



BIRMINGHAM CITY COUNCIL

LICENSING SUB COMMITTEE - B

THURSDAY 29 FEBRUARY 2024

**ELITE COCKTAIL BAR AND RESTAURANT, 81 STEWARD STREET,
LADYWOOD, BIRMINGHAM, B18 7AF**

That having considered the application made and certificate issued by West Midlands Police under Section 53A of the Licensing Act 2003 for an expedited review of the premises licence in respect of Elite Cocktail Bar and Restaurant, 81 Steward Street, Ladywood, Birmingham, B18 7AF this Sub-Committee determines:

- That the licence be suspended pending a review of the licence, such a review to be held within 28 days of receiving the Chief Officer of Police's application
- That Ms Angella Raymond be removed as the Designated Premises Supervisor.

The Sub-Committee's reasons for imposing these interim steps are due to concerns by West Midlands Police in relation to matters which came to light at the premises on the 23rd of February 2024 as outlined in the Chief Officer of Police's certificate and application.

The Sub Committee determined the causes of the serious crime and or serious disorder appeared to originate from patrons of the premises. The licensing conditions were not met, and there was an inability in management to ensure the security and safety of those on and leaving the premises, and to ensure an appropriate approach was taken taken by staff and security staff in response to a serious incident of crime and disorder.

It was therefore necessary and reasonable to impose these steps to address the immediate problems with the premises, in particular the likelihood of serious crime and or serious disorder, and to promote the prevention of crime and disorder objective in the Act.

In reaching its decision, the Sub Committee considered the submissions made on behalf of the premises licence holder, but they were not satisfied that those submissions dealt with the concerns as raised by the Police.

Similarly, the Sub-Committee did not believe that any other interim measures would address the totality of issues brought to their attention by the police.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued by the Home

Office in relation to expedited and summary licence reviews, and the submissions made by the police (and the premises licence holder) at the hearing.

All parties are advised that the premises licence holder may make representations against the interim steps taken by the Licensing Authority. On receipt of such representations, the Licensing Authority must hold a hearing within 48 hours.

All parties are advised that there is no right of appeal to a Magistrates' Court against the Licensing Authority's decision at this stage.