



Leicester
City Council

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

Held: FRIDAY, 22 SEPTEMBER 2017 at 9:30 am

P R E S E N T:

Councillor Cank (Chair)

Councillor Unsworth

Councillor Shelton

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1. APPOINTMENT OF CHAIR

Councillor Cank 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.

Councillor Shelton declared an 'other disclosable interest' in that he was a Saffron Ward Councillor and the premises location was within the Saffron Ward. In accordance with the Council's Code of Conduct the interest was not considered so significant that it was likely to prejudice Councillor Shelton's judgement of the public interest. Councillor Shelton was not, therefore, required to withdraw from the meeting during consideration and discussion on the item.

4. MINUTES OF PREVIOUS MEETING

RESOLVED:

That the minutes of the Licensing (Hearings) Sub-Committee held on 15 August 2017 were confirmed as an accurate record.

**5. APPLICATION FOR A NEW PREMISES LICENCE: AYLESTONE MARKET,
313 AYLESTONE ROAD, LEICESTER, LE2 7QL**

The Director of Neighbourhoods and Environmental Services, submitted a report that required Members to determine an application for a new premises licence for Aylestone Market, 313 Aylestone Road, Leicester, LE2 7QL.

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

The applicant was not present at the hearing, however, Mr Mustafa Keles and Mr Kadir Sahidi were both present on behalf of the applicant. The local resident who had made the representation was present together with a friend as support. Also present was the Licensing Team Manager and the Solicitor to the Sub-Committee.

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

The Licensing Team Manager presented the report. There were no questions.

The local resident outlined the reasons for the representation and answered questions from Members and the applicant.

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

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

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

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

The Licensing Team Manager, the Solicitor to the Sub-Committee, Mr Keles with Mr Sahidi and the local resident with his friend as support then withdrew from the meeting.

Members then gave the application full and detailed consideration.

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

The Licensing Team Manager, Mr Keles with Mr Sahidi and the local resident with his friend as support then returned to the meeting.

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

RESOLVED:

That the application for a new premises licence for Aylestone Market, 313 Aylestone Road, Leicester, LE2 7QL be GRANTED subject to a modification of the requested times. In reaching their decision the Sub-Committee members said that they had considered the representations and the application very carefully and had decided to grant the licence with the following changes. Based on their local knowledge and applying the licensing objective, they felt it appropriate that the hours of business should be:

Thursday to Saturday – 07.00 to 00.00

Sunday to Wednesday – 07.00 to 23.00

REASONS FOR THE DECISION

The Sub-Committee felt this would fall in line with the licensing objective of preventing public nuisance.

6. CLOSE OF MEETING

The Chair declared the meeting closed at 10:35am.