

# **BIRMINGHAM CITY COUNCIL**

## **LICENSING SUB-COMMITTEE A**

**MONDAY, 20 NOVEMBER 2023 AT 10:00 HOURS**  
**IN ON-LINE MEETING, MICROSOFT TEAMS**

*Please note a short break will be taken approximately 90 minutes from the start of the meeting and a 30 minute break will be taken at 1300 hours.*

## **A G E N D A**

### **1 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.

### **2 DECLARATIONS 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.

3 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

**3 - 12**

4 **MINUTES**

To note the public part of the Minutes of the meeting held on 6 November 2023 at 1000 hours.

**13 - 68**

5 **LICENSING ACT 2003 PREMISES LICENCE – GRANT PICKWICK ATHLETIC CRICKET CLUB, WINDERMERE ROAD, SPRINGFIELD, BIRMINGHAM, B13 9JS**

Report of the Director of Regulation and Enforcement.

N.B. Application scheduled to be heard at 10:00am.

6 **OTHER URGENT BUSINESS**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.

7 **EXCLUSION OF THE PUBLIC**

That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-

Exempt Paragraph 3

**P R I V A T E   A G E N D A**

1 **MINUTES**

To note the private Minutes of the meeting held on 6 November 2023 and to confirm and sign the Minutes as a whole.

2 **OTHER URGENT BUSINESS (EXEMPT INFORMATION)**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.

# BIRMINGHAM CITY COUNCIL

<b>LICENSING SUB-COMMITTEE A 6 NOVEMBER 2023</b>
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## **MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD ON MONDAY 6 NOVEMBER 2023 AT 1000 HOURS AS AN ON-LINE MEETING.**

**PRESENT:** - Councillor Diane Donaldson in the Chair;

Councillors Mary Locke and Izzy Knowles.

### **ALSO PRESENT**

David Kennedy – 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)

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1/061123

### **NOTICE OF RECORDING/WEBCAST**

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2/061123

### **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.

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interests flowchart which provides a simple guide to declaring interests at meetings.

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**APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

3/061123 Apologies were submitted on behalf of Councillors Phil Davis and Simon Morrall and Councillors Diane Donaldson and Izzy Knowles were the nominated substitute Members.

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**MINUTES**

4/061123 That the Public section of the Minutes of the meeting held on 16 October 2023 at 1000 hours were noted and the Minutes as a whole were circulated and confirmed and signed by the Chair.

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**LICENSING ACT 2003 PREMISES LICENCE – GRANT – BURGER AND SAUCE, 55 BIRMINGHAM ROAD, SUTTON COLDFIELD, B72 1QF.**

**On Behalf of the Applicant**

Mohammed Malik – Agent

**On Behalf of Those Making Representations**

Maria Widdows – Local Resident  
Paul Baker – Local Resident  
Carl Edwards – Local Resident

\* \* \*

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. David Kennedy, Licensing Section, outlined the report.

At this stage the chair invited the applicant/their representative to make their presentation and Mohammed Malik made the following points: -

- a) That all the objectors had the same concerns about noise, litter and nuisance. However, the issues were not necessarily associated with the premises.
- b) Drugs and alcohol could not be attributed to the premises but they did not condone or encourage it.
- c) The refused people entry if they were intoxicated and caused trouble.

- d) The premises was part of a franchise and had a good reputation, they wouldn't do anything to jeopardise that.
- e) That the actions of other businesses should not be used as a reason to object the application.
- f) They had agreed to amend the hours as a result of discussions with West Midlands Police.
- g) They wanted to work with the authorities and the local community and were trying their best to meet the needs of everyone.
- h) The site had parking at the rear and Tesco also had parking spaces, therefore parking outside the front of the premises should not happen.

The Members were invited to ask questions and Mohammed Malik gave the following responses: -

- a) That deliveries would be processed through Deliveroo and Just Eats.
- b) That they would try their best to ensure that all rules regarding noise and drivers/cars was enforced.
- c) They had rear access to the premises and therefore delivery drivers would use the rear access when the premises was shut to the public. Further, they would also close the shutters at the front of the premises.
- d) The rear entrance was to the basement and wasn't on the same level as the occupants of the flats above.
- e) That produce deliveries would be carried out first thing in the morning before the premises even opened. They would also be through the basement.
- f) The parking at Tesco isn't dedicated to Tesco customers, its for anyone visiting the street. Once Tesco closed at 11pm there would be more spaces available.
- g) Any litter caused from the premises directly would be disposed of and removed from outside the premises.
- h) There was a demand from customers for later deliveries which is why they were requesting longer hours.
- i) The premises had two parking spaces at the front of the premises for customers.

The Chair invited those making representations to make their case and Maria Widdows made the following points: -

- a) That she lived at 54 Birmingham Road, opposite the filter lane.

- b) That there were a few things to consider: firstly, the positioning of the premises. It was close to residents.
- c) Parking was also a problem.
- d) Most premises closed around 2300 hours and that meant the street was quiet into the night, she was concerned about noise from the premises beyond 2300 hours.
- e) She supported local businesses, but beyond 2300 hours.
- f) She did not want to hear music playing or engines running at 2300 hours when her family was trying to sleep.
- g) Pizza Hut had closed.
- h) That she couldn't see the premises enforcing people being quiet, not playing music in cars and switching engines off.
- i) That they already had delivery drivers along that stretch of road, and it was really dangerous trying to get out of her drive when they were parked up delivering.
- j) The parking at the front of the premises is pavement and often people were mounting the curb and parking illegally. She had emailed the local Councillor many times regarding the issue.
- k) She had also emailed the local Councillor regarding litter which was a constant issue along that stretch of road. She had picked up litter herself from Burger and Sauce.
- l) That people lived in flats above the premises and there was going to be issues with noise – particularly people speaking/talking beyond 2300 hours.
- m) That they wouldn't be serving the local community after 2300 hours, it was mainly for deliveries and that would be going out of the local area.
- n) Many other premises operating later were further down the road where there were less residents. Therefore the location of the premises was a cause for concern.
- o) That she was supportive of the business, just not beyond 2300 hours.

The Chair then invited Paul Baker to make his objection and he made the following points: -

- a) That he supported Maria Widdows points and that was generally the view of most people.

- b) That he was pleased to see the application had been amended. However, the issue was location. It was very near residential properties and further away from the town centre.
- c) That deliveries of pedal bikes weren't such an issue. The issue was cars and the noise associated with them. The application was requesting hours that were too late.
- d) The hours needed to be more reasonable in the local residential area.
- e) There was already an issue with litter.
- f) That the idea of the shutters being down was welcomed.
- g) That even though the application had been amended the hours were still too late.

The Chair then invited Carl Edwards to make his objection and he made the following points: -

- a) That he lived above the premises and he shared the same concerns as Maria Widdows and Paul Baker.
- b) That he was affected by noise and anti-social behaviour, but he wasn't saying it came from the premises as there was also a bar across the road. He was concerned that people leaving the bar would then go to Burger and Sauce and attract further people into the residential area.
- c) The lower end of the street had less residential, but Burger and Sauce was much closer to residential properties.
- d) There were issues with litter, drunkenness and people visiting Burger and Sauce would create a disturbance for the residents.
- e) That he appreciated the times had been amended.
- f) Parking on the street was directly under his window and it was a disturbance.
- g) The parking round the back of the premises was private and had limited spaces.
- h) The residents liked to park near the entrance due to safety and they were concerned that delivery drivers may occupy those spaces.
- i) There was a big issue with litter when the premises first opened, however since speaking to the premises the issues had resolved.

Councillors asked questions and Carl Edwards advised that there are no designated delivery spaces in the rear car park. Deliveries currently did not cause any issues but there is no designated spaces for them.

The Chair invited those making representations to make a closing submission. Carl Edwards and Paul Baker had nothing further to add. Maria Widdows made the following closing statements: -

- That she wanted to see the hours reduced significantly, in line with other businesses in the area.
- Generally the other premises had people dining in and then leaving once they had finished their meal. This premises was a fast food style venue whereby people would come and eat much quicker and the footfall would be greater which would result in more disruption.
- The premises would attract people to the area and she was concerned that it would also attract nuisance and disturbance.
- The hours needed addressing to ensure that residents weren't negatively impacted.

The Chair invited Maria Mohammed Malik to make a closing submission on behalf of the applicant, he made the following closing statements: -

- That they appreciated everyone concerns in relation to disturbance, drunkenness and anti-social behaviour. However, their application should not be judged by problems at other premises.
- Anyone causing issues or under the influence would be refused entry. They would also escalate any issues to the police if necessary.
- They have CCTV which would be given to the police as evidence if requested.
- They would do all they could to ensure that problems didn't arise, but existing problems were not down to them.

The Members, Committee Lawyer and Committee Manager conducted the deliberations in a separate private session and the short decision of the Sub-Committee was announced in public, then a full written decision was sent to all parties as follows;

5/061123

**RESOLVED:-**

That the application by SH & AM Foods Limited for a premises licence in respect of Burger and Sauce, 55 Birmingham Road, Sutton Coldfield B72 1QF, be granted with the hours amended by the Sub-Committee as follows:

The provision of Late Night Refreshment will operate from:

- (Sunday to Thursday) 23:00 until 00:30 hours, with delivery only from 23:30
- (Friday and Saturday) 23:00 until 01:00 hours, with delivery only from 00:00

Subject to access to the premises being restricted to delivery personnel only from 23.30 hours (Sunday to Thursday) and 00.00 hours (Friday & Saturday) premises to remain open to the public from:

- (Sunday to Thursday) 11:00 until 00:30am
- (Friday and Saturday) 11:00 until 01:00am

Those conditions agreed between the applicant company and West Midlands Police in advance of the meeting, as modified by the Sub Committee at the hearing, shall also be adopted, namely:

- No public access to the premises after 23.30 Sunday to Thursday, and 00.00 Friday & Saturday
- Delivery drivers will wait for their order inside the premises and not sit outside in/on their vehicles
- Delivery drivers will not keep their engines running while outside the premises
- Delivery drivers will not play music audible from outside their vehicle while outside the premises
- Deliveries will only be made to residential or business address and not delivered to open spaces
- The premises will display prominent signage informing customers of the closure time of the premises to the public
- No alcohol in open containers allowed on the premises
- No children under 18 years old allowed on the premises after 23.00 unless accompanied by an appropriate adult

Those matters detailed in the operating schedule and the relevant mandatory conditions under the Licensing Act 2003 will also form part of the licence issued.

The applicant company was represented at the meeting by its agent. Several persons had submitted written representations, all of which were in the Committee Report. Three of them also attended the meeting in person.

The agent addressed the Sub-Committee and acknowledged that all of those making representations had raised the same concerns - noise late at night, litter, and antisocial behaviour connected with other (unrelated) premises nearby, which were operating to late hours, such as bars. He observed that any ongoing issues with drugs and antisocial behaviour in the vicinity were out of the applicant company's control, and asked that the Sub-Committee not judge the application on the basis of problems created at other premises. The Burger and Sauce premises was confident that it would not exacerbate these problems, as anybody appearing to be 'under the influence' would be refused entry, and CCTV was in operation in the premises.

The premises operated as part of a franchise business with stores nationwide; the agent remarked that the business had "a reputable brand image in providing fresh food and excellent customer service". The premises would not be serving alcohol or playing loud music, and the staff would be ensuring that no litter from the premises was left outside at closing time.

The applicant company had been happy to amend the times to those proposed by the responsible authorities. The agent observed that this showed that the premises was willing to accept change, and to ensure it cooperated with the responsible authorities, and moreover to not cause any disturbance to local residents.

The agent noted that parking was of great concern to those who had made representations, but informed the Sub-Committee that the site did have off-road parking on the forecourt. Further parking spaces were available nearby. He therefore disagreed with the comments in the representations that there would be a risk of patrons parking on residential streets. Moreover, most shops in the neighbourhood closed at 23:00 hours; the agent observed that there would therefore be plenty of parking for the premises' delivery drivers to use at night.

The late-night operation would be for delivery only, with no public access to the premises after certain hours. The conditions suggested by the responsible authorities included provisions to cover the potential for public nuisance created by the delivery drivers – for example not to keep their engines running, or to play audible music. The premises was also prepared to consider using the rear access to the premises at late hours, and to put the shutters down so the shop front appeared to be closed to customers; if required. However, Members were concerned that to use the access to the rear might still cause disturbance to residents living directly above the premises.

The applicant company had noted that there was demand for late night refreshment as patrons had been asking for deliveries at later hours. The premises wished to offer this as it would help to grow the business. The intention was to provide a service which had been requested by the premises' customers.

The Sub-Committee noted that under paragraph 9.43 – 9.44 of the Guidance issued under s182 of the Act, there was a presumption to grant such applications unless there was good evidence of a risk to the promotion of the licensing objectives. The Sub-Committee therefore looked carefully at whether there was evidence that the proposed operation would in fact have an adverse effect on the licensing objectives. The Members considered the written representations carefully, and also heard directly from three local residents, who attended the meeting to address the Sub-Committee.

The first resident's concern was the late hours; whilst she was supportive of local businesses and empty premises being used, she was concerned about the potential for noise created by delivery drivers at night. She doubted that the premises would be able to enforce whether the delivery drivers were in their cars, or whether they were leaving the engines running. She was also unhappy about litter in the vicinity, although she acknowledged that this was created by numerous premises, not just Burger and Sauce.

She considered that it did not matter whether the front or rear access was used by the delivery drivers at night; she felt that disturbance would be created for those living directly above the premises no matter which access was used. She appreciated that the business wished to expand, but was worried that this would be at the cost of the residents that lived close by. She also felt that food for late-

night delivery would not be for local residents, but for those living further afield. She wanted the hours of operation to end at 23:00.

The second resident endorsed these comments. He understood the need to support local businesses, and although he was pleased that the hours originally requested had been dramatically reduced after discussions with the responsible authorities, he felt that the issue was that the location of the premises was towards the residential area in Sutton Coldfield, rather than further down towards the town centre.

The potential for noise nuisance worried him greatly, and he considered that the hours, even with the amendment, were “just too late given the noise nuisance disruption factor”. He asked that the Sub-Committee further reduce the hours, remarking that shorter hours would be what he would expect in a more residential area like the Birmingham Road/While Road vicinity (rather than a town centre).

The third resident, who lived in the row of flats directly above the retail premises below, shared the concerns of the first two residents. He feared that the Burger and Sauce premises could attract persons further into the residential area at night, rather than those persons leaving bars to then start heading towards the town centre. His worry was “the noise and antisocial behaviour being brought in directly underneath us”. He had noted the shortened hours, but felt that they were still late, and preferred that they should be in line with other nearby premises.

When deliberating, the Sub-Committee noted that the operating schedule had been drafted with regard to the licensing objectives, and had been approved (with amended hours and some additional conditions) by West Midlands Police and Environmental Health. The other responsible authorities had also found all to be in order.

However, the Members found the submissions from residents to be highly persuasive in terms of the direct impact on those living very close by – particularly those residents occupying properties situated above the row of shops. All the residents making submissions felt that the shortened hours were still too long; having heard of the effect that late-night trading was likely to have on the residents in terms of noise levels at night, the Members considered that the level of risk to the public nuisance objective warranted a further shortening of the hours.

Having reduced the hours further, the Sub-Committee resolved that the application could safely be granted together with the additional conditions proposed by the responsible authorities, as the operating schedule properly addressed the promotion of the licensing objectives. The Sub-Committee was satisfied that trading would be unlikely to create a likelihood of public nuisance. The application was therefore granted with hours reduced further, and with additional conditions.

In reaching this decision, the Sub-Committee has given due consideration to the City Council’s Statement of Licensing Policy, the Guidance issued under section 182 of the Licensing Act 2003 by the Secretary of State, the application for a premises licence, the written representations received, and the submissions

made at the hearing by the applicant company via its agent, and by those making representations.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.

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**EXCLUSION OF THE PUBLIC**

6/061123

**RESOLVED:-**

That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-

Exempt Paragraph 3

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**Chair**.....

## BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee A</b>
<b>Report of:</b>	<b>Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Monday 20<sup>th</sup> November 2023</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Grant</b>
<b>Premises:</b>	<b>Pickwick Athletic Cricket Club, Windermere Road, Springfield, Birmingham, B13 9JS</b>
<b>Ward affected:</b>	<b>Moseley</b>
<b>Contact Officer:</b>	<b>Bhapinder Nandhra, Senior Licensing Officer, <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

**1. Purpose of report:**

To consider representations that have been made in respect of an application for a Premises Licence which initially sought to permit the provision of Regulated Entertainment consisting of plays, films, indoor sporting events, boxing or wrestling, live music, recorded music, performance of dance, and anything of a similar description, to operate indoors only, from 12:00midday until 10:00pm (Monday to Sunday).

The applicant has now amended the scope of the application by reducing the times for Regulated Entertainment to be 12:00midday until 8:00pm with a maximum of 75 event days per year (Friday to Sunday).

The applicant's modification is attached to this report at Appendix 17.

Premises to remain open to the public from 12:00midday until 8:30pm (Friday to Sunday).

**2. Recommendation:**

To consider the representations that have been made and to determine the application, having regard to:

- The submissions made by all parties
- The Statement of Licensing Policy
- The Public Sector Equality Duty
- The s182 Guidance

**3. Brief Summary of Report:**

An application for a Premises Licence was received on 22<sup>nd</sup> June 2023 in respect of Pickwick Athletic Cricket Club, Windermere Road, Springfield, Birmingham, B13 9JS.

Representations have been received from Environmental Health as a responsible authority and from other persons.

<b>4. Compliance Issues:</b>
<b>4.1 Consistency with relevant Council Policies, Plans or Strategies:</b>
<p>The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.</p>
<b>5. Relevant background/chronology of key events:</b>
<p>Pickwick Venue Limited applied on 22<sup>nd</sup> June 2023 for the grant of a Premises Licence for Pickwick Athletic Cricket Club, Windermere Road, Springfield, Birmingham, B13 9JS.</p> <p>A representation has been received from Environmental Health as a responsible authority, which is attached at Appendix 1.</p> <p>Representations have been received from other persons, which are attached at Appendices 2 - 14.</p> <p>The application is attached at Appendix 15.</p> <p>The Hearing was initially scheduled before Licensing Sub-Committee A on Monday 7<sup>th</sup> August 2023. At that meeting the applicants agent requested that the matter be adjourned to a later date to enable further discussions to take place. None of those attending to make representations objected to this course of action. The meeting was therefore adjourned to a date to be confirmed.</p> <p>A copy of the determination is attached at Appendix 16.</p> <p>The modification to the application is attached at Appendix 17.</p> <p>Site Location Plans at Appendix 18.</p> <p>When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003. The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are:-</p> <ol style="list-style-type: none"> <li>a. The prevention of crime and disorder;</li> <li>b. Public safety;</li> <li>c. The prevention of public nuisance; and</li> <li>d. The protection of children from harm.</li> </ol>
<b>6. List of background documents:</b>
<p>Copies of the representations as detailed in Appendices 1 – 14.</p> <p>Application Form, Appendix 15.</p> <p>Licensing Sub-Committee determination of Monday 7<sup>th</sup> August 2023, Appendix 16.</p> <p>Modification to the application, Appendix 17.</p> <p>Site Location Plans, Appendix 18.</p>
<b>7. Options available</b>
<p>To Grant the licence in accordance with the application.</p> <p>To Reject the application.</p> <p>To Grant the licence subject to conditions modified to such an extent as considered appropriate.</p> <p>Exclude from the licence any of the licensable activities to which the application relates.</p>

**From:** Peter R Brown

**Sent:** 20 July 2023 15:13

**To:** Licensing

**Subject:** RE: FW: Grant Application - Pickwick Athletic Cricket Club, Windermere Road, Birmingham, B13 9JS - 167129

Hi

Thanks for your reply.

I have been in communication with the agent who has suggested that the applicant has no intention of carrying on regulated entertainment either inside the building or outside. If so, I wonder why is a licence necessary and why have they ticked nearly every activity box? The red line covers the entire site and not just the building. We have a number of recent complaints which seem to come from an event in a marquee at the end of May. The marquee appears to be a permanent structure and Env Health would not support its general use for regulated entertainment.

The applicant also has a current planning application for a revamped pavilion/clubhouse.

I have a number of suggested conditions in mind for this application but am awaiting more clarity regarding the proposed uses and until I have this clarity, Environmental Health cannot support the application.

I hope this is sufficient as a 'holding reply' but please get back to me if you need anything further.

Regards

Peter Brown

**Environmental Health Officer**

City Operations Directorate

**From:** Councillor Izzy Knowles

**Sent:** 20 July 2023 00:40

**To:** Licensing

**Subject:** Pickwick Cricket Club - Windermere Road, Moseley Application number 167129

I am writing to make representations that this application for licensed music and entertainment be withdrawn or deferred until current planning issues at the site have been determined.

I also point out that the address on the application of 102, Windermere Road B13 9JS is incorrect. This is a private house and not the Pickwick Cricket club site.

The Pickwick Cricket club on Windermere Road, Moseley is situated on a playing field on a long-term lease from Birmingham City Council. Planning consent was granted originally in 1996 with a condition to not hold events after 10pm. In 2018 an additional building was added in the grounds as changing rooms and function room. Planning ref 2018/05524/PA refers to the decision for conditions of no amplification for external use, no events after 8pm and for this building to not be used for weddings or major festivals. There is a current outstanding planning application ref 22/07655/PA for a further club house to be added in the grounds. Representations have been made for similar conditions to the 2018 building to be imposed. The cricket ground has residential roads with families, including children on two sides within a close proximity. There is a history of complaints of excessive loud music, fireworks, drumming and parking issues over many years. The club have erected a large marquee in the grounds which has been there for at least 5 years. The club hires out the marquee for weddings and other events and although they finish at 10pm they allow the marquee to be used for amplified music as it is not covered by the restrictions on the building. This is causing a lot of tension with residents and other than during Covid numerous noise complaints have been made to Environmental Health Officers. No formal action has been taken as the events are not regular enough or late enough for the out-of-hours team to have gathered evidence. However, I believe letters have been sent to the club. However, the problems caused by these events are severe and challenge the Licensing Objectives

The club itself says they want to work with residents. The management has recently changed, they have increased the number of parking spaces and they do respond promptly to complaints by attending if I call them. They ban groups who misuse the facilities from hiring it again, but this has not really addressed the core issue that a tent is used for amplified music and on occasions prolonged sessions of drumming. At times parking is insufficient with visitor's cars parked across the pavements, verges and dropped curbs and all the associated noise of engines revving, doors slamming etc. Windermere Road is a narrow winding road with a pavement only on one side. Excessive parking has resulted in the road becoming dangerous for pedestrians especially when large crowds including children are leaving simultaneously in vehicles and on foot.

The club have a website to hire out the marquee <https://www.pickwickvenue.co.uk/>

[The Pickwick Hall](https://www.pickwickvenue.co.uk/)

name=

[www.pickwickvenue.co.uk](https://www.pickwickvenue.co.uk/)

It's all separate to the cricket activities which are managed well and to which no one objects to at all.

I have recently contacted Birmingham Property Services concerning the lease agreement for the land, the sub-letting of the site for non-sporting events and the lack of planning permission for the marquee. I have not yet received a response, but I would like the lease agreement to be reviewed. I think if the conditions currently attached to the building were also applied to the marquee so they use it in the daytime for smaller children's parties and cricket events everyone would be happy.

If the application is not deferred or withdrawn, I would like to make representations for conditions to be imposed that match the current planning conditions on the changing room and function room 2018/05524/PA. That is conditions of no amplification for external use, no events after 8pm and the site to not be used for weddings, pre wedding events or major festivals. I would also ask for a condition of no fireworks and that traffic management be organised to ensure no overspill of parking and safety of crowds at large events.

Best wishes

Izzy Knowles

Councillor Izzy Knowles  
Moseley Ward  
Birmingham City Council



### Planning Control Division

Letter Ref: UPCT  
Application Ref: S/01185/96/FUL

Date: 24th June 1996

The Moseley Society,  
, Grove Avenue,  
Moseley,  
Birmingham,  
B13

**Location:** Windermere Road, Pickwick Athletic Club, Moseley

**Proposal:** Erection of club house (Class D2 - Assembly and Leisure)

With reference to previous correspondence, concerning the above, I can inform you that the application formed the subject of a report which was submitted to the Planning Committee on 20th June 1996.

After due consideration it was resolved that Planning Consent be granted, subject to conditions detailed on the attached schedule.

If you require more information please contact my assistant  
Mrs C Cox 0121-235-3518.

P. CRABTREE  
AREA PLANNING OFFICER

Schedule of Conditions

Application Reference: S/01185/96/FUL

Number of Conditions: 3

- 1 All building materials to be used (samples to be provided where requested by the Local Planning Authority).  
REASON:  
In order to safeguard the visual amenity of the area.
- 2 The use hereby permitted shall not be open to customers outside the following times 0900 - 2200 hours.  
REASON:  
In order to safeguard the amenities of the occupiers of premises/ dwelling(s) in the vicinity.
- 3 The development hereby permitted must be begun before the expiration of five years from the date of this permission.  
REASON:  
To comply with Section 91 of the Town and Country Planning Act 1990, (this section limits the duration of the planning approval).

**DECISION DOCUMENT****APPLICATION NUMBER: 2018/05524/PA****TOWN AND COUNTRY PLANNING ACT 1990****APPLICANT**Pickwick Cricket Club  
Windermere Road  
Moseley  
Birmingham  
B13 9QD**AGENT (if used)**ZS Partnership Ltd  
469 Coventry Road  
Small Heath  
Birmingham  
B10 0TJ

BIRMINGHAM CITY COUNCIL GRANT PLANNING PERMISSION SUBJECT TO CONDITIONS FOR THE FOLLOWING DEVELOPMENT IN ACCORDANCE WITH THE PLANS AND APPLICATION AS NUMBERED ABOVE:

Erection of single storey extension to create changing rooms and function room and alterations to existing facilities

at

Pickwick Cricket Club, Windermere Road, Moseley, Birmingham, B13 9QD

**Conditions that affect this development or use**

- |   |  |
|---|--|
| 1 | Requires the scheme to be in accordance with the listed approved plans<br>The development hereby approved shall be implemented in accordance with the details submitted with the application and shown on drawing numbers: ZL-3774/2 - Erection of Function/Meeting Room, ZL-3774/2 - Erection of Changing/Meeting Room, ZL-3774 - Car Park Layout ('the approved plans')<br>Reason: In order to define the permission in accordance with Policy PG3 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.   |
| 2 | Requires the submission of sample materials<br>Samples of the materials to be used in the construction of the external surfaces of the extension(s)/building(s)/dwelling(s)/development hereby permitted shall be submitted to and approved in writing by the Local Planning Authority prior to their use. The development shall be implemented in accordance with the approved details.<br>Reason: In order to secure the satisfactory development of the application site in accordance with Policy PG3 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.  |
| 3 | Limits the hours of use between 10am - 8pm daily.<br>The function room shall only be open for use between the hours of 10am - 8pm, daily.<br>Reason: In order to define the permission and safeguard the amenities of occupiers of premises/dwellings in the vicinity in accordance with Policy PG3 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.  |
| 4 | Requires the submission of cycle storage details<br>Details of the provision for the secure, and where appropriate, covered storage for cycles and motorcycles shall be submitted to and approved in writing by the Local Planning Authority prior to first occupation of the development. Provision shall thereafter be implemented and maintained in accordance with the approved details.<br>Reason: In order to secure the satisfactory development of the application site in the interests of sustainable travel options, in accordance with Policies PG3, TP40 and TP44 of the Birmingham Development Plan 2017 and the National Planning Policy Framework. |

- 5 Arboricultural Method Statement - Submission Required  
No development shall take place until a site specific arboricultural method statement (AMS) and a tree protection plan (TPP), in accordance with British Standard 5837 'Trees in Relation to Design, Demolition and Construction - Recommendations' (2012 and any subsequent edition), has been submitted to and approved in writing by the Local Planning Authority. The development shall be undertaken and maintained in accordance with the approved details.  
Reason: This is required as a pre-commencement condition in accordance with the SI 2018 566 The Town and Country Planning (Pre-Commencement Conditions) Regulations 2018 as the information is required prior to development commencing in order to secure the satisfactory development of the application site in accordance with Policies PG3 and TP7 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.
- 
- 6 Requires tree pruning protection  
All tree work shall be carried out in accordance with British Standard BS3998 'Recommendations for Tree Work' (2010 and any subsequent edition).  
Reason: In order to secure the satisfactory development of the application site in accordance with Policies PG3 and TP7 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.
- 
- 7 Prevents the use of amplification equipment  
No sound production, reproduction or amplification equipment (mechanical or electrical) shall be installed on or used in any part of the building for external use.  
Reason: In order to secure the satisfactory development of the application site and safeguard the amenities of occupiers of premises/dwellings in the vicinity in accordance with Policy PG3 of the Birmingham Development Plan 2017 and the NPPF.
- 
- 8 Prevents weddings and other major events to take place on site  
The development hereby approved shall not be used for festivals, funerals, weddings or civil partnerships.  
Reason: In order to define the permission, ensure adequate car parking and protect the amenities of occupiers of dwellings/premises in the vicinity in accordance with Policy PG3 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.
- 
- 9 Implement within 3 years (Full)  
The development hereby permitted shall be begun before the expiration of (3) years from the date of this permission.  
Reason: In order to comply with Section 91 of the Town and Country Planning Act 1990 (as amended) and the National Planning Policy Framework.

Date: Thursday 8th November 2018



Waheed Nazir, Corporate Director, Economy

P.O. BOX 28, Birmingham B1 1TU

**Please note  
This is not a building regulation approval**

INFORMATIVE NOTE

Page 2 of 3

Water supplies for fire fighting should be in accordance with the "National Guidance Document on the Provision for Fire Fighting" published by Local Government Association and WaterUK

Please ensure that you visit the following link before commencing any development:  
<http://www.water.org.uk/home/policy/publications/archive/industry-guidance/national-guidance-document/national-guidance-document-on-water-for-ffg-final.pdf>

For further information please contact the West Midlands Fire Service Water Office at  
[water.officer@wmfs.net](mailto:water.officer@wmfs.net)

APPROVAL

**From:**  
**Sent:** 04 July 2023 15:50  
**To:** Licensing  
**Cc:** Councillor Izzy Knowles  
**Subject:** pickwick cricket club licence application ref 167129

Ref 167129  
To whom it may concern,  
Regarding the application for an entertainment licence for the  
Pickwick Cricket Club,  
Windermere Rd,  
Moseley,  
Birmingham  
B13 9JS.

As local residents of Windermere Road we feel the need to object to an entertainment licence being granted to this establishment. On the following grounds.

The club is situated on a tiny, quiet residential road. It has been operating its events business for many years without a licence, from a 40metre tent situated outside the club house causing much distress to local residents.

The club specialises in Weddings which have seen a full PA rig permanently situated in said tent with amplified music,DJs , live music, drumming bands. Obviously there is no ability to control the noise nuisance to neighbours from a tent.

The events are usually accompanied by a convoy of performance/sports cars revving aggressively and a live drumming band playing outside to start the event. Weapons grade fireworks have also been used to open and or close events. Terrorising the local residents

Quite often recently these events have been staged simultaneously with the clubs cricket fixtures seeing traffic and parking chaos in this tiny road.

These events are attended by large amount's of people, when residents have plucked up the courage to complain in person, they have been known to receive abuse.

The events can happen any time of the day or night, on any day of the week. Working people living in the road, frequently have their rest time disturbed and it causes much distress to people with early starts. Before and after the events there is much car speeding activity in the area. Making residents feel like they are living in Brands Hatch and terrified to use the roads.

We strongly feel that if you do choose to grant them a licence, it should come with the following conditions.

No amplified or live music,  
Only on two days a week  
Limit events to one at a time  
No fireworks  
Traffic management strategies in place

Yours sincerely

Resident of Windermere Rd.

**From:**

**Sent:** 07 July 2023 15:52

**To:** Licensing

**Subject:** application 167129

Comments regarding the application for an event licence by Pickwick Athletic Cricket Club.

May we start by saying that we are not objecting completely to the application but wish to raise some concerns regarding past events at this venue.

The majority of events are held in a marquee which seems to have become a permanent fixture at this venue.



The use of this as an "indoor" facility, as per the application, makes it very difficult to contain any sound.

Events held frequently include the use of drumming, music and a loudspeaker with an MC. This is clearly audible across the field to where we live. That means the sound travels across the width of a football pitch, a small wooded area and a road.

This google earth view shows the distance from the marquee to our house. About 0.1 mile.



The noise frequently continues for several hours - it is not so loud as to affect the watching of TV etc but is loud enough to be a constant noise in the background.

On May 30th, following a series of events - all of which included loud music - we submitted a noise complaint after more loud "bass" music and finally a clearly audible instruction to "take your seats for dinner". This matter is being followed up by Environmental Health ( Elizabeth Shanley).

If an event licence is granted then we would expect to see stringent measures in place with regard to the volume music is played at and also controls on the use and volume of a loudspeaker system.

In the past there has also been an issue with car parking. when the number of cars arriving at the venue outstripped the 40 spaces in the drive, This led to people parking all down Windermere Road and on the large grass section of Ashleigh Grove, Even if the field's car park further down the road is utilised it does not add many spaces. Subsequent events have arranged parking at nearby schools and a childrens nursery - this may need to be a necessary stipulation, if possible, before a licence is issued.

Opposite the drive to Pickwick there are some garages (16 - in two rows of 8). As they are fairly isolated and not easily visible from any property they are sometimes the scene of anti-social behaviour - judging by the rubbish left behind. However, it is noticeably worse when events have been held at the club. We use a garage there and last week after an event had been held at the Club 14 gas canisters plus half a sack of rubbish. were collected. On other occasions when there has been no Club activity there has been the odd canister and a small amount of rubbish. Perhaps this is something which security staff could be aware of?

We spoke to a resident of the maisonettes which are adjacent to the garages and are separated from Pickwick Ground by a hedge and the road and asked how he coped with the noise. His reply was "I just put earplugs in". Surely he should not have to resort to this within his own house?

In some ways it is nice to see the club (especially the cricket side) coming back into use but this should not be at the expense of the peace and quiet of this neighbourhood. Please consider what restrictions might be attached to the issue of any licence.

Thank you  
Regards

**From:**

**Sent:** 18 July 2023 08:55

**To:** Licensing

**Subject:** 167129

Good morning,

I wish to submit my objections to the license application by Pickwick Venue Ltd for Pickwick Athletic Cricket Club.

Since moving here 2 years ago, to what I thought was a peaceful and quite location, we have been subjected to regular excessive late-night noise, late night fireworks, late night drumming, late night music, late night cars racing and revving engines and antisocial behaviour.

I assume the premises doesn't have a license for these events currently?

The noise goes on well after 10pm at night and can include thumping music to the extent we cannot have our windows open or enjoy our garden on a summers evening. This can often be accompanied by fireworks late into the night, again after 10pm, celebratory drumming, and again well after 10pm.

The noisiest and most anti social is the arrival and departure of the cars and various vehicles at all hours of the night, revving engines to compare noise levels? Screaming round the grove and racing back - often in high performance cars.

Whats the most worrying is the effect all this noise and disturbance is having on our local wildlife - living close to Moseley Bog and Joys Wood? They have no regard for the impact on the birds, the pollution, the rubbish, the firework debris across the fields etc We have bats roosting in the bog who are super sensitive to noise disturbance.

There has been NO CONSULTATION with residents, no communication or dialogue to discuss these plans and the impact it may have on the community and neighborhood.

I have no confidence that this will occur and the threatening behavior will continue whenever we try to lodge a complaint with the organisers of these events.

I have no confidence that if they do get a license for these events that they will adhere to the time limits, numbers or manage the events with the community and neighborhood in mind. Things will just escalate to the point that people will be forced to move.

I dont want to live in a house where I cant enjoy the outside space I bought the house for, the field and nature reserve and dread every week what will happen with the latest celebratory event at Pickwick and how long will it go on to.

Im not sure I have any confidence in the process but for my own conscience, I needed to submit this objection.

Thank you

From:  
Sent: 18 July 2023 15:32  
To: Licensing  
Subject: Response re: 167129 Pickwick Hall

Hello,

I am a local resident impacted by disruption regarding hospitality events that have been taking place at the Pickwick Club on Windermere Rd in Moseley. This has significantly impacted the amenity of mine and neighbours enjoyment of our gardens and noise can often be heard indoors. I live some distance from the venue and it's incredible how disruptive the activities at the venue have been in the last year or so.

As part of any restrictions, I would like to see a limit on the days entertainment can operate. Seven days a week is excessive in a mature, predominantly residential suburb. Many of us have had to make complaints to environmental health officers because the noise is completely unacceptable.

There needs to be a restriction on any music playing to only take place indoors within the permanent structure, not within the marquee which I understand has been installed without planning permission. There should be an expectation that doors and windows are kept closed if either instrumental or amplified music is being played.

A full, independent sound assessment should be carried out to determine the acceptable levels of noise that can be made within the permanent hall.

There should be a requirement for adequate parking management to be put in place. Too often, the venue has been using surrounding roads - Wake Green Rd, Windermere Rd and Yardley Wood Rd and Ashleigh Grove, the public car park of Windermere Playing Fields and grass verges as overspill. This has been very disruptive to local residents and blocking the roads to traffic and obstructing pedestrians safe use of footpaths. etc.

There should be a prohibition of the use of fireworks at any time. The venue is close to Moseley Bog, a haven for wildlife. Fireworks impact both wildlife and the local community negatively.

Many thanks,

Yardley Wood Rd  
Moseley  
Birmingham B13

**From:**  
**Sent:** 18 July 2023 16:28  
**To:** Licensing  
**Subject:** Re application 167129

I am writing to object to this application

There has been an ongoing noise nuisance for years from the Pickwick Club, most regularly over the summer months in the evenings. This has gotten much worse over the past 12 months.

This noise nuisance comprises very loud music, very loud drumming, a very loud PA system and often very loud fireworks like gunshots. Also the prolonged revving of car engines. This noise nuisance is also exacerbated by a lack of parking provision for guests.

I am therefore registering my objection for the following reasons which I have submitted previously to Environmental Health (refs WK/010694501 and NNC032762)

1. I am unable to enjoy sitting in my garden in good weather. Even with all my windows closed I can still hear the music/drumming/fireworks even though double glazing.
2. It is impossible to get to sleep before 11.00pm at the earliest which is particularly frustrating on weekdays/Sundays as I have to get up early for work.
3. I have a nervous dog who is terrified of fireworks which are a regular occurrence. I have had to resort to giving him sedatives which are prescribed by his vet as he gets so distressed. This is financial cost to me caused directly by the noise nuisance from the Pickwick venue
4. The cricket club also hosts daytime events, bonfire parties etc and due to a lack of parking at the venue, there have been cars parked all over the green on Ashleigh Grove on several occasions.
5. People attending events also block the entrance road into Ashleigh Grove by parking on both sides so that an ambulance/fire engine would not be able to gain access – there are several very elderly residents on our street who do have ambulances visit. Cars are also often parked haphazardly along Windermere Road which causes an additional hazard at the blind bend.
5. I have had to do regular litter picks in Ashleigh Grove after these events as litter is strewn all over the road and green.

I hope my objection will be taken into account when decisions are made as to the granting of any licence to this venue.

Kind regards

**From:**  
**Sent:** 18 July 2023 19:31  
**To:** Licensing  
**Subject:** Re: Re application 167129

Further to my email objecting to the licence application, no 167129 I would like to add the following comments:

The licence application states all activities will take place indoors and makes no mention of the many weddings/parties which are the main problem and are held in the temporary marquee erected in the grounds of the club and are therefore not indoors. See <https://www.pickwickvenue.co.uk/> which advertises their "marquee wedding venue"

This means that the final condition which states "There will be no noise emanating from the premises which shall cause a public nuisance inside any neighbouring, noise sensitive properties" is impossible to achieve when events are held in the marquee.

Kind regards

From:  
Sent: 18 July 2023 16:51  
To: Licensing  
Subject: Application of Grant for Pickwick ticket Club B13 9JS

Application of Grant for Pickwick ticket Club B13 9JS

I wish to register my objection to the above.

Reason: The "Regulated Entertainment" which will be held at this venue will be very low amplified music broadcast from within a canvas tent. The tent will provide absolutely NO barrier to sound from within. It will be a loud on the outside as it is within. Events from this tent have been taking place regularly for the last few months and it is as if they were being held outdoors. Extremely loud music causes a nuisance to local residents and visitors to the quiet beauty spot of Windermere Fields and Moseley Bog.

It is unimaginable that the council would permit an outdoor event of this nature on (potentially) every night of the week, every week, all year round. Local residents have told me how much disturbance these events cause. In addition, the access road to the site is narrow and the increased traffic will be a nuisance. Windermere Fields Car park is already plagued by groups of young men who park there to smoke cannabis and subsequently drive off in their cars whilst under the influence of drugs. These events are likely to add to this nuisance.

Yours sincerely,

(Local resident)



**THE MOSELEY SOCIETY**

Formed to protect a unique area of Birmingham

Grove Avenue, Moseley  
Birmingham, B13

e-mail:  
website:

Charity No. 512211

Birmingham City Council Licensing Section  
PO Box 17013  
Birmingham  
B6 9ES  
[licensing@birmingham.gov.uk](mailto:licensing@birmingham.gov.uk)

18 July 2023

**Pickwick Athletic Cricket Club, 102 Windermere Road, Birmingham, B13 9JS.  
Application Number: 167129.**

We are writing to ask for a Hearing and at that Hearing we intend to ask for this application to be withdrawn or deferred until current planning issues at the site have been determined. We think it would be confusing if this application is determined and conditions applied if contradictory planning conditions might be applied when the current planning application is determined. Please note that the address used for this property by the Planning Department is Pickwick Cricket Club, Windermere Road, B13 9QD. We are not sure why the address '102 Windermere Road B13 9JS' has been given for this application. No. 102 is on the opposite side of Windermere Road – where the road bends sharply. We doubt that the owners of that property would be happy to discover that their home has been given permission to house plays, dances, boxing and wrestling events.

The current planning issues are: there is an application (2022/07655/PA) waiting to be determined and there is a large marquee alongside the club house that is hired out for weddings. The planning status of the marquee is waiting to be determined. The conditions attached to the current planning permission that covers the site (2018/05524/PA) require functions to end by 8pm daily; prevent the use of amplification equipment; prevents the club house to be used for weddings and other major events.

As we think you are aware, residents, including children, living in close proximity to this site are severely affected by the noise and disturbance and public nuisance, mainly created mainly by people attending the functions in the marquee. The public nuisance includes late night fireworks and dangerous parking in Windermere Road and Ashleigh Grove. Unfortunately, antisocial behaviour by drivers of fast, noisy cars is often associated with weddings.

The problems caused by these events are severe and challenge the Licensing Objectives. Also, they are 'just not cricket'. We do not object to cricket on the site!

The current application is for licensed activities (plays, films, indoor sporting events, boxing or wrestling, live and recorded music, dance and other standard activities) to take place within the club house until 10pm. But the current planning permission does not allow activities later than 8pm and does not allow 'major events' to take place. This application appears to us to cover several 'major events' such as boxing or wrestling.

We think it important that the current confusion is cleared up and residents affected by events that contravene the licensing objectives as well as the planning conditions know how they can seek redress. We also think that an application to apply rules to events within a building should not be considered when outside the building completely unregulated events are taking place.

We conclude that this application should be withdrawn until the planning issues have been determined, and then a new application submitted that is compatible with the conditions attached to the planning permission. If it is not withdrawn or deferred then we wish to be counted as an Objector at the Hearing.

Yours sincerely,

The Moseley Society

Cc Cllr Kerry Jenkins  
Cllr Izzy Knowles  
Moseley Society Committee and Planning Group  
, Chair, Moseley Regeneration Group

**From:**  
**Sent:** 19 July 2023 19:06  
**To:** Licensing  
**Subject:** Objection to application - Pickwick Venue Limited

To whom it may concern,

I wish to object to the license application by Pickwick Venue Limited for Pickwick Athletic Cricket Club, Windermere Road, Moseley, Birmingham, B13 9JS for the following reasons:

- The club already hosts events where the noise is intolerable. Living on Ashleigh Grove, we can hear the noise (mostly drumming) very loudly. When local residents have been over to speak to the organisers due to the noise they have been very hostile and aggressive towards the residents. Also, the music is supposed to finish by 10pm, however this has gone on until past 11pm.
- When events are on, the people attending the event seem to think they can park anywhere, including on the grassy areas at the front of Ashleigh Grove and badly on the kerbs around. This has access issues for the residents cars and residents on foot. The cars are also driven recklessly - the bend around Windermere Road by Ashleigh Grove is sharp and there have been numerous accidents there. Residents on Ashleigh Grove own cats who use that road to get across to Windermere Fields and could be hit and killed by said reckless driving.
- Fireworks are always being let off from the cricket club, sometimes in broad daylight. As the cricket club is by Windermere Fields and Moseley Bog, this can be distressing for the local wildlife as well as the pets of the local residents. I know of a couple of residents who have very nervous dogs and they dread the weekends when fireworks are likely to be let off.
- There is always litter including nitrous oxide gas canisters left around the cricket club following events, this is then cleared up by the local residents, not the cricket club.

The cricket club have shown so far that they have zero disregard for the rules currently in place and the local residents and community. They cannot be trusted with a license and I completely object to their application.

Kind regards,

Ashleigh Grove

**From:**  
**Sent:** 19 July 2023 19:22  
**To:** Licensing  
**Subject:** Application 167129

Hi

I'm writing with regards to the proposed addition of a regulated entertainment license at Pickwick Cricket Club, Windermere Rd, Birmingham, B139JS. (Application 167129)

As a local resident, I object to any expansion or additions of entertainment licensing due to the ongoing problems that the club currently creates for us residents. We are regularly subjected to unacceptable noise levels and illegal parking within the locality when events are held at the said venue.

I would be grateful if you could consider this objection in light of this as I believe this will just worsen an already unacceptable situation.

Kind regards

Ashleigh Grove  
B13

**From:**

**Sent:** 20 July 2023 11:14

**To:** Licensing

**Subject:** Pickwick Athletic Cricket Club, 102 Windermere Road, Birmingham, B13 9JS. Application Number167129

Birmingham City Council Licensing Section

PO Box 17013

Birmingham

B6 9ES

I wish to request that the Licensing application is reviewed with much tighter conditions applied.

- This site is listed as an Athletics and Cricket Club but for a few years it has effectively been a wedding and entertainment venue with a cricket club attached. Under new management the scale of non-cricket activities has increased this year. I have no objection to the cricket club activities but the weddings and events can be very noisy and disruptive. There is increasing tension between the local community and the venue as a result of this.
- Planning/enforcement - they have built things including a marquee which haven't got planning permission.
- Excessive noise from events in the marquee (which doesn't have planning permission) – the music is amplified and it's the loud drumming that drives people and pets crazy - I've been down to complain - the noise is deafening in the marquee, it is way above a safe limit - the management told me their clientele expect it to very loud at weddings!
- The lack of any warning from Pickwick when there is a big event.
- Overspill car parking can occur on grass verges and pavements of Ashleigh Grove and Windermere Road.
- The number of cars, including those with noisy exhausts, travelling along Windermere Road, often at excessive speed, to events.
- Although fireworks are banned on site, is it a coincidence that fireworks are set off on Windermere Fields (aka Wake Green Playing Fields) when events are on?
- The garages opposite the entrance to the Pickwick Club are often the scene of dumped Nitrous Oxide canisters; it is suspected this may be connected to people attending events at the Club - latest example 16 large canisters coinciding with an event.

Given the above problem, a seven day license from 1200 to 2200 hours is excessive – sometimes multiple events take place on the same day. The number of hours needs to be restricted and on weekdays the 2200 curfew needs to be changed to an earlier time. The owners need to review how they engage with the community.

Regards

Resident of Windermere Road, B13

**From:**  
**Sent:** 20 July 2023 13:03  
**To:** Licensing  
**Subject:** Pickwick athletic cricket club - premises licence

Good Morning

I would like to express my objection regarding the application made by Pickwick cricket club for a premises licence.

I am a resident of one of the maisonettes facing pickwick cricket pitch.

I feel that this licence could cause more anti-social behaviour in the area which is already a problem with people congregating in our maisonettes' garage area where it seems that people are inhaling laugh gas. This seems to be happening more and more frequently and a lot of rubbish is left afterwards in the garage area.

I believe that Pickwick cricket club having this licence until 22:00, this will lead to more people hanging around the area after the event finishes at 22:00, conducting more anti-social behaviour.

This licence being granted could also have a significant detrimental effects on senior residents in the area who are likely to feel intimidated by these people conducting this anti-social behaviour.

The likely loud music will also cause significant noise pollution.

Kind regards

**From:**  
**Sent:** 20 July 2023 12:37  
**To:** Licensing  
**Subject:** Planning application no. 167129

20/07/2023

Dear Sirs

I would like to lodge an objection to planning application number 167129.

Over many years events at The Pickwick club have caused much inconvenience to local residents, particularly with illegal and inconsiderate parking along Windermere Road and Ashleigh Grove, including parking on pavements and on the green space between Windermere Road and Ashleigh Grove, which is roughly the size of half a football pitch, ironically the council have erected "No Ball Games" signs appertaining to this green space. Windermere Road, in the vicinity of The Pickwick club, is very narrow, similar to a country lane, there is no footpath on the side adjacent to The Pickwick, only a short footpath, less than fifty metres long across the front of a block of residents' flats, on the other side, making it difficult for vehicles from both directions to pass one another without one giving way when residents' cars are legally parked outside their homes and at a recent event cars arriving at The Pickwick were backed up onto Wake Green Road, causing a hazards to pedestrians, lack of access for emergency vehicles and other road users. I understand that there is another application (2022/07655/PA) awaiting determination and I submit that this application (2022/07655/PA) be determined before any additional permissions for extending the hours of operation, and the subsequent inconvenience to residents re application 167129, is considered.

Yours faithfully

\* required information

**Section 1 of 21**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text"/>	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
Are you an agent acting on behalf of the applicant?		Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.
<input checked="" type="radio"/> Yes <input type="radio"/> No		

**Applicant Details**

* First name	<input type="text" value="Shakil"/>	
* Family name	<input type="text" value="Hussain"/>	
* E-mail	<input type="text"/>	
Main telephone number	<input type="text"/>	Include country code.
Other telephone number	<input type="text"/>	
<input checked="" type="checkbox"/> Indicate here if the applicant would prefer not to be contacted by telephone		
Is the applicant:		
<input checked="" type="radio"/> Applying as a business or organisation, including as a sole trader <input type="radio"/> Applying as an individual		A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

Is the applicant's business registered in the UK with Companies House?	<input checked="" type="radio"/> Yes <input type="radio"/> No	Note: completing the Applicant Business section is optional in this form.
Registration number	<input type="text" value="13802987"/>	
Business name	<input type="text" value="Pickwick Venue Limited"/>	If the applicant's business is registered, use its registered name.
VAT number	- <input type="text"/>	Put "none" if the applicant is not registered for VAT.
Legal status	<input type="text" value="Private Limited Company"/>	

*Continued from previous page...*

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☒ An agent that is a business or organisation, including a sole trader  
☐ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Agent Business**

Is your business registered in the UK with Companies House? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business	<input type="text" value="Agent"/>	
Home country	<input type="text" value="United Kingdom"/>	The country where the headquarters of your business is located.
<b>Agent Registered Address</b>		Address registered with Companies House.
Building number or name	<input type="text" value="140"/>	
Street	<input type="text" value="High Street"/>	
District	<input type="text" value="Henley in Arden"/>	
City or town	<input type="text"/>	
County or administrative area	<input type="text"/>	
Postcode	<input type="text" value="B95 5BS"/>	
Country	<input type="text" value="United Kingdom"/>	

## Section 2 of 21

### PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

#### Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address    ☐ OS map reference    ☐ Description

#### Postal Address Of Premises

Building number or name	<input type="text" value="Pickwick Athletic Cricket Club"/>
Street	<input type="text" value="Windermere Road"/>
District	<input type="text"/>
City or town	<input type="text" value="Birmingham"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="B13 9JS"/>
Country	<input type="text" value="United Kingdom"/>

#### Further Details

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text" value="0"/>

**Section 3 of 21****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

**Confirm The Following**

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

**Section 4 of 21****NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Limited Company

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

\* Date of birth  /  /

\* Nationality

[Documents that demonstrate entitlement to work in the UK](#)

[Add another applicant](#)

**Section 5 of 21**

**OPERATING SCHEDULE**

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Community Based Athletics and Cricket Club

Continued from previous page...

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

## Section 6 of 21

### PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

☒ Yes

☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of a play take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

*Continued from previous page...*

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for performing plays

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On the day preceding Bank Holidays, licensable activities will be extended by 1 hour.

From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

## Section 7 of 21

### PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☒ Yes

☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

Continued from previous page...

THURSDAY

Start 12:00

End 22:00

Start

End

FRIDAY

Start 12:00

End 22:00

Start

End

SATURDAY

Start 12:00

End 22:00

Start

End

SUNDAY

Start 12:00

End 22:00

Start

End

Will the exhibition of films take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the exhibition of film

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On the day preceding Bank Holidays, licensable activities will be extended by 1 hour.

From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Continued from previous page...

Will you be providing indoor sporting events?

☒ Yes ☐ No

**Standard Days And Timings**

**MONDAY**

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

Start

End

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

Start

End

Start

End

**THURSDAY**

Start

End

Start

End

**FRIDAY**

Start

End

Start

End

**SATURDAY**

Start

End

Start

End

**SUNDAY**

Start

End

Start

End

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for indoor sporting events

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for indoor sporting events at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On the day preceding Bank Holidays, licensable activities will be extended by 1 hour.

From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

## Section 9 of 21

### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

##### SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start 12:00

End 22:00

Start

End

Will the boxing or wrestling entertainment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for boxing and wrestling entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the boxing or wrestling entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On the day preceding Bank Holidays, licensable activities will be extended by 1 hour.

From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

## Section 10 of 21

### PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start 12:00

End 22:00

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start 12:00

End 22:00

Start

End

Continued from previous page...

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

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FRIDAY

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SATURDAY

Start

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SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?



Indoors



Outdoors



Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On the day preceding Bank Holidays, licensable activities will be extended by 1 hour.

From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

## Section 11 of 21

## PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☒ Yes ☐ No

## Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

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End

SUNDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On the day preceding Bank Holidays, licensable activities will be extended by 1 hour.

From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

## Section 12 of 21

### PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

☒ Yes

☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

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Start

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WEDNESDAY

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THURSDAY

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Start

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FRIDAY

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End

Continued from previous page...

SATURDAY

Start 12:00

End 22:00

Start

End

SUNDAY

Start 12:00

End 22:00

Start

End

Will the performance of dance take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On the day preceding Bank Holidays, licensable activities will be extended by 1 hour.

From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start 12:00

End 22:00

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

Continued from previous page...

TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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End

SUNDAY

Start

End

Start

End

Give a description of the type of entertainment that will be provided

Will this entertainment take place indoors or outdoors or both?

☒ Indoors      ☐ Outdoors      ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...	
<p>Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below</p> <p>For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.</p> <p>On the day preceding Bank Holidays, licensable activities will be extended by 1 hour.</p> <p>From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.</p>	
<b>Section 14 of 21</b>	
<b>LATE NIGHT REFRESHMENT</b>	
Will you be providing late night refreshment?	
<input type="radio"/> Yes <input checked="" type="radio"/> No	
<b>Section 15 of 21</b>	
<b>SUPPLY OF ALCOHOL</b>	
Will you be selling or supplying alcohol?	
<input type="radio"/> Yes <input checked="" type="radio"/> No	
<b>PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT</b>	
How will the consent form of the proposed designated premises supervisor be supplied to the authority?	
<input type="radio"/> Electronically, by the proposed designated premises supervisor <input type="radio"/> As an attachment to this application	
Reference number for consent form (if known)	<input type="text"/> If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.
<b>Section 16 of 21</b>	
<b>ADULT ENTERTAINMENT</b>	
Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children	
Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.	
N/A	
<b>Section 17 of 21</b>	
<b>HOURS PREMISES ARE OPEN TO THE PUBLIC</b>	
<b>Standard Days And Timings</b>	

Continued from previous page...

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

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End

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End

SUNDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On the day preceding Bank Holidays, opening times will be extended by 1 hour.

From the end of the permitted opening hours on New Year's Eve to the start of permitted opening hours on New Year's Day.

Continued from previous page...

**Section 18 of 21**

**LICENSING OBJECTIVES**

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Training in relation to the promotion of the licensing objectives must be provided and undertaken by all members of staff (whether paid or unpaid) before he / she commences employment.

b) The prevention of crime and disorder

**CCTV**

A digital Closed Circuit Television System (CCTV) will be installed and maintained in good working order and be correctly time and date stamped.

- The system will incorporate sufficient built-in hard-drive capacity to suit the number of cameras installed.
- The system will record and retain CCTV footage for a minimum of 28 days
- The system will record at all times when the premises are open.
- The system will incorporate a means of transferring images from the hard-drive to a format that can be played back on any desktop computer.
- CCTV footage must be made available to be viewed by an officer of a responsible authority during an inspection of or visit to the Premises.
- Upon receipt of a request for a copy of CCTV footage from any officer of a responsible authority, the premises will produce that footage within 24 hours.

An incident book must be kept at the Premises and maintained up to date (no later than 24 hours after the incident) at all times and will record the following:

- Time date and details of all incidents/complaints of crime and disorder or anti-social behaviour
- All crimes reported to the venue
- Any faults in the CCTV system, searching equipment or scanning equipment
- Any visit by a responsible authority or emergency service
- The incident book must be made available to officers of a responsible authority upon request or during an inspection

c) Public safety

The Licence Holder shall ensure that all emergency lighting is checked on a weekly basis. Entrances, exits and passageways shall be kept clear.

The premises' Fire Risk Assessment will be made available to any officer of a responsible authority upon request.

The Licence Holder shall ensure that the maximum number of persons on the premises at any one time shall not exceed the number agreed with West Midlands Fire Service.

d) The prevention of public nuisance

The premises licence holder or nominated representative or their nominated person shall supply a written noise risk assessment and noise management plan to Birmingham City Council Environmental Health Department. The noise management plan shall outline the measures to be adopted to reduce the noise impact of activities associated with the premises including music, deliveries, recycling and refuse collections, external areas, smoking areas, access and egress and

*Continued from previous page...*

customers.

To avoid nuisance being caused to neighbours the premises licence holder, or other nominated person/staff, shall monitor the external areas of the Premises after 21:00 hours. If necessary, they shall remind customers to be respectful of neighbours and shall take the necessary steps including limiting the number of customers using the external areas as necessary to avoid customers causing a nuisance.

No waste or recyclable material, including bottles, shall be moved, removed or placed in areas outside the premises building between the hours of 22.00 and 08.00.

The Premises Licence Holder shall ensure notices are displayed at all entrances and exits of the premises advising customers to have respect for the nearby residents and keep noise levels to a minimum as they depart.

There will be no noise emanating from the premises which shall cause a public nuisance inside any neighbouring, noise sensitive properties.

e) The protection of children from harm

**Section 19 of 21**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

**Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

*Continued from previous page...*

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

*Continued from previous page...*

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

#### **Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

#### **Section 20 of 21**

#### **NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
  - o a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

*Continued from previous page...*

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

## Section 21 of 21

### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at <https://www.tax.service.gov.uk/business-rates-find/search>

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00\*

Band E - £125001 and over - £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 - £1,000.00

Capacity 10000-14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

\* Fee amount (£)

100.00

### DECLARATION

Continued from previous page...

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE

- \* ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15).

THE DPS NAMED IN THIS APPLICATION FORM IS ENTITLED TO WORK IN THE UK (AND IS NOT SUBJECT TO CONDITIONS

- \* PREVENTING HIM OR HER FROM DOING WORK RELATING TO A LICENSABLE ACTIVITY) AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

[Add another signatory](#)

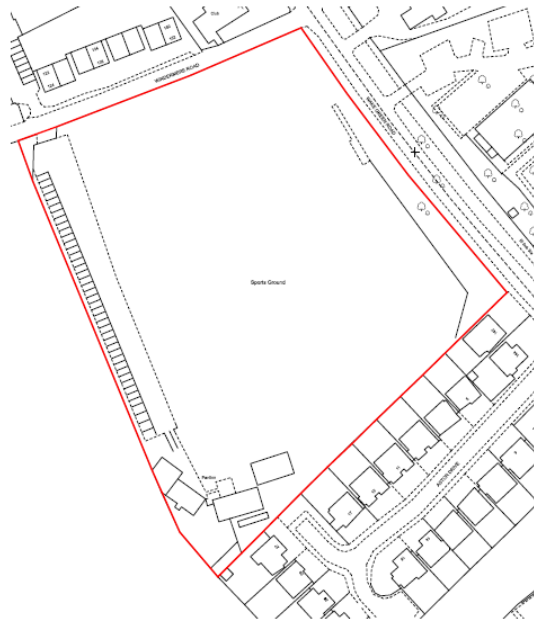
Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/birmingham/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**



Location Plan  
 Scale 1:1250

North



Rev	Description	Date	Drawn	Project		
	Pickwick Cricket Club, Windermere Road, Birmingham B13 9QQ					
 <b>ANJUM DESIGN</b>		As shown @ A3	Drawn by	Date	Revised	
				Sep 2022		
Anjum Design Limited, Suite 104, 123 Stratford Road, Shirley, Solihull B90 3ND TEL: 0121 364 7650 E: info@anjumdesign.co.uk		Title				
		Location Plan				
		Proj. No.				Sheet
		PL01				

**ANJUM DESIGN**  
 Anjum Design Limited, Suite 104, 123 Stratford Road,  
 Shirley, Solihull B90 3ND TEL: 0121 364 7650  
 E: info@anjumdesign.co.uk



**BIRMINGHAM CITY COUNCIL**

**LICENSING SUB COMMITTEE A**

**MONDAY 7 AUGUST 2023**

**PICKWICK ATHLETIC CRICKET CLUB, WINDERMERE ROAD,  
SPRINGFIELD, BIRMINGHAM B13 9JS**

That the application by Pickwick Venue Ltd for a premises licence in respect of Pickwick Athletic Cricket Club, Windermere Road, Springfield, Birmingham B13 9JS, 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 the applicant's agent that more time would enable discussions to take place. None of those attending to make representations objected to this course. The meeting was therefore adjourned to a date to be confirmed.

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

**From:** Duncan Craig  
**Sent:** 13 November 2023 15:50  
**To:** Licensing  
**Subject:** Re: Licensing Act 2003 (Grant) RE: Pickwick Athletic Cricket Club, 102 Windermere Road, Springfield, Birmingham, B13 9JS

Yes, it will.

On 13 Nov 2023, at 15:27, Licensing wrote:

Hi Duncan

Many thanks for the below.

Can you also confirm that the additional hour to licensable activities on Bank Holidays will also be removed?

Regards

**Bhapinder Nandhra**  
**Senior Licensing Officer**

General Licensing | Regulation & Enforcement | City Operations Directorate

'Locally accountable and responsive fair regulation for all - achieving a safe, healthy, clean, green and fair trading City for residents, business and visitors'

**From:** Duncan Craig  
**Sent:** 13 November 2023 14:27  
**To:** Licensing  
**Subject:** RE: Licensing Act 2003 (Grant) RE: Pickwick Athletic Cricket Club, 102 Windermere Road, Springfield, Birmingham, B13 9JS

Dear Bhapinder

Apologies, and thank you for your patience in awaiting this.

I hereby confirm that Monday to Thursday will be removed from the scope of the application for the provision of regulated entertainment and the new year's eve variation will also be removed from the application.

Kind regards,

Duncan Craig  
Barrister

**From:** Duncan Craig  
**Sent:** 26 October 2023 13:42  
**To:** Licensing; kerry-cox  
**Cc:** Peter R Brown  
**Subject:** RE: Licensing Act 2003 (Grant) RE: Pickwick Athletic Cricket Club, 102 Windermere Road, Springfield, Birmingham, B13 9JS

Dear Licensing

Further to the below, which is scheduled for a hearing on 20<sup>th</sup> November I am instructed to amend the application in the following terms:

1. Reduce the times for regulated entertainment to be 12:00 to 20:00
2. Plus the following conditions to be added to the operating schedule:
  - There will be a maximum of 75 event days per year, which will only be held on weekends or bank holidays.
  - A noise limiting device shall be installed at the premises and maintained in such a manner as to control all sources of amplified music/speech at the premises. The device shall be:-
    - used at all times during the entertainment;
    - set at a level agreed in writing with Environmental Health at Birmingham City Council; and
    - sealed in a manner, which is tamper proof.
  - All external doors and windows must be kept closed, other than for access and egress, when activities involving amplified music or speech are taking place.
  - There will be adequate speed bumps in the premises' car park to ensure that no nuisance is caused from patron's vehicles to disturb any neighbouring properties.
  - There will be adequate car parking attendants to ensure that no nuisance is caused from patron's vehicles to disturb any neighbouring properties. Any person causing a nuisance in their vehicle will be told to immediately leave the car park.

I have copied environmental health into his email and will call Peter to discuss in the next couple of days.

I will forward this email to Cllr Knowles who has been acting as a go-between with the residential objectors.

Many thanks.

Kind regards,

Duncan Craig  
Barrister

**From:** Duncan Craig

**Sent:** 27 October 2023 14:09

**To:** Licensing

**Subject:** RE: Licensing Act 2003 (Grant) RE: Pickwick Athletic Cricket Club, 102 Windermere Road, Springfield, Birmingham, B13 9JS

Hello Bhapinder

For the purposes of the carrying on of licensable activities then Midday to 20:30, just to ensure all patrons have left the premises.


Many thanks and have a nice weekend.

Kind regards,

Duncan Craig

Barrister



 Birmingham

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