

Leicester  
City Council

**PLEASE NOTE:** this will be a 'virtual meeting', a link to which will be available on the Council's website at least 24hrs before the meeting.

**LICENSING (HEARINGS) SUB-COMMITTEE**

**DATE: TUESDAY, 12 MAY 2020**  
**TIME: 10:00 am**  
**VENUE: Teams Virtual Meeting**

**Members of the Sub-Committee**

Councillors Gee, Hunter and Pickering

Members of the Sub-Committee are summoned to attend the above meeting to consider the items of business listed overleaf.

for Monitoring Officer

**Officer contact:** Angie Smith  
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## Information for members of the public

**PLEASE NOTE** that any member of the press and public may listen in to proceedings at this 'virtual' meeting via a weblink which will be publicised on the Council website at least 24hrs before the meeting. Members of the press and public may tweet, blog etc. during the live broadcast as they would be able to during a regular Committee meeting at City Hall / Town Hall. It is important, however, that Councillors can discuss and take decisions without disruption, so the only participants in this virtual meeting will be the Councillors concerned, the officers advising the Committee and any objectors and applicants relevant to the applications to be considered.

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# **PUBLIC SESSION**

## **AGENDA**

- 1. APPOINTMENT OF CHAIR**
- 2. APOLOGIES FOR ABSENCE**
- 3. DECLARATIONS OF INTEREST**

Members are asked to declare any interests they may have in the business to be discussed.

- 4. MINUTES OF PREVIOUS MEETING** **Appendix A**

The minutes of the meetings held on 12<sup>th</sup> March 2020 and 24<sup>th</sup> April 2020 are attached and Members will be asked to confirm them as a correct record.

- 5. APPLICATION FOR A NEW PREMISES LICENCE: LEICESTERSHIRE COUNTY CRICKET CLUB, COUNTY GROUND, GRACE ROAD, LEICESTER** **Appendix B**

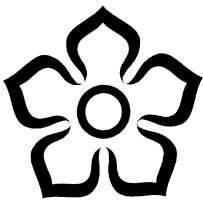
The Director of Neighbourhood and Environmental Services submits a report on an application for a new premises licence for Leicestershire County Cricket Club, County Ground, Grace Road, Leicester.

Report attached. A copy of the associated documentation is attached for Members only. Further copies are available on the Council's website at [www.cabinet.leicester.gov.uk](http://www.cabinet.leicester.gov.uk)

(Wards Affected: Aylestone)

- 6. ANY OTHER URGENT BUSINESS**





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# Appendix A

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

**RESUMED:** WEDNESDAY, 4 MARCH 2020 at 9:30 am from Wednesday 19<sup>th</sup> February 2020, whereupon the meeting was inquorate.

**RESUMED:** THURSDAY, 12 MARCH 2020 at 9:30 am from Wednesday 4<sup>th</sup> March 2020.

P R E S E N T:

Councillor Hunter (Chair)  
Councillor Pickering (Vice Chair)

Councillor Fonseca

\* \* \* \* \*

**52. APPOINTMENT OF CHAIR**

Councillor Hunter took the Chair for the resumed meeting.

**53. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**54. DECLARATIONS OF INTEREST**

Councillor Fonseca as Ward Councillor for the ward in which the premises at Appendix B, Shiv Shakti Pan Centre, 216 Green Lane Road, Leicester was located, declared for the avoidance of doubt that he knew PC Oleh who had inspected the premises, but he approached the application with an open mind.

**55. MINUTES OF PREVIOUS MEETING**

RESOLVED:

That the minutes of the meetings held on 6<sup>th</sup> January 2020 and 17<sup>th</sup> January 2020 be confirmed as a correct record.

**56. APPLICATION FOR A REVIEW OF AN EXISTING PREMISES LICENCE  
FOR SHIV SHAKTI PAN CENTRE, 216 GREEN LANE ROAD, LEICESTER  
LE5 4PA**

The Director of Neighbourhood and Environmental Services submitted a report that required the Sub-Committee to determine an application for a review of an existing premises licence for Shiv Shakti Pan Centre, 216 Green Lane Road, Leicester, LE5 4PA.

The Sub-Committee noted that an application for the review of the existing premises licence had been received which necessitated that the application had to be considered by Members.

Mr Rahul Keshvala the Premises Licence Holder (PLH) was present and accompanied by Ms Usha Keshvala (sister) and an Interpreter. Mr Dave Braithwaite (Police Assistant Licensing Manager, Leicestershire Police), Mr Nigel Rixon (Licensing Manager, Leicestershire Police), PC Ben Hill (Local Licensing Officer, Spinney Hills, Leicestershire Police) and Ms Liz Johnson (Food Safety Team, Leicester City Council), Licensing Team Manager (Policy and Applications) and Legal Adviser to the Sub-Committee were also present. Introductions were made and the procedure for the meeting was outlined to those present. Mr Keshvala was asked if he had a copy of the report to which he confirmed that he had.

The Licensing Team Manager (Policy and Applications) presented the report and outlined the details of the application. It was noted that an application for the review of a premises licence was received on 30<sup>th</sup> December 2019 from Leicestershire Police on the grounds of the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm. The Police were concerned how the premises was being operated. It was further noted that a representation was received on 15<sup>th</sup> January 2020 from the Food Safety Team at Leicester City Council on the grounds of public safety. The Food Safety Team were concerned that the business failed to register as a new food business and following an inspection were found not to comply with food law requirements which demonstrated a disregard for regulatory requirements and public safety.

The Licensing Team Manager (Policy and Applications) had presented up to Section 10.1 in the report. The Legal Adviser to the Sub-Committee made reference to the fact the translator had not relayed any information presented from the report to Mr Keshvala, whereupon the translator stated Mr Keshvala did not have a copy of the report. Mr Keshvala was provided with a copy of the report. The Licensing Team Manager (Policy and Applications) explained that the applicant would have had a copy of the report sent to him, and that Mr Keshvala had attended two previous meetings which had been adjourned. The Chair explained the translator could go through the report with the applicant, but the offer was declined. The Licensing Team Manager (Policy and Applications) completed presentation of the report.

Mr Dave Braithwaite, Police Assistant Licensing Manager outlined the reasons for the objection, referring to additional information of incidents reported at the premises. Video footage of breaches was shown to those present at the meeting. Questions from Members and Mr Keshvala (through the translator) were answered by Mr Braithwaite and PC Hill.

Ms Liz Johnson, Food Safety Team, outlined the reasons for the representation and answered questions from Members.

Mr Keshvala through his interpreter was given the opportunity to respond to the objections and outlined reasons why he should retain the premises licence and answered questions from Members. Mr Keshvala informed the meeting that CCTV was working and an additional camera had been installed to the front of the property. He further informed the meeting that a double-glazed door had now been installed where there was once a curtain, which was kept locked to prevent people going to the rear of the property.

At this point of the meeting Councillor Fonseca, as Ward Councillor, declared for the avoidance of doubt that he knew PC Oleh referenced in the representation from the Police.

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

The Sub-Committee received legal advice from the Legal Adviser to the Sub-Committee in the presence of all those present and were advised of the options available to them in making a decision. The Sub-Committee were also advised of the relevant policy and statutory guidance that needed to be taken into account when making their decision.

In reaching their decision, the Sub-Committee felt 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 with the parties represented present.

Mr Keshvala, Ms Keshvala and Interpreter, Mr Braithwaite, Mr Nigel Rixon, PC Ben Hill, Ms Johnson, Licensing Team Manager (Policy and Applications) and Legal Adviser to the Sub-Committee then withdrew from the meeting.

The Sub-Committee then gave the application full and detailed consideration. The Legal Adviser to the Sub-Committee was recalled to the meeting to advise Members on the wording of their decision.

Mr Keshvala, Ms Keshvala and Interpreter, Mr Braithwaite, Mr Nigel Rixon, PC Ben Hill, Ms Johnson, and Licensing Team Manager (Policy and Applications) then returned to the meeting.

**RESOLVED:**

That the premises licence for Shiv Shakti Pan Centre, 216 Green Lane Road, Leicester be REVOKED.

The Sub-Committee had been asked to determine an application for a Review of a Premises Licence. In reaching their decision the Sub-Committee Members had carefully considered the Committee report, all representations made by Leicestershire Police and Leicester City Council's Food Safety Team in support

of the application for the review, representations made by the Premises Licence Holder, and the legal advice given to them during the hearing.

The Sub-Committee Members considered the licensing objectives to be of paramount concern and had considered the application on its own merits and in accordance with the licensing authority's Statement of Licensing Policy and guidance issued under Section 182 of the Licensing Act 2003.

The Sub-Committee Members noted that the premises had a licence to operate and provide the supply of alcohol for consumption off the premises only.

Leicestershire Police had asked for the review of the premises licence after attending on a number of occasions, only to discover that alcohol was being consumed on the premises, despite previous warnings being given to the Premises Licence Holder.

The Sub-Committee heard that on the 7<sup>th</sup> November 2019, the Premises Licence Holder, Mr Rahul Keshvala pleaded guilty to an offence of carrying on an unauthorised licensable activity, contrary to Section 136 of the Licensing Act 2013 in that that he allowed the consumption of alcohol to take place on his premises. Despite this, it was noted that on the 6<sup>th</sup> January 2020 a Police Officer attended the premises and discovered again that alcohol was being consumed on the premises.

From the Premises Licence Holder, the Sub-Committee had heard a number of representations which were summarised as follows:

- The CCTV on the premises was now in good working order.
- A double-glazed door had now been installed where there was once a curtain, which was kept locked.

The Sub-Committee Members spent time scrutinising the evidence put before them in detail and had considered each of the options available to them. As a result of what they had heard they were satisfied that the representations by the Police and the Food Safety Team engaged with all of the licensing objectives namely:

- Public Safety
- Prevention of Crime and Disorder
- Prevention of Public Nuisance
- Protection of Children from Harm.

## REASON FOR THE DECISION

The Sub-Committee Members stated that Mr Keshvala was unable to promote the licensing objectives as despite previous warnings and visits from the Police and Food Safety Team serious breaches had occurred over a long period of time. Members did not believe that any modification to the licence conditions which were justifiable and appropriate could be made to prevent the incidents complained of from happening again and as a result they



therefore revoked the premises licence.

Mr Keshvala was informed that he had 21 days to appeal to the Magistrates Court.

**57. APPLICATION FOR A REVIEW OF AN EXISTING PREMISES LICENCE FOR LOST BAR, 139A NARBOROUGH ROAD, LEICESTER LE3 0PB**

The Director of Neighbourhood and Environmental Services submitted a report that required the Sub-Committee to determine an application for a review of an existing premises licence for Lost Bar, 139a Narborough Road, Leicester, LE3 0PB.

The Sub-Committee noted that an application for the review of the existing premises licence had been received which necessitated that the application had to be considered by Members.

Mr Julius Ephi, the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) was present with Mr Kevin Mabaya (Bar Manager). Mr Dave Braithwaite (Police Assistant Licensing Manager, Leicestershire Police), Mr Nigel Rixon (Licensing Manager, Leicestershire Police), PCSO Lorraine King were present accompanied by Ms Alison McCausland, local resident and police witness. The Licensing Team Manager (Policy and Applications) and Legal Adviser to the Sub-Committee and observing Solicitor for Leicester City Council were also present.

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

The Licensing Team Manager (Policy and Applications) presented the report and outlined the details of the application. It was noted that an application for the review of the existing premises licence was received on 31<sup>st</sup> December 2019 from Leicestershire Police on the grounds of the prevention of crime and disorder, public safety, and the prevention of public nuisance. The Police were concerned about reports of constant noise coming from the venue throughout the evening and into the early hours of the morning. In addition the premises were operating beyond their terminal hour and crimes / incidents had been recorded at the venue.

It was further noted that a representation was received on 14<sup>th</sup> January 2020 from a local resident. The representation related to the prevention of crime and disorder and the prevention of public nuisance. The resident was concerned that there was constant noise and music coming from the premises going into the early hours of the morning.

It was stated there was also a representation included in the report from a local resident who was not present at the meeting.

The Licensing Team Manager (Policy and Applications) informed the meeting that arrangements for delivery of additional information to Mr Ephi had been

made as it had transpired that Mr Ephi did not live at the address stated, so had not received the report or additional CCTV footage gained from the Police.

Mr Dave Braithwaite, Police Assistant Licensing Manager outlined the reasons for the objection, referring to additional information of incidents reported at the premises. Ms McCausland, local resident and police witness was invited to outline the reasons for her objection. CCTV footage of incidents outlined in the report was shown. Questions from Members were answered by Mr Braithwaite, PCSO King and Ms McCausland.

Mr Ephi was given the opportunity to respond to the objections and outlined reasons why he should retain the premises licence and answered questions from Members and the Police. Mr Ephi informed the meeting he had not read the most recent email sent to him regarding incidents recorded on 3<sup>rd</sup> March 2020 and 7<sup>th</sup> March 2020 as he had been busy and wanted to speak to the Bar Manager Mr Mabaya about them. Mr Ephi stated he had not been at the premises at the time the incidents highlighted in the Police submission. Mr Mabaya said he was deeply sorry for angst caused to the tenant, however, felt the need to distinguish what was Lost Bar business and those people on Narborough Road. Mr Ephi stated he had engaged with the Police and Licensing Officers at the Council and outlined what measures he intended to put in place to retain his licence.

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

The Sub-Committee received legal advice from the Legal Adviser to the Sub-Committee in the presence of all those present and were advised of the options available to them in making a decision. The Sub-Committee were also advised of the relevant policy and statutory guidance that needed to be taken into account when making their decision.

In reaching their decision, the Sub-Committee felt 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 with the parties represented present.

Mr Ephi, Mr Mabaya (Bar Manager), Mr Braithwaite, Mr Rixon, PCSO King, Ms McCausland, Licensing Team Manager (Policy and Applications), Legal Adviser to the Sub-Committee and observing Solicitor for Leicester City Council then withdrew from the meeting.

The Sub-Committee then gave the application full and detailed consideration. The Legal Adviser to the Sub-Committee was recalled to the meeting to advise Members on the wording of their decision.

Mr Ephi, Mr Mabaya (Bar Manager), Mr Braithwaite, Mr Rixon, PCSO King, Ms McCausland, Licensing Team Manager (Policy and Applications), and observing Solicitor for Leicester City Council then returned to the meeting.

RESOLVED:

That the premises licence for Lost Bar, 139a Narborough Road, Leicester be REVOKED.

The Sub-Committee had been asked to determine an application for a Review of a Premises Licence. In reaching their decision the Sub-Committee Members had carefully considered the Committee report, all representations made by Leicestershire Police and a local resident in support of the application for the review, representations made by the Premises Licence Holder, and the legal advice given to them during the hearing.

The Sub-Committee Members considered the licensing objectives to be of paramount concern and had considered the application on its own merits and in accordance with the licensing authority's Statement of Licensing Policy and guidance issued under Section 182 of the Licensing Act 2003.

Leicestershire Police had asked for the review of the premises licence following reports of constant noise coming from the venue, people congregating with drinks outside the premises who appeared to be drunk and causing a nuisance and disorder, that the premises was operating beyond its terminal hour and incidents that had been recorded at the venue. Ultimately, the Police had made the application as they did not believe that the Licensing Objectives were being upheld, in particular:

1. Prevention of Crime and Disorder
2. Public Safety
3. Prevention of Public Nuisance

The Sub-Committee noted the current operating hours of the premises and its location and that since June 2019 there had been a number of incidents that had taken place either inside the licensed premises or directly outside it. The Police had stated that the management of the premises was poor and the venue was not being run in an acceptable manner which in turn was causing issues within the local vicinity. They also stated that the owners and staff appeared to have no regard to either the licensing objectives or the licence conditions which had led to people living in the area to suffer with an unacceptable number of incidents at the premises.

The Licensing Sub-Committee also noted the representation received from a local resident who stated they had witnessed numerous incidents of antisocial behaviour, noise, violence and breaches of the premises licence both inside and directly outside the licenced premises.

From the Premises Licence Holder, the Sub-Committee had heard a number of representations which were summarised as follows:

- The Manager Mr Kevin Mabaya had undertaken training to become a

Designated Premises Supervisor.

- A speaker that was facing the doors to the premises had been removed.
- Notices had been placed informing people they could not take their glasses outside the premises.

The Sub-Committee stated they had spent a great deal of time scrutinising the evidence put before them in detail and had considered each of the options available to the Licensing Committee. They were satisfied that the representations by the Police and the local resident engaged with three out of the four licensing objectives.

#### REASON FOR THE DECISION

The Sub-Committee Members stated that the Premises Licence Holder and Designated Premises Supervisor, Mr Julius Ephi was unable to promote the licensing objectives as over a sustained period of time, the Police and residents had witnessed serious breaches of the licence conditions, anti-social behaviour and crime and disorder.

The Sub-Committee believed the cause of the concerns which had given rise to the application for review was the poor management of the premises and the lack of skills and competencies of the key individuals involved in the running of the business.

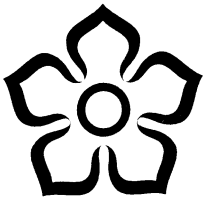
Added to those concerns was the apparent disregard to either the licensing objectives or the licence conditions shown by both the Premises Licence Holder and Designated Premises Supervisor, owners and staff of the licenced premises

The Sub-Committee concluded that it was appropriate and proportionate in light of the licensing objectives to revoke the premises licence. The Sub-Committee did not believe that any modification to the licence conditions which were justifiable and appropriate could be made to prevent the incidents complained of from happening again.

Mr Ephi was informed that he had 21 days to appeal to the Magistrates Court.

#### **58. CLOSE OF MEETING**

There being no other items of urgent business, the meeting closed at 1.24pm.



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

Held: FRIDAY, 24 APRIL 2020 at 10:00 am

P R E S E N T:

Councillor Hunter (Chair)  
Councillor Pickering (Vice Chair)

Councillor Fonseca

\* \* \* \* \*

**59. APPOINTMENT OF CHAIR**

Councillor Hunter was appointed as Chair for the meeting.

The Chair outlined the procedure for the meeting to be followed and led on introductions.

**60. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**61. DECLARATIONS OF INTEREST**

There were no declarations of interest made.

**62. APPLICATION FOR THE REVIEW OF AN EXISTING PREMISES LICENCE:  
THE LOCAL STORE, 116 BRUIN STREET, LEICESTER, LE4 5JW**

The Chair confirmed with Sub-Committee Members that the reports for the meeting had been read and Police bodycam footage circulated to them had been viewed.

The Director of Neighbourhood and Environmental Services submitted a report requiring the Sub-Committee to determine an application for the review of an existing premises licence for The Local Store, 116 Bruin Street, Leicester, LE4 5JW.

The Sub-Committee noted that representations had been received which necessitated that the application for the review of the premises licence had to

be considered by the Sub-Committee.

Mr Anilkumar Tandel Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) was present, accompanied by Mr Anil Bhawsar, Licence Agent, and an interpreter. Mr Dave Braithwaite (Deputy Licensing Manager, Leicestershire Police), PC Martin Rawlings (Leicestershire Police), Licensing Team Manager (Policy and Applications), two Licensing Team Managers for Enforcement, two Licensing Officers for Enforcement, and Legal Adviser to the Sub-Committee were also present.

Mr Tandel confirmed he would require the use of the translator. The Chair confirmed with Mr Tandel that he understood the procedure for the meeting outlined.

The Legal Advisor to the Sub-Committee confirmed that two written representations had been received from Members of the public, but they were not present at the meeting.

The Licensing Manager (Policy and Applications) presented the report and outlined details of the review application. Further information from the applicant had also been circulated by email to Members prior to the meeting. It was noted that a review application had been received on 26<sup>th</sup> February 2020 from the Licensing Team Manager for Enforcement for a review of the existing premises licence on the grounds of the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. The Licensing Team Manager was concerned the premises was being used for on sales of alcohol, as the licence holder was allowing customers to drink alcohol on the premises. It was noted an application to transfer the premises licence and vary the DPS was received on 18<sup>th</sup> March 2020 from Mr Tandel. No representations were received from the Police, however the Licensing Team Manager still had concerns regarding the premises despite the change in ownership.

It was noted that a representation was received on 13<sup>th</sup> March 2020 from Leicestershire Police on the grounds of the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The Police were concerned with how the premises was being run, the unauthorised activities taking place and lack of control over activities by the premises licence holder.

It was further noted that representations had been received from two local residents on 19<sup>th</sup> March 2020 and 25<sup>th</sup> March 2020 who were concerned about drinking being allowed on the premises, and other types of anti-social behaviour such as spitting, inconsiderate parking and drunken behaviour.

For clarification it was noted in the report that Section 2.1, third bullet point 'Exclude a licensable activity from the scope of the licence', and sixth bullet point 'Revoke the licence' would amount to one and the same thing, as the licensable activity was for the off sales of alcohol, which if removed would remove the licence.

The Licensing Team Manager for Enforcement outlined the reasons for the application for review of the premises licence and responded to questions from the Sub-Committee. It was noted that officers had received complaints from residents raising concerns regarding drinking on the premises and anti-social behaviour. A letter had been sent to the premises licence holder Mr Dharmesh Valoba regarding the concerns raised by residents. Officers had visited the premises and found people in the storeroom to the rear of the premises, one of whom was attempting to conceal a plastic cup, and open alcohol vessels in the storeroom, on shelving in the shop and behind the counter. Other issues raised by the officers, and photos of the premises were contained in the report.

The Licensing Team Manager for Enforcement informed the meeting of concerns as to whether the business had changed hands and was owned by Mr Tandel, as he had not provided legal documentation to support ownership of the business. The Licensing Team Manager for Enforcement noted the additional information supplied by Mr Tandel for the meeting but stated the conditions put forward in the additional information were already on the licence. Licensing Officers had been in contact with Mr Tandel through email but had been unable to visit the premises to discuss required paperwork due to Covid19 restrictions.

The Chair asked Mr Tandel to confirm he had understood the Licensing Team Manager's representation to which Mr Tandel confirmed that he had.

The Legal Adviser to the Sub-Committee noted the application for review included a statement from a Leicester City Council Environmental Health Officer who was not present at the meeting.

Mr Braithwaite and PC Rawlings from Leicestershire Police were given the opportunity to outline the reasons for the representation and responded to questions from the Sub-Committee and respondents. It was stated that the Police rarely ask for a review of a premises licence and would usually only do so due to criminal activity or when licensing objectives are not being upheld. The Police raised concern over the impact the illegal drinking den would have on the community, particularly on the young and vulnerable. The Police supported the review called for by the Council's Licensing Team Manager for Enforcement, and the need for confirmation that the previous DPS had no connection to the premises.

Mr Bhawsar for Mr Tandel responded to the points made and answered questions from the Sub-Committee and the Police.

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

The Sub-Committee received legal advice from the Legal Adviser to the Sub-Committee in the presence of all those present and were advised of the options available to them in making a decision. The Sub-Committee were also advised of the relevant policy and statutory guidance that needed to be taken into

account when making their decision.

In reaching their decision, the Sub-Committee felt they should deliberate in private on the basis that that was in the public interest and as such outweighed the public interest of their deliberation taking place with the parties represented present, in accordance with the provisions of the Licensing Act 2003 (Hearings) Regulations 2005.

The Chair announced that the decision and reasons would be publicly announced and confirmed in writing within five working days. The Chair informed the meeting the Legal Adviser to the Sub-Committee would be called to give advice on the wording of the decision.

The Chair then asked all but the Members of the Sub-Committee and Democratic Support Officers to disconnect from the meeting. The Sub-Committee then deliberated in private to consider their decision.

RESOLVED:

That the Premises Licence for The Local Store, 116 Bruin Street, Leicester, LE4 5JW be REVOKED.

In reaching their decision, Members of the Sub-Committee Members had carefully considered the Committee report, the representations made by the Licensing Enforcement Team Manager at Leicester City Council, Leicestershire Police, two local residents, those made on behalf of the Premises Licence Holder (PLH) by Mr Bhawsar (Mr Anilkumar Tandel's representative) and from Mr Tandel himself. The Sub-Committee Members also listened to the legal advice given during the hearing.

REASON FOR THE DECISION

The Sub-Committee Members considered the licensing objectives to be of paramount concern. They had considered the application on its own merits and in accordance with the licensing authority's Statement of Licensing Policy and guidance issued under Section 182 of the Licensing Act 2003.

The Sub-Committee noted the premises had a licence to operate and provide the supply of alcohol for consumption off the premises only.

The Licensing Enforcement Team Manager at Leicester City Council had asked for the review of the premises licence due to concerns regarding the previous PLH and Designated Premises Supervisor (DPS) who had allowed the sale and consumption of alcohol on the premises, had breached a number of his licence conditions and appeared to be unwilling to promote the licensing objectives.

The Sub-Committee noted that on the 18<sup>th</sup> March 2020 an application was received to transfer the Premises Licence and vary the DPS to Mr Tandel. They further noted that the Police had raised no objection to the transfer or variation and Mr Tandel was now the PLH and DPS.



Despite the transfer and variation, the Sub-Committee heard that the Licensing Team Manager still had concerns namely:

1. Whether the business had been transferred to Mr Tandel as documentation to confirm this had not been provided.

The Sub-Committee had heard from the PLH a number of representations which were summarised as follows:

1. That due to the Coronavirus pandemic the PLH had not received anything in writing or had signed anything to confirm that he was the new owner of the premises.
2. That he would abide by the licence conditions and would not run the business in the same manner as the previous PLH and DPS.
3. That he had no relationship with the previous PLH and DPS.

The Sub-Committee Members stated they had spent a great deal of time scrutinising the evidence before them in detail and had considered each of the options available to them in making their decision.

The Sub Committee Members were aware that the business was still owned by the previous PLH and DPS and Mr Tandel had not provided any information at all to confirm that the proposed sale of the premises would take place or was even underway. As such the Sub-Committee Members were concerned that the previous PLH and DPS would have some involvement in the business going forward.

The Sub-Committee were also of the view that Mr Tandel would not uphold or promote the licensing objectives.

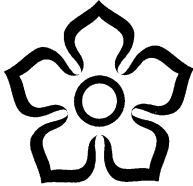
The Sub-Committee did not believe that any modification to the licence conditions which were justifiable and appropriate could be made to prevent the incidents complained of from happening again, even under Mr Tandel's control. The decision the Sub-Committee made therefore was for the premises licence to be REVOKED.

Mr Tandel would be advised of his right to appeal the decision to the Magistrates Court within 21 days.

### **63. ANY OTHER URGENT BUSINESS**

There being no other items of urgent business the meeting closed at 11.40am.





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## FORWARD TIMETABLE OF CONSULTATION AND MEETINGS:

Hearing under the Licensing Act 2003

12<sup>th</sup> May 2020

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### **Application for a new premises licence Leicestershire County Cricket Club, County Ground, Grace Road, Leicester**

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#### **Report of the Director of Neighbourhood and Environmental Services**

##### **1.1. Purpose of Report**

1.2. 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**

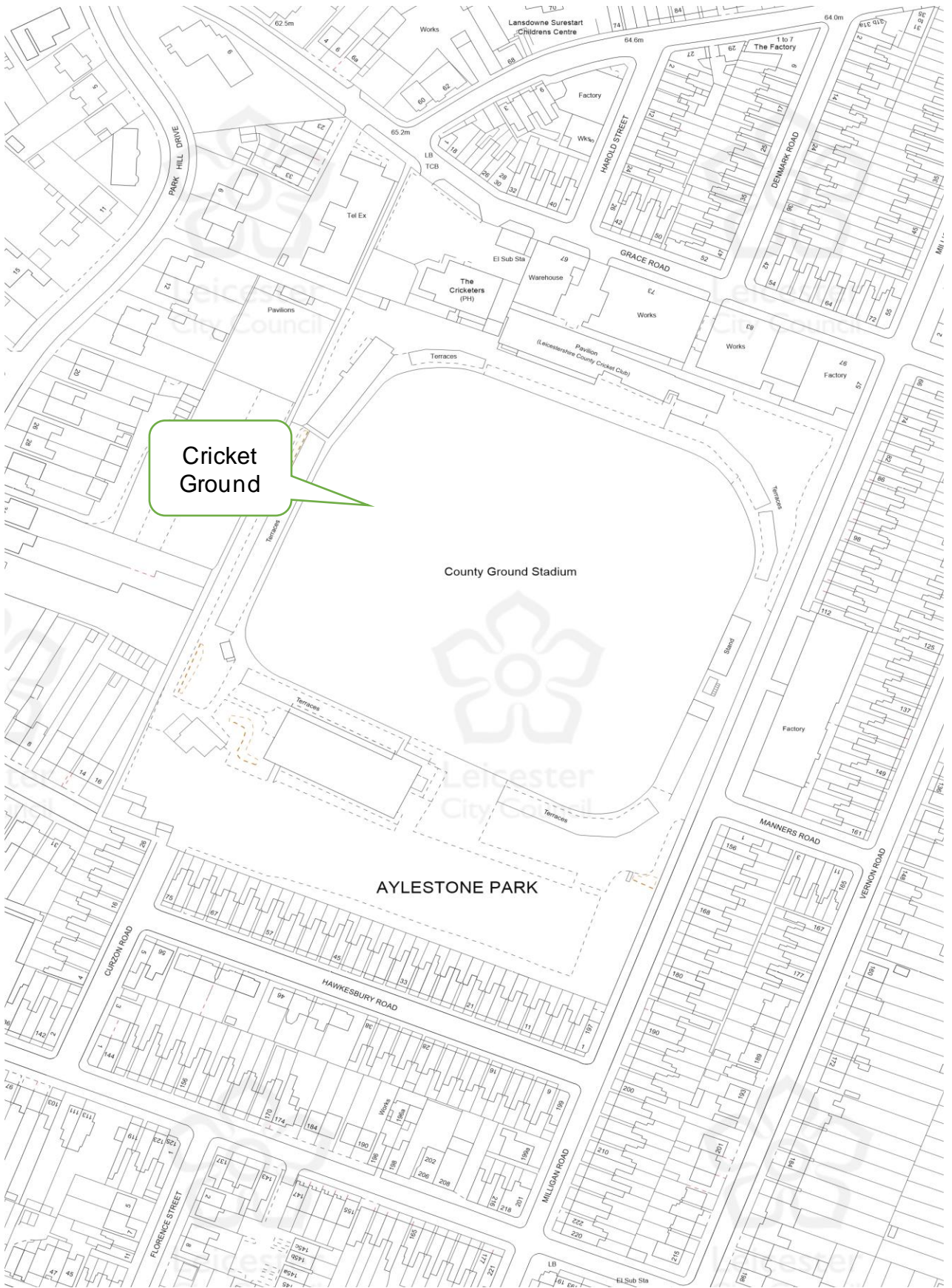
2.1 Having considered the application and representations, Members must consider whether to

- Grant the licence without modification
- Grant the licence subject to conditions
- Exclude from the licence any of the licensable activities
- Refuse to accept the proposed premises supervisor
- Reject the application

##### **3. Summary**

3.1 This report outlines an application for a new premises licence for Leicestershire County Club 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 18<sup>th</sup> February 2020 from Leicestershire County Cricket Club for a new premises licence / club premises certificate for County Ground, Grace Road, Leicester. A copy of the application is attached at Appendix A..

5.2. The application is as follows:

<b>Licensable activity</b>	<b>Proposed Hours</b>
Plays	Monday to Sunday 09:00-23:00
Films	Monday to Sunday 09:00-23:00
Live Music	Monday to Sunday 09:00-23:00
Recorded Music	Monday to Sunday 09:00-23:00
Performances of Dance	Monday to Sunday 09:00-23:00
Anything similar to live/recorded music or dance	Monday to Sunday 09:00-23:00
Supply of Alcohol	Monday to Sunday 10:00-22:30
Opening hours	Monday to Sunday 09:00-23:30

- Licence for two large events per year with a capacity of no more than 19,999 people

## **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 Licensin Authority's primary consideration must be the promotion of the licensing objectives.

## **7. Regulated entertainment**

8.1 The Live Music Act 2012 and the Legislative Reform (Entertainment Licensing) Order 2014 amended the Licensing Act 2003 in relation to the provision of regulated entertainment. Certain entertainment does not require a licence subject to audience limits, between 08.00 and 23.00 hours each day.

8.2 The above exemptions may affect the application under consideration because conditions may not be imposed at this stage to control live or recorded music that is unregulated. However, if problems do occur as a result of that entertainment then conditions may be imposed to control such music in the future after a formal review.

## **8. Representation**

8.1. Three representations was received from Responsible Authorities, Leicestershire Police The Noise Team and the Licensing Authority. The representations relate to all four licensing objectives and all have reached agreements with the applicant. Copies of the representations are attached at Appendix B.

8.2. A representation was received on 18<sup>th</sup> March 2020 from a member of the public. The representation relates to the prevention of public nuisance and the protection of children from harm. The local resident is concerned that the events will cause noise nuisance and disruption to local

residents and this is particularly unacceptable on weekdays. A copy of the representation is attached at Appendix B.

## 9. Conditions

9.1 The conditions that are consistent with the operating schedule and the representation are attached at Appendix C.

## 10. Statutory Guidance

10.1. 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 – 1.16	General Principles
1.17	Each application on its own merits
2.1 – 2.6	Crime & Disorder
2.7 – 2.14	Public Safety
2.15 – 2.21	Public nuisance
2.22 – 2.31	Protection of children from harm
8.41 – 8.49	Steps to promote the licensing objectives
9.11 – 9.12	Role of responsible authorities
9.13 – 9.19	Licensing Authorities acting as 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
10.13 - 10.15	Hours of trading
10.25 – 10.66	Mandatory conditions in relation to the supply of alcohol
13.10 – 13.11	Giving reasons for decisions
14.51 – 14.52	Licensing Hours
16.1 – 16.69	Regulated entertainment

## 11 Statement of Licensing Policy

11.1 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
17	Live Music, Dancing, Theatre, Circuses and Street Arts

### 13. Points for Clarification

13.1 The applicant and the parties making the representations 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?

### 14. Other Implications

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

### 15. Background Papers – Local Government Act 1972

a. None.

### 16. Consultations

- a. 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.

**17. Report Author**

Vicky Marshall  
Licensing Officer  
0116 454 3048  
Victoria.marshall@leicester.gov.uk

<b>APPENDIX</b>	<b>CONTENT</b>
A	Application
B1-4	Representations
C	Conditions consistent with application and representations / agreements



Leicester Hand 18/2/2020 Reg: 20208



124858

**Application for a premises licence to be granted under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Leicestershire County Cricket Club

*(Insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003**

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description			
County Ground Grace Road			
<b>Post town</b>	Leicester	<b>Postcode</b>	LE2 8AD
Telephone number at premises (if any)		01162832128	
Non-domestic rateable value of premises		£	49000

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals \* please complete section (A)
- b) a person other than an individual \*
- i as a limited company/limited liability partnership X please complete section (B)
- ii as a partnership (other than limited liability) please complete section (B)

- iii as an unincorporated association or please complete section (B)
- iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a

statutory function or

a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over		Please tick yes	
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

--

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>		I am 18 years old or over		Please tick yes	
<b>Nationality</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

<b>Name</b> Leicestershire County Cricket Club
<b>Address</b>  County Ground Grace Road Leicester LE2 8AD
<b>Registered number (where applicable)</b>  IP 29653 R

Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
0	1	0 4 2 0 2 0

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

<p>Please give a general description of the premises (please read guidance note 1)</p> <p>The venue for the two large scale events is Leicestershire County Cricket Club, situated a short distance from Leicester City Centre.</p> <p>It consists of a large grass arena with grandstand style seating around the periphery. The grass area in the middle will be used for such events.</p> <p>The large scale events will be either plays, films, live music, recorded music, performance of dance.</p>
---

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

up to 19999
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What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a) plays (if ticking yes, fill in box A)	X
b) films (if ticking yes, fill in box B)	X
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	
e) live music (if ticking yes, fill in box E)	X
f) recorded music (if ticking yes, fill in box F)	X
g) performances of dance (if ticking yes, fill in box G)	X

- h) anything of a similar description to that falling within (e), (f) or (g) X  
(if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J) X

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	
			Indoors	
			Outdoors	X
			Both	
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)	
Mon	09:00 -----	23:00 -----		
Tue	09:00 -----	23:00 -----		
Wed	09:00 -----	23:00 -----	<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)	
Thur	09:00 -----	23:00 -----		
Fri	09:00 -----	23:00 -----	<b><u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)	
Sat	09:00 -----	23:00 -----		
Sun	09:00 -----	23:00 -----		

**B**

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	X
				Both	
Mon	09:00	23:00	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue	09:00	23:00			
Wed	09:00	23:00	<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)		
Thur	09:00	23:00			
Fri	09:00	23:00	<b><u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat	09:00	23:00			
Sun	09:00	23:00			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon	-----	-----	
Tue	-----	-----	
Wed	-----	-----	<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Thur	-----	-----	
Fri	-----	-----	<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sat	-----	-----	
Sun	-----	-----	
	-----	-----	



**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	
					Outdoors	
Day	Start	Finish				
Mon			<u>Please give further details here</u> (please read guidance note 4)			
Tue						
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Sat						
Sun						

**E**

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon	09:00	23:00	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue	09:00	23:00			
Wed	09:00	23:00	<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)		
Thur	09:00	23:00			
Fri	09:00	23:00	<b><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat	09:00	23:00			
Sun	09:00	23:00			

**F**

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	X
Mon	09:00	23:00	<b>Please give further details here</b> (please read guidance note 4)	Both	
Tue	09:00	23:00			
Wed	09:00	23:00	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)		
Thur	09:00	23:00			
Fri	09:00	23:00	<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat	09:00	23:00			
Sun	09:00	23:00			

G

Performances of dance Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	X
				Both	
Mon	09:00 -----	23:00 -----	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue	09:00 -----	23:00 -----			
Wed	09:00 -----	23:00 -----	<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur	09:00 -----	23:00 -----			
Fri	09:00 -----	23:00 -----	<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat	09:00 -----	23:00 -----			
Sun	09:00 -----	23:00 -----			

**H**

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Mon	09:00	23:00		Outdoors	X
				Both	
Tue	09:00	23:00	<b>Please give further details here</b> (please read guidance note 4)		
Wed	09:00	23:00			
Thur	09:00	23:00			
Fri	09:00	23:00	<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)		
Sat	09:00	23:00			
Sun	09:00	23:00			
			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)		Indoors	
					Outdoors	
Day	Start	Finish			Both	
Mon	-----	-----	<b><u>Please give further details here</u></b> (please read guidance note 4)			
Tue	-----	-----				
Wed	-----	-----	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)			
Thur	-----	-----				
Fri	-----	-----	<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6)			
Sat	-----	-----				
Sun	-----	-----				

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	X
				Off the premises	
				Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	10:00	22:30			
Tue	10:00	22:30			
Wed	10:00	22:30			
Thur	10:00	22:30			
Fri	10:00	22:30			
Sat	10:00	22:30			
Sun	10:00	22:30			
			<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
			The bars will stop serving alcohol 30minutes before the end of the event to allow drinking up time and allow for dispersal of the audience at the end of the event		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

<b>Name</b>	John Stew
<b>Date of birth</b>	[REDACTED]
<b>Address</b>	[REDACTED]
<b>Postcode</b>	[REDACTED]
<b>Personal licence number (if known)</b>	LEIPRS0392
<b>Issuing licensing authority (if known)</b>	Leicester

**K**

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

None

**L**

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	09:00	23:30	<p><b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 6)</p>
Tue	09:00	23:30	
Wed	09:00	23:30	
Thur	09:00	23:30	
Fri	09:00	23:30	
Sat	09:00	23:30	
Sun	09:00	23:30	



## M

Describe the steps you intend to take to promote the four licensing objectives:

### a) **General – all four licensing objectives (b, c, d and e)** (please read guidance note 10)

Senior Management, Event Safety Officer and deputy will be in place for the event. The club will take responsible measures to protect the health, safety and welfare of all persons present. The event will be produced and managed in accordance with guidelines stated in the Guide to Safety at Sports Grounds (sixth edition), (known as Green Guide), The Event Guide, A Guide to Health, Safety and Welfare at Music and Similar Events (known as Purple Guide)

The club's representatives will attend Safety Advisory Group meetings and multi agency meetings as necessary to address all relevant issues prior to the event.

### b) **The prevention of crime and disorder**

Registered Security Industry Authority (SIA) staff will be employed through a nationally known company who will have provided staff for similar events around the UK. A staffing plan will be produced in order to ensure that we have an appropriate number of stewards and SIA in relation to the size and audience profile at the event.

No entry will be allowed to anyone under the influence of alcohol or drugs.  
No bottles, cans, containers or alcohol will be allowed into the event. Exception to this will be plastic bottled water no larger than 500ml.  
All alcohol and soft drinks will be served in plastic containers.  
There will be a written policy in order to prevent the sale or supply of alcohol to persons under the age of 18.

### c) **Public safety**

An Event Safety Management Plan will be developed specifically for each event and executed by the Safety Management Team.

Comprehensive risk assessment will be carried out prior to each event ensuring risks are identified and steps taken to mitigate or reduce all risks to health and safety as far as reasonably practicable.

Pre event inspections will be carried out in order to ensure that the premises are safe to use. Continued checks and inspections will take place throughout the event.  
All circulation routes and exits will be kept clear throughout the event.

The Event Safety Officer will be responsible for controlling all aspects of safety during the event. In the case of an incident, the Safety Officer will manage the incident working with the appropriate emergency services.

Clear and unobstructed access around the premises will be maintained for the use by emergency services and their vehicles.

There will be an appropriate number of medical and first aid staff on site throughout the event.

Lighting will be in place to assist in the egress from the premises at the conclusion of the event.

All temporary electrical installations will be installed by a suitably qualified and competent person.

Additional sanitary accommodation will be provided in line within the guidelines provided by the Guide to Health, Safety and Welfare at Music and Similar Events.  
 A suitable and sufficient number of security and stewards will be provided in accordance to the guideline within the "Green Guide"

Fire fighting equipment will be provided throughout the premises at suitable locations  
 Structural calculations and Health & Safety information together with method statements in relation to all temporary structures will be provided to Building Control.

**d) The prevention of public nuisance**

The club will appoint a noise management consultant in order to assess noise pollution issues. The consultant will produce a noise management plan for the event.

A dispersal plan will be formulated and be considered when developing the traffic management plan.

**e) The protection of children from harm**

There will be staff member who have a current DBS (Disclosure and Barring Service) on site for the duration of the event.  
 The club has a Safeguarding Policy for both children and vulnerable adults and will be working within the policy parameters.  
 No person under the age of 18 will be served alcohol.  
 No person under the age of 14 will be admitted to the event unless they are accompanied by a person over 18 years.  
 There will be no children taking part in the performance.

**Checklist:**

**Please tick to indicate agreement**

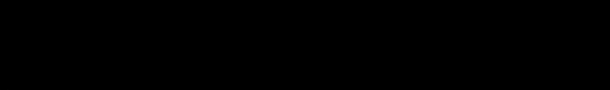
- I have made or enclosed payment of the fee. X
- I have enclosed the plan of the premises. X
- I have sent copies of this application and the plan to responsible authorities and others where applicable. X
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application. X
- I understand that if I do not comply with the above requirements my application will be rejected. X
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
Signature	
Date	17 <sup>th</sup> February 2020
Capacity	Stadium Manager

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

SANDRA CLARK  
LEICESTERSHIRE COUNTY CRICKET CLUB  
COUNTY GROUND  
GRACE ROAD

Post town	LEICESTER		Postcode	LE2 8AD
Telephone number (if any)				
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)				

#### NOTE

Any personal data that you provide will be processed in accordance with current data protection laws. It will be used by Leicester City Council and our partners to deliver and improve services and fulfil our legal duties. We will not disclose any personal information to anyone else unless required or allowed to do so by law. Read more about how we use personal data in our Privacy Notice on our website [www.leicester.gov.uk](http://www.leicester.gov.uk)

#### Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which

- combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
  - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).

4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.
15. **Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

#### **Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.

- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.

- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
  
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
  
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
  
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
  
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.



**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

#### **Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

## NOTICE OF APPLICATION FOR A NEW PREMISES LICENCE

Name of club:
Leicestershire County Cricket Club
Postal address of (premises / club premises)*:
County Ground Grace Road Leicester LE2 8AD
Details of Application:
<p>To hold two large scale events of up 19,999 at the venue at Grace Road per annum. This could be in the form of plays, live music, films, recorded music, performance of dance. Events could take place on the following days Monday – Sunday between the hours of 09:00 – 23:00</p>
<ul style="list-style-type: none"><li>• The Licensing Register can be inspected at any time by visiting <a href="http://www.leicester.gov.uk/licensing">www.leicester.gov.uk/licensing</a> . During office hours arrangements may be made for the register to be viewed at the Customer Services Department, Leicester City Council, 91 Granby Street, Leicester, LE1 6FB.</li><li>• Any representation relating to this application must be made in writing to the Licensing Authority by XXXXXXXX</li></ul>
18th March 2020

- It is an offence knowingly or recklessly to make a false statement in connection with an application. The maximum fine on summary conviction for this offence is £5,000.

**HELPFUL INFORMATION** (NB These notes do not form part of the notice and do not need to be displayed)

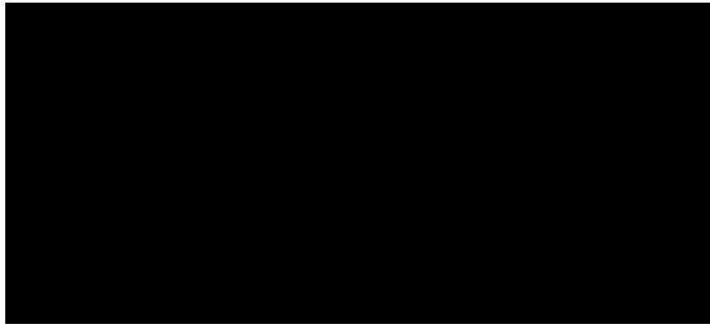
1. Under details of application you must state the licensable activities or qualifying club activities that are to be carried on from the premises. If the application includes a variation of an existing licence, describe the variation, for example if applicable the additional operating hours.
2. The notice must be:
  - a) A4 or larger,
  - b) Pale blue in colour,
  - c) Printed legibly in black ink or typed in black in a font size equal to or larger than 16
3. The notice must be:
  - a) displayed prominently at or on the premises to which the application relates where it can be conveniently read from the exterior of the premises, for a period of no less than 28 consecutive days, and
  - b) published in a local newspaper circulating in the vicinity of the premises, on at least one occasion during the ten working days, starting on the day after the day on which the application was given to the Licensing Authority.
4. If the premises covers an area of more than fifty metres square, a further identical notice must be displayed every fifty metres along the external perimeter of the premises abutting any highway, for the same time period.

**Full details of the requirements for advertising applications can be found in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005 (Statutory Instrument 2005 No. 42).**

**Consent of individual to being specified as premises supervisor**

I JOHN MARTIN STEW  
[full name of prospective premises supervisor]

of



[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

a New Premises licence to hold two large scale events of up to 19,999 per year

[type of application]

by

LEICESTERSHIRE COUNTY CRICKET CLUB  
[name of applicant]

relating to a premises licence

[number of existing licence, if any]

LEIPR110979

for

LEICESTERSHIRE COUNTY CRICKET CLUB  
GRACE ROAD  
LEICESTER LE2 8AD

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

-----  
*[name of applicant]*

concerning the supply of alcohol at

-----  
*[name and address of premises to which application relates]*

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

LEIPRS0392

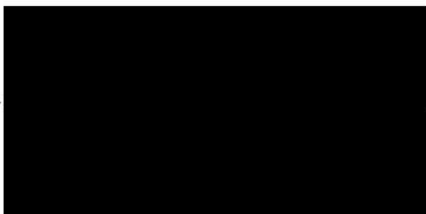
-----  
*[insert personal licence number, if any]*

Personal licence issuing authority

LEICESTER CITY COUNCIL

-----  
*[insert name and address and telephone number of personal licence issuing authority, if any]*

Signed



JOHN MARTIN STEW

-----  
Name (please print)

-----  
Date 17/2/2020

**NOTE**

Any personal data that you provide will be processed in accordance with current data protection laws. It will be used by Leicester City Council and our partners to deliver

and improve services and fulfil our legal duties. We will not disclose any personal information to anyone else unless required or allowed to do so by law. Read more about how we use personal data in our Privacy Notice on our website [www.leicester.gov.uk](http://www.leicester.gov.uk)









## Appendix B1

**Licensing Act 2003**  
**Premises Licence Application**  
**Notification to Local Authority of Agreement Regarding Police Representations.**

Leicester City Council  
Licensing Authority Office  
York House  
91 Granby Street,  
Leicester LE1 6BF

4 March, 2020

Dear Sir,

**Re: Leics County Cricket Club, County Ground, Grace Road, Leicester. LE2 8AD**

I write in my capacity as the applicant in relation to the above matter.

Discussions have taken place with the Leicestershire Police in relation to the promotion of the Licensing Objectives.

I am aware that representations have been made and that the following additional conditions should be placed upon the new licence:

### **Prevention Of Crime And Disorder**

1. The licence holder will ensure that a refusal and incident log is maintained and updated accordingly. These records are to remain on the premises and made available immediately to the relevant authorities upon a request being made.
2. All staff will be given training in regards to the 4 licensing objectives and the responsible sale of alcohol.
3. All staff training will be refreshed every 12 months and recorded in the training book. This book will be kept on the premises and made available upon request from any relevant authority.
4. Members of the public will not be permitted to bring any bottles, cans, containers or alcohol into the premises (the only exception to this will be plastic bottles of water, no larger than 500ml and these will need to be unopened/sealed). This is a condition that will be set out in the terms and conditions when tickets are purchased.  
(This last condition needs to replace the one that states 'No bottles, cans, containers or alcohol will be allowed into the event')

### **Public Safety**

5. Both an Event Management Plan and Risk Assessment will be submitted to the relevant authorities no later than two months prior to the event taking place.

**Protection Of Children From Harm**

6. The licence holder will operate a 'Challenge 25' policy and all staff will receive training in acceptable forms of identification (PASS).
7. Any showing of films will be age specific to their intended audience and all films that are shown, should adhere to the age restrictions as classified by the British Board of Film Classification (BBFC). If any films that are to be screened with an age classification of 18 then the police should be informed of the title to ensure it is appropriate.

**I agree to these additional conditions and do not therefore consider that a hearing in regards to the police representation is necessary.**

Yours faithfully

Signed  Name in block capitals SANDRA CLARK  
Date 4/3/2020



Appendix B2

**Leicester City Council**

Licensing Act 2003 –  
**Representation in respect of New Premises Application**

<b>Details of person or body making representation</b>	
Your Name:	Tj Mavani, Licensing Enforcement Manager
Your Address:	Licensing Enforcement Licensing Authority Phoenix House 1 King Street Leicester

<b>Details of premises representation is about</b>	
Name of Premises:	Leicestershire County Cricket Ground
Address of premises:	County Ground Grace Road Leicester
Application No. (if known)	124858

<b>Please tick one or more of the licensing objectives that your representation relates to:</b>	
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 checked="" type="checkbox"/>

<b>Please summarise your concerns about this application:</b>
I write in my capacity as Licensing Enforcement Manager for Leicester City Council Licensing Authority on the authority delegated to me.
<b>Please take notice that I am satisfied that allowing the premises to be used in accordance with the notice would undermine the Public Safety/Prevention of Public Nuisance/Prevention of Crime &amp; Disorder and Protection of Children from Harm.</b>
This application requests a premises licence for large scale events at the location which is predominantly a sporting ground for the use of cricket. There is also another current premises licence which allows for licensed activities in line with that licence, however this application looks to enable the applicant to provide large scale events within the ground that exceed the current number of attendees.

The application details two large scale events within the general description of the premises which is not reflected within the conditional part of the application currently.

It details that the large-scale events will be 'either plays, films, live music, recorded music, performance of dance'. This again is detailed within the general descriptions and it is anticipated that the supply of alcohol will be associated with all these events.

The licensable activities that have applied for are:

- Plays
- Films
- Live Music
- Recorded Music
- Performances of Dance
- Supply of Alcohol

The applied hours for all the above licensed activities are from 09:00hrs until 23:00hrs (except supply of alcohol to be 10:00hrs until 22:30hrs) every day and opening hours to be 09:00hrs until 22:30hrs.

The operating schedule does try to detail some of the measures that would be implemented in order to uphold the licensing objectives, however it is in our opinion that these on their own would not uphold them in relation to any large-scale events with a possibility of 19,999 persons attending.

It is considered by the authority from experience of previous joint working that the licence holder will work in partnership in order to comply with the conditions, it is our opinion that the operating schedule does not detail enough that satisfy us that the licensing objectives would be upheld.

If the committee was minded considering granting the licence that all of the following conditions be imposed in full in addition to all of those detailed within the application.

#### General Objectives

- 1) Large scale events (deemed 6999 persons or above) will be limited to either two events (each being one day) or one event (being for 2 days) in each calendar year.
- 2) Both events or days will require a full Multi Agency Safety Advisory Group Process and compliance with all the conditions stated on the licence.
- 3) The licence is subject to Leicester City Council's Standard Conditions for Places of Public Entertainment, published on the Licensing Authority's website [www.leicester.gov.uk/licensing](http://www.leicester.gov.uk/licensing)
- 4) The licence is subject to the licence holder satisfying the deadlines set in relation to submission of any event plans, risk assessments or any other documents or plans required by the Authorities/Agencies as detailed within permission letter issued by the Local Authority. If these deadlines are not adhered to satisfactorily as deemed by the Licensing Authority, the licence is deemed null and void and all licensable activities will not be licensed.
- 5) The licence holder must submit a fully documented event management plan to

the Festivals & Events team who will liaise in relation to the Multi Agency Event Safety Advisory Group which must be completed within the agreed timelines from the group. The plan must include full details relating to at the very least; event management structure and contact details, site plans, programme timings, attendance estimations, site, staging and facilities provisions, Emergency risk assessments and access, public communications, insurances and any other areas of consideration. Consultation must take place between the licence holder and the Multi Agency Event Safety Advisory Group to achieve this and will be adhered to in full.

- 6) The Licensing Authority will consult with all the required authorities/agencies to ensure that all of the conditions are complied with in full and inform the licence holder if this is not the case which will require immediate compliance and if not the condition/s relating to deadlines will come into force.
- 7) The time restrictions of activities stated on the licence are the maximum allowed, however the time limits stated within the event management plan or risk assessments would be those applicable.
- 8) The licence holder will comply with all reasonable actions or steps directed by or an officer acting on behalf of the Licensing Authority.

#### Prevention of Crime & Disorder

- 9) The licence holder will consult with the police in relation to any event/s where this licence will be in use.
- 10) The licence holder will submit to Leicestershire Police (Operations planning department or as directed) any documents that they require as part of a documented plan or risk assessment that must be submitted in line within agreed deadlines.
- 11) The licence holder will complete any reasonable requests or instructions issued by the police in relation to the event/s.
- 12) Full consideration and assessment must take place of the security provision. This must be done in consultation with the police, Festivals & Events Team and the Licensing Authority. The authorities must be satisfied that the provisions are in place, meet the requirements of any event/s and will be adhered to in full.
- 13) Any personnel that require to be SIA registered must be correctly licensed and must display their SIA identification prominently at all times during any event/s.
- 14) The Licence Holder must ensure that all staff (paid or unpaid) selling alcohol are trained on the law with regards to age restricted sales, in particular what identification can be accepted and that this is properly documented.

#### Prevention of Public Nuisance

- 15) A comprehensive noise risk assessment must be completed in consultation

with the noise pollution team of the local authority. The authority must be satisfied with this assessment and that it will be adhered to in full.

- 16) The licence holder will take all reasonable steps in order to reduce the chances of any event causing a public nuisance.

#### Public Safety

17) The licence holder will monitor and not exceed the maximum safe capacity for any event. This will be determined by the local authority in consultation with partner agencies and detailed on the event management plan.

18) The licence holder will take into account public safety in all aspects of any events and this must be documented within the event management plan and any other risk assessments or documents submitted to the satisfaction of the relevant part of the local authority.

19) The licence holder will consult and comply with any required public safety actions directed by the relevant parts of the local authority.

20) The licence holder will consult with the Traffic Management/Highways or relevant parts of the local authority if required and submit a management plan in relation to traffic/highways management. This must be to the satisfaction of the local authority and complied with in full.

#### Prevention of Harm to Children

21) If alcohol is being served or sold, then the age verification scheme 'Challenge 25' must be operated and complied with by all staff members. Staff members must be trained in the scheme and specifically what identification can be accepted. Notices advertising that the premises operates a Challenge 25 scheme must be displayed in a clear and prominent position at the entrance to the event and inside the event at all bar serving areas where alcohol is being served or sold.

22) A refusals log shall be in operation at each area where the sale of alcohol is being conducted. The refusals log shall be maintained throughout the event and be made available immediately to the police or Licensing Authority on request.

Tj Mavani  
Licensing Team Manager (Enforcement)  
Licensing Authority  
10/03/2020

Vicky Marshall  
Licensing Authority Office  
Leicester City Council  
York House  
91 Granby Street  
Leicester  
LE1 6FB

Dear Madam

**Licensing Act 2003 – Objection to New Premises Licence for 2 days of outdoor events**

**Application Ref: 124858**

**Prevention of Public Nuisance.**

**Leicestershire County Cricket Club, Grace Road, Leicester.**

I, Sandra Clark as the applicant / applicant's representative of the above premises licence, hereby agree to the following modifications in respect to prevention of public nuisance.

1. Limiting the number of event days to a maximum of 2 per calendar year.
2. Limiting the curfew or finishing time for live and recorded outdoor music to 22.30 hours.
3. The requirement for the submission of a Noise Management Plan (NMP) for each event, which must be submitted and agreed by the Noise and Pollution Control Team prior to any event.

The Noise Management Plan should include:

- Noise levels proposed by the noise consultant, currently state a maximum residential façade level of 85 dB(A) on Milligan Road and a maximum residential façade level of 75 dB(A) for Grace Road, Hawkesbury Road, Park Hill Avenue and Park Hill Drive.
- Monitoring of noise levels will be for a Music Event Level (MEL) of 15 minutes, however levels over a shorter duration (3-5 minutes) will also be undertaken to ensure that high levels can be reduced as quickly as possible.
- Noise frequencies below 30 Hertz to be removed or reduced to a minimal level.
- Other low frequency levels between 30 and 125 Hertz to be monitored continuously and reduced as required.
- The use of a directional sound array system, which will also reduce the noise levels from the back of the stage.
- Continuous noise monitoring to be undertaken by the noise consultants, to include continuous monitoring at the mixing desk and also continuous site boundary monitoring.
- A noise report shall be prepared and submitted no later than 2 weeks following the event and sent to the Noise and Pollution Control Team at

Leicester City Council. This report shall include all noise levels taken during the event and any action taken to reduce these levels where appropriate.

- A dedicated complaints line to be operated by the applicant, to be set up prior to the event and operational throughout the event. All complaints to be passed to the consultants noise monitoring team who will visit the complainants at the time.
- Sound propagation testing either to be carried out in the early evening prior to the event or after 10am on the day of the events.
- Sound checks to be kept to a minimum and not operated at full volume, with time controls imposed by the organisers.

Signed 

Name: SANDRA CLARK  
(PRINT)

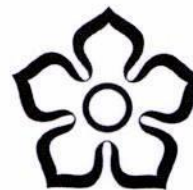
Dated: 11/3/2020



# Appendix B4

Our Ref: LIC185059965

Date: 18/03/2020



Leicester  
City Council

### Customer details:

Title	First name	Surname	Phone number	Mobile number	Email address

### Address:

Enter the postcode or street name	Please select the address	Flat	House number	Street	Town	County	Postcode

Name of premises: Leicestershire County Cricket Club

### Location:

Enter the postcode or street name	Please select the address	Flat	House number	Street	Town	County	Postcode
LE2 8AD	Leicestershire County Cricket Club Grace Road, Leicester		Leicestershire County Cricket Club	Grace Road	Leicester	Leicester City	LE2 8AD

Application No. (If known):

Please tick one or more of the licensing objectives that your representation relates to:

Prevention of Public Nuisance, Protection of Children From Harm

**Please summarise your concerns about this application:** I wish to object to the proposal to grant a new premises license to Leicestershire County Cricket Club to host large scale events of up to 19,999 people at the venue.

Given the current situation regarding the Covid-19 outbreak it is doubtful as to whether events will be taking place this summer. Nevertheless, I have some concerns regarding the scale of events

proposed and the ability for the cricket club to use the venue for such events on any day of the week until up to 11pm. This is unacceptable in a densely populated residential area.

We moved into our house nearly 4 years ago and were aware of the use of the floodlights for 11 evening cricket matches per year, which is controlled by planning condition. The use of the ground for T20 matches can get a little noisy with applause, horns and announcements but is generally over by 10pm with the lights powered down after match end. The cricket club have held other occasional summer events e.g. Abba tribute and Queen tribute concerts. These are much noisier than the T20 matches but can be enjoyed by local residents if they are one offs. This summer the cricket club is, however proposing Little Mix and Westlife concerts on consecutive nights, a Thursday and Friday evening. This is particularly unacceptable on a non-weekend night. Presumably the licence which the cricket club are applying for is to enable larger numbers of people to attend the events than is currently possible. This would mean additional crowd noise and disruption to local residents from parking and large crowds in addition to the very loud music. Having this in a tightly packed residential area on potentially any night of the week would be potentially unbearable. We are expecting our first child and so I am concerned about the impact on their sleep.

Generally speaking, the cricket club is not a bad neighbour to have. Most of the time it means it is quiet and we can enjoy the peace and quiet of our back garden. The polite applause during county cricket matches is quite pleasant to listen to. The concern is regarding the increasing size and noise of events which are proposed to take place. This is not an appropriate location for large outdoor music concerts and would likely lead to statutory noise nuisance complaints.

We therefore request that the request for a premises license be refused.

**Please give further details of WHY you believe this application will have an adverse effect on the licensing objectives :** See above

**Are there any changes that could be made to the application that would reduce or remove your concerns?:** No

:

By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted



<b>CONDITIONS CONSISTENT WITH OPERATING SCHEDULE</b>
The licence is for a maximum of two large events a year
Senior Management, Event Safety Officer and deputy will be employed at the event
The events will be planned and managed in line with The Guide to Safety at Sports Grounds (sixth edition) The Event Guide, A Guide to Health, Safety and Welfare at Music and Similar Events
The Licence holder will attend all Safety Advisory Group and multi agency meetings as required
Security staff will be employed via a nationally recognised company with experience of equivalent events and a plan will be drawn up to ensure adequate staffing at every event based on the number and profile of members of the public attending.
Anyone under the influence of drink or drugs will be refused entry to the event.
No bottles, cans, containers or alcohol will be allowed into the event except for water in a plastic bottle holding no more than 500ml.
All drinks will be served in plastic containers
A policy will be drawn up to prevent alcohol being supplied to under 18s.
An event management plan will be developed for each event and will be put in place by the Safety Management Team
A full risk assessment will be carried out and all reasonable steps taken as a result.
Inspections will be carried out before and regularly during the events to ensure public safety.
All exits and circulation routes to be kept clear throughout the event.
The Event Safety Officer will have responsibility safety during the event, if an incident happens the Safety Manager will manage the incident in co-operation with emergency services.
There will be clear access around the premises for emergency service use.
Adequate medical and first aid staff will be available throughout any events
Suitable lighting will be used at the end of events to aid people in exiting the premises.
Sanitary provision will be increased in line with guidance
Method statements, Health and Safety information and structural calculations will be supplied to Building Control
A noise consultant will be employed to assess the events and provide a noise management plan
A dispersal plan will be devised and taken into account within a traffic management plan.
At least one member of staff with a current DBS certificate will be on site for the whole event
The licence holder has an existing Safeguarding Policy for children and vulnerable adults which will be followed.
Under 14s will only be admitted if accompanied by an over 18.
No children will take part in any performance

<b>CONDITIONS CONSISTENT WITH REPRESENTATION FROM THE LICENSING ENFORCEMENT TEAM</b>
Large scale events (deemed 6999 persons or above) will be limited to either two events (each being one day) or one event (being for 2 days) in each calendar year.
Both events or days will require a full Multi Agency Safety Advisory Group Process and compliance with all the conditions stated on the licence.
The licence is subject to Leicester City Council's Standard Conditions for Places of Public Entertainment, published on the Licensing Authority's website <a href="http://www.leicester.gov.uk/licensing">www.leicester.gov.uk/licensing</a>
The licence is subject to the licence holder satisfying the deadlines set in relation to submission of any event plans, risk assessments or any other documents or plans required by the Authorities/Agencies as detailed within permission letter issued by the Local Authority. If these deadlines are not adhered to satisfactorily as deemed by the Licensing Authority, the licence is deemed null and void and all licensable activities will not be licensed.
The licence holder must submit a fully documented event management plan to the Festivals & Events team who will liaise in relation to the Multi Agency Event Safety Advisory Group which must be completed within the agreed timelines from the group. The plan must include full details relating to at the very least; event management structure and contact details, site plans, programme timings, attendance estimations, site, staging and facilities provisions, Emergency risk assessments and access, public communications, insurances and any other areas of consideration. Consultation must take place between the licence holder and the Multi Agency Event Safety Advisory Group to achieve this and will be adhered to in full.
The Licensing Authority will consult with all the required authorities/agencies to ensure that all of the conditions are complied with in full and inform the licence holder if this is not the case which will require immediate compliance and if not the condition/s relating to deadlines will come into force.
The time restrictions of activities stated on the licence are the maximum allowed, however the time limits stated within the event management plan or risk assessments would be those applicable.
The licence holder will consult with the police in relation to any event/s where this licence will be in use.
The licence holder will submit to Leicestershire Police (Operations planning department or as directed) any documents that they require as part of a documented plan or risk assessment that must be submitted in line within agreed deadlines.
The licence holder will complete any reasonable requests or instructions issued by the police in relation to the event/s.
Full consideration and assessment must take place of the security provision. This must be done in consultation with the police, Festivals & Events Team and the Licensing Authority. The authorities must be satisfied that the provisions are in place, meet the requirements of any event/s and will be adhered to in full.
Any personnel that require to be SIA registered must be correctly licensed and must display their SIA identification prominently at all times during any event/s.
The Licence Holder must ensure that all staff (paid or unpaid) selling alcohol are trained on the law with regards to age restricted sales, in particular what identification can be accepted and that this is properly documented.
A comprehensive noise risk assessment must be completed in consultation with the noise pollution team of the local authority. The authority must be satisfied with this assessment and that it will be adhered to in full.
The licence holder will take all reasonable steps in order to reduce the chances of any event causing a public nuisance.
The licence holder will monitor and not exceed the maximum safe capacity for any event. This will be determined by the local authority in consultation with partner agencies and detailed on the event management plan.

The licence holder will take into account public safety in all aspects of any events and this must be documented within the event management plan and any other risk assessments or documents submitted to the satisfaction of the relevant part of the local authority.
The licence holder will consult and comply with any required public safety actions directed by the relevant parts of the local authority.
The licence holder will consult with the Traffic Management/Highways or relevant parts of the local authority if required and submit a management plan in relation to traffic/highways management. This must be to the satisfaction of the local authority and complied with in full.
If alcohol is being served or sold, then the age verification scheme 'Challenge 25' must be operated and complied with by all staff members. Staff members must be trained in the scheme and specifically what identification can be accepted. Notices advertising that the premises operates a Challenge 25 scheme must be displayed in a clear and prominent position at the entrance to the event and inside the event at all bar serving areas where alcohol is being served or sold.
A refusals log shall be in operation at each area where the sale of alcohol is being conducted. The refusals log shall be maintained throughout the event and be made available immediately to the police or Licensing Authority on request.

<b>CONDITIONS CONSISTENT WITH REPRESENTATION FROM THE NOISE TEAM</b>
Limit the number of event days to a maximum of 2 per calendar year.
Limiting the curfew or finishing time for live and recorded outdoor music to 22.30 hours.
Requirement for the submission of a Noise Management Plan (NMP) for each event, which must be submitted and agreed by the Noise and Pollution Control Team prior to any event.
Noise levels proposed by the noise consultant, currently state a maximum residential façade level of 85 dB(A) on Milligan Road and a maximum residential façade level of 75 dB(A) for Grace Road, Hawkesbury Road, Park Hill Avenue and Park Hill Drive
Monitoring of noise levels will be for a Music Event Level (MEL) of 15 minutes, however levels over a shorter duration (3-5 minutes) will also be undertaken to ensure that high levels can be reduced as quickly as possible.
Noise frequencies below 30 Hertz to be removed or reduced to a minimal level.
Other low frequency levels between 30 and 125 Hertz to be monitored continuously and reduced as required.
The use of a directional sound array system, which will also reduce the noise levels from the back of the stage.
Continuous noise monitoring to be undertaken by the noise consultants, to include continuous monitoring at the mixing desk and also continuous site boundary monitoring.
A noise report shall be prepared and submitted no later than 2 weeks following the event and sent to the Noise and Pollution Control Team at Leicester City Council. This report shall include all noise levels taken during the event and any action taken to reduce these levels where appropriate.
A dedicated complaints line to be operated by the applicant, to be set up prior to the event and operational throughout the event. All complaints to be passed to the consultants noise monitoring team who will visit the complainants at the time.
Sound propagation testing either to be carried out in the early evening prior to the event or after 10am on the day of the events.
Sound checks to be kept to a minimum and not operated at full volume, with time controls imposed by the organisers.

<b>CONDITIONS CONSISTENT WITH REPRESENTATION FROM LEICESTERSHIRE POLICE</b>
The licence holder will ensure that a refusal and incident log is maintained and updated accordingly. These records are to remain on the premises and made available immediately to the relevant authorities upon a request being made.
All staff will be given training in regards to the 4 licensing objectives and the responsible sale of alcohol.

All staff training will be refreshed every 12 months and recorded in the training book. This book will be kept on the premises and made available upon request from any relevant authority.
Both an Event Management Plan and Risk Assessment will be submitted to the relevant authorities no later than two months prior to the event taking place.
Members of the public will not be permitted to bring any bottles, cans, containers or alcohol into the premises (the only exception to this will be plastic bottles of water, no larger than 500ml and these will need to be unopened/sealed)
The licence holder will operate a 'Challenge 25' policy and all staff will receive training in acceptable forms of identification (PASS).
Any showing of films will be age specific to their intended audience and all films that are shown, should adhere to the age restrictions as classified by the British Board of Film Classification (BBFC). If any films that are to be screened with an age classification of 18 then the police should be informed of the title to ensure it is appropriate.