

TITLE OF REPORT: **Application for a new Premises Licence:**
Albert House 1 Albert Street Loughborough Leicestershire
LE11 2DW

REPORT OF: **Licensing Manager – Regulatory Services**

1. PURPOSE OF THE REPORT

This report provides information for Members about an application made for Albert House, 1 Albert Street, Loughborough, Leicestershire, LE11 2DW. The report is to assist Members in determining the outcome of the application and contains further details on the representations received. The report also highlights the licensing objectives and associated legislation, guidance, and relevant sections of Charnwood Borough Council's Licensing Policy.

2. CURRENT APPLICATION

The grant of a premises licence application was submitted by Hospitality Training Solutions Limited on behalf of Sonya Russo on 13 November 2023 and is attached at **Appendix 1**.

The application was advertised in accordance with the provisions of the Licensing Act (Hearing) Regulations 2005. Copies of the advertising are attached at **Appendix 2**.

The application for the Grant of a Premises Licence was made under Section 17 of the Licensing Act 2003 for:

(a) **Supply of Alcohol** (On and Off the premises)

- Sunday to Thursday 09:00 to 23:00
- Friday and Saturday 09:00 to 01:00

(b) **Live Music** (Indoors only)

- Friday and Saturday 23:00 to 01:00

(c) **Recorded Music** (Indoors only)

- Friday and Saturday 23:00 to 01:00

(d) **Late Night Refreshment** (Indoors)

- Friday and Saturday 23:00 to 01:00

(e) **Hours premises are open to the public**

- Sunday to Thursday 09:00 to 23:30
- Friday and Saturday 09:00 to 01:30

Mandatory (compulsory) Conditions are issued by the Secretary of State and are applied (where relevant) to all Premises Licenses selling alcohol. A full list of all Mandatory Conditions is attached at **Appendix 3**.

Live Music

The Live Music Act 2012 has amended the Licensing Act 2003 in relation to the provision of live music. Unamplified live music does not require a licence between 08.00 and 23.00 hours each day. Amplified music may be provided between 08.00 and 23.00 hour each day if:

- it is provided in a premises licensed and open for the sale of alcohol, to an audience of not more than 200 people; or
- it is provided in a premises that is not licensed under the Licensing Act 2003 (other than solely for late night refreshment) but that is a workplace, to an audience of not more than 200 people.

Licence conditions to control live music may not be imposed at this stage of the application if any of the above exemptions apply. If at a future date, problems do occur as a result of live music, then conditions may then be imposed to as part of the formal review process.

Representations

Two representations have been received from residents, Mr Hemal Patel and Miss Debra Bentley, which need to be considered as part of the application.

The representations have been made on the grounds of the following licensing objectives:

- The Prevention of Crime and Disorder
- Prevention of public nuisance

Full details of the representations are attached at **Appendix 4**.

Additional Information

No representations have been received from any of the Responsible Authorities.

The Planning department at Charnwood Borough Council have confirmed they do not object to the grant application but would like to make the Committee aware that they are currently dealing with a planning application at this location for a range of uses which has not yet been determined.

Parties

The Parties to the hearing will be:

- a) The Applicant, Hospitality Training Solutions Limited on behalf of Sonya Russo
- b) Interested Parties – Residents, Mr Hemal Patel and Miss Debra Bentley

3. FOR CONSIDERATION

The areas for consideration by the Sub-Committee are:

- The application for a Premises Licence
- The representations from the residents
- Whether or not the application should be granted; and
- The conditions to be attached to the Premises Licence (if granted).

4. POLICY & GUIDANCE

When carrying out its functions the Sub-Committee must have regard to:

- (a) the Statement of Charnwood Council's Licensing Policy, and
- (b) the Amended Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State.

Charnwood Borough Council's Licensing Policy is attached at **Appendix 5**.

Relevant parts of the Amended 182 Guidance are attached at **Appendix 6**. The parties may refer to the Policy and Guidance during the hearing.

6. FOR DECISION

In response to the application and representation, Members need to consider the Council's Licensing Policy and relevant legislation/guidance and decide whether to:

- Grant the licence without modification
- Grant the licence subject to additional conditions
- Exclude from the licence any of the licensable activities
- Refuse to specify a person in the licence as the premises supervisor;
- Reject the application

The Licensing Authority may attach conditions to any licence which are necessary for the promotion of the Licensing Objectives. A copy of the Model Pool of Conditions from Charnwood Borough Council's Statement of Licensing Policy is attached at **Appendix 7**.

Appendix 8 – plan of the area intended to be used for licensable activity.

Appendix 9 – location plan.