



Appendix B

Leicestershire Police

Licensing Act 2003 – Representation in respect of New Premises Application

Details of person or body making representation	
Your Name:	PC Jonathan Webb
Your Address:	Force Licensing Department, Mansfield House, 74 Belgrave Gate, Leicester LE1 3GG

Details of premises representation is about	
Name of Premises:	6-8 Hinckley Road
Address of premises:	6-8 Hinckley Road Leicester LE3 0RA
Application No. (if known)	

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 type="checkbox"/>

Please summarise your concerns about this application:
<p>I write in my capacity as a licensing officer for the Leicestershire Police on the authority delegated to me by the Chief Constable.</p> <p>I am satisfied that to allow the premises to be used in accordance with the application would undermine the above crossed licensing objectives.</p> <p>Leicester City Council has adopted a <i>Special Policy</i> in relation to applications for new licences and material variations in this Cumulative Impact Area. The effect of this policy is set out in Leicester City Councils current policy.</p> <p>Paragraph 4.13 of that policy states:</p> <p><i>"The effect of the special policies will be to create a rebuttable presumption that</i></p>

applications for new premises licences or club premises certificates, or material variations, will normally be refused. It will be for the applicant to demonstrate that the premises will not add to the existing cumulative impact. Applicants will need to address this matter in their operating schedules"

The applicant has made no mention in their application of the Cumulative Impact Zone and it must be assumed that within the application they have failed to address the local problems and concerns in their operating schedule.

The applicant has failed to present any conditions within the operating schedule above and beyond those expected of a responsible premises with a licence to sell alcohol. Some of those presented are requirements under the Licensing Act 2003 ie not selling to underage people or allowing drunks on the premises. Those conditions that have been proposed do not in my opinion give substantial detail in order to promote the licensing objectives.

This is an application for a convenience store situated on Hinckley Road and within the cumulative impact zone (ciz) known as the Braunstone Gate Area. The CIZ is formed from 3 joined identified areas which are Hinckley Road from its junction with Narborough Road to its junction with Fosse Road and presently has 6 alcohol licences for shops and 3 for restaurants and bars and also 3 late night refreshment licences issued to takeaways. Narborough Road to its junction with Upperton Road where presently there are 12 alcohol licences for shops alone and a further 20 plus issued to restaurants and bars. The remaining part of this CIZ covers Braunstone Gate and New Park Street which has 2 alcohol licences granted to shops and a further 17 granted to bars and restaurants.

The area is very popular due to the bars of Braunstone Gate and sees an increase in footfall as the weekend approaches. It is also within an area of high student accommodation with the University campus close by and the addition in this area of an Off Licence opening late hours will encourage those visiting the bars of Braunstone Gate to pre and side load their alcohol.

Officers witness members of the public on a night out in this area heading into the shops to buy bottles of alcohol, invariably spirits, which they consume rapidly before discarding the bottle and heading into the bars. They can also be seen either leaving the premises or whilst moving between premises again heading into the shops to buy further alcohol. This practice is restricted only by the closing times of the off licences within this area.

The high alcohol content of the preferred drinks and the speed with which they are drunk increases the likelihood of those consuming being the victims or perpetrators of crime and disorder, public nuisance and an increase in public safety due to the busy vehicular traffic on Braunstone Gate and the empty discarded bottles.

The area also suffers during the daytime from those who wish to stand on the street to consume alcohol, usually referred to as 'Street Drinkers'. These people will not only cause problems associated with their intoxication but will also beg or commit crimes to fund their alcohol consumption.

A further alcohol licence issued in the area increases the availability of alcohol and therefore impacts on the CIZ.

It is therefore our opinion that it is correct for Leicestershire Police to put forward this representation in order to uphold the cumulative impact area

It is also our opinion that in its present form it fails to promote the licensing objectives or address the special policy regarding cumulative impact.

These representations are submitted to engage the discretion of the licensing authority in considering the Councils own policy in relation to the cumulative impact policy, to consider the application on its own merit and for the applicant to demonstrate that the licensing of these premises will not add to the cumulative impact.

Whilst not wishing to restrain the discretion of the Committee the police ask that the application is refused.


PC1790

PC1790 Jonathan Webb
Leicestershire Police
31 January 2017