



Leicestershire Police

Licensing Act 2003 – Representation in respect of Premises Licence Major Variation Application

Details of person or body making representation	
Your Name:	Nigel Rixon
Your Address:	Force Licensing Department, Mansfield House, 74 Belgrave Gate, Leicester LE1 3GG

Details of premises representation is about	
Name of Premises:	Domingos
Address of premises:	67 Churchgate Leicester LE13AN
Application No. (if known)	

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 type="checkbox"/>

Please summarise your concerns about this application:
<p>I write in my capacity as a licensing officer for Leicestershire Police on the authority delegated to me by the Chief Constable.</p> <p>My representation relates to the Licensing Objectives of Prevention Of Crime & Disorder, Public safety & Prevention of Public Nuisance.</p> <p>Leicester City Council has adopted a Special Policy in relation to applications for new licences and material variations in the Cumulative Impact Area.</p> <p>The impact of this policy is set out in the current Guidance under Section 182 of the licensing Act 2003 and the councils current Licensing Policy.</p>

The premises are an off licence on Churchgate in the heart of the Cumulative Impact Area. It is situated next door to Onyx nightclub, which operates 22:00 hours until 06:00, and next to Onyx is a Burger Bar which is open until 05:00.

The area is very popular due to the bars and nightclubs in that area. Two of the largest capacity nightclubs are in close proximity.

The applicant has made no mention in their application of the "local licensing policy" in relation to the "Cumulative Impact Zone".

It must be assumed that the cumulative impact policy has therefore not been fully consulted prior to submission.

This application relates to an off licence which already has a licence to sell alcohol from 0900hrs to 21:00 hours each day.

The applicant is looking to vary the present licence substantially, with an extension of the hours to sell alcohol every Friday and Saturday from 0900hrs until 0100hrs (4 hours) and an extension of 2 hours Sunday to Thursday until 23:00

The applicant has not identified what steps they would take to ensure these much longer operating hours would not impact on the cumulative impact area.

Were this licence to be granted it would greatly impact on the licensing objectives relevant to the cumulative impact area.

Current crime data will be provided to the committee before a hearing is arranged.

By applying for a variation it has given the applicant the opportunity to enhance their licence with a variation to their conditions, namely the removal of the condition that Mr Thirunavukkarasu Kanagalingham will not be employed in Domingo's Superstore.

On the 12th December 2017 the licensing authority refused an application to vary the DPS to Mr Kanagalingham following a representation by Pc 1790 Webb (attached).

In addition, on the 5th January 2018 the Licensing Authority added conditions to the premises licence following a review application by the police. One of those conditions was that Mr Kanagalingham will not be employed at Domingos superstore.

On the 11th September 2018 Mr Kanagalingham was seen behind the counter of the premises.

On the 10th September 2018 Mr Adjeibi the current DPS and Premises licence holder attended Mansfield House with Mr Kanagalingham to meet Pc Jeff Pritchard the local officer with responsibility for licensing.

During the meeting Mr Kanagalingham indicated that he wished to buy the premises and seek transfer of the Premises licence. He stated that since the hearing(s) he had obtained his personal licence and obtained a relevant Designated Premises Supervisor qualification. They were reminded that the premises was in the Special Impact Area and should take this into consideration. They did not discuss an alteration to the hours that alcohol is sold.

Leicestershire Police request that the application is refused.

Nige Rixon
Licensing Manager