



Leicester  
City Council

**WARDS AFFECTED**  
Aylestone

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

**15 October 2015**

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**Application for a variation of an existing premises licence  
Pizza Pan, 745 Aylestone Road, Leicester, LE2 8TG**

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**Report of the Director of Local Services and Enforcement**

**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
  - Modify the conditions of the licence
  - Reject the whole application

**3. Summary**

- 3.1 This report outlines an application for a variation to an existing premises licence for Pizza Pan, 745 Aylestone Road, 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. Existing Licence

5.1. The existing licence is attached at Appendix A.

#### 6. Application

6.1 An application was received on 2 September 2015 from Amardip Singh Rai for a variation to an existing premises licence for Pizza Pan. A copy of the application is attached at Appendix B.

6.2 The variation sought by the application is as follows:

Licensable activity	Current Hours	Proposed Hours
Late night refreshment	23.00 to 03.00 daily	No change
Supply of Alcohol	08.00 to 23.00 daily	16.00 to 03.00 daily
Opening hours	08.00 to 03.00 daily	16.00 to 03.00 daily

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

- 7.1 The steps the applicant proposes to take to promote the licensing objectives are set out in the operating schedule (see section P of Appendix B).
- 7.2 In arriving at its decision on the application, the Licensing Authority's primary consideration must be the promotion of the licensing objectives.

## **8. Representations**

- 8.1 A representation was received on 18 September 2015 from a member of the public. The representation relates to the prevention of crime and disorder and the prevention of public nuisance. The member of the public is concerned that allowing alcohol sales until 03.00 hours will have a negative impact on anti-social behaviour and will increase the potential for violence and crime. In addition, it is stated that there are already noise problems on the street at night which would be exacerbated by this licence being granted. A copy of the representation is attached at Appendix C1.
- 8.2 A representation was received on 20 September 2015 from a member of the public. The representation relates to the prevention of crime and disorder, public safety and the prevention of public nuisance. The member of the public is concerned that ... A copy of the representation is attached at Appendix C4.
- 8.3 A representation was received on 21 September 2015 from a local councillor. The representation relates to the prevention of crime and disorder, public safety and the prevention of public nuisance. The councillor is concerned that if the premises is allowed to sell alcohol until 03.00 hours existing problems will worsen and the likelihood of public nuisance and crime and disorder will increase. A copy of the representation is attached at Appendix C3.
- 8.4 A representation was received on 28 September 2015 from a local councillor. The representation relates to the prevention of public nuisance. The councillor considers that public nuisance is likely to increase in the early hours and is concerned about the potential for alcohol to be more easily available to young people from the YMCA. A copy of the representation is attached at Appendix C4.

## **9. Conditions**

- 9.1 There are no conditions that are consistent with the operating schedule, which was left blank. No conditions have been suggested by any of the representees.

## **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:

<b>Section</b>	<b>Heading</b>
1.2 – 1.5	Licensing objectives and aims
1.15	General Principles
1.16	Each application on its own merits
2.1 – 2.5	Crime & Disorder
2.6 – 2.13	Public Safety
2.14 – 2.20	Public nuisance
8.33 – 8.41	Steps to promote the licensing objectives
9.30 – 9.40	Hearings
9.41 – 9.43	Determining actions that are appropriate for the promotion of the licensing objectives
10.1 – 10.3	Conditions - general
10.8 – 10.9	Imposed conditions
10.27 – 10.68	Mandatory conditions in relation to the supply of alcohol
13.44 – 13.45	Licensing Hours

## **11. Statement of Licensing Policy**

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

<b>Section</b>	<b>Heading</b>
2	Fundamental Principles
5	Licensing Hours
7	Prevention of Crime and Disorder
8	Public Safety
9	Prevention of Public Nuisance
11.4 – 11.5	Planning
12	Duplication
13	Standardised conditions

## **13. Points for Clarification**

- 13.1 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?

**14. 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	Parag 8 – some of the representations refer to crime and disorder
Human Rights Act	No	
Elderly/People on Low Income	No	
Corporate Parenting	No	
Health Inequalities Impact	No	

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

- a. None

**16. Consultations**

- a. The Licensing Authority is not obliged to consult any parties with regard to applications made under the Licensing Act 2003. However, the applicant is required to consult with the responsible authorities as set out in the 2003 Act.

**17. Report Author**

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<b>APPENDIX</b>	<b>CONTENT</b>
A	Existing licence
B	Application
C	Representations