

MINUTES of a meeting of the LICENSING SUB COMMITTEE held in the Abbey Room, Stenson House, London Road, Coalville, LE67 3FN on WEDNESDAY, 28 AUGUST 2024

Present: Councillors C Beck, G Rogers and N Smith

In Attendance: Councillors A Barker and T Saffell

Officers: Ms T Cooper, Ms M Wainwright, Mr T Devonshire and Mr D Gill

1 ELECTION OF CHAIRMAN

It was moved by Councillor N Smith, seconded by Councillor C Beck and

RESOLVED THAT:

Councillor G Rogers take the chair for the remainder of the meeting.

2 APOLOGIES FOR ABSENCE

There were no apologies for absence received.

3 DECLARATION OF INTERESTS

Councillor N Smith noted that he had sat on a previous hearing panel relating to the premises. The Legal Advisor said that, as this was under a previous ownership, this was not pertinent.

4 32 BOROUGH STREET - APPLICATION FOR A NEW PREMISE LICENCE

The Chair introduced the parties in attendance and outlined the procedure to be followed. It was agreed that the maximum presentation time would be 10 minutes.

The Licensing Enforcement Officer presented their report.

The Applicants presented their application. They set out plans to attract a different type of clientele in a refurbished venue, and they noted that they had agreed with the Environmental Health Team at the Council that no music would be played. The applicants were aware of historical issues at the venue under the previous ownership and were sympathetic to the representation received. They had met with the neighbour twice to discuss the problems and conflicts with the previous landlord, and how these could be mitigated under their new ownership. They also advised that they had met with Licensing Officers and the Environmental Health Team, accepted their proposed conditions, and thus no representation had been received from either the Licensing Team or the Environmental Health Team.

A discussion was had about the previous owners and the issues associated with their tenure. It was established that the Applicants did know them, but not closely or in a professional capacity. The Applicants then advised that stopping customers congregating outside the premises would be a key staff priority and it was a condition of the license that drinks could not be taken outside, that the licensed hours would be rigorously followed, and that acoustic panelling in the ceiling would be utilised. Close contact with neighbours would also be maintained. These efforts would prevent a recurrence of the historic issues.

A discussion was had about the Applicants previous experiences in the hospitality industry and also their plans for the premises should the application be granted. The Applicants advised that they both had previous experience in the industry, and their vision for the

Chair's initials

premises entailed an expansion in the sale of wine and a contraction in the sale of beers and ales at the venue. They had no plans for any further expansion in the future.

The Licensing Enforcement Officer queried the suggestion that taking drinks off the premises would be a breach of the license. The Legal Advisor said that this depended on whether there was an off-carry license in place; Members could clarify this in the final license, should they grant one.

The Licensing Enforcement Officer declined a closing speech.

In their closing the speech, the applicants reiterated their efforts to liaise with the Licensing Team and other statutory authorities, that they were keen to placate the concerns received in the representations from the residents, which had been engendered by historic bad management which their ownership would be a clean break from.

The Legal Advisor set out the statutory considerations which should frame Members decision and the specific issues pertaining to this application which Members should consider. The discussion had indicated that something to mitigate the issue of off-sales was a particular condition Members might wish to add. Members should also consider the volume of representations and whether these qualified as a public nuisance, and not merely a private one. Any conditions Members wished to impose must be clear and enforceable.

The meeting adjourned at 11:19

The meeting reconvened at 11:43

The Legal Advisor read out the decision. The Applicants had outlined the controls in place on the premises and Members were satisfied that taken together with the additional conditions the Sub Committee was of the view that these controls would assist in ensuring the promotion of the licensing objectives.

RESOLVED THAT:

The application be granted, with the below conditions added to the licence:

1. The premises licence holder shall ensure that no customers shall take glasses or open bottles from the premises; and
2. There shall be no recorded music, live music, amplified music, speaker or television usage in or outside the premises.

Further reasons would be detailed in the written decision notice which the Applicant would receive within 5 working days.

The meeting commenced at 10.30 am

The Chair closed the meeting at 11.45 am