



Appendix B

Leicestershire Police

Licensing Act 2003 – Representation in respect of New Premises Application

Details of person or body making representation	
Your Name:	David Braithwaite
Your Address:	Force Licensing Department Mansfield House 74 Belgrave Gate LEICESTER LE1 3GG

Details of premises representation is about	
	Massawa Eritrean & Ethiopian Restaurant
Address of premises:	41-43 Church Gate, Leicester.
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:

I write in my capacity as Deputy Licensing Manager for Leicestershire Police on the authority delegated to me by the Chief Constable.

This is an application for a new licence to sell alcohol at an established restaurant at 41-43 Church Gate, Leicester. This premises is within the established Cumulative Impact Zone (CIZ) of the Church Gate Area.

The applicant has applied to remain open and sell alcohol during the following times.

Mon-Thur = 12:00 x 23:00 hours

Fri – Sat =12:00 x 01:00 hours

Sun = 12:00 x 00:00 hours

As you will be aware, Leicester City Council has adopted a special policy in relation to applications for new licenses and material variations in this location. The effect of this policy is set out in the Councils current Licensing Policy dated November 2015.

Paragraph 4.13 of that policy states:

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 (CIZ) will be refused. If the applicant can demonstrate that the premises will not add to the existing problems in the CIZ, the application could be approved.

Applicants will need to address this issue in their operating schedules.

As stated this venue is well within the busy CIZ of Church Gate and due to this it will be operating in the hours of Night Time Economy where the likelihood of incidents related to alcohol consumption are increased due to the volume of people who visit the area.

There are various other licensed establishment within the area that have varying operating hours.

The grant of a further alcohol licence in the area does have the potential to impact on the already identified saturation zone by the fact that it provides a further outlet for people to consume alcohol and if it is not managed correctly it could have a negative effect upon the area.

It is also unclear from the application as to what type of premises this will be. At present it is operating as a restaurant, but on the application there has been no mention of providing late night refreshments, this leads me to believe that from 23:00 hours at the weekend it will operate as a stand-up type bar serving alcohol only.

It is imperative that the premises does not add to the crime and disorder or public nuisance within the area. The operating schedule has not highlighted enough on how they intend to address this. We believe that we are right to protect the Cumulative Impact Zone and that the committee should hear from the applicant and be able to question them as to their intentions for the premises.

The following also needs to be addressed on the application.

1. Even though CCTV is mentioned there is no mention of providing it to the

relevant authorities.

2. There is no mention as to where their clientele will smoke, obviously if this is outside the front of the premises they could either cause a public nuisance and worse case scenario come into conflict with others who may be passing the premises.
3. The applicant has not indicated on how they will control alcohol from being taken outside by their customers.
4. There is also no mention as to what training their staff will be getting other than challenging people under the age of 21.
5. The application has not mentioned on when under 18's will not be permitted on the premises.

Leicestershire police do accept that there has been very little recorded crime within the area and over the last 6 months there have only been four recorded incidents on Church Gate. (See Annex A for list of incidents).

PC 2093 Jeff Pritchard has been in consultation with the applicant over this application and he has asked that if the application is accepted that could certain additional conditions be placed on the operating schedule of the licence. (See Annex B)

Leicestershire police are concerned that the present application fails to promote the 4 licensing objectives and nor have they addressed how they will reduce their footprint within the established CIZ.

Whilst not wishing to restrain the discretion of the committee, it is my opinion that granting this application in its present format would be contrary to the intentions and objectives of the four licensing objectives, therefore we request that this application be rejected.

David Braithwaite
Deputy Licensing Manager
Leicestershire Police

10th December 2019