

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee A
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Monday 30th July 2018
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Mr Mulligans Golf, Units 5-7, Broadway Plaza, Five Ways, Birmingham, B16 8LP
Ward affected:	Ladywood
Contact Officer:	Bhupinder Nandhra, Senior Licensing Officer, 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:
<p>To consider a relevant representation that has been made in respect of an application for a Premises Licence which seeks to permit the Sale of Alcohol (for consumption on the premises) to operate from 07:30am until 02:00am (Monday to Sunday).</p> <p>The provision of Regulated Entertainment consisting of films, indoor sporting events, live music, recorded music, performances of dance and anything of a similar description to operate indoors only from 07:30am until 02:00am (Monday to Sunday).</p> <p>To permit the provision of Late Night Refreshment to operate from 11:00pm until 02:00am (Monday to Sunday).</p> <p>Premises to remain open to the public from 07:30am until 02:30am (Monday to Sunday).</p> <p>Other dates and times as specified in the application form.</p>

2. Recommendation:
<p>To consider the representation that has been made and to determine the application.</p>

3. Brief Summary of Report:
<p>An application for a Premises Licence was received on 6th June 2018, in respect of Mr Mulligans Golf, Units 5-7, Broadway Plaza, Five Ways, Birmingham, B16 8LP.</p> <p>A representation has been received from other persons.</p>

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:

Adventure Leisure Limited applied on 6th June 2018 for the grant of a Premises Licence for Mr Mulligans Golf, Units 5-7, Broadway Plaza, Five Ways, Birmingham, B16 8LP.

A representation has been received from other persons, see Appendix 1.

The application is attached at Appendix 2.

Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 3.

Conditions have been agreed with Birmingham City Council Licensing Enforcement and the applicant, which are attached at Appendix 4.

Site Location Plans at Appendix 5.

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:

Copy of the representation as detailed in Appendix 1

Application Form, Appendix 2

Conditions agreed with West Midlands Police, Appendix 3

Conditions agreed with Birmingham City Council Licensing Enforcement, Appendix 4

Site Location Plans, Appendix 5

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.

Appendix 1

From:

Sent:

05 July 2018 10:21

To:

Licensing

Subject:

[M-00745179] Our Client: Travelodge Hotels Limited

Attachments:

DOC050718-05072018101016.pdf

Dear Sir/Madam

Please see the attached.

Yours Faithfully

Richard Symonds

Partner

SHOOSMITHS LLP

**The XYZ Building
2 Hardman Boulevard
Spinningfields
Manchester
M3 3AZ
DX 14393 Manchester 6**

Delivered: By E-mail to
Licensing@birmingham.gov.uk

PREMISES: MR MULLIGANS SPACE GOLF, UNIT 5,6,7 BROADWAY PLAZA, FIVE WAYS, BIRMINGHAM B16 8LP

OUR CLIENT: TRAVELODGE HOTELS LIMITED

Our client objects to the Application and, in particular, to hours proposed for the service of alcohol and refreshments and the playing of late night music, particularly give the Premises' proximity to the Hotel. We have set out our client's representations in this regard below, by reference to the relevant licencing objectives to which they relate.

In producing this objection we have had regard to Birmingham City Councils Statement of Licensing Policy dated July 2017 (**the Policy**), together with the Department for Culture, Media and Sport's 'Guidance for Interested Parties Making Representations' document dated March 2010 (**the Guidance**).

W www.shoosmiths.co.uk



Background

THL are one of the UK's largest hotel operating companies and have experience as to the effect that the approval of applications of this nature can have on surrounding premises and businesses.

The Hotel forms part of the Broadway Plaza Retail Park (**the Retail Park**), the other tenants of which are largely retail occupiers/restaurants, however there are also a considerable number of residential occupiers.

The Prevention of Public Nuisance

This is our client's principle concern in relation to the Application.

In particular

- (i) The playing of late night music is likely to cause a material disturbance to guests using our client's hotel. Our client anticipates that it may make up to half of the rooms of the hotel unusable. Of particular concern to our client is the proposed roof terrace at the Property which will cause significant disturbance to the Hotel;
- (ii) Our client is particularly concerned that those leaving the club late at night will cause a nuisance through shouting and fighting, further disturbing those staying in and accessing the hotel;
- (iii) Our client is concerned that those leaving the club at night will seek to access the hotel lobby for warmth or to charge their phone. Our client's experience is that this can lead to harassment and intimidation of its staff. This is of paramount importance to our client as the night staff are often working alone in the reception area;
- (iv) Our client's experience from occupying hotels next to late night music venues is that the clearing up process after hours is particularly noisy in that bottles are often tipped into metal bins causing excessive amounts of noise and preventing those occupying the Hotel from sleeping;
- (v) Any outdoor queuing or smoking areas also result in excessive noise for those sleeping in the Hotel; and
- (vi) Our client is concerned as to how people will disperse on closure of the club. There is no public transport available at this time and our client is concerned that this will result in people hanging around the Hotel late at night causing a nuisance.

As you are aware, in accordance with paragraph 4.31 of the Policy, it is incumbent on you as the Licensing Authority to consider the impact the approval of the Application will have on those who have to live, work and sleep within the vicinity of the Property. For the reasons set out above, the proposed licence will have a very serious detrimental impact upon the local area and the Hotel.

Prevention of Crime and Disorder

Our client has serious concerns as to the potential for patrons of the Property to cause criminal damage to the Hotel and/or to act in a disorderly manner when leaving the Property.

These concerns are drawn from our client's experience on other sites. In particular, our client is concerned about the potential for:

- (i) Users of the nightclub to cause damage to the Hotel, our customers cars or neighbouring properties; and
- (ii) Users of the nightclub to harass our client's staff or customers.

This concern is exacerbated by the fact that no other units will be open at this time.

We also understand the Police are planning to put in an objection against the Application.

Public Safety

Our client's concerns in this regard relate to the potential for the patrons of the Property to put the safety of our client's staff and/or customers at risk. Again, we repeat our comments above in this regard.

Conditions

Whilst our client has no wish to prevent this type of use of adjoining premises, it believes it should be licenced in a manner that is safe, free from nuisance and that operates in a manner consistent with the other businesses in the local area.

In the circumstances, our client believes that any licence should be limited so that no live or recorded music is permitted after 11pm on Sunday to Thursday and midnight on Friday and Saturday with similar restrictions on opening and on the sale of alcohol.

Please ensure we are notified of any hearing date in relation to the licence

Yours faithfully

—

SHOOSMITHS LLP

Appendix 2

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/we ADVENTURE LEISURE LIMITED

(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		BCC REGULATION & ENFORCEMENT LICENSING SECTION DATE RECEIVED 06 JUN 2018 REF NO CHQ-100003-£100.00 INITIALS LW	
Mr Mulligans Space Golf Unit 5,6,7 Broadway Plaza Five Ways			
Post town	BIRMINGHAM	Postcode	B16 8LP

Telephone number at premises (if any)	To Be Advised When Allocated
Non-domestic rateable value of premises	VOA Inspection still needs to be done

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | |
|---|---|
| a) an individual or individuals * | <input type="checkbox"/> please complete section (A) |
| b) a person other than an individual * | |
| i. as a limited company | <input checked="" type="checkbox"/> please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> 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:

Please tick yes

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 type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

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		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal 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 ADVENTURE LEISURE LIMITED
Registered Address
Registered number (where applicable) Company Number:)
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
15	08	2018

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

DD	MM	YYYY

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

Mr Mulligans Space Golf will be situated in Broadway Plaza on the ground floor, with appropriate facilities for an Indoor Adventure Golf themed throughout with 3 x 12 hole courses, Café/ Bar. The Adventure Golf Themed areas will have various props, putting greens, sand bunkers and themed adventures. There is a Reception Area, Office/Administration room with locked Cellar for alcohol, Store Room for furniture storage, Disabled Access, Washrooms (Male, Female and Disabled), Communications Room (CCTV), Kitchen area, Back Bar Cooler, four large TV Screens and a Lounge area.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

n/a

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input checked="" 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 checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input checked="" 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 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Fri					
Sat					
Sun					
			<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 5)		

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors <input checked="" type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) There are 4 large TV Screens which may be used to screen films and/or sporting events such as Golf Championships / Football / Rugby or similar. All material will be suitable for children between the hours of 07:30 to 20:00		
Mon	07:30	02:00			
Tue	07:30	02:00			
Wed	07:30	02:00			
Thur	07:30	02:00	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Fri	07:30	02:00	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 (please read guidance note 5)		
Sat	07:30	02:00	New Years Eve, in addition to the permitted hours for that day, the period between the end of permitted hours on that day and the beginning of permitted hours the following day. 10:00 – 23:30 Good Friday		
Sun	07:30	02:00	Christmas Day Closed		

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3) ADVENTURE GOLF TO INCLUDE INDOOR GOLF / PUTTING/ADVENTURES (3 x 12 holes of indoor Adventure Golf and themed Mini Golf) Table Tennis Foosball Golf Promotions and F&B Promotions
Day	Start	Finish	<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Mon	07:30	02:00	
Tue	07:30	02:00	<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 5) New Years Eve, in addition to the permitted hours for that day, the period between the end of permitted hours on that day and the beginning of permitted hours the following day. 10:00 – 23:30 Good Friday Christmas Day Closed
Wed	07:30	02:00	
Thur	07:30	02:00	
Fri	07:30	02:00	
Sat	07:30	02:00	
Sun	07:30	02:00	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors <input checked="" type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish			
Mon	07.30	02:00	Please give further details here (please read guidance note 3) To be used as and when required to include special functions such as parties – any amplification would be through speakers already in situ which are limited in capacity Dancing Facilities will be provided by storing furniture in the store room.		
Tue	07.30	02:00			
Wed	07.30	02:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	07.30	02:00			
Fri	07.30	02:00	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 (please read guidance note 5) New Years Eve, in addition to the permitted hours for that day, the period between the end of permitted hours on that day and the beginning of permitted hours the following day. 10:00 – 23:30 Good Friday Christmas Day Closed		
Sat	07.30	02:00			
Sun	07.30	02:00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors <input checked="" type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish			
Mon	07:30	02:00	Please give further details here (please read guidance note 3) To be used as and when required to include special functions such as parties – any amplification would be through speakers already in situ which are limited in capacity Pre-recorded music will be used predominantly for themed Adventure Golf from early morning. The evenings may change to more modern music for functions such as discos.		
Tue	07:30	02:00			
Wed	07:30	02:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	07:30	02:00			
Fri	07:30	02:00	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 (please read guidance note 5) New Year's Eve, in addition to the permitted hours for that day, the period between the end of permitted hours on that day and the beginning of permitted hours the following day. 10:00 – 23:30 Good Friday Christmas Day Closed		
Sat	07:30	02:00			
Sun	07:30	02:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input checked="checked" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) To be used as and when required to include special functions such as parties – any amplification would be through speakers already in situ which are limited in capacity Dancing Facilities will be provided by storing furniture in the store room			
Mon	07:30	02:00				
Tue	07:30	02:00				
Wed	07:30	02:00	State any seasonal variations for the performance of dance (please read guidance note 4)			
Thur	07:30	02:00				
Fri	07:30	02:00	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 (please read guidance note 5) New Year's Eve, in addition to the permitted hours for that day, the period between the end of permitted hours on that day and the beginning of permitted hours the following day. 10:00 – 23:30 Good Friday Christmas Day Closed			
Sat	07:30	02:00				
Sun	07:30	02:00				

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing Children & Adult Entertainment (Disco, magicians) of various kinds (Clowns, Balloons, Hoola Hoops), Birthday Parties, Comedians. Table Tennis Foosball Karaoke Dancing Private Functions		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	07:30	02:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	07:30	02:00	Please give further details here (please read guidance note 3) Any amplification would be through speakers that are already insitu by the Entertainer/Karaoke/Band, Disco or similar. These speakers are limited in capacity. Dancing facilities will be provided by storing furniture in the large Store Room.		
Wed	07:30	02:00			
Thur	07:30	02:00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri	07:30	02:00			
Sat	07:30	02:00	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 (please read guidance note 5) New Years Eve, in addition to the permitted hours for that day, the period between the end of permitted hours on that day and the beginning of permitted hours the following day. 10:00 – 23:30 Good Friday Christmas Day Closed		
Sun	07:30	02:00			

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon	23:00	02:00	Please give further details here (please read guidance note 3)			
Tue	23:00	02:00				
Wed	23:00	02:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Thur	23:00	02:00				
Fri	23:00	02:00	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 (please read guidance note 5) New Years Eve until 05:00 hours New Years Day			
Sat	23:00	02:00				
Sun	23:00	02:00				

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	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 4)		
Mon	07:30	02:00			
Tue	07:30	02:00			
Wed	07:30	02:00			
Thur	07:30	02:00	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 5) New Years Eve, in addition to the permitted hours for that day, the period between the end of permitted hours on that day and the beginning of permitted hours the following day. 10:00 – 23:30 Good Friday Christmas Day Closed		
Fri	07:30	02:00			
Sat	07:30	02:00			
Sun	07:30	02:00			

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 MR BALA NARAYANA MURTHY BADIGA	
Date of Birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

<p>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 8).</p> <p>Comedians (or similar entertainment) with adult terminology or Films classified for viewing by persons 18 years or more and not considered suitable for children will be restricted to Adult Hours only (i.e. not shown during the hours of 07:30 and 20:00 hours) but in any case no "nudity" or "semi nudity" will be shown</p>
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L

<p>Hours premises are open to the public Standard days and timings (please read guidance note 6)</p>			<p>State any seasonal variations (please read guidance note 4)</p>
Day	Start	Finish	<p>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 5)</p> <p>New Years Eve, in addition to the permitted hours for that day, the period between the end of permitted hours on that day and the beginning of permitted hours the following day. 10:00 – 23:30 Good Friday Christmas Day Closed</p>
Mon	07:30	02:30	
Tue	07:30	02:30	
Wed	07:30	02:30	
Thur	07:30	02:30	
Fri	07:30	02:30	
Sat	07:30	02:30	
Sun	07:30	02:30	

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 9)

None other than those already embedded in the Licensing Act 2003 to include additional measures listed below.

b) The prevention of crime and disorder

There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.

1. The DPS shall attend in person or send a representative to all Nightsafe (or successor Pub Watch) meetings
2. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
3. The Premises Licence Holder or Designated Premises Holder shall install and maintain a comprehensive CCTV system to the satisfaction of an authorised employee of Birmingham Constabulary.
4. A minimum of 25 CCTV cameras will be in place from entering the building to leaving (where records will be kept for a 28 day period and any requests for copies by the Police and / or Local Authority Licensing Officer will be downloaded and supplied within 48 hours.
5. A staff member from the premises, who is conversant with the operation of the CCTV system, shall be on the premises at all times when the premises are open to the public. This staff member must be able to show the Police or Licensing Officer relevant data or footage with the absolute minimum of delay when requested to do so.
6. All faults with the CCTV system shall be repaired as soon as is reasonably possible,
7. Broadway Plaza has exterior lighting and is well lit being part of a Managed Leisure Scheme which also has its own security.
8. Whenever a Special Event / Large Function takes place, this will be "Risk Assessed" as to the appropriate number of SIA door staff required.

c) Public safety

1. In the Café / Bar area seated covers 180. Maximum capacity in its entirety will be 390 (Adventure Golf plus Food & Beverage)
2. Full Disabled Facilities and Baby Changing Unit.
3. Fire & Risk Assessments will be completed.
4. Dancing Facilities will be provided by storing furniture in the store room.
5. Only plastic glasses will be taken onto the courses between the hours of 07:30 to 20:00

d) The prevention of public nuisance

1. The premises will close 30 minutes after the time for the last sale of alcohol to allow time for drinking-up and patrons to leave the premises in an orderly manner.
2. The Applicant does not anticipate any problems related either to noise or traffic as the premises is situated in a "Managed" Leisure and Retail scheme.

e) The protection of children from harm

Several Policies will be implemented:

1. Child Health Safety Policy to ensure the wellbeing of all children on the premises.
2. Admissions Policy : We will not allow under 18s in the bar after 9 pm. Under 18s are allowed in our premises after 6 pm with a responsible adult / parent or legal guardian. All children are requested to be supervised at all times by their parents or responsible adult.
3. Appropriate training of staff will be implemented to prevent underage sales.
4. An Age Verification Policy / Challenge 25 (with incident log and maintained records) where photocard driving Licence, Passport, Validated UK Hologram PASS cards will be requested.
5. All Management and Supervisors are DBS checked and suitably trained.

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 (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 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11).
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, if appropriate (please see note 15)
Signature	JUDITH DIANE TALBOT FPLL
Date	05 JUNE 2018
Capacity	LICENSING CONSULTANT

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

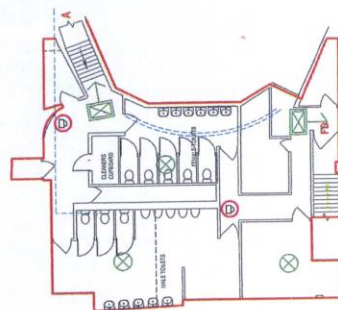
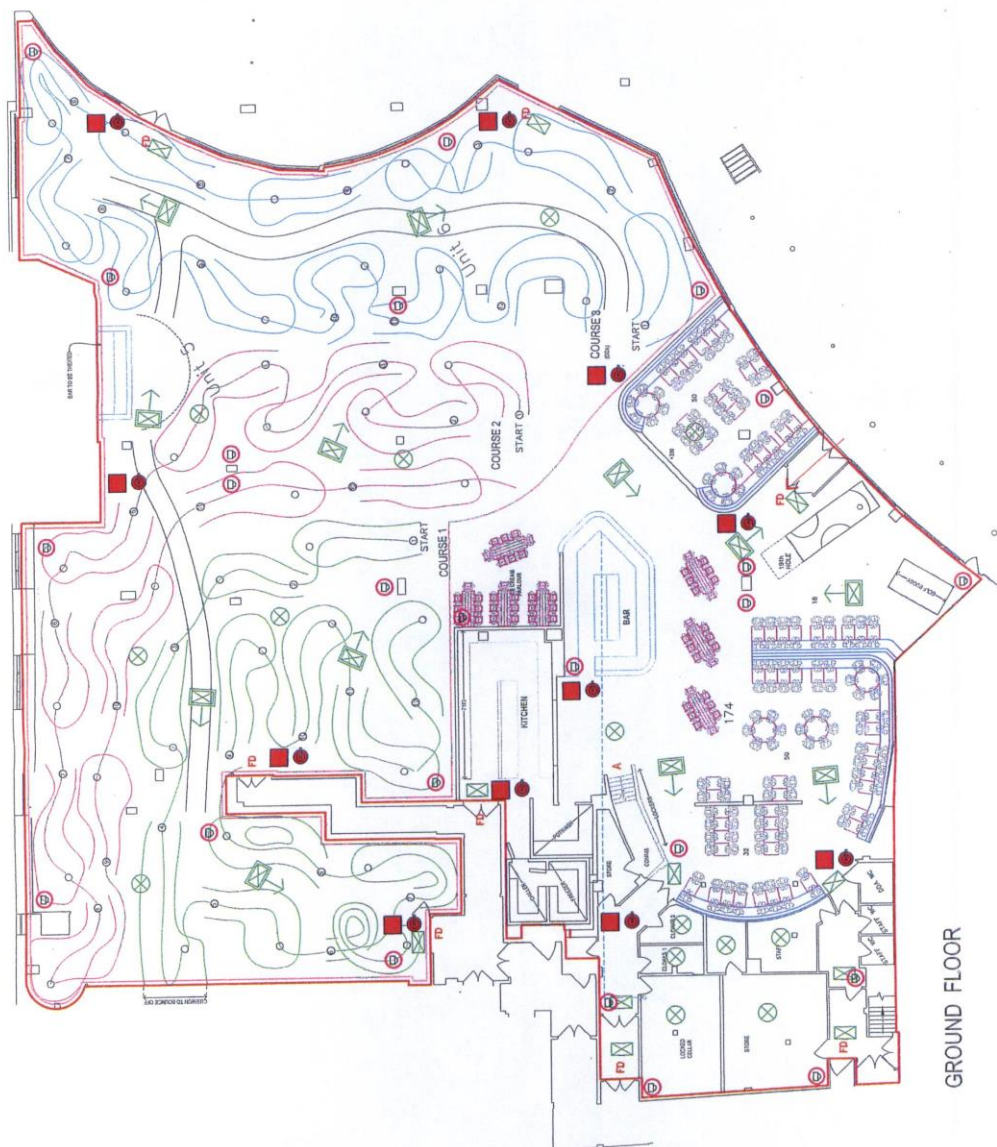
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)			
JDT Judith Diane Talbot Licensing Consultant			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. Describe 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.
2. 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:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.

;



- [illegible]

[illegible]

Appendix 3

On 13 Jun 2018, at 09:27, bw licensing

Dear Licensing,

With regard to the premises licence application for Mr Mulligans Space Golf, Units 5, 6 & 7 Broadway Plaza, Five Ways. B16 8LP.

West Midlands Police have reviewed this application and are happy that if the below conditions are added to the premises licence then the licensing objectives will be met and promoted.

The below conditions have been agreed with the applicant via their solicitor who is copied into this email as acceptance as per below email chain.

If the premises is carrying out an exclusive DJ / live music event (where customers will attend specifically for the act(s) rather than the premises normal core business of Adventure Golf with anything being ancillary) they will notify West Midlands Police Birmingham Licensing Department a minimum of 28 days prior to the event. For this type of event the premises will supply a full written risk assessment with the event notification. The risk assessment is to be agreed with West Midlands Police Birmingham Licensing Department and will form part of the premises operating conditions for that event / evening.

If the above conditions are imposed onto the licence then West Midlands Police have no objection to this application.

Regards

Chris Jones 55410

Birmingham Central Licensing Team

West Midlands Police HQ
Lloyd House
Colmore Circus
Birmingham
B4 6NQ

From: Judith Talbot
Sent: 13 June 2018 08:47
To: bw licensing
Subject: Re: WEST MIDLANDS POLICE - COPY APPLICATION MR MULLIGANS SPACE GOLF BIRMINGHAM 05.06.18

Good Morning Chris

Yes my client is happy with the above and thank you for the clarification - they may seem like minor points but relevant to giving my client comfort in the running of their business. Thank you for your prompt assistance on these matters and please notify the council accordingly.

Kind regards
Judith

Appendix 4

-----Original Message-----

From: Judith Talbot
Sent: Tuesday, June 19, 2018 7:00 PM
To: Gary Callaghan
Cc: Doug Wright
Subject: Re: Mr Mulligans Space Golf

Dear Gary

Thank you very much for your email and confirmation that you will inform the General Licensing Section if the additional Condition and thank you for attaching the additional paperwork. I do in fact already have the Age Verification Policy that my client Company uses at all of its premises.

The E online training is an excellent suggestion that we will explore further.

Thank you for your assistance.

Kind regards

Judith Talbot FPLI

Sent from my iPhone

> On 19 Jun 2018, at 14:23, Gary Callaghan
>
> Hi Judith,
>
> I will update General Licensing Section that your client has agreed
> the proposed condition suggest by Doug,
>
> I have attached some paper work that we give out to premises .
>

1

From: Doug Wright
Sent: Friday, June 15, 2018 2:12 PM
To: [jdtlicensing](#)
Cc: Gary Callaghan
Subject: Mr Mulligans Space Golf

Dear Sirs,

I visited the premises last night and the notice was displayed and the dates correct.

So in considering the application submitted the Licensing Enforcement Team has applied the tests of necessity and reasonableness in order to promote the four licensing objectives and I have there attached a condition which the Licensing Enforcement Team will require the applicant to accept as a new condition attached to the premises licence.

Subject to the applicant or you as their authorised agent confirming in writing they agree to accept the attached condition there will be no need to the Licensing Enforcement Team to make a representation regarding the application submitted.

Should you wish to contact me to discuss the matter further my contact details are shown below. However, I am not back in the office until 02/07/2018 – So please contact my colleague Gary Callaghan, who I have copied into this correspondence.

So could you please consider that for the above premises we put as a general condition:

General

All members of staff must receive training regarding the:-

- Four licensing principles contained in the Licensing Act 2003
- Responsible retailing of alcohol, and the law

1

- Protection of children from harm and this must include how to competently check customers identification where necessary
- Authorised hours for licensable activities and the conditions attached to the premises licence

All training provided to staff will be recorded and each member of staff will sign and date the training records to confirm they have received and understood the training and on-going refresher training every six months.

The staff training records will be maintained at the premises and made available to any Responsible Authority upon request.

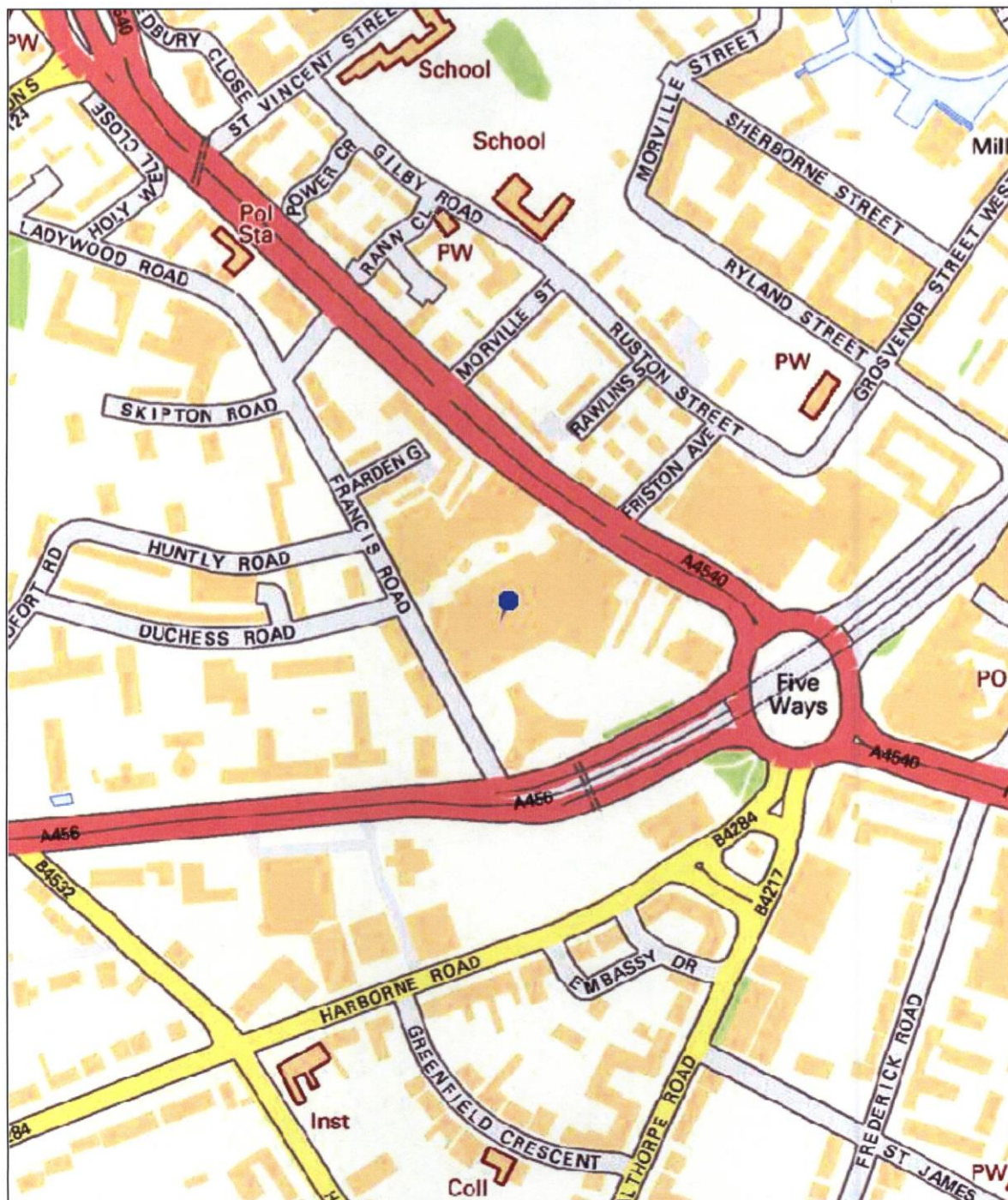
Regards

Doug Wright
Licensing Enforcement Officer

Licensing Section, P.O. Box 17013, Birmingham, B6 9ES

Web: <http://www.birmingham.gov.uk/regulatorycharter> - to view BCC's Customer Care Charter

Locally accountable and responsive fair regulation for all - achieving a safe, healthy, clean, green and fair trading city for residents, business and visitors.
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Birmingham City Council

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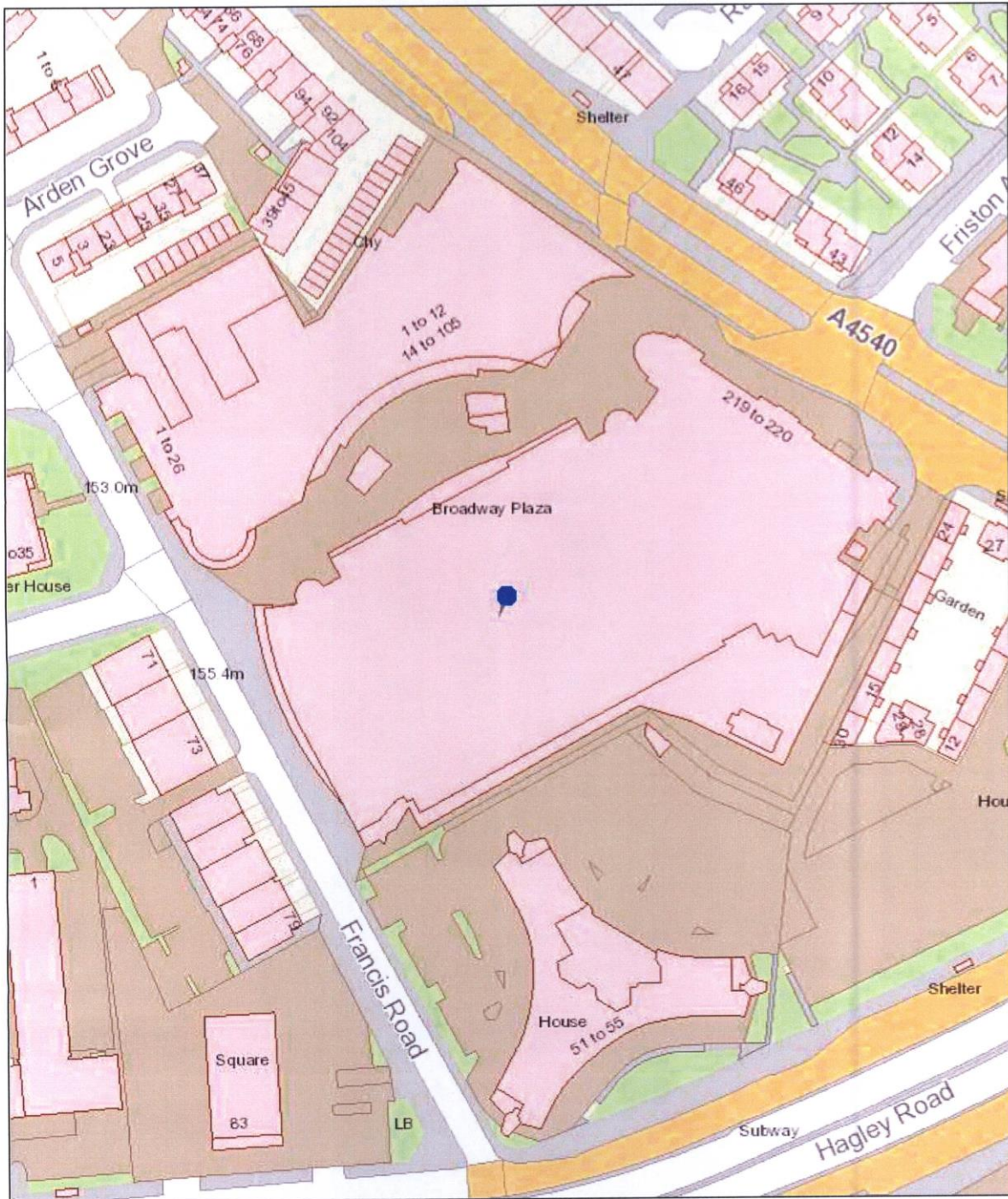
Date of Map Creation: 12/07/2018

Notes



Scale:
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