

Blaby District Council
Licensing Sub-Committee

Date of Meeting 29 April 2025
Title of Report **Application to vary a premises licence-Asda Express, 77 Lutterworth Road, Blaby, Leicestershire LE8 4DX.**
Report Author Licensing Team Leader

1. What is this report about?

- 1.1 The Licensing Sub-Committee is required to determine an application to vary a premises licence

2. Recommendation

- 2.1 That the Licensing Sub Committee determines an application in accordance with the Licensing Act 2003.
Having considered the application and representations, members must consider whether to
- Grant the licence variation without modification
 - Grant the licence variation subject to conditions
 - Reject the application

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 variation of a premises licence where relevant representations are received.

4. Matters to consider

4.1 Background

The Licensing Authority received a complete application from Arthur Food Stores Ltd, for a variation to the premises licence at Asda Express, 77 Lutterworth Road, Blaby, Leicestershire on the 10th of March 2025. The application was submitted in accordance with the requirements of the Licensing Act by the applicant and requested the following variations to the activities authorised by the current premises licence:

1. TO PERMIT OPENING AND ALCOHOL SALES 24 HOURS A DAY- (OFF THE PREMISES).
2. TO PERMIT LATE NIGHT REFRESHMENT (HOT DRINKS ONLY) FROM 23.00 TO 05.00.
3. TO DELETE ALL OF THE CONDITIONS IN ANNEX 2 AND ANNEX 3 OF THE PREMISES LICENCE
4. TO REPLACE THOSE CONDITIONS WITH ENFORCEABLE CONDITIONS, WHICH ARE SUBMITTED ALONGSIDE THE APPLICATION.

A copy of the full application is attached at Appendix A.

The steps the applicant proposes to take to promote the licensing objectives are set out in the operating schedule- This is set out on a separate form, and is also attached as Appendix A.

A copy of the existing premises licence is attached as Appendix B.

4.2 Relevant Representations

Representations-

Responsible Authorities – A representation has been made by Leicestershire Police. However, it should be noted that the applicant has since agreed to these conditions. Copies of the representation and subsequent agreement are attached as Appendix C.

A representation has also been made by Blaby District Council Environmental Health Department. A copy of the representation is attached as Appendix C. However, it should be noted that the applicant has since agreed to these conditions. Copies of the representation and subsequent agreement are attached as Appendix C.

Both representations can therefore be disregarded.

Other persons- Representations were received from 9 (nine) other persons. The representations cover aspects of all four of the licensing objectives. Copies of these representations are attached as Appendix D.

The Councillor for Blaby Ward, Cllr. Paul Hartshorn, has also made a representation and this is attached as Appendix D. It must be noted that Cllr Hartshorn's representation was received after the consultation period ended.

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

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- Representations made by responsible authorities.

6.4 Appendix D – Representations 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.

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