

DATE: 28 May 2025
MY REF: Licensing Sub Committee
YOUR REF:
CONTACT: Democratic Services
TEL NO: 0116 272 7708
EMAIL: committees@blaby.gov.uk

To Members of the Licensing Sub-Committee

Cllr. Susan Findley

Cllr. Roy Denney

Cllr. Roger Stead

Reserve Member

Cllr. Dr John Bloxham

Dear Councillor,

A meeting of the **LICENSING SUB-COMMITTEE** will be held in the Park Room, Council Offices, Narborough on **THURSDAY, 5 JUNE 2025** at **11.00 a.m.** for the transaction of the following business and your attendance is requested.

Yours faithfully



Gemma Dennis
Monitoring Officer

AGENDA

1. Election of Chairman
2. Apologies for Absence
3. Disclosures of Interests from Members

To receive disclosures of interests from Members (i.e. the existence and the nature of those interests in respect of items on this agenda).

4. Application for a Temporary Event Notice - The Nags Head, Enderby (Pages 3 - 24)

To consider the report of the Licensing Team Leader (enclosed)



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Blaby District Council
Licensing Sub-Committee

Date of Meeting 5 June 2025
Title of Report **Application for A Temporary Event Notice – The Nags Head, Enderby**
Report Author Licensing Team Leader

1. What is this report about?

- 1.1 The Licensing Sub-Committee is required to determine an application for a Temporary Event Notice for The Nags Head Public House, 41 Cross Street, Enderby LE19 4NJ.

2. Recommendation

- 2.1 That the Licensing Sub Committee determines an application for a Temporary Event Notice in accordance with the Licensing Act 2003. Having considered the application and objections, members must consider whether to:
- Grant the Temporary Event Notice without modification
 - Grant the Temporary Event Notice subject to conditions
 - Decide that the event would undermine the licensing objectives and should not take place
- Members must give full reasons for any decision made.

3. Reason for Decision Recommended

- 3.1 The Licensing Act 2003 requires that the Licensing Sub Committee determine a Temporary Event Notice when an objection notice is received from the Environmental Health Department.

4. Matters to consider

4.1 Background

The Licensing Authority received an application for a Temporary Event Notice from The Nags Head Public House on 22nd May 2025. The application was submitted in accordance with the requirements of the Licensing Act by the applicant and requested the following Temporary Event Notice be approved for the premises for an event on 7th June 2025:

- Live acoustic music to be performed at the premises from 17:00 to 19:30 in the garden area on the 7th June 2025 for a maximum of 200 people.

A copy of the application for a Temporary Event Notice is attached at Appendix A.

A copy of the existing premises licence is attached as Appendix B, this was granted following a hearing on 27th September 2005. The decision notice correspondence from this hearing is attached at Appendix C.

4.2 Relevant Representations

Objections-

Responsible Authorities – An objection was received from Blaby District Councils, Technical Officer. A copy of this objection is attached at Appendix D.

No objection was received from Leicestershire Police.

4.3 Appropriate Consultations

The Act requires that the applicant sends a copy of their application to the Licensing Authority and all Responsible Authorities.

4.4 Significant Issues

There is no requirement for an EINA to be completed for this report.

4.5 In preparing this report, the author has considered issues related to Human Rights, Legal Matters, Human Resources, Equalities, Public Health Inequalities and there are no areas of concern.

5. Environmental impact

5.1 No Net Zero and Climate Impact Assessment (NZCIA) is required for this report.

6. Appendix

6.1 Appendix A – Application to vary the premises licence

6.2 Appendix B – Existing Premises Licence

6.3 Appendix C- Decision Notice from hearing on 27th September 2005.

6.4 Appendix D – Objection made by a Responsible Authority.

7. Background paper(s)

- 7.1 The Licensing Sub-Committee shall refer to the current Statement of Licensing Policy, in particular sections:

3.0 Licensable Activities

5.0 Licensing Hours

6.0 Promotion of the Licensing Objectives

7.0 Prevention of Public Nuisance

8.0 Prevention of Crime and Disorder

9.0 Public Safety

10.0 The Protection of Children from Harm

19.0 Standardised Conditions.

The current Guidance, issued by the Home Office under Section 182 of the Licensing Act 2003 (updated February 2025) should also be taken into consideration. In particular:

Section 1.2 – 1.5 Licensing objectives and aims

1.15 – 1.17 General Principles

2.0 - 2.38 The Licensing Objectives

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

8. Report author's contact details

Jamie Osborne Licensing Team Leader

Jamie.osborne@blaby.gov.uk 0116 274 7513

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Apply for a temporary event notice

LIC716751727

Privacy Notice

The personal information you supply to Blaby District Council in this form will be processed in accordance with the General Data Protection Regulation (GDPR) and the Data Protection Act 2018 (when in force). We may share this information with other council departments, local authorities, government departments or law enforcement organisations to improve service delivery or for the prevention or detection of crime and fraud where the law allows this. Further information on how we handle your personal information can be found on the [Data Protection Notice web page](#)

Your details

The personal details of premises user:

Mrs. donna welford

Previous names (please enter details of any previous names or maiden names, if applicable):

Date of birth:

Your place of birth:

National Insurance number:

Your current address:

(We will use this address to correspond with you unless you provide us with an alternative address for correspondence below.)

Contact details:

We will send an email notification to the email address you provide below:

Email address:

thenagsheadenderby@gmail.com

Phone number:

Alternative phone number:

[REDACTED]

Fax:

Would you like to provide an alternative correspondence address:

No

Alternative address, if applicable

Would you like to provide alternative contact details?

No

Alternative contact details, if applicable

Email address:

Phone number:

Alternative phone number:

The premises

Name of premises:

the nags head enderby

Does the premises have a postal address:

Yes

Premises address, if applicable:

41 Cross Street, Enderby, LE19 4NJ

Site details, if applicable

Please give a detailed description of the location including the Ordnance Survey references:

Does a premises licence or club premises certificate have effect in relation to the premises?

Premises licence

Premises licence or club premises certificate number:

BLPR0121

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below:

Please describe the nature of the premises:

PUBLIC HOUSE (PUB)

Please describe the nature of the event:

tribute act (frankie valli) in the garden area,

Licensable activities

Please confirm the licensable activities that you intend to carry on at the premises:

The sale by retail of alcohol, The provision of regulated entertainment

Are you giving a late temporary event notice?

Please state the dates on which you intend to use these premises for licensable activities:

Event start date:

07/06/2025

Event finish date:

07/06/2025

Please state the times during the event period that you propose to carry on licensable activities.

Event starts at:

17:00

Event finishes at:

19:30

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers:

200

Please state whether the supplies will be for consumption on or off the premises, or both:

On the premises only

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment:

live acoustic music

Personal licence holders

Do you currently hold a valid personal licence?

Yes

If applicable, please provide the details of your personal licence below

Issuing licensing authority:

blaby distric council

Licence number:

24/0134/LAPERS

Date of issue:

14/03/2024

Any further relevant details:

na

Previous temporary event notices you have given

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

No

If applicable, please state the number of temporary event notices (including the number of late temporary events notices, if any) you have given for events in that same calendar year:

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?

No

Associates and business colleagues

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

No

If applicable, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year:

Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?

No

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

No

If applicable, please state the total number of temporary event notices (including the number of late temporary events notices, if any) your business colleague(s) have given for events in the same calendar year:

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?

No

Checklist

I will sign the declaration

I understand that on submission of this notice a copy will be sent to the licensing authority for Blaby District Council

I understand that on submission of this notice a copy will be sent to the Chief Officer of Police for Leicestershire

I understand that on submission of this notice a copy will be sent to the department exercising environmental health functions for Blaby District Council

If the premises are situated in one or more licensing authority areas, I will send two copies of this notice to each additional licensing authority

If the premises are situated in one or more police areas, I will send a copy of this notice to each additional chief officer of police

If the premises are situated in one or more local authority areas, I will send a copy of this notice to each additional local authority exercising environmental health functions

Please confirm: I have read and understood the checklist

Condition

It is a condition of this temporary event notice that where the relevant licensable activities described in section 3 include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

Declaration

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine not exceeding level five on the standard scale; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding Â£20,000, or to imprisonment for a term not exceeding six months, or to both.

I have read and understand the Data Protection Notice and give the council permission to share my data with organisations necessary to process my application: Yes

donna welford

22/05/2025

Application fee

The fee is Â£21. Please note, this is not refundable if the application is withdrawn, is too late or is unsuccessful.

Payment authorisation code:

251-24295

For completion by the licensing authority

Acknowledgement

I acknowledge receipt of this temporary event notice.

Signature:

On behalf of the licensing authority:

Date:

Name of officer signing:

PREMISES LICENCE

Licensing Authority



Part 1 – Premises Details

Nags Head Public House

Cross Street
Enderby
Leicestershire
LE19 4NJ

Where the Licence is time limited the dates:

Not applicable

Licensable Activities authorised by the licence:

Performance of live music;
Playing of recorded music;
Sale by retail of alcohol;

The times the licence authorises the carrying out of licensable activities:

Performance of live music (Indoors)

| When | Times |
|----------------------|---------------|
| Monday to Wednesday | 11:00 - 23:00 |
| Thursday to Saturday | 11:00 - 00:00 |
| Sunday | 12:00 - 22:30 |

Playing of recorded music (Indoors)

| When | Times |
|----------------------|---------------|
| Monday to Wednesday | 11:00 - 23:00 |
| Thursday to Saturday | 11:00 - 00:00 |
| Sunday | 12:00 - 22:30 |

Sale by retail of alcohol

| When | Times |
|----------------------|---------------|
| Monday to Wednesday | 10:00 - 23:00 |
| Thursday to Saturday | 10:00 - 00:00 |
| Sunday | 12:00 - 22:30 |

| The opening hours of the premises: | | |
|---|-------|-------|
| Monday to Wednesday | 10:00 | 23:30 |
| Thursday to Saturday | 10:00 | 00:30 |
| Sunday | 12:00 | 23:00 |
| Where the licence authorises supplies of alcohol whether these are on and /or off supplies: | | |
| Alcohol is supplied for consumption both on and off the Premises | | |

Part 2

| Name, (registered) address, telephone number and email (where relevant) of holder of premises licence: | |
|---|---|
| Punch Taverns Limited Jubilee House Second Avenue Burton Upon Trent, Staffordshire DE14 2WF | |
| Registered number of holder, for example company number, charity number (where applicable) | |
| | |
| Name address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol: | |
| Ms Donna Welford 1 Federation Street Enderby Leicester Leicestershire LE19 4NP | |
| Personal Licence number and issuing authority of Personal Licence held by Designated Premises Supervisor (where the premises authorises for the supply of alcohol): | |
| Personal licence Number: Licensing Authority: | Licence Number: 24/0134/LAPERS Licensing Authority: Blaby District Council |

| ANNEXES |
|---|
| ANNEX 1 – MANDATORY CONDITIONS No supply of alcohol may be made under the premises licence - a) at a time when there is no designated premises supervisor in respect of the premises licence, or b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence. 1. (1) the responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or |

- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licence objective
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

2. The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.

3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- (a) a holographic mark, or
- (b) an ultraviolet feature

4. The responsible person must ensure that -
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
 - (i) beer or cider: half pint;
 - (ii) gin, rum, vodka or whisky: 25ml or 35ml; and
 - (iii) still wine in a glass: 125ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of the condition set out in paragraph 1

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
- (b) "permitted price" is the price found by applying the formula

$$P = D + (D \times V)$$

Where

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply under such a licence;
- (d) "Relevant person" means in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994

Where the permitted price given by paragraph (b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied with and for consumption at a meal supplied at the same time, consumed with the meal and paid for together with the meal.

Licensable activities may continue between the end of the hours permitted by the licence on New Year's Eve and the start of the hours permitted by the licence on New Year's Day.

ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

To permit the opening of the premises, supply of alcohol and recorded music for a further additional hour on the standard timings every Friday, Saturday, Sunday and Monday for each May, Spring/Whitsun Bank holiday and every August Bank holiday weekend. An additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank holiday weekend. An additional hour every Christmas Eve and Boxing Day.

External lighting all round vision, burglar alarm in use. All trading areas are visible from the bar server. Customer's behaviour is monitored regularly.

Firefighting equipment with a service agreement in place. Gas and electrical certificates in force. Smoking charter in place. Disability discrimination assessment completed and the disabled catered for. Health and Hygiene Certificate in place.

Noise survey completed on a regular basis. Fabric of building retains sound. Customer departures are managed and monitored.

No unaccompanied children are allowed on the premises. No nudity, striptease or age restricted films will be held on the premises.

ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING

Amplified music not to be audible beyond the curtilage of the premises.

ANNEX 4 – AUTHORISED PLANS

As attached.

Caroline Harbour
Environmental Health, Housing & Community Services Group Manager

[illegible]



Part 1 – Premises Details

Nags Head Public House

Cross Street
Enderby
Leicestershire
LE19 4NJ

Where the Licence is time limited the dates:

Not applicable

Licensable Activities authorised by the licence:

Performance of live music;
Playing of recorded music;
Sale by retail of alcohol;

The times the licence authorises the carrying out of licensable activities:

Performance of live music (Indoors)

| When | Times |
|----------------------|---------------|
| Monday to Wednesday | 11:00 - 23:00 |
| Thursday to Saturday | 11:00 - 00:00 |
| Sunday | 12:00 - 22:30 |

Playing of recorded music (Indoors)

| When | Times |
|----------------------|---------------|
| Monday to Wednesday | 11:00 - 23:00 |
| Thursday to Saturday | 11:00 - 00:00 |
| Sunday | 12:00 - 22:30 |

Sale by retail of alcohol

| When | Times |
|----------------------|---------------|
| Monday to Wednesday | 10:00 - 23:00 |
| Thursday to Saturday | 10:00 - 00:00 |
| Sunday | 12:00 - 22:30 |

| The opening hours of the premises: | | |
|------------------------------------|-------|-------|
| Monday to Wednesday | 10:00 | 23:30 |
| Thursday to Saturday | 10:00 | 00:30 |
| Sunday | 12:00 | 23:00 |

| Where the licence authorises supplies of alcohol whether these are on and /or off supplies: |
|---|
| Alcohol is supplied for consumption both on and off the Premises |


Part 2

| Name, (registered) address, telephone number and email (where relevant) of holder of premises licence: |
|---|
| Punch Taverns Limited Jubilee House Second Avenue Burton Upon Trent Staffordshire DE14 2WF |

| Registered number of holder, for example company number, charity number (where applicable) |
|--|
| |

| Name of designated premises supervisor where the premises licence authorises the supply of alcohol: |
|---|
| Ms Donna Welford |

| State whether access to the premises by children is restricted or prohibited: |
|---|
| |

| |
|---|
|  <p>Caroline Harbour Environmental Health, Housing & Community Services Group Manager</p> |
|---|

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Date: 05 October 2005
My Ref: LIC/NB/CR/Nags Head, Enderby
Your Ref:
Contact: Licensing Section
Tel No: 0116 275 0555
Fax No: 0116 272 7596
Email: licensing@blaby.gov.uk

Messrs. Ford & Warren,
Solicitors,
DX 706968,
LEEDS.

Dear Sir/Madam,

Licensing Act 2003 (Hearing) Regulations 2005 – Section 28 and 29
Nags Head, Enderby, Leicester

I refer to your application for a Premises Licence for the Nags Head Public House, Enderby, Leicester.

At the hearing that was held on 27th September 2005, the Licensing Authority agreed to grant a licence subject to the following amendment and condition, in addition to the conditions consistent with the operating schedule.

- a) Amendment to the operating schedule and additional condition:
- Amplified music not to be audible beyond the curtilage of the premises.

You may appeal against this decision by writing to the Chief Executive to the Magistrates at Hinckley Magistrates Court, The Courthouse, Upper Bond Street, Hinckley, Leicestershire, LE10 1NZ within 21 days of the date of this letter. The court may:-

- a) dismiss the appeal
b) substitute any other decision which could have been made by the Licensing Authority, or
c) return the case to the Licensing Authority to dispose of it in accordance with the direction of the court

and may order costs as the court thinks fit.

K Johnston, F.Inst.L.Ex., Head of Administration and Legal Services

Blaby District Council Council Offices Desford Road Narborough Leicestershire LE19 2EP
Telephone: 0116 275 0555 Fax: 0116 275 0368 Minicom: 0116 284 9786 Web: www.blaby.gov.uk



If you have any queries on this matter, please contact me as shown above.

Yours faithfully,

 Liz Read,
Democratic Services Manager

Temporary Event Notice - LIC716751727
The Nags Head, 41 Cross Street, Enderby, LE19 4NJ

Proposal: music event (tribute act) in garden area – 2x 45 minute sets between 17:00 and 19:30, amplified through use of speakers.

Note: advertised online (Facebook page) as commencing from 18:00. Contents of TEN discussed with applicant to obtain further information – applicant advised of 2x 45-minute sets between 17:00 and 19:00.

Objection

Objection to TEN on grounds as does not meet licensing condition Prevention of Public Nuisance. An unlicensed outdoor music event was held in the beer garden of the premises on 9 May 2025, which led to complaints of unreasonably loud noise from residents in the vicinity. This is an ongoing investigation.

The applicant has been informed of the complaint and investigation and has been advised to refer to current premises license conditions.

The TEN in question is for another outdoor music event approx. 4 weeks after the previous event. The set-up proposed by the organisers appears to have little difference from the previous event and is likely to result in the same complaints.

The applicant has given assurances to “ask performers to manage sound levels and keep speaker volume at a reasonable level”. I have concerns that this is vague and unable to be satisfactorily enforced by the applicant – what is a reasonable within a beer garden (where the music is sharpest) is not the same as what is heard within the vicinity (sound is distorted when bounced off surfaces and over distance).

Environmental Health is not satisfied that the suggestions made by the applicant will mitigate noise or prevent public nuisance, in line with the licensing objectives.

Additional note:

A history of complaints regarding noise from the premises shows that there is an issue of noise affecting residents within the area. The current premises licence granted in 2005 has specific conditions relating to noise which were attached to the premises licence following a hearing.

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