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# **Objection notice given for a Temporary Event Notice**

Licensing (Hearings) Sub-Committee

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

Date of meeting: 28 March 2022

Lead officer: Deborah Bragg

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## Useful information

- Ward(s) affected: North Evington
- Report author: Sarah Miller
- Author contact details: 0116 454 3052
- Report version number: 1

### 1. Summary

- 1.1 This report outlines an objection notice given by the Noise team in response to a temporary event notice given by Zunaid Rashid for Rolls and Roti Ltd, 94 Wood Hill, Leicester LE5 3SQ. 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

- 2.2 Having considered the temporary event notice and the objection notice, Members must consider whether to
- Give the premises user a counter notice under Section 105 (2) of the Licensing Act 2003 if it is considered appropriate for the promotion of a licensing objective to do so; or
  - Impose one or more conditions on the temporary event notice if:
    - it is appropriate for the promotion of the licensing objectives to do so, and
    - the condition(s) are also imposed on a premises licence or club premises certificate that has effect in relation to all or part of the same premises as the temporary, and
    - the condition(s) would not be inconsistent with the carrying out of the licensable activities under the temporary event notice; or
  - Disregard the objection notice

### 3. Temporary event notice

- 3.1 A temporary event notice was given on 16 March 2022 by Zunaid Rashid for an event at Rolls and Roti Ltd, 94 Wood Hill, Leicester LE5 3SQ. The temporary event notice is for an event on 5 to 10 April 2022 inclusive and is attached at Appendix A.

- 3.2 The temporary event notice is for the following licensable activities:

Licensable activity	Proposed hours
Provision of late night refreshment	16.00 until 03.00 hours

### 4. Objection notice

- 4.1 An objection notice was received on 18 March 2022 from the Noise team on the grounds of the prevention of public nuisance. A copy of the objection notice is attached at Appendix B.

## 5. Conditions

- 5.1 There is no premises licence that affects any part of the premises identified in the temporary event notice. This means that no conditions may be applied to the temporary event notice.

## 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
7.2 – 7.7	TEN – General
7.25 – 7.31	Role of the Licensing Authority
7.32 – 7.36	Police and Environmental Health intervention
7.38 – 7.39	Applying conditions to a TEN

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

Section	Heading
2	Fundamental Principles
15	Temporary Event Notices

## 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

None

**9. Background information and other papers:**

None

**10. Summary of appendices:**

Appendix A – Temporary Event Notice

Appendix B – Objection notice

**11. Is this a private report**

No

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

No