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|-------------------------|--|
| Report to: | Licensing Sub Committee A |
| Report of: | Director of Regulation & Enforcement |
| Date of Meeting: | Monday 25th September 2023 |
| Subject: | Licensing Act 2003 Premises Licence – Grant |
| Premises: | Asda Express, 573 Pershore Road, Harborne, Birmingham, B29 7DF |
| Ward affected: | Bournbrook and Selly Park |
| Contact Officer: | Bhapinder Nandhra, Senior Licensing Officer, licensing@birmingham.gov.uk |

1. Purpose of report:

To consider the representations that have been made in respect of an application for a Premises Licence which seeks to permit the Sale of Alcohol (for consumption off the premises) to operate from 06:00am until 11:00pm (Monday to Sunday).

Premises to remain open to the public from 06:00am until 11:00pm (Monday to Sunday).

2. Recommendation:

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

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

3. Brief Summary of Report:

An application for a Premises Licence was received on 1st August 2023 in respect of Asda Express, 573 Pershore Road, Harborne, Birmingham, B29 7DF.

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:

Asda Stores Limited applied on 1st August 2023 for the grant of a Premises Licence for Asda Express, 573 Pershore Road, Harborne, Birmingham, B29 7DF.

Representations have been received from other persons, which are attached at Appendices 1 – 10.

The application is attached at Appendix 11.

Site Location Plans at Appendix 12.

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 – 10
Application Form, Appendix 11
Site Location Plans, Appendix 12

7. Options available

To Grant the licence in accordance with the application.

To Reject the application.

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

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

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

From:

Sent: 06 August 2023 22:10

To: Licensing

Subject: Application for Premises licence, Asda express 573 Pershore Road.

Dear Sirs,

I am writing to express my strong objection to the granting of a licence for this premises to sell alcohol. This is a mostly residential area with many young families and elderly people, with business and commercial activity in the area pretty exclusively based around health. We already have issues with open drug dealing on Sir John's Road adjacent to the existing 24 hour garage and this licence and development as a whole will surely only exacerbate that situation as well as creating additional problems around anti-social behaviour late at night. In addition, there are some houses of multiple occupation in the area of which many of the residents have substance abuse issues, including alcohol and drugs.

Existing residents are already very well served for convenience stores and indeed late night alcohol purchase should they wish to do so, via the existing 2 convenience stores located less than 100 yards from this development.

However, the reality is that very few if any local residents use the existing facilities after 9pm, and they are used almost exclusively by either non-residents who are visiting the area purely to undertake criminal activity mainly around drug use or supply, or the hmo residents who are often transient and indeed often cause problems for longer term residents. Adding an alcohol licence to a 24 hour store is only going to increase the opportunity for such activity and will severely reduce the quality of life of local residents. Moreover, if this licence is granted, aside from the inevitable increase in criminal activity, residents will be impacted by noise and light pollution and entirely unnecessarily so, as there is no demand or requirement for such facility amongst residents.

The final point worth consideration is that in these times of financial stress, it would be particularly detrimental to the financial position of the most vulnerable in the area to have yet another convenience store, particularly one with an alcohol licence. Convenience store pricing being higher than supermarket pricing can cause unnecessary additional cost to families. Adding an alcohol licence exacerbates this further by making it easier for those with alcohol abuse problems to have access to alcohol.

I would strongly urge you to refuse this application and register my objection to it in the strongest possible terms.

Yours,

Sir John's Road

B29

From:
Sent: 21 August 2023 13:24
To: Licensing
Cc:
Subject: Objection Asda Express 573 Pershore Road Selly Park Birmingham B297DF

Dear licensing department

I would like to object to the Licensing application (Licensing Act 2003 application for a premises licence) for Asda Express 573 Pershore Road Selly Park Birmingham B297DF.

I am the Chair of the Selly Park Residents Community and although we have not had a scheduled meeting where we can discuss this I am sure there would be more objections were this brought to the attention of the committee.

The objections are as follows:

1. There are already 4 places in the area that sell alcohol - Marks and Spencer (at Petrol station) and a Nisa are a few hundred yards up the road and both are open 6am till 10pm. About 50 yards up from the site is the SLS mini mart and they are open 8am till 11pm. About 100 yards up the road is the Londis (at the petrol station) which is open 24 hours a day. This is in direct competition with the Londis.
2. The area is populated with lots of HMOs and this has created issues with shoplifting in the area so much so that the M&S has 2 security guards now in the shop at all times. They have blamed the type of people in the HMOs on the Pershore Road.
3. We already get disturbances from residents going to the petrol station through the night and the associated noise at all hours disturbing residents. More drunken or disorderly conduct will mean more nuisance for residents and more police interventions.
4. Litter is already an issue with the Costa on the same site. So much so that the residents committee Selly Park Property Owners Association had to make representations to Calthorpe estates and Calthorpe estates now have to do a regular litter pick. This facility with off site consumption would add to this.
5. The increased traffic on a nighttime would be a problem for residents living opposite and next to the site as well as general increased road noise.
6. This is a residential area and a conservation area in the main.
7. The increased opportunity for alcohol sales could be problematic for the drug addicts and alcoholics who live in the numerous supported HMOs close by.
8. The proximity to the park could mean an increase in alcohol consumption within the park. This will impact on noise levels for residents whose properties are adjacent, increased litter in the park and will increase the nuisance behaviour.

Many thanks

From:
Sent: 21 August 2023 17:34
To: Licensing
Subject: Licensing Act 2003 re Asda 573 Pershore Road Selly Park

I am writing on behalf of Selly Park Property Owners Association (SPPOA) to object to the licensing of the proposed ASDA shop for the sale of alcohol between 06.00 - 23.00 for 7 days a week at 573 Pershore Road. This build will border on Selly Park Conservation Area which is Preserved as a residential area of character. It borders with the Pershore Rd which presents problems for residents regarding the large number of HMOs and Except Housing with occupants creating anti-social behaviour as a result of alcohol and drugs. Within 100 yards there is a pub a Texaco petrol station and a convenience store all selling alcohol. Within 300 yards there is an NISA store and M&S store both selling alcohol. The M&S at the BP station have recently introduced security guards on the doors because of theft and anti-social behaviour. The local Police Community Officer would confirm this.

Increased litter, noise and traffic already presents problems for both residential areas either side of the Pershore Road.

We would request that you take notice of this objection in light of the increase of crime and anti-social behaviour not unrelated to the consumption of alcohol within this residential area.

Thank You

Chair SPPOA committee

From:

Sent: 22 August 2023 15:47

To: Licensing

Subject: Application for Premises Licence, Asda Express, 573 Pershore Road

Dear Sirs,

I write to strongly object to the granting of a Premises Licence for 573 Pershore Road, B29 7DF.

My reasons are as follows:

- We are a residential area - many houses with young families or elderly people - and are already well catered for in terms of late opening convenience stores. There is no demand from residents for this development.
- In our own road, there is frequent and blatant drug dealing outside the 24 hour petrol station. Any further development and licence will only serve to exacerbate this criminal activity, and encourage antisocial behaviour.
- There are many HMOs in the area - some, like the one next door to us - housing 'vulnerable' people with substance and alcohol abuse problems. Again, permitting this licence would only add to the existing problems we already have.
- In addition to the increase in criminal activity, residents will be subjected to general noise and light pollution late at night were the application to be granted.
- Were this development to go ahead, it would be detrimental to the existing convenience store on the corner of Sir John's Road.

For these reasons, I would be most grateful were you to refuse **this application.**

Yours sincerely,

Sir John's Road

B29

From:
Sent: 22 August 2023 20:40
To: Licensing
Subject: Asda Pershore Rd

To whom it may concern,

please accept this email as an objection to the request for an alcohol license from the Asda Selly Park Pershore Road.

The Pershore Road is a corridor of supported HMOs housing many people with serious addiction problems. To allow this license and its attendant supply of cheap alcohol would be unhelpful in the extreme and increase the problems we already experience. The sale of alcohol from this establishment with its proximity to Cannon Hill Park would also bring an increase of nuisance behaviour for residents whose homes are near by.

I could go on but suffice to say I object in the strongest terms to this request.
Yours sincerely

From:

Sent: 23 August 2023 14:27

To: Licensing

Subject: Proposed asda store opposite costa coffee on Pershore Roed

I wish to lodge an objection to this proposal for the following reasons:

Within a few hundred metres there are already two petrol stations with convenience stores plus two other convenience stores. Not only is a further store unnecessary, but it would have a detrimental impact on the income of the existing ones.

More worrying for Selly Park residents would be the introduction of yet another licensed outlet selling alcohol which would have an adverse effect on the neighbourhood.

Selly Wick Road

B29

From:

Sent: 24 August 2023 10:49

To: Licensing

Subject: Objection to proposed licence of ASDA store, Pershore Road, Birmingham B29

I wish to object the application for the proposed ASDA store on Pershore Road, Birmingham 29, to sell alcohol. There are already enough places selling alcohol in the vicinity, and there is a problem of anti-social behaviour from residents of HMOs along Pershore Road.

Selly Park Road
Birmingham B29

From:
Sent: 24 August 2023 15:31
To: Licensing <licensing@birmingham.gov.uk>
Cc:
Subject: Proposed ASDA store as per below

Dear Sirs

The Selly Pak Property Owners Association has submitted the following objection to the proposed ASDA store.

As a long time home owner, resident and rate payer in Selly Park I would like to support the objections to the proposed ASDA store as per the reasons given below. I am in total agreement with them.

There is no benefit to the local communities in Selly Park in having a plethora of alcohol outlets but rather it is more likely to encourage disruptive behaviours from the short term rental tenants in the area

SPPOA has objected to the proposed ASDA store on the land opposite Costa Coffee on the Pershore Rd obtaining a 06am-23.00 hours 7 days a week licence to sell alcohol on the basis this is an area already with several outlets selling alcohol. Pub, petrol station and convenience store all within 100yds of this site. There is a problem with anti- social behaviour mainly from residents in the HMOs and Exempt Housing along the Pershore Rd and in the proximity of the conservation area. This is an unnecessary new outlet for alcohol sales

If you agree with us please object to

I would hope the Committee will agree

Yours

From:
Sent: 26 August 2023 18:57
To: Licensing
Subject: Objection to proposed ASDA store on Pershore Rd

Dear Sir/Madam:

I am writing to express my objection to the proposed ASDA store on the land opposite Costa Coffee on the Pershore Rd obtaining a 06am-23.00 hours 7 days a week licence to sell alcohol on the basis this is an area already with several outlets selling alcohol. Pub, petrol station and convenience store all within 100yds of this site. There is a problem with anti-social behaviour mainly from residents in the HMOs and Exempt Housing along the Pershore Rd and in the proximity of the conservation area. This is an unnecessary new outlet for alcohol sales. Furthermore, a new supermarket is likely to have major effects on the road traffic on Pershore Road.

Please kindly consider my request to help preserve the tranquility of this area.

Yours faithfully

From:
Sent: 29 August 2023 19:11
To: Licensing
Subject: Asda store by Costa Coffee on Pershore Road

I write regarding the application for a licence to sell alcohol

I object to it on the basis that there are plenty of such outlets in the area (e.g Aldi, KSG petrol station, M&S/BP petrol station and Nisa convenience store) so an additional outlet selling each day from 6am to 11pm is unnecessary.

The area is seeing an increase in anti-social behaviour and another alcohol outlet will not help. It may be over simplistic to lay this at the increased exempt supported housing/HMOs on the Pershore Road but I think it is a fair assessment:

- By my own observations I am convinced that drug dealing is taking place in Kensington Road and on one occasion late at night it was most certainly to a man from a supported housing house on the Pershore Roda as I watched him stagger up Kensington Rd dressed in nothing more than a pair of shorts- no shoes! This is not normal behaviour.
- 10 days ago on a Sunday afternoon in Nisa store a female was hassling a male customer to give her money to buy alcohol saying that if she didn't take alcohol back to her house she would get beaten up. The customer refused so she threw 2p down on the counter and left the shop before the shop assistant could stop her. As I left a few minutes later she was standing on the pavement consuming the stolen can.
- I cannot verify this but I am told that the reason that M&S/BP have been having two security guards on their small store at the petrol station is to stop repeats of "attacks" by groups of people from the locality thieving from the store

Please help to make it harder for people to purchase alcohol in the area by refusing this license

Yours faithfully



Birmingham
Application for a premises licence
Licensing Act 2003

For help contact
licensingonline@birmingham.gov.uk
 Telephone: 0121 303 9896

* required information

| Section 1 of 21 | | |
|---|---|--|
| You can save the form at any time and resume it later. You do not need to be logged in when you resume. | | |
| System reference | <input type="text" value="Not Currently In Use"/> | This is the unique reference for this application generated by the system. |
| Your reference | <input type="text" value="RJT.JB 84773.17380"/> | You can put what you want here to help you track applications if you make lots of them. It is passed to the authority. |
| Are you an agent acting on behalf of the applicant? | <input checked="" type="radio"/> Yes <input type="radio"/> No | Put "no" if you are applying on your own behalf or on behalf of a business you own or work for. |
| Applicant Details | | |
| * First name | <input type="text" value="ASDA STORES LIMITED"/> | |
| * Family name | <input type="text" value="ASDA STORES LIMITED"/> | |
| * E-mail | <input type="text"/> | |
| Main telephone number | <input type="text"/> | Include country code. |
| Other telephone number | <input type="text"/> | |
| <input type="checkbox"/> Indicate here if the applicant would prefer not to be contacted by telephone | | |
| Is the applicant: | | |
| <input checked="" type="radio"/> Applying as a business or organisation, including as a sole trader | | A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby. |
| <input type="radio"/> Applying as an individual | | |
| Applicant Business | | |
| Is the applicant's business registered in the UK with Companies House? | <input checked="" type="radio"/> Yes <input type="radio"/> No | Note: completing the Applicant Business section is optional in this form. |
| Registration number | <input type="text" value="00464777"/> | |
| Business name | <input type="text" value="ASDA STORES LIMITED"/> | If the applicant's business is registered, use its registered name. |
| VAT number | <input type="text" value="GB"/> <input type="text" value="36201792"/> | Put "none" if the applicant is not registered for VAT. |
| Legal status | <input type="text" value="Private Limited Company"/> | |

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

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

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

Agent Business

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

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

Registration number

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Your position in the business

Continued from previous page...

| | | |
|---------------------------------|---|---|
| Home country | <input type="text" value="United Kingdom"/> | The country where the headquarters of your business is located. |
| Agent Registered Address | | Address registered with Companies House. |
| Building number or name | <input type="text" value="GOSSCHALKS LLP"/> | |
| Street | <input type="text" value="QUEENS GARDENS"/> | |
| District | <input type="text"/> | |
| City or town | <input type="text" value="HULL"/> | |
| County or administrative area | <input type="text" value="E YORKSHIRE"/> | |
| Postcode | <input type="text" value="HU1 3DZ"/> | |
| Country | <input type="text" value="United Kingdom"/> | |

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Section 2 of 21

PREMISES DETAILS

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

Premises Address

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

- Address OS map reference Description

Postal Address Of Premises

| | |
|-------------------------------|--|
| Building number or name | <input type="text" value="ASDA EXPRESS"/> |
| Street | <input type="text" value="573 PERSHORE ROAD"/> |
| District | <input type="text"/> |
| City or town | <input type="text" value="BIRMINGHAM"/> |
| County or administrative area | <input type="text"/> |
| Postcode | <input type="text" value="B29 7DF"/> |
| Country | <input type="text" value="United Kingdom"/> |

Further Details

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

| Section 3 of 21 | |
|---|--|
| APPLICATION DETAILS | |
| In what capacity are you applying for the premises licence? | |
| <input type="checkbox"/> An individual or individuals <input checked="" type="checkbox"/> A limited company / limited liability partnership <input type="checkbox"/> A partnership (other than limited liability) <input type="checkbox"/> An unincorporated association <input type="checkbox"/> Other (for example a statutory corporation) <input type="checkbox"/> A recognised club <input type="checkbox"/> A charity <input type="checkbox"/> The proprietor of an educational establishment <input type="checkbox"/> A health service body <input type="checkbox"/> A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales <input type="checkbox"/> A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England <input type="checkbox"/> The chief officer of police of a police force in England and Wales | |
| Confirm The Following | |
| <input checked="" type="checkbox"/> I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities <input type="checkbox"/> I am making the application pursuant to a statutory function <input type="checkbox"/> I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative | |
| Section 4 of 21 | |
| NON INDIVIDUAL APPLICANTS | |
| Provide name and registered address of applicant in full, Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned. | |
| Non Individual Applicant's Name | |
| Name | <input type="text" value="ASDA STORES LIMITED"/> |
| Details | |
| Registered number (where applicable) | <input type="text" value="00464777"/> |

Continued from previous page...

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

COMPANY

Address

| | |
|-------------------------------|--|
| Building number or name | <input type="text" value="ASDA HOUSE"/> |
| Street | <input type="text" value="SOUTHBANK"/> |
| District | <input type="text" value="GREAT WILSON STREET"/> |
| City or town | <input type="text" value="LEEDS"/> |
| County or administrative area | <input type="text"/> |
| Postcode | <input type="text" value="LS11 5AD"/> |
| Country | <input type="text" value="United Kingdom"/> |

Contact Details

| | |
|------------------------|---|
| E-mail | <input type="text"/> |
| Telephone number | <input type="text"/> |
| Other telephone number | <input type="text"/> |
| * Date of birth | <input type="text" value=""/> / <input type="text" value=""/> / <input type="text" value=""/> dd mm yyyy |
| * Nationality | <input type="text"/> |

Documents that demonstrate entitlement to work in the UK

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

| | |
|---|---|
| When do you want the premises licence to start? | <input type="text" value="30"/> / <input type="text" value="08"/> / <input type="text" value="2023"/> dd mm yyyy |
|---|---|

| | |
|---|--|
| If you wish the licence to be valid only for a limited period, when do you want it to end | <input type="text"/> / <input type="text"/> / <input type="text"/> dd mm yyyy |
|---|--|

Provide a general description of the premises

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

COVENIENCE STORE

| |
|---|
| <i>Continued from previous page...</i> |
| If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend <input type="text"/> |
| Section 6 of 21 |
| PROVISION OF PLAYS |
| See guidance on regulated entertainment |
| Will you be providing plays? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |
| Section 7 of 21 |
| PROVISION OF FILMS |
| See guidance on regulated entertainment |
| Will you be providing films? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |
| Section 8 of 21 |
| PROVISION OF INDOOR SPORTING EVENTS |
| See guidance on regulated entertainment |
| Will you be providing indoor sporting events? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |
| Section 9 of 21 |
| PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS |
| See guidance on regulated entertainment |
| Will you be providing boxing or wrestling entertainments? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |
| Section 10 of 21 |
| PROVISION OF LIVE MUSIC |
| See guidance on regulated entertainment |
| Will you be providing live music? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |
| Section 11 of 21 |
| PROVISION OF RECORDED MUSIC |
| See guidance on regulated entertainment |
| Will you be providing recorded music? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |
| Section 12 of 21 |
| PROVISION OF PERFORMANCES OF DANCE |
| See guidance on regulated entertainment |

Continued from previous page...

Will you be providing performances of dance?

Yes No

Section 13 of 21

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

[See guidance on regulated entertainment](#)

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

Yes No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

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Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

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

Continued from previous page...

SATURDAY

Start 06:00

End 23:00

Start

End

SUNDAY

Start 06:00

End 23:00

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

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

Continued from previous page...

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

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

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

NEIL ROBERT

Family name

ECCLES

Date of birth

dd mm yyyy

| | |
|--|--|
| <i>Continued from previous page...</i> | |
| Enter the contact's address | |
| Building number or name | <input type="text"/> |
| Street | <input type="text"/> |
| District | <input type="text"/> |
| City or town | <input type="text"/> |
| County or administrative area | <input type="text"/> |
| Postcode | <input type="text"/> |
| Country | <input type="text"/> |
| Personal Licence number (if known) | <input type="text" value="PLHBC0143"/> |
| Issuing licensing authority (if known) | <input type="text" value="HALTON"/> |
| PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT | |
| How will the consent form of the proposed designated premises supervisor be supplied to the authority? | |
| <input type="radio"/> Electronically, by the proposed designated premises supervisor <input checked="" type="radio"/> As an attachment to this application | |
| Reference number for consent form (if known) | <input type="text"/> If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'. |
| <i>Continued from previous page...</i> | |
| Section 16 of 21 | |
| ADULT ENTERTAINMENT | |
| Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children | |
| Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc. | |
| <input type="text" value="NONE"/> | |
| Section 17 of 21 | |
| HOURS PREMISES ARE OPEN TO THE PUBLIC | |
| Standard Days And Timings | |

Continued from previous page...

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

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

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

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| Continued from previous page... |
| Continued from previous page... |
| Section 18 of 21 |
| LICENSING OBJECTIVES |
| Describe the steps you intend to take to promote the four licensing objectives: a) General – all four licensing objectives (b,c,d,e) List here steps you will take to promote all four licensing objectives together. Staff shall be trained in the premises licence holder's procedures which include liquor licensing and all checkout operators shall have additional training in the sale of alcohol. All spirits will be displayed behind the counter. No miniature bottles of spirits of 20cl or below shall be sold from the premises. Please note this does not apply to pre packaged gift packs which may contain a spirit miniature. |
| b) The prevention of crime and disorder A CCTV system will be installed and maintained at the premises. Cameras will cover internal areas and the external area immediately in front of the store. The system will be capable of continuously recording and copies of such recordings shall be kept for a period of not less than 31 days and handed to the Police or authorised person upon production of a compliant 'Access Request'. All spirits will be displayed behind the counter. |
| c) Public safety The premise licence holder seeks to comply with the requirements of the health and safety legislation. |
| d) The prevention of public nuisance |
| e) The protection of children from harm The store will have a till prompt system for alcohol products. When prompted, staff will adopt a Challenge 25 proof of age scheme. Only recognised forms of photographic identification such as Passport, Photo Driving Licence, 'Proof of Age' card, Military ID or any other form of identification agreed with the police will be accepted as proof of age. If the appropriate proof of age is not produced there will be no sale. Notices are to be prominently displayed advising customers of the Challenge 25 policy. |
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| NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK |

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

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

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

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

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

Documents which demonstrate entitlement to work in the UK

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

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

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

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

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

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

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

Home Office online right to work checking service

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

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

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

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

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

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PAYMENT DETAILS

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

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

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

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00*

Band E - £125001 and over - £635.00*

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

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

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

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

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

Capacity 5000-9999 - £1,000.00

Capacity 10000-14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

* Fee amount (£)

315.00

DECLARATION

DECLARATION

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15).

THE DPS NAMED IN THIS APPLICATION FORM IS ENTITLED TO WORK IN THE UK (AND IS NOT SUBJECT TO CONDITIONS PREVENTING HIM OR HER FROM DOING WORK RELATING TO A LICENSABLE ACTIVITY) AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

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

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

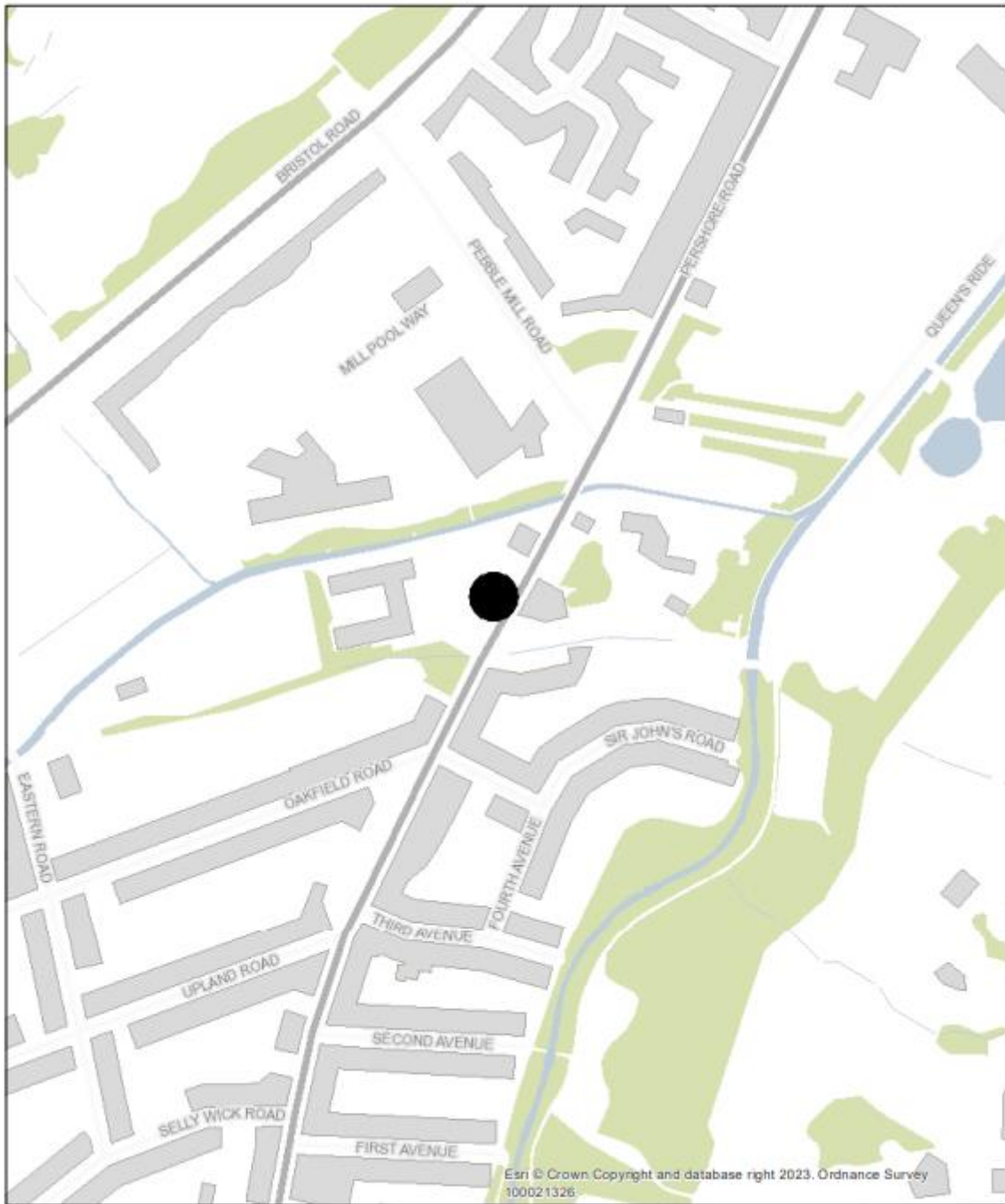
• Full name
• Capacity
Date (dd/mm/yyyy)

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

1. Save this form to your computer by clicking file/save as...
 2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/birmingham/apply-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

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

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



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