

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL

Licensing Act 2003 Cumulative Impact Assessment

**Effective Period:
2022-2025**

Approved by Full Council (24 February 2022)

Part 1

Introduction

- 1.1 Cumulative impact is the potential negative effect on the promotion of the licensing objectives of a significant number of licensed premises concentrated in an area. The licensing objectives are set out in the Licensing Act 2003 (the 'Act') and cover four key areas:
- The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm
- 1.2 A cumulative impact assessment helps to inform the statement of licensing policy with the aim of limiting the number of licence applications granted where there is evidence to show that the number of licensed premises in a particular area is having a cumulative impact and leading to problems which are undermining the licensing objectives.
- 1.3 This assessment has been documented following the introduction of the Policing and Crime Act 2017 which took effect from 6 April 2018. The assessment will be formally reviewed every 3 years, however may also be reviewed during this period so that amendments can be made as necessary.
- 1.4 To avoid duplication the assessment should be read in conjunction with the policy, the Act, its regulations and the current edition of the Home Office revised guidance issued under section 182 of the Licensing Act 2003.

Consultation

- 1.5 We are required by the Act to consult the following groups of people:
- Chief Officer of police for the area;
 - Chief Officer of fire & rescue service for the area;
 - each Local Health Board for an area any part of which is within the district of North West Leicestershire;
 - each local authority in England whose public health functions within the meaning of the National Health Service Act 2006 are exercisable in respect of an area any part of which is within the district of North West Leicestershire;
 - Persons/bodies representative of local holders of premises licences;
 - Persons/bodies representative of local holders of club premises certificates;
 - Persons/bodies representative of local holders of personal licences;
 - Persons/bodies representative of local holders of businesses and residents in its area.
- 1.6 In preparing the assessment a consultation process was carried out between June 2021 and September 2021 which included those bodies/groups listed at paragraph 1.5. Comments received during that consultation were then considered and used to form this assessment and paragraph 10 of the statement of licensing policy.

Part 2

The Assessment

- 2.1 The district of North West Leicestershire is home to a number of popular restaurants, bars, night clubs and late-night refreshment venues.
- 2.2 The council encourages the development of a variety of premises providing a range of licensed activities catering for a wide range of users. This is reflected in Ashby de la Zouch town centre having received a purple flag award.
- 2.3 The assessment relates to all types of licensed premises carrying on licensable activities within a specified part of Ashby de la Zouch town centre known as the cumulative impact zone (CIZ), including the sale of alcohol for consumption on or off the premises (or both), the provision of late-night refreshment and regulated entertainment. The assessment does not apply to Temporary Event Notices (TENs); however the evidence upon which the assessment is based may be used by the relevant responsible authorities when submitting objections to TENs.
- 2.4 The council considers that within the CIZ, the number of premises licences and/or club premises certificates are such that it is likely that granting further premises licences and/or club premises certificates or variations to existing premises licences and/or club premises certificates would be inconsistent with its duty to promote the licensing objectives.
- 2.5 Although this assessment provides an evidential basis for applications within the CIZ to be refused; it does not relieve responsible authorities or any other persons of the need to make a relevant representation. Each application will be considered on a case by case basis and applicants are expected to demonstrate why the operation of the premises would not add to the cumulative impact already being experienced. The assessment will never be used as a ground for revoking an existing licence or certificate.
- 2.6 The evidential basis for the assessment is set out in Part 3 below; Part 4 includes a map of the CIZ identified by the assessment.
- 2.7 This assessment shall be kept under review and changes may be made in relation to local circumstances, the Licensing Act 2003, associated regulations or statutory guidance and national legislation.
- 2.8 Below is a list of licensed premises within the CIZ. The list identifies the premises type and the terminal hour.

PREMISES	TYPE OF PREMISES	TERMINAL HOUR
Bulls Head Market Street	Public House	Monday to Sunday - 07.00am until 01.30 the following morning
White Hart Market Street	Public House	Monday to Thursday - 09.00am until 00.30 the following morning Friday and Saturday - 09.00am until 02.30 the following morning Sunday - 09.00am until 00.30 the following morning
Manhattans Market Street	Club	Monday and Tuesday - 9.00am until 00.00 Wednesday and Thursday - 9.00am until 02.00 the following morning

		Friday and Saturday - 09.00am until 3.30 the following morning
Lamb Inn Market Street	Public House	Monday to Wednesday - 09.00am until 23.00 Thursday and Sunday - 09.00am until 00.30 the following morning Friday and Saturday - 09.00am until 01.30 the following morning
Bowling Green Inn Brook Street	Public House	Sunday to Thursday - 11.00am until 12.30 the following morning Friday and Saturday - 11.00 until 01.30am the following morning
Ashby Grill 78 Market Street	Take-Away/Late Night Refreshment	Sunday to Thursday - 23.00 until 01.00 the following morning Friday and Saturday - 23.00 until 02.30 the following morning
Queens Head Hotel and Ciro's Market Street	Club	Sunday to Thursday - 09.00am until 02.00 the following morning Friday and Saturday - 09.00am until 04.00 the following morning
Tap at 76 Market Street	Public House	Monday to Saturday - 12.00 noon until 00.30 Sundays - 12.00 noon until 23.30
Marranellos Wine Bar Rushtons Yard	Wine Bar/Public House	Monday to Thursday - 10.00am until 00.00 Friday and Saturday - 10.00am until 01.00 the following morning Sunday - 10.00am until 00.00
The Monkey Tree Mill Lane Mews, Ashby	Public House/Restaurant	Monday to Saturday - 10.00am until 00.00 Sunday - 12.00 to 22.30
Cocktail Bar Rushtons Yard	Bar/Public House	Sunday to Thursday - 09.00am until 00.00 Friday and Saturday - 09.00am until 01.00 the following morning
Central England Co-operative Market Street	Off sales	Monday to Sunday - 07.00am until 22.30
Supernews Off Licence Market Street	Off sales	Every day - 05.00am until 21.00
Lyric Rooms Lower Church Street	Restaurant/function rooms	Monday to Sunday - 10.00am until 01.00 the following morning

Venture Theatre North Street	Theatre licensed for alcohol sales and entertainment	No time restrictions
Taste Of Thai Cuisine 84/86 Market Street	Restaurant with on/off sales	Monday to Sunday - 10.00am until 00.00 Sunday - 12.00 noon until 23.30
De La Zouch Bangladeshi Cuisine 88 Market Street	Restaurant with on/off sales	Monday to Saturday - 10.00am until 23.00 Sunday - 12.00 noon until 22.30
Zamanis Restaurant and Pizza Base Rushtons Yard Market Street	Restaurant with on/off sales	Monday to Saturday - 10.00am until 00.00 Sunday - 12.00 noon until 22.30
Little India 77 Market Street	Restaurant with on sales	Monday to Thursday - 11.00am until 00.00 Friday to Sunday - 11.00am until 00.30 the following morning
Wong Kwei Restaurant 9 Bath Street	Restaurant with on/off sales	Monday to Saturday - 10.00am until 00.00 Sunday - 12.00 noon until 23.30
C K House 100a Market Street	Late Night Refreshment	Monday to Sunday – 23.00 until 00.00
Rumblin Tums Market Street	Late Night Refreshments	Friday and Saturday – 23.00 until 03:00 the following morning

Part 3

Historical context

- 3.1 The cumulative impact assessment relating to Ashby de la Zouch town centre was introduced in November 2005 following a rise in alcohol related crime in and around Market Street, Ashby de la Zouch.
- 3.2 Statistical information provided by Leicestershire police showed a dramatic rise in assaults in Market Street Ashby de la Zouch prior to November 2005 when the cumulative impact zone was created.

3.3 Current Evidential Basis

Crime data relating to the night-time economy (20:00 to 08:00) in Ashby De La Zouch town centre 2002 to 2012

Crime / Year	8Nov02 to 7Nov03	8Nov03 to 7Nov04	8Nov04 to 7Nov05	8Nov 05 to 7Nov 06	8Nov06 to 7Nov07	8Nov07 to 7Nov08	8Nov08 to 7Nov09	8Nov09 to 7Nov10	8Nov10 to 7Nov11	8Nov11 to 7Nov12
Assault	56	81	87	78	77	61	55	45	68	44
Public order	4	6	9	4	6	8	4	0	5	3
Criminal damage	22	12	10	18	18	17	8	12	11	9
Total	82	99	106	100	101	86	67	57	84	56

Crime data relating to the night-time economy (20:00 to 08:00) in Ashby De La Zouch town centre 2012 to 2021

Crime / Year	2013	2014	2015	2016	2017	2018	2019	2020	<u>2021 (to 30 September)</u>
Assault	31	35	22	38	41	44	47	13	42
Public order	21	14	14	17	10	17	12	8	25
Criminal damage	3	9	3	4	5	4	2	0	11
Drunk and disorderly	0	0	0	0	2	1	3	0	0
Offensive weapon	0	1	0	1	0	0	1	0	1
Sexual offence	0	1	3	0	0	0	0	1	2
Robbery	NA	NA	NA	NA	NA	NA	NA	NA	1
Drugs	NA	1	1	1	0	0	0	2	5
Total	55	61	43	61	58	66	65	24	87

NA – data not available

Crime Data relating to the day-time economy (05:00 to 20:00) in Ashby de la Zouch town centre

Crime / Year	2018	2019	2020	2021*
Assault	5	3	4	4
Public Order	5	3	6	2
Criminal Damage	4	2	1	2
Drunk and disorderly	-	-	-	1
Offensive Weapon	1	2	-	-
Sexual offence	1		2	2
Robbery	-	-	-	-
Drugs	2	4	3	-
Total	18	14	16	11

* January - September only

Crime data relating to the night-time economy in Coalville town centre (20:00 – 08:00)

Crime / Year	2018	2019	2020	2021*
Assault	32	25	26	15
Public Order	11	11	13	7
Criminal Damage	13	20	15	8
Drunk and disorderly	-	-	-	-
Offensive Weapon	2	-	-	-
Sexual offence	1	2	-	4
Robbery	1	-		1
Drugs	2	2	3	7
Total	62	60	57	42

* January - September only

3.4 Analysis and Conclusion

The vast majority of crimes in Ashby De La Zouch town centre continue to take place during the night-time economy.

The Covid-19 pandemic impacted upon the crime data for years 2020 and 2021. Lower crimes were reported in 2020 as the late-night economy was subject to government closures and tier restrictions. When the businesses were permitted to

reopen, and as legal restrictions were removed the number of reported crimes began to increase.

The total number of reported crimes in 2021 is at its highest level since 2006/2007 and, are projected to be the highest since the commencement of the cumulative impact assessment in 2005.

With the exception of years 2020/21 (pandemic and immediate post pandemic recovery), the analysis of the crime data indicates that the number of reported crimes has remained stable since 2012.

Crime data relating to Coalville town centre has been included to provide additional context to the data relating to Ashby De La Zouch. It is important to note that the Coalville data relates to a larger geographical area than Ashby with a higher population. That said it can be noted that recorded crime relating to assaults, public order and drunk and disorderly are lower than in Ashby De La Zouch town centre.

No statutory consultee comments referenced the need to amend the geographical area of the CIZ or amend the operating times requiring control from 8pm to 6am.

It is considered that the statistical data evidenced above together with a written statement from Leicestershire Police supports the retention of the cumulative impact assessment in Ashby De La Zouch town centre.

The council considers that the number of relevant authorisations in respect of licensed premises within the defined cumulative impact zone is such that it is likely that it would be inconsistent with the council's duty under section 4(1) to grant any further relevant authorisations.

Below is a map showing the cumulative impact zone.

