
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: 21 August 2025

Lead director/officer: Bobby Smiljanic

Useful information

- Ward affected: Belgrave
- Report author: Valentina Cenic
- Author contact details: 0116 454 3081
- Report version number: 1

1. Summary

- 1.1 This report outlines an application under the Licensing Act 2003 for a new premises licence for Spice Fusion Restaurant, 26 Melton 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 24 June 2025 from Mr Arvind Faquir for a new premises licence for Spice Fusion Restaurant, 26 Melton Road, Leicester. A copy of the application is attached at Appendix A.

- 3.2 The application is as follows:

Licensable activity	Proposed hours
Recorded music (indoors)	Monday to Sunday 09:00 – 01:00
Late Night Refreshment (indoors/outdoors)	Monday - Sunday 23:00 – 01:00
Sale of alcohol (on)	Monday – Sunday 09:00 – 01:00
Opening hours	Monday – Sunday 09:00 – 01:30

- 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. Representations

4.1 A representation was received on 14th July 2025 from Leicestershire Police. The representation relates to all four licensing objectives. The Police are stating that the applicant has indicated on the operating schedule how they will support the licensing objectives, but with little detail.

The applicant has been approached by Police and Agreement has been reached.

A copy of the Representation/Agreement is attached at Appendix B1.

4.2 A representation was received on 16th July 2025 from a member of public. The representation relates to all four licensing objectives. The representee is the owner of a property comprising of four flats and is objecting on behalf of his tenants, who are very concerned about the application. They are concerned the approval of the application would result in loud music playing until late every night, which would severely disturb sleep and wellbeing of the residents.

The sale of alcohol until late is likely to encourage loitering, noise, inappropriate language, smoking, littering and violent behaviour. Young children and elderly would potentially be exposed to intoxicated individuals, particularly at night.

The representee adds that there is already a dance bar located behind the flats that cause noise and disturbance, and adding a licenced premises nearby would only worsen an already difficult living situation for the residents.

A copy of the representation is attached at Appendix B2.

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

There are no significant financial implications arising from the contents of this report.
Jade Draper Principal Accountant
1st August 2025

8.2 Legal implications

Legal advice specific to the application will be provided at the meeting by Legal Officers.

8.3 Equalities implications

Under the Equality Act 2010, public authorities have a Public Sector Equality Duty (PSED) which means that, in carrying out their functions, they have a statutory duty to pay due regard to the need to eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act, to advance equality of opportunity between people who share a protected characteristic and those who don't and to foster good relations between people who share a protected characteristic and those who don't.

Protected Characteristics under the Equality Act 2010 are age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, sexual orientation.

There are no direct equalities implications arising from the report. However it is important to consider issues of accessibility to the application process and its associated activities (such as lodging an appeal); The criteria used during determination of an application and its associated activities (such as lodging an appeal).

*Signed: Surinder Singh, Equalities Officer
Dated: 1st August 2025*

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 – Representations

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