



Leicester  
City Council

## **MEETING OF THE LICENSING ENFORCEMENT SUB-COMMITTEE**

**DATE: TUESDAY, 28 JANUARY 2025**  
**TIME: 10:00 am**  
**PLACE: Meeting Room G.58, Town Hall, Leicester**

### **Members of the Committee**

Councillors Barton, Cank and Kennedy-Lount

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

For Monitoring Officer

### **Officer contacts:**

**Jessica Skidmore (Governance Services Officer),**  
E -mail: [committees@leicester.gov.uk](mailto:committees@leicester.gov.uk)  
Granby Wing, City Hall, 115 Charles Street, Leicester, LE1 1FZ

## 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, City Mayor & Executive Public Briefing and Scrutiny Commissions and see copies of agendas and minutes. On occasion however, meetings may, for reasons set out in law, need to consider some items in private.

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), from the Council's Customer Service Centre or by contacting us using the details below.

### 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).

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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) or call in at City Hall.

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

## **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 Governance Services staff. Further instructions will then be given.

1. **Appointment Of Chair**  
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2. **Apologies For Absence**
3. **Declarations Of Interest**

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

4. **Minutes Of The Previous Meeting** **Appendix A**

The minutes of the meeting of the Licensing Enforcement Sub-Committee held on 26 November 2024 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 3

Information relating to the financial or business affairs of any particular person (including the authority).

Paragraph 7

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

- B1) Application for the Grant of a Hackney Carriage and Private Hire Vehicle Driver's Licence
- B2) Personal Licence Review
- B3) Application for the Grant of a Hackney Carriage and Private Hire Vehicle Driver's Licence

**6. Application For The Grant Of A Hackney Carriage And Private Hire Vehicle Driver's Licence [Appendix B](#)**

The Director of Neighbourhood and Environmental Services submits a report.

**7. Personal Licence Review [Appendix C](#)**

The Director of Neighbourhood and Environmental Services submits a report.

**8. Application For The Grant Of A Hackney Carriage And Private Hire Vehicle Driver's Licence [Appendix D](#)**

The Director of Neighbourhood and Environmental Services submits a report.

**9. Any Other Urgent Business**







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# Appendix A

Minutes of the Meeting of the  
LICENSING ENFORCEMENT SUB-COMMITTEE

Held: TUESDAY, 26 NOVEMBER 2024 at 10:00 am

P R E S E N T:

Councillor Dr Barton (Chair)

Councillor Chauhan

Councillor Cank

\* \* \* \* \*

**1. APPOINTMENT OF CHAIR**

Councillor Barton was appointed as Chair.

**2. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

**3. DECLARATIONS OF INTEREST**

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

There were no declarations of interest.

**4. MINUTES OF THE PREVIOUS MEETING**

AGREED:

That the minutes of the previous meetings held on 20<sup>th</sup> August 2024 and 29<sup>th</sup> October 2024 be confirmed as a correct record.

**5. 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 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 was considered that the public interest in maintaining the information as exempt outweighed the public interest in disclosing the information.

Paragraph 1

Information relating to an individual.

Paragraph 2

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

Paragraph 3

Information relating to the financial or business affairs of any particular person (including the authority).

Paragraph 7

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

B1) DETERMINATION OF CONTINUED ENTITLEMENT TO RETAIN A HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLE DRIVER'S LICENCE

**6. DETERMINATION OF CONTINUED ENTITLEMENT TO RETAIN A HACKNEY CARRIAGE AND PRIVATE HIRE VEHICLE DRIVER'S LICENCE**

The Director of Neighbourhood and Environmental Services submitted a report that required Members to determine an application for the continued entitlement to retain a Hackney Carriage and Private Hire Vehicle Driver's Licence.

The driver, his Translator and his legal representative, Mr Borhany, were present. The Licensing Team Manager, the Legal Adviser to the Sub-Committee and a Leicester City Council Solicitor were also present.

The Chair welcomed those present and led on introductions.

The Licensing Team Manager presented the report and outlined details of the case, including the relevant City Council Guidelines. Mr Borhany, on behalf of the driver, was invited to set out the reasons why the driver's entitlement to a Hackney Carriage and Private Hire Vehicle Driver's Licence should continue and answered questions from Members of the Sub-Committee.

All parties present were 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.

In reaching their decision, Members 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.

The Chair announced that the decision and reasons made during private deliberation would be announced in writing within five working days.

The Chair informed the meeting that the Legal Adviser 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 Governance Support Officers to leave the meeting. The Sub-Committee then deliberated in private to consider their decision.

The Sub-Committee recalled the Legal Adviser to the Sub-Committee to give advice on the wording of the decision.

RESOLVED:

That the driver's Hackney Carriage and Private Hire Vehicle Drivers Licence be REVOKED.

The driver would be provided with reasons for the decision in writing within five working days.

The driver would be advised of the right to appeal the decision.

## **7. PUBLIC SESSION**

The meeting entered into public session.

The Chair announced a five minute adjournment for a comfort break.

## **8. APPLICATION FOR STREET TRADING CONSENT**

The Director of Neighbourhood and Environmental Services submitted a report which asked Members to determine an application for Street Trading Consent for ZMS Fresh Fruit and Veg Ltd.

The Chair welcomed those present and led introductions.

The applicant, Mr Sharara, was present. Sonia Spink, Markets Manager, was present having made representations. Also present was the Licensing Team Manager, Legal Adviser to the Sub-Committee and a Leicester City Council Solicitor.

The Licensing Enforcement Officer presented the report and outlined details of

the application, including the relevant City Council Guidelines.

Sonia Spink was invited to present their objection to the application.

Mr Sharara was invited to present their case, and answered questions from Members of the Sub-Committee, Officers and representatives.

All parties were 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 their decision.

In reaching their decision, Members 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.

The Chair announced that the decision and reasons made during private deliberation would be announced in writing within five working days.

The Chair informed the meeting the Legal Adviser 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 Governance Support Officer to leave the meeting. The Sub-Committee then deliberated in private to consider their decision.

The Sub-Committee recalled the Legal Adviser to the Sub-Committee to give advice on the wording of the decision.

RESOLVED:

That the application for Street Trading Consent for ZMS Fresh Fruit and Veg Ltd be REFUSED.

The applicant would be provided with the reasons for the decision in writing.

## **9. ANY OTHER URGENT BUSINESS**

There being no other urgent business, the meeting closed at 12:30pm.

# Appendix B

By virtue of paragraph(s) 1, 2, 3 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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# Appendix C

By virtue of paragraph(s) 1, 2, 3, 7 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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# Appendix D

By virtue of paragraph(s) 1, 2, 3 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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