



Representation in respect of a Variation Application

Licensing Act 2003

Details of person or body making representation:	
Your Name:	Tj Mavani
Your position/role:	Licensing Enforcement Manager

Details of premises representation is about:	
Name of Premises:	Bricklayers Arms
Address of premises:	78 Welford Road Leicester LE2 7AB
Application No. (if known)	145708

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"/>

Authority Declarations:
<p>I write in my capacity as Licensing Enforcement Manager for Leicester City Council Licensing Authority on the authority delegated to me.</p> <p>Please take notice that I am satisfied that allowing the premises to be used in accordance with the application would undermine the above stated Licensing Objectives and as such submit our representations.</p>

Representations:
<p>The application is for a major variation of a Premises Licence which looks to:</p> <p>(a) Extend all licensable activities on Wednesday to Saturdays until 03:00hrs.</p> <p>(b) Add provision of Films from Sundays to Tuesday from 10.00hrs to 02.00hrs and Wednesdays to Saturdays from 10.00hrs to 03.00hrs.</p>

- (c) Change the opening hours of the premises to Sundays to Tuesdays from 08:00hrs until 02:30hrs and Wednesdays to Saturdays from 08:00hrs until 03:30hrs.
- (d) Add a non-standard timing for all licensable and opening hours
- (e) Remove a condition within Annex 2.

The premises is located at 78 Welford Road, within Leicester City in close proximity to various residential properties (blocks of flats, flats above commercial premises and houses), Leicester Royal Infirmary (LRI), offices, and shops. There is a multi-story car park on Regent Road. Welford Road is an arterial route into and out of the city giving access to LRI, LCFC stadium, Leicester Tigers and HMP Leicester Prison.

The premises entrance is directly located on Welford Road and backs onto Regent Road with a side exit and a beer garden at the rear.

Contact was made on 9th August 2022 with Flint Bishop Solicitors who are the agents for the applicant, who confirmed they wanted to remove from Annex 2, only the condition which states *"The Licence is subject to Leicester City Council's Standard Conditions for Places of Public Entertainment, published on the Licensing Authority's website www.leicester.gov.uk/licensing"* Flint Bishop Solicitors were cooperative and wanted to work with LCC.

The additional hour extension of licensable activities including the addition of provision of films allows for a later drinking facility and also the ability for persons to arrive later at the premises after having consumed alcohol at other locations. Even though the premises has been long running, the change of activities (such as showing films) is likely to diversify the type of persons attending. It may also attract a more student base which in itself also provides challenges.

Even though the ethos of the premises may remain the same, it is in our opinion that the appearance of minor changes can actually result in significant opportunities of the licensing objectives being difficult to uphold.

The operating schedule must indicate the methods, processes or key objectives that would show how the licence holder would uphold these.

Conditions Details:

We believe the below additions/amendments of conditions in full, which we believe are reasonable, proportionate and enforceable, may assist the Licence Holder in upholding the licensing objectives.

We have detailed, for clarity, those that

- (a) We believe should be replaced from the applied operating schedule with our proposed wording
- (b) Those to be removed from the operating schedule and;
- (c) Those that are in addition.

Any wording on the operating schedule that is not detailed below to remain on any licence

(a) Conditions to be replaced from Operating Schedule

Wording contained within the applied operating schedule as copied below be replaced with Requested Condition/s:

Operating Schedule Wording:

The licence holder will ensure that CCTV is installed following advice from the Leicestershire Constabulary and maintained in accordance with the Information Commissioner's CCTV Code of Practice. Images will be kept for a minimum of 31 days and be made available to Police and Council Licensing Officers within 48 hours of the request being made.

The licence holder will ensure children will only be permitted when accompanied by an adult.

The licence holder will ensure the Challenge 21 policy will be used whereby those persons who appear who appear to be under the age of 21 and are attempting to purchase alcohol will be asked for identification. The only type of identification that will be accepted is a passport, photo driving licence or any other PASS accredited identification. Staff will be trained in this policy and records will be kept.

To be replaced with:

- The licence holder will ensure a high definition, coloured CCTV camera system is installed, operational and recording whilst the premises is open to the public. The system must permit the identification of individuals at key points which must be considered in conjunction with Leicestershire Police.
- CCTV images must be securely stored, display an accurate date/time stamp and retained for a minimum of 31 days. Cameras must cover all areas that the public have access to, including the entrance/exit and pavement area immediately outside the premises.
- The licence holder will ensure that there is always a member of staff trained and available to download images/footage immediately or an agreed timescale if requested by the police or the Licensing Authority.
- The licence holder will ensure that children are accompanied by an adult at all times the premises is open.
- The Challenge 25 policy will be adopted and there will be documented training of all staff (paid or unpaid) before they are allowed to sell alcohol. These records to remain on the premises and will be made available to the authorities upon request.

(b) Conditions to be removed from Operating Schedule

Wording contained within the applied operating schedule as copied below be removed:

Operating Schedule Wording to be removed:

Click or tap here to enter text.

(c) Requested Additional Conditions

Condition/s wording below to be added in full to any granted licence:

- A personal licence holder must be working (either paid or unpaid) at the premises during all times alcohol is sold or offered for sale.

- The licence holder will ensure that a full fire risk assessment will be conducted, reviewed and implemented in line with Fire Safety Legislation annually.
- The licence holder will ensure that safety checks are carried out every day before the premises opens for business, and all checks will be recorded in a logbook which will be kept on site.
- There will be regular safety and security checks of areas such as toilets and entrances/exits.
- The Licence Holder will ensure that prominent, clear notices shall be displayed at all exits and in designated smoking areas requesting customers and staff respect the needs of local residents by keeping noise to a minimum when using the outside area and when leaving the premises.
- The licence holder shall take reasonable steps to prevent public nuisance being caused by customers outside whilst smoking.
- The licence holder will ensure that no customers shall take away alcohol in open containers.
- The licence holder will ensure that any external area is monitored and regularly checked and cleared of any glasses, containers or debris.

Appendix:

No Appendix

Click or tap here to enter text.

Authority Signatures:

Tj Mavani
 Licensing Enforcement Manager
 Leicester City Council
 18/08/2022

Reporting Officer
 Minaxi Patel

Licensing Authority Details:

Licensing Authority
 Licensing Enforcement
 York House
 91 Granby Street
 LE1 6FB

Tel: 0116 4540049
 Email: licensingenforcement@leicester.gov.uk
www.leicester.gov.uk/licensing

Notice Sent to:

Please note that this representation has been sent to:

- (1) Licensing Authority Applications Team, Leicestershire Police Licensing, Noise Pollution Team, Leicestershire Fire & Rescue Service
- (2) Applicant and/or Agent

Agreement Notice Applicant (if applicable & only valid if signed)

Licensing Enforcement Agreement Confirmation (if applicable & only valid if signed)