

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE A 25 SEPTEMBER 2023
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MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD ON MONDAY 25 SEPTEMBER 2023 AT 1130 HOURS AS AN ON-LINE MEETING.

PRESENT: - Councillor Phil Davis in the Chair;

Councillors Mary Locke and Penny Wagg.

ALSO PRESENT

Bhapinder Nandhra – Licensing Section
Joanne Swampillai – Legal Services
Katy Poole – Committee Services

(Other officers were also present for web streaming purposes but were not actively participating in the meeting)

6/250923

NOTICE OF RECORDING/WEBCAST

The Chair to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

7/250923

DECLARATION OF INTERESTS

Members are reminded they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at this meeting.

If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If other registerable interests are declared a Member may speak on the matter only if members of the public are allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it is a 'sensitive interest', Members do not have to disclose the nature of the interest, just that they have an interest.

Information on the Local Government Association's Model Councillor Code of Conduct is set out via <http://bit.ly/3WtGQnN>. This includes, at Appendix 1, an interests flowchart which provides a simple guide to declaring interests at meetings.

APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

8/250923 Apologies were submitted on behalf of Councillor Morrall and Councillor Wagg was the nominated substitute Member.

**GAMBLING ACT 2005 – LICENSED PREMISES GAMING MACHINE PERMIT –
HARBORNE STORES, 109 HIGH STREET, HARBORNE, BIRMINGHAM, B17
9NP.**

**GAMBLING ACT 2005 – LICENSED PREMISES GAMING MACHINE PERMIT –
HORNET, 991 ALUM ROCK ROAD, WASHWOOD HEATH, BIRMINGHAM, B8
2LZ.**

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**The applications were non-invite, therefore no one attended the meeting,
other than the Members and Officers of the Sub Committee.**

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The Chair introduced the Members and officers present and the Chair asked if there were any preliminary points for the Sub-Committee to consider.

At this stage, the Chair outlined the procedure to be followed at the hearing and invited the Licensing Officer to present his report. Bhapinder Nandhra, Licensing Section, outlined the report.

Bhapinder Nandhra outlined both reports together.

Members had no questions.

The Members, Committee Lawyer and Committee Manager conducted the deliberations in a separate private session and the full written decision was sent to all parties as follows;

9/250923 **RESOLVED:-**

That the application by Inspired Gaming (UK) Ltd on behalf of Stonegate Pub Company Ltd, for the variation of a Licensed Premises Gaming Machine Permit in respect of Harborne Stores, 109 High Street, Harborne, Birmingham B17 9NP, be granted.

Those matters detailed in the operating schedule and the relevant mandatory conditions under the Gambling Act 2005 will form part of the licence issued.

The premises already had the benefit of a current Gaming Machine Permit issued under the Gambling Act 2005, which permitted a total of four Category C machines. Licensing Enforcement had visited the premises in July 2023 and confirmed that they had no objection to the application. The Sub-Committee considered the likely impact of the application, and concluded that by granting this application, the three objectives contained in the Act will be properly promoted. The documents in the Report reassured the Sub-Committee that the applicant was an experienced operator which was mindful of its responsibilities.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Principles under the Gambling Act 2005, the various Guidance issued to Local Authorities by the Gambling Commission, the application for a Licensed Premises Gaming Machine Permit, and the written representations received.

10/250923 **RESOLVED:-**

That the application by JD Wetherspoon PLC for the variation of a Licensed Premises Gaming Machine Permit in respect of the Hornet, 991 Alum Rock Road, Washwood Heath, Birmingham B8 2LZ, be granted.

Those matters detailed in the operating schedule and the relevant mandatory conditions under the Gambling Act 2005 will form part of the licence issued.

The premises already had the benefit of a current Gaming Machine Permit issued under the Gambling Act 2005, which permitted a total of five Category C machines. Licensing Enforcement had visited the premises on 11th August 2023 and confirmed that they had no objection to the application. The Sub-Committee considered the likely impact of the application, and concluded that by granting this application, the three objectives contained in the Act will be properly promoted. The documents in the Report reassured the Sub-Committee that the applicant was an experienced operator which was mindful of its responsibilities.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Principles under the Gambling Act 2005, the various Guidance issued to Local Authorities by the Gambling Commission, the application for a Licensed Premises Gaming Machine Permit, and the written representations received.

The meeting ended at 1139 hours

CHAIR.....