

Leicester  
City Council

### **LICENSING (HEARINGS) SUB-COMMITTEE**

**DATE: FRIDAY, 4 SEPTEMBER 2020**  
**TIME: 10:00 am**  
**PLACE: TEAMS VIRTUAL MEETING**

### **Members of the Sub-Committee**

Councillors Pickering, Sangster and Thomas

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  
Democratic Support, Leicester City Council  
City Hall, 115 Charles Street, Leicester, LE1 1FZ  
Tel: 0116 454 6354  
email: [angie.smith@leicester.gov.uk](mailto:angie.smith@leicester.gov.uk)

## 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.

### Attending meetings and access to information

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### Making meetings accessible to all

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### Further information

If you have any queries about any of the above or the business to be discussed, please contact Angie Smith, Democratic Support on **(0116) 454 6354** or email [angie.smith@leicester.gov.uk](mailto:angie.smith@leicester.gov.uk)

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

## **PUBLIC SESSION**

### **AGENDA**

#### **LIVE STREAM OF MEETING**

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

<https://tinyurl.com/y33wz4d7>

- 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 meeting held 18 August 2020 are attached and Members will be asked to confirm them as a correct record.

- 5. APPLICATION FOR A NEW PREMISES LICENCE: IPL CONVENIENCE STORE, 103 UPPINGHAM ROAD, LEICESTER, LE5 3TB** **Appendix B**

The Director of Neighbourhood and Environmental Services submits a report on an application for a new premises licence for IPL Convenience Store, 103 Uppingham Road, Leicester, LE5 3TB.

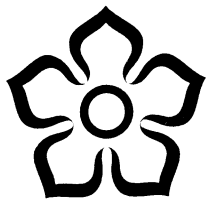
Report attached. A copy of the associated documentation is attached for Members only. Further copies are available on the Council's website at [www.cabinet.leicester.gov.uk](http://www.cabinet.leicester.gov.uk).

(Wards Affected: North Evington)

- 6. ANY OTHER URGENT BUSINESS**







Leicester  
City Council

# Appendix A

Minutes of the Meeting of the  
LICENSING (HEARINGS) SUB-COMMITTEE  
(MICROSOFT TEAMS VIRTUAL MEETING)

Held: TUESDAY, 18 AUGUST 2020 at 10:00 am

P R E S E N T:

Councillor Pickering - Chair

Councillor Fonseca

Councillor Shelton

\* \* \* \* \*

**13. APPOINTMENT OF CHAIR**

RESOLVED:

That Councillor Pickering be appointed as Chair for the meeting.

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

**14. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**15. 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.

**16. MINUTES OF PREVIOUS MEETING**

RESOLVED:

That the minutes of the meeting held 2 July 2020 be confirmed as an accurate record.

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

The Chair confirmed with the Sub-Committee Members that the reports and additional information circulated prior to the meeting had been read.

The Director of Neighbourhood and Environmental Services submitted a report requiring the Sub-Committee to determine an application for the variation of an existing Premises Licence for Dover Castle, 34 Dover Street, Leicester, LE1 6PT.

Members noted that representations had been received which necessitated that the application for a variation of an existing Premises Licence had to be considered by the Sub-Committee.

The applicant Mr James Cockerill (Premise Manager) was present as was his representative Mr George Domleo (Legal Representative). Councillor Patrick Kitterick (Ward Councillor for Castle Ward), Mr Andrew Sansome (Environmental Health Officer, Noise Team), Licensing Team Manager (Policy and Applications) and Legal Adviser to the Sub-Committee were also present.

The Licensing Team Manager (Policy and Applications) presented the report and outlined details of the application. It was noted that a representation was received on 9 July 2020 from Councillor Patrick Kitterick which related to the licensing objective of the Prevention of Public Nuisance. Councillor Kitterick was concerned that the premise was looking to become more of a nightclub venue, which would not be appropriate for the growing residential population surrounding the premise.

It was further noted that a representation was received on 24 July 2020 from the Noise Team which related to the licensing objective of the Prevention of Public Nuisance. The Noise Team were concerned that it would be difficult to control the noise from customers leaving the premise at a late hour, which would cause disruption to the nearby residents.

Councillor Kitterick was given the opportunity to outline the reasons for his representation and responded to questions from the Sub-Committee. Councillor Kitterick was concerned that the nature of the pub would change with the new hours and that the staff of the Premise would be unable to control noisy customers once they had left the Premise and would cause disruption for nearby residents.

Mr Sansome from the Noise Team was given the opportunity to outline the reasons for the representation and responded to questions from the Sub-Committee. Mr Sansome argued that the proposed conditions for the Premises Licence were not appropriate for the area the premise was in.

Mr Cockerill and Mr Domleo outlined the reasons for the application and answered questions from the Sub-Committee, Councillor Kitterick, and Mr Sansome of the Noise Team.

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, in accordance with 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 that 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.

The Legal Adviser to the Sub-Committee was called back into the meeting to give advice on the wording on the decision.

**RESOLVED:**

That the Application for the variation of an existing Premises Licence for Dover Castle, 34 Dover Street, Leicester, LE1 6PT be REFUSED.

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.

Members of the Sub-Committee were asked to determine an application made under Section 34 of the Licensing Act 2003, to vary the premises licence at Dover Castle, 34 Dover Street, Leicester.

In reaching their decision, the Sub-Committee Members carefully considered the committee report presented by the Licensing Team Manager (Policy and Applications), the representations made by the Ward Councillor and the Noise and Pollution Control Team at Leicester City Council, representations made by the Applicant and the Applicant's representative and the legal advice given during the hearing.

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.

Members of the Sub-Committee had considered the concerns raised in the representations from the Ward Councillor and the Noise and Pollution Control Team at Leicester City Council namely that the variation would cause a public nuisance for the following reasons:

1. That the extension of opening hours would change the concept of the premises from a neighbourhood public house to a nightclub;
2. That the premises were located in an area with a lot of residential premises close by; and
3. That the later terminal hours and disturbance from customers leaving the premises would cause a disruption to nearby residents and the Applicant would be unable to prevent or control this.

Members of the Sub-Committee had also considered the representations made by the Applicant and the Representative for the Applicant who have stated, amongst other things, the following:

1. That the Applicant was a very experienced operator of late-night venues and that the last noise complaint made against the premises was in 2017;
2. That the concept of the premises would not change in that it will not turn into a nightclub but will instead provide greater flexibility in trading;
3. That CCTV and Door Supervisors employed on a Friday and Saturday night, and, if required, on other evenings the premises were open would assist in alleviating the concerns raised; and
4. That the number of customers visiting the premises Sunday to Thursday was limited i.e. large groups of people did not frequent the premises during these times and in fact the premises was currently closed on a Monday and Tuesday evening.

The Sub-Committee Members' overriding consideration was the protection of the public and as such they had spent a great deal of time scrutinising the information before them and had considered each of the options available.

As a result of what they had heard they were satisfied that the representations by the Ward Councillor and the Noise and Pollution Control Team, engaged with one of the four licensing objectives, namely the prevention of public nuisance.

The decision of the Sub-Committee was that it was appropriate and proportionate in light of the licensing objectives to reject the whole application.

## REASON FOR THE DECISION

Having carefully evaluated all the information and evidence before them, the Sub-Committee accepted the submissions put forward by both the Ward Councillor and the Noise and Pollution Control Team that the premises was situated within a highly populated residential area and that it would be difficult if

not impossible for the Applicant to control the noise and behaviour of customers once they had dispersed from the immediate vicinity of the premises and as such prevent a public nuisance.

Although an article that was published in the Leicester Mercury in relation to the premises was discussed in the hearing, the Sub-Committee did not take this into consideration when reaching their decision.

The Sub-Committee did not believe that any modification to the licence conditions which were justifiable and appropriate could be made to prevent the concerns raised by the Ward Councillor and the Noise and Pollution Control Team from occurring. The Sub-Committee also had concerns that due to the limited number of customers visiting the premises on a weekday evening the only reason for the application to extend the opening hours was to facilitate late night drinking. As such, in relation to the application to extend the opening hours to allow the premises to open Sunday to Thursday until 02:30 the following day the decision of the Sub-Committee was to reject this element of the application.

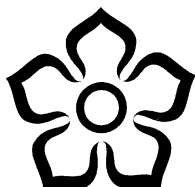
The Sub-Committee also did not agree to remove all existing conditions in Annex 2 of the Premises Licence and replace them with updated conditions as the Applicant did not stipulate during the hearing what the updated conditions they required were and as such the Committee Members were unable to give this element of the application full consideration.

The Applicant would have 21 days to appeal this decision to the Magistrates' Court should he wish to do so.

## **18. ANY OTHER URGENT BUSINESS**

There being no further business the meeting closed at 11:50am.





Leicester  
City Council

WARDS AFFECTED  
North Evington

# Appendix B

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

**4 September 2020**

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**Application for a new premises licence**  
**IPL Convenience Store, 103 Uppingham Road, Leicester LE5 3TB**

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

**1. Purpose of Report**

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

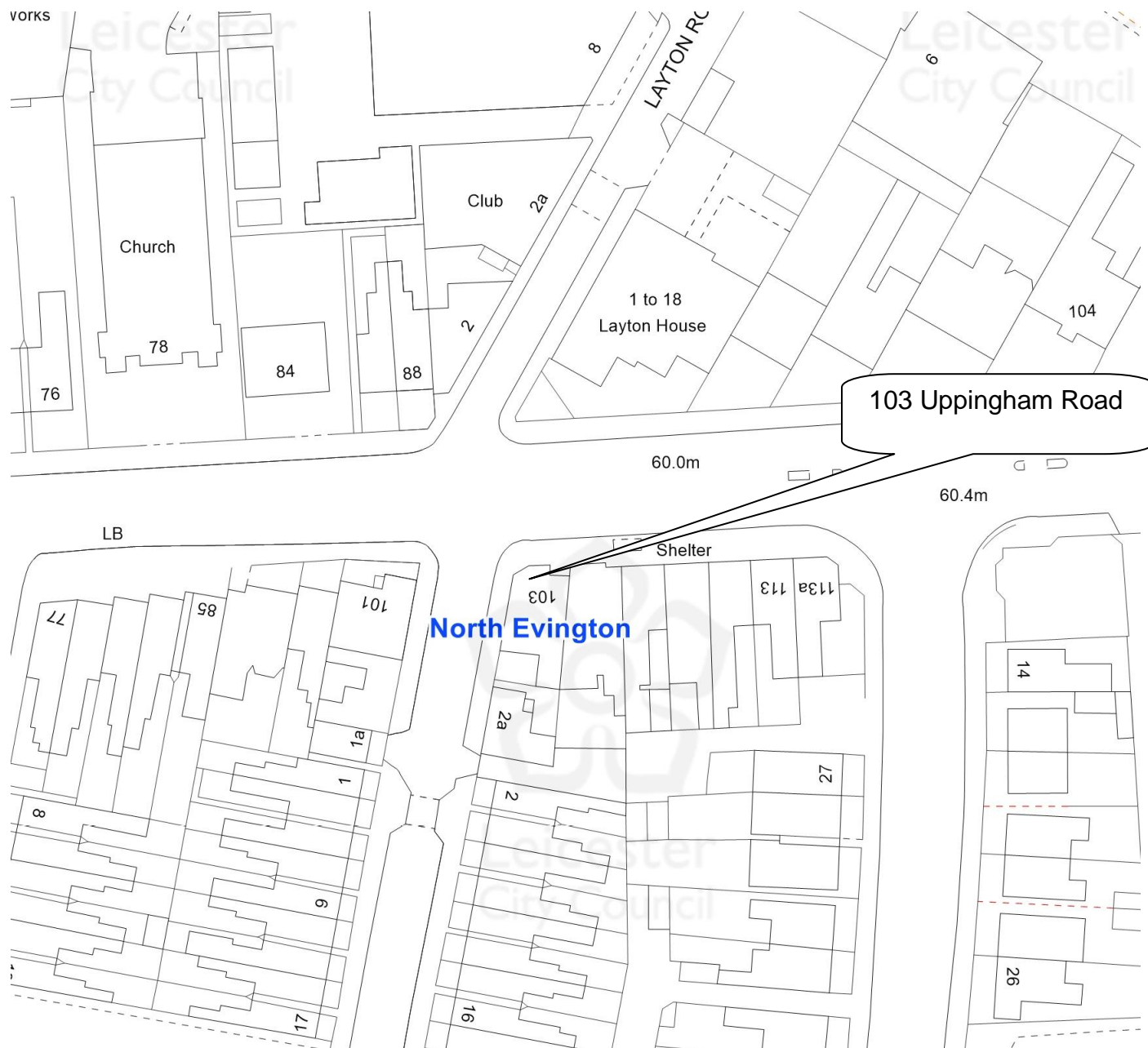
**2. Determination to be made**

- 2.1. Having considered the application and representation, Members must consider whether to
- 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 IPL Convenience Store, 103 Uppingham Road, Leicester and summarises the representation 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 20 July 2020 from Haja Harbham Modhwadia for a new Premises licence for IPL Convenience Store, 103 Uppingham Road Leicester. A copy of The application is attached at Appendix A.
- 5.2 The application is as follows:

Licensable activity	Proposed Hours
Supply of Alcohol	07.00 – 22.00
Opening hours	07.00 – 22.00



## **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 18 of Appendix A)
- 6.2 In arriving at its decision on the application, the Licensing Authority's primary consideration must be the promotion of the licensing objectives.

## **7. Representation**

- 7.1 A representation was received on 21 July 2020 from a local resident. The representation relates to the prevention of public nuisance. The local resident is concerned that another off-licence will add to the problem of people drinking in front of the shops in the area and unsociable activities. A copy of the representation is attached at Appendix B.

## **8. Conditions**

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

## **9. Statutory Guidance**

- 9.1 Any decision made by the Licensing Authority must be in accordance with the licensing objectives. In addition, the government has issued guidance under section 182 of the Licensing Act 2003. The parts of the guidance that are particularly relevant in this case are as follows:

<b>Section</b>	<b>Heading</b>
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
2.15 – 2.21	Public nuisance
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
9.20 – 9.24	Health bodies acting as responsible authorities
9.25	Home Office (Immigration Enforcement) acting as a responsible authority
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

## 10 Statement of Licensing Policy

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

Section	Heading
2	Fundamental Principles
3	Cumulative Impact
5	Licensing Hours
9	Prevention of Public Nuisance
11.4 – 11.5	Planning
12	Duplication
13	Standardised conditions

## 11 Points for Clarification

- 11.1 The applicant and the party / 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 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?

## 12 Other Implications

OTHER IMPLICATIONS	YES/ NO	Paragraph/References Within Supporting information
Equal Opportunities	No	
Policy	No	
Sustainable and Environmental	No	
Crime and Disorder	No	
Human Rights Act	No	
Corporate Parenting	No	
Health Inequalities Impact	No	

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

- a. None

**14 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.

**15 Report Author**

Jean Arnold  
Licensing Officer  
0116 454 3049  
jean.arnold@leicester.gov.uk

<b>APPENDIX</b>	<b>CONTENT</b>
A	Application
B	Representation
C	Conditions consistent with application and representation/agreement





**Leicester**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[licensing@leicester.gov.uk](mailto:licensing@leicester.gov.uk)  
 Telephone: +44 116 454 3040

\* required information

### Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

IPL CONVENIENCE STORE

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes

☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

### Applicant Details

\* First name

HAJA HARBHAM

\* Family name

MODHWADIYA

\* E-mail

GREENHILL.LICENCES@HOTMAIL.COM

Main telephone number

0740034194

Include country code.

Other telephone number

☒ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☐ Applying as a business or organisation, including as a sole trader

☒ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

*Continued from previous page...*

**Address**

\* Building number or name

\* Street


District

\* City or town

County or administrative area

\* Postcode

\* Country

	
	United Kingdom

**Agent Details**

\* First name

ANIL

\* Family name

BHAWSAR

\* E-mail

GREENHILL.LICENCES@HOTMAIL.COM

Main telephone number

07766003951

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☐ An agent that is a business or organisation, including a sole trader
- ☒ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Your Address**

Address official correspondence should be sent to.

\* Building number or name

20

\* Street

CRAIGHILL ROAD

District

\* City or town

LEICESTER

County or administrative area

\* Postcode

LE23FB

\* Country

United Kingdom

**Section 2 of 21**

**PREMISES DETAILS**

**Continued from previous page...**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address      ☐ OS map reference      ☐ Description

**Postal Address Of Premises**

Building number or name	<input type="text" value="103"/>
Street	<input type="text" value="UPPINGHAM ROAD"/>
District	<input type="text"/>
City or town	<input type="text" value="LEICESTER"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="LE5 3TB"/>
Country	<input type="text" value="United Kingdom"/>

**Further Details**

Telephone number	<input type="text" value="07400341941"/>
Non-domestic rateable value of premises (£)	<input type="text" value="3,350"/>

### Section 3 of 21

#### APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☒ An individual or individuals
- ☐ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

#### Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

### Section 4 of 21

#### INDIVIDUAL APPLICANT DETAILS

##### Applicant Name

Is the name the same as (or similar to) the details given in section one?

- ☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

HAJA HARBHAM

Family name

MODHWADIYA

Is the applicant 18 years of age or older?

- ☒ Yes ☐ No



Continued from previous page...

### Current Residential Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

### Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

GREENHILL.LICENCES@HOTMAIL.COM

Telephone number

07400341941

Other telephone number

\* Date of birth

dd mm yyyy

\* Nationality

INDIAN

Documents that demonstrate entitlement to work in the UK

Right to work share code

Right to work share code if not submitting scanned documents

Add another applicant

## Section 5 of 21

### OPERATING SCHEDULE

When do you want the premises licence to start?

18 / 08 / 2020  
dd mm yyyy

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

/ /  
dd mm yyyy

Provide a general description of the premises

*Continued from previous page...*

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.

CURRENTLY A GROCERY SHOP . . PROPOSING TO BE A GROCERY NEWSAGENT WITH OFF LICENCE ,CONVENIENCE STORE. SITUATED ON UPPINGHAM ALONG OTHER RETAIL BUSINESSES.

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

#### Section 6 of 21

##### PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

#### Section 7 of 21

##### PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

#### Section 8 of 21

##### PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☐ Yes ☒ No

#### Section 9 of 21

##### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

#### Section 10 of 21

##### PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☐ Yes ☒ No

#### Section 11 of 21

##### PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

*Continued from previous page...*

Will you be providing recorded music?

☐ Yes ☒ No

#### Section 12 of 21

##### PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

☐ Yes ☒ No

#### Section 13 of 21

##### PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes ☒ No

#### Section 14 of 21

##### LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☐ Yes ☒ No

#### Section 15 of 21

##### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

##### Standard Days And Timings

###### MONDAY

Start

End

Start

End

###### TUESDAY

Start

End

Start

End

###### WEDNESDAY

Start

End

Start

End

###### THURSDAY

Start

End

Start

End

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.

**Continued from previous page...**

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

☐ On the premises      ☒ Off the premises      ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

**Name**

First name

Family name

Date of birth

/  /   
dd      mm      yyyy

*Continued from previous page...*

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

Personal Licence number  
(if known)

OWPS0636

Issuing licensing authority  
(if known)

LEICESTER CITY COUNCIL

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 21**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

NONE

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start 07:00

End 22:00

Start

End

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.

*Continued from previous page...*

TUESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

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Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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**Section 18 of 21**

**LICENSING OBJECTIVES**

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

a) General – all four licensing objectives (b,c,d,e)

**Continued from previous page...**

List here steps you will take to promote all four licensing objectives together.

All staff selling alcohol will do so taking into account the Licensing Laws.

b) The prevention of crime and disorder

CCTV will be retained for a minimum of 28 days and made available within 24 hours of a request being made by a relevant authority.

A member of staff will be present at all times whilst the premises is open to the public who is trained to operate the CCTV system.

All staff training will be refreshed every 12 months and a written training log will remain on the premises and be produced to the relevant authorities upon a request being made.

A refusal and incident book will be kept on the premises, this will be updated accordingly and produced to the relevant authorities upon a request being made

c) Public safety

The store will be kept clean and clear of obstruction for customers

d) The prevention of public nuisance

No dustbins will be emptied before shop opens or after shop closes

e) The protection of children from harm

CCTV system installed inside & outside.

Acceptance of accredited 'Proof of age' cards and / or passport. or driving Licence with photograph.

Training of staff to be aware of safeguarding issues.

Challenge 21 posters will be displayed. 'No proper ID No Sale policy.

Maintain a refusals book

## **Section 19 of 21**

### **NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

**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.



*Continued from previous page...*

- 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.

***Continued from previous page...***

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.

#### **Section 20 of 21**

#### **NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

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:
  - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
  - o 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.
  - o 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.
  - o 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.
  - o 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:
  - o 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.
  - o 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.
  - o 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.

**Continued from previous page...**

- 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:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o 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;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o 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.

**Section 21 of 21**

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Fees are dependent on the business rate band of the premises. Further information is provided at the link below: <https://www.leicester.gov.uk/business/licences-and-permits/entertainment-food-and-drink-licensing/alcohol-entertainment-and-late-night-refreshment/policy-and-guidance/>

\* Fee amount (£)

100.00

**DECLARATION**

**1** [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).

**1** 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, if appropriate (please see note 15)

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

ANIL BHAWSAR

\* Capacity

AGENT

\* Date

10 / 07 / 2020  
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/leicester/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

Continued from previous page...

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

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

OFFICE USE ONLY

Applicant reference number

IPL CONVENIENCE STORE

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

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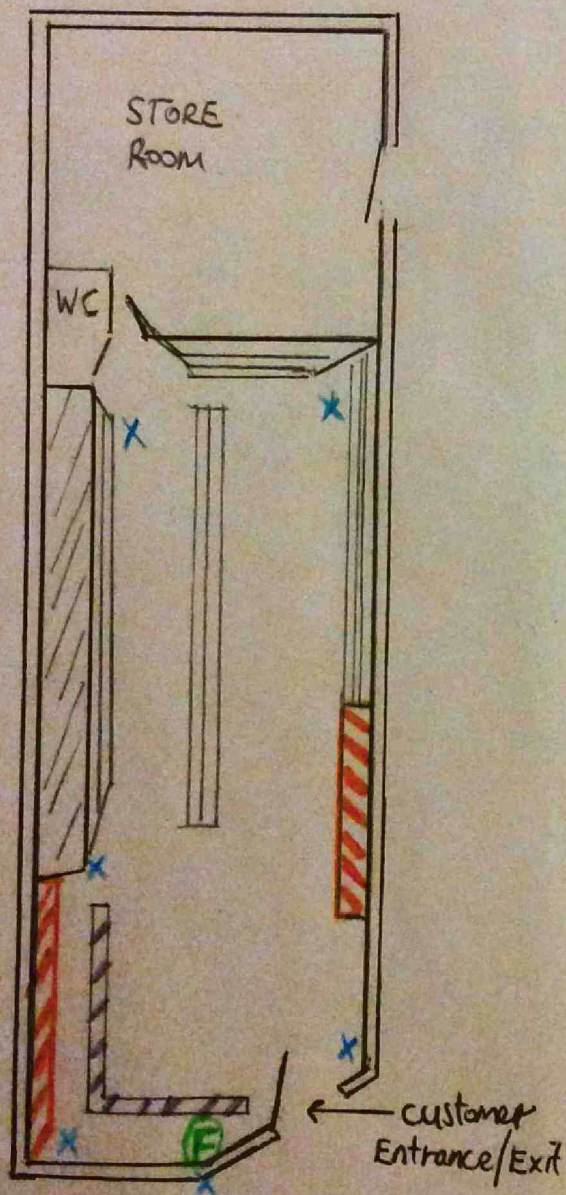
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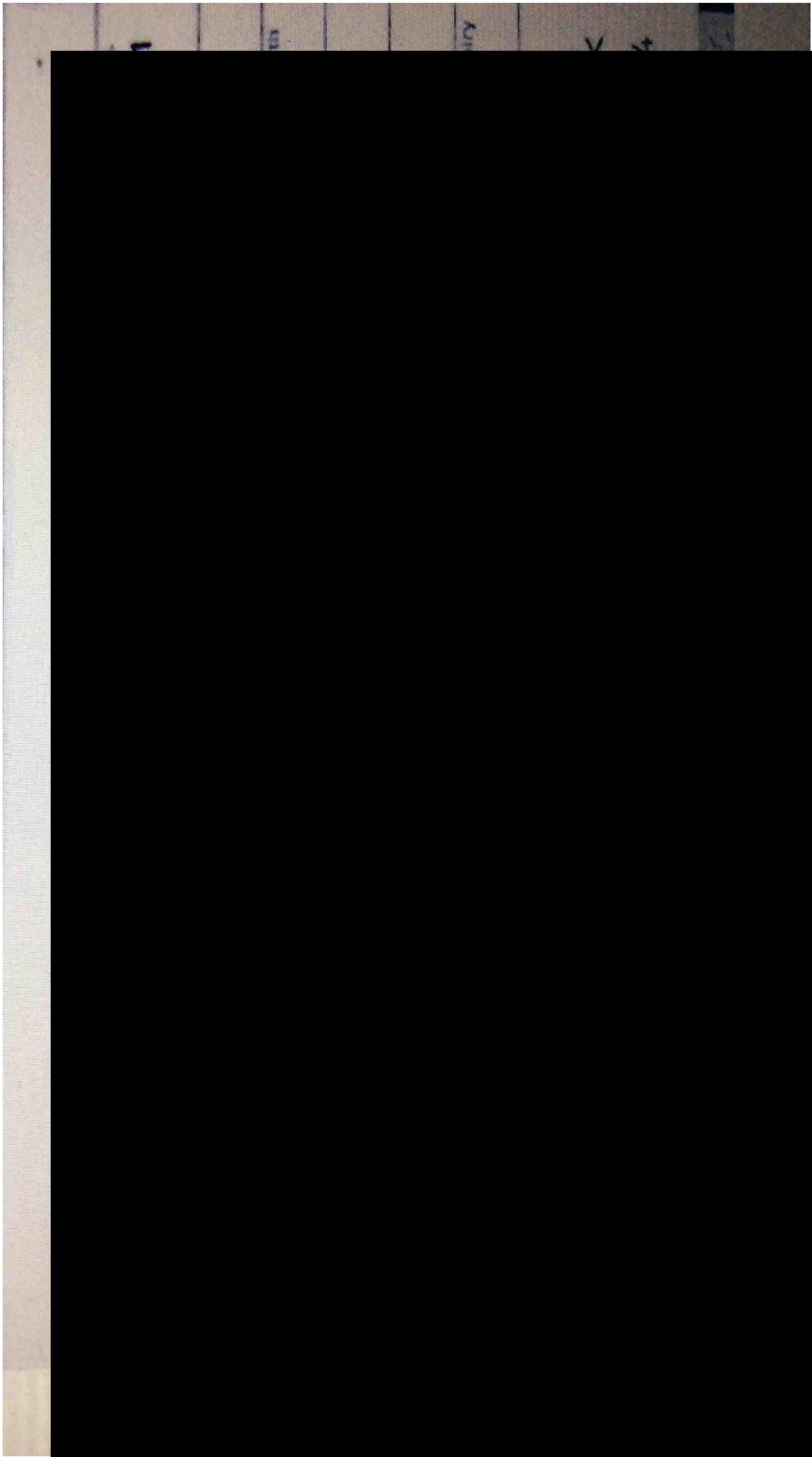


J.P.L. CONVENIENCE STORE	
103 UPPINGHAM ROAD, LEICESTER, LE5 3TB	

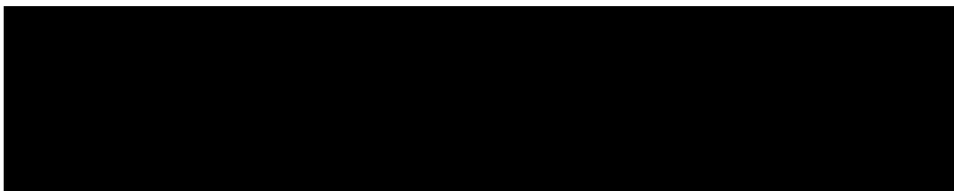


KEY	
1:100	1cm:1metre
	- proposed Area for placement of Alcohol
	- camera points
	- counter
	- Fire Extinguisher
	- Fixture & Fittings









I would like to object to the application for alcohol license applied at 103 uppingham road Leicester LE50QF.


So many times different owners have been applying for the same and each time refused for the same reasons.

There is so many off licenses in the area which already hard to control unsociable activities plus affecting health and hygiene in the area. People are drinking in front of shops and throwing cans everywhere.

In current pandemic it is even more important not to encourage group gathering outside plus compromising with hygiene standards.

Clearly there is no need for one more off-licence as there is one across the road and another couple of streets away.

Please update me with the application if possible.



[REDACTED]

[REDACTED]

---

**From:**

[REDACTED]

**Sent:** 25 August 2020 11:17

**To:** Deborah Bragg

[REDACTED]

**Subject:** RE: Objection to Grant of Premises Licence - 103 Uppingham Road

Hi

Just one more thing I don't know if I am able to add which is very important.

The owner has intention of letting people drink at the back of the shop. This has been a serious problem in the area. You can pay visit to the store without notification and you may find arrangements for this at the back.

Many Thanks

[REDACTED]

<b>CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE</b>
CCTV will be retained for a minimum of 28 days and made available within 24 hours of a request being made by a relevant authority. CCTV system installed inside & outside
A member of staff will be present at all times whilst the premises is open to the public who is trained to operate the CCTV system
All staff training will be refreshed every 12 months and a written training log will remain on the premises and be produced to the relevant authorities upon a request being made
A refusal and incident book will be kept on the premises, this will be updated accordingly and produced to the relevant authorities upon a request being made
Acceptance of accredited 'Proof of age' cards and / or passport. or driving Licence with photograph
Challenge 21 posters will be displayed. 'No proper ID No Sale policy
Maintain a refusals book

