

Leicester
City Council

WARDS AFFECTED
Stoneygate

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

22nd May 2018

Objection notice given for Temporary Event Notices
Casba Café, 34a St Stephens Road, Leicester, LE2 1GG

Report of the Director of Neighbourhood and Environmental Services

1. Purpose of Report

- 1.1. This report provides information for Members about objection notices received in relation to temporary event notices (TEN's) given under the Licensing Act 2003, to assist them in determining the outcome.

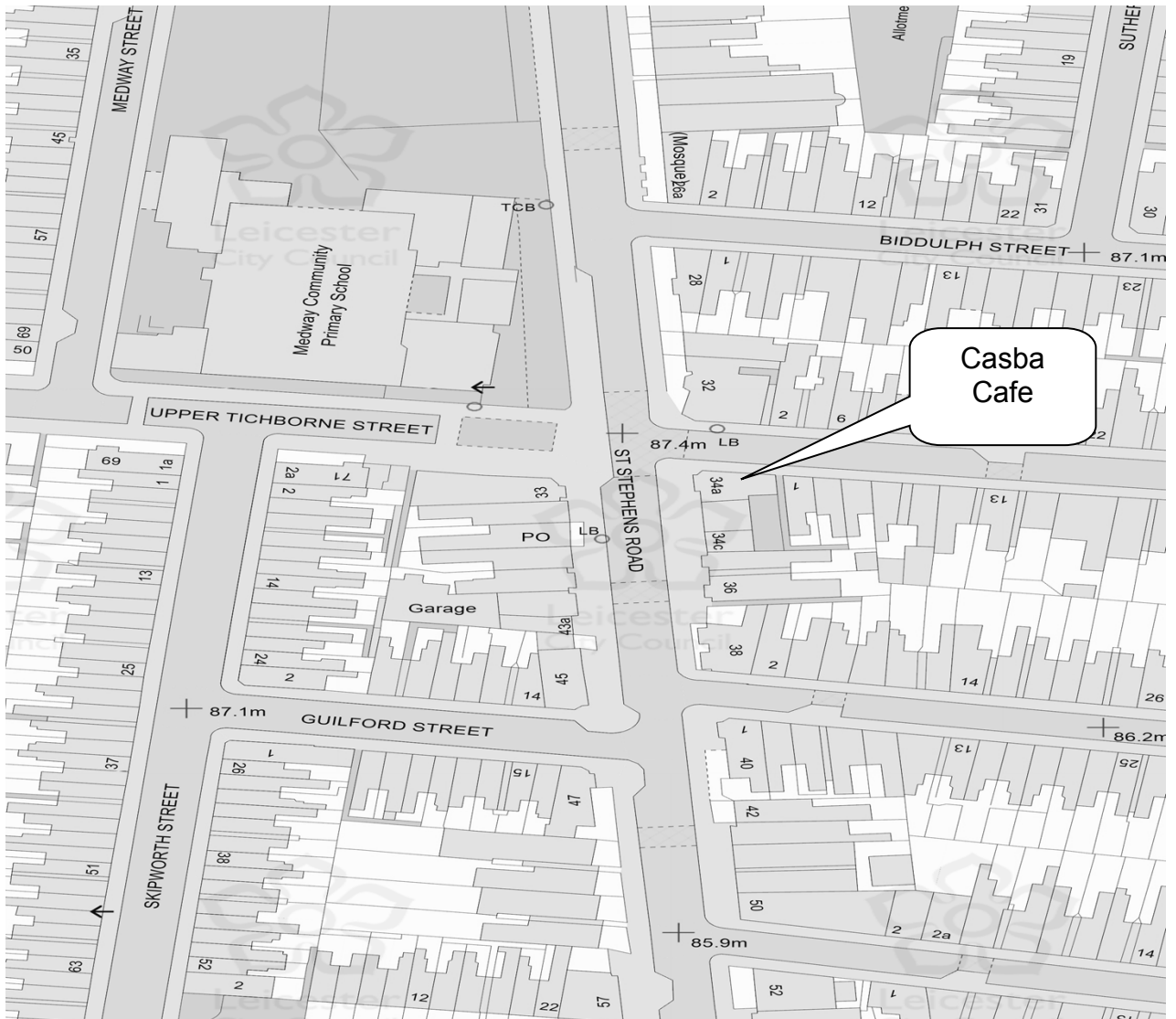
2. Determination to be made

- 2.1. Having considered the temporary event notices and the objection notices, Members must consider whether to
- Give the premises user a counter notice under Section 105 (2) of the Licensing Act 2003 if it is considered appropriate for the promotion of a licensing objective to do so; or
 - Disregard the objection notices

3. Summary

- 3.1 This report outlines two objection notices given by the Noise Team in response to two temporary event notices given by Mr Sid Chenaa for Casba Café. 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. Temporary event notice

- 5.1. Two temporary event notices were given on 4th May 2018 by Mr Chenea for events at Casba Cafe, 34a St Stephens Road, Leicester. The temporary event notices are for events on 24th to 30th May 2018 and 1st June to 6th June 2018 and are attached at Appendix A1 and A2.
- 5.2. The temporary event notices are for the following licensable activities:

Licensable activities	Proposed hours
Provision of late night refreshment	Thursday – Wednesday 23.00 – 03.00
Opening Hours	Thursday – Wednesday 16.00 – 03.00

6. Objection notice

- 6.1 Objection notices were received on 11th May 2018 from the Noise Team on the grounds of the prevention of public nuisance. A copy of the objection notices are attached at Appendix B1 and B2.

7. Existing premises licence

- 7.1 There is no premises licence that affects any part of the premises identified in the temporary event notice. This means that no conditions may be applied to the temporary event notice.

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
7.2 – 7.7	TEN – General
7.25 – 7.31	Role of the Licensing Authority
7.32 – 7.36	Police and Environmental Health intervention
7.38 – 7.39	Applying conditions to a TEN

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
15	Temporary Event Notices

10. 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	

11. Background Papers – Local Government Act 1972

- a. None

12. Consultations

- a. The Licensing Authority is not obliged to consult any parties with regard to temporary event notices. The applicant is required to serve a copy of their temporary event notice on the Police and the Noise Team.

13. Report Author

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APPENDIX	CONTENT
A1 & A2	Temporary event notices
B1 & B2	Objection notices