



<b>Licensing Sub-Committee</b>	<b>Thursday, 05 June 2025</b>	<b>Matter for Decision</b>
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**Report Title:** **Application for a Premises Licence, Anmol Suite Ltd, 29-31 The Parade, Oadby (Application No. OWPM0235)**

**Report Author(s):** **April Seaton (Regulatory Compliance Officer)**

<b>Purpose of Report:</b>	An application has been received for a new premises licence. The Sub-Committee is asked to determine whether to grant the application.
<b>Report Summary:</b>	An application has been made for a premises licence to allow the licensable activity of the sale of alcohol for consumption on the premises. Objections have been raised by Environmental Health and local residents.
<b>Recommendation(s):</b>	<b>To determine whether the premises licence is to be granted or refused. If the application is to be granted, the Sub-committee is asked to determine whether the application is to be granted as requested or, if not what hours and regulated activities are granted and what additional conditions (if any) are to be attached.</b>
<b>Senior Leadership, Head of Service, Manager, Officer and Other Contact(s):</b>	Colleen Warren (Chief Finance Officer / S151 Officer) (0116) 257 2759 <a href="mailto:colleen.warren@oadby-wigston.gov.uk">colleen.warren@oadby-wigston.gov.uk</a>  April Seaton (Regulatory Compliance Officer) (0116) 257 2680 <a href="mailto:april.seaton@oadby-wigston.gov.uk">april.seaton@oadby-wigston.gov.uk</a>
<b>Strategic Objectives:</b>	Our Council (SO1) Our Communities (SO2) Our Environment (SO4)
<b>Vision and Values:</b>	Customer & Community Focused (V1) "Our Borough - The Place To Be" (Vision)
<b>Report Implications:-</b>	
Legal:	The implications are as set out at paragraph 4 of this report.
Financial:	The implications are as set out at paragraph 5 of this report.
Corporate Risk Management:	Reputation Damage (CR4) Regulatory Governance (CR6)
Equalities and Equalities Assessment (EA):	There are no implications arising from this report.
Human Rights:	The Human Rights Act 1998 guarantees the right to a fair hearing for all parties in the determination of civil rights and provides for the protection of property, which include licences and the protection of

	private and family life.
Health and Safety:	There are no implications arising from this report.
<b>Statutory Officers' Comments:-</b>	
Head of Paid Service:	The report is satisfactory.
Chief Finance Officer:	The report is satisfactory.
Monitoring Officer:	The report is satisfactory.
<b>Consultees:</b>	<ul style="list-style-type: none"> <li>• Leicestershire Police</li> <li>• Leicestershire Fire and Rescue</li> <li>• Environmental Health</li> <li>• Trading Standards</li> <li>• Health and Safety</li> <li>• Local Licensing Authority</li> <li>• Local Planning Authority</li> <li>• Local Health Authority</li> <li>• Members of the public/local businesses by way of a notice at the premises, in local paper and at the Council Offices/website.</li> </ul>
<b>Background Papers:</b>	<ul style="list-style-type: none"> <li>• <a href="#">OWBC Statement of Licensing 2020-2025</a></li> <li>• <a href="#">Revised Guidance Issued Under Section 182 of Licensing Act 2003</a></li> </ul>
<b>Appendices:</b>	<ol style="list-style-type: none"> <li>1. Application for a New Premises Licence, Anmol Suite Ltd, 29-31 The Parade, Oadby (Application No. OWPM0235)</li> <li>2. Environmental Health Representation</li> <li>3. Anonymised Report of Representations</li> </ol>

## 1. Application

- 1.1 The application as submitted, advertised and circulated to the responsible authorities is for the supply and sale of alcohol on the premises between the hours of 1000 – 2330 Monday to Sunday with the premises open between the hours of 1000 – 0000 Monday to Sunday. A copy of the application can be found at **Appendix 1**.
- 1.2 All of the required advertising and notifications were undertaken.

## 2. Representations

- 2.1 Representations were received from Environmental Health (**Appendix 2**) and 12 members of the public who live near to the premises (**Appendix 3**).
- 2.2 Following the Environmental Health and public representations the applicant has contacted the Council to propose conditions which they are prepared to accept to address and mitigate the concerns (these are in addition to any provided on the application form). These are as follows:
  - a) The implementation of a robust monitoring system that includes trained staff conducting regular checks around the venue boundary during events along with a requirement to maintain a written log of all monitoring, including dates, times, staff names, observations, and any remedial actions taken. This log will be available on-site at all times.

- b) The Premises Licence Holder shall ensure that regulated entertainment is managed so as not to cause a public nuisance. A trained staff member shall conduct noise checks at the boundary during all events. Logs of checks and remedial actions will be maintained and made available upon request.
- c) A tamper-proof noise limiter will be installed, through which all sound equipment will be routed. The limiter will be professionally calibrated and maintained annually, with documentation available upon request. The limiter should be set under normal operational conditions and readings to set the level will be based on those at the nearest noise sensitive receptor.
- d) All DJs and acts will be required to sign a contract agreeing to:
  - Connect all sound equipment through the limiter;
  - Refrain from bypassing, disabling, or altering the limiter settings; and
  - Comply with venue staff instructions regarding volume levels and operation.
- e) Non-compliance with d) will result in the act being banned from future bookings, and a list of approved and banned entertainers will be maintained.
- f) All staff involved in the management of events and entertainment will be trained on the venue's noise policies, including boundary checks, use of the limiter, handling complaints, and managing DJs. This training will be documented and included as part of standard operating procedures.
- g) As a matter of policy, all doors and windows remain closed during events with entertainment. Entry is managed by staff/security, and the venue is fully air-conditioned to ensure this policy can be adhered to regardless of weather conditions.
- h) A change in licenced hours to 2300.

2.3 The applicant has advised the Environmental Health Department that he is proposing to erect a porch made with acoustic glass and is in the process of applying for planning permission for this along with acoustic fences and hedges around the perimeter of the building.

2.4 At the time of writing the report a Senior Environmental Health Officer is attempting to contact the applicant to arrange a site meeting to review the Environmental Health representations made in light of the response provided by the company (see paragraph 2.2). A verbal update will be given at the meeting.

### **3. Determination of the application**

3.1 The Licensing Sub-Committee have responsibility to discharge the functions delegated to it as defined under Part 2 of the Licensing Act 2003.

3.2 When considering and determining the application, the Sub-Committee, is required by Section 3 of the Licensing Act 2003 to carry out its functions with a view to promoting the 4 Licensing objections which are:

- a) The prevention of crime and disorder;
- b) Public safety;
- c) The prevention of public nuisance; and
- d) The protection of children from harm in doing so, it should balance the views of both the applicant and any objectors in a balanced and proportionate way.

- 3.3 Section 4 of the Licensing Act 2003 also require the Licensing Authority to have regard to the relevant provisions of the guidance issued pursuant to Section 182 of the Act (Secretary of State's Guidance August 2023) and the Council's own Statement of Licensing Policy (2020- 2025). Officers believe that the relevant sections include but are not limited to:
- a) 3.3.1 1.2 - 1.5 Licensing Objective and Aims
  - b) 3.3.2 1.15 - 1.17 General Principles – Each Application on Its Own Merits
  - c) 3.3.3 2.0 - 2.32 The Licensing Objectives
  - d) 3.3.4 8.41 - 8.49 Steps to Promote the Licensing Objectives
  - e) 3.3.5 8.50 Variations
  - f) 3.3.6 9.31 - 9.41 Hearings
  - g) 3.3.7 9.42 - 9.44 Determining Actions That Are Appropriate for the Promotion of the Licensing Objectives
  - h) 3.3.8 10.1 - 10.3 Conditions – General
  - i) 3.3.9 10.8 - 10.9 Imposed Conditions
  - j) 3.3.10 14.51 - 14.52 Licensing Hours
- 3.4 The Sub-Committee may, if it considers it to be in the public interest, or if it considers it necessary for further consideration of any representations made by a party, adjourn the hearing to a specified date or arrange for a hearing to be held on a specified additional dates (paragraphs 11 to 13 of the Licensing Act 2003 (Hearings) Regulations 2005).
- 3.5 The Sub-Committee is reminded of its duty under the Crime and Disorder Act 1998 to consider the crime and disorder implications of its decisions and the Licensing Authority's responsibility to co-operate in the reduction of crime and disorder in the Borough.
- 3.6 Section 52(3) of the Licensing Act 2003 sets that the Licensing Authority must give regard to the application and any relevant representations and takes such steps as it considers necessary, if any, for the promotion of the licensing objectives.
- 3.7 The steps which the Sub-Committee may consider necessary are:
- a) To modify the conditions of the new licence;
  - b) To exclude a licensable activity from the scope of the licence;
  - c) Refuse to specify a person in the licence as the premises supervisor; and/or
  - d) Refuse the application.

#### **4. Legal**

- 4.1 Where a party to the decision is aggrieved with the decision, they have a right to appeal the Decision of the Sub-committee to the Magistrates' Court.

#### **5. Financial**

- 5.1 There is a risk of costs arising from an appeal against the decision of the Sub-Committee. In order to mitigate the risk of the cost awarded against the Council, the Sub-Committee should give clear reasons for its decisions and any such reasons should be capable of being substantiated on appeal.