



Leicester  
City Council

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

Held: WEDNESDAY, 22 MAY 2024 at 10:00 am

P R E S E N T:

Councillor Pickering (Chair)

Councillor Cank

Councillor Chauhan

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**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 made.

**4. MINUTES OF PREVIOUS MEETING**

The minutes of the previous meetings held on 13<sup>th</sup> February 2024 and 27<sup>th</sup> February 2024 have been circulated and members confirmed that they were a correct record.

**5. APPLICATION FOR A NEW PREMISES LICENCE FOR ONE STOP, 19 ANSTEY LANE, LEICESTER, LE4 0FF**

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 One Stop, 19 Anstey Lane, Leicester, LE4 0FF.

The Applicant Mr Rama Modhwadia and his representative Mr Kunal

Modhwadia were in attendance. Also in attendance was the objector, owner of a convenience store near the premises. 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 6<sup>th</sup> May 2024 from a member of the public. The representation related to the prevention of public nuisance. The representee was concerned that this premises was on a main road with heavy traffic which may increase issues with parking in the immediate area, causing disruption to the flow of traffic, local residents and businesses.

The objector was given the opportunity to outline the details of their representation and answered questions from Members.

Mr Kunal Modhwadia 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:

That the application for a new premises licence for One Stop, 19 Anstey Lane, Leicester, LE4 0FF, be **GRANTED**.

#### REASONS

1. The sub-committee accepted the representations put forward on behalf

of the applicant and were assured the applicant would take steps to address any parking issues caused by customer.

2. The applicant could not be responsible for any behaviour beyond his immediate control and individuals were accountable for their own behaviour under the law.
3. The objector's submission relating to parking and traffic were attributable to a number of causes none of which could be attributed to a premises which had not opened.
4. The sub-committee accepted that the parking and traffic issues complained of would be alleviated due to the current commercial organisation relocating and the completion of the work to the five ways roundabout.

The Sub-Committee's decision was made in the interests of promoting the licensing objectives.

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

**6. APPLICATION FOR A NEW PREMISES LICENCE FOR LONDON STORES, 108 LONDON ROAD, LEICESTER, LE2 0QS**

The agenda item was not taken as an agreement had been reached following publication of the agenda and prior to commencement of the Hearing.

**7. ANY OTHER URGENT BUSINESS**

With there being no further business, the meeting closed at 10.42am.