
From: Licensing
Subject: FW: Fw:Agreed conditions for Zara's Bar, 80 Broad Street, Birmingham
Attachments: Requested licensing conditions for flyposting.doc

From: Carl Moore [
Sent: Thursday, November 10, 2016 10:37 AM
To: Russell Davey
Cc: Licensing; Councillor Gareth Moore; Mark Croxford
Subject: Fw:Agreed conditions for Zara's Bar, 80 Broad Street, Birmingham

Dear Russell,

I have liaised with my client and there legal representative Sarah Clover in relation to the attached conditions. My client agrees and accepts having placed on the current premises license the revised conditions.

Regards

Carl

Carl Moore
Director
C.N.A. Risk Management Ltd

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From: Councillor Gareth Moore
Sent: Thursday, November 10, 2016 5:51 PM
To: Licensing
Subject: RE: Agreed conditions for Zara's Bar, 80 Broad Street, Birmingham

Hi

Yes, I am happy to agree these conditions

Cheers

Gareth

COUNCILLOR GARETH MOORE

**Serving Abbey Fields, Court Farm, Erdington Village, Pitts Farm, Short Heath & Wylde Green
Working for ERDINGTON all year round!!!**

**Conservative Group Secretary | Shadow Lead Member - Licensing & Public Protection Committee
The Council House, Victoria Square, Birmingham, B1 1BB**

From: Russell Davey
Sent: 09 November 2016 15:15
To: carl
Cc: Licensing; Mark Croxford; Councillor Gareth Moore
Subject: Zara's Bar, 80 Broad Street, Birmingham

Dear Carl

Many thanks for your telephone call, please find attached revised version of the flyposting conditions as discussed which have been agreed by Environmental Health and Cllr Moore. The changes from the original submission have been highlighted in yellow. I would be very grateful if you could confirm as soon as possible whether or not your client is happy to accept these conditions.

Regards

Russell Davey
Environmental Health Officer
Regulation & Enforcement

Postal Address: Environmental Health, Manor House, PO Box 16977, Birmingham, B2 2AE.
(Office Site: Environmental Health, 1st floor, 40 Moat Lane, Birmingham, B5 5BD)

Website: www.birmingham.gov.uk/eh

Facebook: [bccenvironmentalhealth](https://www.facebook.com/bccenvironmentalhealth) Twitter: @envhealthbham Flickr: <http://www.flickr.com/photos/envhbham>

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Requested licensing conditions in relation to illegal flyposting:

1. The premises licence holder shall, as far as is reasonably practicable, ensure that events held at the premises are not in any way promoted by the use of illegal fly-posting or unauthorised advertisements attached to street furniture.
2. The premises licence holder shall ensure that agreements/contracts with promoters for the use of their premises or for events to be held at their premises prohibit the use of illegal fly-posting and/or advertisements attached to street furniture, and shall take all steps reasonable to enforce such agreement/contract terms. The Premises License Holder shall maintain a register of individuals and companies contracted with, for inspection by any Responsible Authority on request.
3. the premises licence holder shall take all reasonable precautions and exercise all due diligence to ensure that no person/company promoting or providing entertainment on the premises, nor any person acting on behalf of any promoters, shall display in an unlawful manner advertisements promoting the entertainment or the premises, in particular:
 - a) no display of advertisements should take place on street furniture;
 - b) no display of advertisements should take place on premises or structures placed on, over, in or adjacent to the highway, unless the licensee has first obtained the written consent of the owner of the premises or structure. Such consent shall be shown to a responsible authority on request.
4. The premises licence holder shall remove any unlawful advertisements of events at their premises where they become aware of them or they are advised by Birmingham City Council, its agent(s) or West Midlands Police of an illegal advertisement being displayed. Such removal shall take place within 48 hrs of receiving the said notice.

Note: These changes from the original submission have been highlighted in yellow to assist Committee and representatives in determining the changes that we have made to our recommended conditions. This has occurred following conversations with Barristers in the whole process of these reviews and predominantly ensure that the licence holder cannot commit an offence by the action of another. These conditions enable them to take all reasonably practicable steps to avoid the offence.

