

**NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL**

**LICENSING SUB COMMITTEE – WEDNESDAY 20  
August 2025 1.30pm**



<b>Title of Report</b>	<b>APPLICATION FOR GRANT OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003</b>	
<b>Presented by</b>	Paul Dennis, Licensing Enforcement Officer	
<b>Background Papers</b>	<a href="#">Revised guidance issued under section 182 of the Licensing Act 2003 (February 2025) (accessible version) - GOV.UK</a>  <a href="#">Licensing Act 2003 (legislation.gov.uk)</a>  <a href="#">Statement of Licensing Policy 2024-2029 – Issue 8</a>	<b>Public Report:</b> Yes
<b>Purpose of Report</b>	To determine an application for the grant of a premises licence in respect of Pizzeria Fiamma, 3 Goodyear Grove, Castle Donington, DE74 2WL.  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 Statement of Licensing Policy.	
<b>Recommendations</b>	<b>THAT THE SUB-COMMITTEE DETERMINE THE APPLICATION.</b>	

## **1.0 Background**

- 1.1 Lee Bebbington applied for the grant of a premises licence for Pizzeria Fiamma, 3 Goodyear Grove, Castle Donington, DE74 2WL on 2<sup>nd</sup> July 2025. The application form is attached as **Appendix 1**.

- 1.2 The applicant has specified within their application the following times for licensable activity at the premises including any seasonal variations.

Licensable activity	Timings	
Supply by retail of alcohol	Everyday	17:00hrs - 21:30hrs

- 1.3 The applicant has specified within their application the following opening times for the premises.

Opening Hours	Timings	
	Everyday	17:00hrs – 21:30hrs

- 1.4 A map of the site is attached as **Appendix 2**. An aerial view of the site is attached as **Appendix 3** (note: it is of the building site before the houses were built).
- 1.5 For information, the Planning department advised the applicant via email that an application for planning permission should be submitted, is attached as **Appendix 4**.
- 1.6 The applicants offered the following conditions in support of their application:

**General - all licensing objectives:**

Pizzeria Fiamma is committed to operating in a safe, responsible, and community-focused manner. As a takeaway-only premises, we have carefully designed our operations to meet and exceed the expectations of the Licensing Act 2003. Staff will receive training in licensing compliance, customer service, and conflict resolution to uphold all four licensing objectives.

Proper training and age-verification policies will be in place to prevent crime and disorder. Fire safety and Safer Food Better Business food hygiene procedures and protocols will support public safety. Measures are in place to limit noise, litter, and any public nuisance, and our team is trained to safeguard children and prevent underage access to restricted goods.

We will operate with respect for the local community and work collaboratively with licensing authorities to ensure compliance at all times.

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

Staff will be trained in Challenge 25 and will be instructed to refuse service to anyone who appears intoxicated or aggressive.

Online age verification checks will apply during the order process.

- Alcohol (if sold) will only be available as part of a food order and not as standalone items.
- Deliveries will be fulfilled by verified staff or trusted third-party partners to ensure accountability.

### **Public safety:**

All kitchen and delivery staff will be trained in food safety, fire safety, and emergency procedures.

- The premises will be equipped with fire extinguishers, a clearly marked fire exit, and first aid kits.
- Cooking will be done using commercially certified wood-fired ovens, which will be regularly serviced and operated in accordance with safety guidelines.
- A maximum number of staff will be defined to ensure safe working space behind the counter during peak hours.
- The premises are to be used to service food and drink for delivery only and with no on-site consumption.

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

No amplified music will be played at the premises.

- All food will be served in biodegradable/recyclable/compostable packaging.
- Staff will be advised through signage to leave quietly and respectfully, particularly during evening trading hours.
- Delivery vehicles (own fleet or third-party) will be briefed to avoid idling outside the premises, especially late at night.
- The wood-fired oven will be managed with a high-efficiency flue to minimise smoke and odour emissions, with regular maintenance logged.

## **The protection of children from harm:**

Alcohol will not be sold to anyone under the age of 18. Proof of age will be required under the Challenge 25 policy. Online age verification checks will be administered.

- Staff will receive training on age verification procedures and safeguarding responsibilities.
- No external advertising will include inappropriate content or appeal to underage audiences.
- No age-restricted products will be promoted in a way that targets or influences children.

## **2.0 Representations**

- 2.1 In respect of an application for the grant of a premises licence, 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 a notice in The Derby Telegraph on Thursday 10<sup>th</sup> July 2025 and officers are satisfied that the correct notices have been displayed at the premises. The public notices are attached as **Appendices 5 & 6**.
- 2.2 Each of the responsible authorities have been served a copy of the application, namely; the Police, Fire Authorities, Home Office, Trading Standards Department, Health Authority and the District Council's Health and Safety, Environmental Protection, Licensing and Planning sections. No representations were received from the responsible authorities.
- 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 were received from members of the public on the grounds of the prevention of crime and disorder, public safety and the prevention of public nuisance. The representations are attached as **Appendices 7-10**.
- 2.4 Following the first two representations, the applicant submitted a response with two appendices. These were shared with the first two objectors in an attempt to negotiate an agreed outcome, without the need for a licensing sub-committee hearing. The response was rejected by one of the objectors. The applicant's response is attached as **Appendix 11**.

### **3.0 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, 1.13, 1.16 to 1.17, 2.1 to 2.14, 2.21 to 2.27, 3.1 to 3.2, 3.8 to 3.10, 3.35, 8.13-8.14, 8.80-8.82, 9.1 to 9.10, 9.31 to 9.44, 10.1 to 10.10, 14.1 to 14.3 may have a bearing upon the application.

### **4.0 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 1.5, 2.1, 2.3, 2.5, 2.6, 4.1 to 4.4, 5.1 to 5.4, 6.1 to 6.4, 22.0, and 25.0 may have a bearing upon the application.

### **5.0 Observations**

- 5.1 The Committee is obliged to determine this application with a view to promoting the licensing objectives, which are:
- The prevention of crime and disorder;
  - Public safety;
  - The prevention of public nuisance;
  - 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 and issue the premises licence 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.

<b>Policies and other considerations, as appropriate</b>	
Council Priorities:	Communities and housing – looking after our tenants and keeping our communities safe.
Policy Considerations:	Statement of Licensing Policy – Issue 8
Safeguarding:	To determine the application in accordance with the Licensing Act 2003 objectives.
Equalities/Diversity:	No Equality/Diversity issues raised, though this will be kept under review.
Customer Impact:	Customers may be impacted by any decision made.
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, on the Council's website.
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.
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