

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, 18 AUGUST 2020
TIME: 10:00 am
VENUE: VIRTUAL TEAMS MEETING

Members of the Sub-Committee

Councillors Fonseca, Pickering, and Shelton

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: Jacob Mann
Democratic Support, Leicester City Council
City Hall, 115 Charles Street, Leicester, LE1 1FZ
Tel: 0116 454 5843
email: Jacob.mann@leicester.gov.uk

Information for members of the public

Attending meetings and access to information

Dates of meetings and copies of public agendas and minutes are available on the Council's website at www.cabinet.leicester.gov.uk, from the Council's Customer Service Centre or by contacting us using the details below.

Further information

If you have any queries about any of the above or the business to be discussed, please contact Jacob Mann, Democratic Support on **(0116) 454 5843 or email** Jacob.mann@leicester.gov.uk

For Press Enquiries - please phone the **Communications Unit on 0116 454 4151**

PUBLIC SESSION

AGENDA

1. LIVE STREAM OF MEETING

A live stream of the meeting can be viewed on the following link:

<https://tinyurl.com/yyusowr2>

2. APPOINTMENT OF CHAIR

3. APOLOGIES FOR ABSENCE

4. DECLARATIONS OF INTEREST

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

5. MINUTES OF PREVIOUS MEETING

Appendix A

The minutes of the meeting held 2 July 2020 are attached and Members will be asked to confirm them as a correct record.

6. APPLICATION FOR A VARIATION OF AN EXISTING PREMISES LICENCE: DOVER CASTLE, 34 DOVER STREET, LEICESTER, LE1 6PT

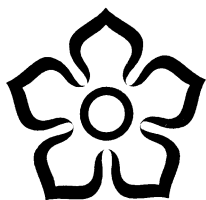
Appendix B

The Director of Neighbourhood and Environmental Services submits a report on an application for a variation of an existing Premises Licence for Dover Castle, 34 Dover Street, Leicester, LE1 6PT.

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.

(Wards Affected: Castle)

7. ANY OTHER URGENT BUSINESS



Leicester
City Council

Appendix A

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

Held: THURSDAY, 2 JULY 2020 at 10:00 am

P R E S E N T:

Councillor Hunter (Chair)

Councillor Cank

Councillor Gee

* * * * *

6. APPOINTMENT OF CHAIR

RESOLVED:

That Councillor Hunter be appointed as Chair for the meeting.

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

7. APOLOGIES FOR ABSENCE

There were no apologies for absence.

8. DECLARATIONS OF INTEREST

Members were asked to declare any interests they may have in the business on the agenda.

There were no declarations of interest made.

9. MINUTES OF PREVIOUS MEETINGS

RESOLVED:

That the minutes of the meetings held on 12 May 2020am, 12 May 2020pm, and 19 May 2020 be confirmed as an accurate record.

10. PRIVATE SESSION

RESOLVED:

That the press and public be excluded during consideration of the following reports in accordance with the provisions of Section 100A(4) of the Local Government Act 1972, as amended, because it involves the likely disclosure of 'exempt' information, as defined in the Paragraphs detailed below of Part 1 of Schedule 12A of the Act, and taking all the circumstances into account, it is considered that the public interest in maintaining the information as exempt outweighs the public interest in disclosing the information.

Paragraph 1

Information relating to an individual.

Paragraph 2

Information which is likely to reveal the identity of an individual.

Paragraph 3

Information relating any action taken or to be taken in connection with the prevention, investigation, or prosecution of crime.

- B1) Application for a summary review of an existing Premises License: Shakespeare's House, 4 Southgates, Leicester, LE1 5SH

11. APPLICATION FOR A SUMMARY REVIEW OF AN EXISTING PREMISES LICENCE: SHAKESPEARE'S HOUSE, 4 SOUTHGATES, LEICESTER, LE1 5SH

The Chair confirmed with the Sub-Committee members that reports for the meeting had been read and that bodycam footage had been viewed.

The Director of Neighbourhood and Environmental Services submitted a report on a summary review of an existing premises license for Shakespeare's House, 4 Southgates, Leicester LE1 5SH.

This was a formal review after interim steps were taken to suspend the premises license for Shakespeare's House and remove the Designated Premises Supervisor on 11 June 2020. The application was made on the grounds that the premises were associated with serious crime or serious disorder or both.

Members noted that representations had been received in respect of the application, which necessitated that the application for a summary review of an existing premises licence had to be considered by members.

Mr Nigel Rixon (Licensing Manager, Leicestershire Police), PC Jeff Pritchard

(Licensing Officer, Leicestershire Police), Su Clement (Environmental Officer), Licensing Team Manager (Policy and Applications), and Legal Advisor to the Sub-Committee were present.

The Licensing Team Manager (Policy and Applications) presented the report and outlined the details of the application. It was noted that a representation was received on 17 June 2020 from the Food Safety Team.

Ms Clement (Food Safety Team) was given the opportunity to outline the reasons for the representation.

Mr Rixon and PC Pritchard for Leicestershire Police were given the opportunity to outline the reasons for the summary review application and responded to questions from the Sub-Committee.

The Licensing Team Manager (Policy and Applications) informed those present that all paperwork had been served on the Premises License Holder and the authority had done all that it could to make him aware of the Hearing.

The Sub-Committee received legal advice from the Legal Advisor to the Sub-Committee in the presence of all those present.

In reaching their decision, Members felt they should deliberate in private on the basis that it was in the public interest, and as such outweighed the public interest of their deliberation taking place with the parties represented present.

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

The Chair then asked all but 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. The Legal Advisor to the Sub-Committee was called back into the meeting to give advice on the wording of the decision.

RESOLVED:

That the premises licence for Shakespeare's House, 4 Southgates, Leicester, LE1 5SH be REVOKED, and the Designated Premises Supervisor be REMOVED from the premises licence.

It was noted that the hearing of the application was held virtually in accordance with the Local Authorities and Police and Crime Panels (Coronavirus)(Flexibility of Local Authority and Police and Crime Panel Meetings)(England and Wales)(Regulations) 2020 (The 2020 Regulations) and in accordance with the Council's own Remote Procedure Rules.

The Sub-Committee Members had been asked to determine an application for a Summary Review of a Premises Licence. In reaching their decision, Members of the Sub-Committee had carefully considered the Committee report presented by the Licensing Team Manager (Policy and Applications) and the representations made by Leicestershire Police, and the Environmental Health Officer from the Food Safety Team, Leicester City Council. No representations had been received from any other party including the Premises Licence Holder (PLH). Sub-Committee Members also listened to 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 requested the Summary Review of the Premises Licence as they were satisfied that the premises had been associated with incidents of a serious crime and disorder as a result of which they had no confidence that the PLH would promote or uphold the licensing objectives.

The Sub-Committee considered the information put before them in detail from both Leicestershire Police and the Food Safety Team and considered each of the options available to them.

The Sub-Committee noted that no representations were made or received from the Premises Licence Holder.

As a result of what they had heard, Members were satisfied that that it was appropriate and proportionate in light of the licensing objectives to remove the Designated Premises Supervisor from the premises licence and revoke the premises licence.

REASONS FOR THE DECISION

The Sub-Committee Members accepted the evidence as presented by the Police and the Environmental Health Officer and were satisfied that the premises was associated with serious crime and disorder and failed to comply with Food Safety Regulations and Health and Safety Regulations.

Having carefully evaluated all the information and evidence before them, the Sub-Committee accepted the submissions made by the Police that the PLH was unable to promote or uphold the licensing objectives.

Members believed that the PLH had shown poor management skills and had no confidence in his ability to uphold the licensing objectives, nor did they have confidence in his ability to trade responsibly, legally and comply with the requirements of the Licensing Act 2003.

As stated, Members' decision was therefore to remove the DPS from the licence and revoke the premises licence.

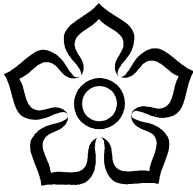
Members also reviewed the interim steps imposed on the 11th June 2020 and decided that it was appropriate for the promotion of the licensing objectives for the steps to remain in place pending any appeal, namely that the DPS be removed from the licence and the premises licence be suspended.

The Sub-Committee's decision was made in the interests of promoting the licensing objectives, particularly the prevention of crime and disorder.

The Premises Licence Holder would be informed that an appeal against the final review or the interim steps must be made within 21 days to the Magistrate's Court.

12. ANY OTHER URGENT BUSINESS

There being no other urgent business, the meeting closed at 10.58am.



Leicester
City Council

WARDS AFFECTED
Castle

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

18th August 2020

**Application for a variation of an existing premises licence
Dover Castle, 34 Dover Street, Leicester, LE1 6PT**

Report of the Director of Neighbourhood and Environmental Services

1. Purpose of Report

- 1.1. This report provides information for Members about an application made under the Licensing Act 2003, to assist them in determining the outcome of that application.

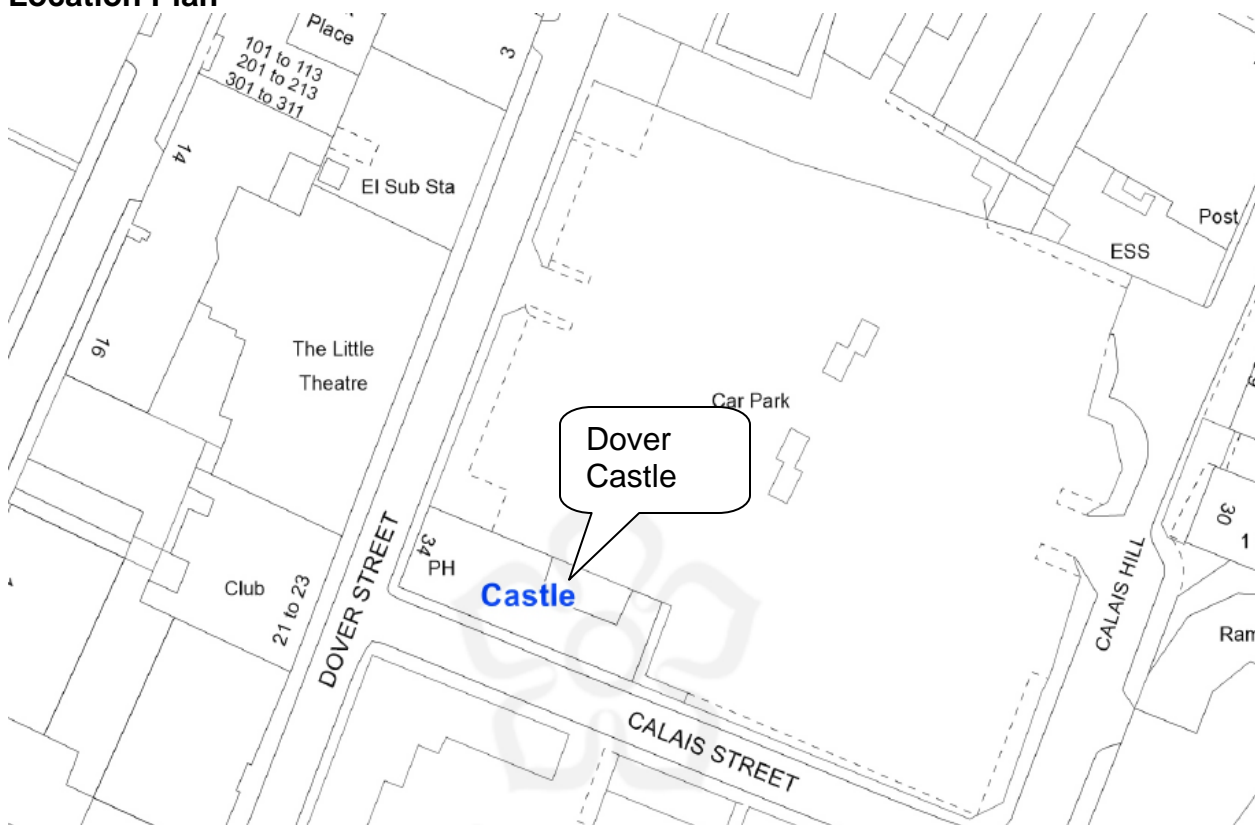
2. Determination to be made

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

3. Summary

- 3.1 This report outlines an application for a variation to an existing premises licence for the Dover Castle 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. Existing Licence

5.1. The existing licence is attached at Appendix A.

6. Application

6.1 An application was received on 1st July 2020 from Admiral Taverns Piccadilly Limited for a variation to an existing premises licence for the Dover Castle. A copy of the application is attached at Appendix B.

6.2 The variation sought by the application is as follows:

| Licensable activity | Current Hours | Proposed Hours |
|------------------------|--|--|
| Films | Mon-Thurs 10:00-00:30 Fri-Sat 10:00-04:00 Sunday 12:00-00:30 | Sun-Thurs 10:00-02:00 Fri-Sat 10:00-04:00 |
| Live Music | Mon-Thurs 10:00-00:30 Fri-Sat 10:00-04:00 Sunday 12:00-00:30 | Sun-Thurs 10:00-02:00 Fri-Sat 10:00-04:00 |
| Recorded Music | Mon-Thurs 10:00-00:30 Fri-Sat 10:00-04:00 Sunday 12:00-00:30 | Sun-Thurs 10:00-02:00 Fri-Sat 10:00-04:00 |
| Performances of Dance | Mon-Thurs 10:00-00:30 Fri-Sat 10:00-04:00 Sunday 12:00-00:30 | Sun-Thurs 10:00-02:00 Fri-Sat 10:00-04:00 |
| Late night refreshment | Mon-Thurs 10:00-00:30 | Sun-Thurs 10:00-02:00 |

| | | |
|-------------------|--|--|
| | Fri-Sat 10:00-04:00 Sunday 12:00-00:30 | Fri-Sat 10:00-04:00 |
| Supply of Alcohol | Mon-Thurs 10:00-00:30 Fri-Sat 10:00-04:00 Sunday 12:00-00:30 | Sun-Thurs 10:00-02:00 Fri-Sat 10:00-04:00 |
| Opening hours | Mon-Thurs 10:00-01:00 Fri-Sat 10:00-04:30 Sunday 12:00-01:00 | Sun-Thurs 10:00-02:30 Fri-Sat 10:00-04:30 |

- New Years Eve from the end of permitted hours on New Years Eve until 04:30 on New Years Day.
- An additional hour to the standard and non-standard times on the day British Summertime commences
- Christmas Eve, Christmas Day, Boxing Day and Bank Holiday Sundays and Mondays from the end of permitted hours until 4:30am the following day
- Removal of all existing conditions in Annex 2 of the premises licence and replacing them with new conditions

7. Steps to Promote the Licensing Objectives

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

8. 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.

9. Representation

- 9.1 A representation was received on 9th July 2020 from a ward councillor. The representation relates to the prevention of public nuisance. Cllr Kitterick is concerned that the variation would change the nature of the venue to more of a nightclub and that the later terminal hours proposed would cause disruption to nearby residences. A copy of the representation is attached at Appendix C1.
- 9.2 A representation was received on 24th July 2020 from the Noise Team. The representation relates to the prevention of public nuisance. The Noise Team is concerned that it will be impossible to control the behaviour of customers once dispersed from the immediate

vicinity of the premises and that there is a large amount of residential premises close by. A copy of the representation is attached at Appendix C2.

10. Conditions

- 10.1 The conditions that are consistent with the operating schedule are attached at Appendix D.

10. Statutory Guidance

- 11.1 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 |
| 2.15 – 2.21 | Public nuisance |
| 8.41 – 8.49 | Steps to promote the licensing objectives |
| 9.11 – 9.12 | Role of responsible authorities |
| 9.31 – 9.41 | Hearings |
| 9.42 – 9.44 | Determining actions that are appropriate for the promotion of the licensing objectives |
| 10.1 – 10.3 | Conditions - general |
| 10.8 – 10.9 | Imposed conditions |
| 10.10 | Proportionality |
| 10.13 - 10.15 | Hours of trading |
| 13.10 – 13.11 | Giving reasons for decisions |
| 14.51 – 14.52 | Licensing Hours |
| 16.1 – 16.69 | Regulated entertainment |

12 Statement of Licensing Policy

- 12.1 The relevant parts of the Licensing Authority's Statement of Licensing Policy are as follows:

| Section | Heading |
|----------------|-------------------------------|
| 2 | Fundamental Principles |
| 5 | Licensing Hours |
| 9 | Prevention of Public Nuisance |
| 13 | Standardised conditions |

13. Points for Clarification

- 13.1 The applicant and the parties making the representation have been asked to clarify certain points at the hearing, as follows:

By the applicant

1. Whether the applicant considers that the concerns outlined in the representations are valid, and if not why not?

2. In the light of the representations made, does the applicant wish to propose any additional steps for the promotion of the licensing objectives?

By the parties making the representations

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 | No | |
| 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. As this application was received electronically, the Licensing Authority was required to consult with the relevant responsible authorities as set out in the Licensing Act 2003.

17. Report Author

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

| APPENDIX | CONTENT |
|-----------------|------------------|
| A | Existing licence |
| B | Application |

| | |
|---|--|
| C | Representation |
| D | Conditions consistent with application |

Licensing Act 2003 Premises Licence

LEIPRM0807



Local Services & Enforcement
Leicester City Council
Phoenix House
1 King Street
Leicester
LE1 6RN

(0116) 4543040
licensing@leicester.gov.uk

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Dover Castle

34 Dover Street, Leicester, Leicestershire, LE1 6PT.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

Expires **no expiry**

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- a performance of dance
- provision of late night refreshment
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

| Activity (and Area if applicable) | Description | Time From | Time To |
|--|-------------|-----------|----------|
| B. Exhibition of films (Indoors) | Mon-Thur | 10:00am | Midnight |
| | Fri-Sat | 10:00am | 4:00am |
| | Sunday | Noon | 12:30am |
| C. Indoor sporting event | Mon-Thur | 10:00am | Midnight |
| | Fri-Sat | 10:00am | 4:00am |
| | Sunday | Noon | 12:30am |
| E. Performance of live music (Indoors) | Mon-Thur | 10:00am | Midnight |
| | Fri-Sat | 10:00am | 4:00am |
| | Sunday | Noon | 12:30am |
| F. Playing of recorded music (Indoors) | Mon-Thur | 10:00am | Midnight |
| | Fri-Sat | 10:00am | 4:00am |
| | Sunday | Noon | 12:30am |
| G. Performance of dance (Indoors) | Mon-Thur | 10:00am | Midnight |
| | Fri-Sat | 10:00am | 4:00am |



Licensing Act 2003
Premises Licence

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THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

| Activity (and Area if applicable) | Description | Time From | Time To |
|--|-------------|-----------|----------|
| G. Performance of dance (Indoors) continued ... | Sunday | Noon | 12:30am |
| I. Late night refreshment (Indoors) | Mon-Thur | 11:00pm | Midnight |
| | Fri-Sat | 11:00pm | 4:00am |
| | Sunday | 11:00pm | 12:30am |
| J. Supply of alcohol for consumption ON and OFF the premises | Mon-Thur | 10:00am | Midnight |
| | Fri-Sat | 10:00am | 4:00am |
| | Sunday | Noon | 12:30am |

THE OPENING HOURS OF THE PREMISES

| Description | Time From | Time To |
|-------------|-----------|---------|
| Mon-Thur | 10:00am | 12:30am |
| Fri-Sat | 10:00am | 4:30am |
| Sunday | Noon | 1:00am |

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

| |
|--|
| - J. Supply of alcohol for consumption ON and OFF the premises |
|--|

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

| | |
|-----------------------------------|---|
| Admiral Taverns Picadilly Limited | Milton Gate, 60 Chiswell Street, London, EC1Y 4AG. Telephone 01244505402 |
|-----------------------------------|---|

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

| | |
|-----------------------------------|----------|
| Admiral Taverns Picadilly Limited | 07420758 |
|-----------------------------------|----------|

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

| | |
|------------|--|
| Emma MILLS | |
|------------|--|

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

| | |
|------------------------|---------------------|
| Licence No. LEIPRS4116 | Issued by Leicester |
|------------------------|---------------------|





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ANNEXES

Annex 1 - Mandatory conditions

No supply of alcohol may be made under the premises licence -

- a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-

- a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
 - i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supplied alcohol), or
 - ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-

- a) a holographic mark, or
- b) an ultraviolet feature.

The responsible person shall ensure that-

- a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
 - i) beer or cider: ½ pint;
 - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii) still wine in a glass: 125 ml;
- b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

Annex 2 - Conditions consistent with the operating schedule

The licence holder will employ door staff at their discretion, or the discretion of the Designated Supervisor.

Any employed door staff will wear a name badge as identification.

No customers apparently carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.



Licensing Act 2003
Premises Licence

LEIPRM0807



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ANNEXES continued ...

Where CCTV is installed the licence holder will ensure that recordings are retained for a period of 30 days and made available within a reasonable time upon request by the Police.

The licence holder will ensure that no customers shall take glasses or open bottles from the premises.

Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.

The maximum occupancy of the building (including staff and performers) will be restricted to 220 persons.

The licence holder will comply with all reasonable requirements of the fire officer and the building control officer.

The licence holder will put a sign located by the exit, requesting that customers leave the premises quietly and with consideration to local residents.

The licence holder will ensure that no noise or vibration emanates from the premises which would cause a nuisance to nearby properties.

The licence holder will ensure no films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/Local Authority certification.

The licence holder will ensure that children under the age of 16 shall not be permitted to enter the premises after 21.00.

Licensable activities may take place until 04.00 on Christmas Eve, Christmas Day, Boxing Day, Bank Holiday Sundays and Mondays.

Licensable activities may take place until 02.00 on 20 occasions per year with seven days notice to the police.

Licensable activities may take place to show the broadcast of televised sporting events of national or international interest outside normal opening hours, with 7 days notice to the police.

Licensable activities may continue between the commencement of licensable activities on New Years Eve to the end of normal licensable activities on New Years Day.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

None.





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WHERE THE LICENCE IS TIME LIMITED THE DATES

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| | Sunday | Noon | 12:30am |
| G. Performance of dance (Indoors) | Mon-Thur | 10:00am | Midnight |
| | Fri-Sat | 10:00am | 4:00am |





Leicester
City Council

Local Services & Enforcement
Leicester City Council
Phoenix House
1 King Street
Leicester
LE1 6RN

(0116) 4543040
licensing@leicester.gov.uk

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

| Activity (and Area if applicable) | Description | Time From | Time To |
|--|-------------|-----------|----------|
| G. Performance of dance (Indoors) continued ... | Sunday | Noon | 12:30am |
| I. Late night refreshment (Indoors) | Mon-Thur | 11:00pm | Midnight |
| | Fri-Sat | 11:00pm | 4:00am |
| | Sunday | 11:00pm | 12:30am |
| J. Supply of alcohol for consumption ON and OFF the premises | Mon-Thur | 10:00am | Midnight |
| | Fri-Sat | 10:00am | 4:00am |
| | Sunday | Noon | 12:30am |

THE OPENING HOURS OF THE PREMISES

| Description | Time From | Time To |
|-------------|-----------|---------|
| Mon-Thur | 10:00am | 12:30am |
| Fri-Sat | 10:00am | 4:30am |
| Sunday | Noon | 1:00am |

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Admiral Taverns Picadilly Limited

Milton Gate, 60 Chiswell Street, London, EC1Y 4AG.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Admiral Taverns Picadilly Limited

07420758

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Emma MILLS

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Restricted in accordance with the Licensing Act 2003.



Application to vary a premises licence 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.

WE, Admiral Taverns Piccadilly Limited

(Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under S34 of the Licensing Act 2003 for the premises described in Part 1 below.

| |
|--|
| Premises Licence Number LEIPRM0807 |
|--|

Part 1 – Premises Details

| |
|--|
| Postal address of premises or, if none, ordnance survey map reference or description Dover Castle 34 Dover Street |
|--|

| | | | |
|------------------|-----------|-----------------|---------|
| Post Town | Leicester | Postcode | LE1 6PT |
|------------------|-----------|-----------------|---------|

| | |
|------------------------------|---------------|
| Telephone number at premises | 0116 255 3052 |
|------------------------------|---------------|

| | |
|---|------------|
| Non-domestic rateable value of premises | £42,250.00 |
|---|------------|

Part 2 - Applicant Details

| | |
|---|--|
| Daytime contact telephone number | |
|---|--|

| | |
|----------------------------------|--|
| E-mail address (optional) | |
|----------------------------------|--|

| | |
|--|-----------------------------------|
| Current postal address if different from premises address | Milton Gate 60 Chiswell Street |
|--|-----------------------------------|

| | | | |
|------------------|--------|-----------------|----------|
| Post Town | London | Postcode | EC1Y 4AG |
|------------------|--------|-----------------|----------|

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? ☒ Yes ☐ No

If not do you want the variation to take effect from

| Day | Month | Year |
|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☒ No

Please describe briefly the nature of the proposed variation (please read guidance note 1)

The application proposes to:-

1. Extend the terminal hour for an exhibition of a film, indoor sporting event, live music, recorded music, performance of dance, late night refreshment and the sale of alcohol on Sunday to Thursday until 02:00 the following day
2. Extend the opening hours to allow the premises to open on Sunday to Thursday until 02:30 the following day
3. Add non-standard timings for all existing licensable activities and opening hours
4. Remove all existing Annex 2 conditions and replace with updated conditions

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

N/A

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful

Provision of regulated entertainment

Please tick yes

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input checked="" type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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

☒

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

☒

In all cases complete boxes K, L and M

A

| | | | | | |
|---|-------|--------|--|----------|--------------------------|
| Plays Standard days and timings (please read guidance note 8) | | | Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| Day | Start | Finish | | Both | <input type="checkbox"/> |
| Mon | | | Please give further details here (please read guidance note 5) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | State any seasonal variations for performing plays (please read guidance note 6) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | 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 (please read guidance note 7) | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |
| | | | | | |

B

| | | | | | |
|---|-----------|-----------|--|----------|-------------------------------------|
| Films Standard days and timings (please read guidance note 8) | | | <u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4) | Indoors | <input checked="" type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 5) As existing | | |
| Mon | No Change | 02:00 | | | |
| Tue | No Change | 02:00 | | | |
| Wed | No Change | 02:00 | <u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6) | | |
| Thur | No Change | 02:00 | | | |
| Fri | No Change | No Change | | | |
| Sat | No Change | No Change | <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> (please read guidance note 7) New Year's Eve – From the end of permitted hours on New Year's Eve until 04:30 in the early hours of New Year's Day An additional hour to the standard and non-standard times on the day when British Summertime commences Christmas Eve, Christmas Day, Boxing Day, Bank Holiday Sundays and Mondays – From the end of permitted hours until 04:00 the following day | | |
| Sun | No Change | 02:00 | | | |

C

| | | | |
|--|-----------|-----------|---|
| Indoor sporting events Standard days and timings (please read guidance note 8) | | | <u>Please give further details</u> (please read guidance note 5) As existing |
| Day | Start | Finish | |
| Mon | No Change | 02:00 | |
| | | | |
| Tue | No Change | 02:00 | <u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6) |
| | | | |
| Wed | No Change | 02:00 | |
| | | | |
| Thur | No Change | 02:00 | |
| | | | |
| Fri | No Change | No Change | <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 7) New Year's Eve – From the end of permitted hours on New Year's Eve until 04:30 in the early hours of New Year's Day An additional hour to the standard and non-standard times on the day when British Summertime commences Christmas Eve, Christmas Day, Boxing Day, Bank Holiday Sundays and Mondays – From the end of permitted hours until 04:00 the following day |
| | | | |
| Sat | No Change | No Change | |
| | | | |
| Sun | No Change | 02:00 | |
| | | | |

D

| | | | | | |
|--|-------|--------|--|----------|--------------------------|
| Boxing or wrestling entertainments Standard days and timings (please read guidance note 8) | | | <u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| Day | Start | Finish | | Both | <input type="checkbox"/> |
| Mon | | | <u>Please give further details here</u> (please read guidance note 5) | | |
| Tue | | | | | |
| Wed | | | <u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6) | | |
| 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 7) | | |
| Sat | | | | | |
| Sun | | | | | |

E

| | | | | | |
|--|-----------|-----------|--|----------|-------------------------------------|
| Live music Standard days and timings (please read guidance note 8) | | | Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4) | Indoors | <input checked="" type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 5) As existing | | |
| Mon | No Change | 02:00 | | | |
| Tue | No Change | 02:00 | | | |
| Wed | No Change | 02:00 | State any seasonal variations for the performance of live music (please read guidance note 6) | | |
| Thur | No Change | 02:00 | | | |
| Fri | No Change | No Change | | | |
| Sat | No Change | No Change | 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 (please read guidance note 7) New Year's Eve – From the end of permitted hours on New Year's Eve until 04:30 in the early hours of New Year's Day | | |
| Sun | No Change | 02:00 | | | |
| | | | An additional hour to the standard and non-standard times on the day when British Summertime commences Christmas Eve, Christmas Day, Boxing Day, Bank Holiday Sundays and Mondays – From the end of permitted hours until 04:00 the following day | | |

F

| | | | | | |
|--|-----------|-----------|--|----------|-------------------------------------|
| Recorded music Standard days and timings (please read guidance note 8) | | | <u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4) | Indoors | <input checked="" type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 5) As existing | | |
| Mon | No Change | 02:00 | | | |
| Tue | No Change | 02:00 | | | |
| Wed | No Change | 02:00 | <u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6) | | |
| Thur | No Change | 02:00 | | | |
| Fri | No Change | No Change | | | |
| Sat | No Change | No Change | <u>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</u> (please read guidance note 7) New Year's Eve – From the end of permitted hours on New Year's Eve until 04:30 in the early hours of New Year's Day An additional hour to the standard and non-standard times on the day when British Summertime commences Christmas Eve, Christmas Day, Boxing Day, Bank Holiday Sundays and Mondays – From the end of permitted hours until 04:00 the following day | | |
| Sun | No Change | 02:00 | | | |
| | | | | | |

G

| | | | | | |
|---|-----------|-----------|--|----------|-------------------------------------|
| Performances of dance Standard days and timings (please read guidance note 8) | | | Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4) | Indoors | <input checked="" type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | Please give further details here (please read guidance note 5) As existing | | |
| Mon | No Change | 02:00 | | | |
| Tue | No Change | 02:00 | | | |
| Wed | No Change | 02:00 | State any seasonal variations for the performance of dance (please read guidance note 6) | | |
| Thur | No Change | 02:00 | | | |
| Fri | No Change | No Change | | | |
| Sat | No Change | No Change | 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 (please read guidance note 7) New Year's Eve – From the end of permitted hours on New Year's Eve until 04:30 in the early hours of New Year's Day An additional hour to the standard and non-standard times on the day when British Summertime commences Christmas Eve, Christmas Day, Boxing Day, Bank Holiday Sundays and Mondays – From the end of permitted hours until 04:00 the following day | | |
| Sun | No Change | 02:00 | | | |
| | | | | | |

H

| | | | | |
|--|-------|--------|--|-----------------------------------|
| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8) | | | <u>Please give a description of the type of entertainment you will be providing</u> | |
| Day | Start | Finish | <u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4) | Indoors <input type="checkbox"/> |
| Mon | | | | Outdoors <input type="checkbox"/> |
| | | | | Both <input type="checkbox"/> |
| Tue | | | <u>Please give further details here</u> (please read guidance note 5) | |
| Wed | | | | |
| Thur | | | <u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6) | |
| Fri | | | | |
| Sat | | | <u>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</u> (please read guidance note 7) | |
| Sun | | | | |

| | | | | | |
|--|-----------|-----------|--|----------|-------------------------------------|
| Late night refreshment Standard days and timings (please read guidance note 8) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4) | Indoors | <input checked="" type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 5) As existing | | |
| Mon | No Change | 02:00 | | | |
| Tue | No Change | 02:00 | | | |
| Wed | No Change | 02:00 | <u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6) | | |
| Thur | No Change | 02:00 | | | |
| Fri | No Change | No Change | | | |
| Sat | No Change | No Change | <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> (please read guidance note 7) New Year's Eve – From the end of permitted hours on New Year's Eve until 04:30 in the early hours of New Year's Day An additional hour to the standard and non-standard times on the day when British Summertime commences Christmas Eve, Christmas Day, Boxing Day, Bank Holiday Sundays and Mondays – From the end of permitted hours until 04:00 the following day | | |
| Sun | No Change | 02:00 | | | |
| | | | | | |

J

| | | | | | |
|---|-----------|-----------|---|------------------|-------------------------------------|
| Supply of alcohol Standard days and timings (please read guidance note 8) | | | <u>Will the supply of alcohol be for consumption (Please tick box)</u> (please read guidance note 9) | On the premises | <input type="checkbox"/> |
| | | | | Off the premises | <input type="checkbox"/> |
| | | | | Both | <input checked="" type="checkbox"/> |
| Day | Start | Finish | <u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6) | | |
| Mon | No Change | 02:00 | | | |
| Tue | No Change | 02:00 | | | |
| Wed | No Change | 02:00 | | | |
| Thur | No Change | 02:00 | <u>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</u> (please read guidance note 7) New Year's Eve – From the end of permitted hours on New Year's Eve until 04:30 in the early hours of New Year's Day An additional hour to the standard and non-standard times on the day when British Summertime commences Christmas Eve, Christmas Day, Boxing Day, Bank Holiday Sundays and Mondays – From the end of permitted hours until 04:00 the following day | | |
| Fri | No Change | No Change | | | |
| Sat | No Change | No Change | | | |
| Sun | No Change | 02:00 | | | |

K

| |
|---|
| <p>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 10)</p> <p>NONE</p> |
|---|

L

| | | | |
|---|-----------|-----------|---|
| Hours premises are open to the public Standard days and timings (please read guidance note 8) | | | State any seasonal variations (please read guidance note 6) |
| Day | Start | Finish | |
| Mon | No Change | 02:30 | |
| Tue | No Change | 02:30 | |
| Wed | No Change | 02:30 | 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 (please read guidance note 7) |
| Thur | No Change | 02:30 | |
| Fri | No Change | No Change | |
| Sat | No Change | No Change | |
| Sun | No Change | 02:30 | New Year's Eve – From the end of permitted hours on New Year's Eve until 04:30 in the early hours of New Year's Day An additional hour to the standard and non-standard times on the day when British Summertime commences Christmas Eve, Christmas Day, Boxing Day, Bank Holiday Sundays and Mondays – From the end of permitted hours until 04:30 the following day |

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

N/A

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence



If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

N/A

M- Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 11)

We understand our obligations under the existing legislation and take our responsibilities seriously

b) The prevention of crime and disorder

1. Coloured HD CCTV cameras to be located within the premises to cover all public areas, including all entrances and exits.
2. CCTV cameras located outside the front entrance of the premise and to cover external smoking areas.
3. CCTV to record clear images permitting the identification of individuals.
4. CCTV to record whilst the premise is open to the public, retained for a minimum of 31 days and made available to responsible authorities within a reasonable period on request.
5. CCTV to be fitted with security functions preventing recording from being tampered with or deleted.
6. CCTV must have a constant and accurate date and time stamp.
7. Security Industry Authority (SIA) door supervisor(s) must be on duty on Friday and Saturday from 10pm until the premises is closed and all customers have left. At all other times the need for door supervisors will be risk assessed by the DPS.
8. A record must be kept of all Security Industry Authority door supervisors used at the premises. Full name, SIA registration number, current contact telephone number, dates/times that they were on duty must be recorded. These details must be provided to the responsible authorities on request within a reasonable time period on request.
9. All security Industry Authority (SIA) door supervisors engaged at the premises must wear high visibility armbands which are clearly visible on their exterior clothing.
10. An incident log shall be kept at the premises and record all reported incidents of crime and disorder, ejections and refusals. The incident log must be retained for at least 12 months and be made available for inspection by the relevant responsible authorities within a reasonable period on request
11. The premises will adopt, promote and ensure that all staff are trained in public safety campaigns such as the "Ask Angela" scheme or other similar scheme.

c) Public safety

We understand our obligations under the existing legislation and take our responsibilities seriously

d) The prevention of public nuisance

12. Notices shall be displayed at all public exits requesting customers leave the premises quietly and with consideration to local residents
13. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance

e) The protection of children from harm

14. No children under the age of 16 shall be permitted on the premises after 22:00

Checklist:

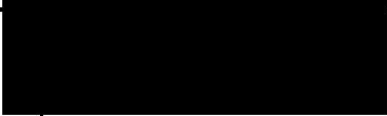
Please tick to indicate agreement

- I have made or enclosed payment of the fee ; or ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☐
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☒
- I understand that I must now advertise my application ☒
- I have enclosed the premises licence or relevant part of it or explanation ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

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

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (See guidance note 13). **If signing on behalf of the applicant please state in what capacity.**

| | |
|-----------|---|
| Signature |  |
| Date | 01/07/2020 |
| Capacity | Flint Bishop LLP – Solicitors for and on behalf of applicant |

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 14). **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 13) George Domleo Flint Bishop LLP St. Michael's Court St. Michael's Lane Derby DE1 3HQ | |
| Telephone number (if any) | 01332 340 211 |
| If you would prefer us to correspond with you by e-mail your e-mail address (optional) george.domleo@flintbishop.co.uk | |

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. 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 of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. 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.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state 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.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. 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.
 9. 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'.
 10. 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.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application. to correspond with you about this application.

Victoria Marshall

From: PATRICK KITTERICK
Sent: 09 July 2020 17:59
To: Rachel Hall
Cc: Licensing
Subject: Re: Licensing weekly report - 29 June to 5 July 2020
Attachments: 127247 - Dover Castle variation appn.pdf

Rachel,

I am minded to place an objection to this application as the hours tend to indicate that the Dover Castle is looking to become more of a nightclub venue than a neighbourhood pub. Given the current and growing residential population in this area I do not think these closing hours are appropriate. Formally it is an objection on the basis of the avoidance of public nuisance.

If the applicants are willing to look at reworking this application I am open to withdrawing my objection if a more reasonable approach to closing hours can be achieved.

Thanks,

Patrick Kitterick



Licensing Act 2003 - Representation in respect of a variation to a Premises Licence

| Details of person or body making representation | |
|---|--|
| Your Name: | Andrew Sansome |
| Your Address: | Noise and Pollution Team Leicester City Council Third Floor Phoenix House 1 King Street Leicester LE1 6RN |

| Details of premises representation is about | |
|---|--------------------------------------|
| Name of Premises: | Dover castle |
| Address of premises: | 34 Dover Street Leicester. LE1 |
| Application No. (if known) | 127247 |

| Please tick one or more of the licensing objectives that your representation relates to: | |
|--|-----|
| Prevention of crime and disorder | |
| Public Safety | |
| Prevention of public nuisance | yes |
| Protection of children from harm | |

| Please summarise your concerns about this application: |
|---|
| <p>The Dover Castle public house is located away from the busy shopping streets and main thoroughfares within the City Centre. There are a large number of residential properties (flats) which are located close to and within the surrounding area of the premises. The nearest flats are at Dover House, 50 Dover Street, facing Dover Street and Calais Street; approximately 50 metres from the front door area of the premises, and a new development of flats at Dover Street Apartments, 31 Dover Street. See diagram.</p> <p>Noise levels from late-night entertainment premises located on Belvoir Street / King Street / Wellington Street, Granby Street areas are relatively high late at night, particularly at weekends (under normal circumstances). However, these premises are some way away from the residential properties near the Dover castle and the noise from these premises is unlikely to affect the residential.</p> |

This application is a request to extend the hours for opening and licensable activities in the early part of the week to the following

Opening hours (to public)

Sunday – from 01.00 hours to 02.30 hours

Monday to Thursday from 00.30 hours to 02.30 hours

Licensable Activities (Music, sale of alcohol, late night refreshment etc)

Sunday – from 00.30 hours to 02.00 hours

Monday to Thursday from 00.00 hours to 02.00 hours

During daytime and early evening hours, traffic, theatre traffic and visitors, commercial activity and general street activity would generally be the dominant noise source in the locality of the premises. However, late at night and into the early hours of the morning general on-street noise and traffic noticeably reduces; particularly in the early part of the working week.

The Noise Team have concerns that whilst noise breakout from within the premises may be controlled, noise from customer activity is not as easy to achieve. There is an increased likelihood of noise complaint and disturbance from customers arriving and leaving, smoking outside the property and customers using the rear yard area late at night on the days requested.

Away from the direct influence of the premises there is also the potential for noise disturbance in the early hours to residents within the wider locality from customers moving away from the premises in the Dover Street, Wellington Street, Albion Street, New Walk directions that would be difficult if not impossible for the management of the premises to control.

The Noise Team have confidence in the management of the premises that they are able to minimise / control noise from amplified music and voice systems, mechanical and electrical services etc., from within the building; for which conditions can be attached to the licence.

However, once outside and when moving away from the premises it is likely to be very difficult for the applicant to minimise and or control the activities of pedestrians.

It is considered that the use of conditions upon the licence to control the activities of customers after they have left the control of the premises are likely to be ineffective and unreasonable.

Therefore it is normal practice to recommend that the variation to the licence be **refused** as applied for.

Residential properties near to the Dover Castle, Public House



Dover Castle ●

Residential ●

Return your completed form to:

By Post:

Licensing Authority Office
Leicester City Council
City Hall
115 Charles Street
Leicester
LE1 1FZ

By Email:

licensing@leicester.gov.uk

