



Leicester
City Council

LICENSING (HEARINGS) SUB-COMMITTEE

DATE: WEDNESDAY, 16 OCTOBER 2024

TIME: 10:00 am

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

Members of the Sub-Committee

Councillors Singh Johal, Cank and Chauhan

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:

*Katie Jordan / Julian Yeung
Governance Services, Leicester City Council
City Hall, 115 Charles Street, Leicester, LE1 1FZ
e-mail: Committees@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, 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, from the Council's Customer Service Centre or by contacting us using the details below.

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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 us on committees@leicester.gov.uk, or call in at City Hall.

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 Support 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 Governance 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

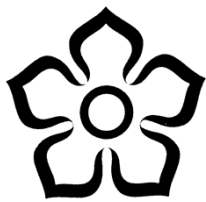
The minutes of the meetings held on 16th February 2024 and 22nd April 2024 are attached and members will be asked to confirm them as a correct record.

5. **APPLICATION FOR A NEW PREMISES LICENCE - LOKMA SHAWARMA, 164 EVINGTON ROAD, LEICESTER, LE2 1HL**

Appendix B

The Director of Neighbourhood and Environmental Services submits a report for an application of a new premises licence for Lokma Shawarma, 164 Evington Road, Leicester, LE2 1HL.

6. **ANY OTHER URGENT BUSINESS**



Leicester
City Council

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

Held: FRIDAY, 16 FEBRUARY 2024 at 10:00 am

P R E S E N T:

Councillor Pickering (Chair)

Councillor Pantling

Councillor Whittle

* * * * *

6. APPOINTMENT OF CHAIR

Councillor Pickering was appointed as Chair.

7. APOLOGIES FOR ABSENCE

There were no apologies for absence.

8. DECLARATIONS OF INTEREST

There were no declarations of interest.

9. MINUTES OF PREVIOUS MEETING

The minutes of the previous meeting held on 6th September 2023 has been circulated and members confirmed that they were a correct 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 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 new premises licence – Unico Bar and Restaurant, 97 Humberstone Gate, Leicester LE1 1WB.

11. APPLICATION FOR A NEW PREMISES LICENCE - UNICO BAR AND RESTAURANT, 97 HUMBERSTONE GATE, LEICESTER LE1 1WB

Councillor Pickering, as Chair led on introductions and outlined the procedure the hearing would follow.

The Director of Neighbourhood and Environmental Services submitted a report on an application for a new premises licence for Unico Bar and Restaurant, 97 Humberstone Gate, Leicester LE1 1WB.

The Applicant was in attendance. Also in attendance was Jefferson Pritchard, Leicestershire Police, and Matthew Robinson, Licensing Enforcement team. Also present was the Licensing Team Manager (Policy and Applications) and the Legal Adviser to the Sub-Committee.

The Licensing Team Manager (Policy and Applications) presented the report and outlined details of the application.

A representation was received on 1st December 2023 from Leicestershire Police. The representation related to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The Police were concerned about the applicant's suitability to be licensed due to lack of knowledge and lack of experience working in a licensed venue. They requested that the application be refused but should members be mindful to grant the licence have suggested conditions that could be attached to the licence.

A second representation was received on 1st December 2023 from the Licensing Enforcement team. The representation related to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The representee had concerns about the premises and the effects on the local community relating from details in the operating schedule. They had been in contact with the applicant and had

agreed conditions.

Mr Pritchard, Police Constable for Leicestershire Police, was given the opportunity to outline the details of the Police's representation and answered questions from Members.

Mr Robinson, Licensing Enforcement Officer was given the opportunity to outline the details of their representation and answered questions from Members.

The applicant was given the opportunity to address the Sub-Committee and answered questions from the Members.

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

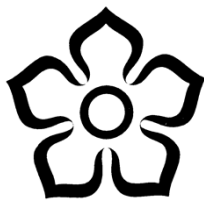
The Applicant withdrew the application in the meeting.

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 a termination of hearing.

The Chair announced that the hearing was terminated.

12. ANY OTHER URGENT BUSINESS

With there being no further business, the hearing closed at 10:44am.



Leicester
City Council

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

Held: MONDAY, 22 APRIL 2024 at 10:00 am

P R E S E N T:

Councillor Pickering (Chair)

Councillor Pantling

Councillor Whittle

* * * * *

1. APPOINTMENT OF CHAIR

Councillor Pickering was appointed as Chair.

2. APOLOGIES FOR ABSENCE

There were no apologies for absence.

3. DECLARATIONS OF INTEREST

There were no declarations of interest.

4. APPLICATION FOR A NEW PREMISES LICENCE - KING MARIO PIZZA, 1 LINTON STREET, LEICESTER, LE5 5JB

Councillor Pickering, as Chair led on introductions and outlined the procedure the hearing would follow.

The Director of Neighbourhood and Environmental Services submitted a report on an application for a new premises licence for King Mario Pizza, 1 Linton Street, Leicester, LE5 5JB.

The Applicant (Rising Sun Foods Limited)'s representatives Mr Rizwan Anwar, Manager of King Mario's Pizza, Himali Pujara, Director, Dolly Lodhari, Director, Jignesh Poojara, Director, and Dinesh Bajaj, Director, were present. Also in attendance was Paul Hardwick, Leicestershire Police, PC Kerenza Patelea, Leicestershire Police, Jasvinder Mann, Noise and Pollution team, and Elizabeth Arculus, Licensing Team. Also present was the Licensing Team Manager (Policy and Applications) and the Legal Adviser to the Sub-Committee.

The Licensing Team Manager (Policy and Applications) presented the report and outlined details of the application.

A representation was received on 25th March 2024 from the Police. The representation related to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The representee was concerned that this premises had fallen into an area of special interest and was in a hotspot for serious crime and disorder.

A second representation was received on 27th March 2024 from the Licensing Enforcement team. The representation related to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The representee was concerned that the late hours requested on the application would have an impact on the local community and the loose information provided on the operating schedule did not detail how the applicant would uphold the licensing objectives. They had been in contact with the applicant and had agreed conditions.

A third representation was received on 27th March 2024 from the Noise team. The representation related to the prevention of public nuisance. The representee was concerned that the later opening hours would increase footfall, including vehicles in the area which may cause more noise nuisances to local residents. They had been in contact with the applicant and had agreed conditions.

Ms. Arculus, Licensing Officer was given the opportunity to outline the details of their representation and answered questions from Members.

Mr Hardwick, Deputy Licensing Manager for Leicestershire Police, and PC Patelea were given the opportunity to outline the details of the Police's representation and answered questions from Members and Officers.

Mr Mann, Noise and Pollution Control Officer was given the opportunity to outline the details of their representation and answered questions from Members.

Mr Anwar was given the opportunity to address the Sub-Committee and answered questions from the Members.

All parties present 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 their 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, 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, in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

The Chair announced that the decision and reasons 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 Sub-Committee recalled the Legal Adviser to the Sub-Committee to give advice on the wording of the decision.

RESOLVED:

Members of the sub-committee considered each of the options available to them and decided to **REJECT** the application for a new premises licence.

REASONS

1. Evington Road is a designated as an area of Special Interest. Section 8 of the Council's statement of the Licensing Policy requires applicants to fully consider the environmental factors in an area of special interest. Section 8.2 gives examples of the types of considerations which applicants should address in their operating schedules. Considerations include issues such as the types and number of licenced premises in the area, the density and locality of residential premises, traffic etc. Section 8.3 of the policy requires applicants to review 'the relevant information for applicants' documents and to submit a 'full and thoroughly considered application'. The onus was on an applicant to demonstrate the suitability and detail of their site. The application by Rising Sun Foods Limited failed to acknowledge that the premises were located in an area of special interest and the application failed to consider the environmental concerns relating to Evington Road and the 'relevant information for applicants' documentation.
2. The sub-committee accepted the representations put forward by the Police and Licensing Enforcement Team and agreed that the operating schedule did not contain the detailed information demonstrating how the applicant would uphold the licencing objectives. Mr Anwar accepted that application was not completed in 'the best way we could'.
3. Granting a further licence in an already saturated area was not in the overall interest of the community living and working in the vicinity of Evington Road and Linton Street. It would add to problems of noise nuisance, traffic congestion, parking etc. It would also add to the people attracted to the area which may result in an increase in the crime and disorder problems highlighted by the police.

Any appeal against the decision must be made within 21 days to the Magistrates Court.

5. APPLICATION FOR A NEW PREMISES LICENCE - PREMIER STORES, 97-99 NARBOROUGH ROAD, LEICESTER

An agreement was reached between all parties prior to the hearing date and the hearing was no longer necessary.

6. ANY OTHER URGENT BUSINESS

With there being no further business, the meeting closed at 11:45am.

Application for a new premises licence

Licensing (Hearings) Sub-Committee

Decision to be taken by: Licensing (Hearings)
Sub-Committee

Decision to be taken on/Date of meeting: 16 October
2024

Lead director/officer: Deborah Bragg

Useful information

- Ward(s) affected: Stoneysgate
- Report author: Amy Day
- Author contact details: 0116 454 3054
- Report version number: 1

1. Summary

- 1.1 This report outlines an application under the Licensing Act 2003 for a new premises licence for Lokma Shawarma, 164 Evington Road, Leicester, LE2 1HL and summarises the representations received. It also highlights the licensing objectives and the relevant parts of both the statutory guidance and the Licensing Authority's Licensing Policy.

2. Determination to be made

- 2.1 Having considered the application and representations Members must consider whether to
- Grant the licence without modification
 - Grant the licence subject to conditions
 - Exclude from the licence any of the licensable activities
 - Refuse to accept the proposed premises supervisor
 - Reject the application

3. Application and promotion of the licensing objectives

- 3.1 An application was received on 03 September 2024 from Lokma Shawarma Ltd for a new premises licence for Lokma Shawarma, 164 Evington Road, Leicester. A copy of the application is attached at Appendix A.

- 3.2 The application is as follows:

Licensable activity	Proposed hours
Late night refreshment	Monday to Sunday 23.00 – 05.00
Opening hours	Monday to Sunday 10.30 – 05.00

- 3.3 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).
- 3.4 In arriving at its decision on the application, the Licensing Authority's primary consideration must be the promotion of the licensing objectives.

3.5 Location Plan



4. Representations

- 4.1 Three representations were received on 03 September 2024 from members of the public. The representations relate to the prevention of crime and disorder, the prevention of public nuisance and public safety. The representees are concerned that this is a densely populated area and the late hours requested will increase noise, litter, parking issues and anti-social behaviour. Copies of the representations are attached at Appendix B1-3.
- 4.2 A representation was received on 30 September 2024 from the Police. The representation relates to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The representee is concerned that the premises is located with an area of 'special interest' as referred to the Council's Statement of Licensing Policy, but the applicant has made no reference to this and is extremely vague as to how they will operate and promote the licensing objectives. A copy of the representation is attached at Appendix B2.

- 4.3 A representation was received on 27 September 2024 from the Noise team. The representation relates to the prevention of public nuisance. The representee is concerned that noise from the premises and delivery companies until 05.00 will likely cause nuisance to local residents. They have been in contact with the applicant and have agreed conditions. A copy of the representation and agreement is attached at Appendix B5.
- 4.4 A representation was received on 25 September 2024 from the Licensing Enforcement team. The representation relates to the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm. The representee is concerned that the timings and activity applied for plus the lack of detail on the operating schedule may have an impact on the local community. They have been in contact with the applicant and have agreed conditions. A copy of the representation and agreement is attached at Appendix B6.
- 4.5 A search of Aurora the Councils Mapping System shows that in relation to the planning permission for this premise which was granted on 10 December 2015, the hours that the premise can operate are 09.00 to 23.00 Monday to Sunday.

5. Conditions

- 5.1 The conditions that are consistent with the application and the representations are attached at Appendix C.

6. Statutory guidance and statement of licensing policy

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

Section	Heading
1.2 – 1.5	Licensing objectives and aims
1.15 – 1.16	General Principles
1.17	Each application on its own merits
2.1 – 2.6	Crime & Disorder
2.7 – 2.14	Public Safety
2.15 – 2.21	Public nuisance
2.22 – 2.31	Protection of children from harm
3.12 – 3.20	Late night refreshment
8.41 – 8.49	Steps to promote the licensing objectives
9.11 – 9.12	Role of responsible authorities
9.13 – 9.19	Licensing Authorities acting as responsible authorities
9.31 – 9.41	Hearings
9.42 – 9.44	Determining actions that are appropriate for the promotion of the licensing objectives
10.1 – 10.3	Conditions - general
10.8 – 10.9	Imposed conditions
10.10	Proportionality

10.13 - 10.15	Hours of trading
13.10 – 13.11	Giving reasons for decisions
14.51 – 14.52	Licensing Hours

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

Section	Heading
4	Promotion of the licensing objectives
5	General Principles
6	Premises Licences and Club Premises Certificates
8	Areas of Specific Interest and Consultation

7. Points for clarification

- 7.1 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, whether the applicant wishes 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.

8. Financial, legal, equalities, climate emergency and other implications

8.1 Financial implications

None.

8.2 Legal implications

Legal advice specific to the application will be provided at the meeting by Legal Officers.

8.3 Equalities implications

None.

8.4 Climate Emergency implications

There are unlikely to be any significant climate emergency implications directly associated with this report and the licensing process. Aidan Davis, Sustainability Officer,

Ext 28 3384.

8.5 Other implications (You will need to have considered other implications in preparing this report. Please indicate which ones apply?)

None.

9. Background information and other papers:

None

10. Summary of appendices:

Appendix A – Application

Appendix B – Representations

Appendix C – Conditions consistent with the application and representations

11. Is this a private report (If so, please indicate the reasons and state why it is not in the public interest to be dealt with publicly)?

No

12. Is this a “key decision”? If so, why?

No



Leicester
Application for a premises licence
Licensing Act 2003

For help contact
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

LOKMA SHAWARMA LTD

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

MASOOD

* Family name

AKHTAR

* E-mail

[REDACTED]

Main telephone number

[REDACTED]

Include country code.

Other telephone number

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

Are you:

☒ 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House?

☒ Yes

☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

15717000

Business name

LOKMA SHAWARMA LTD

If your business is registered, use its registered name.

VAT number

-

Put "none" if you are not registered for VAT.

Legal status

Please select...

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

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

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

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 His Majesty's prerogative

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

Contact Details

E-mail	<input type="text"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text" value=""/> dd / <input type="text" value=""/> mm / <input type="text" value=""/> yyyy
* Nationality	<input type="text"/>

[Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?	<input type="text" value="07"/> dd	/	<input type="text" value="08"/> mm	/	<input type="text" value="2024"/> yyyy
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If you wish the licence to be valid only for a limited period, when do you want it to end	<input type="text"/> dd	/	<input type="text"/> mm	/	<input type="text"/> yyyy
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Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Continued from previous page...

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](#)

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?

Continued from previous page...

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

Standard Days And Timings

MONDAY

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the provision of late night refreshment take place indoors or outdoors or both?

☐ Indoors ☐ Outdoors ☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

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.

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 late night refreshments 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.

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☐ Yes ☒ No

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

Continued from previous page...

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.

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

Continued from previous page...

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.

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)

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

THE PREMISES WILL ONLY BE OPEN TO THE GENERAL PUBLIC FOR SALES OF FOOD

b) The prevention of crime and disorder

we have proper CCTV installed on the premises and warning signs also displayed, we do not sell Alcohol

c) Public safety

Health and Safety Risk assessments will be undertaken and staff shall be trained therein.

d) The prevention of public nuisance

we only sell food to public till late it is not anticipated that any nuisance will arise

e) The protection of children from harm

Protection of children is far most important , our staff is fully aware of this and will report any issue to the Authorities, we only sell food and there will be no Alcohol sold on the premises.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

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 (£)

190.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

DECLARATION

[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).

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

Continued from previous page...

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

* Capacity

Date (dd/mm/yyyy)

Add another signatory

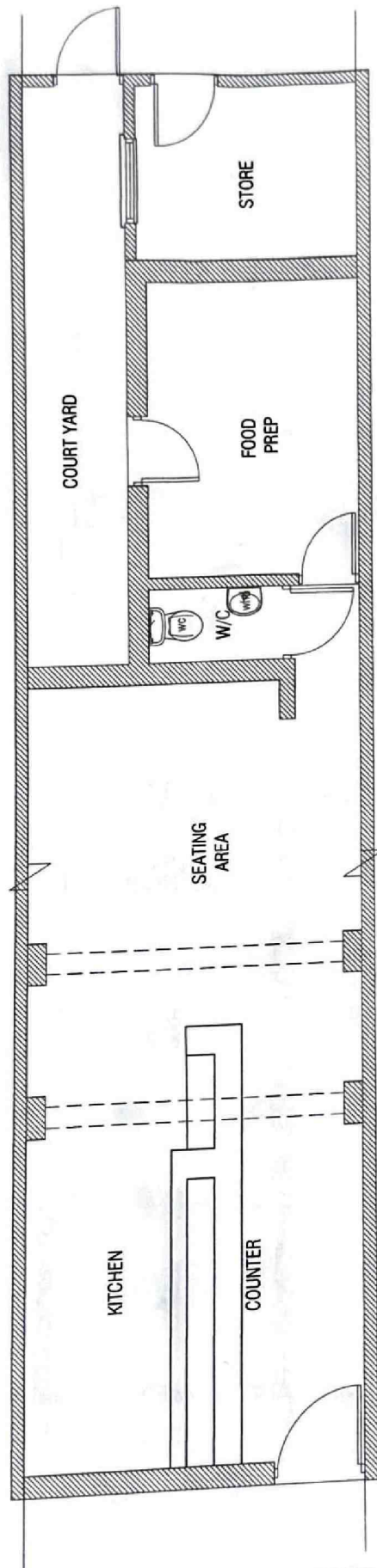
Once you're finished you need to do the following:

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.

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



PROPOSED EXISTING GROUND FLOOR PLAN

3911/03

KUNSTLER DESIGNS
ARCHITECT

KUNSTLER DESIGNS ARCHITECT
31 RUTLAND STREET
LEICESTER
LE1 1RE
Mob: 07979923196

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[REDACTED]
To: Licensing <Licensing@leicester.gov.uk>

Subject: License Application ref 166553

Dear Licensing, it has come to my attention that Lokma Sharwma has made an application to stay open until 5am.

I live on [REDACTED] and am constantly inundated with take away litter, left over food and late night revellers in the area making a public nuisance outside and nearby my house after getting food from Evington Road. We are also bombarded with alot of noise from people visiting the takeaways and restaurants along Evington as people rev, speed and honk thier horns whilst they drive up and down Evington Road.

I believe if you were to approve this application it would make the situation worse by expanding the times of the above issues to later in the early morning hours and encourage more take aways in the area to make similar applications causing a negative spiral.

Therefore I wish to lodge my objection to this application.

Thank you
[REDACTED]

[REDACTED]

[REDACTED]

-----Original Message-----



To: Licensing <Licensing@leicester.gov.uk>

Cc: Cllr Raffiq Mohammed <Raffiq.Mohammed@leicester.gov.uk>; Cllr Manjula Sood <Manjula.Sood@leicester.gov.uk>; Cllr Yasmin Surti <Yasmin.Surti@leicester.gov.uk>

Subject: Objection to LNR Application No. 166553 Lokma Shawarma 164 Evington Road

Dear Licensing Team,

I and other members of the local neighbourhood association have observed this business operating late without an LNR.

A condition of its planning permission (2015) is that it should close at 11pm but it is open much later especially at weekends. This has been reported to Planning Enforcement and they are investigating. This was also reported to Licensing Enforcement and I understand that a warning letter was issued to the business by Matthew Robinson. I believe that this is why a License Application has now been made by this business to stay open after 11pm until 5am.

A longstanding member of ERNA (Evington Road Neighbourhood Association) which for years has pointed out that the concentration of fast-food premises with LNR's along Evington Road is excessive, I wish to object to the issuing of this License.

I see no reason for Lokma Shawarma to trade after 11pm. In doing so it will be in breach of planning approval. I strongly urge you to consult with your colleagues in Planning as you would be working against them by granting this, which is nonsensical.

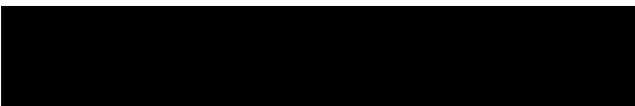
The grounds of our objection are the prevention of crime and disorder, the prevention of public nuisance and the promotion of public safety.

The side streets off Evington Road are densely populated with Victorian terraced housing. Evington Road now attracts customers as a late-night/early-morning venue for fast food, either in situ or home-delivered. Fast food premises open late at night adversely affect the amenity of nearby residents by the nuisances of late-night noise, smells, littering and adds to the existing parking problems especially customer's cars and mopeds, e-bikes and pedal bikes used by delivery drivers who gather in clusters along Evington Road waiting for orders. These nuisances are worse in summertime when local residents and families are trying to sleep and are more likely to have their windows open.

Furthermore, this late-night economy has in recent years attracted crime and disorder to the area with fights, stabbings and, in one recent instance, a drive-by shooting. Low-level anti-social behaviour such as groups of people gathering on street corners talking and sometimes drinking is intimidating for many people. Local residents feel unsafe being outside their homes late at night and so avoid doing so. Many women do not feel comfortable walking alone along Evington Road late at night.

I understand that this License Application will be determined by a Licensing Hearing process. Please advise me of the details of the committee hearing in due course so that I may attend.

Kind regards





To: Licensing <Licensing@leicester.gov.uk>

Cc: Cllr Manjula Sood <Manjula.Sood@leicester.gov.uk>; Cllr Raffiq Mohammed

<Raffiq.Mohammed@leicester.gov.uk>; Cllr Yasmin Surti <Yasmin.Surti@leicester.gov.uk>

Subject: LNR Application No. 166553 Lokma Shawarma 164 Evington Road

Hello

This business has been operating without an LNR. Although a condition of its planning permission is that it should close at 11pm it is open much later especially at weekends. This has been reported to Planning Enforcement and they are investigating. This was also reported to Licensing Enforcement and I understand that a warning letter was issued to the business by Matthew Robinson. I believe that this is why a License Application has now been made by this business to stay open after 11pm until 5am.

I am the Secretary of ERNA (Evington Road Neighbourhood Association) and our members feel that the concentration of fast-food premises with LNR's along Evington Road is excessive. We wish to object to the issuing of this License. We see no reason for Lokma Shawarma to trade after 11pm. The grounds of our objection are the prevention of crime and disorder, the prevention of public nuisance and the promotion of public safety.

The side streets off Evington Road are densely populated with Victorian terraced housing. Evington Road now attracts customers as a late-night/early-morning venue for fast food, either in situ or home-delivered. Fast food premises open late at night adversely affect the amenity of nearby residents by the nuisances of late-night noise, smells, littering and adds to the existing parking problems especially customer's cars and mopeds, e-bikes and pedal bikes used by delivery drivers who gather in clusters along Evington Road waiting for orders. These nuisances are worse in summertime when local residents and families are trying to sleep and are more likely to have their windows open.

This late-night economy has in recent years attracted crime and disorder to the area with fights, stabbings and, in one recent instance, a drive-by shooting. Low-level anti-social behaviour such as groups of people gathering on street corners talking and sometimes drinking is intimidating for many people. Local residents feel unsafe being outside their homes late at night and so avoid doing so. Personally I would not feel comfortable walking alone along Evington Road late at night.

I understand that this License Application will be determined by a Licensing Hearing process. Please advise me of the details of the committee hearing in due course so that I may attend.

Kind regards





Leicestershire Police

APPENDIX B4

Licensing Act 2003 – Representation in respect of New Premises Licence Application.

Details of person or body making representation	
Your Name:	PC Jefferson Pritchard
Your Address:	Force Licensing Department, Mansfield House Police Station, 74 Belgrave Gate, Leicester. LE1 3GG

Details of premises representation is about	
Name of Premises:	Lokma Shawarma
Address of premises:	164 Evington Road Leicester LE2 1HL
Application No. (if known)	

Please tick one or more of the licensing objectives that your representation relates to:	
Prevention of crime and disorder	<input checked="" type="checkbox"/>
Public Safety	<input checked="" type="checkbox"/>
Prevention of public nuisance	<input checked="" type="checkbox"/>
Protection of children from harm	<input checked="" type="checkbox"/>

Please summarise your concerns about this application:
<p>I write in my capacity as Leicester City centre's alcohol licensing officer for Leicestershire Police, with delegated authority from the Chief Constable.</p> <p>My representation to this new premises licence application is based upon all four licensing objectives, as per the Licensing Act 2003.</p> <p>This is a new grant application for a late-night takeaway, in which late night refreshments will be provided daily between 11pm and 5am.</p> <p>The premises is located on Evington Road between the junctions of Rowsley Street and Sawley Street.</p>

The area consists of a mix of high density residential, retail and licensed premises, many of whom provide late night refreshments into the early hours of the morning.

The premises is located within an area of “special interest” as referred to in Leicester City Council’s Statement of Licensing Policy 2022-2027. The policy offers operators guidance as to what is expected of them when operating in the night-time economy. However, the application makes no reference to this policy and is extremely vague as to how they will operate and promote all four licensing objectives.

It is believed the application has been accepted on the third attempt due to previous administrative errors, which does not bode well for the future and does not give Leicestershire Police confidence.

Throughout this year, there has been several incidents of serious crime and disorder in close proximity to the premises. Likewise, in other similar licensed premises along Evington Road.

Therefore, Leicestershire Police’s concern is that persons connected to crime and disorder will congregate either inside or outside the premises in the night-time economy and this will ultimately exacerbate the existing issues in the area.

Similarly, public safety is often compromised in the night-time economy as emergency vehicles have to traverse their way through the area due to customers and delivery drivers parking illegally.

Therefore, Leicestershire Police respectfully requests the application is refused as it fails to promote all four licensing objectives.

PC2093 Jefferson Pritchard

Leicestershire Police – Alcohol Licensing for Leicester City Centre

Representation dated – Monday 30th September 2024



Licensing Act 2003 - Representation in respect of an application for a New Premises Licence

Details of person or body making representation	
Your Name:	Chris White
Your Address:	Noise and Pollution Control Team Leicester City Council City Hall Leicester LE1 1FZ

Details of premises representation is about	
Name of Premises:	Lokma Shawarma
Address of premises:	164 Evington Road Leicester LE2 1HL
Application No. (if known)	166553

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 style="text-align: center;">Licensing Act 2003 – Application for Premises Licence Application Ref: 166553 Prevention of Public Nuisance. RE: Lokma Shawarma</p> <p>I wish to make a representation in connection with this application as I consider this proposal will be detrimental to the licensing objective of preventing public nuisance.</p> <p>The applicant has applied for an extension of hours with a closing time of 05.00.</p> <p>164 Evington Road is a busy area of the city with relatively high background noise levels both during the day and into the night, however as almost all the commercial</p>

premises close about 01.00 hours the noise drops of dramatically after this time.

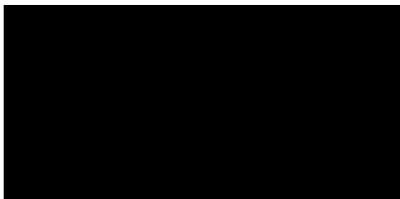
I am concerned that the noise from people or delivery companies coming and going until 05.00 hours will have a negative impact on the local residents.

The applicants' businesses also requires a large extract flue which is situated at the rear of the premise and is quite noisy, during the day and into the night this is masked by the other background noise in the area, however if this was running until 05.00 hours I believe it is likely to cause a nuisance to the residents at the rear.

I have contacted the applicant regarding the hours, and they have agreed to a reduction in the applied for hours to 01.30. I have requested that they contact you in writing regarding this to confirm their agreement.

In the absence of such a formal written request being made, I will recommend refusal for this licence application as it stands.

Kind regards



Chris White
POLLUTION CONTROL OFFICER
NOISE CONTROL TEAM

Return your completed form to:

By Post:

Licensing Authority
Leicester City Council
City Hall
Leicester
LE1 1FZ

By Email:

licensing@leicester.gov.uk

Amy Day
Licensing
Leicester City Council
City Hall
115 Charles Street



Licensing Act 2003 – New Application.
Application Ref: 166553
Prevention of Public Nuisance.
Lokma Shawarma

I, _____ as the applicant of the above premises licence, hereby agree to the following licensing hours in respect to prevention of public nuisance:

Licensing hours,
Monday to Sunday 10.30-01.30

Opening Hours,
Monday to Sunday 10.30-01.30

Name: MASOOD AKHTAR
(PRINT)

Dated: 28/09/2024



Representation in respect of a New Premises Application

Licensing Act 2003

Details of person or body making representation:

Your Name:	Bobby Smiljanic
Your position/role:	Licensing Enforcement Manager

Details of premises representation is about:

Name of Premises:	Lokma Shawarma
Address of premises:	164 Evington Road Leicester LE2 1HL
Application No. (if known)	166553

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

Prevention of Crime and Disorder	<input checked="" type="checkbox"/>
Public Safety	<input checked="" type="checkbox"/>
Prevention of Public Nuisance	<input checked="" type="checkbox"/>
Protection of Children from Harm	<input checked="" type="checkbox"/>

Authority Declarations:

I write in my capacity as Licensing Enforcement Manager for Leicester City Council Licensing Authority on the authority delegated to me.

Please take notice that I am satisfied that allowing the premises to be used in accordance with the application would undermine the above stated Licensing Objectives and as such submit our representations.

Representations:

We would like to submit our representations for this premises application based upon the above stated licensing objectives.

The application is for a new Premises Licence for the sale/supply of late-night refreshments only.

- Late-night refreshments are requested from 23:00hrs to 05:00hrs Monday to Sunday both indoors and outdoors.
- The premises opening hours are 10:30hrs to 05:00hrs Monday to Sunday.
- Seasonal variations have not been applied for.

The application suggests that the premises currently operates as a restaurant and takeaway for hot food and soft drinks.

On 27th July 2024 Leicester City Council's Licensing Enforcement Team visited the Lokma Shawarma premises in response to a complaint raised by the Evington Road Neighbourhood Association that the premises had been open for the provision of late night refreshment without a licence. No incidents were witnessed at the time and the premises was issued with an advice letter. This is likely to have prompted the applicant to apply for this licence.

The premises is located on the ground floor of 164 Evington Road which is a busy arterial route, with access for cars, cyclists and pedestrians.

Evington Road is a designated Area of Special Interest and Consultation under Leicester City Councils Licensing Policy under Section 8 - [licensing-policy-2022-2027.pdf \(leicester.gov.uk\)](https://www.leicester.gov.uk/licensing-policy-2022-2027.pdf). Reference has not been made to this policy anywhere in the application.

It is imperative that all applicants fully consider the environmental factors of the area in which they are applying. Section 182 guidance states that applicants should proactively engage with the responsible authorities to ensure that a premises and their management uphold the licensing objectives.

The area consists of other take away premises, personal care businesses, retail establishments, eateries and cafes. Within the vicinity there are residential buildings and religious buildings. The location of the licenced premises means that it is likely that customers under the influence of alcohol or drugs would gravitate towards it and may commit anti-social behaviour.

At 14:00hrs on Wednesday 4th September 2024, Elizabeth Arculus, Licensing Officer and Minaxi Patel, Licensing Enforcement Officer within the Licensing Enforcement Team at Leicester City Council attended the premises and were met by the applicants son Mr Wajahat Akhtar. Mr Akhtar informed them that he was responsible for the day to day management of the premises. They went through the building together and the purpose of the facility was explained to them. They discussed the general operation of the premises and Mr Akhtar explained some of the methods to counter some of the concerns that were raised whilst being shown round.

Some of the specifics that Mr Akhtar raised were that he was responsible for the day to day management of the premises. The premises operates solely on the ground floor, and above the shop is a residential dwelling. The seating capacity inside is 18-20 persons.

Upon examining the CCTV system, it was discovered that there were no cameras on the shop front and Mr Akhtar was advised that this would be a requirement of any licence granted. Mr Akhtar explained that his father the applicant Mr Masood Akhtar was able to access the CCTV and that recordings were held for 31 days.

Discussions took place with Mr Akhtar regarding the proposed conditions and opening hours. Mr Akhtar offered to reduce the closing hours to 02:30hrs Monday to Sunday following a discussion about recent high profile criminal offences on or near Evington Road. Mr Akhtar also agreed that

additional CCTV cameras would be installed and that the applicant would grant him access to recordings.

Whilst there are no plans to sell alcohol to customers the applicant did not fully explain how his staff would deal with intoxicated or violent customers. When questioned by the Licensing Officer Mr Akhtars response was that he would call the police.

The Licensing Authority do have concerns about the premises and the effects it may have on the local community, both business and residential. This relates to the timings of the applied activities, the operation of the CCTV cameras and the detail of the operating schedule that has been applied for. The operating schedule is loose in laying out specifically how the applicant and manager would uphold the licensing objectives.

Conditions Details:

We believe the below additions/amendments of conditions in full, which we believe are reasonable, proportionate and enforceable, may assist the Licence Holder in upholding the licensing objectives.

We have detailed, for clarity, those that

- (a) We believe should be replaced from the applied operating schedule with our proposed wording
- (b) Those to be removed from the operating schedule and;
- (c) Those that are in addition.

Any wording on the operating schedule that is not detailed below to remain on any licence.

(a) Conditions to be replaced from Operating Schedule

Wording contained within the applied operating schedule as copied below be replaced with Requested Condition/s:

Operating Schedule Wording:

- we have proper CCTV installed on the premises and warning signs also displayed, we do not sell Alcohol

To be replaced with:

- The licence holder will ensure a high definition, coloured CCTV camera system is installed, operational and recording whilst the premises is open to the public. The system must permit the identification of individuals in all lighting conditions.
- CCTV cameras must cover all areas that the public have access to, including the entrance, exit and pavement area immediately outside the premises.
- The licence holder will ensure CCTV images must be securely stored, display an accurate date/time stamp and retained for a minimum of 31 days.
- The licence holder will ensure that there is always a member of staff trained and available to download CCTV images/ footage immediately or an agreed timescale if requested by the police or the Licensing Authority.

(b) Conditions to be removed from Operating Schedule

Wording contained within the applied operating schedule as copied below be removed:

Operating Schedule Wording to be removed:

- We only sell food to public till late it is not anticipated that any nuisance will arise
- Protection of children is far most important, our staff is fully aware of this and will report any issue to the Authorities, we only sell food and there will be no Alcohol sold on the premises.

(c) Requested Additional Conditions

Condition/s wording below to be added in full to any granted licence:

All conditions (*as identified on these reps*) agreed and signed with Leicestershire Police be included in any granted licence.

- All licensable activities will cease at the following times:
Monday to Sunday at 02:30hrs.
- An incident log shall be kept on the premises, retained for a period of 12 months from the date of the incident and made available to an officer from a responsible authority upon request. The incident log must be completed within 24 hours of the incident and record the following:
 - a) All crimes reported to the premises.
 - b) Any ejections of patrons.
 - c) Any complaints received concerning crime, disorder and anti-social behaviour.
 - d) Any incidents of crime, disorder and anti-social behaviour inside, associated to the premises or immediately outside the premises.
 - e) Any faults in the CCTV system.
- The licence holder will ensure that a full fire risk assessment will be conducted and reviewed and implemented in line with Fire Safety Legislation annually.
- The licence holder will ensure regular safety checks of areas such as toilets and entrances/exits and recorded in a logbook which will be kept on the premises and immediately available on request from any authority officers.
- Receiving of deliveries must only be conducted between 07:00hrs and 22:00hrs.
- Emptying, dispensing or disposing of bottles in outside bins must only be conducted between 07:00hrs and 22:00hrs.
- The licence holder shall take reasonable steps to prevent public nuisance being caused by customers outside the premises by displaying prominent Quiet notices requesting customers respect the needs of local residents.
- The licence holder shall ensure that if any serious incidents should occur members of staff will notify the responsible authority.
- A training record must be kept on the premises, retained for 12 months from the date of the incident and produced to an officer from a responsible authority upon request.
- The licence holder shall ensure sufficient waste bins are provided at or near to the exit to enable the disposal of waste.
- The licence holder shall ensure litter is collected within two meters of the premises building line, after the premises has closed to the public and at the end of each day.
- The licence holder shall ensure the premises door is kept closed between 23:00hrs and 02.30hrs, with the exception of normal entry and egress of people. The door must be shut immediately thereafter.

- The licence holder shall ensure unaccompanied children under the age of 18 years are not permitted on the premises between 23:00hrs and 10:30hrs.
- The Licence is subject to Leicester City Council's Standard Conditions for Places of Public Entertainment, published on the Licensing Authority's website www.leicester.gov.uk/licensing

Appendix:

No Appendix

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Authority Signatures:

Bobby Smiljanic
Licensing Enforcement Manager
Leicester City Council
25/09/2024

Reporting Officer
Elizabeth Arculus

Licensing Authority Details:

Licensing Authority
Licensing Enforcement
York House
91 Granby Street
LE1 6FB

Tel: 0116 4540049
Email: licensingenforcement@leicester.gov.uk
www.leicester.gov.uk/licensing

Notice Sent to:

Please note that this representation has been sent to:

- (1) Licensing Authority Applications Team, Leicestershire Police Licensing, Noise Pollution Team, Leicestershire Fire & Rescue Service
- (2) Applicant and/or Agent

Agreement Notice Applicant (if applicable & only valid if signed)

Licensing Enforcement Agreement Confirmation (if applicable & only valid if signed)

I write in my capacity as the applicant/agent in relation to the above matter & application.

Discussions have taken place with Leicester City Council Licensing Enforcement in relation to their concerns and have been made aware of the above conditions that should be replaced/removed or added to any granted licence.

Please note:

I as the applicant/agent agree to all these conditions & amendments as detailed and do not, therefore consider that a hearing is necessary.

Signed 1:

Name in block capitals: MASOOD AKHTAR
Application Capacity: Business owner
Date: 30/09/2024

Signed 2:

Name in block capitals: WAJAHAT MASOOD
Application Capacity: son of owner
Date: 30/09/2024

Licensing Enforcement Agreement Confirmation (if applicable & only valid if signed)

CONDITIONS

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE
we have proper CCTV installed on the premises and warning signs also displayed, we do not sell Alcohol.
Health and Safety Risk assessments will be undertaken and staff shall be trained therein.
CONDITIONS CONSISTENT WITH THE REPRESENTATION AND AGREEMENT FROM LCC LICENSING ENFORCEMENT TEAM
The licence holder will ensure a high definition, colour HD CCTV camera system is installed, operational and recording whilst the premises is open to the public. The system must permit the identification of individual(s) in all lighting conditions.
CCTV cameras must cover all areas that the public have access to, including the entrance, exit and pavement area immediately outside the premises.
CCTV system images must be securely stored, display an accurate date/time stamp and retained for a minimum of 31 days.
The licence holder will ensure that there is always a member of staff trained and available to download CCTV images/ footage immediately or an agreed timescale if requested by the police or the Licensing Authority.
All licensable activities will cease at the following times: Monday to Sunday at 02:30hrs.
An incident log shall be kept on the premises, retained for a period of 12 months from the date of the incident and made available to an officer from a responsible authority upon request. The incident log must be completed within 24 hours of the incident and record the following: <ul style="list-style-type: none"> • All crimes reported to the premises. • Any ejections of patrons. • Any complaints received concerning crime, disorder and anti-social behaviour. • Any incidents of crime, disorder and anti-social behaviour inside, associated to the premises or immediately outside the premises. • Any faults in the CCTV system.
The licence holder will ensure that a full fire risk assessment will be conducted and reviewed and implemented in line with Fire Safety Legislation annually.
The licence holder will ensure regular safety checks of areas such as toilets and entrances/exits and recorded in a logbook which will be kept on the premises and immediately available on request from any authority officers.
Receiving of deliveries must only be conducted between 07:00hrs and 22:00hrs.
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The Licence is subject to Leicester City Council's Standard Conditions for Places of Public Entertainment, published on the Licensing Authority's website www.leicester.gov.uk/licensing
The licence holder shall ensure unaccompanied children under the age of 18 years are not permitted on the premises between 23:00hrs and 10:30hrs.
The licence holder will ensure that a full fire risk assessment will be conducted and reviewed and implemented in line with Fire Safety Legislation annually.
CONDITIONS CONSISTENT WITH THE REPRESENTATION AND AGREEMENT FROM THE NOISE AND POLLUTION CONTROL TEAM
<p>The opening hours of the premises to be: Monday to Sunday 10.30 – 01.30</p> <p>Late night refreshment: Monday to Sunday – 23.00 – 01.30</p>