

Leicester  
City Council

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

**DATE: TUESDAY, 21 MAY 2024**

**TIME: 5:00 pm**

**PLACE: Meeting Room G.03, Ground Floor, City Hall, 115 Charles Street, Leicester, LE1 1FZ**

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

Councillor Singh Johal (Chair)  
Councillor Cank and Councillor Joshi

Members of the Committee are invited to attend the above meeting to consider the items of business listed overleaf.

for Monitoring Officer

**Officer contact:** *Katie Jordan*  
*Democratic Support, Leicester City Council*  
*City Hall, 115 Charles Street, Leicester, LE1 1FZ*  
*Tel: 0116 454 2616*  
*email: [Katie.Jordan@leicester.gov.uk](mailto:Katie.Jordan@leicester.gov.uk) /*

## Information for Members of the Public

### Attending meetings and access to information

You have the right to attend formal meetings such as Full Council, committee meetings, and Scrutiny Commissions and see copies of agendas and minutes.

However, on occasion, meetings may, for reasons set out in law, need to consider some items in private.

If you are displaying any symptoms of Coronavirus: a high temperature; a new, continuous cough; or a loss or change to your sense of smell or taste, and/or have taken a recent test which has been positive we would ask that you do NOT attend the meeting in person please.

Dates of meetings and copies of public agendas and minutes are available on the Council's website at [www.cabinet.leicester.gov.uk](http://www.cabinet.leicester.gov.uk) or by contacting us using the details below.

### NOTE:

Separate guidance on attending the meeting is available for officers. Officers attending the meeting are asked to contact the Democratic Support Officer in advance to confirm their arrangements for attendance.

### Making meetings accessible to all

Wheelchair access – Public meeting rooms at the City Hall are accessible to wheelchair users. Wheelchair access to City Hall is from the middle entrance door on Charles Street - press the plate on the right hand side of the door to open the door automatically.

Braille/audio tape/translation - If you require this please contact the Democratic Support Officer (production times will depend upon equipment/facility availability).

Induction loops - There are induction loop facilities in City Hall meeting rooms. Please speak to the Democratic Support Officer using the details below.

Filming and Recording the Meeting - The Council is committed to transparency and supports efforts to record and share reports of proceedings of public meetings through a variety of means, including social media. In accordance with government regulations and the Council's policy, persons and press attending any meeting of the Council open to the public (except Licensing Sub Committees and where the public have been formally excluded) are allowed to record and/or report all or part of that meeting. Details of the Council's policy are available at [www.leicester.gov.uk](http://www.leicester.gov.uk) or from Democratic Support.

If you intend to film or make an audio recording of a meeting you are asked to notify the relevant Democratic Support Officer in advance of the meeting to ensure that participants can be notified in advance and consideration given to practicalities such as allocating appropriate space in the public gallery etc..

The aim of the Regulations and of the Council's policy is to encourage public interest and engagement so in recording or reporting on proceedings members of the public are asked:

- ✓ to respect the right of others to view and hear debates without interruption;
- ✓ to ensure that the sound on any device is fully muted and intrusive lighting avoided;
- ✓ where filming, to only focus on those people actively participating in the meeting;
- ✓ where filming, to (via the Chair of the meeting) ensure that those present are aware that they may be filmed and respect any requests to not be filmed.

### **Further information**

If you have any queries about any of the above or the business to be discussed, please contact [committees@leicester.gov.uk](mailto:committees@leicester.gov.uk)

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

# LEICESTER CITY COUNCIL LICENSING SUB-COMMITTEE PROCEDURAL GUIDE

## INTRODUCTORY PHASE

**The meeting will be held in public unless stated otherwise in the report.**

Present at the hearing will be Members of the Licensing Sub-Committee (minimum 3 Members), Officers from the Licensing Authority, a Legal Adviser to the Sub-Committee, an Officer from Governance Services.

1. Participants at the meeting will introduce themselves as follows:
  - a. Members and Officers
  - b. Statutory Consultees (if any)
  - c. The Applicant and any representatives
  - d. Persons who have made representations
2. The Chair will check that the Applicant has received a copy of the Officer report.

## INFORMATION GATHERING

**(\*Please Note – for the purposes of a hearing to determine an application in a Cumulative Impact Zone (CIZ), the Applicant will present their case first)**

3. The Licensing Officer presents the report (previously circulated)

Questions (for clarification purposes only):  
Members  
Statutory Consultees (if any)  
Persons who have made representations  
Applicant and Representative(s)
4. Depending on the nature of the report, Statutory Consultees present their comments.

Questions (for clarification purposes only):  
Members  
Officers  
Persons who have made representations  
Applicant and Representative(s)
5. Persons who have made representations  

Questions (for clarification purposes only):  
Members  
Officers  
Statutory Consultees (is any)  
Applicant and Representative(s)

6. \*Applicant's Case

Questions (for clarification purposes only):

Members

Officers

Statutory Consultees

Persons who have made representations

7. Summing up in the following order

Officers

Statutory Consultees

Persons who have made representations

\*Applicant and Representative(s)

8. The Legal Adviser to the Sub-Committee to advise the Sub-Committee in the presence of the Applicant, Representatives, Officers, Statutory Consultees, and persons who have made representations on relevant issues the Members need to be aware of when they come to make their decision.

**DECISION MAKING**

9. Apart from the Sub-Committee Members and the Governance Services Officer everyone will be asked to withdraw from the meeting The Legal Adviser to the Sub-Committee may be called back to the meeting to advise on the wording of the decision the Sub-Committee Members will have made during private deliberation.

10. The Applicant will be advised that the decision made by the Sub-Committee will be made public within 5 working days of the meeting.

## **PUBLIC SESSION**

### **AGENDA**

#### **FIRE / EMERGENCY EVACUATION**

If the emergency alarm sounds, you must evacuate the building immediately by the nearest available fire exit and proceed to the area outside the Ramada Encore Hotel on Charles Street as directed by Democratic Services staff. Further instructions will then be given.

- 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 on 1<sup>st</sup> December 2023 are attached and members will be asked to confirm them as a correct record.

- 5. PRIVATE SESSION**

### **AGENDA**

#### **MEMBERS OF THE PUBLIC TO NOTE**

**Under the law, the Sub-Committee is entitled to consider certain items in private where in the circumstances the public interest in maintaining the matter exempt from publication outweighs the public interest in disclosing the information. Members of the public will be asked to leave the meeting when such items are discussed.**

The Sub-Committee is recommended to consider the following reports in private on the grounds that they contain 'exempt' information as defined by the Local Government (Access to Information) Act 1985, as amended, and consequently that the Sub-Committee makes the following resolution:- "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 they involve 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 7

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

B1) APPLICATION FOR A REVIEW OF AN EXISTING PREMISES LICENCE - SOPHY, 8-10 KING STREET, LEICESTER.

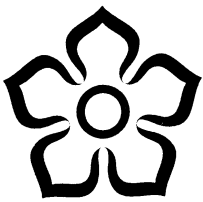
**6. APPLICATION FOR A REVIEW OF AN EXISTING PREMISES LICENCE - SOPHY, 8-10 KING STREET, LEICESTER** **Appendix B**

The Director of Neighbourhood and Environmental Services submits a report for a review of an existing premises licence - Sophy, 8–10 King Street, Leicester.

**7. ANY OTHER URGENT BUSINESS**







Leicester  
City Council

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

Held: FRIDAY, 1 DECEMBER 2023 at 10:00 am

P R E S E N T:

Councillor Singh Johal (Chair)

Councillor Chauhan

Councillor Whittle

\* \* \* \* \*

**27. APPOINTMENT OF CHAIR**

Councillor Singh Johal was appointed as Chair of the meeting.

**28. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**29. DECLARATIONS OF INTEREST**

There were no declarations of interest.

**30. APPLICATION FOR A NEW PREMISES LICENCE FOR VICTORIA PARK,  
GRANVILLE ROAD, LEICESTER**

The Director of Neighbourhood and Environmental Services submits a report on an application for a new Premises Licence for Victoria Park, Granville Road, Leicester.

Mr Rik Weightman, Production Director, Live Nation was present, accompanied by Mr Phil Cryer, Legal Representative for the applicant and Mr Stewart from Vanguardia Ltd the applicant's noise management consultant. PC Nigel Rixon Leicestershire Police, Mr TJ Mavani, Licensing Team Manager (Enforcement) and Mr Alistair Hollis (Noise and Pollution Control, LCC) were present. A ward councillor, a local resident on behalf of the Friends of Clarendon Park, another local resident and Ms Bell and Ms Wade from Leicester University were present. Also present was the Licensing Team Manager (Policy and Applications) and the Legal Adviser to the Sub-Committee.

It was noted that there was a member of the press and members of the public in attendance in the Public Gallery.

The Chair led on introductions and outlined the procedure the meeting would follow.

The Legal Adviser to the Sub-Committee gave clarification on points relating to the application and that the Sub-Committee were only to consider the licensing aspect and activities that had been requested for the period of time stipulated in the application.

The Licensing Team Manager (Policy and Applications) presented the report and outlined details of the application. It was noted an application was received on 17 October 2023 from Live Nation (Music) UK Ltd for a new premises licence for Victoria Park for a 1 day event on 6 July 2024.

The Sub-Committee noted that ten written representations had been received in opposition to the application including representations from Licensing Enforcement, Leicestershire Police and the Noise and Pollution Control Team. The representations related to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The representations referenced the concerns and difficulties encountered at the Kasabian concert in 2014. They referred to the potential for nuisance including noise nuisance, anti-social behaviour in various forms, criminal behaviour, transport and traffic issues and disruption to the site and local area.

The representative of the Friends of Clarendon Park asked the Chair for permission to play music at a level of decibels commensurate with noise levels proposed by the applicant. The Committee received legal advice from the Legal Advisor to the Sub-Committee. The Chair requested a sort recess to deliberate in private on whether the music would be allowed to be played to those present at the hearing. The Sub-Committee unanimously decided against the music being played.

Representors against the application addressed the Sub-Committee in turn and Members, Officers and other representors were given the opportunity to ask questions.

Mr Mavani outlined the details of the report from the Licensing Enforcement Team. He confirmed that in light of the 62 conditions agreed with the applicant the application was no longer opposed. They answered questions from Members and other representors.

Mr Hollis outlined the details of the report from the Noise and Pollution Control Team and confirmed that in light of conditions agreed with the applicant the application was no longer opposed. He answered questions from Members and other representors.

Mr Nigel Rixon outlined Leicestershire Police's representation and again

confirmed that in light of conditions agreed with the applicant the application was no longer opposed. However, he requested the addition of a further condition restricting the showing of footage whether live or recorded from the quarterfinals of the European Football Championships which are scheduled to be played in Germany on 06 July 2024. Although the Police no longer opposed the grant of a Licence subject to the agreed conditions, he asked that the event close at 10.30pm with licensable activities finishing at 10pm. Mr Rixon answered questions from Members and other representors.

The ward councillor, Leicester University and local residents continued to oppose the application and outlined the details of their representation and answered questions from Members and other representors.

Mr Cryer addressed the Sub-Committee assisted by Mr Rik Weightman and Mr Stewart and answered questions from Members, Officers and representors. Mr Cryer indicated that the opening time for the event was to be 2pm so the application was now for authorisation of licensable activities to commence at that time (and not at 10am as detailed in the written application). He also confirmed that no football games would be shown on screens at the event. He addressed the Sub-Committee regarding noise levels at the event and the close of licensable activities which he continued to ask to be 10.30 pm (with an event finish time of 11pm). He answered questions from Members and representors.

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

The Sub-Committee Members were not able to continue to sit through to make a deliberation so Members decided to adjourn the hearing to 5<sup>th</sup> December 2023 when they reconvened and made their deliberation in the presence of a Governance Officer. In the interim they had received Legal Advice via email from the Legal Advisor to the Sub-Committee (which had been copied to all who had attended the initial hearing).

In reviewing the application for a new Premises Licence the Sub-Committee considered the Licensing Officer's Report and all the representations, both written and oral. The Sub-Committee took account of the Statutory Guidance, the Regulators' Code, and the Council's Licensing Policy. The Sub-Committee also took account of documents referred to by the parties including relevant extracts from the Noise Council's Code of Practice on Environmental Noise from Concerts (1995).

**RESOLVED:**

The Sub-Committee's decision is that it is appropriate for the promotion of the licensing objectives to GRANT a Premises Licence authorising the requested licensable activities from 2pm to 10.30 pm (with an event finish time of 11pm) on 6<sup>th</sup> July 2024

subject to the agreed conditions detailed in Appendix C of the Licensing Officer's Report and a condition prohibiting the showing during the event of footage whether live or recorded from any Euro 24 football match.

**31. ANY OTHER URGENT BUSINESS**

With there being no further business, the meeting closed at 3.10pm.

By virtue of paragraph(s) 1, 2, 7 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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