

Leicester  
City Council

**WARDS AFFECTED**  
**Westcotes**

**FORWARD TIMETABLE OF CONSULTATION AND MEETINGS:**  
**Licensing (Hearings) Sub-Committee**

**19<sup>th</sup> June 2018**

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**Application for a review of an existing premises licence**  
**Pi Bar, 1 Norman Street, Leicester, LE3 0BA**

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**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 representation, Members must consider whether to

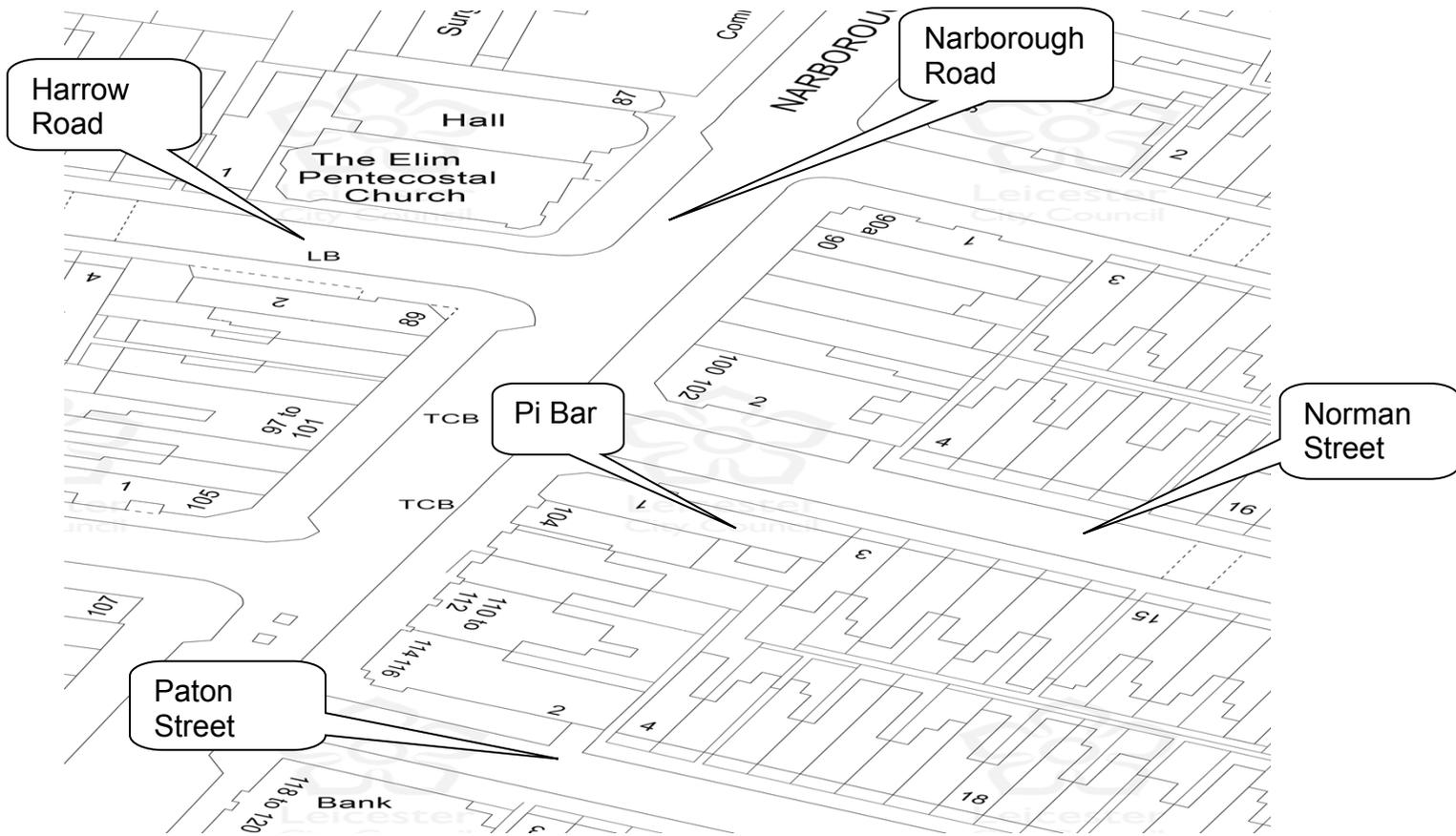
- Reject the review application
- Modify the conditions of the licence
- Exclude a licensable activity from the scope of the licence
- Remove the designated premises supervisor
- Suspend the licence for a period not exceeding three months
- Revoke the licence

2.2 Where Members take the decision to reject the review application, they are permitted to issue an informal warning to the licence holder and / or recommend improvement within a particular period of time.

**3. Summary**

3.1 This report outlines an application for a review of an existing premises licence for Pi Bar. 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.
- 5.2. The activities and hours permitted by the existing licence are as follows:

Licensable activity	Current Hours
Films	Sunday-Thursday 06:00-00:30 Friday-Saturday 06:00-01:00 Sunday before a Bank Holiday 06:00- 01:00
Live Music	Sunday-Thursday 06:00-12:30 Friday-Saturday 06:00-01:00 Sunday before a Bank Holiday 06:00- 01:00
Recorded Music	Sunday-Thursday 06:00-12:30 Friday-Saturday 06:00-01:00 Sunday before a Bank Holiday 06:00- 01:00
Performances of Dance	Sunday-Thursday 06:00-12:30 Friday-Saturday 06:00-01:00 Sunday before a Bank Holiday 06:00- 01:00
Entertainment of a similar description	Sunday-Thursday 06:00-12:30 Friday-Saturday 06:00-01:00 Sunday before a Bank Holiday 06:00- 01:00
Late night refreshment	Sunday-Thursday 06:00-12:30 Friday-Saturday 06:00-01:00

	Sunday before a Bank Holiday 06:00- 01:00
Supply of Alcohol for consumption on and off the premises	Sunday-Thursday 06:00-12:30 Friday-Saturday 06:00-01:00 Sunday before a Bank Holiday 06:00- 01:00
Opening hours	Unrestricted

## 6. Review application

- 6.1 An application was received on 2<sup>nd</sup> May 2018 from the Noise Team for a review of the existing premises licence for Pi Bar. The application was made on the ground of the prevention of public nuisance. A copy of the application is attached at Appendix B.
- 6.2 The Noise Team is concerned that there have been a number of complaints from nearby residents since September 2017 regarding loud music from live bands. Noise nuisance from live bands has been witnessed on four separate occasions by the Noise Team. They are requesting that live music is removed from Pi Bar's premises licence as they believe this is the only way to prevent further incidents of public nuisance.

## 7. Representations

- 7.1 No additional representations were received during the statutory representation period.

## 8 Steps to Promote the Licensing Objectives

- 8.1 In arriving at its decision on the review application, the Licensing Authority's primary consideration must be the promotion of the licensing objectives.

## 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 relevant parts of the guidance in this case are as follows:

Section	Heading
1.2 – 1.5	The licensing objectives
1.15	General principles
1.16	Each application on its own merits
2.15 – 2.21	Public nuisance
8.41 – 8.49	Steps to promote the licensing objectives
9.11 – 9.12	Role of responsible authorities
9.31 – 9.41	Hearings
9.42 – 9.44	Determining actions that are appropriate for the promotion of the licensing objectives
10.1 – 10.3	Conditions - general
10.8 – 10.9	Imposed conditions
10.10	Proportionality
11.1 – 11.29	Reviews

## 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
9	Prevention of Public Nuisance
17	Live Music, Dancing, Theatre, Circuses and Street Arts

## 11. Points for Clarification

11.1 The licence holder and the applicant for review have been asked to clarify certain points at the hearing, as follows:

*By the premises licence holder*

1. Whether the premises licence holder considers that the concerns outlined in the review application are valid, and if not why not?
2. In the light of the review application, does the applicant wish to propose any additional steps for the promotion of the licensing objectives?

*By the applicant for review*

1. Whether they have any additional information to support the review application 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	No	
Human Rights Act	No	
Elderly/People on Low Income	No	
Corporate Parenting	No	
Health Inequalities Impact	No	

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

- a. None

**14. Consultations**

14.1 The Licensing Authority has fulfilled its obligations under the Licensing Act 2003 by preparing a notice which has been:

- Displayed at the premises
- Published on our website, and
- Displayed in Customer Services (91 Granby Street)

for 28 days.

**15. Report Author**

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<b>APPENDIX</b>	<b>CONTENT</b>
A	Existing licence
B	Application for review