



Leicester  
City Council

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

**DATE: THURSDAY, 16 AUGUST 2018**

**TIME: 9:30 am**

**PLACE: Meeting Room G.01, Ground Floor, City Hall, 115 Charles Street, Leicester, LE1 1FZ**

### **Members of the Sub-Committee**

Councillors Cank, Shelton and Singh-Johal

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](mailto:angie.smith@leicester.gov.uk)

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- ✓ 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](mailto: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**

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**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**

**Appendix A**

The minutes of the previous Licensing (Hearings) sub-committee meeting held on 6<sup>th</sup> August 2018 are attached and Members will be asked to confirm them as a correct record.

**5. APPLICATION FOR A NEW PREMISES LICENCE:  
JAAN CAFE & RESTAURANT, 268-270 CATHERINE  
STREET, LEICESTER, LE4 6GD**

**Appendix B**

The Director of Neighbourhood and Environmental Services submits a report on an application for a new premises licence for Jaan Café & Restaurant, 268-270 Catherine Street, Leicester, LE4 6GD.

Report attached. A copy of the associated documentation is attached for Members only. Further copies are available on the Council's website at [www.Cabinet.leicester.gov.uk](http://www.Cabinet.leicester.gov.uk) or by telephoning Democratic Support on 0116 4546354.

(Wards affected: Rushey Mead)

**6. ANY OTHER URGENT BUSINESS**





Leicester  
City Council

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

Held: MONDAY, 6 AUGUST 2018 at 9:30 am

P R E S E N T:

Councillor Singh Johal (Chair)

Councillor Byrne

Councillor Fonseca

\* \* \* \* \*

**7. APPOINTMENT OF CHAIR**

Councillor Singh Johal was elected as Chair for the meeting.

**8. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**9. DECLARATIONS OF INTEREST**

Members were asked to declare any disclosable pecuniary or other interest they may have in the business on the agenda.

There were no declarations of interest made.

**10. MINUTES OF PREVIOUS MEETING**

RESOLVED:

That the minutes of the Licensing (Hearing) Sub-Committee meeting held on 24 July 2018 be confirmed as a correct record.

**11. APPLICATION FOR A NEW PREMISES LICENCE WITHIN A CUMULATIVE IMPACT ZONE: PROPOSED NIGHTCLUB, 46 ABBEY STREET, LEICESTER LE1 3TD**

The Chief Licensing Officer informed those present that the applicant had withdrawn the application prior to the meeting.

**12. APPLICATION FOR A NEW PREMISES LICENCE WITHIN A CUMULATIVE IMPACT ZONE: MINI KAR CZMA, 80 NARBOROUGH ROAD, LEICESTER LE3 0BS**

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 Mini Karczma, 80 Narborough Road, Leicester, LE3 0BS.

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

The applicant Ms Magda Zelazek was present with an interpreter. Mr Nigel Rixon was present as police representation. The Chief Licensing Officer, Legal Adviser to the Sub-Committee, and Democratic Support Officer observing the proceedings were also present. A representative from the press was also present.

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

The Chief Licensing Officer presented the report. It was noted that a representation was received on 9<sup>th</sup> July 2018 from a Leicestershire Police that related to the prevention of crime and disorder, and the prevention of public nuisance, public safety, and the protection of children from harm. The Police were concerned the application had made no reference to the cumulative impact zone in her application to show the premises would not add to existing problems in the area. They also commented that the promotion of the licensing objectives had not been considered on the application, and had specified conditions they would like added to the licence if granted.

Mr Rixon outlined the reasons for the police's representation and answered questions from Members.

Ms Zelazek through the interpreter was then given the opportunity to respond to the points made and answered questions from Members and Mr Rixon.

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

Prior to Members considering the application, the Legal Adviser 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 Chief Licensing Officer, Legal Adviser to the Sub-Committee, Mr Rixon, Ms Zelazek and her interpreter, and representative from the press then withdrew from the meeting.

Members then gave the application full and detailed consideration.

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

The Chief Licensing Officer, Mr Rixon, Ms Zelazek and her interpreter, and representative from the press then returned to the meeting.

The Chair informed all persons present that they had recalled the Legal Adviser 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 for Mini Karczma, 80 Narborough Road, Leicester, LE3 0BS be REFUSED.

**REASON FOR THE DECISION**

The Sub-Committee had listened carefully to all the representations and had taken into account the statutory guidance and the Council's Licensing Policy, including its special policy on cumulative impact in relation to the Braunstone Gate area of the City.

The Sub-Committee believed that insufficient information had been received from the applicant to demonstrate how she would prevent further impact on issues in the Cumulative Impact Zone. That remained the case despite the comments made by the applicant during the hearing.

Therefore, the Sub-Committee believed that in making their decision, it was appropriate for the promotion of the licensing objectives of the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm to reject the application.

However, their advice to the applicant was if she were to submit the application again, she would need to give due consideration to the Council's Cumulative Impact Policy and consideration of training for herself and her staff.

**13. ANY OTHER URGENT BUSINESS**

There being no other items of urgent business, the meeting closed at 11.26am.







Leicester  
City Council

**WARDS AFFECTED**  
**Rushey Mead**

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

**16 August 2018**

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**Application for a new premises licence**  
**Jaan Café & Restaurant, 268-270 Catherine Street, Leicester, LE4 6GD**

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**Report of the Director of Neighbourhood and Environmental Services**

**1. Purpose of Report**

- 1.1. This report provides information for Members about an application made under the Licensing Act 2003, to assist them in determining the outcome of that application.

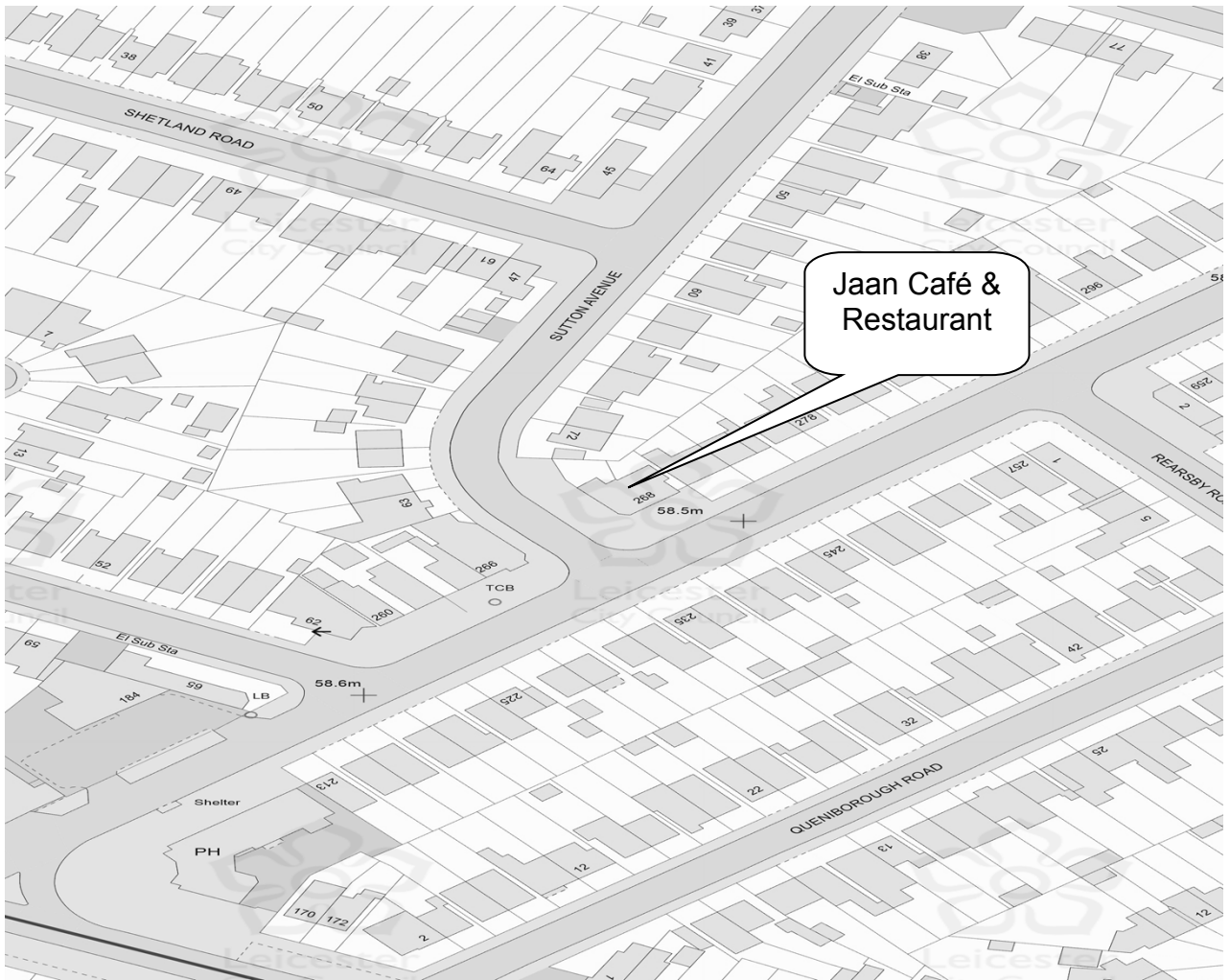
**2. Determination to be made**

- 2.1. Having considered the application and representations, 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 268-270 Catherine Street, Leicester and summarises the representations received. It also highlights the licensing objectives, the relevant parts of the guidance and regulations, and the pertinent sections of the Licensing Authority's Licensing Policy.

#### 4. Location Plan



#### 5. Application

- 5.1 An application was received on 26<sup>th</sup> June 2018 from Ms Mehzabin Gabal for a new premises licence for Jaan Café & Restaurant, 268-270 Catherine Street, Leicester. A copy of the application is attached at Appendix A.
- 5.1 The application is as follows:

Licensable activity	Proposed Hours
Recorded Music	Sun – Thurs 09.00 – 01.00 Fri – Sat 09.00 – 02.00
Late night refreshment	Sun – Thurs 23.00 – 01.00 Fri – Sat 23.00 – 02.00
Supply of Alcohol	Sun – Thurs 09.00 – 01.00 Fri – Sat 09.00 – 02.00
Opening hours	Sun – Thurs 09.00 – 01.00 Fri – Sat 09.00 – 02.00

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

- 6.1 The steps the applicant proposes to take to promote the licensing objectives are set out in the operating schedule (see section 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. 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 Twenty nine representations were received between 20<sup>th</sup> July and 25<sup>th</sup> July 2018 from local residents and a Ward Councillor. The representations relate to the prevention of crime and disorder, the prevention of public nuisance and public safety. The residents and Ward Councillor are concerned that this is a quiet residential area and the late opening hours will increase noise pollution, anti-social behaviour, litter and parking issues. Twenty four of the representations were an identical letter and a copy is attached as Appendix B1. The other representations are attached at Appendix B2-B6.
- 8.2 A representation was received from Leicestershire Police on 24<sup>th</sup> July 2018. The representation relates to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. Leicestershire Police are concerned that the applicant has failed to clarify on her application form how she will operate the business with regards to the sale of alcohol and late night refreshment and how she will promote the four licensing objectives. A Copy of the representation is attached at Appendix B7.
- 8.3 A representation was received from Noise & Pollution Control on 24<sup>th</sup> July 2018. The representation relates to the prevention of public nuisance. Noise & Pollution Control are concerned that music from the premises has the potential to cause a nuisance to the occupiers of the flats directly above the premises and to the surrounding residential properties. A Copy of the representation is attached at Appendix B8.

## **9. Conditions**

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

## 10. Statutory Guidance

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

Section	Heading
1.2 – 1.5	Licensing objectives and aims
1.15 – 1.16	General Principles
1.17	Each application on its own merits
2.1 – 2.6	Crime & Disorder
2.7 – 2.14	Public Safety
2.15 – 2.21	Public nuisance
2.22 – 2.31	Protection of children from harm
3.12 – 3.20	Late night refreshment
8.41 – 8.49	Steps to promote the licensing objectives
9.31 – 9.41	Hearings
9.42 – 9.44	Determining actions that are appropriate for the promotion of the licensing objectives
10.1 – 10.3	Conditions - general
10.8 – 10.9	Imposed conditions
10.10	Proportionality
10.13 - 10.15	Hours of trading
10.25 – 10.66	Mandatory conditions in relation to the supply of alcohol
13.10 – 13.11	Giving reasons for decisions
14.51 – 14.52	Licensing Hours
16.1 – 16.69	Regulated entertainment

## 11. Statement of Licensing Policy

- 11.1 The relevant parts of the Licensing Authority's Statement of Licensing Policy are as follows:

Section	Heading
2	Fundamental Principles
5	Licensing Hours
7	Prevention of Crime and Disorder
8	Public Safety
9	Prevention of Public Nuisance
10	Protection of Children from Harm
11.4 – 11.5	Planning
12	Duplication
13	Standardised conditions

## 12. Points for Clarification

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

*By the applicant*

1. Whether the applicant considers that the concerns outlined in the representations are valid, and if not why not?
2. In the light of the representations made, does the applicant wish to propose any additional steps for the promotion of the licensing objectives?

*By the party making the representation*

1. Whether they have any additional information to support the representation they have made?
2. Whether there are any additional steps that could be taken which would be equally effective in the promotion of the licensing objectives?

**13. Other Implications**

<b>OTHER IMPLICATIONS</b>	<b>YES/ NO</b>	<b>Paragraph/References Within Supporting information</b>
Equal Opportunities	No	
Policy	No	
Sustainable and Environmental	No	
Crime and Disorder	Yes	Paragraphs 8.1 & 8.2
Human Rights Act	No	
Elderly/People on Low Income	No	
Corporate Parenting	No	
Health Inequalities Impact	No	

**14. Background Papers – Local Government Act 1972**

14.1 None.

**15. Consultations**

15.1 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.

**16. Report Author**

Amy Day  
Licensing Officer  
0116 454 3054  
Amy.day@leicester.gov.uk

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



**Leicester**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[licensing@leicester.gov.uk](mailto:licensing@leicester.gov.uk)  
 Telephone: +44 116 454 3040

\* required information

### Section 1 of 21

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?

Yes  No

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

### 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
- \* Family name
- \* E-mail 
- Main telephone number 
- Other telephone number

Include country code.

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

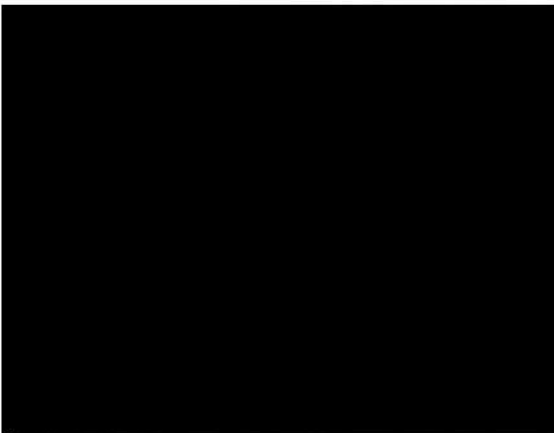
Are you:

- 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
- \* Street
- District
- \* City or town
- County or administrative area
- \* Postcode
- \* Country



Address official correspondence should be sent to.

**Section 2 of 21**

**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	<input type="text" value="268-270"/>
Street	<input type="text" value="Catherine Street"/>
District	<input type="text"/>
City or town	<input type="text" value="Leicester"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="LE4 6GD"/>
Country	<input type="text" value="United Kingdom"/>

**Further Details**

Telephone number	<input type="text" value="[REDACTED]"/>
Non-domestic rateable value of premises (£)	<input type="text" value="9,100"/>

**Section 3 of 21****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- 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

**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 21****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

Mehzabin Salemanjibhai

Family name

Gabal

Is the applicant 18 years of age or older?

- Yes  No

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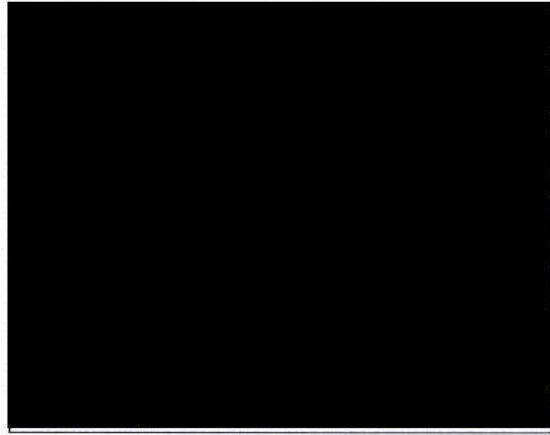
**Current Residential Address**

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



**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  
Telephone number  
Other telephone number  
\* Date of birth  
\* Nationality



Documents that demonstrate entitlement to work in the UK

Add another applicant

**Section 5 of 21**

**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.

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 21**

**PROVISION OF PLAYS**

See guidance on regulated entertainment

Will you be providing plays?

- Yes                       No

**Section 7 of 21**

**PROVISION OF FILMS**

See guidance on regulated entertainment

Will you be providing films?

- Yes                       No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will you be providing indoor sporting events?

- Yes                       No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

- Yes                       No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will you be providing live music?

- Yes                       No

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

See guidance on regulated entertainment

Will you be providing recorded music?

- Yes                       No

**Standard Days And Timings**

Continued from previous page...

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

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for playing recorded music

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

Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music 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.

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes  No

**Section 13 of 21**

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

[See guidance on regulated entertainment](#)

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

Yes  No

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

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

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations

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

Non-standard timings. Where the premises will be used for the supply of late night refreshments 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.

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes       No

Continued from previous page...

### 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

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.



Continued from previous page...

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.

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

**Name**

First name	<input type="text" value="Ramnik"/>
Family name	<input type="text" value="Punja"/>
Date of birth	<input type="text" value=""/>
	dd mm yyyy

**Enter the contact's address**

Building number or name	<input type="text" value=""/>
Street	<input type="text" value=""/>
District	<input type="text" value=""/>
City or town	<input type="text" value=""/>
County or administrative area	<input type="text" value=""/>
Postcode	<input type="text" value=""/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text" value="LEIPRS 3106"/>
Issuing licensing authority (if known)	<input type="text" value="Leicester City Council"/>

**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)	<input type="text" value="Jaen Cafe and restaurant"/>
--	---

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

Continued from previous page...

**Section 16 of 21**

**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 21**

**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

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

*Continued from previous page...*

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

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.

**Section 18 of 21**

**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.

TO CARRY OUT THE ALL DUTIES UNDER THE LICENCES ACT 2003, WITH DUE DILLIGENCE ,CARE AND CO-OPERATION IN THE LOCAL COMMUNITY; RUN THE BUSINESS REPONSIBLY.

b) The prevention of crime and disorder

CCTV TO RECORD AND KEEP IMAGES FOR 28 DAYS , COPIES WILL BE MADE AVAILABLE TO THE POLICE ON REQUEST.  
REFUSALS BOOK KEPT AND USED BEHIND BAR COUNTER.  
CHALLENGE 21 TO BE USED IN AGE VERIFICATION.

c) Public safety

HAVE REGULAR SAFETY CHECKS INSIDE AND OUTSIDE OF PREMISES. EXTRA LITTER BINS IF NECESSARY WILL BE PLACED TO KEEP OUTSIDE FREE FROM LITTER.

d) The prevention of public nuisance

THE CCTV WOULD RECORD ANY INCIDENT OF ANTI SOCIAL BEHAVIOUR. USE OUR AUTHORITY AND RIGHT TO REFUSE TO SERVE ANY CUSTOMER SHOWING EXPRESSING PUBLIC DISORDER. DOORS WILL REMAIN CLOSED TO AVOID EXCESS NOISE LEAVING THE BUILDING.

e) The protection of children from harm

TO BE AWARE OF AND PROMOTE CHALLENGE 21 SCHEME. TO WATCH FOR FAKE I.D.  
KEEP REFUSAL BOOK BEHIND BAR.  
PROMOTE 'NO I.D. NO SALE' , IN STORE. ACCEPT ONLY GOVERNMENT APPROVED I.D. PROMOTE AND OBTAIN 'PASS'

Continued from previous page...

LITERATURE FOR I.D. PURPOSES, PROOF OF AGE SCHEME.

## Section 19 of 21

### NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

#### Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

#### Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

*Continued from previous page...*

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

## Section 20 of 21

### NOTES ON REGULATED ENTERTAINMENT

*Continued from previous page...*

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 authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

## Section 21 of 21

### 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: <https://www.leicester.gov.uk/business/licences-and-permits/entertainment-food-and-drink-licensing/alcohol-entertainment-and-late-night-refreshment/policy-and-guidance/>

\* Fee amount (£)

190.00

### DECLARATION

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

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)

Ticking this box indicates you have read and understood the above 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

ANIL BHAWSAR

\* Capacity

AGENT

\* Date

20 / 06 / 2018  
dd mm yyyy

Add another signatory

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.

Continued from previous page...

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

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

**OFFICE USE ONLY**

Applicant reference number	jaan cafe and restaurant
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"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) Next >



Consent of individual to being specified as premises supervisor

RAMNIK PUNJA

of [redacted]

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

[type of application] PREMISES LICENCE

by [name of applicant] [redacted] MEHZABIN GABAL

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

for JAAN CAFE AND RESTAURANT  
[name and address of premises to which the application relate and any premises licence to be granted or varied in respect of this application made by] 268-270 CATHERINE STREET, LEICESTER, LE46GD

[name of applicant] [redacted] MEHZABIN GABAL

concerning the supply of alcohol at  
[name and address of premises to which application relate s] JAAN CAFE AND RESTAURANT  
268-270 CATHERINE STREET, LEICESTER, LE46GD

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.

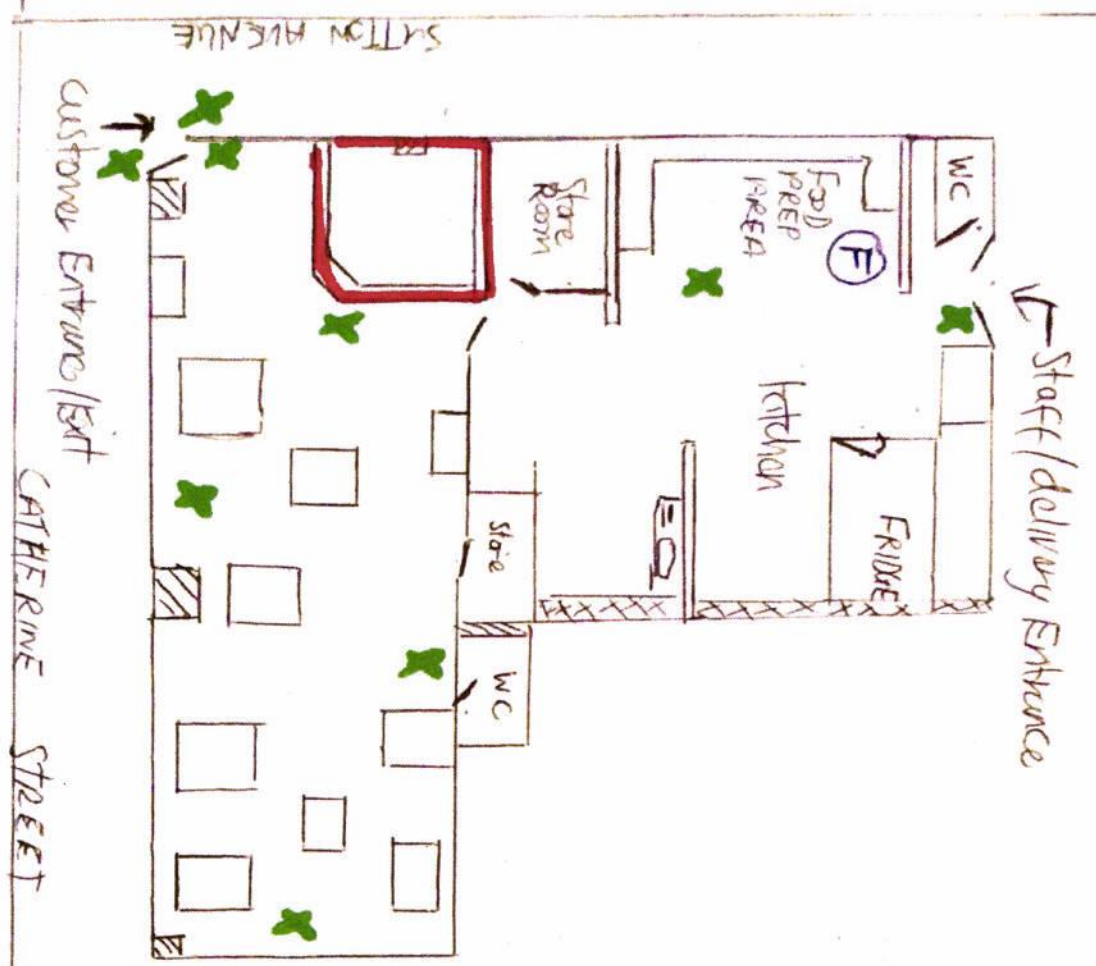
Personal licence number  
insert personal licence number, LE1 PRS 3106

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

Signed [redacted]  
Name (please print) RAMNIK PUNJA  
Date

20/6/18

JUAN CAFE AND RESTAURANT  
 268-270 CATHERINE STREET, LEICESTER, LE4 6GD



- SCALE 1:100  
 1 CM = 1 METRE
- X - camera point
  - - Alcohol area behind counter
  - Tables and chairs
  - F - Fire Extinguisher





LICENSING SECTION**RECEIVED**

24 JUL 2018

**LEICESTER CITY COUNCIL**

To  
Licensing,  
York House,  
91 Granby Street,  
Leicester, LE1 6FB

**Subject:** Notice of Application for a New Premises Licence

**Name of Applicant:** Mehzabin Salemanjibhai Gabal

**Postal Address of Premises:** Jaan Café and Restaurant, 268-270 Catherine Street, Leicester, LE4 6GD

Dear Sir/Madam,

We seen this notice on Café's main door and noticed that Jaan Café and Restaurant has applied for sale of alcohol by retail, for consumption on and off the premises, from 09:00 till 02:00. Late night refreshment from 23:00 till 02:00. Provide recorded music from 09:00 till 02:00.

We are strongly objecting for this licence on the following grounds.

Already there are too many Off Licences nearby like Apna Punjab Meet Shop, Purley News Off Licence, Sabu's Off Licence, Coronation, Vishal Restaurant etc.

Since this Café and Restaurant opened about six months ago we are already facing anti-social behaviour, noise problem and parking issues. We reported to our ward Councillors Rita Patel, Ross Willmott and Piara Singh Clair. City Warden Mohammed Patel has also been resolved few anti-social behaviour issues and still on.

It will cause more anti-social behaviour and noise issues at night. At present it shuts down at 23:00 and we still experiencing loud of loise till 12:30.

We never faced these issues before when previous owner running these premises.

Hence we are strongly objecting for this licence application.

Kind Regards





[REDACTED]  
**Sent:** 20 July 2018 22:22

**To:** Licensing

**Subject:** Jaan licensing application

**Importance:** High

To whom this may concern,

It has been brought to my attention, on Friday 20<sup>th</sup> July, that Jaan café and restaurant, 268-270 Catherine Street, have applied for licenses regarding , the sale of alcohol, for consumption on and off the premises, late night refreshments as well as providing recorded music. All between the hours 09:00 to 02:00.

We strongly object to this application as this is a residential area and not only would this cause noise pollution in the early hours and parking issues which we currently experience with the restaurant already, we feel that as the sale of alcohol could be consumed both on and off the premises there is a worry about litter issues. In recent times we have witnessed public urination outside the premises and on the opposite side outside the butchers and we feel this will only get worse.

As a concerned resident I hope to hear from you soon as we have been informed the deadline is 25<sup>th</sup> July 2018

[REDACTED]

[REDACTED]  
**Sent:** 21 July 2018 14:05

**To:** Licensing

**Subject:** Jaan Cafe & Restaurant, 268-270 Catherine Street, Leicester LE4 8GD

It has just been brought to my attention that the above premises have applied for an alcohol licence and for extended hours of opening, together with the provision of music, i.e 0900 to 0100 weekdays and 0900 to 0200 at weekends. This is a quiet residential area and as such this will cause noise pollution together with anti-social behaviour. We already have a problem with parking from these premises and this will only exacerbate the problem.

I strongly object to this application, and I feel that most of my neighbours will do so too. We are mostly middle-aged and elderly in this area and feel that this will make quite a detrimental impact on our living conditions.

Regards

[REDACTED]



[REDACTED]  
Sent: 22 July 2018 10:31

To: Licensing

Cc: Cllr Ross Willmott; Cllr Rita Patel; Cllr Piara Singh Clair

Subject: Objection to NOTICE OF APPLICATION FOR A NEW PREMISES LICENCE / Jaan Cafe and Restaurant, 268-270 Catherine Street, Leicester, LE4 6GD

To

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

**Ref: Notice of Application for a New Premises License / Jaan Café and Restaurant, 268-270 Catherine Street, Leicester, LE4 6GD**

Dear Sir/Madam.

On Friday 20th July 2018, I saw this notice on his main entrance door and I took this photo on my mobile, surprised me that only 5 days left to respond. I feel very seriously how to respond while we and surrounding community residents are already facing too many anti-social behaviour, noise problems, planning application and parking issues around this area. Me and one other resident Mr Hirji Parmar went yesterday to see our ward Councillor Ross Willmott in his surgery and explain all the issues which we and residents are facing these days. This notice surprised us and residents of Catherine Street and Sutton Avenue. Quite a lot of residents of nearby this Café are old and don't now how to respond. Its my nature to help other surrounding close knit community which I always done in the past and I will do my best in the future.

Notice should be put the on the lamp post or somewhere where people can see. But it never happened and the surrounding community surprised.

We are strongly objecting this application on the following issues.

Too many Off Licences already nearby like Apna Punjab Meet Shop 266 Catherine St, Sabu's Off Licence 259 Catherine St, Purley Road News Paper Off Licence, Vishal Restaurant Catherine St, Tadka Restaurant and Coronation Pub Catherine St etc. So there is no need for another one.

We are already experiencing noise problems during night even sometimes early morning till 01:00 Loud music from Tadka and Coronation Pub quite a lot during weekends till late.

We are living here nearly 42 years and never encounter any problems with the previous owner Catherine Wheel Café. Most of the surrounding residents are old and living here more than 40 years. Since the new owner bought this café creates a lot of problems.

Everyone got the right to live peacefully as their fundamental right.

At present this Café closes 23:00 everyday. Even after closing we can still hear noise everyday in his back yard sometimes till 12:30. Its disturbing and upset our sleep.

We already seen and reported these issues to our Ward Cllrs Rita Patel, Piara Singh Clair and Ross Willmott. And all our Cllrs are helping to resolving these issues.

Leicester City Council Warden Mohammed Patel also resolved anti-social behaviour issues and are still dealing with other ongoing issues.

Me and [REDACTED] went to Hamilton Police Station to report anti-social behaviour issues in the area on Monday 22nd January 2018. Report Reference No: 72692 and PCSO 6057 Jamie Sharma was involved.

Its very surprised to know that owner of property is Hitesh Pujara and owner of Jaan Café and Restaurant is Ramnik Punja. And someone Mehzabin Salemanjibhai Gabal applying for Licence.

We can see empty cans of beer bottles and cans near <sup>37</sup> everyday problems on footpaths in this area.

We are already facing parking issues around this corner. And it will create more problems on this corner while in the past Leicester City Council puts a lot of bollards on the this corner on both sides.

It will impact a lot of disturbance to our retirement life while me and my wife already very distressed since this Café and Restaurant opened this year. Our back garden is facing towards his back yard. We are already facing a lot of disturbance in the evening and till sometimes 01:00. Even his reffergination unit which is facing our kitchen door very noisy and his 2 extractor fans as well. We can't sit on in our back garden because of this noisy atmosphere all the time.

The whole community shocked to know about this application.

Rather than solving these issues which we are already facing, it will create very serious noise and anti-social behaviour issues.

Hence we are strongly objecting this Licence.

Please consider all the problems when you will make a decision.

Kind Regards



**Sent:** 23 July 2018 09:28

**To:** Licensing

**Subject:** Application number 106577

Dear Madam or Sir,

I wish to register my objections to an application for a premises drinks and entertainment licence. The reference number is 106577. The premises are Jaan Cafe and Restaurant, 268-270 Catherine Street, Leicester, LE4 6GD.

My objections are as follows:

1. There are several drinks and entertainment facilities already around this area, both in premises and off-sales, so I would contend there is no need for yet another such location in what is a heavily residential area.
2. This applicants premises is in a heavily residential area which is normally quiet after 11pm. This applicant is proposing to stay open until 1am most days except Saturdays when it would be open until 2am. There are a high number of family homes in the immediate area around the applicant's location as well as further afield so any noise from the applicant's location - either recorded music, customers of the applicant arriving and departing the premises either by foot or in vehicles up to the proposed times would have a strongly deleterious effect upon those families with young children trying to sleep.
3. The extra vehicles coming to/departing from the premises will cause extra disruption and noise problems for the residents in its immediate proximity - both during the pre midnight and the post midnight periods. People invariably talk loudly as well as playing their car stereos at a loud volume. Moreso in the quieter hours of the early morning when sound travels further and seems much louder than normally.
4. The nature of the proposed activities will, by their very nature, invariably attract an anti-social element into an area where there have already been some anti-social behaviour incidents recorded and therefore will increase and exacerbate these problems.
5. Litter is highly likely to increase based upon my present experience when I find emptied drinks bottles and cans which have been thrown into my house's front hardstanding having been bought from one of the off-sales facilities already in the area then thrown away after being emptied of their contents.

I respectfully ask you to consider my objections - which I know other residents in the area share about this application.

Yours faithfully,

[REDACTED]  
**Sent:** 22 July 2018 11:07

**To:** Amy Day  
[REDACTED]

**Subject:** Fwd: Objection to NOTICE OF APPLICATION FOR A NEW PREMISES LICENCE / Jaan Cafe and Restaurant, 268-270 Catherine Street, Leicester, LE4 6GD

Dear Amy and Licensing Dept,

RE: Jaan Cafe and Restaurant, 268-270 Catherine Street, Leicester, LE4 6GD

Please see below objection from local residents who live adjacent to these premises..

I would also wish to register my objection to this licence application. for the following reasons:

The proposed hours of operation are unreasonable in a residential area

There is already a history of complaints about the nuisance caused to neighbours by the operation of these premises. These include ASB from drunken customers, dumping of rubbish.

Noise caused by the operation of the premises beyond the current licensing permission.

Customers driving cars away whilst drunk, which has been reported to the police.

The operators of this business are already breaching their licensing conditions so should not be granted this application which can only make matters worse for local residents.

The general disturbance and nuisance caused by the operation of these premises has been reported to our City Warden who is investigating the dumping of rubbish and other issues.

Please can you let me know when this application will come before the licensing committee.

Regards

Ross W

Cllr Ross Willmott  
Rushey Mead Ward  
Leicester City Council  
[REDACTED]



## Leicestershire Police

### Licensing Act 2003 – Representation in respect of New Premises Application

Details of person or body making representation	
Your Name:	Nigel Rixon
Your Address:	Force Licensing Department, Mansfield House, 74 Belgrave Gate, Leicester LE1 3GG

Details of premises representation is about	
Name of Premises:	Jaan Café & Restaurant
Address of premises:	268-270 Catherine Street LEICESTER LE4 6GD
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 checked="" 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>My representation relates to all four licensing objectives.</p> <p>This is a new premises licence application for a premises that currently trades as a café only. The applicant in her operating schedule has failed to clarify how she will promote the four licensing objectives.</p> <p>It is unclear in the application how the premises will operate with regard to the sale of alcohol and late night refreshment in particular the on and off sales.</p> <p>The application has omissions regarding provision of recorded music which</p>

needs to be clarified at part 11.

In addition the premises is located in a residential part of the city. The application fails to demonstrate how they will reduce noise, public nuisance and antisocial behaviour to the local community.

Further it is unclear in the application whether food and alcohol will be provided as part of a takeaway service and what prevention measures have been taken to prevent underage sales.

The police are continuing to negotiate with the applicant to reach a mutual agreement and make a hearing unnecessary.

Nigel Rixon  
Force Licensing Manager  
24<sup>th</sup> July 2018



## Licensing Act 2003 - Representation in respect of Premises Licence

Details of person or body making representation	
Your Name:	Neil Cooper
Your Address:	Environmental Health Officer Noise and Pollution Control Leicester City Council Phoenix House 1 King Street Leicester LE1 6RN

Details of premises representation is about	
Name of Premises:	Jaan Café and Restaurant
Address of premises:	268-270 Catherine Street
Application No. (if known)	

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input type="checkbox"/> No
Public Safety	<input type="checkbox"/> No
Prevention of public nuisance	<input type="checkbox"/> Yes
Protection of children from harm	<input type="checkbox"/> No

Please summarise your concerns about this application:
I have concerns that noise from customers and from music from the premises has the potential to cause a nuisance to occupiers of flats directly above the premises.

**Please give further details of why you believe this application will have an adverse effect on the licensing objectives**

The premise is located directly beneath at least one flat. I have been unable to find any indication that there is any acoustic insulation between the restaurant, originally a café, and the flat above. The restaurant has unconditional planning consent, and so no acoustic insulation scheme has been required, probably because the original consent, in 1969, was for a café, unlikely to be open after 2300.

Even without music noise from customers in a busy restaurant is likely to be audible in the flat above. The inclusion of music as a licensable activity, in practice after 2300, which will be louder than background music, is very likely to be detrimental to occupiers of the flat above

The restaurant is in a residential area, with houses on one side and opposite. Traffic and footfall is low on Catherine street is after 2300, and consequently there is also the potential for customers leaving the premises to disturb local residents

We have had no complaints about noise from the restaurant at present, as you would expect since, without a current licence, the restaurant operating times are limited to no later than 2300.

Unfortunately I do not feel that conditions will mitigate the potential noise issues. A noise limiter set at an agreed level will control the volume of music, but, with no acoustic insulation, I suspect that this will need to be reduced to background levels, not licensable in any case. Notwithstanding this, noise from customers is difficult to control.

Even if an acoustic insulation scheme is installed, there is still the potential for customers leaving the premises late at night to disturb local residents

I therefore object to the proposed licence



<b>CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE</b>
The licence holder will ensure that CCTV is installed and images will be kept for a 28 days. Copies will be made available to the Police on request.
The licence holder will ensure a refusals book is used and kept behind the bar.
The licence holder will adopt the "Challenge 21" policy.
The licence holder will ensure extra litter bins will be placed outside the premises to reduce the amount of litter.
The licence holder will ensure doors will remain closed to avoid excess noise leaving the building.

