

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE C

WEDNESDAY, 28 FEBRUARY 2024 AT 10:00 HOURS
IN ON-LINE MEETING, MICROSOFT TEAMS

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

A G E N D A

1 NOTICE OF RECORDING/WEBCAST

The Chair to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 DECLARATIONS OF INTERESTS

Members are reminded they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at this meeting.

If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If other registerable interests are declared a Member may speak on the matter only if members of the public are allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it is a 'sensitive interest', Members do not have to disclose the nature of the interest, just that they have an interest.

Information on the Local Government Association's Model Councillor Code of Conduct is set out via <http://bit.ly/3WtGQnN>. This includes, at Appendix 1, an interests flowchart which provides a simple guide to declaring interests at meetings.

3 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

3 - 14

4 **MINUTES**

To note the public part of the Minutes of the meeting held on 7 February 2024 at 1000 hours and to confirm and sign the Minutes as a whole.

To confirm and sign the Minutes of the meeting held on 7 February 2024 at 1200 hours.

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5 **LICENSING ACT 2003 PREMISES LICENCE – GRANT RESTAURANT RAHYA, 44A BARKER STREET, LOZELLS, BIRMINGHAM, B19 1EP**

Report of the Director of Regulation and Enforcement.
N.B. Application scheduled to be heard at 10:00am.

6 **OTHER URGENT BUSINESS**

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

7 **EXCLUSION OF THE PUBLIC**

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

Exempt Paragraph 3

PRIVATE AGENDA

1 **MINUTES**

To note the private part of the Minutes of the meeting held on 7 February 2024 at 1000 hours and to confirm and sign the Minutes as a whole.

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

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

BIRMINGHAM CITY COUNCIL

<p>LICENSING SUB-COMMITTEE C 7 FEBRUARY 2024</p>

MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE C HELD ON WEDNESDAY 7 FEBRUARY 2024 AT 1000 HOURS AS AN ON-LINE MEETING.

PRESENT: - Councillor Diane Donaldson in the Chair;

Councillors Jilly Bermingham and Penny Wagg.

ALSO PRESENT

David Kennedy – Licensing Section
Andrew Evans, St Philips Chambers – Legal Services
Katy Poole – Committee Services

(Other officers were also present for web streaming purposes but were not actively participating in the meeting)

1/070224

NOTICE OF RECORDING/WEBCAST

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2/070224

DECLARATION OF INTERESTS

Members are reminded they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at this meeting.

If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

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APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

3/070224

Apologies were submitted on behalf of Councillor Sam Forsyth and Councillor Diane Donaldson was the nominated substitute Member.

**LICENSING ACT 2003 PREMISES LICENCE – SUMMARY REVIEW –
HOLLOWAY CLUB TRADING AS KING VN (LICENCE NUMBER 5426), 89
HOLLOWAY HEAD, BIRMINGHAM, B1 1QP.**

On Behalf of the Applicant

Ben Reader – WMP (West Midlands Police)
Chris Jones - WMP

On Behalf of The Premises Licence Holder

Duncan Craig – Barrister
Hoal Man Li – PLH (Premises Licence Holder)
Miss Thi Van
Tracy Arnold – Proposed DPS (Designated Premises Supervisor)

* * *

The Chair introduced the Members and officers present and the Chair asked if there were any preliminary points for the Sub-Committee to consider.

Ben Reader, on behalf of WMP requested that the hearing be held in private due to the on-going criminal investigation and concerns about protecting those proceedings.

Duncan Craig raised no objection to WMP's request.

The Chair adjourned the hearing at 1010 hours in order to consider WMP's request for the meeting to be held in private.

The meeting was reconvened at 1017 and the Chair announced that the Committee had approved the request submitted by WMP and the hearing would be held in private once the procedure had been outlined and the Licensing Officer had presented his report.

At this stage, the Chair outlined the procedure to be followed at the hearing and invited the Licensing Officer to present his report. David Kennedy Licensing Section, outlined the report.

At this stage the Chair advised that the meeting would go into private session.

EXCLUSION OF THE PUBLIC

4/070224 **RESOLVED:-**

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

Exempt Paragraph 3

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

5/070224 **RESOLVED:-**

That having reviewed the premises licence held under the Licensing Act 2003 by Hoai Nam Le in respect of Holloway Club T/A King VN, 89 Holloway Head, Birmingham B1 1QP (Licence No 5426), following an application for an expedited review made on behalf of the Chief Officer of West Midlands Police, this Sub-Committee hereby determines that the premises licence be revoked and interim steps maintained.

The Sub-Committee exercised its power to hold part of the hearing in private in accordance with regulation 14 of the Licensing Act 2003 (Hearings Regulations 2005) because there is an ongoing criminal investigation the integrity of which ought reasonably to be protected at this time.

The Sub-Committee determines that the licence be revoked, in order to promote the prevention of crime and disorder objective in the Act:

The Sub-Committee's reasons for revoking the licence are due to concerns by West Midlands Police in relation to the use of the premises for the commercial supply and consumption of a variety of suspected illegal drugs.

On Saturday 6th January 2024 at around 10.30 pm the Police executed a drugs warrant at the premises while it was in operation. They were acting on intelligence sources that the premises were being used for the supply of drugs. A drugs dog was used and it indicated to officers the presence of drugs in a number of places inside the premises. The Premises Licence Holder Mr Nam Hoai Le and Designated Premises Supervisor Miss Thi Van were present. They were understood by the Police at the time to have been resident, or if not closely associated with the flat above the premises. There was evidence that the flat was being lived in and used at the time.

A large number of items were seized during the search.

In the cloakroom on the ground floor the Police found a blue box inside of which was a plastic cup containing small plastic bags one of which contained small green tablets, another four gold tablets, which looked to the seizing officer like ecstasy tablets. There was also a plastic bag containing straws with white powder with the appearance of cocaine.

Behind the bar in the premises was a handbag containing identification in the name of the DPS Miss Van with around £2,000 in cash.

In the first-floor kitchen above the licensed premises the Police found a small clear packet of a crystalline white substance which, in the seizing police officer's opinion, had the appearance of ketamine. There was a large quantity of small plastic bags of a size and type suitable for dealing drugs. There were multiple bags of what appeared to be ketamine and pills with the appearance of MDMA. There were also two bowls, one with what looked like cocaine residue on it. It had the appearance of a bowl being used for cutting drugs. There were also pills in the process of being physically cut up that looked the same as the ones found in in the medical kit.

Also in the flat the Police found, amongst other things, £3,000 in cash and five small bags of what looked like cocaine.

A great number of other items including cash, currency, materials relating to financial transactions were also seized from the flat. The Sub-Committee was also told that a large quantity of cash was found in a different restaurant premises, Miss Vietnam, linked to Mr Le in a dishwasher. Business bank statements relating to that premises were found in the flat above the premises in question.

The Police also went on to search Mr Le's home address the following day and found quantities of tablets in small bags, cash, documents relating to financial transactions

The Police stated that the discovery of these items in addition to the other items seized leads them to the conclusion that these licensed premises and those who operate them are involved in the supply of suspected illegal drugs and that there are serious questions around the legitimacy of their business activities.

On 11th January 2024 the Police served a certificate and in doing so an application for a review of the premises licence under Section 53A of the Licensing Act 2003 (as amended). A licensing Sub-Committee met on 12th January 2024 to consider interim steps and determined to suspend the premises licence and remove Miss Van as DPS pending a review of the licence. The premises licence holder did not attend that hearing and it was noted that Mr Craig on his behalf stated today that he had been unable to attend on that

occasion to provide advice and representation. The Sub-Committee today has taken into account that the premises has remained closed and unable to trade for licensable activities since that time so as to amount to nearly a month's break in trading.

The Sub-Committee took into account that the substances seized have not yet been subjected to chemical analysis. Nevertheless, the number of tablets and powders found, along with the circumstances in which they were found, including their location and in conjunction with "dealer bag" and on or in straws, raises a very strong inference, and likelihood, that they are illegal drugs. The discovery of these items on licensed premises and in an associated flat above it is extremely concerning to the Sub-Committee. It appears likely that the premises were being used for the preparation and commercial supply of a variety of suspected illegal drugs while under the direct control of the premises licence holder and DPS on the night.

The Sub-Committee was not able to conclude that Mr Le and Miss Van were resident in the flat, only that they had open access to it and it was under their control at the time of the search.

In these circumstances the Sub-Committee can have no confidence in the ability of the premises licence holder and DPS to effectively and responsibly manage the premises in a way that promotes the licensing objectives. The Sub-Committee has had reference to the s182 Guidance under the Act which advises licensing decision makers to take the use of licensed premises for the sale and distribution of illegal drugs particularly seriously, and to seriously consider revocation on review even in the first instance.

The Sub-committee gave careful consideration to the representations both oral and in writing of the premises licence holder through his legal representative Mr Craig. The Sub-Committee was told that Mr Le had no knowledge of the items seized at the premises or in the flat and denied any involvement in illegal activity. It was further asserted that he did not live in the flat upstairs and had been seriously disadvantaged by not being able to show and present his own CCTV in defence of the Police's allegations. It was argued that the operation of cash led businesses was a cultural factor in these circumstances and no adverse inference ought to be drawn from the presence of cash alone. It was also stated that the substances found at his home were not illegal drugs but pharmaceutical drugs from Vietnam.

The Sub-Committee was not today presented with any or any adequate evidence to substantiate Mr Le's assertions. He was present on the premises with the DPS when the search occurred and appeared to be in control of the licensed premises and the flat above. No evidence was presented to show who else had access and control of the flat beyond the suggestion it was staff. No evidence was presented to explain precisely what the pills and

powders found were if not illegal drugs. There was insufficient evidence presented to displace the strong inference presented by the Police that the licensed premises and flat were being used for the supply of suspected illegal drugs.

The Sub-Committee also considered the proposal from the Premises Licence holder that a new DPS be appointed and a long list of new protective conditions be added to the licence, the details of which were provided today. The Sub-Committee concluded that these proposals were inadequate to promote the licensing objectives so long as Mr Le is still the premises licence holder due to their concerns about his ability to manage and control the premises, which would remain his responsibility.

The conclusion of the Sub-Committee is that the appropriate step is the revocation of the premises licence and the removal of Miss Van as DPS.

The Sub-Committee considered whether some lesser step than revocation including a further period of suspension, and removal of the DPS alone with or without conditions modifying the licence, was appropriate and proportionate to the concerns they held having considered all of the representations. It was determined that no lesser step would suffice in the circumstances to promote the licensing objectives.

The Sub-Committee also determined to maintain the interim step previously imposed of the suspension of the premises licence and removal of Miss Van as DPS. The reasons for doing so are the lack of confidence in the premises licence holder or Miss Van as DPS's ability to promote the licensing objectives.

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In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State, the Guidance issued by the Home Office in relation to expedited and summary licence reviews, the application and certificate issued by West Midlands Police under Section 53A of the Licensing Act 2003, the written representations and the submissions made at the hearing by the police, and the premises licence holder and their legal representative.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision. The determination of the Sub-Committee, save for the maintenance of the interim steps, does not

have effect until the end of the twenty-one day period for appealing against the decision or, if the decision is appealed against, until the appeal is disposed of.

The meeting ended at 1203 hours.

CHAIR.....

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE C 7 FEBRUARY 2024
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MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE C HELD ON WEDNESDAY 7 FEBRUARY 2024 AT 1200 HOURS AS AN ON-LINE MEETING.

PRESENT: - Councillor Phil Davis in the Chair;

Councillors Jilly Bermingham and Penny Wagg.

ALSO PRESENT

David Kennedy – Licensing Section
Andrew Evans, St Philips Chambers – Legal Services
Katy Poole – Committee Services

(Other officers were also present for web streaming purposes but were not actively participating in the meeting)

7/070224 **NOTICE OF RECORDING/WEBCAST**

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8/070224 **DECLARATION OF INTERESTS**

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APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

9/070224 Apologies were submitted on behalf of Councillor Sam Forsyth and Councillor Phil Davis was the nominated substitute Member.

LICENSING ACT 2003 PREMISES LICENCE – SUMMARY REVIEW – HNDRX (LICENCE NUMBER 1952), 89 HOLLOWAY HEAD, BIRMINGHAM, B1 1QP.

On Behalf of the Applicant

Ben Reader – WMP (West Midlands Police)
Chris Jones - WMP

On Behalf of The Premises Licence Holder

Dorian Chan – PLH

* * *

The Chair introduced the Members and officers present and the Chair asked if there were any preliminary points for the Sub-Committee to consider.

At this stage, the Chair outlined the procedure to be followed at the hearing and invited the Licensing Officer to present his report. David Kennedy Licensing Section, outlined the report.

At this stage the chair invited the applicant to make their presentation and Ben Reader, on behalf of WMP made the following points: -

- a) That there were two live licences one operated by Mr Li and the other operated by HNDRX (a company). Both licences were suspended pending the full summary review hearing.
- b) Ms Chan challenged the interim steps which was amended by agreement.
- c) WMP and Ms Chan had reached an agreed position.
- d) WMP had explained to Ms Chan why the licence was suspended at the interim steps meeting.
- e) The agreed position was the addition of two conditions on the licence which would give WMP complete confidence in the operator and the promotion of the licensing objectives.
- f) The licence was completely separate to the 'Holloway Club (T/A King VN)'.
- g) WMP also requested that the interim steps be maintained.

Dorian Chan was then invited to make her representation, she made the following points: -

- a) She apologised to the Committee for the length of time taken to reach an agreed position with WMP, but stressed that she was not legally represented therefore it had taken some time for her to understand the process.
- b) That she agreed with the conditions suggested by WMP.

Neither party wished to make a closing submission.

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

10/070224 **RESOLVED:-**

That having reviewed the premises licence held under the Licensing Act 2003 by Mao Wah Limited (Licence 1952) in respect of HNDRX, 89 Holloway Head, Birmingham B1 1QP, following an application for an expedited review made on behalf of the Chief Officer of West Midlands Police, this Sub-Committee hereby determines to modify conditions on the licence and maintain interim steps.

The Sub-Committee considered the representations of the Police and Ms Chan on behalf of the Premises Licence Holder, Mao Wah Ltd.

On the night of Saturday 6th January 2024, acting on intelligence, the Police executed a drugs search warrant at these premises at a time when it was being traded by another individual, a tenant, under their own separate premises licence number 5426. The Police discovered a great number of items which led them to conclude that the premises and flat above were being used for the commercial supply of illegal drugs, and possible money laundering activities.

The Police served certificates and applications for expedited reviews on both the holder of licence 5426 who appeared to be in direct control of the premises at the time, and this premises licence holder Mao Wah Ltd who were their landlords. The concern of the Police was that the premises and those who had control over them were engaging in serious criminal activity.

Mao Wah Ltd made representations against the interim step of suspension of their licence and removal of the DPS named on their licence, Mr Parmajit Singh, at a hearing before a Sub-Committee on 12th January 2024. At that time the Police explained that their priority was to protect the public by not allowing the premises to trade, but that they were open to working with Mao Wah Ltd pending today's review hearing. This was an approach Mao Wah Ltd's representative agreed with, and it was accepted that Mr Parmajit Singh needed to be removed from their licence as DPS. The Sub-Committee was concerned as to the serious risk the continued operation of the premises was to the public and determined

that the appropriate step at that time was to suspend the licence pending this review hearing and remove Mr Parmajit Singh as DPS.

This Sub-Committee was informed today that the Police and Mao Wah Ltd's representative had engaged with each other since 12th January 2024 and the product of their discussions was an agreed position acceptable to the Police as a responsible authority and sufficient in their opinion to promote the licensing objectives.

The Sub-Committee today has scrutinised this proposal and is content to implement the agreement by way of modifying the conditions on the licence and maintaining interim steps.

The Sub-Committee determines to take the step of adding the following conditions to the licence on this Summary Review as proposed by the Police in agreement with the Premises Licence Holder:

1. **Persons working at, running or managing the premises under licence number 5426 will not be allowed to work at or have management responsibility for the premises under this licence, whether in a paid or unpaid capacity.**
2. **Prior to this licence being traded, the premises licence holder (or their representative), together with the DPS will meet with West Midlands Police licensing team to talk through operational plans.**

In addition, in light of what the Committee understands the position to be in respect of Mr Parmajit Singh, who is named as DPS on the licence but no longer associated with it, the following step is also taken:

3. **Mr Parmajit Singh is removed as DPS.**

The Sub-Committee considers the conditions imposed and step taken to be appropriate, reasonable and proportionate to address concerns raised in particular the likelihood of serious crime and or serious disorder occurring through the operation of these premises.

The following interim steps are imposed, and where previously imposed, maintained:

- A) The premises cannot trade under this licence until Conditions 1 and 2 above are added to the licence and complied with to the satisfaction of West Midlands Police.
- B) Mr Parmajit Singh is removed as DPS.

In addition to the above conditions, those matters detailed in the operating schedule and the relevant mandatory conditions under the Licensing Act 2003 will continue to form part of the licence issued.

Licensing Sub-Committee C – 7 February 2024

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under Section 182 of the 2003 Act, the Guidance issued by the Home Office in relation to expedited and summary licence reviews, the application and certificate issued by West Midlands Police under Section 53A of the 2003 Act, the written representations, and the submissions made at the hearing by the police, and the premises licence holder.

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

The determination of the Sub-Committee, save as to the interim steps, does not have effect until the end of the twenty-one day period for appealing against the decision or, if the decision is appealed against, until the appeal is disposed of.

The meeting ended at 1300 hours.

CHAIR.....

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee C
Report of:	Director of Regulation & Enforcement
Date of Meeting:	Wednesday 28th February 2024
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Restaurant Rahya, 44a Barker Street, Lozells, Birmingham, B19 1EP
Ward affected:	Lozells
Contact Officer:	David Kennedy, Principal Licensing Officer, licensing@birmingham.gov.uk

1. Purpose of report:

To consider the representation that has been made in respect of an application for a Premises Licence which initially sought to permit the Sale of Alcohol (for consumption on the premises) to operate from 12:00midday until 02:00am (Monday to Sunday).

The provision of Regulated Entertainment consisting of recorded music, to operate indoors only, from 11:00pm until 02:00am (Monday to Sunday).

To permit the provision of Late Night Refreshment, to operate indoors only, from 11:00pm until 02:00am (Monday to Sunday).

After discussions with West Midlands Police the applicant has agreed to amend the scope of the application. The applicant has agreed to cease all licensable activities at 11:00pm (Monday to Sunday). The agreement, including further conditions, is attached to this report at Appendix 4.

Premises to remain open to the public from 12:00midday until 11:30pm (Monday to Sunday).

2. Recommendation:

To consider the representation that has been made and to determine the application, having regard to:

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

3. Brief Summary of Report:

An application for a Premises Licence was received on 4th January 2024 in respect of Restaurant Rahya, 44a Barker Street, Lozells, Birmingham, B19 1EP.

A representation has been received from other persons.

4. Compliance Issues:
4.1 Consistency with relevant Council Policies, Plans or Strategies:
<p>The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.</p>
5. Relevant background/chronology of key events:
<p>Awat Abraham Derdar applied on 4th January 2024 for the grant of a Premises Licence for Restaurant Rahya, 44a Barker Street, Lozells, Birmingham, B19 1EP.</p> <p>A representation has been received from other persons, which is attached at Appendix 1.</p> <p>The application, including supporting documents, is attached at Appendix 2.</p> <p>Conditions, including amendments to the scope of the application, which have been agreed with West Midlands Police, are attached at Appendix 3.</p> <p>Site Location Plans at Appendix 4.</p> <p>When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003. The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are:-</p> <ol style="list-style-type: none"> 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:
<p>Copy of the representation as detailed in Appendix 1.</p> <p>Application Form and Supporting Documents, Appendix 2.</p> <p>Conditions agreed with West Midlands Police, Appendix 3.</p> <p>Site Location Plans, Appendix 4.</p>
7. Options available
<p>To Grant the licence in accordance with the application.</p> <p>To Reject the application.</p> <p>To Grant the licence subject to conditions modified to such an extent as considered appropriate.</p> <p>Exclude from the licence any of the licensable activities to which the application relates.</p> <p>Refuse to specify a person in the licence as the premises supervisor.</p>

From:

Sent: Tuesday, January 9, 2024 9:50 PM

To: Licensing

Subject: Restaurant Rahya 44a Barkers Street, Lozells, B191EP

Dear Licensing Team,

This is to confirm I would like to make representation to object on the application made by the applicant.

The hours proposed are not suitable for this residential area. The area has changed considerably over the years with more families living within close proximity of the building. There will be an increase in noise and anti social behaviour.

There are no designated bin storage areas. This will obstruct the pavement and cause an eyesore.

Parking is limited and there are existing issues with nuisance parking with residents unable to walk on pavement.

Police are over stretched in a high incident area.

Restaurant aspect is welcome.

With kind regards,

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

I/We AWET ABRAHAM DERDAR*(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 Restaurant Rahya 44a Barker Street Lozells, Birmingham. B19 1EP			
Post town	Birmingham	Postcode	B19 1EP
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£1700.00 Band A	

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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname DERDAR			First names AWET ABRAHAM		
Date of birth 24/12/1985 I am 18 years old or over <input checked="" type="checkbox"/> Please tick					
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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start? **ASAP**

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

A multi-cultural Restaurant/Bar, based on the ground floor of what was previously a public house, and serving the local community.

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input 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 type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input 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

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<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 performing plays</u> (please read guidance note 5)		
Thur					
Fri			<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)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<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 exhibition of films</u> (please read guidance note 5)		
Thur					
Fri			<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)		
Sat					
Sun					

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			
Thur			
Fri			<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)
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)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<u>Please give further details here</u> (please read guidance note 4)	
Thur				
Fri				
Sat			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)	
Sun				
			<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)			Will the performance of live music 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 performance of live music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non-standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

F

Recorded music. Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	2300	0200	<u>Please give further details here</u> (please read guidance note 4)		
Tue	2300	0200			
Wed	2300	0200	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	2300	0200			
Fri	2300	0200	<u>Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	2300	0200			
Sun	2300	0200			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance 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 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 checked="" 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	2300	0200			
Tue	2300	0200			
Wed	2300	0200			
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	2300	0200			
Fri	2300	0200			
			<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	2300	0200			
Sun	2300	0200			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<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	1200	0200			
Tue	1200	0200			
Wed	1200	0200			
Thur	1200	0200			
Fri	1200	0200	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)		
Sat	1200	0200			
Sun	1200	0200			

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	
DPS attending course, awaiting DBS and personal licence.	
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).

Not applicable

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	0800	0200	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	0800	0200	
Wed	0800	0200	
Thur	0800	0200	
Fri	0800	0200	
Sat	0800	0200	
Sun	0800	0200	

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)

As the applicants, we will ensure that we fully uphold all of the four licensing objectives, at all times.
Liaising with all Responsible Authorities when required and taking their advice on board.

b) The prevention of crime and disorder

CCTV will be installed, operated, and fully maintained at all times; images will be retained for at least 31 days and be produced on request of any Responsible Authority.

The CCTV will be operational at all times whilst the premises are open and trading.

CCTV warning notices will be displayed in public areas of the premises advising that CCTV is in operation, in accordance with GDPR.

A Refusals log will be maintained at all times, this will be checked and signed by the DPS at the end of each week, this log will be made available for inspection by any Responsible Authority, upon reasonable request.

Staff training in the Licensing Act 2003 will take place for all members of staff prior to the premises opening, and all records will be retained at the premises; and made available for inspection at any time.

c) Public safety

The premises licence holder or DPS will carry out pre-opening checks of the restaurant, to ensure that there are no risks to patrons and that all safety precautions are in place.

The premises licence holder will ensure that all staff receive appropriate staff training, and the training records remain on site for a period of three months. The licence holder will ensure that all staff are aware of their social and legal obligations and their responsibilities regarding the sale of alcohol.

All safety certificates and inspection reports will be kept on site and made available to officers of relevant statutory bodies.

The premises will comply with all food safety regulations. The staff involved in food preparation will be fully trained, and their certificates will be displayed accordingly.

d) The prevention of public nuisance

The Premises Licence Holder will ensure that the disturbance caused to the general public is kept to a minimum, signage will be placed in a prominent place asking customers to respect our neighbours.

All doors and windows will remain closed when recorded music is played, other than for access and egress.

Staff will ensure that the frontage of the restaurant is inspected regularly for litter and rubbish, clearing any debris away.

No rubbish, including bottles, shall be moved, or placed in outside areas between the hours of 2200hours and 0800hours.

e) The protection of children from harm

A Challenge 25 policy is in place and only recognised forms of ID will be accepted {PASS accredited ID, passport, or photo driving licence}.

Children will only be allowed to remain in the restaurant when accompanied by an adult, who is partaking of a table meal; and then only until 2200 hrs - unless it is a private function.

A till prompt (Electronic or visual) will be used for all alcohol sales.

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	4 January 2024
Capacity	Agent on behalf of the applicant - Licence Leader 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) Rob Edge Licence Leader Ltd			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) 			



LICENCE LEADER
LICENSING MADE EASY

Licence Leader Ltd

Premises Licence Plans

44a Barker Street
Lozells
Birmingham
B19 1EP

Job No. 082.8
Drawing prepared from
Information supplied





**Application for a premises licence
Restaurant Rahya. Barker Street,
Lozells, Birmingham, B19 1EP**

Documentation lodged on behalf of the Applicant.

Acting for the Premises Licence Holder, I have given full regard to:

- The representation made against this application.
- The licensing objectives set out in the Licensing Act 2003.
- The Council's Statement of Licensing Policy.
- The Home Office guidance issued under Section 182 of the Act.

Attached to this pack are the following appendices:

- A. Additional Conditions agreed with police licensing.
- B. Challenge 25 Poster.
- C. Refusals log
- D. Incident log
- E. Staff training log.
- F. DPS Authorisations
- G. LA2003 Signage
- H. Till prompt
- I. Response to those who have objected. (2 x Other Persons)

Rob Edge (Director)
Licence Leader Ltd. (Birmingham/Hertfordshire)
Email. rob.edge@licence-leader.co.uk
Web. www.licence-leader.co.uk Tel. 07982917819

**Additional conditions agreed with
West Midlands Police Licensing**

RAHYA RESTAURANT - BARKER STREET B19 1EP


- i) The premises shall operate as a restaurant. All patrons shall be seated when consuming food and/or drinks. The premises shall not operate as a vertical drinking establishment at any time.
- ii) The premises shall have no more than 30 patrons in the licensable area at any time.
- iii) 'The premises will have an operational booking system in order to manage the numbers of patrons at the venue.'
- iv) Glasses and vessels are not to be taken outside at any time.
- v) All music played within the premises shall be at background level only, and shall not cause a noise disturbance at any residential and/or noise sensitive properties.
- vi) All doors and windows are to remain closed whenever music is being played, save for access to and egress from the premises.
- vii) The premises will have a phone number available to local residents whenever licensable activities are being carried on, in order to respond to any concerns or complaints. This phone number will be distributed to residential properties in the immediate vicinity and published on any website directly associated with the premises.
- viii) The premises licence holder is to design and keep in writing, available for inspection by responsible authorities, a management plan to deter loitering by patrons in the vicinity of the premises.
- ix) If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 28 days and made immediately available to any of the responsible authorities on request. The CCTV will be checked to ensure that it is working each week. This information will be stored for 12 weeks and made available to any of the responsible authorities on request.
- x) The premises will operate an incident register. Each entry will be signed off by the DPS or their nominated deputy. The register will be made available to any of the responsible authorities on request.
- xi) Staff members are to receive documented refresher training at least once every 12 months. These training documents are to be kept at the premises and made available to any of the responsible authorities on request.
- xii) No persons who worked at the premises under premises licence number 1086 are to be involved in the management or control of the premises.
- xiii) Prominent notices are to be displayed at the premises reminding patrons that they must not park illegally and to be considerate of other road users and residents.
- xiv) Licensable activities will only take place between the hours of 1200 and 2300 each day.

Example of the Challenge 25 Posters – Prominently displayed at the premises.



Example of the Refusals Log being utilised at the premises.

Refusals Log



LICENCE LEADER
LICENSING MADE EASY

If a customer appears to be under 25 and fails to produce a valid ID photo, the sale should be **Refused** and recorded in this refusals log. The staff member making the sale should write an entry whenever an age-related sale is refused.

Licence Leader Limited
Alcohol Licensing Services
www.licence-leader.co.uk
enbodge@licence-leader.co.uk
07982917819

No ID – No Sale

[illegible]

Example of the Incident Log being utilised at the premises.

Incident Log Book

Please use a separate page in this log for each incident.

Do not put yourself or staff at risk, call 999 or 101 when appropriate

Staff should write an entry whenever an incident occurs.

Licence Leader
Alcohol Licensing Services
www.licence-leader.co.uk
Mobile. 07982917819

Incident Report Log			
Date of incident		Time of incident	
Location		Value of Losses/Damage	
Description of Incident			
Images available	YES/NO	Are still images available	YES/NO
Was it reported to West Midlands Police YES/NO		Crime Number	
If reported to West Midlands Police, was it reported at the time of incident or afterwards -			
Which staff member was involved with this incident			
What further action has been taken by Premises Licence Holder			
Final comments:			

Licensing Act 2003 - Staff Training

Training delivered to all staff will include, not least the following list below, and should also include the fact that staff fully understand all of the content.

➤ It is illegal to sell alcohol to anyone under the age of 18.
➤ It is illegal to sell alcohol to anyone 18 or over if they are buying on behalf of someone under the age of 18.
➤ All premises that sell alcohol must have a Premises Licence and a Designated Premises Supervisor
➤ Staff under the age of 18 must not sell alcohol unless each sale has been approved by the Personal Licence Holder or responsible person aged over 18
➤ The premises Licence holder must display the premises licence inside the premises in a public place
➤ If you are not sure that the customer is 18, ask for proof of age, use the Challenge 25 scheme. If you are not sure, refuse the sale and record in the Refusals Log
➤ Make sure you know the hours allowed within the licence for the sales of alcohol.
➤ Ensure you know all of the conditions within the operating schedule of the premises licence.
➤ Make sure the CCTV is always on and working when the premises is open and trading.
➤ Never serve anyone who is drunk
➤ Always offer 'free' water to anyone who has drunk too much
➤ No alcoholic drink shall be sold for consumption off the premises.
➤ No persons carrying open bottles shall be admitted to the premises at any time.
➤ A record of staff training in relation to the sale of alcohol will be kept on the premises and available to Police or Licensing Authority on request.

Staff that have been trained must sign below to confirm they have received and understood the training.

Name	Date	Signature	Comments

Signed by the DPS.

Name (Print)	
Signature	
Date	

**Designated Premises Supervisor (DPS)
Authorisation for Sale/Supply of alcohol**

I am the Designated Premises Supervisor (DPS), and the holder of a Personal Licence and I am the person in a position of authority at the premises.

I hereby authorise the following named personnel to sell and supply alcohol, to comply with the Licensing Act 2003.

This being either when I am present on the premises or in my absence. I can always be contactable on the following telephone number:

Names of Authorised persons:

I, being a person named below am aware of and accept my responsibilities under the Licensing Act 2003 and will endeavour to comply in accordance with the licensing law and the licence conditions attached to the premises licence.

Name	Personal Licence Number (If Applicable)	Date	Signature

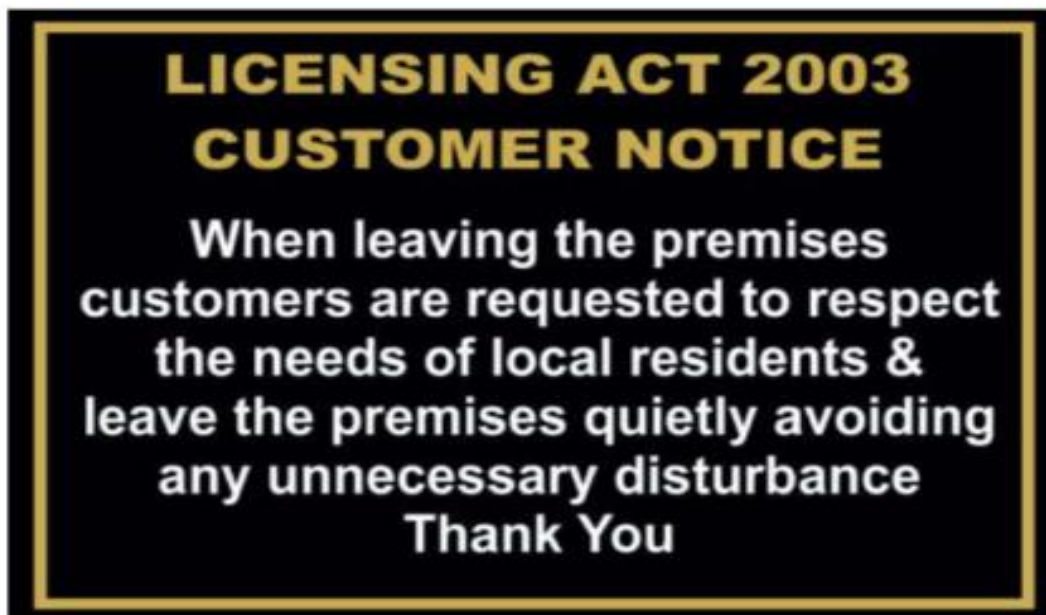
Designated Premises Supervisor - Authorisation.

Name:	
Personal Licence Number:	
Signature:	

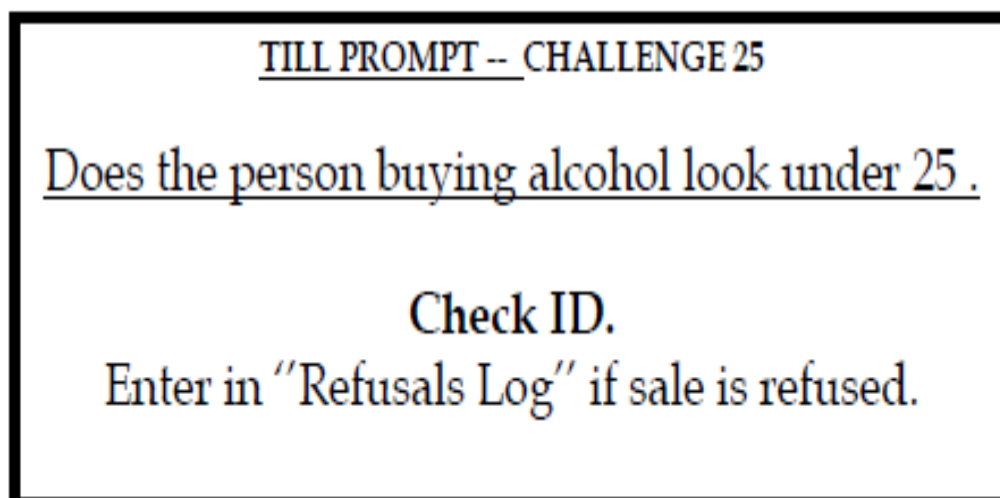
Reminder for training

➤ It is illegal to sell alcohol to anyone under the age of 18.
➤ It is illegal to sell alcohol to anyone 18 or over if they are buying on behalf of someone under the age of 18.
➤ All premises that sell alcohol must have a premises licence and a Designated Premises Supervisor
➤ Staff under the age of 18 must not sell alcohol unless each sale has been approved by the personal licence holder or responsible person aged over 18
➤ It is illegal to sell liqueur chocolates to anyone under the age of 16
➤ If you are not sure that the customer is 18 (alcohol) or 16 (liqueur chocolates, ask for proof of age
➤ I recommend you use a Challenge 25 scheme
➤ If you are still not sure, refuse the sale and record in the Refusals Log
➤ The premises Licence holder must display the premises licence on the premises in a public place

Example of the Signage being utilised at the premises.



As a backup to an electronic till prompt, this will be placed beside the till.



From: Rob Edge. (Agent for the applicant)
Licence Leader Ltd
rob.edge@licence-leader.co.uk
Mob. 07982917819



24 January 2024

5 February 2024

To: Other Persons 1 email redacted

CC. Licensing Authority [licensing](#)

Dear Mr. XXXXXX,

Premises Licence Application- Licensing Act 2003.
Restaurant Rahya - 44a Barker Street, Lozells, B19 1EP

I note your concerns in relation to the application, and I have listed below the additional conditions which have now been added to the operating schedule of the premises licence.

We have liaised with the Police Licensing Team and have agreed 14 additional conditions to the licence; not least that the new trading hours will be 1200 and 2300 each day, which should now allay any concern you previously had about late night activity at the premises.

It should be noted that 'parking' is outside of the remit of licensing, the owner will however have signage in place and request that patrons park considerately and do not obstruct neighbouring property driveways.

Additional conditions:

1. The premises shall operate as a restaurant. All patrons shall be seated when consuming food and/or drinks. The premises shall not operate as a vertical drinking establishment at any time.
2. The premises shall have no more than 30 patrons in the licensable area at any time.
3. 'The premises will have an operational booking system in order to manage the numbers of patrons at the venue.'
4. Glasses and vessels are not to be taken outside at any time.
5. All music played within the premises shall be at background level only, and shall not cause a noise disturbance at any residential and/or noise sensitive properties.
6. All doors and windows are to remain closed whenever music is being played, save for access to and egress from the premises.
7. The premises will have a phone number available to local residents whenever licensable activities are being carried on, in order to respond to any concerns or

complaints. This phone number will be distributed to residential properties in the immediate vicinity and published on any website directly associated with the premises.

8. The premises licence holder is to design and keep in writing, available for inspection by responsible authorities, a management plan to deter loitering by patrons in the vicinity of the premises.

9. If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 28 days and made immediately available to any of the responsible authorities on request. The CCTV will be checked to ensure that it is working each week. This information will be stored for 12 weeks and made available to any of the responsible authorities on request.

10. The premises will operate an incident register. Each entry will be signed off by the DPS or their nominated deputy. The register will be made available to any of the responsible authorities on request.

11. Staff members are to receive documented refresher training at least once every 12 months. These training documents are to be kept at the premises and made available to any of the responsible authorities on request.

12. No persons who worked at the premises under premises licence number 1086 are to be involved in the management or control of the premises.

13. Prominent notices are to be displayed at the premises reminding patrons that they must not park illegally and to be considerate of other road users and residents.

14. Licensable activities will only take place between the hours of 1200 and 2300 each day.

It should be noted that the Premises Licence Holder intends to implement effective training, operational systems, and robust policies to a high level in the pursuit of good practice, and due diligence.

Please feel free to contact me if you require any further information in relation to the application.

Kind regards

Rob Edge (Director)
Licence Leader Ltd

From: Rob Edge. (Agent for the applicant)
Licence Leader Ltd
rob.edge@licence-leader.co.uk
Mob. 07982917819



05 February 2024

To: Other Persons 2 Sent by Royal Mail
Licensing Authority [licensing](#)

Dear XXXXXX,

Premises Licence Application- Licensing Act 2003. Restaurant Rahya - Barker Street, Lozells, B19 1EP

I note your concerns in relation to the application, and I have listed below the additional conditions which have now been added to the operating schedule of the premises licence.

On behalf of the applicant, I have liaised with the Police Licensing Team and have agreed 14 additional conditions to the licence; and not least that the new trading hours will be 1200 and 2300 each day, which should now allay any concern you previously had about late night activity at the premises.

Additional conditions:

1. The premises shall operate as a restaurant. All patrons shall be seated when consuming food and/or drinks. The premises shall not operate as a vertical drinking establishment at any time.
2. The premises shall have no more than 30 patrons in the licensable area at any time.
3. 'The premises will have an operational booking system in order to manage the numbers of patrons at the venue.'
4. Glasses and vessels are not to be taken outside at any time.
5. All music played within the premises shall be at background level only, and shall not cause a noise disturbance at any residential and/or noise sensitive properties.
6. All doors and windows are to remain closed whenever music is being played, save for access to and egress from the premises.
7. The premises will have a phone number available to local residents whenever licensable activities are being carried on, in order to respond to any concerns or complaints. This phone number will be distributed to residential properties in the immediate vicinity and published on any website directly associated with the premises.
8. The premises licence holder is to design and keep in writing, available for inspection by responsible authorities, a management plan to deter loitering by patrons in the vicinity of the premises.
9. If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 28 days and made immediately available to any of the responsible authorities on request. The CCTV will be checked to ensure that it is working each week. This information will be stored for 12 weeks and made available to any of the responsible authorities on request.

10. The premises will operate an incident register. Each entry will be signed off by the DPS or their nominated deputy. The register will be made available to any of the responsible authorities on request.
11. Staff members are to receive documented refresher training at least once every 12 months. These training documents are to be kept at the premises and made available to any of the responsible authorities on request.
12. No persons who worked at the premises under premises licence number 1086 are to be involved in the management or control of the premises.
13. Prominent notices are to be displayed at the premises reminding patrons that they must not park illegally and to be considerate of other road users and residents.
14. Licensable activities will only take place between the hours of 1200 and 2300 each day.

It should be noted that the Premises Licence Holder intends to implement effective training, operational systems, and robust policies to a high level in the pursuit of good practice, and due diligence, and wishes to work in harmony with their neighbours. Please feel free to contact me if you require any further information in relation to the application, and if you have considered withdrawing your objection to this application now that the hours have been reduced.

Kind regards
Rob Edge
(Director)
Licence Leader Ltd

From: Robert Edge
Sent: Tuesday, January 9, 2024 2:14 PM
To: Mark Swallow; Licensing
Subject: Re: [External]: Re: Restaurant Rahya - 44a Barker Street, Lozells, B19 1EP

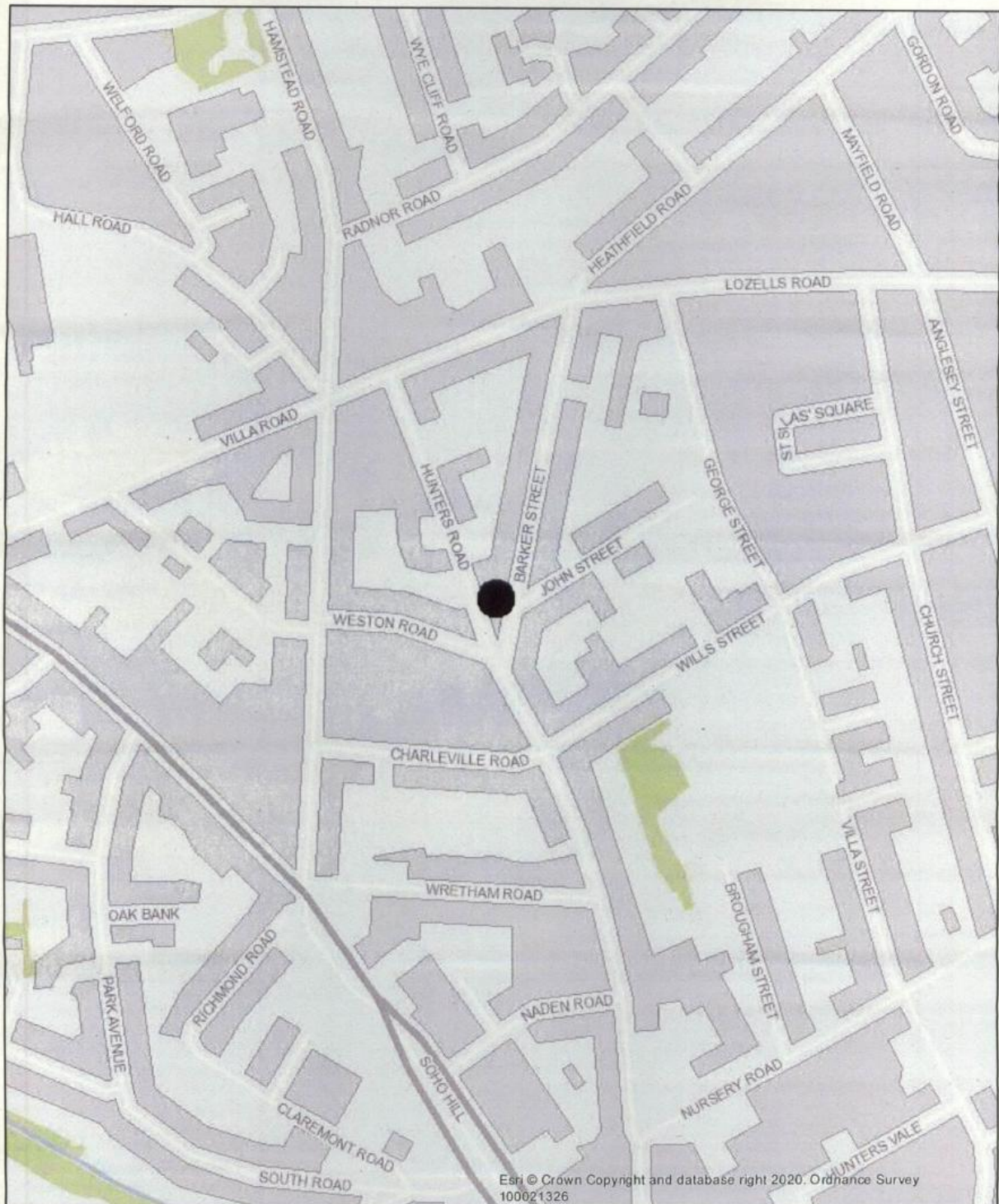
Mark,

Many thanks for the opportunity to mediate these conditions. I can confirm the applicant has agreed to the conditions on the attached document being added to the operating schedule.

Kind regards
 Rob

RAHYA RESTAURANT - BARKER STREET B19 1EP

- i) The premises shall operate as a restaurant. All patrons shall be seated when consuming food and/or drinks. The premises shall not operate as a vertical drinking establishment at any time.
- ii) The premises shall have no more than 30 patrons in the licensable area at any time.
- iii) 'The premises will have an operational booking system in order to manage the numbers of patrons at the venue.'
- iv) Glasses and vessels are not to be taken outside at any time.
- v) All music played within the premises shall be at background level only, and shall not cause a noise disturbance at any residential and/or noise sensitive properties.
- vi) All doors and windows are to remain closed whenever music is being played, save for access to and egress from the premises.
- vii) The premises will have a phone number available to local residents whenever licensable activities are being carried on, in order to respond to any concerns or complaints. This phone number will be distributed to residential properties in the immediate vicinity and published on any website directly associated with the premises.
- viii) The premises licence holder is to design and keep in writing, available for inspection by responsible authorities, a management plan to deter loitering by patrons in the vicinity of the premises.
- ix) If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 28 days and made immediately available to any of the responsible authorities on request. The CCTV will be checked to ensure that it is working each week. This information will be stored for 12 weeks and made available to any of the responsible authorities on request.
- x) The premises will operate an incident register. Each entry will be signed off by the DPS or their nominated deputy. The register will be made available to any of the responsible authorities on request.
- xi) Staff members are to receive documented refresher training at least once every 12 months. These training documents are to be kept at the premises and made available to any of the responsible authorities on request.
- xii) No persons who worked at the premises under premises licence number 1086 are to be involved in the management or control of the premises.
- xiii) Prominent notices are to be displayed at the premises reminding patrons that they must not park illegally and to be considerate of other road users and residents.
- xiv) Licensable activities will only take place between the hours of 1200 and 2300 each day.



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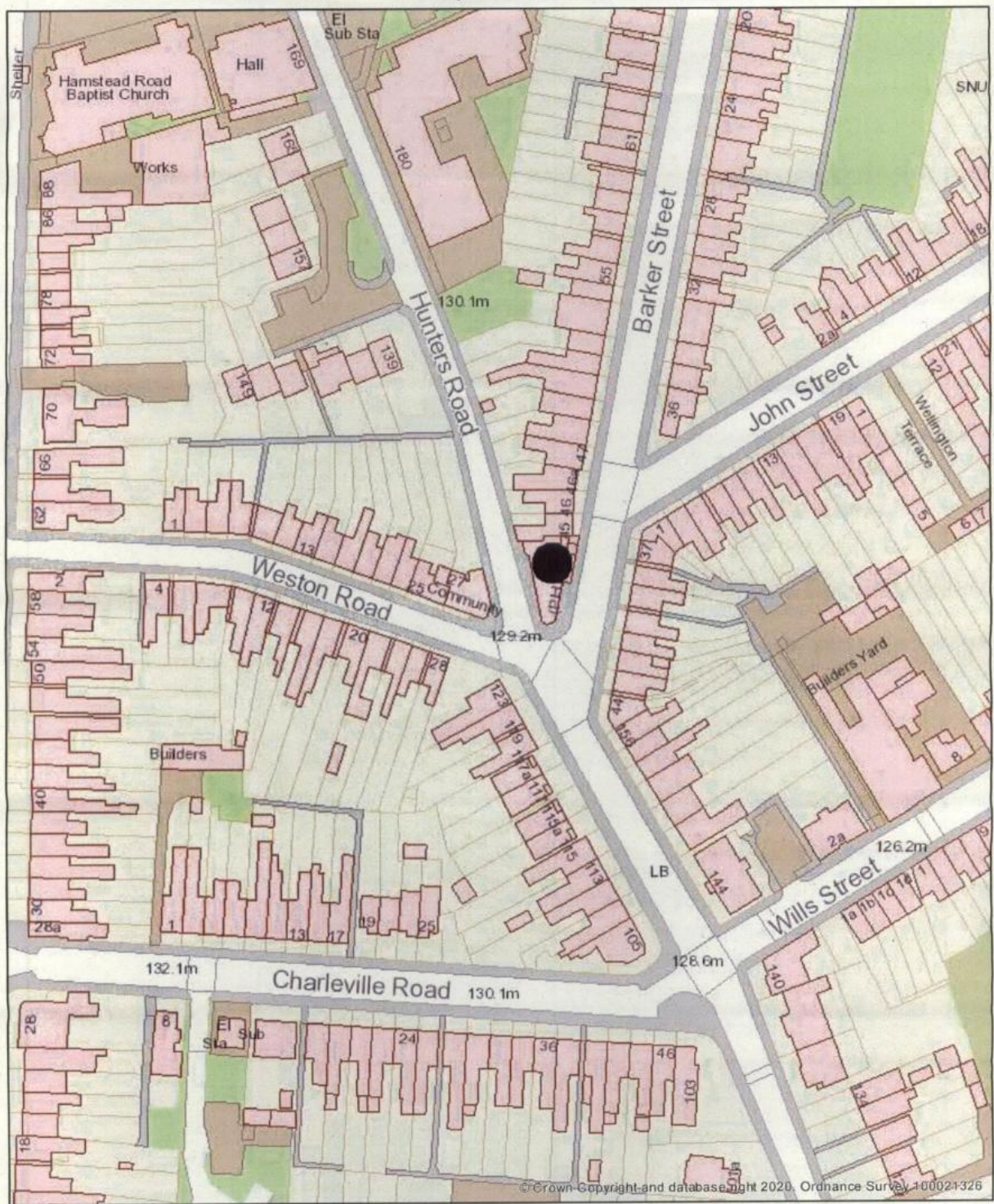
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Item 5