

# NUNEATON AND BEDWORTH BOROUGH COUNCIL RECORD OF HEARING

## 1. APPLICANT

### Name

Splendid Restaurants Colonel LTD (KFC)  
Applicant: Mr Masood

### Establishment:

KFC, Weddington Terrace, Weddington Road, Nuneaton, CV10 0AG

## APPLICANT'S REPRESENTATIVE

Alex Tomlinson-Popplestone - Agent

## 2.

Meeting recorded but not live streamed as facility not available.

## 3. RESPONSIBLE AUTHORITIES

### Name

### Service

None – no objections/representations received from the responsible authorities.

## 4. INTERESTED PARTIES

### Name

### Address

## 5. INTERESTED PARTIES REPRESENTATIVE

## 6. COMMITTEE PANEL

S. Croft, B. Hughes, T. Jenkins

Chaired by: Councillor B. Hughes

## **7. HEARING CLERK**

Zahra Aslam – Solicitor  
Democracy & Governance

NBBC Reps:  
Ricky Casserly, Rachel Fleeson and Mark Sutton

## **8. NATURE OF THE APPLICATION**

Application for a New Premises Licence under Section 17 of the Licensing Act 2003. To sell hot food and drink Monday-Sunday 23:00-02:00 i.e. provision of late-night refreshment.

NOH was served 5 March 2026 – via email.  
No need for any extension to the Committee Services timelines.  
No notice of withdrawal received.

## **9. Outline of Applicants Case**

Agent outlined the Applicant with the applicant present.

Clarification that the Addendum that the conditions of the application was served at the time of the application.

Application was provided to all responsible authorities considered that a representation against the application.

Licensing authority itself did not lodge a representation.

CCTV system will be open at all times, not just to cover the extended period that the licence would cover - benefit to the Police.

Outlining prevention to public nuisance – emphasis that the dining area will close and service of food will only be through the drive-thru. Delivery drivers will also only collect through the drive-thru.

Delivery drivers increase 70-75% as the night progresses. There is no collection of people on the premises. Collection of food and driving off, no eating at the premises at the time.

The premises – sits on a busy intersection between Weddington and Old Hinkley Road – busy at all times of the day. All night garage opposite where they have a licence to sell alcohol all day, open all day/night.

Application received 2 representations: Anna B lives 0.8miles away – bad culdisack – quite difficult to connect activities of the licence and where the

individual lives. Security of staff is a matter for the Applicant as they have a duty of care. Staff working on evening between 4 and 5 working inside of the restaurant. Additional 12-15 staff hours per week increasing local employment. Representation does not outline what the crimes could be and how the KFC should increase this. No representation made by the Police. KFC do understand the economics behind opening the extended hours. Could have applied for 24 hour but stopped at 02:00.

Mr Watson's representation:

- Littering – KFC do not want to see their litter on the street – branding issue. KFC propose to amend the application to add enforceable condition: on one occasion a day x m on this road and x on that road to collect and remove **all** litter. This can be increased to two times per day. Can be collected from Mr Watson's front garden if needed.
- Syringes/ No2 – KFC do not deal in these items so cannot be said that the premises is linked to the drug issue but more of a societal issue.
- Noise – engines revving – difference between entering a petrol station and going through the drive-thru. The lane is narrow to collect food to reduce speeds. Car doors wont slam as they wont leave the vehicle. People speaking will be negligible compared to that of the petrol station on the opposite side of the road.

*Applicant Witness:*

## 10. Summary of Questions to Applicant

Sub Committee Q's:

Q: Clarification re turning left on Weddington Terrace, Mr Masood has 9/10 other franchises that he manages?

A – Yes

Q: What area?

A - Warwickshire, Derbyshire, Nottingham – all urban areas

Q: Others open as late as this, number likely as this time of day?

A – Relying on the delivery channels, depends on day to day. Stronger on the weekend. Vehicles only, pedestrians cant walk up.

Q: Are there any comparisons in the area – or this timing comparative?

A: Mixed commercial area, adjacent are commercial properties, opposite 24/7 garage. Advise that it would be a negligible change when already have the 24/7 garage and will not change the nature of the area.

Ricky: Application is individual and need to look at its specific. 3x Mcdonalds in different locations in Nuneaton – all 24 hour licence. Late night refreshments until 5am. Others including Rooster king open until 2am etc. Tim Hortons-recent application open 24 hours. Scope is very varied.

Q: Drive-thru, what stops people from parking and consuming.

A: There is an option but if this is an issue, KFC could cone off this area.

Q: There is area in Weddington Terrace which could be an issue for littering.

A: Happy to extend the litter picking if needed. He owns Derby – digital system where they have to take a picture to say that the litter picking has been done. Happy to do this here.

Q: Happy with coning on parking spaces. 4/5 staff depending on busy. What constitutes a busy day. 4 different staff for different stations. Wont use speaker system in the extended hours. As experience grows, they will be able to know when it is busier and when they need more staff.

Interested parties Q's:

Questions to Applicant Witness:

### **11. Outline of Responsible Authorities' Case**

N/A

### **12. Summary of Questions to Responsible Authorities**

N/A

### **13. Outline of Interested Parties' Case**

Hannah Fletcher – grandad at Old Hinkley and she works at the Lidl round the corner. Spent 3 nights there to see the area.

No-one gathers at a garage – this is the main concern that people will gather at the KFC. How will KFC stop people from moving the cones. In McDonalds, people are parking two cars and eating between two cars

Spoke to garage – not much traffic, after 10:30/11 very quiet place. Trains don't go through at night unless slow cargo.

Thankful for litter picking – home is adapted for her grandad.

*Interested Party Witness:*

#### **14. Summary of Questions to Interested Parties**

N/A – no questions from Applicant or Interested Party.

#### **15. Summing Up**

**Interested parties:** Nothing to add.

**Applicant:**

Not denying that things do happen in the car park. If we ask people to leave and they come back – can take note of registration details as these are already noted.

Allow a maximum time people can stay at the car park so people do not linger.

Responsible and experienced operator, understands what it means to operate a late night franchise and food operator.

No representations from the responsible authorities and there is a willingness from the Applicant to support safety and concern of the neighbourhood.

Offer of litterpick and cordon off car park should address all risks and counters those with enforceable conditions.

Licence conditions cannot control ASB in line with the policy.

There is no evidence to say why this application should not be granted.

#### **16. Decision**

Application granted subject to the following conditions:

- Twice daily litter pick, along the length of Weddington Terrace. 100m at Old Hinkley Road and 20m on A444 both ways. (One in evening and one first thing in the morning before 10pm and before 9am).
- Close the Car Park at 23:00 – will put the cones up and the signage outside the Car Park.

#### **17. Reason**

In coming to its decision, the Sub-Committee had regard to the oral and written submissions received from the Applicant and the Interested Parties, the Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State and feels that there is not sufficient expectation to believe that if the application was approved, there would be a cumulative impact on the area resulting in unacceptable anti-social behaviour or public nuisance which would undermine the licensing objectives.

There was a void of representations from responsible authorities to support any resident concerns and considered that the evidence of the steps to be taken to comply with the objectives was adequate.

There is a robust enforcement procedure for licensing complaints and there will be an ongoing responsibility to support all licensing objectives with the option of calling for a licence review.