

Representation in respect of a New Premises 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:	Tandel Restaurant and Bar
Address of premises:	Basement Piccadilly Cinema 40 Green Lane Road Leicester LE5 3TH
Application No. (if known)	171750

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 new Premises Licence for the Tandel Restaurant and Bar. The following activities have been applied for:

- The provision of recorded music indoors has been requested
 - 11:00hrs to 23:00hrs Sunday to Thursday
 - 11:00hrs to 00:00hrs Friday and Saturday
- The provision of late night refreshment indoors and outdoors has been requested
 - 23:00hrs to 00:00hrs Friday and Saturday
- The supply of alcohol for consumption on the premises has been requested
 - 11:00hrs to 23:00hrs Sunday to Thursday
 - 11:00hrs to 00:00hrs Friday and Saturday
- The opening hours of the restaurant are
 - 06:00hrs to 23:30hrs Sunday to Thursday
 - 11:00hrs to 00:30hrs Friday and Saturday

No seasonal variations have been applied for.

The application suggests that the premises will be used primarily as a restaurant and bar.

The premises is located at 40 Green Lane Road in the basement of the Piccadilly Cinema, a busy area of the city in the North Evington ward of Leicester. The area consists of commercial buildings, residential properties, and has several premises licensed for the sale of alcohol both on and off the premises, and for late night refreshments.

The proposed area to be licensed is in the basement using a separate front door entrance for both access and egress. A set of stairs at the side of the cinema leads down to the premises. There is a large area for tables and chairs, a bar counter a kitchen and toilets. The premises is currently being used as a storage area and needs major refurbishment.

At 10:00hrs on Wednesday 5th February 2025, Elizabeth Arculus, Licensing Officer within the Licensing Enforcement Team at Leicester City Council attended the premises and was met by the applicant, Mr Nahal Mahis and his agent Mr Anil Patel of Greenhill Licensing. They went through the building together and the purpose of the facility was explained to her. They discussed the general operation of the premises and Mr Mahis explained some of the methods to counter some of the concerns that were raised whilst being shown round.

Some of the specifics that Mr Mahis relayed were that he was the applicant of the premises and would also be the Designated Premises Supervisor. Mr Mahis obtained a personal licence from Worthing Borough Council, which was issued on 11th July 2019, Licence Number 201900240.

The capacity of the venue will be 40-50 persons seated.

Mr Mahis confirmed that the CCTV system would be of the highest quality including provision for the clear facial recording of any persons entering the premises. The system will include a separate monitor with external cameras covering the front entrance. The internal cameras do not yet cover all accessible areas of the restaurant as there are wide pillars obstructing the view. The applicant was advised by the Licensing Officer to add an additional camera in the restaurant area so that the whole bar and counter area were covered.

The applicant understood the requirements of Challenge 25 and the need for a Refusals/Incident log. He stated that he had previous experience of working in a restaurant and an off-licence.

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 location of the CCTV cameras, the control of the age range of the persons attending and also the detail of the operating schedule that has been applied for. The operating schedule does lay out some of the intentions of the applicant however, it is loose in specifically how they would uphold the licensing objectives.

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:

- The premises shall install and maintain a digital CCTV system
- The CCTV system shall have sufficient hard drive storage capacity to store a minimum of 28 days.
- ..downloads of footage can be provided to the Police & the Local Authority Officer upon reasonable request in accordance with the Data Protection Act.
- customer to leave quietly posters to be displayed.
- The premises shall operate a Challenge 25 policy. Such policy shall be written down and kept at the premises.

To be replaced with:

- 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 images/ footage immediately or an agreed timescale if requested by the police or the Licensing Authority.
- The licence holder shall take reasonable steps to prevent public nuisance being caused by customers outside the premises by displaying prominent Quiet notices requesting customers respect the needs of local residents.
- 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.

(b) Conditions to be removed from Operating Schedule	
<i>Wording contained within the applied operating schedule as copied below be <u>removed</u>:</i>	
Operating Schedule Wording to be removed:	
N/A	

(c) Requested Additional Conditions	
<i>Condition/s wording below to be added in full to any granted licence:</i>	
<ul style="list-style-type: none"> • The licence holder will ensure that a full fire risk assessment will be conducted and reviewed and implemented in line with Fire Safety Legislation annually. • There will be regular safety checks of areas such as toilets and entrances/exits recorded in a logbook which will be kept on the premises and immediately available upon request from any authority officers. • The Licence is subject to Leicester City Council’s Standard Conditions for Places of Public Entertainment, published on the Licensing Authority’s website www.leicester.gov.uk/licensing 	

Appendix:	
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Authority Signatures:	
Bobby Smiljanic Licensing Enforcement Manager Leicester City Council 19/02/2025 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: 25/02/2025

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Your position/role:	Licensing Enforcement Manager

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Appendix:	
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Authority Signatures:

Bobby Smiljanic
Licensing Enforcement Manager
Leicester City Council
19/02/2025

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)

**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: ANIL BHAWSAR

Application Capacity: LICENSING AGENT C/O GREENHILL LICENCES

Date: 22/2/25

Signed 2:

Name in block capitals:

Application Capacity:

Date:

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