

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

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|-------------------------|--|
| Report to: | Licensing Sub Committee A |
| Report of: | Interim Assistant Director of Regulation & Enforcement |
| Date of Meeting: | Wednesday 5th May 2021 |
| Subject: | Licensing Act 2003 Premises Licence – Grant |
| Premises: | The Pub @ Kings Heath, 165 – 167 High Street, Kings Heath, Birmingham, B14 7DJ |
| Ward affected: | Brandwood and Kings Heath |
| Contact Officer: | Bhapinder Nandhra, Senior Licensing Officer, licensing@birmingham.gov.uk |

1. Purpose of report:

To consider representations that have been made in respect of an application for a Premises Licence which seeks to permit the Sale of Alcohol (for consumption both on and off the premises) to operate from 09:00am until 12:30am (Monday to Sunday).

The provision of Regulated Entertainment consisting of indoor sporting events, live music, recorded music, performances of dance, and anything of a similar description, to operate indoors only, from 09:00am until 12:30am (Monday to Sunday).

Premises to remain open to the public from 09:00am until 12:30am (Monday to Sunday).

2. Recommendation:

To consider the representations that have been made and to determine the application.

3. Brief Summary of Report:

An application for a Premises Licence was received on 10th March 2021 in respect of The Pub @ Kings Heath, 165 – 167 High Street, Kings Heath, Birmingham, B14 7DJ.

Representations have been received from other persons.

4. Compliance Issues:

4.1 Consistency with relevant Council Policies, Plans or Strategies:

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.

5. Relevant background/chronology of key events:

The Pub @ Kings Heath Limited applied on 10th March 2021 for the grant of a Premises Licence for The Pub @ Kings Heath, 165 – 167 High Street, Kings Heath, Birmingham, B14 7DJ.

Representations have been received from other persons, which are attached at Appendices 1 & 2.

The application is attached at Appendix 3.

Conditions have been agreed with West Midlands Police and the applicant, which is attached at Appendix 4.

Site Location Plans at Appendix 5.

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:-

- a. The prevention of crime and disorder;
- b. Public safety;
- c. The prevention of public nuisance; and
- d. The protection of children from harm.

6. List of background documents:

Copy of the representation as detailed in Appendices 1 & 2

Application Form, Appendix 3

Condition agreed with West Midlands Police, Appendix 4

Site Location Plans, Appendix 5

7. Options available

To Grant the licence in accordance with the application.

To Reject the application.

To Grant the licence subject to conditions modified to such an extent as considered appropriate.

Exclude from the licence any of the licensable activities to which the application relates.

Refuse to specify a person in the licence as the premises supervisor.

From:
Sent: 06 April 2021 14:00
To: Licensing
Cc:
Subject: License application 118718

Drayton Road,
Kings Heath,
Birmingham B14
6th April 2021

Licensing Department,
10 Woodcock Street,
Birmingham B7 4BL

Dear Licensing Department,

This letter is regarding application Reference number 118718
Brandwood and Kings Heath Ward
Type of application: Premises application
Submission type: New Application
Trading name: The Pub @ Kings Heath
Type of premises: Pub
Trading Address: 165-167 High Street, Kings Heath
Licence application received on: 10/03/2021
Last day for comments: 7/04/2021

My apologies for resorting to an email, but trying to go through the website is somewhat impenetrable, I got all the relevant details from the schedule as above, but entering any combination to go further was not possible.

I have a number of concerns re this application firstly Kings Heath already has 4 Public Houses on the High Street and if this application is successful this and The Pear Tree will be within 5 minutes walk of each other.

Secondly this application is applying to be able to hold indoor sporting events, live music, recorded music and performance of dance - this is the type of application that I would expect for a City Centre Venue - not a suburb on the south side of the city.

Thirdly the hours of trading from 9am to 00.30 for 7 days a week are again not appropriate for a suburban setting. In reality potential customers are likely to arrive from 9am and the last customers leave in the early hours of the morning. The side streets off the High Street are residential areas where many young families live which include children may find their sleep disturbed.

With the implementation of LTN the lack of off road parking for people coming into Kings Heath has resulted in extra pressure on those roads which have no barriers to restrict access from the High Street. The issue for residents is that those people coming into the area to work or shop are looking for free parking.

It has also been noticeable during lockdown that there we have not had to suffer the signs of excess on the pavements and discarded glasses plus the smell of urine in entries on Drayton Road. This has made our living environment much pleasanter.

However I wish to suggest that customers wishing to frequent The Pub in the evening and into the early hours will expect to drive and find a place to park placing extra pressure on reduced amount of space.

I am aware that as we emerge from lockdown Kings Heath High Street will look very different as several firms previously trading have gone into receivership however it does seem that every licence being applied for is to sell alcohol. The siting of this business is such that pupils attending Bishop Challoner will in all likelihood pass this premises going to and from school. Kings Heath is a hub where several bus routes intersect and we have a number of primary schools as well as secondary schools which pupils attending use as a stopping off point going to and from school. If there is a deterioration in our local environment whilst it mainly affects residents it also has a knock on effect to the young people.

I would be very grateful if, in your consideration of these applications, you take into account the residential communities in the side streets which may well have the quality of their lives adversely affected by this business. This has been my home for over 40 years and I do not want to see my life becoming less enjoyable.

Yours sincerely,

, Drayton Road,
Kings Heath,
Birmingham B14
6th April 2021

Licensing Department,
10 Woodcock Street,
Birmingham B7 4BL

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This letter is regarding application Reference number 118718
Brandwood and Kings Heath Ward
Type of application: Premises application
Submission type: New Application
Trading name: The Pub @ Kings Heath
Type of premises: Pub
Trading Address: 165-167 High Street, Kings Heath

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Last day for comments:7/04/2021

I have a number of concerns re this application firstly Kings Heath already has 4 Public Houses on the High Street and if this application is successful this and The Pear Tree will be within 5 minutes walk of each other. We also have a number of bars in side streets.

Secondly this application is applying to be able to hold indoor sporting events, live music, recorded music and performance of dance - this is the type of application that I would expect for a City Centre Venue - not a suburb on the south side of the city.

Thirdly the hours of trading from 9am to 00.30 for 7 days a week are again not appropriate for a suburban setting. In reality potential customers are likely to arrive from 9am and the last customers leave in the early hours of the morning. The side streets off the High Street are residential areas where many young families live which include children may find their sleep disturbed.

With the implementation of LTN the lack of off road parking for people coming into Kings Heath has resulted in extra pressure on those roads which have no barriers to restrict access from the High Street. The issue for residents is that those people coming into the area to work or shop are looking for free parking.

It has also been noticeable during lockdown that there we have not had to suffer the signs of excess on the pavements and discarded glasses plus the smell of urine in entries on Drayton Road. This has made our living environment much pleasanter.

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I would be very grateful if, in your consideration of these applications, you take into account the residential communities in the side streets which may well have the quality of their lives adversely affected by this business. This has been my home for over 40 years and I do not want to see my life becoming less enjoyable.

Yours sincerely,

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We THE PUB@KINGSHEATH LIMITED

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

Part 1 – Premises details

| | | | |
|--|------------|----------|--------|
| Postal address of premises or, if none, ordnance survey map reference or description 165-167 HIGH STREET KINGS HEATH | | | |
| Post town | BIRMINGHAM | Postcode | B147DJ |
| Telephone number at premises (if any) | | | |
| Non-domestic rateable value of premises | | £ | 49,500 |

Part 2 – Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- | | | |
|-----|--|------------------------------|
| a) | an individual or individuals * | please complete section (A) |
| b) | a person other than an individual * | |
| i | as a limited company/limited liability partnership | please complete section (B)X |
| ii | as a partnership (other than limited liability) | please complete section (B) |
| iii | as an unincorporated association or | please complete section (B) |
| iv | other (for example a statutory corporation) | please complete section (B) |
| c) | a recognised club | please complete section (B) |
| d) | a charity | please complete section (B) |

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

| | | | | | |
|--|-----|---------------------------|-------------|--------------------------------|--|
| Mr | Mrs | Miss | Ms | Other Title (for example, Rev) | |
| Surname | | | First names | | |
| Date of birth | | I am 18 years old or over | | Please tick yes | |
| Nationality | | | | | |
| Current residential address if different from premises address | | | | | |
| Post town | | | | Postcode | |
| Daytime contact telephone number | | | | | |
| E-mail address (optional) | | | | | |
| Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information) | | | | | |

SECOND INDIVIDUAL APPLICANT (if applicable)

| | | | | | |
|---|-----|---------------------------|-------------|--------------------------------|--|
| Mr | Mrs | Miss | Ms | Other Title (for example, Rev) | |
| Surname | | | First names | | |
| Date of birth | | I am 18 years old or over | | Please tick yes | |
| Nationality | | | | | |
| Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information) | | | | | |
| Current residential address if different from premises address | | | | | |
| Post town | | | | Postcode | |
| Daytime contact telephone number | | | | | |
| E-mail address (optional) | | | | | |

(B) OTHER APPLICANTS

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

| | |
|---|--|
| Name | THE PUB @ KINGSHEATH LIMITED |
| Address | 66 WESTON ROAD STAFFORD ST16 3RW |
| Registered number (where applicable) | 12810926 |
| Description of applicant (for example, partnership, company, unincorporated association etc.) | LIMITED COMPANY |

| |
|---|
| Telephone number (if any) |
| E-mail address (optional) THEPUBKINGSHEATH@OUTLOOK.COM |

Part 3 Operating Schedule

When do you want the premises licence to start?

| DD | | MM | | YYYY | |
|----|---|----|---|------|---|
| 1 | 0 | 0 | 3 | 2 | 0 |

If you wish the licence to be valid only for a limited period, when do you want it to end?

| DD | | MM | | YYYY | |
|----|--|----|--|------|--|
| | | | | | |

Please give a general description of the premises (please read guidance note 1)

PUBLIC HOUSE

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

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What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)X
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)X
- f) recorded music (if ticking yes, fill in box F)X
- g) performances of dance (if ticking yes, fill in box G)X

- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)X

Supply of alcohol (if ticking yes, fill in box J)X

In all cases complete boxes K, L and M

A

| | | | | | |
|--|-------|--------|---|----------|--|
| Plays Standard days and timings (please read guidance note 7) | | | Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3) | Indoors | |
| | | | | Outdoors | |
| Day | Start | Finish | | Both | |
| Mon | | | Please give further details here (please read guidance note 4) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | State any seasonal variations for performing plays (please read guidance note 5) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6) | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |
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B

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|--|-------|--------|--|----------|--|
| Films Standard days and timings (please read guidance note 7) | | | Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3) | Indoors | |
| | | | | Outdoors | |
| Day | Start | Finish | | Both | |
| Mon | | | Please give further details here (please read guidance note 4) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | State any seasonal variations for the exhibition of films (please read guidance note 5) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6) | | |
| | | | | | |
| Sat | | | | | |
| | | | | | |
| Sun | | | | | |
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C

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|---|-------|--------|---|
| Indoor sporting events Standard days and timings (please read guidance note 7) | | | Please give further details (please read guidance note 4) |
| Day | Start | Finish | |
| Mon | 09:00 | 00:30 | |
| | | | |
| Tue | 09:00 | 00:30 | State any seasonal variations for indoor sporting events (please read guidance note 5) |
| | | | |
| Wed | 09:00 | 00:30 | |
| | | | |
| Thur | 09:00 | 00:30 | Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6) |
| | | | |
| Fri | 09:00 | 00:30 | |
| | | | |
| Sat | 09:00 | 00:30 | |
| | | | |
| Sun | 09:00 | 00:30 | |
| | | | |

D

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|--|-------|--------|--|----------|--|
| Boxing or wrestling entertainments Standard days and timings (please read guidance note 7) | | | Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3) | Indoors | |
| | | | | Outdoors | |
| | | | | Both | |
| Day | Start | Finish | | | |
| Mon | | | Please give further details here (please read guidance note 4) | | |
| | | | | | |
| Tue | | | | | |
| | | | | | |
| Wed | | | State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5) | | |
| | | | | | |
| Thur | | | | | |
| | | | | | |
| Fri | | | Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6) | | |
| | | | | | |
| Sat | | | | | |
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| Sun | | | | | |
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E

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|---|-------|--------|--|----------|---|
| Live music Standard days and timings (please read guidance note 7) | | | <u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | X |
| | | | | Outdoors | |
| | | | | Both | |
| Day | Start | Finish | | | |
| Mon | 09:00 | 00:30 | <u>Please give further details here</u> (please read guidance note 4) | | |
| | | | | | |
| Tue | 09:00 | 00:30 | | | |
| | | | | | |
| Wed | 09:00 | 00:30 | <u>State any seasonal variations for the performance of live music</u> (please read guidance note 5) | | |
| | | | | | |
| Thur | 09:00 | 00:30 | | | |
| | | | | | |
| Fri | 09:00 | 00:30 | <u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) | | |
| | | | | | |
| Sat | 09:00 | 00:30 | | | |
| | | | | | |
| Sun | 09:00 | 00:30 | | | |
| | | | | | |

F















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|---|-------|--------|--|----------|---|
| Recorded music Standard days and timings (please read guidance note 7) | | | <u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | X |
| | | | | Outdoors | |
| | | | | Both | |
| Day | Start | Finish | | | |
| Mon | 09:00 | 00:30 | <u>Please give further details here</u> (please read guidance note 4) | | |
| | | | | | |
| Tue | 09:00 | 00:30 | | | |
| | | | | | |
| Wed | 09:00 | 00:30 | <u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5) | | |
| | | | | | |
| Thur | 09:00 | 00:30 | | | |
| | | | | | |
| Fri | 09:00 | 00:30 | <u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) | | |
| | | | | | |
| Sat | 09:00 | 00:30 | | | |
| | | | | | |
| Sun | 09:00 | 00:30 | | | |
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G

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|--|-------|--------|--|----------|---|
| Performances of dance Standard days and timings (please read guidance note 7) | | | <u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | X |
| | | | | Outdoors | |
| | | | | Both | |
| Day | Start | Finish | | | |
| Mon | 09:00 | 00:30 | <u>Please give further details here</u> (please read guidance note 4) | | |
| | | | | | |
| Tue | 09:00 | 00:30 | | | |
| | | | | | |
| Wed | 09:00 | 00:30 | <u>State any seasonal variations for the performance of dance</u> (please read guidance note 5) | | |
| | | | | | |
| Thur | 09:00 | 00:30 | | | |
| | | | | | |
| Fri | 09:00 | 00:30 | <u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6) | | |
| | | | | | |
| Sat | 09:00 | 00:30 | | | |
| | | | | | |
| Sun | 09:00 | 00:30 | | | |
| | | | | | |

H

| | | | | | |
|---|-------|--------|---|----------|---|
| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7) | | | Please give a description of the type of entertainment you will be providing | | |
| Day | Start | Finish | <u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3) | Indoors | X |
| Mon | 09:00 | 00:30 | | Outdoors | |
| | | | | Both | |
| Tue | 09:00 | 00:30 | <u>Please give further details here</u> (please read guidance note 4) | | |
| | | | | | |
| Wed | 09:00 | 00:30 | | | |
| | | | | | |
| Thur | 09:00 | 00:30 | <u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5) | | |
| | | | | | |
| Fri | 09:00 | 00:30 | | | |
| | | | | | |
| Sat | 09:00 | 00:30 | <u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6) | | |
| | | | | | |
| Sun | 09:00 | 00:30 | | | |
| | | | | | |

| | | | | | | |
|--|---|---|--|--|----------|-------------------------------------|
| Late night refreshment Standard days and timings (please read guidance note 7) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3) | | Indoors | |
| | | | | | Outdoors | |
| | | | | | Both | <input checked="" type="checkbox"/> |
| Day | Start | Finish | | | | |
| Mon |  |  | <u>Please give further details here</u> (please read guidance note 4) | | | |
| | | | | | | |
| Tue |  |  | | | | |
| | | | | | | |
| Wed |  |  | <u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5) | | | |
| | | | | | | |
| Thur |  |  | | | | |
| | | | | | | |
| Fri |  |  | <u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6) | | | |
| | | | | | | |
| Sat |  |  | | | | |
| | | | | | | |
| Sun |  |  | | | | |
| | | | | | | |

J

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|--|-------|--------|--|---------------------|---|
| Supply of alcohol Standard days and timings (please read guidance note 7) | | | Will the supply of alcohol be for consumption – please tick (please read guidance note 8) | On the premises | |
| | | | | Off the premises | |
| Day | Start | Finish | | Both | X |
| Mon | 09:00 | 0030 | State any seasonal variations for the supply of alcohol (please read guidance note 5) | | |
| | | | | | |
| Tue | 09:00 | 00:30 | | | |
| | | | | | |
| Wed | 09:00 | 00:30 | | | |
| | | | | | |
| Thur | 09:00 | 00:30 | Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) | | |
| | | | | | |
| Fri | 09:00 | 00:30 | | | |
| | | | | | |
| Sat | 09:00 | 00:30 | | | |
| | | | | | |
| Sun | 09:00 | 00:30 | | | |
| | | | | | |

State the name and details of the individual whom you wish to specify on the licence as
designated premises supervisor (Please see declaration about the entitlement to work in the
checklist at the end of the form):

| | |
|------------------------------------|---------------|
| Name | EDWARD BOLTON |
| Date of birth | |
| Address | |
| Postcode | |
| Personal licence number (if known) | 426180/089368 |

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

L

| | | | |
|--|-------|--------|---|
| Hours premises are open to the public Standard days and timings (please read guidance note 7) | | | <u>State any seasonal variations</u> (please read guidance note 5) |
| Day | Start | Finish | |
| Mon | 09:00 | 00:30 | <u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) |
| | | | |
| Tue | 09:00 | 00:30 | |
| | | | |
| Wed | 09:00 | 00:30 | |
| | | | |
| Thur | 09:00 | 00:30 | |
| | | | |
| Fri | 09:00 | 00:30 | |
| | | | |

| | | | |
|-----|-------|-------|--|
| Sat | 09:00 | 00:30 | |
| | | | |
| Sun | 09:00 | 00:30 | |
| | | | |

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

THE LICENSEE WILL ENSURE AT ALL TIMES THERE ARE SUFFICIENT
CONFIDENT STAFF ON DUTY FOR FULFILLING ALL CONDITIONS ON THE
LICENCE AND PREVENTING CRIME AND DISORDER.

b) The prevention of crime and disorder

CCTV TO BE INSTALLED THROUGHOUT AND IMAGES TO BE HELD FOR A
MINIMUM OF 31 DAYS AND INCIDENTS OF A CRIMINAL NATURE WILL BE
REPORTED TO THE POLICE AND REPORTED.

c) Public safety

APPROPRIATE FIRE SAFETY PROCEDURES ARE IN PLACE INCLUDING FIRE
ALARM, FIRE EXTINGUISHERS, INTERNALLY ILLUMINATED FIRE EXIT SIGNS
AND EMERGENCY LIGHTING. ALL FIRE EXITS SHALL BE KEPT CLEAR OF
OBSTRUCTION AT ALL TIMES.

d) The prevention of public nuisance

ALL CUSTOMERS WILL BE REQUESTED TO LEAVE THE PREMISES QUIETLY
AND CLEAR AND LEGIBLE NOTICES WILL BE PROMINENTLY DISPLAYED TO
REMIND CUSTOMERS TO RESPECT OUR NEIGHBOURS.

e) The protection of children from harm

ALL STAFF WILL BE FULLY TRAINED IN CHALLENGE 21 REQUIREMENTS SUCH AS PROOF OF ID IE DRIVING LICENCE OR PASSPORT AND CHILDREN UNDER THE AGE OF 18 WILL BE REQUIRED TO BE ACCOMPANIED BY AN ADULT.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

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

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.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

| | |
|-------------|---|
| Declaration | <ul style="list-style-type: none"> [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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15) |
| Signature | EDWARD BOLTON |
| Date | 10/03/2021 10/3/21 |
| Capacity | DIRECTOR |

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

| | |
|-----------|--|
| Signature | |
| Date | |
| Capacity | |

| | | | |
|---|--|----------|--|
| Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) | | | |
| Post town | | Postcode | |
| Telephone number (if any) | | | |
| If you would prefer us to correspond with you by e-mail, your e-mail address (optional) | | | |

Notes for Guidance

1. Describe 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.
2. 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:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - 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.
 - 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.
 - 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.
 - 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:

- 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.
 - 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.
 - 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.
 - 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:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - 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;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the 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.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please 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.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please 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 or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.
15. **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.
- 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.

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.

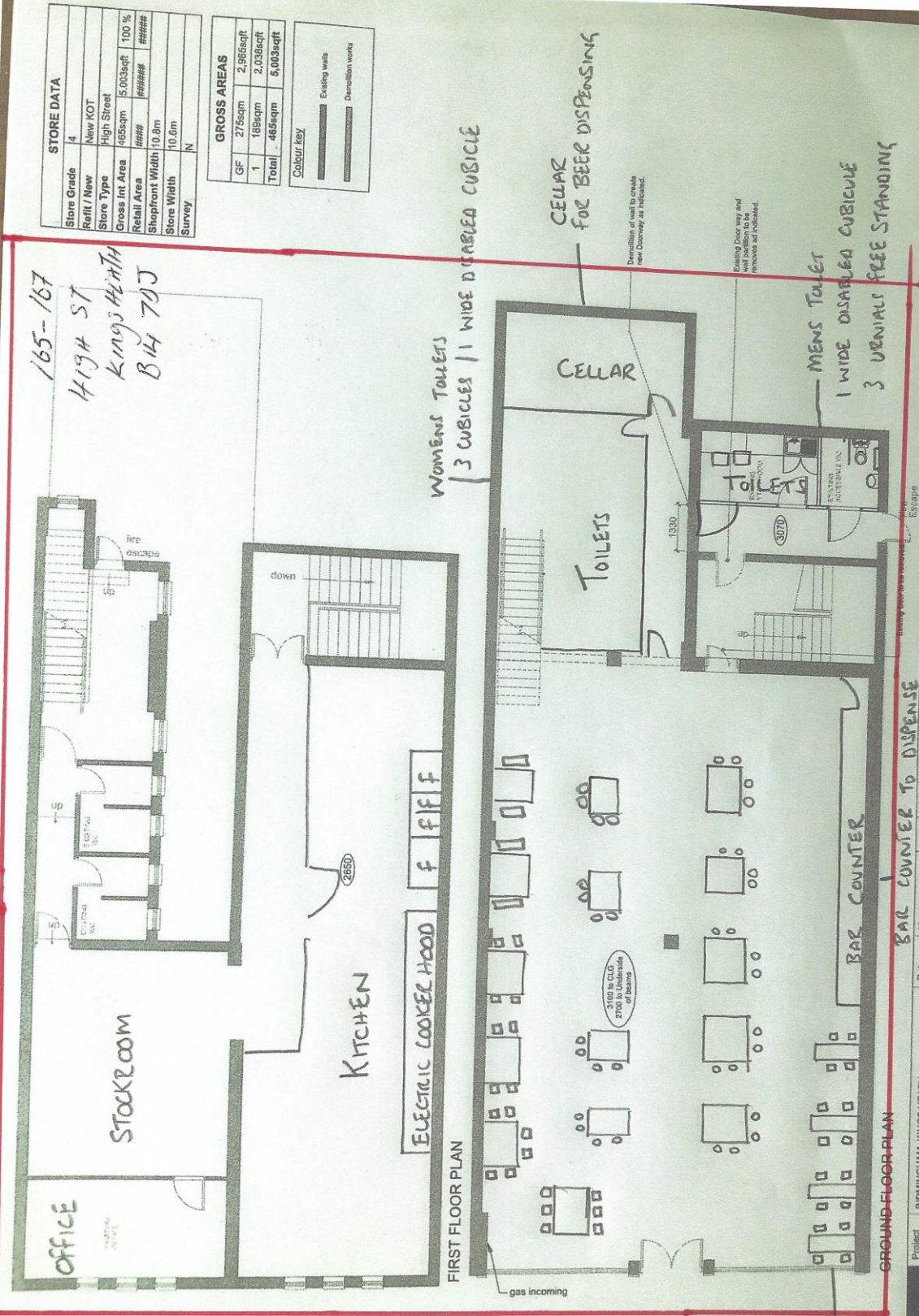
To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth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

DEMOLITIONS
FOR GROUND

DEMOLITIONS
FOR FIRST



| Project | Date | Rev | Description | Drawn | Check | Rev | Description | Drawn | Check |
|-------------------------|------------|-----|-------------|-------|-------|-----|-------------|-------|-------|
| BIRMINGHAM, KINGS HEATH | 06/02/2015 | | | | | | | | |
| Demolitions Plans | 1:100 @ A3 | | FEASIBILITY | JG | | | | | |
| Rev: 0.1 | | | | | | | | | |

MINIMAL DEMOLITIONS
REQUIRED FOR GROUND
FLOOR

NO DEMOLITIONS
REQUIRED FOR FIRST
FLOOR

STORE DATA

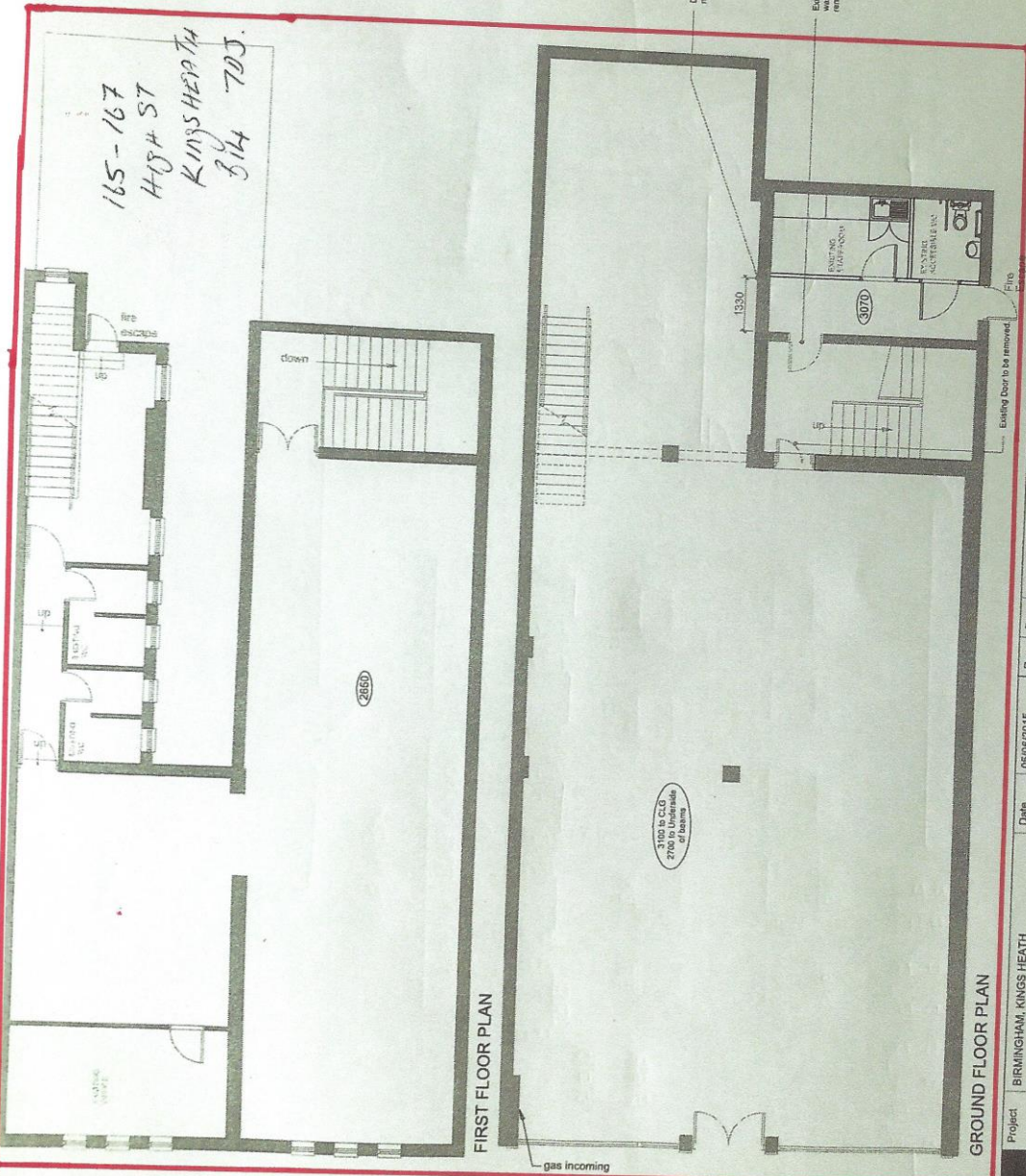
| | |
|-----------------|-------------|
| Store Grade | 4 |
| Raft / New | New KOT |
| Store Type | High Street |
| Gross Int Area | 465sqm |
| Retail Area | 465sqm |
| Shopfront Width | 10.6m |
| Store Width | 10.6m |
| Survey | N |

GROSS AREAS

| | | |
|-------|--------|-----------|
| GF | 275sqm | 2.965sqft |
| 1 | 188sqm | 2.038sqft |
| Total | 465sqm | 5.003sqft |

Colour key

| | |
|------------------|------------------|
| Existing walls | Existing walls |
| Demolition works | Demolition works |



GROUND FLOOR PLAN

| | | | | | | | | | | |
|---|--|-------------------------|--|-------|------------|-------|-------------|-------------|-------|-------|
| Project | | BIRMINGHAM, KINGS HEATH | | Date | 05/06/2015 | Rev | | Description | Drawn | Check |
| Title | | Demolitions Plans | | Scale | 1:100 @A3 | Stage | FEASIBILITY | | | |
| Dwg No. | | JD_000_00 | | Rev | 0.1 | Drawn | JG | Checked | | |
| <p>JD Group Limited, 1st Floor, 100, High Street, Birmingham, B3 3PH. Tel: 0121 767 1000 Fax: 0121 767 1001</p> | | | | | | | | | | |

From: bw licensing

Sent: 01 April 2021 07:34

To: Licensing

Cc: thepubkingsheath

Subject: FW: [External]: GRANT-THE PUB @ KINGSHEATH, 165-167 HIGH STREET, KINGS HEATH, B14 7DJ

Good Morning Licensing,

With regard to the premises licence application for The Pub @ Kings Heath, High Street, Kings Heath B14 7DJ.

West Midlands Police have reviewed this application and are happy that if the below conditions are added to the licence, together with the operating conditions already offered by the applicant then the licensing objectives will be met and promoted.

The below conditions have been agreed with the applicant, as per below email who is also copied into this.

- CCTV to be fitted /updated to the specifications and recommendations of West Midlands Police Central Licensing Team. CCTV to record throughout the whole of the licensable activity. CCTV will display the correct time and date stamp and be downloadable. There will be at least 1 camera which covers the outside frontage of the premises. CCTV recordings and images will be made immediately available to any of the responsible authorities on request. There will always be at least 1 member of staff on duty (while the premises is open for licensable activity) that is capable of operating the CCTV system and downloading images. All CCTV recordings will be held for a minimum of 31 days. If the hard drive needs to be replaced for any reason then the old / previous hard must be kept on the premises for a minimum of 31 days.
- The premises will risk assess their standard trading operation and the need to deploy door staff. The risk assessments will be made immediately available to any of the responsible authorities on request.
- For any event that falls outside the premises standard operation or for any promoted event or any sporting event the premises will inform West Midlands Police Central Licensing Team a minimum of 28 days prior to the event. This notification will include the name and address of any person(s) hiring the venue & stage name and real names of any DJs, acts or artists. The premises will supply West Midlands Police Central Licensing Team a written risk assessment for any event that they grade medium risk or above a minimum of 21 days before the event taking place. This risk assessment is to be agreed with West Midlands Police Central Licensing Team and will become part of the premises operating conditions for that event.
- The above notification requirement does not apply to any persons booking tables at the premises which is less than a half of the venue capacity, when the venue is still open to the general public.
- West Midlands Police Central Licensing Team reserve the right to request a risk assessment for any event if they believe (with the details supplied) that there is likely to be a negative impact on the crime and disorder licensing objective.
- If door staff are deployed at the premises then they will sign on and off duty. The premises will maintain profiles of all door staff which will include a copy of their SIA badge and photographic ID. (If photographic ID is not available then a utility bill, no older than 3 months old may be accepted.) The premises will keep the signing in book and profiles for a minimum of 3 months and both are to be made immediately available to any of the responsible authorities on request.

- The premises will operate a challenge 25 policy. Challenge 25 signage will be prominently display on the entrance door(s) and bar service area(s)
- All staff will be trained in their responsibility of the licensing act, challenge 25 and premises licence conditions, this training will be documented and signed by both the trainer and trainee. No staff to work at the premises (while it is carrying out licensable activity) without this documented training, with the exception of personal licence holders.
- The premises will make their fire risk assessment immediately available to any of the responsible authorities on request.
- The first floor of the premises will not be used for any licensable activity and will not be open to the general public.

If the above conditions are imposed onto the licence then West Midlands Police have no objection to this licence application.

Regards and thanks

Chris Jones 55410

Birmingham Central Licensing Team West Midlands Police

From: Edward Bolton

Sent: 31 March 2021 17:26

To: bw licensing

Subject: Re: [External]: GRANT-THE PUB @ KINGSHEATH, 165-167 HIGH STREET, KINGS HEATH, B14 7DJ

good afternoon chris our conversation earlier today we are happy with the conditions requested by yourself and will adhere fully with these conditions.

the cctv to be installed throughout will be high definition and recordings held and made available upon request should it be required.

risk assessments are part of our operating procedures so will be done automatically.

any events scheduled outside normal operating parameters will be reported to the relevant authorities.

should door staff be required all will be required to have sia certified and supplied by a reputable company.

all our staff regardless of time with the company are given training which includes challenge 25 at each new site.

as soon as the company we employ to carry out our fire risk assessments have finished their report a copy will be made available to the relevant authorities.

the first floor has now become toilets kitchen office and stores so will not be available for trade purposes.

i hope this is all to your satisfaction any problems please feel free to give me a call.

regards eddie

