

Report to:	Licensing Sub Committee
Report of:	Interim Assistant Director of Regulation & Enforcement
Date of Meeting:	Wednesday 13th May 2020
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Mars Pizza, 130 Alcester Road, Moseley, Birmingham, B13 8EE
Ward affected:	Moseley
Contact Officer:	Shaid Yasser, 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 provision of Late Night Refreshment, to operate both indoors and outdoors, from 11:00pm until 1:00am (Sunday to Thursday) and 11:00pm until 2:00am (Friday and Saturday).

Premises to remain open to the public from 12:00midday until 1:00am (Sunday to Thursday) and 12:00midday until 2:00am (Friday and Saturday).

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 19th March 2020 in respect of Mars Pizza, 130 Alcester Road, Moseley, Birmingham, B13 8EE.

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:

Art Fast Food Ltd applied on 19th March 2020 for the grant of a Premises Licence for Mars Pizza, 130 Alcester Road, Moseley, Birmingham, B13 8EE.

Representations have been received from other persons. See Appendices 1 - 5.

The application is attached at Appendix 6.

Conditions have been agreed with Birmingham City Council Licensing Enforcement and the applicant, which are attached at Appendix 7.

Site Location Plans at Appendix 8.

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:

Copies of the representations as detailed in Appendices 1 - 5
Application Form, Appendix 6
Conditions agreed with Birmingham City Council, Appendix 7
Site Location Plans, Appendix 8

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.



THE MOSELEY SOCIETY

Formed to protect a unique area of Birmingham

Charity No. 512211

Birmingham City Council Licensing Section
PO Box 17013
Birmingham
B6 9ES
licensing@birmingham.gov.uk

15 April 2020

**Mars Pizza, 130 Alcester Road, Moseley, B13 8EE.
Application 115234.**

I am writing to object to this application on behalf of The Moseley Society. I discovered the application from the Public Notices in the Birmingham Post. Because of the current Covid-19 pandemic I would not have seen the blue notice in the shop window, assuming it is there. I can find nothing on the public Licensing Register, even when using the application number that I've been given for the search. I therefore do not think the application has been sufficiently advertised during these extraordinary times. If applications cannot be viewed on the Public Register they should not be accepted for approval and should have to wait until the system is working properly.

If, nevertheless, this application is decided in the absence of full public disclosure, we hope it will be refused.

At present the Mars Pizza webpage gives its opening hours as

Monday: 15:00 - 00:00
Tuesday: 15:00 - 00:00
Wednesday: 15:00 - 00:00
Thursday: 15:00 - 00:00
Friday: 12:00 - 02:00
Saturday: 12:00 - 02:00
Sunday: 15:00 - 01:00

However it does not appear on the list of 'Current' licensed premises for our area and we therefore assume that until now it has been providing Late Night Refreshment without the benefit of a licence. The owners also have a reputation of not disposing of trade waste correctly, and we know that adjoining business premises owners and residents in the vicinity have made complaints about fires lit by the owners as a way of disposing of waste, including setting fire to used cooking oil.

The current application is to allow opening on:
Sunday - Thursday 12.00 - 01.00

Friday & Saturday 12.00 – 02.00

This would increase noise and disturbance to the many residents trying to sleep in the vicinity of 130 Alcester Road, and we therefore hope the application will be refused in order to prevent public nuisance. We think the current unregulated hours should be confirmed in a new licence and that the business should be required to close by 00.00 hours daily. We hope that action will also be taken to ensure that a valid Trade Waste Agreement is in place.

We hope this application will be refused.

Yours sincerely,

The Moseley Society

Cc Cllr Martin Straker-Welds
Cllr Kerry Jenkins
Moseley Society Planning Group

From:
Sent: 15 April 2020 21:16
To: Licensing
Subject: Objection to Application 115234 - Mars Pizza: 130 Alcester Road Moseley Birmingham B13 8EE

Please find attached a letter objecting to the above application on behalf of Chantry Road and Park Hill Residents Association, Moseley.

Birmingham City Council Licensing Section
PO Box 17013
Birmingham
B6 9ES
licensing@birmingham.gov.uk

15 April 2020

**Mars Pizza, 130 Alcester Road, Moseley, B13 8EE.
Application 115234.
NOTICE OF OBJECTION FROM CHANTRY ROAD AND PARK HILL RESIDENTS
ASSOCIATION**

I am writing on behalf of the Chantry Road and Park Hill Residents Association to object to this application.

I was disturbed to learn that Mars Pizza may have been operating hitherto without appropriate licensing for its late-night refreshment activities. This business already has something of a reputation in the area for operating without following proper business waste disposal procedures. In fact, I had to report the business to Environmental Health as recently as December 2019 because staff at the business were observed burning rubbish in a small asphalted area at the rear of the premises – notwithstanding that a new apartment block had been constructed just metres away. This was a VERY serious breach of basic safety procedures demanded of every citizen and business in a built-up area simply to protect the lives of nearby residents.

The current application is to allow opening on:
Sunday – Thursday 12.00 – 01.00
Friday & Saturday 12.00 – 02.00

I struggle to understand why the business needs to open so late, particularly during the working week and given the proximity of the business to residential accommodation. The application as it is should be refused in order to prevent public nuisance. It might be more reasonable to ask the business to close by 00.00 hours daily, and to require it to commit to adherence to proper business waste disposal procedures.

Yours sincerely,

Chantry Road
Moseley

From:
Sent: 15 April 2020 23:35
To: Licensing
Subject: Representation against application no. 115234, Mars Pizza

Dear Sir or Madam

Please find attached our representation in relation to the above application. If you cannot access either document please let us know.

We would be grateful if you can confirm receipt of this email.

If you require any further information please do not hesitate to contact us on the contact details provided on our representation or on this email address.

Kind regards

Flat , Alcester Road, Birmingham, B13

XXX
Moseley
Birmingham
B13

The Licensing Section
PO Box 17013
Birmingham
B6 9ES

Dear Sir or Madam,

Ref: Representation against application no. 115234, Mars Pizza.

I would like to object to the granting of the licence for the sale of late night refreshments for Mars Pizza. I live in the block of flats adjacent and behind Mars Pizza, Moseley Central. The main point of objection is that it will create a public nuisance. It will create a greater amount of food and drink waste that will block and litter my driveway and pavement.

The driveway to access my block of flats runs alongside Mars Pizza. Mars Pizza's bins have been overflowing for months and their waste has been strewn across the path and drive to my flats. I have attached photographic evidence that details the clear and consistent nature of this issue. I have previously contacted Birmingham Council and the Environmental Health department, who physically inspected the area because of the recurring problem. My local councillor, Kerry Jenkins, wrote to me and I have been collating further evidence to return to her. By extending the hours of hot food served, this will increase the spilled waste associated with fast food: plastic gloves, bones, raw meat, empty cans and paper towels for example. I have repeatedly advised Mars Pizza that they need an extra bin to cope with the mess but they have been uncooperative. Mars Pizza do not currently possess the bin capacity to manage the extra waste that arises with additional operating hours and this will create a nuisance to Moseley Central.

Another objection I have is that the extended hours will create further blockage on my driveway. Despite Moseley Central drawing double yellow lines and installing CCTV and parking notice posters, Mars Pizza have continued to park on our drive for their business use. This cannot happen as it belongs to Moseley Central and prevents residents, deliveries and maintenance from accessing their homes and vital services for the block throughout the day and night.

In the event that the licence is granted, a condition should be added that Mars Pizza should acquire and use an additional bin to manage the increased waste, especially as the business is already struggling to cope.

I am unaware if the application is for a new licence or a renewal but I strongly believe that my representation is relevant either way. In light of recent events, I thought that contacting you by email would serve as the best method of correspondence.

Yours faithfully,

xxx

Appendix A

Ref: Representation against application no. 115234







From:
Sent: 16 April 2020 12:45
To: Licensing
Subject: Planning Application 115234

**Mars Pizza, 130 Alcester Road, Moseley, B13 8EE.
Application 115234.**

I am writing to object to the above application. I do not think the application has been sufficiently advertised during these extraordinary times. If applications cannot be viewed on the Public Register they should not be accepted for approval and should have to wait until the system is working properly.

If, nevertheless, this application is decided in the absence of full public disclosure, I hope it will be refused.

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Friday: 12:00 - 02:00

Saturday: 12:00 - 02:00

Sunday: 15:00 - 01:00

However it does not appear on the list of 'Current' licensed premises for our area and I therefore assume that until now it has been providing Late Night Refreshment without the benefit of a licence. The owners also have a reputation of not disposing of trade waste correctly, and we know that adjoining business premises owners and residents in the vicinity have made complaints about fires lit by the owners as a way of disposing of waste, including setting fire to used cooking oil.

The current application is to allow opening on:

Sunday - Thursday 12.00 - 01.00

Friday & Saturday 12.00 - 02.00

This would increase noise and disturbance to the many residents trying to sleep in the vicinity of 130 Alcester Road, and I therefore hope the application will be refused in order to prevent public nuisance. We think the current unregulated hours should be confirmed in a new licence and that the business should be required to close by 00.00 hours daily. We hope that action will also be taken to ensure that a valid Trade Waste Agreement is in place.

We hope this application will be refused.

Yours sincerely,

Moseley resident

From:
Sent: 16 April 2020 15:59
To: Licensing
Subject: Re: Application Number: 115234 - Mars Pizza: 130 Alcester Road Moseley Birmingham B13 8EE

Dear

My objection supports the objection submitted by _____ on behalf of the Moseley Society.
This objection does conform with licensing objectives.
I paste the text below.

15 April 2020
Mars Pizza, 130 Alcester Road, Moseley, B13 8EE.
Application 115234.

I am writing to object to this application on behalf of The Moseley Society. I discovered the application from the Public Notices in the Birmingham Post. Because of the current Covid-19 pandemic I would not have seen the blue notice in the shop window, assuming it is there. I can find nothing on the public Licensing Register, even when using the application number that I've been given for the search. I therefore do not think the application has been sufficiently advertised during these extraordinary times. If applications cannot be viewed on the Public Register they should not be accepted for approval and should have to wait until the system is working properly.

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We hope this application will be refused.

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 ART Fast Food Ltd

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

130, Alcester Road, Moseley Birmingham			
B13 8EE			
Post town	Birmingham	Postcode	B13 8EE

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£11500

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|------------------------------------------------------|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) a health service body | <input type="checkbox"/> | 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		I am 18 years old or over <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)					
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 <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		I am 18 years old or over <input type="checkbox"/>		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 ART Fast Food Ltd
Address 130, Alcester Road, Moseley Birmingham B13 8EE
Registered number (where applicable) 11678204
Description of applicant (for example, partnership, company, unincorporated association etc.) It is company which running the take away food as Mars Pizza
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
16	03	2020

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)
 The premises are located in Alcester Road which is a fast food (take away) shop called Mars Pizza, providing fast food.
 The lay out of the shop is attached to this application.

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

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)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- 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)

√

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play 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 type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed					
Thur			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films 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 type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
			<u>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</u> (please read guidance note 6)		

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			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
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"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
			<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)		

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 type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
			<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)		

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 type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Wed					
Thur			<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)		
Fri					
Sat					
Sun					

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"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri			<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					
Sun					

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	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<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					
Sat			<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					

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 checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	23:00 ----- -----	01:00 ----- -----			
Tue	23:00 ----- -----	01:00 ----- -----	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Wed	23:00 ----- -----	01:00 ----- -----			
Thur	23:00 ----- -----	01:00 ----- -----	<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)		
Fri	23:00 ----- -----	02:00 ----- -----			
Sat	23:00 ----- -----	02:00 ----- -----			
Sun	23:00 ----- -----	01:00 ----- -----			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<u>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</u> (please read guidance note 6)		

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	
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

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).
 N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	12:00	01:00	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 (please read guidance note 6)
Tue	12:00	01:00	
Wed	12:00	01:00	
Thur	12:00	01:00	
Fri	12:00	02:00	
Sat	12:00	02:00	
Sun	12:00	01:00	

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)

Nothing beyond existing health and safety / fire safety, food safety etc requirement

b) The prevention of crime and disorder

Nothing beyond existing health and safety / fire safety, food safety etc requirement

c) Public safety

Nothing beyond existing health and safety / fire safety, food safety etc requirement, plus CCTV is running 24/7.

d) The prevention of public nuisance

Nothing beyond existing health and safety / fire safety, food safety etc requirement, plus CCTV used in all over the shop and put sign of it which shows CCTV running.

e) The protection of children from harm

Nothing beyond existing health and safety / fire safety, food safety etc requirement, plus CCTV used in all over the shop and put sign of it which shows CCTV operation.

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)

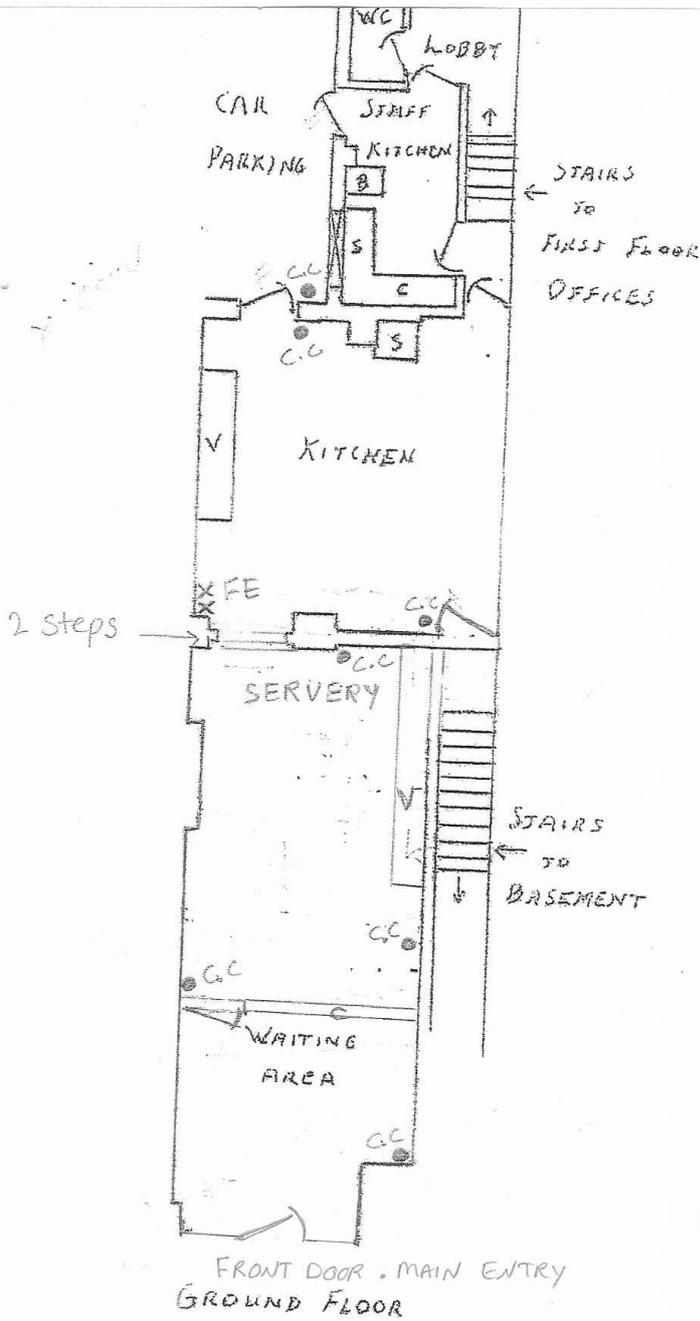
Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

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	
Date	17/03/2020
Capacity	Director of ART Fast Food Ltd

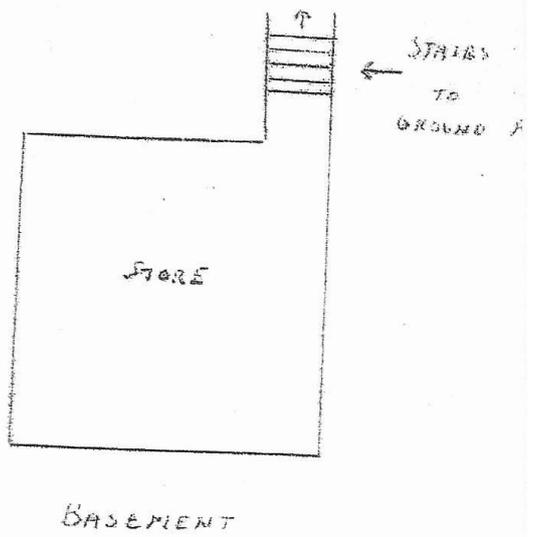
For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

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)			



- KEY
- C - COUNTER
 - V - VENTILATION U
 - S - SINK
 - B - CENTRAL HEATING
 - F - FIRE EXIT
 - C.C. CCTV
 - FE: FIRE EXTINGUISHER



FRONT DOOR - MAIN ENTRY
 GROUND FLOOR
 ALCESTER ROAD

SCALE 1:100

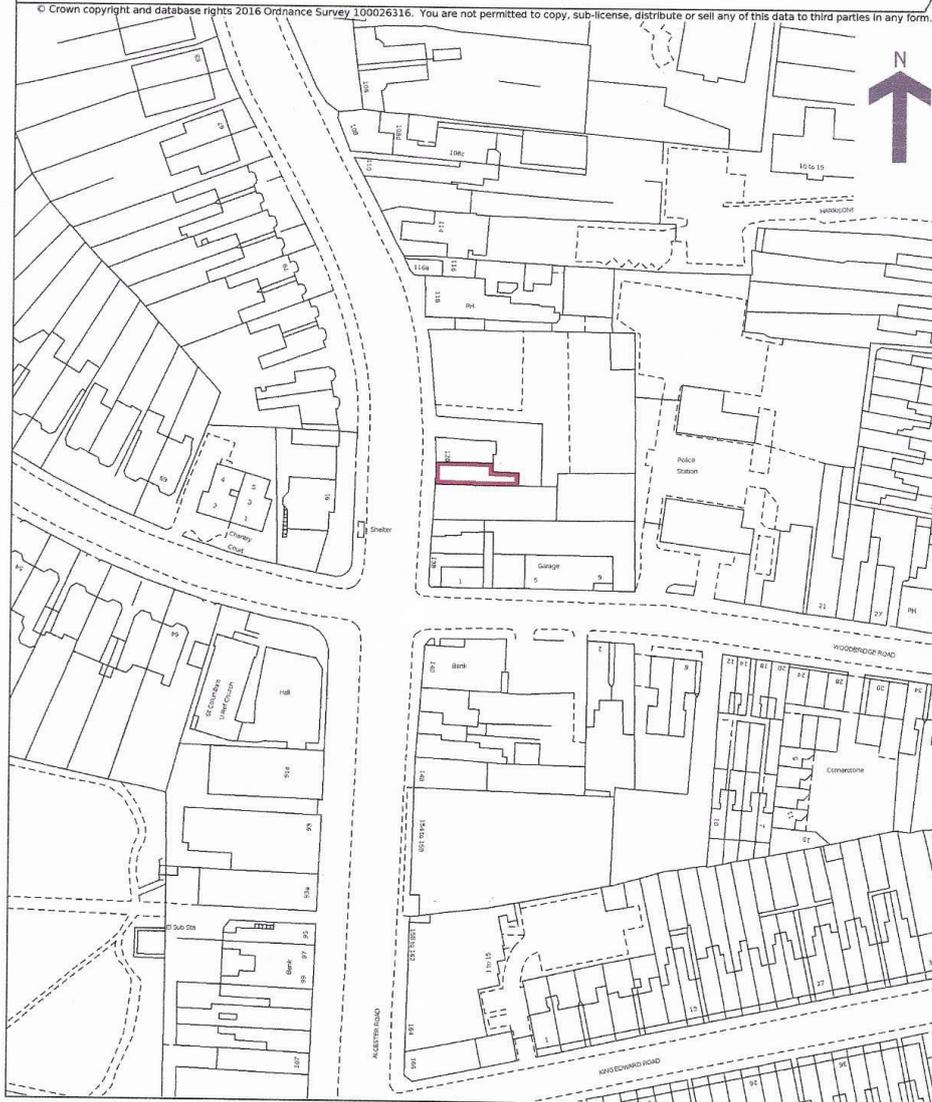
JAN CURRALL & PARTNER
 SURVEYORS
 BIRMINGHAM

HM Land Registry
Current title plan

Title number **MM70797**
Ordnance Survey map reference **SP0783SE**
Scale **1:1250**
Administrative area **West Midlands :**
Birmingham



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This title is dealt with by HM Land Registry, Coventry Office.

From:
Sent: 15 April 2020 14:05
To: Gary Callaghan
Subject: Re: Grant of Premises licence

Dear Garry Callaghan

I am happy with all conditions you mentioned as we are not doing trade after 23:00 o'clock at the moment and we have contract with council related to our commercial waste and we are checking all the bins inside the shop as our staff had a training related to shop hygiene.

Kind regards

Masoumeh Aghaei
Director of Art Fast Food

Wednesday, 15 April 2020, 13:48 +0100 from Garry Callaghan

RE: Mars Pizza

130 Alcester Road

Mosely

Birmingham

B13 8EE

Dear Masoumeh Aghaei

Further to our telephone conversation today.

From checking the application form and your proposed conditions put forward. I would like to slightly change / amend and add the following wording to promote the Licensing Act 2003 principles

General

All members of staff will receive training regarding the:-

- four licensing principles contained in the Licensing Act 2003;
- Staff are aware of the permitted hours during which licensable activities can take place, and the conditions attached to the premises licence.

- The training provided to staff will be recorded and each member of staff will sign and date the training records to confirm they have received and understood the training provided. Training records will be updated every 12 months
- The staff training records will be kept at the premises and made available to any Responsible Authority upon request.

Prevention of Crime and Disorder

- The premises will have the benefit of CCTV monitoring which will record images for a minimum of 31 days. All recordings will be made available to responsible authorities upon request.

Prevention of Public Nuisance

- A notice must be prominently displayed in the premises requesting that customers respect the needs of local residents and other businesses in the vicinity and to leave the premises quietly.
- Litter bins will be provided either in the shop or directly outside and staff will check no litter is left outside the shop and surrounding area as to cause a nuisance to local residents

--

Can you please confirm that you are happy for the above conditions proposed are attached to the premises licence ?

Please be aware that any breaches of conditions of the premises licence are offences under the Licensing Act 2003.

I must advise that the shop must not trade past 23:00 hours until the licence is granted, this is subject to no valid representation being made to the Licensing Section.

Gary Callaghan

Licensing Enforcement Officer

