

## Representation in respect of a New Premises Application

Licensing Act 2003

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

Details of premises representation is about:	
Name of Premises:	Premier Stores
Address of premises:	97-99 Narborough Road Leicester LE3 0PA
Application No. (if known)	162324

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>We would like to submit our representations for this premises application based upon the above stated licensing objectives.</p>

The application is for a new Premises Licence for Premier Stores at 97-99 Narborough Road. The opening hours of the premises are 00:00hrs until 23:59hrs Monday to Sunday; the supply of alcohol for consumption off the premises will be Mondays to Sundays from 07:00hrs until 23:00hrs.

The application suggests that the premises will continue to be used as a shop selling groceries and tobacco products.

No seasonal variations have been applied for.

The premises is located at 97-99 Narborough Road in the Westcotes ward of the city. The area consists of commercial buildings, retail premises, cafes, bars and restaurants, religious establishments and residential properties. There are no other late night alcohol retailers in the immediate vicinity. The premises has been operating as a supermarket for over 20 years.

The proposed area to be licensed is on the ground floor only using the front door for both access and egress.

At 11:30hrs on Thursday 28<sup>th</sup> March 2024, Elizabeth Arculus, Licensing Officer within the Licensing Enforcement Team at Leicester City Council attended the premises and was met by the applicant and premises licence holder Mrs Terlochan Kaur and her son [REDACTED]. They went through the building together and the purpose of the facility was explained to them. They discussed the general operation of the premises and Mrs Kaur explained some of the methods to counter some of the concerns that were raised whilst being shown round.

Some of the specifics that Mrs Kaur (personal alcohol licence holder [REDACTED]) relayed were that she and her son [REDACTED] (personal alcohol licence holder [REDACTED]) would both be on the premises throughout the day. Mrs Kaur would be splitting her time between 2 premises as she is also the DPS for ABS Grocers at 126 Narborough Road (LEIPRM0806).

The CCTV was in operation at the shop. There are 16 cameras internally and 4 externally with 2 monitors in full view at the front of the shop. The footage can be viewed by Mrs Kaur and Mr Singh and is currently retained for 14 days. However, the applicant was advised that it would need to be retained for a minimum of 31 days.

The applicant advised that the Refusals Log would be in place once the shop was fully operational.

Mrs Kaur confirmed that at present the shop would be closing at 23:00hrs and would not remain open for 24 hours a day as stated in the application. However the Licensing Officer advised that certain mitigations would still need to be in place to prevent the sale of alcohol after 23:00hrs and these would form part of the conditions detailed below.

The Licensing Authority do have concerns about the premises and the effects it may have on the local community, both business and residential. This relates to the timings of the applied activities and also the detail of the operating schedule that has been applied for. The operating schedule does lay out some of the intentions of the applicant however, it is loose in specifically how they would uphold the licensing objectives.

We believe that with the amendments and additions shown below that the premises and applicant could promote the licensing objectives in line with conducting their business in a safe manner.

### 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 CCTV system shall be maintained in working condition and record the premises whilst it is open to the public.
- Recordings to be retained for a minimum of 31 days and be made available to the Police or Officers of the Council upon request and be of evidential quality.
- The licensee to keep a register of refused sales of all age – restricted products (Refusals Book).
- The refusals book to contain details of time and date, description of the attempting purchaser, description of the age restricted products they attempted to purchase, reason why the sale was refused and the name/signature of the sales person refusing the sale.

To be replaced with:

- The licence holder will ensure a high definition, colour HD CCTV camera system is installed, operational and recording whilst the premises is open to the public. The system must permit the identification of individual(s) in all lighting conditions.
- CCTV cameras must cover all areas that the public have access to, including the entrance, exit and forecourt area immediately outside the premises.
- CCTV system images must be securely stored, display an accurate date/time stamp and retained for a minimum of 31 days.
- The licence holder will ensure the premises CCTV is provided to an officer from a responsible authority in a downloadable and viewable format within fourteen days of being requested.
- The licence holder will ensure that there is always a member of staff trained and available to download CCTV images/ footage immediately or an agreed timescale if requested by the police or the Licensing Authority.
- An incident log shall be kept on the premises, retained for a period of 12 months from the date of the incident and made available to an officer from a responsible authority upon

request. The incident log must be completed within 24 hours of the incident and record the following:

- (a) All crimes reported to the premises.
- (b) Any ejections of patrons.
- (c) Any complaints received concerning crime, disorder and anti-social behaviour.
- (d) Any incidents of crime, disorder and anti-social behaviour inside, associated to the premises or immediately outside the premises.
- (e) Any faults in the CCTV system.
- (f) Any refusal of age restricted products

### **(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:

- N/A

### **(c) Requested Additional Conditions**

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

- A Challenge 25 policy will be adopted with the only acceptable proof of age identification consisting of a current passport, photo card driving licence or identification carrying a PASS logo. A training record must be kept on the premises, retained for 12 months from the date of the incident and produced to an officer from a responsible authority upon request.
- The licence holder will ensure that spirits will be located behind the counter.
- The licence holder will ensure that there shall be no sale of beer, cider, lager or perry in single cans or bottles of the same or smaller size to a standard can on the premises.
- Alcohol shall only be sold when a personal licence holder is on site.
- The licence holder shall ensure the supply of alcohol is prohibited from 23:00hrs to 07:00hrs, ensuring that all alcohol is covered by an appropriate blind and cannot be touched by customers during the hours it is not for sale.
- The licence holder will ensure that the times when alcohol is not for sale is indicated sufficiently on store signage.
- Bins and bottles will only be emptied between 07:00hrs and 22:00hrs.
- The licence holder will ensure that a full fire risk assessment will be conducted and reviewed and implemented in line with Fire Safety Legislation annually.
- There will be regular safety checks of areas such as toilets and entrances/exits and recorded in a logbook which will be kept on the premises and immediately available upon request from any authority officers.
- 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](http://www.leicester.gov.uk/licensing)

### **Appendix:**

No Appendix

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### Authority Signatures:

Bobby Smiljanic  
Licensing Enforcement Manager  
Leicester City Council  
28/03/2024

Reporting Officer  
Elizabeth Arculus

### Licensing Authority Details:

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

Tel: 0116 4540049  
Email: [licensingenforcement@leicester.gov.uk](mailto:licensingenforcement@leicester.gov.uk)  
[www.leicester.gov.uk/licensing](http://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)