



LICENSING SUB-COMMITTEE

To: Councillors Lowe, Jackson, Northage and Worrall* (For attention)
**Councillor Worrall is the Reserve Member*

All other members of the Council
(For information)

You are requested to attend the meeting of the Licensing Sub-committee to be held in Meeting Room 17, at the Council Offices, Southfields, Loughborough on Monday, 11th March 2024 at 10.00 am for the following business.

Chief Executive

Southfields
Loughborough

23rd February 2024

DECISION NOTICE

3. APPLICATION FOR GRANT OF PREMISES LICENCE (LICENSING ACT 2003) 2 - 5

To consider an application for grant of a premises licence (Albert House, 1 Albert Street, Loughborough, Leicestershire LE11 2DW).

Papers in respect of the matter are attached for the Sub-committee's consideration.

LICENSING SUB COMMITTEE

Members Record of Decision



Charnwood

Application for a Premises Licence
Albert House 1 Albert Street Loughborough
Leicestershire LE11 2DW

Hearing: 11 March 2024

Constitution of the Panel:

CHAIRMAN: Cllr Lowe

Other Panel Members: Cllrs Jackson and Northage

Clerk: Sally Watson

Licensing Manager Present: Gareth Harvey


Solicitor: Fiona Samuda

**For Premises
Licence**

Applicant: Mr Anthony Gregson of Hospitality Training Solutions Limited, City Labs
4-6 Dalton Square, Lancaster LA1 1PP for Mrs Sonya Russo.

Objectors: Written representations from Grant Wilson and Laura Sykes

CHARNWOOD BOROUGH COUNCIL

Signature:	
Chairman:	CLLR LOWE
	11 March 2024

Decision on the Application

To grant the application for a Premises Licence in its entirety as per the application submitted.

In reaching its decision, the Sub-Committee has taken into consideration all relevant written and oral representations. The Sub-Committee has also had regard to Charnwood Borough Council's Statement of Licensing Policy, the Amended Guidance issued under Section 182 of the Licensing Act 2003 and the Human Rights Act 1998.

FINDINGS OF FACT

In relation to page 26, it was noted in the Licensing Report and accepted by the Sub Committee that there was a typographical error on the application in that the application had been signed and dated as 02/01/2043. It was confirmed that the application was submitted by the Applicant on 17 January 2024. In view of this, Page 26 of the bundle was amended to reflect the correct date of submission. As such, the Sub Committee determined that the application had been submitted properly and further that the licensing procedure/process had been correctly followed. Further, the private area designated for smoking was identified on the plan on page 111 together with the area where signage would be provided so that customers could safely exit the premises.

The Applicant application was for the:

1. Supply of Alcohol (on/off premises)
Monday – Sunday 09:00 to 23:00
2. Opening hours to the public
Monday – Sunday 09:00 to 23:30

The Licensing Sub Committee considered that the Applicant had adequately addressed how it was going to promote the four licensing objectives in the application enhanced further by the representations made on the day. It was noted that representations needed to be evidenced-based and relate to the Premises. In addition, the written relevant representation of Mr Wilson and Mrs Sykes was considered by the Licensing Sub Committee as part of its decision-making process, in the absence of this party, attending the hearing.

No other relevant representations were received; nor any representations from any of the responsible authorities.

DECISION AND REASONS

Representations were made by Mr Gregson on behalf of Mrs Russo that:

- The application made now focused on the supply of alcohol only with no request for any other regulated entertainment or licensable activities.
- No responsible authority had objected to the application.
- Attempts had been made to engage with the one objection to the application prior to the hearing.

- The applicant was a responsible person with a clear understanding of the licensing regime and further an individual who had a clean history/record.
- The applicant had sufficiently promoted the four licensing objectives and adequately addressed any potential concerns.
- In line with the Council's Policy a noise report had been undertaken to address/eliminate any potential noise nuisance risk.
- The representation made was not evidenced-based as it relied on what 'might' happen as opposed to what 'had' happened in respect of the premises.

It was noted by the Licensing Sub Committee that the objector was not in attendance to ask further questions of, that this was a new application for a Premises Licence and further the Licensing Sub Committee was satisfied that the applicant had complied with any requirement imposed to promote the four licensing objectives. The Licensing Sub Committee was therefore in agreement with the points made, as presented, by the applicant.


The Sub Committee, therefore, determined to grant the application for a Premises Licence, in its entirety, as submitted under application dated 17 January 2024, with mandatory conditions, pursuant to section 18 of the Licensing Act 2003.

RIGHT OF APPEAL

There is a right to appeal of the decision of the Licensing Sub Committee.

This appeal lies to the local Magistrates' Court and should be lodged with the Court, with reasons, within 21 days from the date on which the parties receive notification of the Licensing Sub Committee's determination in writing.

CHARNWOOD BOROUGH COUNCIL

Signature:	
Chairman:	CLLR LOWE
Date of Decision:	11 March 2024

Rider:

Failure to comply with any of the conditions of the premises licence is a criminal offence, which can result in a sentence of up to 6 months imprisonment and/or an unlimited fine.

