



Representation in respect of a Variation 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:	Arsad Café Ltd
Address of premises:	161 Belgrave Gate Leicester LE1 3HS
Application No. (if known)	170030

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 Variation of an existing Premises Licence LEIPRM1772 for the following activities:

Performance of live music (indoors): Mon-Sun 17:00hrs to 23:59hrs

Playing of recorded music (indoors): Mon-Sun 17:00hrs to 23:59hrs

Performances of dance (indoors): Mon-Sun 17:00hrs to 23:59hrs

Anything of a similar description to that falling within (e), (f) or (g) (indoors):
Mon-Sun 17:00hrs to 23:59hrs

Late night refreshment (indoors): Mon-Sun 23:00hrs to 02:00hrs

Supply of alcohol for consumption both ON and OFF the premises:
Mon-Sun 10:00hrs to 02:00hrs

The premises opening hours will be: Mon-Sun 07:00hrs to 02:30hrs

Seasonal variations have not been applied for.

In addition, the applicant has identified those conditions currently imposed on the licence which they believe could be removed as a consequence of the proposed variation under the existing Premises Licence LEIPRM1772.

The premises is located in a row of other buildings on the ground floor at 161 Belgrave Gate in the Castle Ward of Leicester.

The Licensing Authority believes that some of the additional conditions will be inadequate with regards to the prevention of crime and disorder and protecting children from harm, and we have proposed both alternative conditions which we believe will better fulfil the licensing objectives.

The premises has previously applied for a licence in April 2024 but this was rejected following a committee hearing.

The premises has since applied for and been granted Temporary Event Notices for late nights and early mornings.

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 control of the age range of the persons attending and also the detail of the operating schedule that has been applied for.

We believe that with the amendments and additions shown below that the premises and applicant could promote the licensing objectives in line with conducting their business in a safe manner.

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:

- Challenge 25 will be adopted
- CCTV will be retained for 28 days
- No children will be present after 21.00

To be replaced with:

- A Challenge 25 policy will be adopted with the only acceptable proof of age identification consisting of a current passport, photo card driving licence or identification carrying a PASS logo. 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 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 if requested by the police or the Licensing Authority.
- The licence holder will ensure no persons under the age of 18 are allowed on the premises after 19:00 hrs when licensable activities are being conducted.

(b) Conditions to be removed from Operating Schedule

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

- N/A

(c) Requested Additional Conditions

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

- N/A

Appendix:

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Authority Signatures:
Bobby Smiljanic Licensing Enforcement Manager Leicester City Council 18/12/2024
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)

Notification to Local Authority of Agreement regarding Licensing Authority Enforcement Representation

Dear Licensing Authority,

I write in my capacity as the Licensing Enforcement Manager for Leicester City Council.

Discussions have taken place between the Licensing Enforcement Team and with the applicant about the concerns raised in the representation.

We have current representations submitted with yourselves that the following should be placed upon the new licence:

I direct you to the above notice of agreement signed by the applicant and/or agent.

If this is acceptable, I do not consider that a hearing is necessary, however this is not a withdrawal of the representation.

If a hearing is conducted due to other representations or non-agreement with the committee, we must be invited to the hearing (within normal protocols) in order to answer any questions from members regarding our representation and subsequent agreement.

Yours faithfully,

Bobby Smiljanic
Licensing Enforcement Manager
Leicester City Council
Date: 23/12/2024



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We believe that with the amendments and additions shown below that the premises and applicant could promote the licensing objectives in line with conducting their business in a safe manner.

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

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

Notification to Local Authority of Agreement regarding Licensing Authority Enforcement Concerns.

Dear Licensing Authority,

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: ARMANDO DOCI

Application Capacity: Applicant

Date: 18/12/2024

Signed 2:

Name in block capitals:

Application Capacity:

Date:

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