage. Recordable and retained for a minimum of 31 days.

At least one member of staff should be on duty at all times who can operate, access, and download the images on request of the Police or Local Authority.

Images will record in real time, ideally 25 frames per second, but a minimum of 12 frames per second.

2. Alcohol for off licence sales.

3. Provide Training for staff to operate CCTV and to deal with drunken and disorderly customers. Staff shall refuse sale of alcohol to persons behaving in a disorderly manner and shall ask them to leave the premises.

Continued from previous page...

c) Public safety

All reasonable steps to protect health safety and welfare at work of staff, customers, visitors and on site contractors by the design and layout of the premises, are prime objective of the management, hence keeping all access/ egress and fire escape routes clear at all times, provision of adequately visible signage. Regular servicing of all equipment. Avoid allowing drunken and disorderly customer to enter the premises and to refuse service to such persons entering the premises. Provision and regular servicing of fire extinguishers and training of staff in the correct use of them. Continued training of all staff in handling of alcohol. Regular servicing of all safety equipment by qualified and registered person.

d) The prevention of public nuisance

Internal communications, logging and responding to complaints within time limits. Measures taken in noise controls. Training for appropriate staff. To refuse service to troublemakers and reporting to local police of any unusual and abnormal activities being taken place by any individuals in or around the premises. Last resort police assistance to be sought. CCTV in operation (24hrs).

e) The protection of children from harm

Requirement for all children to be accompanied by adults. All children must have adequate supervision. Exclusion of children in and or around the alcohol sale area. Requirement for all children to be accompanied by adults. All children must have adequate supervision at all time while they are Present in the shop. The premises will maintain and update a refusal of alcohol registrar, and document made available upon request of the Police or Local Authority. In order to avoid underage sales of alcohol the following will be implemented at all times.

- 1-A 'Challenge 25' age verification policy requiring proof of age by passport, photo driving licence or PASS accredited card.
- 2-A 'challenge log' recording all challenges - where both sales and refusals result.
- 3-A prompt or reminder to staff, at the point of sale, to consider whether a sale or challenge ought to be made
- 4-Regular staff training to ensure that both the law and company policies / procedures are understood, up-to-date and applied consistently.

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Fees are dependent on the business rate band of the premises. Further information is provided at the link below:

<http://www.leicester.gov.uk/your-council-services/cl/licensing/licensing-act/fees/>

* Fee amount (£)

190.00

DECLARATION

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

Amir Nankali

* Capacity

Agent

* Date

13 / 01 / 2017
dd mm yyyy

Add another signatory

Continued from previous page...

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/leicester/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

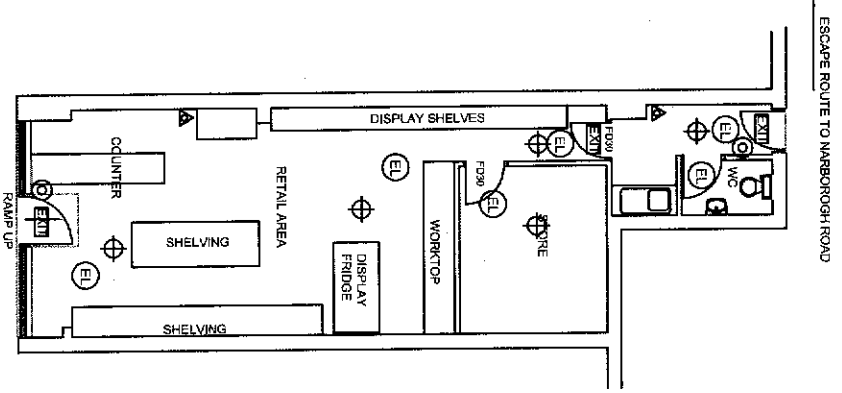
IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

OFFICE USE ONLY

Applicant reference number	6-8 Hinckley Road
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>

< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 Next >

RevNo	Revision note	Date	Signature	Checked



GROUND FLOOR PLAN SCALE 1:100

FIRE KEY

- SMOKE DETECTOR
- FIRE EXIT
- EMERGENCY LIGHT
- BREAK GLASS POINT
- O2 EXTINGUISHER
- 30 MIN FIRE DOOR



Consultant
AMALUK
 CONSULTANCY LTD
 Civil & Structural Design
 Planning & Licensing Consultants
 21 Milling Lane, Leamington Spa
 Warwickshire, CV35 9EF
 UK

Address
 CASA ROMANASCA
 6-8 HINCKLEY ROAD
 LEICESTER
 LE3 0RA

Drawn RM **Checked** AN **Approved** AN

Dwg No. AMA 246-001

Scale 1:100 **Date** JANc 2017 **Revision** -

TITLE
 PLAN AS EXISTING

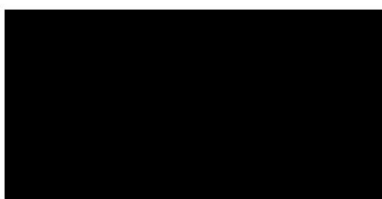


Leicester
City Council

Consent of individual to being specified as premises supervisor

I Mrs Oana Corbu
[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

New Premises Licence under the Licensing Act 2003

[type of application]

by

Mrs Oana Corbu

[name of applicant]

relating to a premises licence In process at Leicester City Council
[number of existing licence, if any]

for

6-8 Hinckley Road
Leicester
LE3 0RA

[name and address of premises to which the application relates]

FORM 18

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

Mrs Oana Corbu

[name of applicant]

concerning the supply of alcohol at

6-8 Hinckley Road
Leicester
LE3 0RA

[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

LEIPRS3719

[insert personal licence number, if any]

Personal licence issuing authority

Leicester City Council, Licensing, York House, 91 Granby Street, Leicester, LE1 6FB

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

Signed



Name (please print)

Oana Corbu

Date

13. 01. 2017

LICENSING ACT 2003 - Public Notice

Miss Oana Corbu is applying for the new grant of a Premises Licence for
6-8 Hinckley Road, Leicester LE3 0RA

If granted the application will allow the following licensable activities to take
place:

Sale of alcohol for consumption off the premises.

Any person wishing to make representations in relation to this application
may do so by writing to the Licensing Authority:

Leicester City Council
Licensing,
York House,
91 Granby Street,
Leicester, LE1 6FB
licensing@leicester.gov.uk

**Representations may only be made for 28 consecutive days from the date of
this Notice.**

A copy of the application for the grant of the above licence is kept by the
Licensing Authority at the above address. The application can be viewed
Monday to Thursday 9.00 am to 5.00 pm, and 9.00 am to 4.30 pm on Fridays,
except Bank Holidays.

*It is an offence knowingly or recklessly to make a false statement in connection
with an application. The maximum fine for which a person is liable on summary
conviction for making a false statement is a Level 5 fine on the Standard Scale.*

14/01/2017



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:	6-8 Hinckley Road
Address of premises:	6-8 Hinckley Road Leicester LE3 0RA
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 checked="" type="checkbox"/>
Prevention of public nuisance	<input checked="" type="checkbox"/>
Protection of children from harm	<input type="checkbox"/>

Please summarise your concerns about this application:
<p>I write in my capacity as a licensing officer for the Leicestershire Police on the authority delegated to me by the Chief Constable.</p> <p>I am satisfied that to allow the premises to be used in accordance with the application would undermine the above crossed licensing objectives.</p> <p>Leicester City Council has adopted a <i>Special Policy</i> in relation to applications for new licences and material variations in this Cumulative Impact Area. The effect of this policy is set out in Leicester City Councils current policy.</p> <p>Paragraph 4.13 of that policy states:</p> <p><i>"The effect of the special policies will be to create a rebuttable presumption that</i></p>

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 applicant has made no mention in their application of the Cumulative Impact Zone and it must be assumed that within the application they have failed to address the local problems and concerns in their operating schedule.

The applicant has failed to present any conditions within the operating schedule above and beyond those expected of a responsible premises with a licence to sell alcohol. Some of those presented are requirements under the Licensing Act 2003 ie not selling to underage people or allowing drunks on the premises. Those conditions that have been proposed do not in my opinion give substantial detail in order to promote the licensing objectives.

This is an application for a convenience store situated on Hinckley Road and within the cumulative impact zone (ciz) known as the Braunstone Gate Area. The CIZ is formed from 3 joined identified areas which are Hinckley Road from its junction with Narborough Road to its junction with Fosse Road and presently has 6 alcohol licences for shops and 3 for restaurants and bars and also 3 late night refreshment licences issued to takeaways. Narborough Road to its junction with Upperton Road where presently there are 12 alcohol licences for shops alone and a further 20 plus issued to restaurants and bars. The remaining part of this CIZ covers Braunstone Gate and New Park Street which has 2 alcohol licences granted to shops and a further 17 granted to bars and restaurants.

The area is very popular due to the bars of Braunstone Gate and sees an increase in footfall as the weekend approaches. It is also within an area of high student accommodation with the University campus close by and the addition in this area of an Off Licence opening late hours will encourage those visiting the bars of Braunstone Gate to pre and side load their alcohol.

Officers witness members of the public on a night out in this area heading into the shops to buy bottles of alcohol, invariably spirits, which they consume rapidly before discarding the bottle and heading into the bars. They can also be seen either leaving the premises or whilst moving between premises again heading into the shops to buy further alcohol. This practice is restricted only by the closing times of the off licences within this area.

The high alcohol content of the preferred drinks and the speed with which they are drunk increases the likelihood of those consuming being the victims or perpetrators of crime and disorder, public nuisance and an increase in public safety due to the busy vehicular traffic on Braunstone Gate and the empty discarded bottles.

The area also suffers during the daytime from those who wish to stand on the street to consume alcohol, usually referred to as 'Street Drinkers'. These people will not only cause problems associated with their intoxication but will also beg or commit crimes to fund their alcohol consumption.

A further alcohol licence issued in the area increases the availability of alcohol and therefore impacts on the CIZ.

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

It is also our opinion that in its present form it fails to promote the licensing objectives or address the special policy regarding cumulative impact.

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

Whilst not wishing to restrain the discretion of the Committee the police ask that the application is refused.


PC1790

PC1790 Jonathan Webb
Leicestershire Police
31 January 2017

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE
The licence holder will operate a CCTV in the premises to British Standard BS7958 including head and facial recognition with footage kept for at least 31 days.
A member of staff will be available at all times to allow access to the CCTV system to the Police and Licensing Authority
Staff will be trained to operate the CCTV and deal with drunk and disorderly customers. Sale of alcohol will be refused to anyone behaving in a disorderly way and they will be asked to leave the premises.
All children on the premises must be accompanied by an adult who must supervise them. Children will not be allowed near the alcohol sale area.
The licence holder will adopt a Challenge 25 policy
A register will be kept recording all occasions where customers are asked to prove their age whether a sale or refusal is the outcome
A prompt will remind staff to consider whether to request ID at the point of sale
Regular staff training will ensure staff understand relevant legislation and company policies and procedures and they are followed consistently and correctly

