



Leicester
City Council

WARDS AFFECTED
Castle

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

9 NOVEMBER 2016

Application for a new premises licence
Bali's News and Booze, 4a Princess Road West, Leicester LE1 6TP

Report of the Director of Neighbourhood and 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.

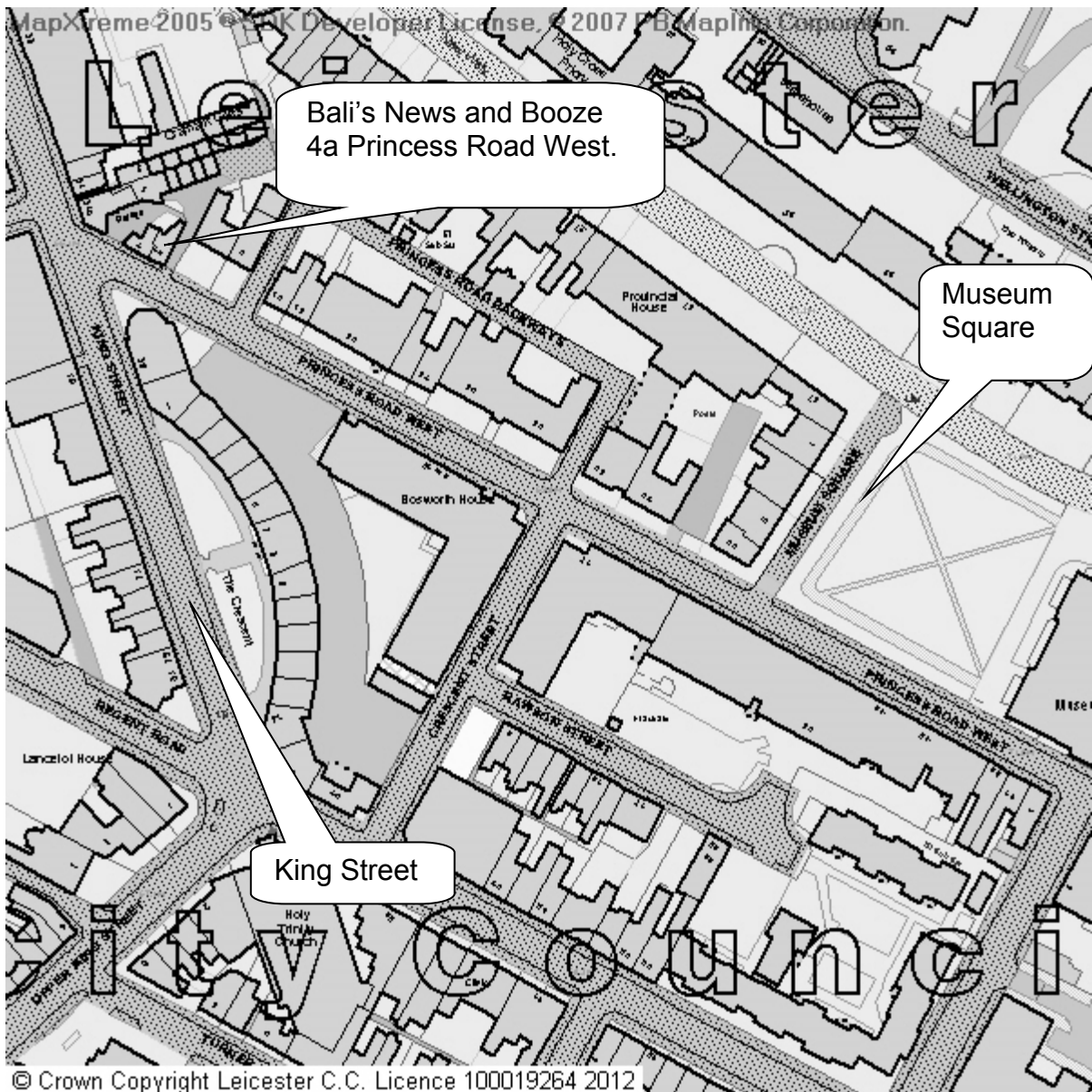
2. Determination to be made

- 2.1. Having considered the application and representations, Members must consider whether to:
- Grant the licence without modification
 - Grant the licence subject to conditions
 - Reject the application

3. Summary

- 3.1 This report outlines an application for a new premises licence for Bali's News and Booze 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. Application

5.1 An application was received on 21st September 2016 from Mr Bali Singh Thakar for a new premises licence for Bali's News and Booze. A copy of the application is attached at Appendix A.

5.2 The hours sought on the application are as follows:

Licensable activity	Proposed Hours
Supply of Alcohol (off sales)	Monday to Sunday 6am – 11pm
Opening hours	Monday to Sunday 6am – 11pm

6. Steps to Promote the Licensing Objectives

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

7. Representation

- 7.1 A representation was received on 6th October 2016 from the Leicestershire Police. The representation relates to the prevention of crime and disorder and the prevention of public nuisance. The Police are concerned that the premises are located in area that experiences a number of problems relating to street drinkers and anti-social behaviour. The police are seeking the addition of conditions and amended hours to the licence if granted, to promote the Licensing objectives and they have reached an agreement with the applicant. A copy of the representation and agreement are attached at Appendix B1.
- 7.2 Representations were received from two Castle ward councillors between 28th September and 30th September 2016. The representations relate to the prevention of crime and disorder and the prevention of public nuisance. The councillors are concerned that the premises are within an area that already experiences high levels of alcohol related anti-social behaviour. Copies of the representations are attached at Appendix B2 – B3.
- 7.3 Representations were received from 29 local residents, businesses and workers in the area between 3rd October and 19th October 2016. The representations relate to the prevention of crime and disorder, public nuisance, protection of children from harm and public safety. The residents and businesses are concerned that the surrounding streets and neighbourhood suffer from high levels of anti-social behaviour and crime and disorder such as street drinking, rough sleepers, begging, shouting, fighting and individuals found collapsed through alcohol and drugs, along with the debris left in streets because of these activities. They believe the addition of another premises selling alcohol will fuel the problems. They also feel it will conflict with local initiatives of the Council and Police aimed at addressing these issues. The businesses are also concerned for the welfare of their staff and clients when visiting or working in the area and the effects these issues are having on their businesses. Copies of the representations are attached at Appendix B4 – B29.

8. Conditions

- 8.1 The conditions that are consistent with the operating schedule and representation/ agreement with Leicestershire Police are attached at Appendix C.

9. Statutory Guidance

- 9.1 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:

Section	Heading
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
2.21 – 2.30	Protection of children from harm
8.33 – 8.41	Steps to promote the licensing objectives
9.12	Representations from the Police
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

10. Statement of Licensing Policy

10.1. The relevant parts of the Licensing Authority's Statement of Licensing Policy are as follows:

Section	Heading
2	Fundamental Principles
5	Licensing Hours
7	Prevention of Crime and Disorder
8	Public Safety
9	Prevention of Public Nuisance
10	Protection of Children from Harm
12	Duplication
13	Standardised conditions

11. Points for Clarification

11.1 The applicant and the 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?

12. Other Implications

OTHER IMPLICATIONS	YES/ NO	Paragraph/References Within Supporting information
Equal Opportunities	No	
Policy	No	
Sustainable and Environmental	No	
Crime and Disorder	Yes	7. Representations refer to crime and disorder
Human Rights Act	No	
Elderly/People on Low Income	No	
Corporate Parenting	No	
Health Inequalities Impact	No	

13. Background Papers – Local Government Act 1972

13.1. None

14. Consultations

14.1. 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.

15. Report Author

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APPENDIX	CONTENT
A	Application
B	Representations
C	Conditions consistent with the application and the representation/agreement with Leicestershire Police