

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE C 4 OCTOBER 2023

MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE C HELD ON TUESDAY 4 OCTOBER 2023 AT 1200 HOURS AS AN ON-LINE MEETING.

PRESENT: - Councillor Sam Forsyth in the Chair;

Councillors Diane Donaldson 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)

8/041023 **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.

9/041023 **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

10/041023 Apologies were submitted on behalf of Councillor Bermingham and Councillor Donaldson was the nominated substitute Member.

LICENSING ACT 2003 PREMISES LICENCE – GRANT – BEETS LOUNGE, 60 BARR STREET, NEWTOWN, BIRMINGHAM, B19 3DX.

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On Behalf of the Applicant

Sarah Clover – Barrister
Carl Moore – Licensing Consultant

Those Making Representations

Harjinder Soond – Central Framing
Ravinder Khatkar – Resident

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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.

Sarah Clover, Counsel on behalf of the applicant, advised that the applicant had been taken seriously ill. He was a man of Swedish nationality, and his medical care was being undertaken in Sweden. At this stage she was unable to give the Committee any further information regarding the medical situation, other than that it was very serious and would require on-going medical care. Furthermore, Ms Clover was clear in her instruction that the applicant wanted to be in attendance and therefore she requested an adjournment.

The Chair asked the objectors for their views on the request, and they had no objections but were concerned about the time frame of the adjournment.

The Chair advised that if the Committee were minded to agree the adjournment request, then they wouldn't be able to give a date to re-schedule the adjourned hearing until the Committee had further information about the health of the applicant, but that the applicant/legal representative would be required to update the Committee by Friday 6 October 1600 hours as to the health of the applicant and a likely date for the re-scheduled adjourned hearing.

Licensing Sub-Committee C – 4 October 2023

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

11/041023 **RESOLVED:-**

That the application by Beets Club and Lounge Limited for a premises licence in respect of Beets Lounge, 60 Barr Street, Newtown, Birmingham B19 3DX, be adjourned to a date outside the statutory hearing window, in accordance with regulation 12 of the Licensing Act 2003 (Hearings) Regulations 2005.

The Sub-Committee heard from counsel for the applicant that due to the applicant's ill health the meeting ought to be adjourned. The meeting was therefore adjourned to a date to be confirmed. The Sub-Committee asked that those acting for the applicant should update the Licensing Department regarding a suitable date by the end of the working week.

The rescheduled hearing date will be announced to all parties as soon as practicable. It will be an online meeting conducted via Microsoft Teams.

The meeting ended at 1220 hours.

CHAIR.....