

# BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee A</b>
<b>Report of:</b>	<b>Interim Assistant Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Monday 29<sup>th</sup> March 2021</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Grant</b>
<b>Premises:</b>	<b>Moseley Folk Event, SW Corner of Highbury Park, Amenity Fields &amp; Grassed Area, Birmingham, B14 7SU</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>

<b>1. Purpose of report:</b>
<p>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 on the premises) to operate from 11:00am until 10:15pm (Thursday to Sunday and Bank Holiday Mondays).</p> <p>The provision of Regulated Entertainment consisting of plays, films, live music, recorded music, performances of dance, and anything of a similar description, to operate both indoors and outdoors, from 11:00am until 10:30pm (Thursday to Sunday and Bank Holiday Mondays).</p> <p>The premises / event is to remain open to the public from 09:00am until 11:00pm (Thursday to Sunday and Bank Holiday Mondays).</p> <p>The maximum number of events to be held at the premises per year will be 2 x 3day events (therefore a maximum of 6 event days per year), with events only taking place Thursday to Sunday and Bank Holiday Mondays.</p>

<b>2. Recommendation:</b>
To consider the representations that have been made and to determine the application.

<b>3. Brief Summary of Report:</b>
<p>An application for a Premises Licence was received on 8<sup>th</sup> February 2021 in respect of Moseley Folk Event, SW Corner of Highbury Park, Amenity Fields &amp; Grassed Area, Birmingham, B14 7SU.</p> <p>Representations have been received from other persons.</p>

<b>4. Compliance Issues:</b>
<b>4.1 Consistency with relevant Council Policies, Plans or Strategies:</b>
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:**

Moseley Folk Limited applied on 8<sup>th</sup> February 2021 for the grant of a Premises Licence for Moseley Folk Event, SW Corner of Highbury Park, Amenity Fields & Grassed Area, Birmingham, B14 7SU.

Representations have been received from other persons. See Appendices 1 – 7.

The application is attached at Appendix 8.

Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 9.

Site Location Plans at Appendix 10.

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 representations as detailed in Appendices 1 – 7

Application Form, Appendix 8

Conditions agreed with West Midlands Police, Appendix 9

Site Location Plans, Appendix 10

## **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.

Seaton Grove Residents

/Local area

c/o Seaton Grove

Moseley

Birmingham

B13 8PD

General Licensing Regulation and Enforcement

PO box 17831

Birmingham

B2 2HJ

To whom it may concern,

We are writing with regards to Moseley Folk LTD and their application for a grant of premises at Highbury Park (South West Corner Amenity Fields and Grassed Area), Birmingham B14 7SU. Having consulted and discussed with a number of residents within the vicinity. We have felt it prudent and necessary to compile and relay concerns and subsequent objections to the above application.

Highbury is a park of significant natural and historical value, which has for generations served as a quiet and (comparatively) untouched sanctuary for its numerous and diverse users within the local community. All of this would not exist and would be impossible without the continuous and ongoing endeavours of an incredible team of volunteers, who work night and day to uphold and upkeep the values and qualities of Highbury Park. To undermine these efforts through allowing large scale events and potentially continued subsequent events would be of undoubted detriment to the carefully nurtured and tended environment.

Highbury Park is naturally prone to flooding, due to a high density of natural springs and its immediate connection to the River Rea, combined with its centralised position on the water table and underlying clay-based soil. Poor drainage has resulted in local residents (to the South West, Shutlock Lane and beyond) consistently suffering flooding from run-off surface water. On occasions, the water level caused by drainage from the park has been potentially dangerous. This has been made considerably worse by consistent and localised footfall on the land during lockdown, condensing, and compressing the top soil, ultimately causing further flooding. The naturally wetter marsh land has also been churned up, destroying the

Furthermore, as a prominent nature reserve, with many coveted species residing within; both avian and land based; it would be wholly inappropriate and morally bereft to allow a large-scale operation, such as proposed, to take place. Pollution and land recovery on festival sites is an ongoing issue worldwide, it is beyond impossible to believe that Moseley Folk LTD can legitimately guarantee a clean-up and land restoration operation, better than any other festival throughout history has been able to deliver. Moreover, because the site is so open and accessible compared to Moseley Private Park, it is inevitable that there would be non-ticket holders bringing alcohol into the park in order to sit and listen outside the fences; these people would not have access to the bins and toilets within the festival site and therefore could increase the already significant issues around litter in the park.

Highbury Park's car park is particularly small (in relation to the capacity of the park), and as such, in mid-summer and/or fine weather, is prone to significant overuse and overflow. Opening onto Shutlock Lane, this results in potentially hazardous parking along Shutlock Lane, in front of residents houses and in the subsequent cul-de-sacs. The infrastructure is far from equipped to host such an event, as such the implications risk a large-scale negative infraction on the local infrastructure as a whole. It is worth noting that both Kings Heath Park and Cannon Hill Park have a history of hosting events, namely, the Kings Heath Carnival and the Gardening Show, and as such would be readily better equipped. Opening Highbury Park up to what they plan could set a precedent and lead to more large-scale events being scheduled there.

It's of further interest that the application cites 'social distancing' as a reason for the change of venue. While it is obvious and apparent that the proposed Highbury location is bigger than that of Moseley Park, it is essential to take into account that this is a proposition for a private music festival. As such, it will take place within a finite space, with a central stage, with a bar and with a bottle neck entrance, by which patrons will have to gather in order to gain admittance. Changing the venue to a less suitable site will, in no way, shape or form circumnavigate the risks associated with hosting said festival.

Finally, Moseley Folk Ltd is a commercial outfit, not a charity or community organisation and therefore they should not be able to use Highbury Park in order to reduce their own overheads and costs. Tickets to this event are expensive and therefore it cannot be argued that this would be an event that is open to all local users of the park.

Yours faithfully,

## Festival Opposition

Print Name	Address	Signature
[REDACTED]	SEATON GROVE B13 8PD	[REDACTED]
[REDACTED]	SEATON GROVE	[REDACTED]
[REDACTED]	SEATON GROVE, B13 8PD	[REDACTED]
[REDACTED]	SHUTLOCK	[REDACTED]
[REDACTED]	SHUTLOCK	[REDACTED]
[REDACTED]	SHUTLOCK B13 8NZ	[REDACTED]
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[REDACTED]	SHUTLOCK LANE, B13 8NZ	[REDACTED]
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[REDACTED]	SEATON GROVE B13 8PD	[REDACTED]
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[REDACTED]	SHUTLOCK LANE B13 8NZ	[REDACTED]
[REDACTED]	" " " "	[REDACTED]
[REDACTED]	PART LODGE B13 8Q	[REDACTED]

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10/10/10 10:10



**From:**

**Sent:** 06 March 2021 10:59

**To:** Licensing

**Cc:**

**Subject:** Application for license to sell alcohol at the Mostly Folk Festival in Highbury Park, Kings Heath September 2021

Dear Licensing Committee,

**Application for license to sell alcohol at the Mostly Folk Festival in Highbury Park, Kings Heath September 2021**

I object to this application for the following reasons.

- all legal limits and restrictions imposed during the lockdown are due to be lifted on or after 21 June 2021. The festival organisers argument that moving the event, from Mostly Private Park to Highbury Public Park, is necessary maintain social distancing reasons is therefore no longer valid.
- the park needs to be cared for, not exploited for commercial gain. Holding a festival in the park will set a precedent for the further exploitation of Highbury Park for commercial reasons.
  - this will be bad for the local environment, cause damage to the park and be stressful for its wildlife.
- it will be problematic for many local residents living around and near to the park
  - due to the set up and take down of the festival's infrastructure,
  - the increase in traffic,
  - problems with parking on residential roads including pineapple estate,
  - possible antisocial behaviour
  - and of course days of noise pollution
  - It may have a negative affect on the health and well being of local people
- it will prevent or limit many local people's normal enjoyment of their local park whilst the event is on
- the economic and commercial benefits for local businesses will be marginal
  - unlike Moseley, which is a commercial area and well known entertainment hub (with many pubs, restaurants, cafes, shops and take aways) the area around the south west side of Highbury park is purely residential, there is one pub, one chippy, and one co-op minimart.
- The cultural benefits are debatable, the demographic of the line up is exclusive, its mostly white folk, it doesn't reflect the diversity of the local residents who live around the park, or seek to engage with them.

Highbury Park is best left to the birds, the foxes, the dog walkers, the joggers, the parents, kids and the locals trying to keep mind body and soul together through enjoying the nature on their doorstep.

kind regards



From:

Sent: 07 March 2021 17:51

To: Licensing

Subject: Application for a premises licence at Highbury Park by Moseley Folk Ltd

We are responding to the request for a premises licence by Moseley Folk Ltd in Highbury Park. The Committee of Highbury Park Friends discussed the proposals, in conjunction with some of our members and local residents.

The event organisers have a good reputation locally for other events that they put on currently in Moseley Park, and the event would bring in revenue to the local economy. It would provide some funding for the Chamberlain Highbury Trust for the restoration of the house and estate.

The application is, however, controversial locally, and we wish to flag up a number of issues

1. There would be a significant amount of disruption to local park users, who would not be able to access Highbury Park through the Dads Lane entrance for the duration of events. A large area would be screened off to prevent public access. It is felt this is not fair currently when the public need their parks more than ever 2. The whole park is very wet and there are concerns about compaction from excessive numbers of people in a small area if festivals were to be held; any damage caused would need to be remedied 3. Great care would need to be taken in terms of noise containment as the venue is very close to residential roads and Park View Clinic 4. The applicants have applied for access for 10,000 people, whilst stating that it would likely be only just over 5000 participants. 10,000 people feels a very large number at Highbury and there would be nothing to stop this happening if the request is granted. 5. The applicants state they have taken great care to avoid areas of the park sensitive for heritage or wildlife reasons, but this does not seem to be the case. The Henburys walled garden where the applicants wish to hold their reception area is one of the oldest heritage sites in the park. Area 3b that they propose using is very wet and contains a listed area of ridge and furrow and these areas should be avoided 6. We are in the process of applying for SINC/ SLINC status for the whole park. Part of the Area 3a where the applicants wish to have a cut through the woods to the stage and a back stage hospitality area is in the woodlands that comprise our Nature Improvement Area – jointly created by Birmingham and Black Country Wildlife Trust and Birmingham City Parks Department. The applicants propose siting stages backing on to the Nature Improvement area, which could be damaging to wildlife.

There are also badgers in the park as well as a wealth of bird, invertebrate and bat life and we would deem it important that the applicant commissions an independent wildlife impact assessment before being allowed to hold large events in the park 7. If all other conditions are met the only area deemed suitable for a large- scale event is the old playing field in area 3a directly above the car park, and we feel events would need to be staged here to avoid damage to historic and wildlife features

Highbury Park Friends

From:  
Sent: 08 March 2021 17:53  
To: Licensing  
Subject: Proposed license for Moseley Folk Festival to use Highbury Park.

To whom it may concern,

I am writing to you about the proposal to grant a licence to Moseley Folk Festival to use Highbury Park.

I have a number of issues I would like to raise about this is licence and the proposed location.

Joseph Chamberlain famously left Highbury estate to the people of Birmingham, for all the people, for free use, thus in a year when we have a global pandemic still very much going on, the idea that the city should grant a licence to make a part of the park fee paying, so that not all of people of Birmingham, but only some, one would argue the wealthiest, could use the park seem extraordinary. This park is hugely important to many peoples' well being whether its for exercise, engaging with nature or just out in open space. This park need to remain free to all to use 365 days a year, particularly in a year when many people will be under considerable financial strain and thus won't be able to travel to get away.

Secondly, after 15 years of walking in the park daily, I can see exactly where the wear and tear is upon the park. I am a professional horticulturist and I have considerable knowledge of tree, soil and plant health. The park is being used more than ever before, I applaud this, but the park need diffuse users, who are forced into certain areas, but can wander freely over the space to limit further compaction to tree and soil health. There will be vehicle access, considerable footfall, staging and other heavy machinery which will compact soil that is already damaged after a wet winter and so many users. We cannot afford to do more damage to the soil. I note that nowhere in the application is there any mention of how the soil might be protected on the build up, during the festival or during take down. All that is mention is litter picking. This is not acceptable. The Festival is asking to use an ancient landscape and shows little respect for how precious this is.

Highbury is one of the few remaining relic landscape in South Birmingham this can be seen through the drainage system across the fields and the ancient hedgerow. This is ancient, uncultivated soil that acts as huge carbon store. The council has declared its self a climate crisis council and is committed to ensuring that the future generations of Birmingham has a healthy and sustainable environment to live in. Healthy soils can store vast volumes of carbon, particularly pasture ones, but unhealthy soils can't store so much carbon, in fact degraded soils release carbon back into the atmosphere. Certain parts of Highbury, particularly in the location proposed, are being to show signs to great degradation from high volumes of foot fall and very wet weather. The festival will only make this worse, particularly if the weather is bad.

Highbury is home to a number of breeding pairs of tawny owls that roost along the railway track. Owl are famously night birds but have very particularly hunting requirements. They need open space of longer grass to hunt. These birds are successful here because of the open fields. I feel that is very unacceptable to threaten their habitat in any way. The festival site will disturb their hunting ground a key point in their breeding calendar as they will either still be feed late broods or the young will just have fledged and being looking for their own hunting territory. Either way its a period that both young and adults can easily starve if their habitat is disturbed.

I notice that the licence is actually not for one summer, all though all the PR suggests that it is because of pandemic, but is actually for six days every year until future notice. This only adds to the above problems. It's not six days, its a week before and a week after that the part will be available only to either crew or paying customers. Also it states that the licence is for 2 X 3 days event per year, but if granted will allow

regulated entertainment for Mon, Thurs, Friday, Saturday and Sunday, which is 5 days, so I'd like to have a response on how that works.

In light of all this I feel that it is not acceptable to hold a festival of this sort of numbers in the park. It is a wild, beautiful space and it needs to be honoured and respected for that. It is home to many others from owls to voles and even the odd badger. These others being need their home respected and protected and therefore I believe the council has a duty to do this above profit.

Finally as a local resident who will certainly be able to hear all of what goes I am concerned about noise levels. My wife is a key worker at the NHS doing night shifts and this sort of festival will disturb her sleep. We already hear the festival when it is in Moseley so I can't see how it won't be very loud if it's in the park at the end of road.

Yours sincerely

Highbury Road  
Kings Heath  
Birmingham  
B14

**From:****Sent:** 08 March 2021 23:34**To:** Licensing**Cc:****Subject:** Objection: Moseley Folk Ltd application for Highbury Park Premises Licence

Re: Moseley Folk Ltd application for Highbury Park Premises Licence

Dear Licensing Section

We are writing to strongly object to Moseley Folk Ltd's application to hold the Mostly Jazz Funk & Soul Festival in Highbury Park from 9-11 July 2021.

We are concerned for the following reasons:

- Setting a precedent for other large-scale public events to be held in Highbury Park;
- Resulting damage to a park that is an important and fragile ecosystem;
- Noise pollution;
- Restricting access to what is an important green space for local people, at a time when it is most needed.

**Setting a precedent**

We are very concerned that a successful application will set a precedent for other large public events promoted by Moseley Folk Ltd and other organisations to take place in what is essentially one of Birmingham's wildest and most important parks for nature.

Whilst the majority of the application concerns the July Mostly Jazz, Funk & Soul Festival, the application is for *two* 3-day festivals, from which we therefore assume that Moseley Folk Ltd *also* intend to bring the Moseley Folk Festival, which takes place annually in September, to Highbury Park. This is despite the fact that the application implies that there will only be *one* festival in the park, as all the information on the white sheet concerns the July Festival. Moseley Folk Ltd is an ambitious organisation, which has been frustrated at the audience size restrictions of Moseley Private Park. A move to Highbury Park potentially enables them to have larger audiences for their events, and we foresee that if this application is approved, these events will quickly become annual, and that it will only be a matter of time before the festivals expand into other areas of Highbury Park. This then further risks the park also being used for major events by other promoters. It is far from certain that it will be possible – let alone advisable – to hold any large scale public events this summer that encourage people to congregate in this way. Nor does the argument that it is easier to manage social distancing in Highbury Park feel right – we think that the Festival is effectively being opportunistic in terms of looking for a larger venue and that this will not be a one-off application.

**Damage to the park**

The proposed area of South West Corner of Highbury Park, Amenity Fields & Grassed Area of Highbury Park is an area that is prone to damage. It gets muddy and boggy very quickly. Whilst the application states that the festival will 'avoid heritage features and sensitive areas of nature conservation', the *whole* of Highbury Park is important for nature – it's managed in a more 'wild' way than many of the city's other parks, and is a fragile ecosystem, with important heritage and landscape features – there's ridge and furrow (an important archaeological feature) very close to the proposed site of the festival. Although the application expresses that local stakeholders including Highbury Orchard, the Beekeepers and the Friends of Highbury Park have given the plans 'qualified' support, the festival's presence for 6 days (two x 3-day events, plus then 4 periods of get-in /get-out on either end of each of the events) is certain to cause significant damage to the park. There is nothing in the current information setting out what measures will be taken to protect the park and reduce these impacts, beyond litter picking. Festival-goers will *not* just stick to designated areas – they will spread out across the wider park – much of which does not have formal path networks.

**Noise pollution**

We love folk, jazz and soul. But we already hear the festival when it's on in Moseley from our house in Kings Heath – Highbury is a more open park, and the Festivals are likely to have a significant noise impact for local residents.

**Lack of access**

We have used this park almost every day for nearly two decades to walk our dogs, to picnic with our children, and latterly to visit our plot at the Uffculme Allotments since 2013.

At a time when local residents most need their local parks (access to urban parks has increased by 300% during the pandemic) it's unfair to block off a large part of the park for a significant number of days – not just the 6 days set out in the application – during summer holidays, when most people will still be staying at home. Not to mention the peace and quiet enjoyment of the park, which will be severely impacted by set up and take down, before and after the festivals.

We like the event and we like the promoters, and we have attended both the Mostly Jazz Funk & Soul Festival and the Moseley Folk Festival in Moseley Park over the last 9 years. They are great festivals, but Highbury is the wrong park for them.

Yours sincerely

Grange Rd  
Kings Heath B14

**From:**  
**Sent:** 09 March 2021 08:24  
**To:** Licensing  
**Cc:**  
**Subject:** Premises licence for Moseley Folk Ltd at Highbury Park

Dear Licensing

Please find attached a representation from the Chamberlain Highbury Trust regarding the premises licence application from Moseley Folk Ltd for Highbury Park.

I have also attached two documents that inform the representation. I chair a group of stakeholders who all have responsibilities for the management of parts of Highbury Park. We have been working with Moseley Folk Ltd over the last three years to explore the possibility of holding large events in the park. The two additional documents reflect the latest information we have had (November 2020) from Moseley Folk Ltd on where they would like to hold a large event and our draft licence guidelines for organisers (2019) which would indicate that the licence should be applied to a parcel of land further to the south west.

Yours faithfully

Chamberlain Highbury Trust



# The Chamberlain Highbury Trust

8.3.21

General Licensing, Regulation & Enforcement

PO Box 17831

Birmingham

B2 2HJ

Sent by email to [licensing@birmingham.gov.uk](mailto:licensing@birmingham.gov.uk)

To whom it may concern

## **Premises Licence Application: Moseley Folk Ltd at Highbury Park**

The Chamberlain Highbury Trust was set up in 2015 (by Birmingham City Council's Trust and Charities Committee) to restore the house and grounds of the Highbury estate. The Highbury estate sits within the boundary of Highbury Park and as such we actively collaborate with Birmingham City Council's Parks Service and the other stakeholders who care for various parts of the park namely Highbury Park Friends, Highbury Orchard Community CIC, Birmingham & District Bee Keepers Association and Four Seasons Garden Project.

CHT's vision is to open up the Highbury estate for the benefit of the citizens of Birmingham and to do this we need to raise c. £8m for the full restoration of the house and grounds and more to sustain it beyond that.

CHT and the other stakeholder groups have worked with the licence applicant over the last three years to explore how and where in the park, events for audiences larger than can be coped with at Moseley Park & Pool might be accommodated twice a year in Highbury Park. To this end we have already prepared some draft guidelines that reflect our thinking to date (attached) and the latest proposal we have been given by the licence application (November 2020, also attached).

As CHT we would ask you to consider the following points in your determination:

In support of the licence application:

1. We believe 2 x 3 day events per year in Highbury Park, carefully managed, could boost the local economy and generate revenue to invest in the future restoration, conservation and management of the park. We would hope that events at Highbury would be additional to the two successful events run by this licence applicant at Moseley Park and Pool.
2. We support the principles of the licence applicant to run the events sustainably and within acceptable hours finishing no later than 23.00.
3. With the opening of railway stations at Hazelwell and Kings Heath in 2023 we can see that on street parking problems would be reduced.
4. We welcome the provision of cycle storage.
5. We would welcome the opportunity to work with the licensee on the detailed event handbook to ensure that disturbance to residents is minimised and the protection of the historic features of this registered park Grade II and the biodiversity of this candidate Site of Importance to Nature Conservation which also forms part of the Defra funded Birmingham Nature Improvement Area, are protected.

Of concern to us is that:

1. The 'premises' description refers to a substantial area in the south west corner of Highbury Park. In the north eastern section of the licence boundary there are patches of ridge and furrow and new and biodiverse woodland plantings that it would be difficult to protect. See Nov 2020 Mostly Jazz Funk & Soul at Highbury Park in 2021 document and v4 of the park stakeholders' Draft Licence Guidelines 2019 (also attached).
2. The fields in the north eastern section of location 3a and beside the main drive in 3b (see Draft Licence Guidelines 2019) are typically very wet during most months of the year and will not support heavy footfall or vehicular traffic. The better location for event goers and all the facilities needed would be in the two most south westerly fields in 3a closest to the Dad's Lane/Shutlock Lane entrance and south of the existing main drive. Please consider reducing the red line boundary for the licence to address these concerns.
3. Special arrangements would be needed to ensure that Civic Catering events at Highbury Hall would not be impacted by the events in the licence area on the same dates.
4. Special conditions would be needed to ensure that park users wishing to pass through the park without attending an event will still be able to do so and especially between Kings Heath High Street and the Dads Lane/Shutlock Lane entrances to the park.
5. Special conditions would be needed to ensure that the beekeepers will be able to safely access the apiary from an alternative and marshalled entry point e.g. at the Shutlock Lane/Moor Green Lane entry.



6. Special conditions would be needed to ensure that the licensee paid for reparations to the site after each event.

7. Noise reduction measures will be critical as the licenced premises will be surrounded on two sides by dense housing and on a third by a residential mental health clinic.

8. The Henbury's walled garden may be vulnerable to damage if used as a marshalling area for ticket holders to enter the event site. This function should also be located further to the south west.

Yours faithfully

CHT Vice-chair

## Mostly Jazz Funk & Soul in Highbury Park in 2021

Dear Chamberlain Highbury Trust,  
thanks for your patience and continued enthusiasm to work with us in producing larger events in Highbury. As part of our Covid contingency planning for 2021 this now has more urgency for us. There's a good chance that social distancing will still be required in July 2021 and the extra space at Highbury would allow us to achieve that.

Referencing the Highbury Site Constraints Map this document includes very rough draft plans showing how a larger event could potentially work. I've listed issues we need to overcome and potential solutions to discuss with the CHT. We'd welcome any feedback and it'd be really useful to meet again in the Park.

To hold an event in 2021 we'd need to apply for a Premises Licence in the coming months. For those not familiar with the application process I've detailed the stages along with the area we would like to include and other points to consider.

### Draft site plans for a larger event in 2021



## Access

Pedestrian access for festival-goers would follow the tarmac driveway from the A435 / Queensbridge Junction. The crossings would be marshalled to maintain pedestrian safety and car traffic flow. We would encourage the use of the new Kings Heath Station or the 50 Bus and discourage car usage. For those travelling by Taxi we'd marshal a drop off / pick up point on Findlay Road.

Use of the Shutlock Lane driveway would be restricted to disabled festival-goers, staff, contractors and musicians. If we try and keep the public car park open during an event there is a risk that festival-goers will fill it up quickly and park users will be further inconvenienced. If we can find an alternative for park users that would be much easier to manage, perhaps off Yew Tree Road.

We would park all vehicles related to the event on the Amenity Grassland behind the southern car park. The car park would be free of our traffic during the build and break and only restricted during the event opening hours. We appreciate this is a major issue to overcome but maintaining public access during a large event could lead to safety issues and risk further inconveniencing park users.

We discussed the tarmac driveway opposite the junction of Moor Green Lane and Shutlock Lane as an alternative access route for the Beehives and Allotments during the event weekend. We could cover the cost of making these bollards removable to enable this route. Alternatively the Allotments could be accessed from the A435 entrance and any vehicles could be escorted by our traffic marshals during the event itself.

We always try our utmost to avoid causing inconvenience and nuisance to park users and local residents but from our experience at Moseley most people are willing to accept small changes and inconveniences for two weekends a year. Most will appreciate the benefits to the wider community and understand BCC and the CHT need to raise funds and will be willing to work with us in keeping inconvenience to an absolute minimum.

An impressive stat we were recently given...West Midlands Growth calculated the economic benefit of Mostly Jazz Funk & Soul at £641,029 to the local economy.

## Heritage and Nature Conservation

3b. We have included part of the level area to the north of the tarmac driveway before it slopes down to the main meadow. We're aware of the Ridge and Furrow in part of this area and this area would be free of significant footfall, vehicle traffic and structures. Its important for us to include this area to give the event enough depth for our audience to spread out.

The areas of woodland within the event site would be fenced off to prevent public access. This includes the small woodland areas in 3b, marked on the site plan as Out of Bounds.

3a. The only use of the woodland areas that we'd like to discuss is for artist back stage access from our temporary car park on the Amenity field via the pathway which leads to our Main and Second stages. We don't expect the need to widen the existing path as its for pedestrian use only.

We would like to use the Walled Garden as a Box Office area where we can queue ticket-holders away from the public areas of the Park. Access to the Henbury Pond would be fenced off.

## Noise Nuisance

At Moseley we have a music curfew of 10.30pm which we strictly adhere to.

At Moseley we have a very sensitive site backing directly onto residential properties. Over the years we've worked hard to keep any nuisance to an absolute minimum. We employ Clearsound from Shipston to provide our PA's and Sound Engineers. Their equipment can accurately focus sound at our audience quickly falling off before it reaches the site perimeter.

To monitor sound during the event we employ Joynes Nash and in particular we use a sound analyst who works as an Environmental Health Officer for Sheffield City Council during the week. He is very good at maintaining and monitoring sound levels inside and outside the site to make sure we comply with BCC limits.

In Moseley the nearest residential property is 125m from the front of our stage.  
At Highbury the closest sensitive site, Parkview is 275m or Britannic at 575m.  
Highbury also benefits from having woodland to reduce the sound.

Our Monitor speakers facing backwards from the edge of the stage are designed for our musicians to hear what the audience can hear but at a much reduced level.

In Moseley the nearest residential property is 50m from the back of our stage.  
At Highbury the properties on Westfield Road are 120m from the back of our stage.

As part of our site planning and to aid the Licence application we will commission a noise impact report based on the new proposed site layout.

## Enhanced Security

We are conscious that Highbury is an open public park which leaves us much more vulnerable than in Moseley to theft, malicious damage and fence jumpers. During the build and break we would deploy 24 hour security to patrol and protect the event site.

After the event closes each night our security would marshal festival-goers to leave the Park via the A435 exit. We can discuss deploying extra night security to patrol sensitive areas of the Park. Would they have any authority to ask people to leave? Is the Park out of bounds during the hours of darkness?



## Applying for a Premises Licence

A Premises Licence provides a legal framework and list of conditions set by the local authorities that an event producer has to adhere to. It gives an event producer the approval in law to produce an event under those conditions on that site but it does not give permission to use the land itself. Permission and control of event planning would always remain with BCC and Highbury Trust. Granting us a premises licence does not give BCC or the CHT any obligation to allow events to take place. (Just to be clear!).

We would like to apply for a licence that includes the wider Amenity Field in case we need to use it in the future. Its prudent to future proof a premises licence as any changes can mean starting the process from scratch which would be costly and it may be harder to pass a second time around.

The licence would allow two 3 day music events per year up to a capacity of 9,999.

Mostly Jazz currently has a capacity of 4,000 in Moseley under a 4,999 Licence.

Although we are nowhere near to a 9,999 capacity there is a strong chance we would exceed 4,999 at some point in the future which would need a new licence if we were to apply for a lower capacity now.

Remember BCC and the CHT maintain control at all times and each event needs their approval throughout the planning stages.



## **Licence Application**

This is the time line we would ideally like to work to.

Early November: Consult with the CHT and agree on the Licence application.

Early November: Commission a Sound Impact Report

Late November: Consult with BCC and seek feedback from the authorities.

We'd ideally like to arrange a public meeting once our plans have been agreed with the CHT and BCC but social distancing may not allow this.

Early December: Submit the Licence Application.

The licence would be granted unless any representations remain unresolved after 28 days.

We would hopefully be able to resolve any concerns before the deadline passes and in the New Year a licence would be granted.

For us to plan an event in 2021 we would need the licence in place by the end of January.

## **Event Specific Planning**

Separate to the Licence we can continue discussing plans for a July 2021 event.

We would aim to have developed and agreed detailed plans by March ready to start the SAG process in April.

We're really looking forward to working with you all on this project.

Kind regards,

Gerv, Carl and John

## Guidelines on the operation of events

### 1 Introduction

This document provides some operational guidelines for organisers of events (for audiences large and small) in Highbury Park and the grounds of the Highbury Estate.

It represents the views of the members of the Protocol Group which meets quarterly to coordinate events, activities and land management work in Highbury Park and the Highbury Estate. The members of this group include:

- Birmingham City Council Parks – Mike Hinton, Alf Dimmock and Darren Share
- Chamberlain Highbury Trust – Alison Millward, Cllr Lisa Trickett and Rachel Wassall
- Highbury Park Friends – Anne Gilbert and Ellen Pisolkar
- Highbury Orchard Community – David Papadopoulos and Liz Wright
- Birmingham Beekeepers Association – Sharif Khan
- Four Seasons Garden Project – Kathryn Carter

Advice is also provided by:

- Birmingham City Council Tree Officers – Simon Needle and Steven Flood
- Birmingham & Black Country Wildlife Trust – Tom Hartland-Smith
- West Midlands Police Wildlife Liaison Officer

### 2 Events at Highbury

The members of the Protocol Group welcome event organisers to use the park and grounds for events, large and small. This is a historic landscape with several sensitive features and habitats that we need to protect. That said there are also several wide and more robust open spaces for people to gather and be entertained in.

We are about to embark on a major multi-million pound restoration project for Highbury and its estate and the City Council and many volunteers put in considerable time and money each year to maintain the park and grounds. We would expect event organisers to make a financial contribution over and above normal costs to support specific elements of the restoration and maintenance of this special place. Further details on these matters can be obtained from the Chamberlain Highbury Trust.

The park and grounds are surrounded by housing, schools and a mental health clinic. We want to be a good neighbour and we ask that you are too.

In selecting a location for your event we would ask you to consider not just the size of the audience you hope to attract or the size of the area you need to accommodate them and any infrastructure but mainly the likely *impact* of your event on the landscape, wildlife, archaeology, regular users and neighbours. For example, the potential wear and tear from vehicle passes over historic landscape features such as ridge and furrow, damage to stone and rock works, rutting of wet areas, noise and lighting disturbance to neighbours and wildlife must all be reduced to a minimum.

As event organiser ourselves, we will also follow our own guidelines!

The site is well served by public transport – bus numbers 11, 27, 35, 76, 50 and 150. By around 2023 railway stations for Moseley, Kings Heath and Hazelwell will be re-opened

which will be only a 10-15minute walk away. The site only has one (small) public car park off Shutlock Lane. A second car park is located beside the house off Yew Tree Road, but this is designated for the sole use of those attending events at the house. This car park and additional car parking at Uffculme School on Yew Tree Road for the public can be arranged. On street parking is available on Yew Tree Road and Moor Green Lane (east) but this needs to be marshalled to avoid causing a nuisance to local residents. Pedestrian access across the road at the junction of Moor Green Lane and Shutlock Lane should also be marshalled,

### **3 Preferred locations for events**

#### **3a Amenity grassland fields to the southwest of the site adjacent to the railway line**

3a is the preferred location for large scale events (see map below).

##### **Benefits:**

- Large flat spaces close to the main access track off Dad's Lane
- Includes areas of ridge and furrow over which compaction must be avoided
- Limited wildlife value except around the margins
- Vehicles could be diverted off the track onto the amenity grassland field closest to the Dad's Lane entrance and would therefore not affect other vehicular access to the car park, apiary and orchard
- Set up and strike should not affect access for the public to other parts of the park and estate
- Railway forms a natural boundary along southern edge, though there is a desire line through the woodland strip
- On Nos. 27 and 76 bus route and close to Nos. 11, 35, 50 and 150
- Audiences can access additional amenities in Moseley and Kings Heath a 10-15 minute walk away.

##### **Issues:**

- An arrangement to have the grass cut would need to be made with BCC Parks as currently uncut grass due to lack of money
- A 2m -2.5m wide access gap between the two adjacent fields would have to pass through the woodland strip
- Access through the boundary to the east of the amenity grassland with Henbury's Fishing Pond would need to be closed off to protect wildlife and heritage features related to the Henbury Estate
- Access up and down the short but steep grassy slope in the eastern section of the amenity grassland that would need to be addressed by event organisers
- Utility connections unknown at present
- Residential properties to the south and west
- Security issues for other 'tenants' of the park, their facilities and equipment – orchard, apiary, Highbury.

#### **3b Meadows and woodland in the central zone**

3b may be suitable for smaller scale events which require minimal infrastructure.

##### **Benefits:**

- Sense of space and enclosure for audience
- Slope to aid visual access to performance areas

##### **Issues:**



- Includes a number of sensitive areas for wildlife
- Several old and mature trees with spreading canopies
- Dead and dying wood is valuable for wildlife but could pose a hazard for audiences
- The meadow and woodland areas are currently being restored to enhance their value for biodiversity and designation as a Site of Importance for Nature Conservation
- Site of several sections of ancient ridge and furrow landscape features which could be adversely affected by compaction of large audience footfall and vehicular movements
- Very wet in parts
- Noise nuisance to residents of Parkview Clinic increased.

### **3c Meadows and woodland in the northern zone**

3c may be suitable for smaller scale events which require minimal infrastructure, but only on the western side.

#### **Benefits:**

- Sense of space and enclosure for audience
- Slope to aid visual access to performance areas

#### **Issues:**

- Includes a number of sensitive areas for wildlife
- Very wet in parts and particularly so in the eastern section
- Vehicular access restricted to tarmac path along the southern edge
- Several old and mature trees with spreading canopies
- Dead and dying wood is valuable for wildlife but could pose a hazard for audiences
- The meadow and woodland areas are currently being restored to enhance their value for biodiversity and designation as a Site of Importance for Nature Conservation
- Site of several sections of ancient ridge and furrow landscape features which could be adversely affected by compaction of large audience footfall and vehicular movements
- Noise nuisance to residents of Moor Green Lane and Shutlock Lane.

### **3d Formal lawn to south of house**

3d may be suitable for small scale events which require minimal infrastructure and start and finish in 1-2 days.

#### **Benefits**

- Great back drop provided by the house and lawn
- Easy access to utilities and facilities in the house
- Good vehicular access from the terrace
- Sense of space and enclosure for audience
- Slope to aid visual access to performance areas

#### **Issues**

- Small size of area
- Area in regular use for weddings at weekends

### **3e The Orchard**

3e may be suitable for small scale events.

#### **Benefits**

- Tile based floor in the old farm building enclosures

- Several small scale log seating circles
- Paths along which several gazebos can be erected
- Sense of woodland enclosure.

#### Issues

- Sensitive wildlife habitat on boundary with Uffculme Centre
- Productive areas of fruit trees to which access must be controlled
- Potential health and safety risk related to tree limb drop in times of high winds
- Remote from public car parks.

### 3f Four Seasons Garden Project

3f is a good venue for small scale events that may require shelter.

#### Benefits

- Firm paths along which gazebos can be erected
- Glass houses and poly tunnels for displays and demonstrations
- Small car park adjacent
- Toilets and refreshment cabin
- Picnic tables

#### Issues

- Productive areas for fruit and flowers to which access must be controlled.



#### Event locations

3a – Amenity grassland fields

3b – Meadows & woodland in the central zone

3c – Meadows & woodland in the northern zone

3d – Formal lawn south of the house

3e – Orchard

3f – Four Seasons Garden Project

## 4 Operational guidelines

We ask event organisers to:

### Respect this historically important place

- Protect the features of historic and nature conservation importance on the site from harm
- Protect the well being of our neighbours and wildlife
- Hold events between the hours of 10.00 and 23.00 only
- Manage and reduce the nuisance of noise, lighting, litter, car parking and traffic congestion created by the event on the site and in the 200m zone beyond it
- Liaise with us on a regular basis 3 months, 1 week and 1 day before the event and on the strike day
- Contribute financially to the restoration of the park and grounds by donating 5% of any profit made.

### Consult our site sensitivities map

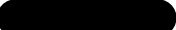
- Consult our Site Sensitivities/Constraints Map **[to be inserted]** and avoid any activity, circulation or location of infrastructure for your event in these areas
- Note that public and vehicular access to the southern car park and along the tarmaced paths is required at all times.

### Share an early plan with us

Please share a draft plan of your proposed activities and infrastructure with us at least 3 months before the due date. Please include information on:

- Type of event
- Site layout plan: stage, auditorium, PA, toilets, stalls, barriers and fencing, marquees, first aid tent, circulation routes, parking, power points, water, storage areas.....
- Temporary fencing and crowd barriers
- Premises Licence or Temporary Events Notice details
- Length of event including set up and striking time
- Programme
- Site opening and closing times
- Audience size
- Car and bicycle parking requirements
- Arrangements for vehicular access (times and locations)
- Staging and public address system
- Seating
- Toilets
- Refreshments
- Utility requirements (power, water, waste management and signage)
- Suppliers and your requirements of them
- Risk assessment
- First Aid
- Stewarding/policing requirement
- Volunteer requirement
- Insurance
- Emergency/Evacuation Plan
- Mobile contact details
- Profit sharing with the Protocol Group members

A Protocol Group representative will then meet with you on site to walk and talk through your proposals.

Contact details: Chamberlain Highbury Trust Coordinator 

**From:**

**Sent:** 09 March 2021 13:08

**To:** Licensing

**Subject:** Re: Licensing Act 2003 Premises Licence (Grant) RE: Moseley Folk Event, SW Corner of Highbury Park, Amenity Fields & Grassed Area, Birmingham, B14 7SU

Bahpinder

Perhaps my email wasn't clear enough.

Objection on the grounds of public safety.

The event foot print removes vehicular access for the bee keepers and the allotment association.

Any alternative arrangement puts additional pedestrian traffic attending the event in direct conflict with our vehicles.

Access must be safe and fit for purpose.

Until these are addressed physically on site the safety of pedestrians and vehicles accessing highbury is adversely affected.

Regards

BDBKA committee member.

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 Moseley Folk Ltd  
(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			
SW Corner of Highbury Park Amenity Fields and Grassed areas			
Post town	Birmingham	Postcode	B14 7SU
Telephone number at premises (if any)		N/A	
Non-domestic rateable value of premises		£0.00	

**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)
- 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 <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth over		I am 18 years old or		<input type="checkbox"/>	Please tick yes
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth over		I am 18 years old or		<input type="checkbox"/>	Please tick yes
Nationality					
Current postal 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 Moseley Folk Ltd
Address 82 Fazeley Street Birmingham B5 5RD
Registered number (where applicable) 05802515
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**



When do you want the premises licence to start?

DD	MM	YYYY
1	5	03 2021

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)

Highbury Park is located on the borders between Moseley and Kings Heath.

Highbury Hall, the former residence of Joseph Chamberlain, is on the northern edge of the park.

This application relates to an area of the Park in the south of the site, including the Amenity fields (as shown on the accompanying site plan).

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

9999

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)  | <input checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B)  | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

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

☐

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

☒

In all cases complete boxes K, L and M



# A

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	11:00	22:30	<b>Please give further details here</b> (please read guidance note 4) Performances may take place in open air or within marquee type structures.		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Thur	11:00	22:30			
Fri	11:00	22:30	<b>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</b> (please read guidance note 6) Mondays would only apply to Bank Holiday Mondays		
Sat	11:00	22:30			
Sun	11:00	22:30			

# B

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	11:00	22:30	<b>Please give further details here</b> (please read guidance note 4) Exhibitions may take place in open air or within marquee type structures.		
Tue					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Thur	11:00	22:30			
Fri	11:00	22:30	<b>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</b> (please read guidance note 6) Mondays would only apply to Bank Holiday Mondays		
Sat	11:00	22:30			
Sun	11:00	22:30			

## C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			<u>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</u> (please read guidance note 6)
Thur			
Fri			
Sat			
Sun			

## D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>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</u> (please read guidance note 6)		
Sat					
Sun					

# E

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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	11:00	22:30	<u>Please give further details here</u> (please read guidance note 4) Performances may take place in open air or within marquee type structures.		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur	11:00	22:30			
Fri	11:00	22:30	<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) Mondays would only apply to Bank Holiday Mondays		
Sat	11:00	22:30			
Sun	11:00	22:30			

# F

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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	11:00	22:30	<u>Please give further details here</u> (please read guidance note 4) Performances may take place in open air or within marquee type structures.		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	11:00	22:30			
Fri	11:00	22:30	<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) Mondays would only apply to Bank Holiday Mondays		
Sat	11:00	22:30			
Sun	11:00	22:30			

# G

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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	11:00	22:30	<u>Please give further details here</u> (please read guidance note 4) Other entertainments may be accompanied by Dance or encourage the Public to participate in Dance. Performances may take place in open air or within marquee type structures.		
Tue					
			Performances may be stand-alone entertainment, or form part of a wider programme of entertainment.		
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur	11:00	22:30			
Fri	11:00	22:30	<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) Mondays would only apply to Bank Holiday Mondays		
Sat	11:00	22:30			
Sun	11:00	22:30			

# 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 MC, Host, Compere and the like.		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon	11:00	22:30		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4) Performances may take place in open air or within marquee type structures.		
Wed					
			Performances may be stand-alone entertainment, or form part of a wider programme of entertainment.		
Thur	11:00	22:30	<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	11:00	22:30			
Sat	11:00	22:30	<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) Mondays would only apply to Bank Holiday Mondays		
Sun	11:00	22:30			

# I

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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input 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

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for <u>consumption – please tick</u> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	11:00	22:15			
Tue					
Wed					
Thur	11:00	22:15	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) Mondays would only apply to Bank Holiday Mondays		
Fri	11:00	22:15			
Sat	11:00	22:15			
Sun	11:00	22:15			

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 Carl Phillips	
Date of birth	
Address	
Postcode	
Personal licence number (if known) 16/00677	
Issuing licensing authority (if known) Stratford District Council	

□□□□

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).

NONE – N/A

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	09:00	23:00	
Tue			<b>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</b> (please read guidance note 6) Mondays would only apply to Bank Holiday Mondays
Wed			
Thur	09:00	23:00	
Fri	09:00	23:00	
Sat	09:00	23:00	
Sun	09:00	23:00	



**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 Premises Licence Holder (PLH) will, so far as is reasonably practicable, take into consideration the interests of key stakeholders such as local businesses, local residents associations, friend's groups and the like.
- . Any events organised at the Premises will be presented to the Safety Advisory Group and the PLH will adhere to any conditions set by the SAG.
- . Events will be notified to Safety Advisory Group (SAG) a minimum of 12 weeks prior to taking place.
- . The maximum number of events to be held at the Premises per year will be 2 x 3-day events (therefore, a maximum of 6 event days per year).
- . Events will only take place over Thu – Sun or Bank Holiday Mon.
- . The maximum number of persons on site will be 9999 at any one time, inclusive of all persons on site (staff, contractors, artists etc).
- . The layout of the event site will be agreed with SAG as part of the event planning process. This will include entrance/exit, emergency exits, bars, food traders, WCs, stages and the like.

**b) The prevention of crime and disorder**

- . The PLH will ensure that a Security Risk Assessment is carried out and that events feature an appropriate number of SIA Staff.
- . A reputable and experienced SIA accredited company will be appointed to prevent Crime and Disorder and to ensure Public Safety
- . The Event Safety Management Plan will include details of Crowd Management
- . When a crime or other incident requiring police attendance is reported to or discovered by a security operative, they shall obtain as much detail as possible with particular importance being placed on identifying victims, suspects, witnesses and scenes of crime.
- . No glass will be permitted on the event site.

**c) Public safety**

- . The PLH will produce an Event Safety Management Plan which will be agreed in advance with the SAG.
- . The Event Management Plan will be a "living" document that outlines the management structure, roles and responsibilities, organization, control, monitoring and review mechanisms as identified by the event specific Risk Assessment.

**d) The prevention of public nuisance**



- . A Noise Management Plan will be developed by a suitably qualified and experienced Acoustic Consultant and agreed with EH and SAG.
- . The Acoustic Consultant will have representatives on site to monitor dB levels during sound checks and the live event.
- . A Traffic Management plan will be developed and agreed with Highways and other members of the Safety Advisory Group.

**e) The protection of children from harm**

- . Children under the age of 16 must be accompanied by an adult over 21.
- . The Event Safety Management Plan will include details of Lost/Found Children and Vulnerable Persons.
- . A Challenge 25 policy will be implemented at all bars.
- . The PLH shall ensure that nobody under the age of 18 years of age is employed to sell alcohol.
- . The Designated Premises Supervisor (DPS) shall ensure that all staff are instructed about the acceptable forms of identification (ID) for proof of age and are fully aware of the Challenge 25 scheme.
- . There will be no adult activity or relevant entertainment taking place on site.

**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 (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"><li>• [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).</li><li>• 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)</li></ul>
Signature	Gervase Havill
Date	08/02/2021
Capacity	Director – Moseley Folk Ltd

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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	

- 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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

**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 **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **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 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, 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.





**From:** bw licensing  
**Sent:** 17 February 2021 07:37  
**To:** Licensing  
**Cc:**  
**Subject:** GRANT-MOSELEY FOLK EVENT, SW CORNER OF Highbury Park, AMENITY FIELDS & GRASSED AREA, B14 7SU

Good Morning Licensing,

With regard to the premises licence application for SW Corner of Highbury Park B14 7SU

West Midlands Police have reviewed this application and are happy that if the below conditions are added / amended on the licence, then the licensing objectives will be met and promoted. The below have been agreed with the applicant, as per below email chain, who is also copied into this email.

**Remove all submitted conditions with exception of:**

- The maximum number of events to be held at the Premises per year will be 2 x 3-day events (therefore, a maximum of 6 event days per year).
- Events will only take place over Thu – Sun or Bank Holiday Mon.
- The maximum number of persons on site will be 9,999 at any one time, inclusive of all persons on site (staff, contractors, artists etc).

**Replace the other conditions with:**

- For each event there will be a separate Multi Agency Group Process - MAG (or any other approved name.)
- After each event a debrief of the MAG group (or any other approved name) will take place. Any learning / suggestions from the debrief will be incorporated by the premises licence holders into the next event.
- There will be a clear break of a minimum of 25 days between each event, unless otherwise agreed by the MAG
- The first MAG meeting for the first event will be called minimum of 16 weeks prior to the event date.
- The premise licence holder will invite representatives from all the responsible authorities (as defined by the licensing act 2003) to attend the meeting.
- Any other interested parties as identified by either the premises licence holder or any responsible authority will be invited to the meeting. Interested parties will be classed as experts in their fields that can advise the MAG process in promoting the licensing objectives, who are not classed as responsible authorities under the licensing act such as city highways and ambulance service. This invitation will not be open to members of the public.
- At least 7 days prior to the MAG (or any other approved name), the premise licence holder will send the 1<sup>st</sup> iteration of the event manual EMSP (or other terminology) to all responsible authorities (email details as contained within BCC statement of licensing policy) and any interested party.
- The EMSP (or other terminology) must detail control measures for the promotion of the licensing objectives, and as a minimum contain:
  - Site plans
  - Hierarchy/control
  - Definitions of roles and responsibilities
  - Build and De-rig schedules
  - Command and control plan



- Alcohol management plan
  - Ingress and Egress plan
  - Security and stewarding plan
  - Incident management plan
  - Evacuation plan
  - Medical and vulnerability plan
  - Noise management plan
  - Site capacity plans (and individual units if plan indicates more than one structure)
  - Major incident plan
  - Search plan
  - Weapons / drugs policy
  - Waste management plan
  - Transport / highways plan
  - Trader information and food hygiene
  - Fire detection and prevention plan
  - Counter terrorism plan (restricted)
- The number and frequency of any meeting or the requirement for updated EMSP, will be determined through the MAG (or any other approved name)
  - At least 28 days before the event the final iteration of the EMSP (or other terminology) will be signed off by the responsible authorities that had been present through the MAG meetings
  - Any changes to the EMSP after the 28 day deadline, must be notified in writing to all MAG members, and if any MAG member deems the change to undermine any of the licensing objectives they retain the power to veto the amendments.
  - This veto to be done in writing with explanation, at which point the signed EMSP remains as the operating condition for the purposes of the premise licence.
  - If the amendments are agreed (written proof required from the MAG members) then the EMSP can be amended accordingly and this to become the new operating schedule for the purposes of the premise licence.
  - The signed off EMSP will become the operating conditions for that event and be a condition of the premise licence during its operation

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:** Rob Dudley

**Sent:** 16 February 2021 14:08

**To:** bw licensing

**Subject:** Re: [External]: GRANT-MOSELEY FOLK EVENT, SW CORNER OF Highbury Park, Amenity Fields & Grassed Area, B14 7SU

Hi Chris,

Thanks for this. I'm happy to agree to the conditions set out below.

Cheers

Rob

