



Leicester  
City Council

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

Held: FRIDAY, 15 SEPTEMBER 2017 at 9:30 am

P R E S E N T:

Councillor Thomas (Chair)

Councillor Cank

Councillor Unsworth

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**1. APPOINTMENT OF CHAIR**

Councillor Thomas was elected as Chair for the meeting.

**2. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**3. DECLARATIONS OF INTEREST**

Members of the sub-committee 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 MEETING**

RESOLVED:

That the minutes of the Licensing Hearing sub-committee dated 1 September 2017 be confirmed as a correct record.

**5. APPLICATION FOR THE REVIEW OF AN EXISTING PREMISES LICENCE:  
CITY NEWS, 80 BELGRAVE GATE, LEICESTER**

The Director of Neighbourhood and Environmental Services submitted a report that required the sub-committee to determine an application for a review of an existing premises licence for City News, 80 Belgrave Gate, Leicester.

The sub-committee noted that an application for a review of an existing

premises licence had been received which necessitated that the application had to be considered by the sub-committee.

Ms Sherratt on behalf of the Premises Licence Holder (PLH), Mr Singh the PLH, Mr Yasin an Interpreter for the PLH, PC Webb from Leicestershire Police, the Licensing Team Manager, the Solicitor to the sub-committee and an observing solicitor were present.

Members of the public were also present.

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

The Solicitor to the sub-committee clarified that the proceedings had been adjourned from 1 September 2017 as Mr Singh PLH had indicated that he did not understand English and required an interpreter, therefore an interpreter had been provided and the whole of the proceedings would be interpreted.

The Licensing Team Manager presented the report. It was noted that an application for the review of an existing premises licence had been received from Leicestershire Police on 13<sup>th</sup> July 2017 which was made on the grounds of the prevention of crime and disorder, public safety and the prevention of public nuisance. Concerns were raised that the premises were selling high strength alcohol products to street drinkers who then caused crime and disorder, public nuisance and impacted on public safety in the local area.

PC Webb from Leicestershire Police outlined the reasons for the application for the review of an existing premises licence and informed the sub-committee of the conditions that the Leicestershire Police would seek to be added to the existing licence. A CCTV recording was viewed by the sub-committee and PC Webb then answered questions from the sub-committee.

Ms Sherratt on behalf of the PLH was then given the opportunity to respond to the application for the review of the licence and answered questions from the sub-committee.

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

Prior to the sub-committee considering the application the Solicitor to the sub-committee advised them of the options available to them in making a decision and 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.

The Licensing Team Manager, the Solicitor to the sub-committee, the

observing solicitor, Ms Sherratt on behalf of the PLH, Mr Singh the PLH, Mr Yasin the Interpreter, PC Webb and members of the public 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 hearing to give advice on the wording of the decision.

The Licensing Team Manager, observing solicitor, Ms Sherratt on behalf of the PLH, Mr Singh the PLH, Mr Yasin the interpreter, PC Webb and members of the public 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:**

1. That the conditions of the existing premises licence for City News, 80 Belgrave Gate, Leicester be modified to add 5 of the conditions requested by the Police as follows:
  - i. The licence holder shall ensure that no beers, lagers, ciders or perrys are sold were the alcohol by volume (ABV) exceeds 5.5%
  - ii. The licence holder shall keep all CCTV recordings for a minimum of 30 days and make them available to the police within 24 hrs of a request being made for those images
  - iii. The licence holder shall ensure any CCTV images supplied will have been directly downloaded from the shops recording equipment
  - iv. The licence holder shall ensure that any refusal to sell alcohol is recorded in a refusal book which will be kept on the premises and made available to the responsible authorities upon request
  - v. The licence holder shall report any incidents of crime and disorder that occur in the shop to the police.
2. That the Designated Premises Supervisor be removed and Mr Singh the Premises Licence Holder shall undertake to train and take the DPS qualification.

In reaching their decision the sub-committee commented that they had considered carefully the representations from both parties and had come to their decision because they felt that Mr Singh had made significant progress in addressing the problems and that with training Mr Singh would have extensive knowledge of the licensing objectives.

**6. APPLICATION FOR A NEW PREMISES LICENCE: 215 SCRAPTOFT LANE, LEICESTER**

The Director of Neighbourhood and Environmental Services submitted a report that required the sub-committee to determine an application for a new premises licence for 215 Scraptoft Lane, Leicester.

The sub-committee noted that a representation had been received which necessitated that the application for a new premises licence had to be considered by the sub-committee.

Mr Bhawsar on behalf of the applicant, Mr Kanahalingham the applicant, the Licensing Team Manager, the Solicitor to the sub-committee and an observing solicitor were present.

Members of the public were also present.

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

The Licensing Team Manager presented the report and outlined details of the application. It was noted that three representations had been received between 31 July and 3 August 2017 from local residents which related to the licensing objectives of prevention of crime and disorder and the prevention of public nuisance. Concerns were raised that another licensed premise in the area would increase noise nuisance and anti-social behaviour in the local area.

It was noted that none of the local residents that had submitted written representations were present and the sub-committee confirmed they would take account of the written representations when considering matters.

Mr Bhawsar on behalf of the applicant was then given the opportunity to outline the details of the application, respond to the points made in the written representations and to answer questions from the sub-committee.

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

Prior to the sub-committee considering the application the Solicitor to the sub-committee advised them of the options available to them in making a decision and 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.

The Licensing Team Manager, the Solicitor to the sub-committee, the observing solicitor, Mr Bhawsar on behalf of the applicant, Mr Kanahalingham

the applicant and members of the public 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 hearing to give advice on the wording of the decision.

The Licensing Team Manager, observing solicitor, Mr Bhawsar on behalf of the applicant, Mr Kanahalingham the applicant and members of the public 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:

1. That the application for a new premises licence: 215 Scraftoff Lane, Leicester be granted with the conditions consistent with the operating schedule and subject to amendment as follows:
  - i. The licence holder shall operate the Challenge 25 policy where only acceptable proof of age identification shall be required for anyone who appears to be under the age of 25 years
  - ii. The licence holder shall ensure notices are displayed advising customers the Challenge 25 policy is in operation at the premises
  - iii. The licence holder shall ensure a CCTV system is installed and operated at the premises to monitor entrances, exits and the internal premises
  - iv. The licence holder shall ensure that all staff are trained in their responsibilities in alcohol sales and the Challenge 25 policy
  - v. The licence holder shall ensure a log book is kept recording any refusals of alcohol and incidents of crime and disorder and anti-social behaviour on the premises
  - vi. The licence holder shall ensure notices are displayed requesting customers to leave the premises in a quiet manner and to respect the peace of nearby residents
  - vii. The Licence holder shall ensure there is no waste disposal between the hours of 10pm and 9am.

In reaching their decision the sub-committee commented that they had considered carefully the application and the written representations and felt that the applicant had demonstrated knowledge of the licensing law and objectives and they agreed the licence should be granted with the conditions consistent with the operating schedule, and subject to the amended condition "that the Licence holder will ensure no waste disposal between the hours of 10pm until 9am.

**7. ANY OTHER URGENT BUSINESS**

There being no other urgent business the meeting closed at 12.15pm.