

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE A 7 AUGUST 2023
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MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD ON MONDAY 7 AUGUST 2023 AT 1000 HOURS AS AN ON-LINE MEETING.

PRESENT: - Councillor Phil Davis in the Chair;

Councillors Mary Locke and Diane Donaldson.

ALSO PRESENT

Bhapinder David Kennedy – Licensing Section
Joanne Swampillai – Legal Services
Katy Poole – Committee Services

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

1/070823 **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.

2/070823 **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.

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.

APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

3/070823 Apologies were submitted on behalf of Councillor Simon Morrall and Councillor Diane Donaldson was the nominated substitute Members.

MINUTES

4/070823 The Public section of the minutes of the meetings held on 20 July 2023 at 1000 hours were noted.

LICENSING ACT 2003 PREMISES LICENCE – GRANT – PICKWICK ATHLETIC CRICKET CLUB, WINDERMERE ROAD, SPRINGFIELD, BIRMINGHAM, B13 9JS.

On Behalf of the Applicant

Kerry Cox – Representing the applicant
Waheed Jahib – Applicant

On Behalf of Those Making Representations

Councillor Izzy Knowles – Local Ward Councillor
Mrs Connor – Local Resident
Janice Burns – Local Resident
Sarah Bowers – Local Resident
Mendie De Vos – Local Resident
Jean Gilkison – Local Moseley Society
John Wilson – Local Resident

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

Kerry Cox, representing the applicant on behalf of Duncan Craig (Barrister) made two preliminary points. Firstly, that the address (which had been incorrectly documented as 20 Windermere Road by the Birmingham City Council Licensing Section) on the Blue Notices had been correctly advertised. Secondly, she made an application to adjourn the hearing outside of the statutory hearing window in order to allow all parties time to engage and work to resolve any issues. Furthermore, she confirmed that there was 'overwhelming support' for such an application and asked the Committee to grant the adjournment request.

Councillor Izzy Knowles confirmed that she was content with the adjournment being granted.

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David Kennedy, Licensing Section further advised that Peter Brown (Environmental Health) had confirmed via email that he was also in agreement with the adjournment application.

At this stage (1012 hours), the Members, Committee Lawyer and Committee Manager withdrew into a separate private MS Teams meeting in order to consider the request for an adjournment.

At 1017 the Members, Committee Lawyer and Committee Manager returned to the public session and the Chair announced that the request for an adjournment was approved and a date and time outside the hearing window would be confirmed to all parties in due course. A full written decision in relation to the agreed adjournment was sent to all parties as follows;

5/070823 **RESOLVED:-**

That the application by Pickwick Venue Ltd for a premises licence in respect of Pickwick Athletic Cricket Club, Windermere Road, Springfield, Birmingham B13 9JS, be adjourned to a date outside the statutory hearing window, in accordance with regulation 12 of the Licensing Act 2003 (Hearings) Regulations 2005.

The Sub-Committee heard from the applicant's agent that more time would enable discussions to take place. None of those attending to make representations objected to this course. The meeting was therefore adjourned to a date to be confirmed.

The rescheduled hearing date will be announced to all parties as soon as practicable. It will be an online meeting conducted via Microsoft Teams.

EXCLUSION OF THE PUBLIC

6/070823 **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.
