

Blaby District Council
Licensing Sub-Committee

Date of Meeting 26 November 2018
Title of Report **Application for a New Premises Licence – Post Office 18
Hinckley Road, Leicester Forest East, Leicester LE3 3GH**
Report Author Senior Licensing & Enforcement Officer

1. What is this report about?

- 1.1 The Licensing Sub-Committee is required to determine and application for a new premises licence relating to The Post Office, 18 Hinckley Road, Leicester Forest East, Leicester LE3 3GH

2. Recommendation

- 2.1 That the Licensing Sub-Committee determines the application in accordance with the Licensing Act 2003.

Having considered the application and representations, 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

Giving full reasons for their decision.

3. Reason for Decision Recommended

- 3.1 The Licensing Act 2003 requires that the Licensing Sub-Committee determine an application for a new premises licence where relevant representations are received.

4. Matters to consider

- 4.1 The Licensing Authority received a complete application for a new premises licence on 1st October 2018. The application was submitted in accordance with the requirements of the Licensing Act by Deepa Visram and requested the following licensable activities to be authorised at the premises.

- To permit the sale of alcohol for consumption off the premises
Monday to Saturday 08:00 to 22:00
Sunday 08:00 to 14:00

The steps the applicant proposes to take to promote the licensing objectives are set out in the operating schedule.

In arriving at its decision on this new application the Licensing Authority's primary consideration must be the promotion of the licensing objectives.

A copy of the full application is attached at Appendix A

4.2 Relevant Representations

Responsible Authorities – There were no representations received from any of the Responsible Authorities.

Other Persons – Letters of representation were received from 1 resident and 1 business. The letters of representation were in relation to the prevention of public nuisance and the prevention of crime and disorder.

Copies of the letters of representation are attached at Appendix B

4.3 Appropriate Consultations

The Act requires that the applicant sends a copy of their application to the Licensing Authority and all Responsible Authorities. When the application is accepted the applicant must place a notice detailing the application and the relevant dates for representations to be submitted, once in a local publication and on, at or near to the premises for 28 consecutive days. The Licensing Authority must also display a notice detailing the application on their website for 28 consecutive days commencing on the day after the application has been accepted.

4.4 Significant Issues

Human Rights have been considered but there are no overarching matters for concern in relation to this report. There are no specific legal or Human Resources implications. There is no requirement for an EINA or DPIA.

5. Other significant issues

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

6. Appendix

- 6.1 Appendix A – A copy of the application for a new premises licence
- 6.2 Appendix B – A copy of the letters of representation made by other persons

7. Background paper(s)

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

5.0 Consideration of Cumulative Impact
7.0 Promotion of the Licensing Objectives,
8.0 Prevention of Public Nuisance,
9.0 Prevention of Crime & Disorder
13 Planning & Building Control

The current Guidance, issued under Section 182 of the Licensing Act 2003 (April 2018), by the Home Office should also be taken into consideration.

In particular:

Section:

- 1.2 – 1.5 Licensing objectives and aims
- 1.15 – 1.17 General Principles – each application on its own merits
- 2.1 – 2.6 Crime & Disorder
- 2.15 – 2.21 Public nuisance
- 8.41 – 8.49 Steps to promote 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
- 10.25 – 10.60 Mandatory conditions in relation to the supply of alcohol
- 14.51 – 14.52 Licensing Hours

8. Report author's contact details

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