

**NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL**

**LICENSING SUB COMMITTEE – 8 MAY 2012**

Title of report	<b>APPLICATION FOR VARIATION OF A PREMISES LICENCE</b>
Contacts	<p>Councillor Alison Smith 01530 835668 <a href="mailto:alison.smith@nwleicestershire.gov.uk">alison.smith@nwleicestershire.gov.uk</a></p> <p>Environmental Health Team Manager 01530 454610 <a href="mailto:lee.mansfield@nwleicestershire.gov.uk">lee.mansfield@nwleicestershire.gov.uk</a></p> <p>Licensing Enforcement Officer 01530 454596 <a href="mailto:andy.cooper@nwleicestershire.gov.uk">andy.cooper@nwleicestershire.gov.uk</a></p>
Purpose of report	<p>To determine an application for variation of a premises licence in respect of premises, Ashby Fish Bar, Ashby De La Zouch, Leicestershire, LE65 1AH. This report outlines the application and summarises the representations received. It also highlights the licensing objectives, the relevant parts of Government guidance and the pertinent sections of the Licensing Authority’s Licensing Policy.</p>
Council Priorities	Business and Jobs, Safer and Healthier District
<p>Implications:</p> <p>Financial/Staff</p> <p>Link to relevant Corporate Action Team</p> <p>Risk Management</p> <p>Equalities Impact Assessment</p> <p>Human Rights</p>	<p>Implications arising from an appeal made to the Magistrates Court by anyone aggrieved by the decision of the Sub-Committee.</p> <p>Business CAT</p> <p>The usual risks of cost involved if the applicant appeals against the decision of the Committee. In any event and in order to mitigate these risks, the Committee should give clear reasons for its decisions and any such reasons would need to be substantiated in Court.</p> <p>Equality impact assessment already undertaken, issues identified actioned.</p> <p>Article 1 of Protocol 1 of the European Convention of Human Rights provides that everyone is entitled to the peaceful enjoyment of his possessions, except in the public interest and subject to the conditions provided for by law.</p>

Transformational Government	Not applicable.
Consultees	Leicestershire Constabulary, Leicestershire Fire and Rescue Service, Trading Standards, Health and Safety, Environmental Protection, Planning and members of the public/local businesses by way of notice on the premises.
Background papers	Guidance issued under Section 182 of the Licensing Act 2003, the Licensing Act 2003 - all available for reference at <a href="http://www.culture.gov.uk">www.culture.gov.uk</a> and Statement of Licensing Policy -available for reference at <a href="http://www.nwleics.gov.uk/licensing">www.nwleics.gov.uk/licensing</a>
Recommendations	<b>THAT THE SUB-COMMITTEE DETERMINE THE APPLICATION.</b>

### **Background**

- 1.1 The premises are a town centre take-away facility which has the benefit of a premises licence under the Licensing Act 2003. A copy of the premises licence is attached as **appendix 1**.
- 1.2 A map showing the location of the premises is attached as **appendix 2**.
- 1.3 An application for variation of the premises licence was received on the 9<sup>th</sup> March 2012 from Mr Aydin Ozdemir. A copy of the application is attached as **appendix 3**.
- 1.4 The variation of premises licence is detailed as follows.

#### **Provision of late night refreshment**

Current permitted licensable activity is Fridays and Saturdays 23:00 to 02:30hrs the following morning. The application is to extend the terminal hour on Fridays and Saturdays to 03:30hrs.

- 1.5 The applicant has specified steps that they will take in order to promote the four licensing objectives.

#### **The prevention of crime and disorder:**

- CCTV cameras installed at the premises.
- Customers attempting to cause any trouble will be asked to leave the premises.

#### **The prevention of public nuisance:**

- Customers to be served as quickly and efficiently as possible.

#### **Public safety:**

- All areas to be kept clean and tidy and be continuously cleaned and cleared.

## **2.0 Representations**

- 2.1 In respect of a variation application, the applicant is responsible for advertising the application by way of a notice in specified form at the premises for not less than 28 consecutive days and in a local newspaper. The applicant placed notice in the Ashby Times on 16<sup>th</sup> March 2012 and Officers are satisfied that the correct notices have been displayed at the premises.
- 2.2 The applicant is also required to serve each of the responsible authorities, namely, the Police, Fire Authorities, Trading Standards Department and the District Council's Health and Safety, Environmental Protection and Planning Sections. Officers are satisfied that the applicant has served all parties as required.
- 2.3 There has been one representation from the Leicestershire Constabulary on the grounds of prevention of crime and disorder, public safety and the prevention of public nuisance. A copy of the representation is attached as **appendix 4**.
- 2.4 Interested parties in the vicinity of the premises are able to make representations within 28 days of display of the notice of application to the Licensing Authority. One representation has been received from an interested party based on crime and disorder, public safety and the prevention of public nuisance. A copy of the representation is attached as **appendix 5**.

## **3.0 Cumulative Impact**

- 3.1 The premises are situated in Market Street, Ashby De La Zouch which is within the area of the special policy on cumulative impact referred to in the Council's Statement of Licensing Policy.
- 3.2 The effect of adopting a special policy of this kind is to create a rebuttable presumption that applications for new premises licences or club premises certificates or variations will normally be refused, following relevant representations, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.
- 3.3 The Licensing Authority recognises that this policy cannot be absolute and will consider each application properly on its merit and those that are unlikely to contribute to the cumulative impact problems will be approved.

## **4.0 Statutory Guidance**

- 4.1 In making its decision, the Sub-Committee is obliged to have regard to Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003. All Licensing Committee members have been provided with a full copy of the guidance document. Officers consider that paragraphs 2.1 to 2.18, 2.19, 2.32 to 2.40, 3.32 to 3.39, 8.5 to 8.11 and 13.29 to 13.32 may have a bearing upon the application.

## **5.0 Statement of Licensing Policy**

5.1 The Sub-Committee is also obliged to have regard to its own Statement of Licensing Policy. Officers consider that paragraphs 2.1, 2.3 to 2.6, 3.1 to 3.10, 4.1 to 4.3, 5.1, 5.3, 7.1, 7.2, 8.1, 8.2, 9.1 to 9.3, 12.1 and 17.3 may have a bearing upon the application.

## **6.0 Observations**

6.1 The Committee is obliged to determine this application with a view to promoting the licensing objectives, which are:

- the prevention of crime and disorder;
- the prevention of public nuisance;
- public safety;
- the protection of children from harm.

6.2 The Committee may take such of the following steps, if any, as it considers necessary for the promotion of the licensing objectives:

- a) Grant the application as requested.
- b) Exclude from the scope of the licence any of the licensable activities to which the application relates.
- c) Reject the whole or part of the application.
- d) Add any conditions necessary for the promotion of the licensing objectives.

6.3 There is a right of appeal to the Magistrates Court against the decision of the Sub-Committee by the applicant, premises licence holder and persons who made relevant representations.

**NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL**

**Premises licence number**

NWL20336

**Part 1 – Premises details**

**Postal address of premises, or if none, ordnance survey map reference or description**

Ashby Fish Bar, 83 Market Street, Ashby de la Zouch

**Post town** Leicestershire

**Post code** LE65 1AH

**Telephone number** 01530 564049

**Where the licence is time limited the dates**

**Licensable activities authorised by the licence**

Late night refreshment (indoors)

**The time the licence authorises the carrying out of licensable activities**

Friday & Saturday 23:00 hrs until 02:30 hrs the following morning

**The opening hours of the premises**

Friday & Saturday 23:00 hrs until 02:30 the following morning

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

**Part 2**

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

Mr Aydin Ozdemir  
83 Market Street  
Ashby De La Zouch  
Leics.  
LE65 1AH

Tel. No. 01530 564049

**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**

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

**Signed:**

**Andrew Cooper  
Licensing Enforcement Officer  
Dated: 13<sup>th</sup> February 2012**

## **Annex 1 – Mandatory conditions**

## **Annex 2 – Conditions consistent with the operating schedule**

1. The licensee shall ensure that the premises are well managed and take steps to deal with disorderly or unruly behaviour occurring at the premises.
2. A suitable waste receptacle for use by customers shall be provided.
3. A prominent, clear sign shall be displayed at the premises requesting that customers respect the needs of nearby residents and leave the premises and area quietly.



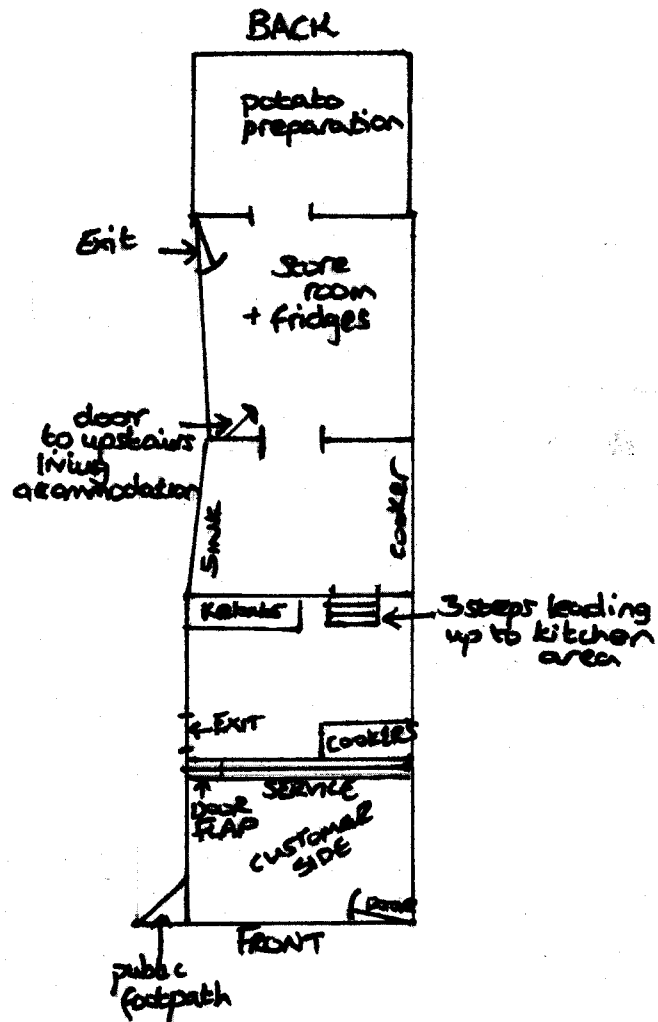
### **Annex 3 – Conditions attached after a hearing by the licensing authority**

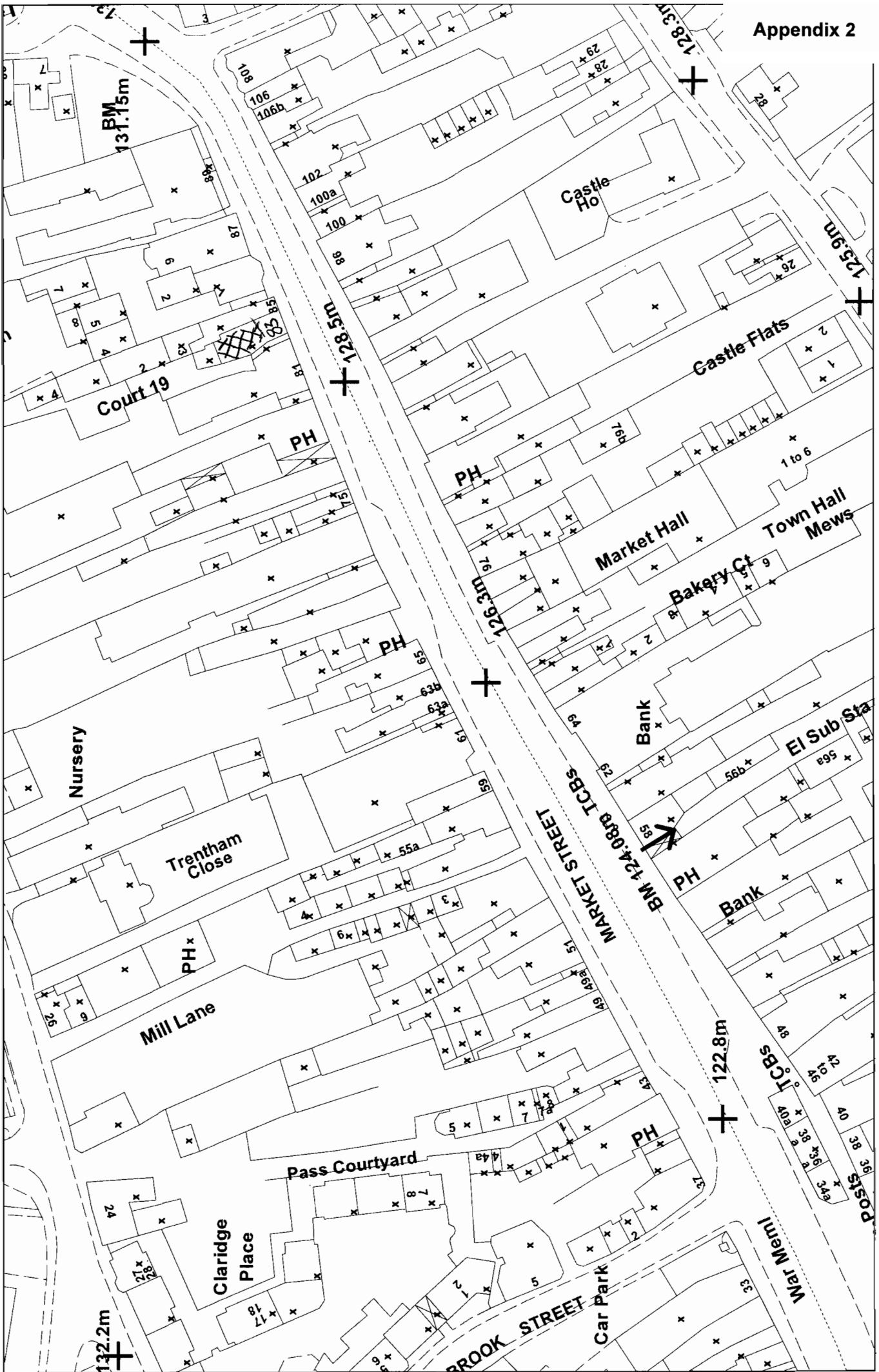
1. The Licensee shall ensure that litter is collected and properly disposed of from the frontage of Ashby Fish Bar and 85 Market Street, Ashby de la Zouch and half way down the frontage of 81 Market Street, Ashby de la Zouch after the closing time of Ashby Fish Bar.

PLAN OF : ASHBY FISH BAR

83, MARKET ST  
ASHBY DE LA ZOUCH  
LEICS. LE65 1AH

Scale: 1cm = 100cm.





Date: 18 April 2012  
SLA: Not Set  
Scale: 1:1000

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## SCHEDULE 4

Regulation 12

## Application to vary a premises licence under the Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand, please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/We ALAM LTD / AYDIN OZDEMIR being the premises licence holder, apply to vary a  
(insert name of club)  
premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

NWL20336

## Part 1 – Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description ASHBY FISH BAR 83, MARKET STREET ASHBY DE LA ZOUCH	
Post town LEICESTERSHIRE	Post code (if known) LE65 1AH

Telephone number at premises (if any)

01530 564049

Non-domestic rateable value of premises

£6,100.00.

## Part 2 – Applicant details

Daytime contact telephone number 01530 564049	E-mail address (optional)
Current postal address if different from premises address AS ABOVE	
Post town	Post code

**Part 3 – Variation**

Do you want the proposed variation to have effect as soon as possible?

Please tick  YES



If not when do you want the variation to take effect from

Day	Month	Year

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

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Please describe briefly the nature of the proposed variation (please see guidance note 1)

We are a fish and chip takeaway that currently has a late night license to close at 2.30am on Fridays and Saturdays.

The club near us now closes at 3am and we are unable to serve them, and we depend on this custom to financially upkeep the business.

We are requesting to extend our license time an extra hour ie: to close at 3.30am on Fridays and Saturdays.

**Part 4 – Club Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Please tick ✓ YES

**Provision of regulated entertainment:**

- (a) plays (if ticking yes, fill in box A)
- (b) films (if ticking yes, fill in box B)
- (c) indoor sporting events (if ticking yes, fill in box C)
- (d) boxing or wrestling entertainments (if ticking yes, fill in box D)
- (e) live music (if ticking yes, fill in box E)
- (f) recorded music (if ticking yes, fill in box F)
- (g) performances of dance (if ticking yes, fill in box G)
- (h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of entertainment facilities for:**

- (i) making music (if ticking yes, fill in box I)
- (j) dancing (if ticking yes, fill in box J)
- (k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

**Provision of late night refreshment** (if ticking yes, fill in box L)

**Sale by retail of alcohol** (if ticking yes, fill in box M)

**In all cases complete boxes N, O and P**

**A**

Plays			Will the performance of a play take place Indoors or outdoors or both - please tick ✓ (please read guidance note 2)	Indoors		
Standard days and timings (please read guidance note 6)				Outdoors		
Day	Start	Finish	Please give further details here (please read guidance note 3)	Both		
Mon						
Tue						
Wed				State any seasonal variations for performing plays (please read guidance note 4)		
Thur						
Fri				Non standard timings. Where you intend to use the premises for the performance of a play at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat						
Sun						

**B**

<b>Films</b> Standard days and timings (please read guidance note 1)			Will the exhibition of films take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur			State any seasonal variations for exhibition of film (please read guidance note 4)		
Fri			Non standard timings. Where you intend to use the premises for the exhibition of film at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3)		
Day	Start	Finish			
Mon					
Tue					
Wed			State any seasonal variations for indoor sporting events (please read guidance note 4)		
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 1)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)		Indoors	
					Outdoors	
					Both	
			Please give further details here (please read guidance note 3)			
Day	Start	Finish	State any seasonal variations for boxing and wrestling entertainment (please read guidance note 4)			
Mon						
Tue						
Wed						
Thur						
Fri						
Sat						
			Non standard timings. Where you intend to use the premises for the boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sun						

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)		Indoors	
					Outdoors	
					Both	
			Please give further details here (please read guidance note 3)			
Day	Start	Finish	State any seasonal variations for the performance of live music (please read guidance note 4)			
Mon						
Tue						
Wed						
Thur						
Fri						
Sat						
			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sun						



**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for playing recorded music (please read guidance note 4)		
Thur					
Fri					
Sat			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

**G**

<b>Performance of dance</b> Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri					
Sat			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

# H

<b>Anything of a similar description to that falling within (e), (f), or (g)</b>			Please give a description of the type of entertainment that you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
			Please give further details here (please read guidance note 3)		
Mon			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Tue					
Wed					
Thur					
Fri			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

# I

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of facilities for making music that you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
			Please give further details here (please read guidance note 3)		
Mon			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Tue					
Wed					
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for making music at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

**J**

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of facilities for dancing that you will be providing		
Day	Start	Finish	Will the facilities for dancing be place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
			Both		
			Please give further details here (please read guidance note 3)		
Mon			State any seasonal variations for the provision of dancing facilities (please read guidance note 4)		
Tue					
Wed					
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within J or K</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
			Both		
			Please give further details here (please read guidance note 3)		
Mon			State any seasonal variations for the provision of facilities for Entertainment of a similar description to that falling within J or K (please read guidance note 4)		
Tue					
Wed					
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within J or K at different times from those listed in the column on the left. please list (please read guidance note 5)		
Sat					
Sun					

**L**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment Take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
Wed						
Thur			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Fri	1200	03.30				
Sat	1200	03.30	Non standard timings. Where you intend to use the premises for the provision of late night entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sun						

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption please tick box ✓ (please read guidance note 7)		On	<input type="checkbox"/>
					Off	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon						
Tue						
Wed						
Thur			State any seasonal variations for the supply of alcohol (please read guidance note 4)			
Fri						
Sat			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sun						

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

O

<b>Hours club premises are open to the public</b> Standard days and timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	<p>These are the <u>current</u> hours.</p> <p>We would like Friday + Saturday finishing times to be 0330.</p>
Mon	1200	2300	
Tue	1200	2300	
Wed	1200	2300	
Thur	1200	2300	
Fri	1200	0230	
Sat	1200	0230	
Sun			
			Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

I have enclosed the premises licence

Please tick ✓ YES

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

**P**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

(a) General – all four licensing objectives (b, c, d, e) (please read guidance note 9)

We aim to provide good fresh food as speedily + efficiently as possible so that the customers are not hanging around for long. All areas will be kept clean + tidy + good communication skills to prevent any aggression. CCTV cameras are installed too.

(b) The prevention of crime and disorder

The shop has a CCTV camera installed. Good communication skills - will ask them kindly to leave if there is anyone trying to cause trouble.

(c) Public safety

All areas are kept clean + tidy and continuously cleaned + cleared.

(d) The prevention of public nuisance

Our aim is to serve the customers as quickly + efficiently as possible in order for them to move on to where they want to go.

(e) The protection of children from harm

Not Applicable -

Please tick ✓ YES

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 OF THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

**Part 5 – Signatures** (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorising agent. (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

✱ Signature A. Özdemir  
Date 8/3/12  
Capacity Director / owner

Where the premises licence is jointly held signature of second applicant (the current premises licence holder) or second applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature .....  
Date .....  
Capacity .....

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)	
<p style="text-align: center;">AYDIN OZDEMIR  ASHBY FISH BAR  83 MARKET ST.</p>	
Post town	Post code
ASHBY DE LA ZOUCH LEICESTERSHIRE	LE65 1AH.
Telephone number (if any)	
01530 564049.	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

### Notes for guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off supplies you must include a description of where the place and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day ie Christmas Eve.
6. Please give timings in 24 hour clock (eg 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.





Leicestershire  
Constabulary

**FROM:** PS 129Thornley **TO:** C/Insp. 1138 P. Jackson  
Licensing  
**DIV/DEPT:** LN **c.c.**  
**REF:** **DATE:**

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**SUBJECT:** Objection to variation of Licensing hours – Ashby Fish Bar 83 Market Street Ashby De La Zouch

Sir,

I refer to a recent application for a variation to the licensing hours of the above-mentioned premises.

In any application for a premises license I base any reasoned objection on the principles of licensing law paying specific regard to: The Prevention of Crime and Disorder, The promotion of Public Safety, Preventing Public Nuisance and Preventing Harm to Children.

Ashby Fish bar is located within a popular location of Ashby Town and as such enjoys a large volume of clientele. Its location is close to high volume drinking establishments and it sits within a saturation zone.

This representation is made in line with the NWLDC cumulative Impact Policy (saturation zone) and in respect of three of the aforementioned licensing objectives, excluding protection of children.

There are 72 licensed premises in Ashby 18 of which are already operating within the saturation zone. Most of these premises serve alcohol and many are open from 11am in the morning, until 11 or 12 midnight. Others remain open until 1am or 2.30am. This provides more than ample opportunity for both local people and visitors to Ashby plenty of time to socialise, drink, and enjoy themselves.

The objections against this application and variation of hours are based on the following:

I consider that there is a significant risk that to agree the extension of licensing hours for this premises will considerably increase risks of violence (i.e. crime) and anti-social behaviour (i.e. disorder) in the locality and will also contribute to public nuisance if the premises were permitted to offer food during the additional hours sought at the specified location.

I recognise Licensing law is not a mechanism for the general control of anti-social behaviour by individuals once those individuals are beyond the direct control of an individual club or business holding a licence.

However the applicant has failed to demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives. The applicant seems reliant on the fact they will be offering a speedy delivery service and will keep their own premises clean in support their application.

CCTV is mentioned within their operating schedule but these already form the existing conditions of the current premises license and are an 'irrelevant consideration' in this application nor should be used to support it.

The applicant is quite correct in citing that a nearby club has been allowed to have its hours extended. However the applicant is perhaps less aware that Police have strongly objected to this and have sought appeal against this decision through the Magistrates courts.

After clubs close late night refreshment houses become the focal point for drunks and rowdy individuals. These individuals are routinely seen discarding food, kicking rubbish about and jumping about. They generally behave in what can only be described as a deplorable manner. They are loud, rude and generally intimidating towards sober members of the public.

Given that most if not all customers are heavily intoxicated and merely seek to obtain food in order to soak up vast quantities of consumed alcohol, such gatherings promote arguments which result in skirmishes ranging from minor antisocial behaviour to large fights and serious injury. All of these incidents impact in the form of public nuisance and safety against the law abiding patrons.

Clubs and other establishments often expel customers during the early hours and these persons will congregate near food outlets. While the Police routinely and regularly patrol Market Street and Ashby town to prevent or minimise the potential for drink related violent crime it is extremely difficult to manage incidents of public order faced with inordinate numbers of drunken persons found loitering outside these establishments. Ashby fish bar is not different to other premises often referred to as takeaways.

Most members of the public should be afforded a degree of protection from hostility and nuisance. By allowing this application and extension to hours I believe this will encourage others to loiter and congregate for longer periods thereby increasing the risk of violent confrontations. This behaviour often incites incidents of discord culminating in fights where innocent parties are injured and are representative of significant flash points for violence associated with ASB.

It has been noted that that the applicant seeks to provide food and use communication skills in order to encourage customers to leave after receiving food. This has little to do with the promotion of licensing objectives and does not demonstrate that the applicant will not negatively impact on the cumulative impact policy.

I have 25 years service in Leicestershire Constabulary all of which has been undertaken as a front line operational Police officer. I have been a Sergeant since 1994 representing 18yrs in this rank. From 2007-2009 I was the licensing Sergeant responsible for Loughborough Town centre and the night time economy within this area. I hold the British Institute of Innkeepers NCPLH certificate as a qualification.

During my service I have benefitted from working in all areas of Leicester City and most of the county and I can say that where late night refreshment hours are increased it significantly leads to drunken and rowdy persons congregating outside these establishments or within the premises itself.

Drunken revellers often jostle and push simply to enter the late night refreshment houses which often resulting in nasty assaults occurring in or around those premises. This behaviour significantly impacts on Crime and Disorder.

Food is often dropped in the street or thrown at passing motorists while customers wait for friends to be served. Concentrations of young drinkers can result in queues at fast food outlets. Queuing in turn may lead to conflict, disorder and anti-social behaviour.

While more flexible licensing hours may reduce this impact by allowing a more gradual dispersal of customers, increasing this premises licence will have the opposite effect and create concentrations of individuals who seek to order food rather than dispersing which generates a catalyst for associated disorder, nuisance and the safety of others.

Nearby shop entrances can and are often used as urinals by both sexes. Vomit, waste food and urine can be seen in the streets and on the pavements well after these premises have closed which promotes Public Nuisance and Public Safety.

The applicant cites in their operating schedule they will continually clean and tidy. This is necessary within their premises for public health reasons although in all of my serving years while covering night time economy I have yet to see any staffs from these types of establishments operating a cleaning schedule on a 'continuous basis' directly outside their premises, especially while customers are seeking to purchase food.

I am deeply troubled about the impact of discarded food, vomit and bodily fluids generated by customers hanging about outside these establishments (in or around) which is common place during the early hours. To increase the licensing hours will simply promote the problem of public nuisance.

If these premises are allowed to remain open until 3.30am (representative of an extra hours trading) it is the view that this will further undermine the licensing objectives and lead to incidents of violence and public disorder.

I believe that granting this license will create more public nuisance issues regarding litter and discarded food in Market Street and the surrounding areas. The dropping of food encourages vermin to gather leading to potential spread of disease which further undermines the promotion of public safety.

While I have no reason to seek any license holder to loose custom I would urge the Licensing Committee to carefully consider this applications for variation of existing license terms.

I have seen nothing from the applicant that can justify the extension of their current licensing hours or how they will prevent crime and disorder, increase public safety, and preventing public nuisance.

In my opinion any extension to the licensing hours will merely add to and increase the problems we encounter most weekends in Ashby town centre and it is on this basis I ask that the Licensing Committee refuse this application.

*PS 129 Andy Thornley  
North West LPU Coalville  
Leicestershire Constabulary*



Leicestershire  
Constabulary

**FROM:** PS 129Thornley **TO:** Licensing Department  
Mansfield House  
**DIV/DEPT:** LN **c.c.**  
**REF:** **DATE:** 23/3/2012

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**SUBJECT: Incidents Occurring in Market Street Ashby- Fri / Sat each weekend (x4 per month)**  
**From January 2011 December 31<sup>st</sup> 2011**

Sir

The purpose of this document is to highlight to the Licensing Committee a smattering of routine incidents dealt with as a direct result of licensing hours currently in force at present. I selected 8 days per calendar month covering Friday & Saturday evenings only within Ashby Town over a 12 months period. This represents 4 weekends per month excluding Sundays.

Below are details of incidents recorded on Leicestershire's Crime Intelligence System during these periods. I suggest the incidents shown clearly reveal a picture to the Licensing committee of wilful and unjustifiable disregard for public safety involving crimes consisting of significant assaults, criminal damage, arguments, indecent exposure and violent public order that occur both inside licensed premises and in Market Street only.

This information does not include other streets within the "Saturation Zone" as included in NWLDC licensing policy

January 2011	(x9 Incidents)
February 2011	(x7 Incidents)
March 2011	(x8 Incidents)
April 2011	(x3 Incidents)
May 2011	(x4 Incidents)
June 2011	(x6 Incidents)
July 2011	(x2 Incidents)
August 2011	(x5 Incidents)
September 2011	(x3 Incidents)
October 2011	(x5 Incidents)
November 2011	(x3 Incidents)
December 2011	(x10 Incidents)

NW/137/11-7	Section 5 Public Order	Drunken male ejected from Ciro's abuses passers and Police.	1.50am 08/01/11
NW/268/11-9	Criminal Damage	Extremely drunk male smashes Cancer Research Window. Seen by Police.	12.10am 15/1/11
NW/267/11-7	Theft Mobile	Ciro's – Female drunk has mobile stolen from her bag.	1.30am 15/1/11
Nw/401/11-8	ABH Assault	Ciro's -- Drunk males throws beer. Fight occurs and IP knocked unconscious.	1.15am 15/1/11
NW403/11-8	ABH Assault x2	Inside Ciro's unprovoked assault IP suffers broken nose.	12.30am 22/1/11
NW/416/11-7	S39 Assault	Inside Ciro's drunk male attempts to grab female in sexual manner. IP confronts male who throws beer in IP's face.	11.50pm 22/1/11
NW/538/11-8	Section 5 Public Order	Drunk Female leaves Ciro's And is abusive to passers and police.	1.45am 29/1/11
NW/543/11-7	Theft	IP has bag & coat stolen from inside Ciro's	3am 29/1/11
NW/571/11-3	Theft Mobile	Inside Ciro's IP in smoking area has mobile taken from closed shoulder bag - intoxicated	1am 29/1/11
NW/678/11-1	Section 39 Assault	Inside Ciro's X2 drunk males assault each other by head punching	2am 5/2/11
NW/681/11-4	Section 5 Public Order & Damage	Drunk male seen kicking Taxis and shouting abuse.	3.20am 5/2/11
NW/679/11-4	Damage	Drunk male seen kicking taxis in street.	2.55am 5/2/11
NW698/11-9	Domestic Argument	O/S Ashby Grill Drunk female argues with male. Police intervene & prevent assaults.	12am 5/2/11
NW/690/11-5	Theft Mobile	Inside Ciro's IP has mobile taken from zipped bag she is holding. Intoxicated.	1.30am 5/2/11
NW689/11-8	Theft Mobile	Inside Ciro's IP has mobile taken from zipped bag while in smoking area. Intoxicated.	1.30am 5/2/11
NW/1138/11-6	ABH Assault	Inside Ciro's IP attacked and suffer broken nose. Suspect drunk.	1am 26/2/11
NW/1226/11-3	ABH Assault	IP leaves Ciro's and is dragged from a taxi in street by male who stamps on her head.	2am 26/2/11
NW/1369/11-3	Affray Public Order	X2 Drunks in street arguing after drinking all night. Female IP is	3.10am 12/3/11

	& Section 39 Assault	head butted to face by drunk male.	
NW1532/11-6	Theft Mobile	Inside Ciro's – IP has mobile taken from a bag she is holding. Clearly under influence at time.	2am 19/3/11
NW/1538/11-4	Theft Mobile	Inside Ciro's – IP has mobile taken from a bag while in smoking area. IP holding bag at time.	1am 19/3/11
NW/1733/11-3	Section 39 Assault	O/S White Heart Female IP is dragged by hair and thrown into street	1.30am 26/3/11
NW/766/11-6	Racially Aggravated Section 5 Public Order	Drunk female racially abuses IP who is black.	1.15am 26/3/11
NW/601/11-0	Exposure	Inside Ciro's smoking area Male shows his penis to female waving it near her face and shouts abuse for her to "Suck It"	11.50pm 25/3/11
NW/1645/11-6	Affray Public Order	IP is racially abused and attacks suspect as a result.	1.25am 26/3/11
NW/77/11-4	ABH Assault	Male bitten above eye while in Bulls Head PH	12.05am 10/4/11
NW/85/11-2	Theft Bag	Inside Ciro's while IP is in toilet bag is stolen.	1am 9/4/11
NW/329/11-1	Damage	Ciro's – Queens Head. IP is drunk and smashes rear window using wrapped hand to prevent injury.	2.15am 23/4/11
NW/616/11-9	Theft Mobile	Lamb Inn. Mobile stolen from busy PH.	11.20pm 6/5/11
NW/782/11-2	ABH Assault	Fight outside Ciro's Drunk male punched in head.	1.10am 15/4/11
NW/784/11-8	ABH Assault	IP's punched in unprovoked assault in head by drunk male in street.	2.30am 14/5/11
NW/785/11-1	ABH Assault	IP's punched in unprovoked assault in head by drunk male in street.	2.30am 14/5/11
NW/1629/11-8	Section 5 Public Order	Drunk males abusing passers in street – shouting "Fuck Off Cock Suckers".	2.45am 18/6/11
NW/1643/11-8	Theft Mobile	Inside Ciro's mobile taken while IP at Bar from their bag.	2am 18/6/11
NW/1791/11-9	Damage	X3 Drunk males hurl bins and signs throw shop window.	4.25am 25/6/11
NW/1860/11-1	Section 5 Public Order	Male Threatened by other male. Drunk.	12am 24/6/11
NW/2223/11-8	Damage	Drunken male smashes shop window in anger.	4.25am 25/6/11

NW/2225/11-4	Damage	Drunken males smash telephone box in street.	4.25am 25/6/11
NW2286/11-1	Section 5 Public Order	Drunken male warned by Police – Urinates in shop window & is indifferent to challenge making rude comments to Police.	2.50am 23/7/11
NW/2712/11-6	Section 4 Public Order	Drunken males arguing then launch unprovoked attack by head punching.	2.50am 6/8/11
NW/2747/11-3	Obstruct Police	Drunken male resists arrest for public order offence in street.	2.50am 6/8/11
NW/2798/11-6	ABH Assault	Female attacked after leaving Ciro's club by drunken male who knocked her unconscious and split eye.	2.30am 6/8/11
NW/133/12-4	Section 39 Assault	Ashby Grill IP is assaulted in take away. Drunk at the time.	1.30am 20/8/11
NW/3026/11-9	ABH Assault	Drunk male outside takeaway runs into premises and assaults other male by punching to head and face.	1.30am 20/8/11
NW/3486/11-1	Section 39 Assault	Inside Ciro's IP punched to face after spilling drink.	1.15am 10/9/11
NW/3670/11-3	Section 5 Public Order	Drunk in street uses abusive language.	11.30pm 16/9/11
NW/3672/11-9	Section 5 Public Order	Abusive person in street.	11.30pm 16/9/11
NW/4066/11-1	Section 4 Public Order	Drunken fighting in street detained but then fights Police.	2.30am 8/10/11
NW/4067/11-4	Section 5 Public Order	Heavily drunken male abuses passer in street.	2.40am 8/10/11
NW/4195/11-7	ABH Assault	Brothers in White Hart PH Assault each other following argument.	12.30am 14/10/11
NW/4211/11-0	Section 4 Public Order	Drunken male abuses passers in Street. Police intervene and male abuses Police.	2.35am 15/10/11
NW/4214/11-9	Theft Mobile	White Hart Male has mobile taken from table.	14/10/11
NW4785/11-5	ABH Assault	Continental Female IP dragged and thrown onto floor breaking nose by drunk male.	12am 5/11/11
NW/1132/12-7	Harassment	IP followed and abused at club by suspect.	12.30am 11/11/11

NW/4807/11-6	Damage	Bulls Head Window broken by drunken male who escapes in taxi.	2.30am 12/11/11
NW/5166/11-4	Theft Mobile	Lamb Inn Person has mobile taken from table.	11pm 2/12/11
NW/5170/11-4	Theft Bag	Ciro's Bag taken from busy club.	3am 3/12/11
NW/5289/11-8	Section 5 Public Order	Ciro's Drunken female abuses Police and public.	11.30pm 9/12/11
NW/5290/11-8	Exposure	Drunken males ran down street with no clothes on for bet.	1am 10/12/11
NW/5433/11-4	ABH Assault	Ciro's drunk male leaves club following argument and is knocked unconscious by other drunk male. Serious head wound.	3.13am 10/12/11
NW/5437/11-6	Theft Mobile	Stolen from IP while at Bulls Head.	1am 17/12/11
NW/5444/11-1	TWOC	Drunken and intoxicated male steals friend's car without consent and drive along street. Provided positive breath test.	4am 17/12/11
NW/5577/11-9	Damage	Angry drunken male head butted shop window breaking it.	12am 24/12/11
NW/5590/11-6	Section 5 Public Order	Male ejected from club. Drunk and abusive swears at Police.	1am 24/11/11
NW/5644/11-5	Theft Mobile	Inside Ciro's mobile taken from IP while in pocket.	3am 24/12/11
NW/12/12-6	Damage	Drunken male runs into street and climbs across Police vehicle bonnet causing dents.	11.30pm 31/12/11



## Incidents of note from CCTV log book

09/12/2011:

23:51 monitoring male/female MARKET ST very drunk  
00:54 naked male only wearing trainers arrested outside CIRO's  
01:41 outside CIRO's male/female arguing, male punches window and was arrested  
• 02:17 group of males fight outside ASHBY GRILL, MARKET ST, 1 male arrested.\*\*\*\*\*  
02:25 monitor male outside CIRO's arguing with door staff, police offer words of advice

16/12/2011:

00:27 male taken from passageway next to THE LAMB to ambulance unsure of reason  
01:31 outside CIRO's male throwing no waiting cones into road, Police offer words of advice  
01:46 MARKET ST, monitoring aggressive male with Police

23/12/2011

23:45 THE LAMB request CCTV to monitor 4 males refused entry to public house, very drunk  
• 00:33 monitoring very drunk male MARKET ST.\*\*\*\*  
00:40 male smashed window inside THE LAMB public house, detained by Police  
00:52 requested by Police to monitor a male who had been issued section 27 to leave area  
00:58 monitoring fight at SOUTH ST end of passageway of THE LAMB, COALVILLE nominal's  
01:02 male detained outside THE LAMB  
01:03 male detained outside THE BULLSHEAD  
01:07 Police request CCTV to monitor [REDACTED] involved with fight outside LAMB earlier

24/12/2011:

23:21 monitoring a male from CIRO's very drunk  
01:02 monitoring very drunk male refused entry to CIRO's, Police gave words of advice  
01:22 Request by Police to monitor very drunk male from SOUTH ST to MARKET ST  
02:34 monitor very drunk female outside ASHBY GRILL, MARKET ST arguing with male

25/12/2011:

21:55 fight inside WHITE HART, Police called  
22:14 MEWS monitor drunk male throw bottle against wall smashing it, female calms him down  
22:37 male from fight at WHITE HART outside CIRO's kicking off, Police offer words of advice  
23:16 monitor large group of females all very drunk  
23:25 THE BULLSHEAD request 3 males be monitored refused entry for being drunk  
23:30 2 very drunk males outside CIRO's 1 covered in blood the other being very aggressive  
00:12 monitor large group of persons arguing with door staff outside THE LAMB

31/12/2011:

23:13 monitor large group drunk males arguing Police offer words of advice, 1 male jumps on bonnet of patrol car and was arrested  
23:40 CIRO's drunk male detained  
• 02:18 MARKET ST, fight inside THE LAMB public house. \*\*\*\*  
02:26 requested to monitor the front of THE LAMB, concerns over the earlier fight  
02:50 monitor large group of drunk males, MEWS

**From:** Ball Mark  
**Sent:** 22 March 2012 13:41  
**To:** Thornley Andrew  
**Subject:** Incidents re Market Street, Ashby

**Attachments:** Incidents of note from CCTV log book.doc; Incidents recorded on STORM.doc  
Sgt

As requested.

The previous list of incidents of note from CCTV log book compared to those incidents actually reported to Police in the given x6 dates.

It may be worth noting that clearly CCTV has recorded more incidents in their log book than those that have been reported to us on these dates. This may simply be down to the fact the victims of these types of incidents have merely left Ashby and not bothered to report matters.

Although CCTV may have recorded an incident in their log book they may not necessarily have contacted the Police using their own airwave radio terminals and judged that the incident had dispersed or calmed sufficiently to avoid calling Police assuming Police were available.

Trusting this is of some use.

Kind regards

Mark

PCSO 6865 Mark Ball  
Bardon Hill  
Beat L13  
Leicestershire Constabulary  
email to: [mark.ball@leicestershire.pnn.police.uk](mailto:mark.ball@leicestershire.pnn.police.uk)  
switchboard: +44 0116 222 2222  
voicemail: 6865



Leicestershire  
Constabulary

**FROM:** PS 129Thornley **TO:** Licensing Department  
Mansfield House  
**DIV/DEPT:** LN **c.c.**  
**REF:** **DATE:**

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**SUBJECT: Increasing Incidents of Disorder In Market Street Ashby**

As an addendum to the objections raised by the Police I would ask that the Licensing committee also consider the following:

The attached email and documents from PCSO Ball demonstrate that CCTV monitoring appears to record a significantly higher number of events occurring in Market Place Ashby than those actually reported to the Police.

CCTV operators are required to record in a book what they are viewing with regard to interest. This material footage is only retained for 31 days. PSCO Ball was asked to look at x6 days in the December 2011. These were chosen as they represented T.E.N dates submitted by some licensed premises within the saturation zone.

CCTV is has ONLY recorded incidents occurring in Market Street Ashby De La Zouch and not the surrounding areas of the town.

The 9<sup>th</sup>, 16<sup>th</sup> and 23<sup>rd</sup> of December represent Friday evenings while the 25<sup>th</sup> was a Sunday and the 31<sup>st</sup> (New Years Eve) was a Saturday.

During the six dates mentioned a total of 32 recorded incidents were documented in the CCTV operator's log. A copy of this log can be produced.

These dates and incidents in the CCTV log were compared to Police Incident reporting systems (STORM) aligned to the same dates. Only x3 of these recorded CCTV log book entries correlated with actual Police reports. These have marked the x3 incidents that mirror Police reports with an asterisk.

This figure of x3 reported incidents in 32 is representative of less than 10% of the total number of incidents actually reported to Police covering this period of 6 days.

There may be several reasons why incidents are not reported to the Police and PCSO Ball indicates a few within his email.

Others may simply be down to the fact when Police arrive or where they are sent to, stumble across or witness & intervene before matters worsen, individuals involved may not wish to complain, see the error of their ways and disperse or alternatively are given warnings and leave the area. When officers have not witnessed confrontations and have been sent because CCTV indicated an incident had occurred there is often no complaint by parties and all details are refused. The necessity to record such matters does not fall within the NCRS (National Crime Recording Standards) where details of parties or those involved is unknown or they cannot be traced.

It is worth noting that Market Street is only one road of several within the Cumulative Impact area which also covers, North Street, South Street, Bath Street, Derby Road and the associated alley ways off Market Street.

There appears to be a significantly higher number of incidents involving Crime and Disorder, Public safety and Nuisance occurring within the cumulative impact area in Ashby that are not actually being reported to the Police and I would seek that the Licensing committee give due consideration to these facts when considering any further variations involving increasing license hours within Ashby town.

*PS 129 Andy Thornley  
North West LPU Coalville  
Leicestershire Constabulary*

**Incidents Occurring in Market Street Ashby**  
**Fri / Sat each weekend (x4 per month)**  
**From January 2011 December 31<sup>st</sup> 2011**

January 2011	(x9 Incidents)
February 2011	(x7 Incidents)
March 2011	(x8 Incidents)
April 2011	(x3 Incidents)
May 2011	(x4 Incidents)
June 2011	(x6 Incidents)
July 2011	(x2 Incidents)
August 2011	(x5 Incidents)
September 2011	(x3 Incidents)
October 2011	(x5 Incidents)
November 2011	(x3 Incidents)
December 2011	(x10 Incidents)

NW/137/11-7	Section 5 Public Order		Drunken male ejected from Ciro's abuses passers and Police.	1.50am 08/01/11
NW/268/11-9	Criminal Damage		Extremely drunk male smashes Cancer Research Window. Seen by Police.	12.10am 15/1/11
NW/267/11-7	Theft Mobile		Ciro's – Female drunk has mobile stolen from her bag.	1.30am 15/1/11
Nw/401/11-8	ABH Assault		Ciro's – Drunk males throws beer. Fight occurs and IP knocked unconscious.	1.15am 15/1/11
NW403/11-8	ABH Assault x2		Inside Ciro's unprovoked assault IP suffers broken nose.	12.30am 22/1/11
NW/416/11-7	S39 Assault		Inside Ciro's drunk male attempts to grab female in sexual manner. IP confronts male who throws beer in IP's face.	11.50pm 22/1/11

NW/538/11-8	Section 5 Public Order		Drunk Female leaves Ciro's And is abusive to passers and police.	1.45am 29/1/11
NW/543/11-7	Theft		IP has bag & coat stolen from inside Ciro's	3am 29/1/11
NW/571/11-3	Theft Mobile		Inside Ciro's IP in smoking area has mobile taken from closed shoulder bag - intoxicated	1am 29/1/11
NW/678/11-1	Section 39 Assault		Inside Ciro's X2 drunk males assault each other by head punching	2am 5/2/11
NW/681/11-4	Section 5 Public Order & Damage		Drunk male seen kicking Taxis and shouting abuse.	3.20am 5/2/11
NW/679/11-4	Damage		Drunk male seen kicking taxis in street.	2.55am 5/2/11
NW698/11-9	Domestic Argument		O/S Ashby Grill Drunk female argues with male. Police intervene & prevent assaults.	12am 5/2/11
NW/690/11-5	Theft Mobile		Inside Ciro's IP has mobile taken from zipped bag she is holding. Intoxicated.	1.30am 5/2/11
NW689/11-8	Theft Mobile		Inside Ciro's IP has mobile taken from zipped bag while in smoking area. Intoxicated.	1.30am 5/2/11
NW/1138/11-6	ABH Assault		Inside Ciro's IP attacked and suffer broken nose. Suspect drunk.	1am 26/2/11
NW/1226/11-3	ABH Assault		IP leaves Ciro's and is dragged from a taxi in street by susp who stamps on her head while on floor.	2am 26/2/11
NW/1369/11-3	Affray Public Order & Section 39 Assault		X2 Drunks in street arguing after drinking all night. Female IP is head butted to face by drunk male.	3.10am 12/3/11
NW1532/11-6	Theft Mobile		Inside Ciro's – IP has mobile taken from a bag she is holding. Clearly under influence at time.	2am 19/3/11
NW/1538/11-4	Theft Mobile		Inside Ciro's – IP has mobile taken from a bag while in smoking area. IP holding bag at time.	1am 19/3/11
NW/1733/11-3	Section 39 Assault		O/S White Heart Female IP is dragged by	1.30am 26/3/11

			hair and thrown into street	
NW/766/11-6	Racially Aggravated Section 5 Public Order		Drunk female racially abuses IP who is black.	1.15am 26/3/11
NW/601/11-0	Exposure		Inside Ciro's smoking area Male shows his penis to female waving it near her face and shouts abuse for her to "Suck It"	11.50pm 25/3/11
NW/1645/11-6	Affray Public Order		IP is racially abused and attacks suspect as a result.	1.25am 26/3/11
NW/77/11-4	ABH Assault		Male bitten above eye while in Bulls Head PH	12.05am 10/4/11
NW/85/11-2	Theft Bag		Inside Ciro's while IP is in toilet bag is stolen.	1am 9/4/11
NW/329/11-1	Damage		Ciro's – Queens Head. IP is drunk and smashes rear window using wrapped hand to prevent injury.	2.15am 23/4/11
NW/616/11-9	Theft Mobile		Lamb Inn. Mobile stolen from busy PH.	11.20pm 6/5/11
NW/782/11-2	ABH Assault		Fight outside Ciro's Drunk male punched in head.	1.10am 15/4/11
NW/784/11-8	ABH Assault		IP's punched in unprovoked assault in head by drunk male in street.	2.30am 14/5/11
NW/785/11-1	ABH Assault		IP's punched in unprovoked assault in head by drunk male in street.	2.30am 14/5/11
NW/1629/11-8	Section 5 Public Order		Drunk males abusing passers in street – shouting "Fuck Off Cock Suckers".	2.45am 18/6/11
NW/1643/11-8	Theft Mobile		Inside Ciro's mobile taken while IP at Bar from their bag.	2am 18/6/11
NW/1791/11-9	Damage		X3 Drunk males hurl bins and signs throw shop window.	4.25am 25/6/11
NW/1860/11-1	Section 5 Public Order		Male Threatened by other male. Drunk.	12am 24/6/11
NW/2223/11-8	Damage		Drunken male smashes shop window in anger.	4.25am 25/6/11
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NW2286/11-1	Section 5 Public Order		Drunken male warned by Police – Urinates in shop window & is indifferent to challenge making rude comments to Police.	2.50am 23/7/11
NW/2712/11-6	Section 4 Public Order		Drunken males arguing then launch unprovoked attack by head punching.	2.50am 6/8/11
NW/2747/11-3	Obstruct Police		Drunken male resists arrest for public order offence in street.	2.50am 6/8/11
NW/2798/11-6	ABH Assault		Female attacked after leaving Ciro's club by drunken male who knocked her unconscious and split eye.	2.30am 6/8/11
NW/133/12-4	Section 39 Assault		Ashby Grill IP is assaulted in take away. Drunk at the time.	1.30am 20/8/11
NW/3026/11-9	ABH Assault		Drunk male outside takeaway runs into premises and assaults other male by punching to head and face.	1.30am 20/8/11
NW/3486/11-1	Section 39 Assault		Inside Ciro's IP punched to face after spilling drink.	1.15am 10/9/11
NW/3670/11-3	Section 5 Public Order		Drunk in street uses abusive language.	11.30pm 16/9/11
NW/3672/11-9	Section 5 Public Order		Abusive person in street.	11.30pm 16/9/11
NW/4066/11-1	Section 4 Public Order		Drunken fighting in street detained but then fights Police.	2.30am 8/10/11
NW/4067/11-4	Section 5 Public Order		Heavily drunken male abuses passer in street.	2.40am 8/10/11
NW/4195/11-7	ABH Assault		Brothers in White Hart PH Assault each other following argument.	12.30am 14/10/11
NW/4211/11-0	Section 4 Public Order		Drunken male abuses passers in Street. Police intervene and male abuses Police.	2.35am 15/10/11
NW/4214/11-9	Theft Mobile		White Hart Male has mobile taken from table.	14/10/11



NW4785/11-5	ABH Assault		Continental Female IP dragged and thrown onto floor breaking nose by drunk male.	12am 5/11/11
NW/1132/12-7	Harassment		IP followed and abused at club by suspect.	12.30am 11/11/11
NW/4807/11-6	Damage		Bulls Head Window broken by drunken male who escapes in taxi.	2.30am 12/11/11
NW/5166/11-4	Theft Mobile		Lamb Inn Person has mobile taken from table.	11pm 2/12/11
NW/5170/11-4	Theft Bag		Ciro's Bag taken from busy club.	3am 3/12/11
NW/5289/11-8	Section 5 Public Order		Ciro's Drunken female abuses Police and public.	11.30pm 9/12/11
NW/5290/11-8	Exposure		Drunken males ran down street with no clothes on for bet.	1am 10/12/11
NW/5433/11-4	ABH Assault		Ciro's drunk male leaves club following argument and is knocked unconscious by other drunk male. Serious head wound.	3.13am 10/12/11
NW/5437/11-6	Theft Mobile		Stolen from IP while at Bulls Head.	1am 17/12/11
NW/5444/11-1	TWOC		Drunken and intoxicated male steals friend's car without consent and drive along street. Provided positive breath test.	4am 17/12/11
NW/5577/11-9	Damage		Angry drunken male head butted shop window breaking it.	12am 24/12/11
NW/5590/11-6	Section 5 Public Order		Male ejected from club. Drunk and abusive swears at Police.	1am 24/11/11
NW/5644/11-5	Theft Mobile		Inside Ciro's mobile taken from IP while in pocket.	3am 24/12/11
NW/12/12-6	Damage		Drunken male runs into street and climbs across Police vehicle bonnet causing dents.	11.30pm 31/12/11



## Ashby de la Zouch Civic Society

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23<sup>rd</sup> March 2012

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Licensing  
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### **Licensing Application REF: Ashby Fish Bar**

The following views are made on behalf of over 100 members of the Ashby de la Zouch Civic Society voted approval at our March meeting..

As you are aware there is an ongoing problem of late night crime and disorder, public nuisance and violence in Ashby de la Zouch town Centre.

This has been contained by the imposition of a special saturation policy for the Town Centre.

We wholeheartedly support this policy which would normally refuse all new licences.

We would conclude on the information available that there is no justification, especially in light of the saturation policy to allow this licence application.

The authority seeks to achieve a balance between leisure and entertainment and the needs of local residents. The key licensing objective of late night refreshment is the prevention of crime, disorder and public nuisance.

A late night licence extension for these premises will encourage disorder and anti-social behaviour by concentrating crowds of young people exiting different local public houses in and around the premises.

Experience of Ashby shows that, when young people having consumed alcohol in different pubs, meet in the street, there occurs threatening behaviour, violence and damage to property. These premises would be a focus for these people.

There are several residential, over shop flats and residential houses in this area who would be subject to disturbance and the trading hours allowed should reflect this. The impact on residents in the vicinity of a late licence and people congregating around this street stall premises would be disproportionate and unreasonable.

The cumulative effects of litter will cause a public nuisance. Spilt and discarded food by drunken customers would be a health and slippage hazard to pedestrians.

We are of a mind to understand the public benefit of such an establishment in offering a "chill out" facility and service to late night visitors to the town centre. However on balance we feel that an extension until and 3.30am at weekends would cause unreasonable public nuisance and encourage crime and disorder.

We therefore request that this late licence application is refused.

Yours sincerely

C. Tandy  
Vice Chairman Ashby Civic Society  
.cc Ashby Town Council