



Leicester
City Council

Minutes of the Meeting of the
LICENSING (HEARINGS) SUB-COMMITTEE

Held: MONDAY, 21 DECEMBER 2015 at 9:30 am

P R E S E N T:

Councillor Thomas (Chair)

Councillor Cank

Councillor Shelton

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1. APPOINTMENT OF CHAIR

Councillor Thomas was elected as Chair for the meeting.

2. APOLOGIES FOR ABSENCE

There were no apologies.

3. DECLARATIONS OF INTEREST

Members were asked to declare any disclosable pecuniary or other interest they may have in the business on the agenda.

There were no declarations.

**4. APPLICATION FOR A NEW PREMISES LICENCE WITHIN A CUMULATIVE
IMPACT ZONE: POLISH SHOP, 19-21 NARBOROUGH ROAD, LEICESTER
LE3 0LE**

The Director of Local Services and Enforcement submitted a report that required Members to determine an application for a new premises licence within a cumulative impact zone for Polish Shop, 19-21 Narborough Road, Leicester LE3 0LE.

Members noted that a representation had been received in respect of the application which necessitated that the application be considered by Members.

Mr Przemyslaw Malinowski (the applicant) was present as were PC Jon Webb

from Leicestershire Police, the Licensing Team Manager and the Solicitor to the hearing panel.

Introductions were made and the procedure for the meeting was outlined to those present.

The Licensing Team Manager presented the report. It was noted that a representation had been received from Leicestershire Police that related to two of the licensing objectives, namely the prevention of crime and disorder and the prevention of public nuisance.

PC Jon Webb outlined the reasons for the representation and answered questions from Members.

Mr Malinowski was then given the opportunity to respond to the points made and to answer questions from Members.

All parties were then given the opportunity to sum up their positions and make any final comments.

Prior to Members considering the application, the Solicitor to the hearing panel advised Members of the options available to them in making a decision. Members were advised of the relevant policy and statutory guidance that needed to be taken into account when making their decision.

In reaching their decision, Members felt that they should deliberate in private on the basis that this was in the public interest, and as such outweighed the public interest of their deliberation taking place in the presence of the parties.

The Licensing Team Manager, the Solicitor to the hearing panel, Mr Malinowski and PC Webb then withdrew from the meeting.

Members then gave the application full and detailed consideration.

The Solicitor to the hearing panel was then recalled to the hearing to give advice on the wording of the decision.

The Licensing Team Manager, Mr Malinowski and PC Webb returned to the meeting.

The Chair informed all persons present that they had recalled the Solicitor to the hearing panel for advice on the wording of their decision.

RESOLVED:

that the application for a new premises licence within a cumulative impact zone for Polish Shop , 19-21 Narborough Road, Leicester LE3 0LE be refused.

In reaching their decision the panel said it had listened to the representations, but that the applicant had failed to convince the committee that the granting of this licence would not put further strain on the cumulative impact zone and for

this reason the application was rejected.

5. ANY OTHER URGENT BUSINESS

There being no other business notified the hearing closed at 10.12am.

