

Leicester  
City Council

**WARDS AFFECTED  
CASTLE**

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

**3 OCTOBER 2014**

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**Application for a review of an existing premises licence  
City Rooms, Hotel Street, Leicester LE1 5AW**

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**Report of the Director of 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.

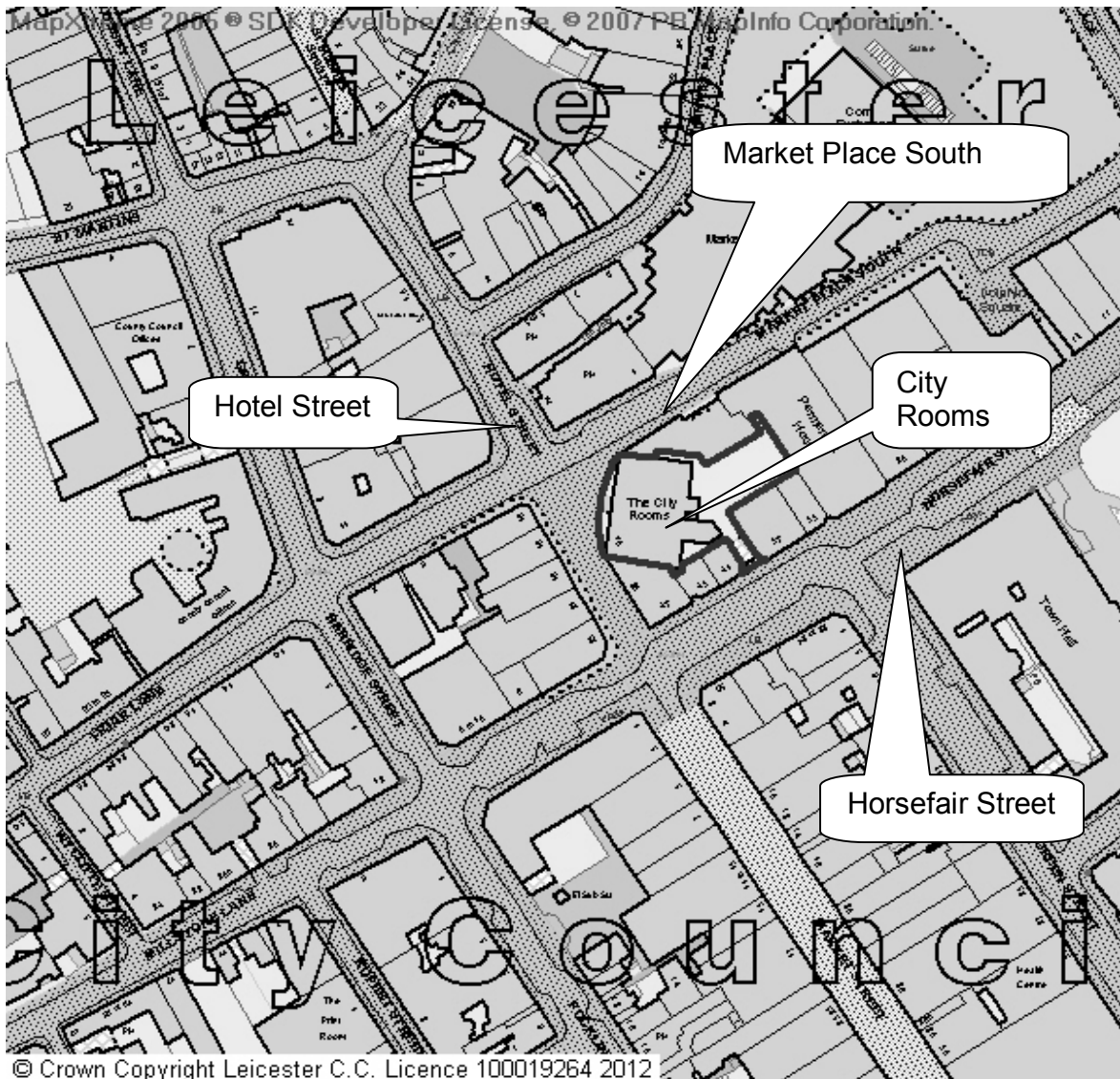
**2. Determination to be made**

- 2.1. Having considered the application and representation, Members must consider whether to
- Reject the review application
  - Modify the conditions of the licence
  - Exclude a licensable activity from the scope of the licence
  - Remove the designated premises supervisor
  - Suspend the licence for a period not exceeding three months
  - Revoke the licence
- 2.2. Where Members take the decision to reject the review application, they are permitted to issue an informal warning to the licence holder and / or recommend improvement within a particular period of time.

**3. Summary**

- 3.1 This report outlines an application for a review of an existing premises licence for City Rooms, Hotel Street, Leicester and summarises the representation 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. Existing Licence

- 5.1. The existing licence is attached at Appendix A.
- 5.2. The activities and hours permitted by the existing licence are as follows:

Licensable activity	Current Hours
Films	Mon-Sun Midnight to midnight
Live Music	Mon-Sun Midnight to midnight
Recorded Music	Mon-Sun Midnight to midnight
Performances of Dance	Mon-Sun Midnight to midnight
Late night refreshment	Mon-Sun 23:00 to midnight
Supply of Alcohol (on)	Mon-Sun Midnight to midnight
Opening hours	Mon-Sun Midnight to midnight

## 6. Review application

- 6.1 An application was received on 15 August 2014 from Neil Cooper, Noise Team, Leicester City Council for a review of the existing premises licence for The City Rooms, Hotel Street, Leicester. The application was made on the grounds of the prevention of public nuisance. A copy of the application is attached at Appendix B.
- 6.2 The Noise Team are concerned that they have witnessed noise nuisances from the City Rooms in a nearby residential property on two occasions during June and early July 2014, which has demonstrated that the licence holder has failed to properly manage the volume of music at the premises.

## 7 Steps to Promote the Licensing Objectives

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

## 8. Statutory Guidance

- 8.1 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 relevant parts of the guidance in this case are as follows:

Section	Heading
1.2 – 1.5	The licensing objectives
1.15 – 1.17	General principles – each application on its own merits
2.32 – 2.40	Public nuisance
3.12 – 3.19	Late night refreshment
8.34 – 8.44	Steps to promote the licensing objectives
9.27 – 9.37	Hearings
9.38 – 9.40	Determining actions that are appropriate for the promotion of the licensing objectives
10.1 – 10.5	Conditions - general
10.12 – 10.42	Imposed conditions
10.43 – 10.81	Mandatory conditions in relation to the supply of alcohol
11.1 – 11.33	Reviews
13.40	Licensing hours

## 9. Statement of Licensing Policy

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

Section	Heading
2	Fundamental Principles
5	Licensing Hours
9	Prevention of Public Nuisance
12	Duplication

13	Standardised conditions
17	Live Music, Dancing, Theatre, Circuses and Street Arts

## 10. Points for Clarification

10.1 The licence holder and the applicant for review have been asked to clarify certain points at the hearing, as follows:

*By the premises licence holder*

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

*By the applicant for review*

1. Whether they have any additional information to support the review application 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?

## 11. Other Implications

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

## 12. Background Papers – Local Government Act 1972

- a. None

## 13. Consultations

13.1 The Licensing Authority has fulfilled its obligations under the Licensing Act 2003 by preparing a notice which has been:

- Displayed at the premises
- Published on our website, and

- Displayed in Customer Services (91 Granby Street)

for 28 days.

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<b>APPENDIX</b>	<b>CONTENT</b>
A	Existing licence
B	Application for review