



Leicester
City Council

LICENSING (HEARINGS) SUB-COMMITTEE

DATE: FRIDAY, 13 APRIL 2018

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 Fonseca, Shelton and Thomas

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: Angie Smith
*Democratic Support
Leicester City Council
City Hall, 115 Charles Street, Leicester, LE1 1FZ
Tel: 0116 454 6354
email: angie.smith@leicester.gov.uk*

Information for members of the public

Attending meetings and access to information

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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 Angie Smith, **Democratic Support on (0116) 454 6354 or email angie.smith@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 22nd February 2018 are attached and Members will be asked to confirm them as a correct record.

5. APPLICATION FOR A NEW PREMISES LICENCE WITHIN A CUMULATIVE IMPACT ZONE: CANDLE ROOMS, 25 GRAVEL STREET, LEICESTER LE1 3AG

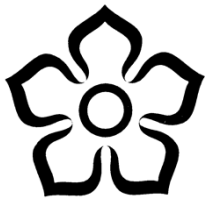
Appendix B

The Director of Neighbourhood and Environmental Services submits the report on an application for a new premises licence within a Cumulative Impact Zone for Candle Rooms, 25 Gravel Street, Leicester LE1 3AG.

Report attached. A copy of the associated documentation is attached for Members only. Further copies are available on the Council's website at www.Cabinet.leicester.gov.uk or by telephoning Democratic Support on 0116 454 6354.

(Wards affected: Castle).

6. ANY OTHER URGENT BUSINESS



Leicester
City Council

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

Held: THURSDAY, 22 FEBRUARY 2018 at 9:30 am

P R E S E N T:

Councillor Thomas (Chair)

Councillor Cank

Councillor Shelton

* * * * *

1. APPOINTMENT OF CHAIR

Councillor Thomas was elected as Chair for the meeting.

2. APOLOGIES FOR ABSENCE

There were no apologies 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 Cank declared that she had been copied into email correspondence by a non-party relating to this application and the contents of that email did not give rise to a conflict and that she retained an open mind on the application.

Councillor Shelton declared that he was present at a Heritage, Culture, Leisure & Sport Scrutiny Committee meeting that received a presentation on the Haymarket development and its plans and he retained an open mind on the application.

In accordance with the Council's Code of Conduct, the interests declared were not considered so significant in relation to this application that it was likely to prejudice a Member's judgement of the public interest and Councillors were therefore not required to withdraw from the meeting.

4. MINUTES OF PREVIOUS MEETINGS

RESOLVED:

That the minutes of the Licensing (Hearings) sub-committee meetings held on 8 December 2017, 12 December 2017 and 5 January 2018 be confirmed as an accurate record.

5. APPLICATION FOR A NEW PREMISES LICENCE WITHIN A CUMULATIVE IMPACT ZONE: HAYMARKET THEATRE, 1 GARRICK WALK, LEICESTER LE1 3AF

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 Haymarket Theatre, 1 Garrick Walk, Leicester LE1 3AF.

The sub-committee noted that an application for a new premises licence within a cumulative impact zone had been received which necessitated that the application had to be considered by the sub-committee.

The applicants Mr Spittle, Ms Phillips and Mr Jenkins, the applicants legal representatives Mr Phillips counsel and Ms Soar solicitor, PC Jon Webb of Leicestershire Police and Mr Rixon of Leicestershire Police were present.

The Licensing Team Manager and Legal Advisor to the sub-committee were also present.

In attendance as an observer was the Director of Tourism, Culture & Inward Investment for Leicester City Council.

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

The Licensing Team Manager presented the report. It was noted that a representation had been received from Leicestershire Police on 26 January 2018 relating to the grounds of prevention of crime and disorder, prevention of public nuisance, public safety and the protection of children from harm and concerns were raised that there was insufficient information from the applicant to assess how they would promote the licensing objectives and not add to the existing issues in the cumulative impact zone.

It was noted that the applicant had submitted additional information on 21 February 2018 which proposed 11 additional conditions that could be added to the licence, if granted.

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

The applicant's legal representative Mr Phillips, counsel, made submissions on behalf of the applicant that responded to the representations, outlined the

reasons for the application and referred to the additional information. Questions from the sub-committee were responded to by the applicants and their legal representative.

10.50am a member of press joined the meeting.

All parties were then given the opportunity to sum up their positions and make any final comments including suggested conditions that might be added to the licence if granted.

Prior to the sub-committee considering the application the Legal Advisor to the sub-committee advised the sub-committee 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, in accordance with the provisions of the Licensing Act 2003 (Hearings) Regulations 2005.

The Licensing Team Manager, the Legal Advisor to the sub-committee, PC Jon Webb of Leicestershire Police, Mr Rixon of Leicestershire Police, the applicants Mr Spittle, Ms Phillips and Mr Jenkins, the applicants legal representatives Mr Phillips counsel and Ms Soar solicitor, the Director of Tourism, Culture & Inward Investment and the member of press then withdrew from the meeting.

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

The Legal Advisor to the sub-committee was recalled to the hearing to give advice on the wording of the decision.

The Licensing Team Manager, PC Jon Webb of Leicestershire Police, Mr Rixon of Leicestershire Police, the applicants Mr Spittle and Ms Phillips, the applicant's legal representatives Mr Phillips counsel and Ms Soar solicitor and the member of press then returned to the meeting.

The Chair informed all persons present that they had recalled the Legal Advisor 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: Haymarket Theatre, 1 Garrick Walk, Leicester LE1 3AF be granted subject to the conditions consistent with the operating schedule (at appendix C of the report) together with the additional conditions proposed by the applicant in their additional information and the conditions put forward during the meeting as follows:

1. The licence holder must liaise with the police and licensing authority to ensure that policies are made fit for purpose and lodged within 28 days

of the licence being granted, thereafter the policies to be kept up to date to reflect the purpose of the Licensing Objectives,

2. No off sales will be permitted apart from during trade and seasonal events,
3. The licence holder will liaise with the police regarding their calendar of events.

In reaching their decision the sub-committee said that they had considered both the written and the verbal representations from the applicant and the objector and had decided to grant this application because they did not feel that it would add significantly to the cumulative impact area as this venue will offer a different form of entertainment. The sub-committee therefore granted the licence with all of the conditions consistent with the operating schedule and all the conditions proposed by the applicant submitted in their additional information along with the conditions agreed during the meeting as set out above.

6. ANY OTHER URGENT BUSINESS

There being no further business the meeting closed at 11.51am.



Leicester
City Council

WARDS AFFECTED
CASTLE

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

13th April 2018

Application for a new premises licence within a Cumulative Impact Zone Candle Rooms, 25 Gravel Street, Leicester LE1 3AG

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.

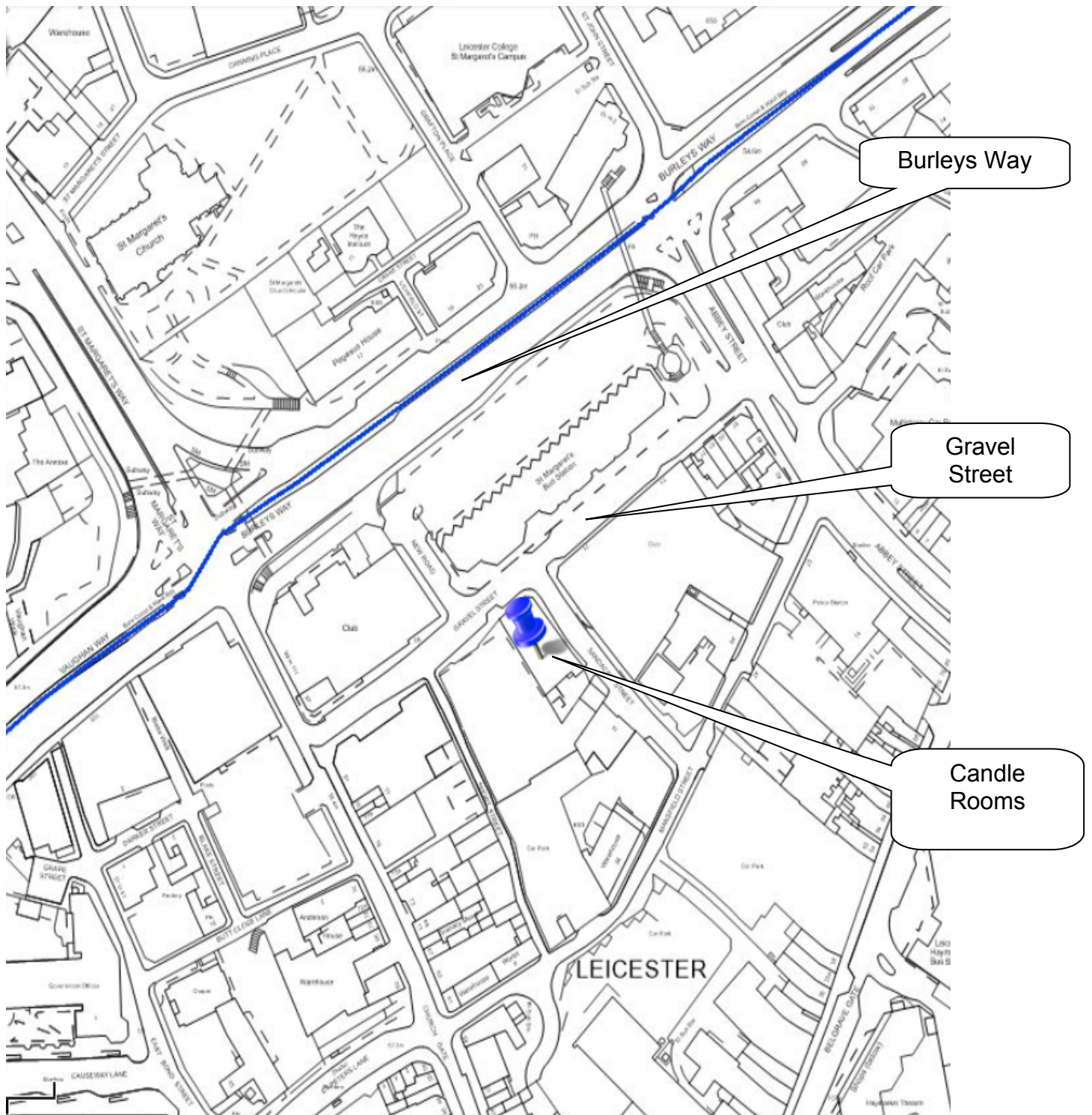
2. Determination to be made

- 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 premises within the Churchgate 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 30th January 2018 from Mr Ashik Madlani for a new premises licence for Candle Rooms within the Churchgate area Cumulative Impact Zone. A copy of the application is attached at Appendix A.

5.2 The application is as follows:

Licensable activity	Proposed Hours
Live Music (Indoors)	Monday to Sunday 11.00 – 24.00
Recorded Music (Indoors)	Monday to Sunday 11.00 – 24.00
Anything similar to live/recorded music or dance (Indoors)	Monday to Sunday 11.00 – 24.00
Late night refreshment (Indoors)	Monday to Sunday 23.00 – 24.00
Supply of Alcohol	Monday to Sunday 11.00 – 24.00
Opening hours	Monday to Sunday 07.00 – 24.00

5.3 Mr Madlani has made previous applications for a premises licence at this premises. Each application must be taken on its own merits and members must not be influenced by previous applications.

6. Steps to Promote the Licensing Objectives

6.1 The steps the applicant proposes to take to demonstrate that the premises will not add to the existing cumulative impact and promote the licensing objectives are set out in the operating schedule (see section M of Appendix A).

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

7. 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 relevant representation was received on 16 February 2018 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 although the applicant has made reference in their application to the Cumulative Impact Zone, they have not supplied details of their training or their policies. This information is required to ensure that the licensing objectives are being promoted and to demonstrate the applicant's methods of preventing the impact on the Cumulative Impact Zone. It is the Leicestershire Police view that granting the application will add to the existing late night problems in the city centre by increasing the capacity of licensed premises within the cumulative impact zone and failing to promote the licensing objectives. A copy of the representation is attached at Appendix B.

9. Cumulative Impact

- 9.1 In February 2005 Leicester City Council introduced a special policy on cumulative impact in the Churchgate 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. Conditions

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

11. Statutory Guidance

- 11.1 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
2.1 – 2.5	Crime & disorder
2.6 – 2.13	Public Safety
2.14 – 2.20	Public nuisance
3.11 – 3.18	Late night refreshment
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
15.1 – 15.69	Regulated entertainment

12. Statement of Licensing Policy

12.1 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
11.4 – 11.5	Planning
12	Duplication
13	Standardised conditions

13. Points for Clarification

13.1 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?

14. Other Implications

OTHER IMPLICATIONS	YES/ NO	Paragraph/References
Within Supporting information		
Equal Opportunities	No	
Policy	Yes	The premises is within a cumulative impact area
Sustainable and Environmental	No	
Crime and Disorder		Yes Paragraph 8.1

Human Rights Act	No	
Elderly/People on Low Income	No	
Corporate Parenting	No	

15. Background Papers – Local Government Act 1972

a. None

16. Consultations

b. As this application was submitted electronically, the Licensing Authority was required to consult with the responsible authorities as set out in the Licensing Act 2003.

17. Report Author

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

APPENDIX	CONTENT
A	Application
B	Representation
C	Conditions consistent with application

LICENSING SECTION
RECEIVED

30 JAN 2018

**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 Ashik Madlani

(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			
Post town 25 Gravel Street, Leicester		Postcode LE1 3AG	
Telephone number at premises (if any) 07818 801254			
Non-domestic rateable value of premises		£ 27,500	

Part 2 - Applicant details

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

a) <input checked="" type="checkbox"/>	an individual or individuals *		please complete section (A)
b)	a person other than an individual *		
	i	as a limited company/limited liability partnership	please complete section (B)
	ii	as a partnership (other than limited liability)	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)

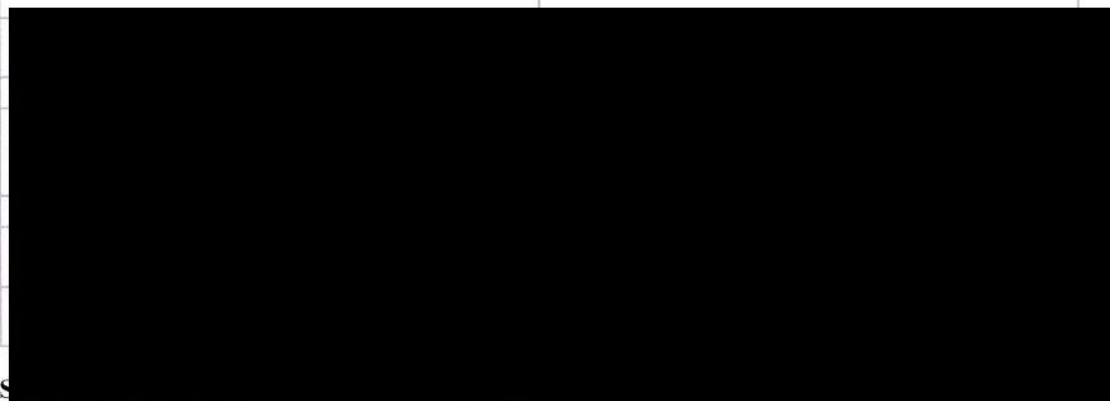
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section (B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent 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 (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or		
I am making the application pursuant to a		
<input checked="" type="checkbox"/>	statutory function or a function discharged by virtue of Her Majesty's prerogative	

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Mis s <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev) <input type="text"/>
Surname Madlani			First names Ashik	



Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Mis s <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev) <input type="text"/>
Surname			First names	

Date of birth I am 18 years old or over		Please tick yes
Nationality		
Current postal address if different from premises address		
Post town		Postcode
Daytime contact telephone number		
E-mail address (optional)		

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?	DD	MM	YYYY
	0 1 0 2 2 0 1 8		
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) A venue/hall hire premises for private events, all based on ground floor. Alcohol only to be consumed on-premises at these private events only.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.	n/a
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What licensable activities do you intend to carry on from the premises? Sell and consume alcohol on-premises only for private events only.

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)	Please tick all 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)	
Live Band and/or DJ		
Provision of late night refreshment (if ticking yes, fill in box I). ✓		
Supply of alcohol (if ticking yes, fill in box J) ✓		

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)	Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
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Outdoors		
Day	Start	Finish

Both		
Mon		Please give further details here (please read guidance note 4)

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Tue		
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Wed		State any seasonal variations for performing plays (please read guidance note 5)
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Thur		
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Fri			<p><u>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</u> (please read guidance note 6)</p>
Sat			
Sun			

B

<p>Films Standard days and timings (please read guidance note 7)</p>	<p><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)</p>	Indoors	
Outdoors			
Day	Start	Finish	
Both			
Mon			<p><u>Please give further details here</u> (please read guidance note 4)</p>
Tue			
Wed			<p><u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)</p>

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Thur		
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Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
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Sat		
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Sun		
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C

Indoor sporting events Standard days and timings (please read guidance note 7)	<u>Please give further details</u> (please read guidance note 4)
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Day	Start	Finish
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Mon		
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Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
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Wed		
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Thur			<u>intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
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Fri			
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Sat			
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Sun			
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D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)	<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
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Outdoors			
Day	Start		Finish

Both			
Mon			<u>Please give further details here</u> (please read guidance note 4)

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Tue			
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Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)
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Thur			
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Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
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Sat			
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Sun			
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E

Live music Standard days and timings (please read guidance note 7)	<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	✓
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Outdoors			
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Day	Start		Finish
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Both			
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Mon	11:00	00:00	Please give further details here (please read guidance note 4)
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Tue	11:00	00:00	
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Wed	11:00	00:00	State any seasonal variations for the performance of live music (please read guidance note 5)
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Thur	11:00	00:00	
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Fri	11:00	00:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)
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Sat	11:00	00:00	
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Sun	11:00	00:00	
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F

Recorded music Standard days and timings (please read guidance note 7)	Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	✓
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Outdoors		
Day	Start	Finish

Both			
Mon	11:00	00:00	Please give further details here (please read guidance note 4)

Tue	11:00	00:00	

Wed	11:00	00:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)

Thur	11:00	00:00	

Fri	11:00	00:00	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 (please read guidance note 6)

Sat	11:00	00:00	

Sun	11:00	00:00	

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G

Performances of dance Standard days and timings (please read guidance note 7)	<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		
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Outdoors			
Day	Start	Finish	

Both			
Mon			<u>Please give further details here</u> (please read guidance note 4)

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Tue		
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Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)
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Thur		
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Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
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Sat		
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Sun		
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H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)	Please give a description of the type of entertainment you will be providing Live Band and/or DJ
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Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Mon		11:00		00:00	✓

Outdoors	

Both			
Tue	11:00	00:00	<u>Please give further details here</u> (please read guidance note 4)

Wed	11:00 00:00

Thur	11:00	00:00	<u>State any seasonal variations for entertainment of a similar description to that falling within (e),(f) or (g)</u> (please read guidance note 5)

Fri	11:00 00:00

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Sat	11:00	00:00	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 (please read guidance note 6)
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Sun	11:00	00:00	
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I

Late night refreshment Standard days and timings (please read guidance note 7)	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	✓
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Outdoors			
Day	Start		Finish

Both			
Mon	11:00	00:00	Please give further details here (please read guidance note 4)

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Tue	11:00	00:00	
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Wed	11:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)
-----	-------	-------	--

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Thur	11:00	00:00
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Fri	11:00	00:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)
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Sat	11:00	00:00
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Sun	11:00	00:00
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J

Supply of alcohol Standard days and timings (please read guidance note 7)	<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	✓
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Off the premises		
Day	Start	Finish

Both			
Mon	11:00	00:00	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)

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Tue	11:00	00:00
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Wed	11:00	00:00
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Thur	11:00	00:00	<u>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</u> (please read guidance note 6)
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Fri	11:00	00:00	
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Sat	11:00	00:00	
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Sun	11:00	00:00	
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State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Mr Ashik Madlani



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 9). No

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)	State any seasonal variations (please read guidance note 5) * Start times can vary dependant on event bookings.
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Day	Start	Finish
Mon	07:00	00:00

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Tue	07:00	00:00
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Wed	07:00	00:00
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		<u>Non standard timings.</u> <u>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> (please read guidance note 6)
Thur	07:00	00:00

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Fri	07:00	00:00
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Sat	07:00	00:00
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Sun	07:00	00:00
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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 10)

1. General Notes:

2. 1. We are a venue that caters for private family events, corporate events, weddings/receptions, birthday parties, pre-wedding parties.
3. 2. We are aware of being in Cumulative Impact Zone (CIZ) therefore are aware of the responsibilities attached that go in hand being in this location. For which we will only make alcohol available only for the sale and consumption on premises and for people attending a pre-booked and bona fide private function or event only and not for the members of the general public. Plastic drinking vessels will be available if management feel it is required for safety along with a glass collection policy for all staff so clears up a lot of glasses or excess alcohol on the tables.
4. 3. We would like to work with the council and police and adhere to the conditions surrounding the Cumulative Impact Zone (CIZ) in respect of public safety, prevention of crime and disorder and public nuisance and are willing to join a local crime reduction schemes as requested and approved by the police/council.
5. 4. We have requested as per application No: 098188-Candlerooms 25 Gravel Street, Leicester, a premises licence to start at 11am –12am 7-days a week.
6. 5. We would like to say we are willing to work with the police/licensing authorities on conditions that they would be happy with:
 - a. (a) when there is a public safety issue of large crowds in a saturated area such as student freshers week/Halloween, where we would consult with the police if there would be any conflicting issues having a private event/function and adhere to their advice/recommendation.

b) The prevention of crime and disorder

The preventions listed below in section c) Public Safety should alleviate most of these problems but other measures that will be taken include using SIA approved security staff (using 2 SIA staff for every 100 guests present). We can also provide a contact number and a register of the client booking the event at all available times for inspection for the police/authorised officer of the council in the event of any incidents arising. The premises will be alarmed when not in use and certain areas will be locked where necessary when events are being held. All areas will be sufficient with clear signage throughout the premises.

c) Public safety

(i) Provide a car park for entrance and exit from Mansfield Street directly going into the venue from the rear side (when bookings will be taken we can tell the client to request their guests to leave or enter via this rear car park) to avoid any over spill onto Gravel/Sandacre Street.

- i. (ii) All health & safety will be adhered to by all members of management/ staff including fire safety, which is already installed at the premises (fire alarm, fire extinguishers/blankets with appropriate fire exit signage). First Aid kits available on premises and regular risk assessments in place. There will be a no smoking policy throughout the premises and an allocated smoking area outside the premises.
- ii. (iii) All children must be accompanied by an adult for supervision and safety.
- iii. (iv) Challenge 21 will be adhered to for proof of age for alcohol purchase and/or consumption and entry to the event if required to restrict access to children. Thus making the premises a Zero Tolerance policy for all events.
- iv. (v) All staff will be trained about licensing law and serving alcohol requirements to adhere to a duty of care policy and all documented for inspection when required.
- v. (vi) All events will be managed by notifying the clients about the maximum capacity to make sure no events exceed capacity of the premises.

d) The prevention of public nuisance

The above 2 points, (b) and (c), should again tackle this issue also we have in place a 16-camera CCTV system installed (for indoor and outdoor areas) including a 31 day recording already to capture any incidents and which is available to view live on management mobile devices/screen on premises and a recording for the police/licensing authority to inspect whenever required. There is sufficient outdoor lighting for crime deterrence. All staff will be fully trained to respond to any incidents like violence towards anyone will not be tolerated, excessive use of alcohol, possession of drugs or weapons which will be confiscated, this will reduce crime and disorder too, based on our security policies. Management will be available at all events in order to monitor the activities happening on the premises as additional safety prevention. Drink-aware posters will be displayed throughout the premises to remind customers/guests for safe alcohol consumption.

e) The protection of children from harm

Please see above sections which presents our preventions that could affect children from any harm and emphasises that all procedures will be on safety and compliance measures.

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.	n/a
	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. [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).	✓ (copy of passport & personal licence enclosed)

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Consent of individual to being specified as premises supervisor

[Redacted]

I ASHIK HARILAL MADLANI
[full name of prospective premises supervisor]



supervisory committee and give my consent to be specified as a premises supervisor in relation to the application for

PREMISES LICENCE
[type of application]

by

ASHIK HARILAL MADLANI
[name of applicant]

[Redacted]

relating to a premises licence
[number of existing licence, if any]

for

CANDLE ROOMS, 25 GRAVEL STREET, LEICESTER, LE1 3AG
[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

ASHIK HARILAL MADLANI
[name of applicant]

concerning the supply of alcohol at

CANDLE ROOMS, 25 GRAVEL STREET, LEICESTER, LE1 3AG
[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

PERS 11375
[insert personal licence number, if any]

Personal licence issuing authority

CHARNWOOD BOROUGH COUNCIL, SOUTHFIELDS ROAD, LOUGHBOROUGH, LEICS, LE11 2TX
[insert name and address and telephone number of personal licence issuing authority, if any]




ASHIK HARICAL MADLANI

Name (please print)

30/1/18

Date

Declaration	invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).
	<input checked="" type="checkbox"/> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
	
	Signature
Date	25-1-18
Capacity	APPLICANT

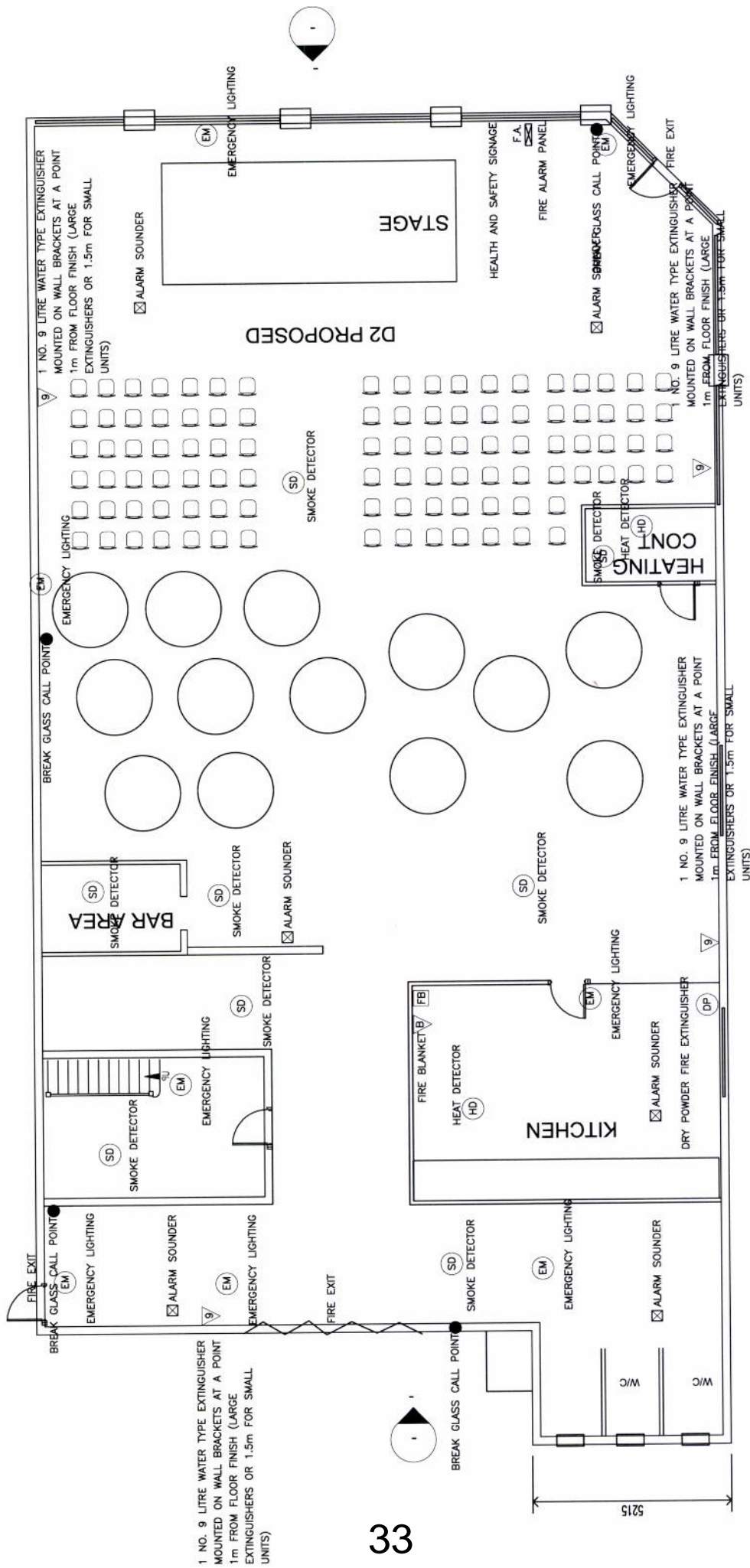
For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	25-1-18
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

- 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.
- In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises



D2 PROPOSED

33

PROPOSED GROUND FLOOR PLAN 1
SCALE 1:100

Architecture
Property Development

PROJECT MR ASH MADANI 25 GRANVILLE STREET LEICESTER	SCALE	1:100@A3	DRAWN	FO	CHECKED	FO
	DATE	18-02-2016	STATUS	PLANNING		
	DRAWING NO.	31000/001	REVISION			

Thirteen Arc



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:	Candle Rooms
Address of premises:	25 Gravel Street Leicester LE1 3AG
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>Leicester City Council has adopted a Special Policy in relation to applications for new licences and material variations in the Cumulative Impact Area. The effect of this policy is set out in the Council's current policy.</p> <p>Paragraph 4.13 of that policy states: <i>"There will be a presumption that applications for new premises licences or extension to the hours of licensing of existing premises in a cumulative impact zone will be refused. If the applicant can demonstrate that the premises will not add to the existing problems in the cumulative impact zone, the application could be approved. Applicants will need to address this issue in their operating schedules."</i></p>

The policy requires the applicant to demonstrate to the Licensing Authority that their premises will not add to the existing cumulative impact of licensed premises within the area through the operating schedule of the application. The current application does not fully address this issue.

The proposed venue is located between two of the Cities largest clubs that have a combined capacity of over three and a half thousand

The footfall is further increased by the capacity at licensed venues in the immediate area in excess of another one and a half thousand people. Greater footfall increases the potential for confrontation between intoxicated members of the public at fast food outlets and taxi ranks and can increase the impact on the emergency services

The Gravel Street/Church Gate/Abbey Street area suffers on a weekly basis from incidents of anti-social behaviour related to the night time economy. Many of these incidents involve alcohol fuelled violence which are subsequently translated into recorded crimes.

Leicestershire Police do increase resources on a Friday and Saturday night from 2300hrs until 0600hrs as this is the peak time for alcohol related problems through Op Anthem. These resources are limited and an increase in footfall for this area will impact on those resources

Emergency services resources during the week days are substantially less than at weekends and this application is to open 7 days a week.

This is the third application for a Premises Licence at this location submitted by Mr Madlani. Two previous applications have been refused in part due to the licensable hours requested encroaching on the "night time economy" hours. This present application is still applying to stay open until midnight, a time which sees a substantial increase in footfall and customers queuing to enter club premises.

The applicant has indicated within the operating schedule how they intend to manage the premises however they have not supplied details of their training or their policies. This information is required to ensure the licensing objectives are being promoted and to demonstrate the applicants methods of preventing the impact on the CIZ.

Leicestershire Police do have concerns regarding the experience of the applicant and his ability to promote the licensing objectives.

It is in our opinion that granting this licence would be contrary to the intentions and objectives of the saturation policy that exists for this area.

It is the police view that granting this application in its present form would be contrary to the intentions and objectives of the saturation policy

We therefore wish to engage the discretion of the licensing authority in considering the Councils own policy in relation to this application.

PC1790 Jonathan Webb
15th February 2018

CONDITIONS

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE
The licence holder will ensure the Challenge 21 policy is in operation at the premises.
The licence holder will ensure that CCTV is installed following advice from the Leicestershire Constabulary Crime Reduction Officer and maintained in accordance with the Information Commissioner’s CCTV Code of Practice. 16 cameras will be in operation covering inside and outside the premises. Recordings will be retained for 31 days and be made available for the police or licensing authority to view on request
The licence holder will ensure SIA Security are employed at all events at a ratio of 2 staff per 100 guests
The licence holder will ensure that the consumption of alcohol is only available for people attending pre booked private functions and events and not for members of the general public
The licence holder will ensure that only plastic or toughened glass containers will be used for the supply of beverages.
The licence holder will liaise with the police and Licensing authority when there are large events planned in the vicinity of the premises
The licence holder will ensure that all children are accompanied by an adult
All staff will be will be trained to respond to incidents of violence, excessive use of alcohol, possession of drugs and weapons which will be confiscated and management will be available at all events to monitor activities
Customers will be advised to enter and exit via the rear of the car park from Mansfield Street to avoid any spill over onto Gravel Street or Sandacre Street
The licence holder will keep a register of each client who books an event and their contact numbers and this will be available to the police or Licensing Authority upon request

