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# **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: 18 November  
2024

Lead director/officer: Deborah Bragg

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## Useful information

- Ward affected: Fosse
- Report author: Sarah Miller
- Author contact details: 0116 454 3052
- Report version number: 1

### 1. Summary

- 1.1 This report outlines an application under the Licensing Act 2003 for a new premises licence for Tudor Mini Market, 229 Tudor Road, Leicester 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 representation(s), 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

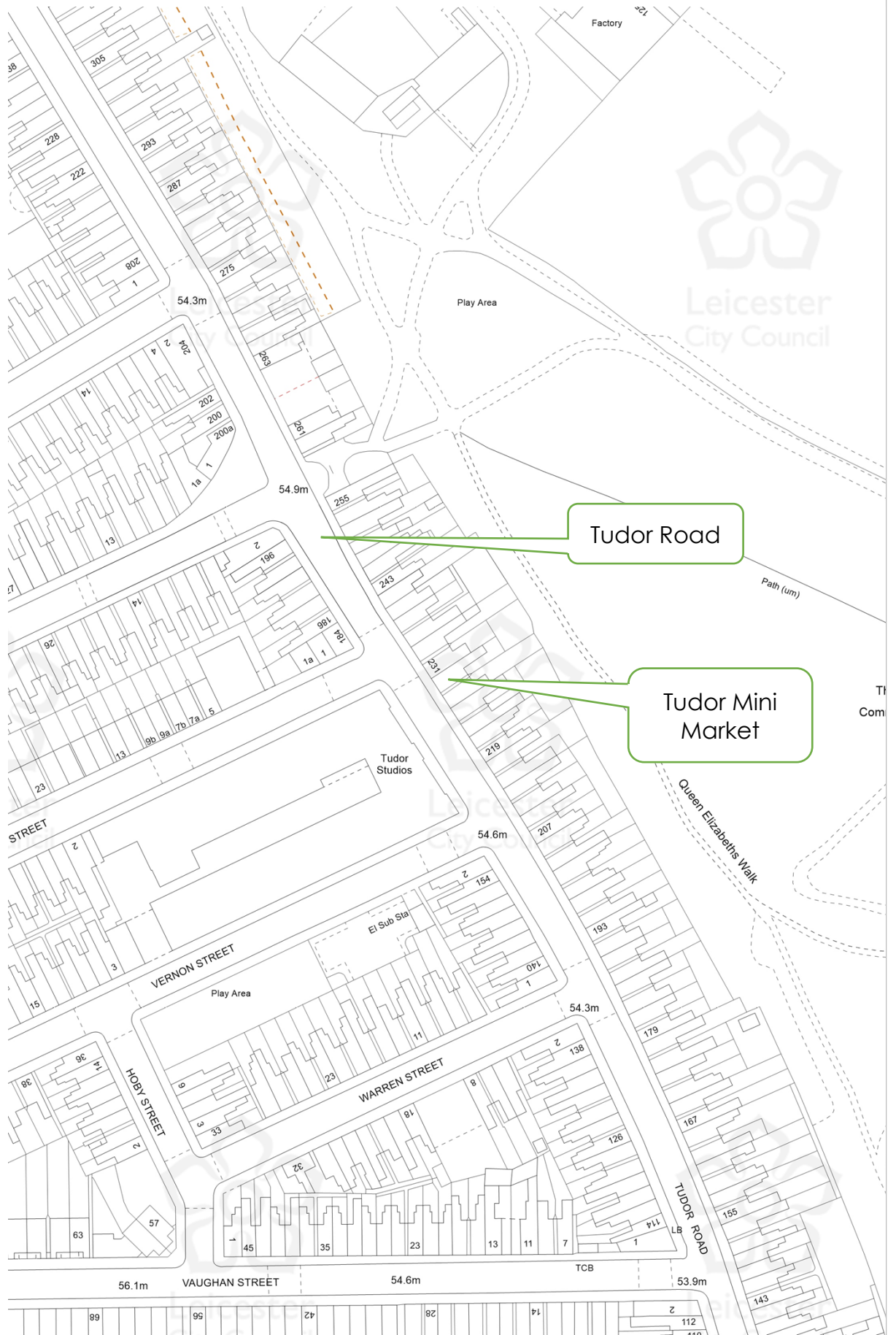
- 3.1 An application was received on 01 October 2024 from Mr Awat Ghaderi for a new premises licence for Tudor Mini Market, 229 Tudor Road, Leicester. A copy of the application is attached at Appendix A.

- 3.2 The application is as follows:

Licensable activity	Proposed hours
Supply of Alcohol (consumption off the premises)	Monday to Sunday 08.00 until 23.00
Opening hours	Monday to Sunday 08.00 until 23.00

- 3.3 The steps the applicant proposes to take to promote the licensing objectives are set out in the operating schedule (see 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. Representation(s)

- 4.1 A representation was received on 15 October 2024 from a member of the public. It was signed by an additional 13 local residents. 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 representees are concerned that the area already has plenty of shops and cannot cope with extra footfall. This will potentially increase litter, noise, loitering and street drinking. They feel that the early opening may impact on school journeys and is a health and safety risk. Additionally, the proposed late closing times may increase noise levels in this residential area. A copy of the representation is attached at Appendix B.  
A comment was also made about the notice that was displayed on the premises.

#### 5. Conditions

- 5.1 The conditions that are consistent with the application 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
8.41 – 8.49	Steps to promote the licensing objectives
9.11 – 9.12	Role of responsible authorities
9.13 – 9.19	Licensing Authorities acting as responsible authorities
9.20 – 9.24	Health bodies acting as responsible authorities
9.25	Home Office (Immigration Enforcement) acting as a responsible authority
9.31 – 9.41	Hearings
9.42 – 9.44	Determining actions that are appropriate for the promotion of the licensing objectives
10.1 – 10.3	Conditions - general
10.8 – 10.9	Imposed conditions

10.10	Proportionality
10.13 - 10.15	Hours of trading
10.25 – 10.66	Mandatory conditions in relation to the supply of alcohol
13.10 – 13.11	Giving reasons for decisions
14.51 – 14.52	Licensing Hours
16.1 – 16.69	Regulated entertainment

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?)

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

None

#### **10. Summary of appendices:**

Appendix A – Application

Appendix B – Representation(s)

Appendix C – Conditions consistent with the application

#### **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