

Meeting LICENSING SUB COMMITTEE

Time/Day/Date 10.30 am on Thursday, 17 December 2020

Location Remote Meeting using Microsoft Teams

Officer to contact Democratic Services (01530 454512)

NOTIFICATION OF HEARING

Item Pages

- 1 ELECTION OF CHAIRMAN
- 2 APOLOGIES FOR ABSENCE
- 3 DECLARATION OF INTERESTS

Under the Code of Conduct members are reminded that in declaring disclosable interests you should make clear the nature of that interest and whether it is pecuniary or non-pecuniary.

4 APPLICATION FOR A NEW PREMISES LICENCE

PREMISES: The Three Crowns, 25 Market Place, Whitwick, Leicestershire,

3 - 56

LE67 5DT

APPLICANT: Mr Imtiaz Alimahomed

To determine an application for a new premises licence in respect of the above.

Representations have been received from 3 responsible authorities and 4 other persons. A notice of hearing inviting them to attend has been sent to each of them. If they fail to attend, the hearing can be held in their absence or adjourned.

The following documents are attached:-

a) Report of the Licensing Enforcement Officer

At the beginning of the Hearing, the authority shall explain to the parties the procedure it is proposed to follow. The Hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless it is required to consider the representations.

Circulation:

Councillor J Clarke Councillor D Everitt Councillor A C Saffell Councillor M Hay (Reserve Member)

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL LICENSING SUB COMMITTEE – 17 DECEMBER 2020



Title of Report	APPLICATION FOR A NEW	PREMISES LICENCE	
Presented by	Councillor A Woodman Community Services Portfolio Holder		
Background Papers	Revised Guidance issued under Section 182 of the Licensing Act 2003 Statement of Licensing Policy – Issue 7	Public Report: Yes	
Purpose of Report	To determine an application to grant a premises licence in respect of the premises The Three Crowns, 25 Market Place, Whitwick, Leicestershire, LE67 5DT. This report outlines the application and also highlights the licensing objectives, the relevant parts of Government guidance and the pertinent sections of the Licensing Authority's Licensing Policy.		
Recommendations	THAT THE SUB-COMMITTE APPLICATION.	E DETERMINE THE	

1. Background

- 1.1. Until 7th April 2020, The Three Crowns of 25 Market Place, Whitwick, Leicestershire, LE67 5DT held a premises licence and was licensed for a range of licensable activities.
- 1.2. Upon the sale of the property to Mr Imtiaz Alimahomed, the existing licence holder instructed the Council that if Mr Alimahomed did not apply to transfer the premises licence within 7 days of the purchase, they would surrender the premises licence.
- 1.3. When no transfer application was received during this period, the premises licence for The Three Crowns was surrendered as requested.
- 1.4. On 19th October 2020, Mr Alimahomed applied for the grant of a premises licence. A copy of the application, the premises plan, and a location plan of the premises are presented as **Appendix 1.**
- 1.5. The application identifies that if the premises licence is granted, the following opening hours and licensable activities will occur, which have since been agreed with the Council's Environmental Protection team. The timings from the original application have been amended by the applicant following consultation with Environmental Protection; amending the end time for Live music and Recorded music from 00:30hrs on Friday and Saturdays to 00:00. This agreement is presented as **Appendix 2**.

Opening Hours	Timings	
	Sunday – Thursday Friday Saturday	12.00hrs – 23.00hrs 12.00hrs – 00.30hrs 12.00hrs – 01.30hrs
		Terminal hour to be 01.00hrs on Christmas Eve, Boxing Day, New Year's Eve, bank holidays if these occasions should fall on a Sunday – Thursday
Licensable activity	Timings	
Supply by retail of alcohol	Sunday – Thursday Friday Saturday	12.00hrs – 23.00hrs 12.00hrs – 00.30hrs 12.00hrs – 01.00hrs Terminal hour to be 01.00hrs on Christmas Eve, Boxing Day, New Year's Eve, bank holidays if these occasions should fall on a Sunday – Thursday
Live music (Indoors)	Friday Saturday	12.00hrs - 00.00hrs 12.00hrs - 00.00hrs
Recorded music (Indoors)	Friday Saturday	12.00hrs – 00.00hrs 12.00hrs – 00.00hrs

1.6. As part of the application, the applicant has specified steps they intend to take in order to promote the four licensing objectives, these are as follows:

The prevention of crime and disorder

CCTV to be installed working and recording at all times and to be kept for a period of time in case it's needed.

Notices in place in the pub to make the public aware of this.

No drinks to be taken outside the premises.

Will have an up to date incident book.

Public safety

For the licence holder to have a check the premises is safe for the public each day be for opening.

To have all staff trained in case of an emergency situations also staff to be trained in safety procedures along with a full stocked first aid kit.

The prevention of public nuisance

To keep all doors and windows closed when there is an event on. Staff to do a perimeter check every 30-60 minutes to keep an eye out for anyone causing a nuisance and to keep all noise down to a minimum. No glasses to be taken outside plastic only.

The protection of children from harm

All children to be supervised by an adult at all times and to be left the premises by 7pm.

1.7 Furthermore, additional steps to promote the licensing objectives have been agreed with the Council's Environmental Protection team and Leicestershire Police and these can be seen in **Appendix 2 and Appendix 3** respectively.

2 Representations

- 2.1. Each of the responsible authorities have been served a copy of the application, namely; the Police, Fire Authorities, Home Office, Trading Standards Department and the District Council's Health and Safety, Environmental Protection and Planning Sections.
- 2.2 Aside from the Police and the Environmental Protection team, there is only one further representation from the responsible authorities and that relates to comments and recommendations made by the Council's Environmental Health team. After damage had been caused to the premises by persons who had gained unauthorised access, a number of safety matters needed addressing before the Environmental Health Team are satisfied the premises can open to the public safely. I present the requirements as **Appendix 4**.
- 2.3 Other persons are able to make representations within 28 days of display of the notice of application to the Licensing Authority. Four representations have been received from other persons. A summary of the representations is outlined below and copies of all the representations from those persons are presented as **Appendices 5 8**.

Appendix No.	Name	Capacity	Licensing objective
Appendix 5	Mrs Angela Burr	Local Resident	prevention of crime and disorder prevention of public nuisance
Appendix 6	Mr Paul Whyman	Local Resident	prevention of crime and disorder prevention of public nuisance
Appendix 7	Karen Ferry	Local Resident	prevention of crime and disorder prevention of public nuisance
Appendix 8	Anonymous	Local Resident	prevention of crime and disorder prevention of public nuisance

3. Statutory Guidance

3.1 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 1.1 to 1.5, 2.1 to 2.6, 2.15 to 2.21, 3.1 to 3.2, 3.11, 8.38

to 8.49, 9.11 to 9.12, 9.31 to 9.44, 10.1 to 10.10 and 14.1 to 14.3 may have a bearing upon the application.

4. Statement of Licensing Policy

4.1 The Sub-Committee is also obliged to have regard to its own Statement of Licensing Policy. Officers consider that paragraphs 2.1 to 2.5, 3.0, 4.1 to 4.4, 6.1 to 6.4, 11.0, 22.0, 23.0, and 26.0 may have a bearing upon the application.

5. Observations

- 5.1 The Committee is obliged to determine this application with a view to promoting the licensing objectives, which are:
 - a. the prevention of crime and disorder;
 - b. public safety;
 - c. the prevention of public nuisance;
 - d. the protection of children from harm.
- 5.2 The Committee may take such of the following steps, if any, as it considers appropriate for the promotion of the licensing objectives:
 - Grant the application as requested.
 - Modify the conditions of the licence, by altering or omitting or adding to them.
 - Reject the whole or part of the application.
- 5.3 There is a right of appeal to the Magistrates Court against the decision of the Sub-Committee by the applicant and persons who made relevant representations.

Policies and other considerations, as	appropriate				
Council Priorities:	Business and Jobs, Homes and Communities				
Policy Considerations:	Statement of Licensing Policy – Issue 7				
Safeguarding:	To determine the application in accordance with the Licensing Act 2003 objectives				
Equalities/Diversity:	Equality Impact Assessment already undertaken, issues identified actioned				
Customer Impact:	Not applicable				
Economic and Social Impact:	Customers may be impacted by any decision made				
Environment and Climate Change:	Not applicable				
Consultation/Community Engagement:	Leicestershire Police, Leicestershire Fire and Rescue Service, The Home Office, Trading Standards, Health and Safety, Environmental Protection, Licensing Authority, Planning, Health Authority and members of the public/local businesses by way of notice at the premises, in a local newspaper, on the Council's website and at the Council Offices, Coalville.				

Risks:	The risk of incurring costs arising from an appeal 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.
Officer Contact	Matthew Pickering Licensing Enforcement Officer matthew.pickering@nwleicestershire.gov.uk





Application for a premises licence to be granted 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.

apply Part 1 author	Insert n for a pr below rity in a	alimahomed ame(s) of applicant) remises licence under section 17 (the premises) and I/we are make accordance with section 12 of the mises Details	king this applica	ation			in
The 1	three c	ss of premises or, if none, ordnand rowns blace Whitwick	ce survey map re	eferen	ce or description		
Post	town	Coalville			Postcode	LE675DT	
Telep	ohone n	umber at premises (if any)	07767210235	5			_
Non-	domest	ic rateable value of premises	£12000				
		cant Details hether you are applying for a pren		ase tic	k as appropriate		
a/)	an inc	lividual or individuals *		Yes	please complet	e section (A)	
b)	/a per	rson other than an individual *					
	i.	as a limited company			please complet	e section (B)	
	ii.	as a partnership			please complet	e section (B)	
	iii	as an unincorporated association of	or		please complet	e section (B)	

	iv. o	other (for example a statutory corporation) please complete section (B)								
c)	a recog	gnised clu	ıb					please compl	ete section (B)	
d)	a chari	ty						please compl	ete section (B)	
e)	the pro	prietor o	f an e	ducational estab	lishmer	nt		please compl	ete section (B)	
f)	a health service body							please compl	ete section (B)	
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales							please compl	lete section (B)	
ga)	of the	Health ar ng of that	nd Soo	tered under Cha cial Care Act 200 in an independe	08 (with	nin the		please compl	ete section (B)	
h)		ef officer nd and W		olice of a police	force in	1		please compl	ete section (B)	
* If yo	ou are ap	oplying a	s a pe	rson described i	n (a) or	(b) please	confi	m:		
Please	tick ye	S								
		on or pro ivities; or		ng to carry on a b	ousiness	s which inv	olves	the use of the	premises for Y	es
I am n	naking t	he applic	ation	pursuant to a						
		ory functi				_				
	a func	tion disc	harge	d by virtue of Ho	er Maje	sty's prero	gative	•	L	J
(A) INI	DIVIDU	J AL API	PLIC	ANTS (fill in as	applica	ıble)				
Mr		Mrs [Miss	N	Ms		er Title (for nple, Rev)		
Surna	ıme imahon	nad				First na Imtiaz	mes			
			/er			Illiuaz		Yes Plea	se tick ves	
I am 18 years old or over 48 westcotes drive Leicester Current postal address if different from premises address										
Post to	own	Leicest	er					Postcode	Le30qr	
Daytii	me con	tact telep	hone	number			il entre de la constant de la consta		•	
E-mai (optio	il addre nal)	ess								
_										

${\bf SECOND\ INDIVIDUAL\ APPLICANT\ (if\ applicable)}$

Mr	Ms
Surname	First names
I am 18 years old or over	Please tick yes
Current postal address if different from premises address	
Post town	Postcode
Daytime contact telephone number	
E-mail address (optional)	
Please provide name and registered address of appregistered number. In the case of a partnership of corporate), please give the name and address of each	
Name	
Address	
Registered number (where applicable)	
Description of applicant (for example, partnership,	company, unincorporated association etc.)
Telephone number (if any)	
E-mail address (optional)	

Part 3 Operating Schedule

Whe	en do you want the premises licence to start?	16-10-2020
-	ou wish the licence to be valid only for a limited period, when do want it to end?	DD MM YYYY
	se give a general description of the premises (please read guidance no ic House	te 1)
	000 or more people are expected to attend the premises at any one please state the number expected to attend.	
What	licensable activities do you intend to carry on from the premises?	
(Pleas	e see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and	d 2 to the Licensing Act 2003)
Prov	rision of regulated entertainment	Please tick any that apply
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 entertainment (if ticking yes, fill in box D)	
e)	live music (if ticking yes, fill in box E)	Ye s
f)	recorded music (if ticking yes, fill in box F)	Ye s
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)	
Prov	vision of late night refreshment (if ticking yes, fill in box I)	
Sup	ply of alcohol (if ticking yes, fill in box J)	\boxtimes

In all cases complete boxes $K,\,L$ and M

A

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

Films Standard days and timings (please read guidance note			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
6)	8			Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance)	e note 3)	
Tue					
Wed			State any seasonal variations for the exhibition of f guidance note 4)	<mark>ïlms</mark> (please rea	d
Thur					
Fri			Non standard timings. Where you intend to use the exhibition of films at different times to those listed the left, please list (please read guidance note 5)		
Sat					
Sun					

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
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			

Boxing or wrestling entertainments Standard days and timings		J	Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	(please read guidance note		(produce route gurantion note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance)	ce note 3)	
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the boxing or wrestling entertainment at different time the column on the left, please list (please read guida	es to those liste	<u>d in</u>
Sat					
Sun					

Live music Standard days and timings (please read guidance note			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2) Indoors		Ye s	
6)	•		Total gardanico 11010 2)	Outdoors		
Day	Start	Finish		Both		
Mon			<u>Please give further details here</u> (please read guidance note 3) Live singers or bands			
Tue						
Wed			State any seasonal variations for the performance of live music (please read guidance note 4) Christmas eve boxing day new years eve and bank Holidays			
Thur						
Fri	12 pm	12am	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)			
Sat			Christmas eve boxing day new years eve and bank Ho	ondays		
	12pm	12.30				
Sun						

Recorded music Standard days and timings (please read guidance note			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	Ye s	
6)	•		1000 80.000.00 1000 2)	Outdoors		
Day	Start	Finish		Both		
Mon			Please give further details here (please read guidance note 3) Disco bands or singers			
Tue						
Wed			State any seasonal variations for the playing of recorded music (please read guidance note Christmas eve boxing day new years eve bank Holidays			
Thur						
Fri	12pm	12am	Non standard timings. Where you intend to use the playing of recorded music at different times to those column on the left, please list (please read guidance	se listed in the	<u>the</u>	
Sat	12pm	12.30	Bank Holidays			
Sun						

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

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment providing	you will be	
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read	Indoors	
Mon			guidance note 2)	Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of description to that falling within (e), (f) or (g) (pleat note 4)		e
Fri					
Sat			Non standard timings. Where you intend to use the entertainment of a similar description to that falling (g) at different times to those listed in the column of list (please read guidance note 5)	ng within (e), (f)	or
Sun					

Late night refreshment Standard days and timings (please read guidance note 6)		l timings	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
			(picuse read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			<u>Please give further details here</u> (please read guidance	e note 3)	
Tue					
Wed			State any seasonal variations for the provision of la refreshment (please read guidance note 4)	ite night	
Thur					
Fri			Non standard timings. Where you intend to use the provision of late night refreshment at different time the column on the left, please list (please read guidant)	es, to those liste	
Sat					
Sun					

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises Off the	Ye s
	1			premises	
Day	Start	Finish		Both	
Mon	12pm	11pm	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
			Christmas eve boxing day new years eve and bank Ho	olidays	
Tue	Tue 12pm 11pm				
Wed	Wed 12pm 11pm				
Thur	12pm	11pm	Non standard timings. Where you intend to use th supply of alcohol at different times to those listed in		
			left, please list (please read guidance note 5)Christma		
Fri			new years eve		
	120pm	12.30			
Sat	12pm	1am			
Sun	12am	11pm			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor: $\frac{1}{2}$

Name Mrs yvonne freeman									
Address									
Postcode									
Personal licence number (if known) NWL11310									
Issuing licensing authority (if known) Nwldc									

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).
None

L

to the j	premises public rd days an read guid	d timings	State any seasonal variations (please read guidance note 4)Christmas eve boxing day new years eve
Day	Start	Finish	
Mon	12pm	11pm	
Tue	12pm	11pm	
Wed	1		
	12pm	11pm	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the
Thur			left, please list (please read guidance note
	12pm	11pm	Bank Holidays Christmas eve boxing day new years eve
Fri			
	12pm	12.30	
Sat	12pm	1.30a m	
Sun	12pm	11pm	

\mathbf{M}

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)
The prevention of crime and disorder to provent public nuisance and public safety to protect children from harm
b) The prevention of crime and disorder
Cctv to be installed working and recording at all times and to be kept for a period of time incase needed with notices in place in the pub to make the public aware of this no drinks to be taken outside the premises also to have an up to date a incident book
c) Public safety
For the licence holder to have a check the premises is safe for the public each day be for opening To have all staff trained in case of an emergency situations also staff to be trained in safety procedures along with a full stocked first aid kit
d) The prevention of public nuisance
To keep all doors and windows closed when there is an event on staff to do a perimeter check every 30-60 minutes to keep an eye out for anyone coursing a nuisance keep all noise down to a minimum also no glasses to be taken outside plastic only
e) The protection of children from harm
All children to be supervised by an adult at all times and to be left the premises by 7pm

Checklist:

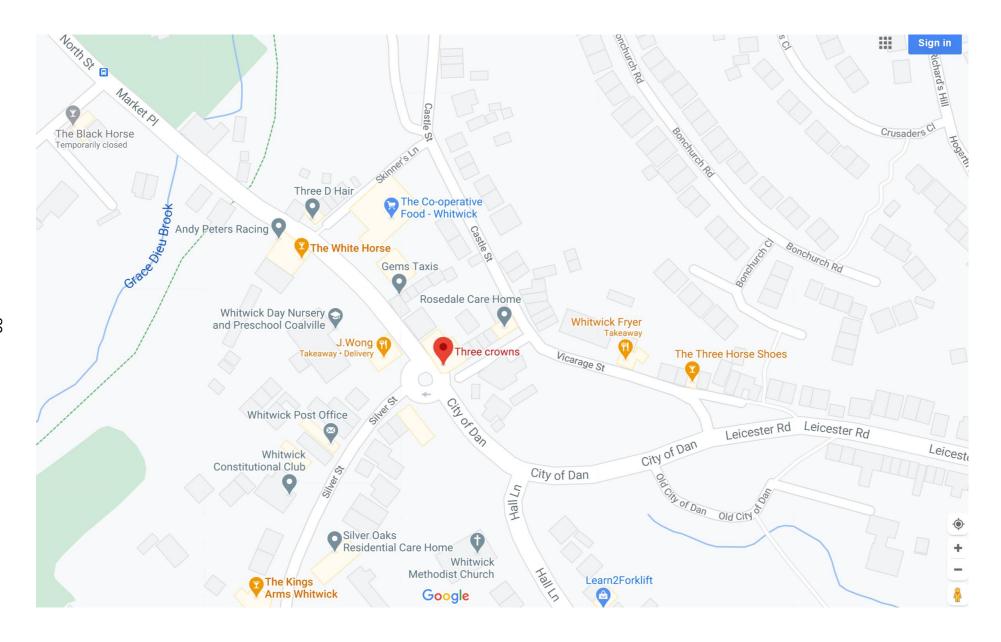
		Please tick to indicate agr	reement
• I have mad	e or enclosed payment of the fee.		Ye s
• I have encl	osed the plan of the premises.		5
• I have sent where app		lan to responsible authorities and others	
	osed the consent form completed by spervisor, if applicable.	y the individual I wish to be designated	
• I understar	d that I must now advertise my app	lication.	
 I understar rejected. 	d that if I do not comply with the ab	pove requirements my application will be	
LEVEL 5 ON TH	IE STANDARD SCALE, UNDER	ONVICTION TO A FINE NOT EXCEED A SECTION 158 OF THE LICENSING AC CONNECTION WITH THIS APPLICATION	CT 2003,
Part 4 – Signatur	es (please read guidance note 10)		
	icant or applicant's solicitor or ot alf of the applicant, please state in	ther duly authorised agent (see guidance not what capacity.	ote 11).
Signature	Mr Imtiaz alimahomed		
Date	16-10-2020		
Capacity			
		r 2 nd applicant's solicitor or other authorispehalf of the applicant, please state in wha	
Signature			
Date			
Capacity			
	here not previously given) and post se read guidance note 13)	al address for correspondence associated wi	th this
Post town		Postcode	
Telephone numb	er (if any)		
If you would pre	fer us to correspond with you by e-r	nail, your e-mail address (optional)	

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any
 other information which could 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 offsupplies, you must include a description of where the place will be 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 the 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 e.g. Christmas Eve.
- 6. Please give timings in 24 hour clock (e.g. 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 the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. 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 seminudity, films for restricted age groups or 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, each of the applicant or their respective agent must sign the application form.
- 13. This is the address which we shall use to correspond with you about this application.







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NORTH WEST LEICESTERSHIRE LICENSING AUTHORITY Licensing Act 2003 REPLY FROM RESPONSIBLE AUTHORITY- NO REPRESENTATION

Responsible Authority: Environmental Protection

Your Name	Natalie Watts
Job Title	Environmental Health Officer
Postal Address	Council Offices Coalville Leicestershire LE67 3FJ
Consultation Reference	20/06613/EPLICE
Consultation Type	Env. Protection Licence Consultation
Email Address	natalie.watts@nwleicestershire.gov.uk
Contact telephone number	01530 454775
Name and Address of the premises you are making a representation about	The Three Crowns 25 Market Place Whitwick Coalville Leicestershire LE67 5DT
Proposal	Live singers or bands Christmas eve boxing day new years eve and bank Holidays Fridays 12pm- 12am Saturdays 12pm-12.30am indoors

On the grounds of preventing public nuisance,

The Environmental Protection Section has no objection to the granting of this licence, based upon the details contained within the application forming a condition of the licence in addition to the following matters, which have been agreed with the applicant:

- 1. The applicant has agreed to a finish time of 12am on Fridays and Saturdays for live and recorded music. The purpose of this is to reduce volume of noise in line with hours of the closest comparable business (White Horse). I have no objection to the pub trading slightly longer hours on special occasions eg new years eve, and would ask that the licensing team advise the applicant on how best to apply for this.
- 2. Add condition to licence of 'Doors and windows must be closed during times of live or amplified music / singing being played, except for the explicit purpose of entry and exit from the premises'.
- Add condition to licence of 'All entrances / exits to have self closing devices on doors which are not interfered with e.g. doors must not be wedged open, during live or amplified music or singing.'

Signed: *Natalie Watts* Date: 16.11.2020

Please return this form along with any additional sheets to:

North West Leicestershire Licensing Authority,

Council Offices,

Coalville,

Leicestershire,

LE67 3FJ,

or email <u>licensing@nwleicestershire.gov.uk</u>.

This form must be returned within the Statutory Period. For more details please check with the Licensing Office on 01530 454529, 454838 or 454844.



www.leics.police.uk

Appendix 3

Leicestershire Police

Licensing Act 2003 -**Representation in respect of New Premises Application**

Leicestershire

Protecting our communities

Details of person or body making representation		
Your Name:	David Braithwaite	
Your Address:	Force Licensing Department	
	Mansfield House	
	74 Belgrave Gate	
	LEICESTER	
	LE1 3GG	

Details of premises representation is about		
	The Three Crowns	
Address of	25 Market Place,	
premises:	Whitwick.	
•		
Application No.		
(if known)		

Please tick one or more of the licensing objectives that your representation relates to:		
Prevention of crime and disorder		
Public Safety		
Prevention of public nuisance		
Protection of children from harm		

Please summarise your concerns about this application:

I write in my capacity as Deputy Licensing Manager for Leicestershire Police on the authority delegated to me by the Chief Constable.

This is an application for a new premises licence for The Three Crowns Public House at 25 Market Place, Whitwick.

The premises itself is an established public house in the said village, however the licence was surrendered by the previous owners hence the reason this application has been submitted.

Leicestershire police are concerned that the present application fails to promote the licensing objectives and have raised the following matters with the applicant.

This is due to the fact that even though some details have been submitted as to how the applicant will support the licensing objectives, I feel that this is still lacking in detail.

The following issues have been raised.

- 1. Even though CCTV is mentioned, there is no mention as to whether or not it will be made available to the relevant authorities nor how long the footage will be retained for.
- 2. The lack of detail about how they are going to try and control noise and nuisance.
- 3. The applicant has also not stated anything about either a refusal/incident log.
- 4. There is no mention of a 'Challenge 25' policy (or similar)
- 5. They have failed to address what type of training will be given to their staff.

Our representation does not seek a refusal of the application, but instead seeks the addition of the following amendments and conditions in order to promote the licensing objectives:-

Prevention Of Crime And Disorder

- 1. CCTV footage will be retained for a minimum of 28 days and made available within 24 hours of a request being made by a relevant authority.
- 2. A member of staff will be present at all times whilst the premises is open to the public who is trained to operate the CCTV system.

Prevention of Public Nuisance

1. The licence holder will display signage in prominent positions around the venue requesting those leaving the venue to keep noise to a minimum.

Protection Of Children from Harm

1. The licence holder will operate a 'Challenge 25' policy and will only accept passports, photo card driving license, PASS accredited forms of identification, and identification cards issued by HM Forces. All staff will be trained on this policy.

Additional Conditions

- 1. All staff will be trained on the 4 licensing objectives and the responsible sale of alcohol.
- 2. All staff training will be refreshed every 12 months and a written training log will

remain on the premises and be produced to the relevant authorities upon a request being made. 3. A refusal and incident book will be kept on the premises, this will be updated accordingly and produced to the relevant authorities upon a request being made.
We are at present in consultation with the applicant and hope that an agreement can be made in regards to the above proposed additional conditions. If these are accepted then this would negate the need for a hearing in respect to any representations made by the police.

David Braithwaite Deputy Licensing Manager Leicestershire Police

22nd October 2020



Appendix 4

From: NATALIE WATTS < NATALIE.WATTS@NWLeicestershire.gov.uk >

Sent: 12 November 2020 13:19

To: LICENSING < LICENSING@NWLeicestershire.gov.uk > Subject: FW: EXTERNAL: The three crowns Whitwick

Matt,

My comments from EH re 3 Crowns are as follows:

The public house and above flat were recently raided by police and a cannabis growth was found. Damage to the fixed electrical installation was noted to have occurred, which may present a safety risk to those using the premises. For this reason I have asked the applicant and his representative (Yvonne Freeman) to provide an electrical certificate to me to demonstrate that the electrical fixed installation is in a satisfactory and safe condition, as assessed by a competent person. I understand that the works have begun, and a certificate will provided in the near future (exact date unknown). I would therefore ask that the premises licence is not granted until such a date that the above certification is provided and checked to ensure that the electrical system does not present a risk to the safety of those using the premises. Subject to receiving the certification to show the electrical installation is in a satisfactory condition, I would have no objections based on public safety to the licence being issued.

I will respond separately in relation to the 'nuisance' licensing objective

Kind regards Natalie



Natalie Watts
Environmental Health Officer



Appendix 5



Licensing
North West Leicestershire District Council
Council Offices,
Coalville,
Leicestershire
LE67 3FJ

9th November 2020

For The Attention of Matthew Pickering

Dear Sir

Re:- The Three Crowns 25 Market Place Whitwick Leics LE67 5DT

Further to the licence application dated 19/10/2020 and my subsequent representation dated 09/11/2020, I enclose the following for your consideration and to be presented to the licencing committee:

- 1. NWLDC completed representation form.
- 2. Copy of front page of the notification of hearing at 6 pm on Wednesday 28th May 2014. (89 page document) Only front page enclosed.
- 3. Appendix 2 from the notification of hearing 28th May 2014.
- 4. This letter dated 09/11/2020.

My representation to the licencing hours under decision are loud and clear.

This establishment has been the cause of continuous anti social behaviour, drunkenness, fighting, noise from rowdy behaviour and very loud music over a long period of time and making life unbearable and frightening.

I have no reason to believe that if the licence is granted with the hours suggested that things will be any different.

In my humble opinion it is the duty of the district council to ensure that residents live in a peaceful and safe environment.

I ask that careful thought and caution is given to the hours that this establishment is allowed to operate with particular emphasis of closing hours particularly at weekends.

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Continu	red/)	

2/continuation.....

Also I ask that the licensing committee pays attention to when music is played and certainly does not allow any music late evening to be played in the small beer garden rear of the public house and limits access to that garden for drinking and socialising in the late evening.

Obviously the public house has been shut for a considerable time due it being up for sale and now Covid 19 having a major impact.

I will reiterate that I will not put up with what I and others have put up with in the past which resulted in Leicestershire Police having the licensing hours reviewed at the hearing on 28th May 2014.

We will end up with the same outcome unless very careful consideration is given to the granting of the licencing hours.

Under Article 8 of the Human Rights Act 1998 one of the examples of where there could be a breach of article 8 is:

Protection from noise and pollution nuisance.

Also, in my opinion one of the conditions of the application should be operational and working CCTV particularly externally. (CCTV cameras are already in position externally. However, not known whether CCTV is operational).

If you have any queries please do not hesitate to contact me.

Yours Faithfully,

Mrs Angela Burr

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL **LICENSING ACT 2003**

REPRESENTATION FORM

Your name/organisation name/name of body you represent	ANGELA BURR
Organisation name/name of body you represent (if appropriate)	
Your Postal address	
Name of the premises you are making a representation about	THE THREE CROWMS
Address of the premises you are making a representation about	25. MARKET PLACE, WHITWICK

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (i.e. Terminal hours, and music and dancing on Friday and Saturday night)

Your representation must relate to one of the four Licensing Objectives

Licensing Objective	Please provide full details of your concerns regarding the application and include any evidence you may have in support of it. Please use separate sheets if necessary	
To prevent crime and disorder	This Public House has a reputation of antisocial behaviour, over a long period of time resulting in hearing at council them has 28 may 2014 box	
Public safety	Sec Above CCTU Cameras externally require	
To prevent public nuisance	Ser Above CCTV Cameron externally required	
To protect children from harm		

Please suggest any conditions that Due to The antisocial behaviour could be added to the licence to remedy over a long period of time, the your representation or other Lucasing sub committee suggestions you would like the Licensing Sub Committee to take into environment en account.

Signed: AUBUN-Postdent Date: 9-11-2020

Capacity:

OT FOR PUBLICATION

Your e-mail address
Your contact telephone number
Your contact telephone number

SUPPORTING NOTES

If you do make a representation you will be invited to attend a meeting of the Licensing sub Committee and any subsequent appeal proceeding. If you do not attend, the Committee will consider any representations that you have made.

This form must be returned within the Statutory Period, which is 28 days from the date the notice was displayed on the premises or the date specified in the Public Notice in the newspaper. Please contact the Licensing Section on 01530 454556 if you are in doubt about the date.

They can only relate to the four licensing objectives.

Your representation will be passed to the applicant, to allow them the opportunity of addressing your concerns. Your representations will be published in the report available to the Licensing Sub-Committee, which will be publicly available. Names and addresses will only be withheld from the Sub-Committee report at your request. Email addresses and contact telephone numbers will not be publicly available.

Please return this form when completed along with any additional sheets to:

Licensing
North West Leicestershire District Council
Council Offices
Coalville
Leicestershire
LE67 3FJ

Email to licensing@nwleicestershire.gov.uk



at the heart of the National Income

Meeting LICENSING LICENSING

Time/Day/Date 6.00 pm cm 23 May 2014

Location Council Council Offices, Coalville

Officer to contact Democrate Democrate 30 454512)

The Monitoring Officer would like to the following items are exempt in the relevant paragraph under part 1 of Schedule 12A of the Local Government which was must have regard to the public interest test. This means that members must be ach item, whether the public interest in maintaining the exemption from discussions the public interest in making the item available to the public.

NOTIFICATION

Item Pages

- 1 ELECTION OF CHAIRMAN
- 2 APOLOGIES FOR ABSENCE
- 3 DECLARATION OF INTERESTS

Under the Code of Conduct members and that in declaring disclosable interests you should make the nature of that interest and whether it is pecuniary or non-peculiary

- 4 APPLICATION FOR THE REVENUE WISES LICENCE
 - PREMISES: The Three Communication 25 Market Place, Whitwick, 3-178

Leicestershire.

APPLICANT: Inspector Nigel Recommendation Police

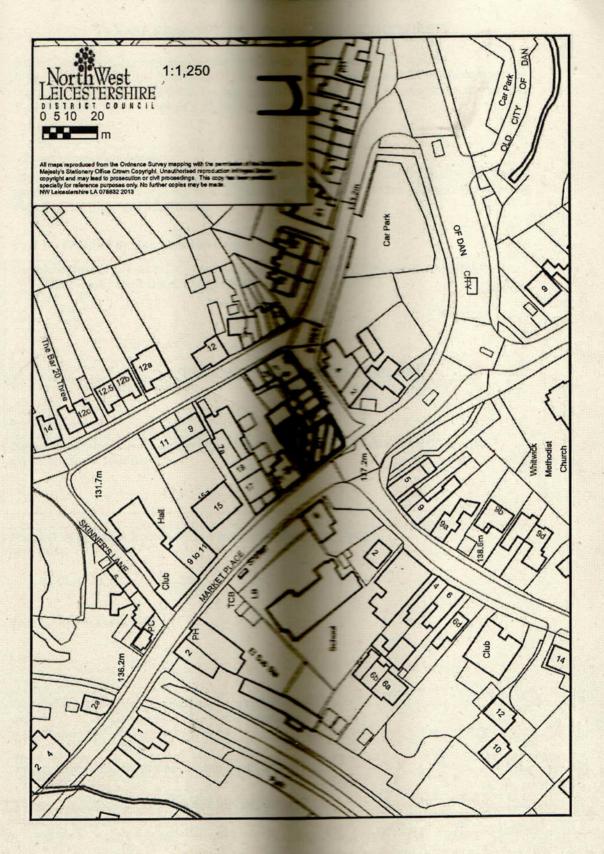
To determine an application for a management premises licence in respect of the above.

Representations have been recommendate local residents. A Notice of Hearing inviting them to attend the hearing can be held in their absenced.



COUNCIL OFFICES. COALVILLE, LE 1055 TEL (01530) 454545 FAX (01530) 454506

The Three Cross Market Place



12 Castle Street Whitwick Leicestershire LE67 5AG

The Licensing Committee
C/o Stephen Eyre
North West Leicestershire District Council
Council Office
Coalville
Leics LE67 3FJ

7th May 2014

To The Licencing Committee

Re: - The Three Crowns Public House, 25 Market Place, Whitwick

Please accept this letter as my representation over the licence at The Three Crowns Public House, 25 Market Place, Whitwick.

I have been subject to intolerable behaviour from this establishment for well over two years now and despite warnings from relevant associated bodies, this public house seems unable to keep its house in order.

The situation is intolerable and unbearable as I (and local residents) are subject to antisocial behaviour, shouting, yelling, extremely loud music, fighting (inside & outside the public house) prompting on many occasions police response and unless something is done then the situation will escalate out of control.

Quite simply, I am at the whim and wish of this public house as to whether I will sleep or not sleep and whether I will be subject to such anti-social behaviour that life particularly at weekends is unbearable and frightening.

You cannot turn a local pub in a residential area into a night club / night spot and the relevant bodies involved have a 'duty of care to me and others to protect us from troublesome, anti-social behaviour that has become the norm.

Posters displayed in the pub windows advertise Saturday late night evening events as 'Whitwick Rocks' ~ Enough said I feel.

I have dates, letters of reported incidents from Leicesters are Police to support my representation and I am prepared to attend the committee meeting when the licence is reviewed to make my representation, if required.

Quite simply, enough is enough and the running of this pub is not in keeping with the community and in fact I believe that those running this establishment do not care at all about the effect on the local community.

My life at weekends in particular has and will continue to be "ne" on earth' unless those with the powers to change things acts forcibly and with "mediate effect.

I would be pleased to receive confirmation that this letter has been received before the cutoff date for representation of 9th May 2014 and this letter will be delivered by hand to North West Leicestershire District Council on May 7th 2014

I look forward to hearing from you.

N Bum

Yours Faithfully,

Mrs Angela Burr

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL LICENSING ACT 2003

Appendix 6

REPRESENTATION FORM

	Paul Whyman
Your name/organisation	
name/name of body you represent	
Organisation name/name of body	My families health and welfare
you represent (if appropriate)	
Your Postal address	
Name of the premises you are	TheThree Crowns
making a representation about	
Address of the premises you are	25 Market Place, Whitwick, Coalville, Leicestershire, LE67 5DT
making a representation about	

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (i.e. Terminal hours, and music and dancing on Friday and Saturday night)

Your representation must relate to one of the four Licensing Objectives

Licensing Objective	Please provide full details of your concerns regarding the application and include any evidence you may have in support of it. Please use separate sheets if necessary
To prevent crime and disorder	The opening hours stated will only encourage drunkenness and fighting in the street as has happened in the past at this establishment. I refer you to previous problems with the police which you will have records of.
Public safety	See statement above
To prevent public nuisance	The noise generated by the music and drink increases in volume as the night progresses. The noise has always been a problem with this pub as people spill out on to the street after closing time queueing for taxis and since the pub is in the middle of the village the impact on local residents is even more so.
To protect children from harm	

Please suggest any conditions that could be added to the licence to remedy your representation or other suggestions you would like the	The music is not to extend after 11 p.m. Access to the beer garden at the rear is denied after
Licensing Sub Committee to take into account.	11 p.m. and no open windows or doors. We have been down this route before as
	Leicestershire Police can testify to.

Signed: Paul Whyman Date: 26.10.20

Capacity: Concerned resident

NOT FOR PUBLICATION

Your e-mail address	
Your contact telephone number	

SUPPORTING NOTES

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Please return this form when completed along with any additional sheets to:

Community Services
Licensing
North West Leicestershire District Council
Council Offices
Coalville
Leicestershire
LE67 3FJ

Email to licensing@nwleicestershire.gov.uk

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL LICENSING ACT 2003

REPRESENTATION FORM

Your name/organisation name/name of body you represent	Paul Whyman
Organisation name/name of body you represent (if appropriate)	N/A
Your Postal address	
Name of the premises you are making a representation about	Three Crowns Hotel
Address of the premises you are making a representation about	25 Market Place, Whitwick, Coalville

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (i.e. Terminal hours, and music and dancing on Friday and Saturday night)

our representation must relate to one of the four Licensing Objectives		
Licensing Objective	Please provide full details of your concerns regarding the application and include any evidence you may have in support of it. Please use separate sheets if necessary	
To prevent crime and disorder		
Public safety		
To prevent public nuisance	 1) 1 August 2013 Once again last night the noise emanating from persons leaving the 3 Crowns between midnight and 1:00 a.m. was horrendous. Surely the manager must have some duty to ensure that his clients keep quiet since he is the one providing them with the alcohol. Can you confirm what, if anything, that the council is doing to curb this noise and all the other problems listed in previous e-mails. 27 August 2013 Friday/Saturday 23rd /24th August relatively low 	
	noise levels. Saturday/Sunday 24th/25th August very noisy between 1:15 a.m. and 2:00 am with people leaving the 3 Crowns	

Monday 26th the pub held a beer festival with outside bar and B-B-Q. Very noisy with music being played outside via speaker around 4:00 p.m.

Cannot confirm if this was the speaker that they had supposedly disconnected or another one. (if they say the speaker has been disconnected why don't they remove it?)

Noise levels relatively low through the rest of the evening and music had ceased. Only noise was from drinkers in the beer garden.

I also note that apart from the Bunting attached the railings outside the 3 Crowns a new advertising sign has been erected against the railings. As this is only leaning against the railings, I suppose technically they have not attached it to the railings. Tuesday 26th August - several empty plastic beer glasses littering the street and pathways

3) <u>8-9 March 2014</u>

Once again have to contact you regarding the noise from the above establishment. It was hoped that after several weeks of relative quiet the noise has kicked off again. Two weeks ago our neighbour was forced to contact the police over the noise and this weekend (Saturday night) my wife telephoned the police over the row which persisted from about 11:30 p.m. to 1:30 a.m.

The police contacted us on Sunday to say they would visit us to discuss the problem. It would appear that the pub has still not listened to yourselves regarding noise

4) <u>12-13 April 2014</u>

Once again we had to resort to calling the police on Saturday night /Sunday morning as the racket went on from 12 midnight until 1:30 a.m. This was then followed by drunken and shouting in the street until about 2:30 a.m. No doubt you will be hearing from my neighbour who also called the police

5) <u>28 April 2014</u>

For record purposes we would like you to be aware that even though the above licensee is under review we were still treated to a session of shouting and screaming from the above establishment from approximately 11:30 pm Friday 25th April until 1:50 am Saturday 26th April.

Please suggest any conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	
Signed:	Date:
Capacity:	

NOT FOR PUBLICATION

Your e-mail address	
Your contact telephone number	

SUPPORTING NOTES

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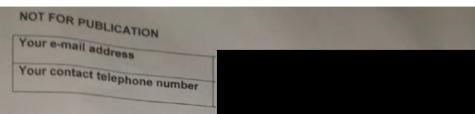
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Legal and Support Services
Licensing
North West Leicestershire District Council
Council Offices
Coalville
Leicestershire
LE67 3FJ

email to licensing@nwleicestershire.gov.uk

	REPRESENTATION FORM		
Your name/organisation name/name of body you represent	KAREN FERRIE		
Organisation name/name of body you represent (if appropriate)			
Your Postal address	LEICESTERSHIPE LEGO TUCK		
Name of the premises you are making a representation about	AS ABOUE		
Address of the premises you are making a representation about	THREE CROWNS PUBIZA MARKET PLACE WHITWICK, COALVINE LEGT SDT		
What are you making a representa	stion shout?		
Please indicate which part of the lice	nce/certificate application you are making a representation about		
DISGUSTING BEHAVI	PUBLIC HOUSE, WOISE, VICLENCE		
Your representation must relate to or Licensing Objective	Please provide full details of your concerns regarding the application and include any evidence you may have in		
	support of it.		
To prevent crime and disorder	FIGHTING OUTSIDE THE PUB WHICH OF CARE HONE IS AJACENT TO THE WINDOWS CHETTING BROKEN.		
To prevent crime and disorder Public safety	FIGHTING COTSIDETHE RUB WHICH		
Public safety	Support of it. Please use separate sheets if necessary FICHTING CUTSIDE THE RUB WHICH OUR CARE HONE IS AJACENT TO WE WINDOWS CHETTING BROKEN. TRESPASSING ON CAREHOME PROPERTY BROKEN CURSES IN THE STREET, TRYING TO FIGHT ONE STARP. FIGHTING		
Public safety To prevent public nuisance To protect children from harm	Support of it. Please use separate sheets if necessary FIGHTING OUTSIDE THE RUB WHICH QUE CARE HOME IS AJACENT TO QUE WINDOWS GETTING BROKEN. TRESPOSSINGEN CAREHOME PROPERTY BROKEN GLASSES IN THE STREET, TRYING TO FIGHT ONE STAFF. FIGHTING RESIDENTS OF THE STREET.		
Public safety To prevent public nuisance To protect children from harm	FIGHTING OUTSIDE THE RUB WHICH QUE CARE HOTE IS AJACCATTO QUE WINDOWS GETTING BROKEN. TRESPASSING CAREHOME PROPERTY BROKEN CLASSES IN THE STREET, TRYING TO FIGHT ONE STAFF. FIGHTING RESIDENTS OF THE STREET. POISE, VIOLENCE, DISPENDITION FAMILIES ON THE STREET WITH YOUNG CHILDREN THAT ARE SCARED.		
Public safety To prevent public nuisance To protect children from harm Please suggest any conditions that could be added to the licence to reryour representation or other suggestions you would like the Licensing Sub Committee to take in	FIGHTING OUTSIDE THE PUBLISHICHT OUR CARE HONE IS AJACENT TO OUR WINDOWS CHETTING BROKEN. TRESPASSING CAREHOME PROPERTY BROKEN CLASSES IN THE STREET, TRYING TO FIGHT OUR STAFF. FIGHTING RESIDENTS OF THE STREET. POISE, VIOLENCE, DISRELPTION FAMILIES ON THE STREET WITH YOUNG CHILDREN THAT ARE SCARED. RESIDENTS OF THE STREET WITH YOUNG CHILDREN THAT ARE SCARED.		



SUPPORTING NOTES

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North West Leicestershire District Council
Council Offices
Coalville
Leicestershire
LE67 3FJ

Email to licensing@nwleicestershire.gov.uk

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL LICENSING ACT 2003

Appendix 8

REPRESENTATION FORM

Your name/organisation name/name of body you represent Organisation name/name of body	
you represent (if appropriate) Your Postal address	
Name of the premises you are making a representation about	THE CROWNSCTHREED MARKE PLACE
Address of the premises you are making a representation about	WHITWICK MARKET PLACE,

What are you making a representation about?

Please indicate which part of the licence/certificate application you are making a representation about (i.e. Terminal hours, and music and dancing on Friday and Saturday night)

Your representation must relate to one of the four Licensing Objectives

Licensing Objective	Please provide full details of your concerns regarding the application and include any evidence you may have in support of it. Please use separate sheets if necessary		
To prevent crime and disorder	SMELL OF DRUGS BUTSIDE PUB DOOR.		
Public safety	PAST FIGHTING OUTSIDE		
To prevent public nuisance	NOISE LEVELS, OPENING HOURS TO LONG SWEARING		
To protect children from harm	ALL OF ABOUT		

Please suggest any conditions that could be added to the licence to remedy your representation or other	No	LATE	WIGHT OPERING
suggestions you would like the Licensing Sub Committee to take into			
account			

Signed:

Date: 26-10.20

Capacity:

NOT FOR PUBLICATION

Your e-mail address	
Your contact telephone number	

SUPPORTING NOTES

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