

---

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

Licensing (Hearings) Sub-Committee

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

Decision to be taken on/Date of meeting: 21 January 2025

Lead director/officer: Deborah Bragg

---

## Useful information

- Ward(s) affected: Castle
- Report author: Valentina Cenic
- Author contact details: 0116 454 3081
- Report version number:

### 1. Summary

- 1.1 This report outlines an objection notice given by the Police in response to a temporary event notice given by Mr Tazim Arkate for Harveys, 43 Belvoir Street, Leicester. 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 07 January 2025 by Mr Tazim Arkate for an event at Harveys, 43 Belvoir Street, Leicester. The temporary event notice is for an event on 01 February 2025 and is attached at Appendix A.
- 3.2 The temporary event notice is for the following licensable activities:

Licensable activity	Proposed hours
The sale by retail of alcohol (for consumption on and off the premises)	23:00 – 04:00 Sat, 1 <sup>st</sup> Feb – Sun, 2 <sup>nd</sup> Feb 2025
Provision of regulated entertainment	23:00 – 04:00 Sat, 1 <sup>st</sup> Feb – Sun, 2 <sup>nd</sup> Feb 2025
Provision of late night refreshment	N / A

### 4. Objection notice

- 4.1 An objection notice was received on 09 January 2025 from the Police on the grounds of public safety. The Police state that on 3<sup>rd</sup> January 2025 Leicestershire Fire &

Rescue Service (LFRS) visited the premises and identified several fire safety concerns, limiting the premises capacity to no more than sixty persons due to the number/position of existing fire exits. The TEN application applied for one hundred and fifty people to attend the premises; therefore, there is a public safety/fire safety risk due to the number of proposed attendees - the Police requests the TEN application is refused.

A copy of the objection notice is attached at Appendix B.

## 5. Conditions

- 5.1 The premises identified in the temporary event notice is fully covered by an existing premises licence. One or more of the conditions on this premises licence may be applied to the temporary event notice if Members consider it appropriate for the promotion of the licensing objectives, and insofar as the conditions are not inconsistent with the carrying on of licensable activities under the notice. A copy of the existing premises licence, including the conditions 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
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 (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 – Temporary Event Notice

Appendix B – Objection notice

Appendix C – Existing premises licence

#### **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)?**

Choose an item.

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

No