

# BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee B</b>
<b>Report of:</b>	<b>Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Tuesday 11<sup>th</sup> August 2015</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Grant</b>
<b>Premises:</b>	<b>Dubella Lounge, 112 – 116 Boldmere Road, Sutton Coldfield, B73 5UB</b>
<b>Ward affected:</b>	<b>Sutton Vesey</b>
<b>Contact Officer:</b>	<b>David Kennedy, Principal Licensing Officer, 0121 303 9896, <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

### 1. Purpose of report:

To consider relevant representations that have been made in respect of an application for a Premises Licence to permit the Sale of Alcohol (for consumption on and off the premises) to operate from 07:00am until 12:01am (Sunday to Thursday) and 07:00am until 01:00am (Friday and Saturday).

To permit the provision of Regulated Entertainment consisting of films, indoor sporting events, live music, recorded music and anything of a similar description, to operate indoors only, from 07:00am until 12:01am (Sunday to Thursday) and 07:00am until 01:00am (Friday and Saturday).

To permit the provision of Late Night Refreshment to operate from 11:00pm until 12:01am (Sunday to Thursday) and 11:00pm until 01:00am (Friday and Saturday).

Premises to remain open to the public from 07:00am until 12:30am (Sunday to Thursday) and 07:00am until 01:30am (Friday and Saturday).

Other dates and times as specified in the application form.

### 2. Recommendation:

To consider the representations that have been made and to determine the application.

### 3. Brief Summary of Report:

An application for a Premises Licence was received on 19<sup>th</sup> June 2015 in respect of Dubella Lounge, 112 – 116 Boldmere Road, Sutton Coldfield, B73 5UB.

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.

<p><b>5. Relevant background/chronology of key events:</b></p> <p>Edmund Pubs Ltd applied on 19<sup>th</sup> June 2015 for the grant of a Premises Licence for Dubella Lounge, 112 – 116 Boldmere Road, Sutton Coldfield, B73 5UB.</p> <p>Representations have been received from other persons. See Appendices 1 – 4.</p> <p>The application is attached at Appendix 5.</p> <p>Conditions have been agreed with Environmental Health and the applicant, which are attached at Appendix 6.</p> <p>The premises have the benefit of a current Premises Licence, which is attached at Appendix 7.</p> <p>Site Location Plan at Appendix 8.</p> <p>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:-</p> <ul style="list-style-type: none"> <li>a. The prevention of crime and disorder;</li> <li>b. Public safety;</li> <li>c. The prevention of public nuisance; and</li> <li>d. The protection of children from harm.</li> </ul>
<p><b>6. List of background documents:</b></p> <p>Copy of the representations as detailed in Appendices 1 – 4</p> <p>Application Form, Appendix 5</p> <p>Conditions agreed with Environmental Health, Appendix 6</p> <p>Current Premises Licence, Appendix 7</p> <p>Site Location Plan, Appendix 8</p>
<p><b>7. Options available</b></p> <p>To Grant the licence in accordance with the application.</p> <p>To Reject the application.</p> <p>To Grant the licence subject to conditions modified to such an extent as considered appropriate.</p> <p>Exclude from the licence any of the licensable activities to which the application relates.</p> <p>Refuse to specify a person in the licence as the premises supervisor.</p>

## Appendix 1

Entered on SOMA  
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**From:**  
**Sent:** 07 July 2015 20:55  
**To:** Licensing  
**Subject:** dubella bar- boldmere - request to extend opening hours

Dear Sirs

We wish to strongly object and oppose the request of Dubella bar to extend it's opening hours at weekends.

Dubella is situated at the end of the high street, at the start of a tightly knit residential and quiet area of Sutton Coldfield. The high street already has a very high proportion of restaurants, which is fine as they all close at a reasonable hour and do not have loud music.

We do not want to turn Boldmere into a late night opening area, attracting lots of people to this quiet area. Dubella is situated on the corner of Boldmere Road and Antrobus Road (residential road) and as it has a large pavement area outside, where the bar already has tables and chairs, it would in all likelihood mean that people would be outside the bar as well as inside, thus creating even more noise/disturbance than if it was just contained within the bar. There are plenty of bars/clubs a couple of miles away, in the centre of Sutton Coldfield where people may stay out late etc if they wish and be in an area that does not have houses nearby.

I hope that you will take this objection seriously and look forward to hearing from you.

yours faithfully

Western Road, Boldmere, Sutton Coldfield

## Appendix 2

ENTERED  
R

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**From:**  
**Sent:** 07 July 2015 20:11  
**To:** Licensing  
**Subject:** DUBella, Boldmere, Sutton Coldfield - Application for extended opening hours

I am writing to voice my concern at the proposed extension of opening hours at the Dubella venue on Boldmere road, Sutton Coldfield.

This would increase noise levels, particularly as the venue has fully opening windows and often hosts live music acts. There is also a risk of antisocial behaviour from excessive drinking.

The area is residential, including some elderly accommodation in a Block on the opposite side of the road. The extended hours would no doubt have a negative impact on the quality of life of the local residents.

Regards

Frederick Road  
B73

Enver  
R

3

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**From:**  
**Sent:** 07 July 2015 17:54  
**To:** Licensing  
**Subject:** Re: Dubella, Boldmere

Dear Sir/Madam,

I strongly object to the proposed extended hours of Dubella in Boldmere. At the weekend it hosts VERY LOUD bands in the evenings. The block of flats opposite the venue sits between us and Dubella, yet the noise is still very audible.

Dubella is surrounded by residential areas, including many homes with young families. A late-night music/bar venue is totally out-of-character for this area.

Please refuse this proposal.

Regards,

Highbridge Road

## Appendix 4

Entered  
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4

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**From:**  
**Sent:** 08 July 2015 13:44  
**To:** Licensing  
**Subject:** Dubella, Boldmere Road

I understand that Dubella are applying for an extension to their licence including music until 1 a.m. on the weekend. As a local resident I strongly oppose this application. Dubella is close to many residents including young families and local sheltered housing. The music from the bar is currently extremely loud particularly in the summer months when the windows/doors to the bar must be kept open. Whilst it does currently finish at 11 it regularly keeps us awake. In addition many of the customers currently walk down Fir Tree Grove past our house making a lot of noise. I believe it an inappropriate location for an extended licence, particularly a music licence and urge the council to reject it.

Highbridge Road  
Boldmere

9770 20.6.15 - 17.7.15

Birmingham City Council, Licensing Section, Crystal Court, Aston Cross Business Village,  
50 Rocky Lane, Aston, Birmingham, B6 5RQ

**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.

We **EDMUND PUBS LIMITED**

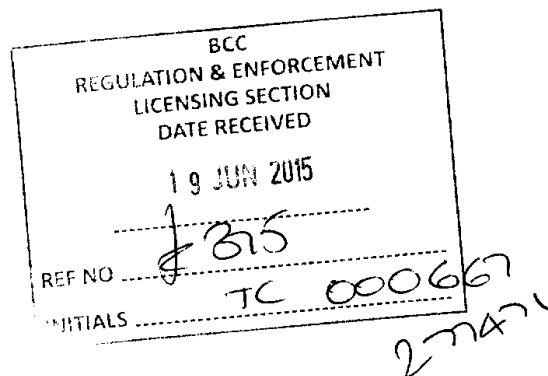
*(Insert name(s) of applicant)*

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and 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 <b>DUBELLA LOUNGE</b> <b>112 to 116 Boldmere Road</b> <b>Sutton Coldfield</b>			
Post town	<b>Birmingham</b>	Postcode	<b>B73 SUB</b>

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<b>£36750.00</b>



**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                                                                                                                                                   | <input type="checkbox"/>            | please complete section (B) |
| d)  | a charity                                                                                                                                                           | <input type="checkbox"/>            | please complete section (B) |
| e)  | the proprietor of an educational establishment                                                                                                                      | <input type="checkbox"/>            | please complete section (B) |
| f)  | a health service body                                                                                                                                               | <input type="checkbox"/>            | 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                                         | <input type="checkbox"/>            | 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 | <input type="checkbox"/>            | please complete section (B) |
| h)  | the chief officer of police of a police force in England and Wales                                                                                                  | <input type="checkbox"/>            | 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					

**(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 <b>EDMUND PUBS LIMITED</b>
Address <b>DUBELLA UNIT 1 &amp; 2 110 – 112 Boldmere Road Sutton Coldfield West Midlands England B73 5UB</b>
Registered number (where applicable) <b>08542266</b>
Description of applicant (for example, partnership, company, unincorporated association etc.) <b>Limited Company</b>
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD MM YYYY  
1 1 0 7 2 0 1 5

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

DD MM YYYY  
1 1 1 1 1 1 1 1

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

The applicant currently operates a licensed Coffee lounge/Bistro called DUBELLA LOUNGE.

The Dubella Lounge is located in one of a number of retail units on the ground floor of a two storey building. There is a large paved frontage with access to the front and rear of the premises. The applicant will be intending to apply for a pavement licence to the large frontage of the premises, with the area being licensed.

The applicant has acquired an adjoining unit with a view to expanding the current premises and its current facilities. The premises consist of ladies & gents toilets for customers, a kitchen, Cellar & cold storage facilities. The premise also has access to a large car park at the rear.

The DUBELLA LOUNGE is furnished to a very high standard. There will be non-fixed seating and tables in the lounge area, a large & small bar server from which the customers can purchase coffees, teas and a small selection of Wines, Spirits, Champagne & bottled premium beers. Food is also ordered from the serveries. Customers are able to purchase hot & cold food consisting of a selection of cakes & pastries and Tapas Food.

PC WALKER West Midlands Police Licensing Officer for the Boldmere area has been consulted and supports the application as agreed.

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

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) ☐
- b) films (if ticking yes, fill in box B) ☒
- c) indoor sporting events (if ticking yes, fill in box C) ☒
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☒
- f) recorded music (if ticking yes, fill in box F) ☒
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☒

**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**

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

# B

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)		Indoors <input checked="checked" type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon	07:00hrs	00:01hrs			
Tue	07:00hrs	00:01hrs			
Wed	07:00hrs	00:01hrs	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Thur	07:00hrs	00:01hrs			
Fri	07:00hrs	01:00hrs	<b>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</b> (please read guidance note 5) The morning British Summer Time commences an additional hour to be allowed for the clocks going forward at 01:00 hours. New Year's Eve - from commencement of permitted hours to end of permitted hours New Year's Day		
Sat	07:00hrs	01:00hrs			
Sun	07:00hrs	00:01hrs			

# C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b>Please give further details</b> (please read guidance note 3)
Day	Start	Finish	
Mon	07:00hrs	00:01hrs	
Tue	07:00hrs	00:01hrs	<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
Wed	07:00hrs	00:01hrs	
Thur	07:00hrs	00:01hrs	
Fri	07:00hrs	01:00hrs	<b>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</b> (please read guidance note 5) The morning British Summer Time commences an additional hour to be allowed for the clocks going forward at 01:00 hours. New Year's Eve - from commencement of permitted hours to end of permitted hours New Year's Day
Sat	07:00hrs	01:00hrs	
Sun	07:00hrs	00:01hrs	

# D

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

# E

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)		Indoors <input checked="checked" type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon	07:00hrs	00:01hrs			
Tue	07:00hrs	00:01hrs			
Wed	07:00hrs	00:01hrs			
Thur	07:00hrs	00:01hrs	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Fri	07:00hrs	01:00hrs			
Sat	07:00hrs	01:00hrs			
Sun	07:00hrs	00:01hrs			
			<b>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</b> (please read guidance note 5) The morning British Summer Time commences an additional hour to be allowed for the clocks going forward at 01:00 hours. New Year's Eve - from commencement of permitted hours to end of permitted hours New Year's Day		



**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon	07:00hrs	00:01hrs			
Tue	07:00hrs	00:01hrs			
Wed	07:00hrs	00:01hrs	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur	07:00hrs	00:01hrs			
Fri	07:00hrs	01:00hrs	<b>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</b> (please read guidance note 5) The morning British Summer Time commences an additional hour to be allowed for the clocks going forward at 01:00 hours. New Year's Eve - from commencement of permitted hours to end of permitted hours New Year's Day		
Sat	07:00hrs	01:00hrs			
Sun	07:00hrs	00:01hrs			

# G

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 2)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)			
Mon	07:00hrs	00:01hrs				
Tue	07:00hrs	00:01hrs				
Wed	07:00hrs	00:01hrs	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)			
Thur	07:00hrs	00:01hrs				
Fri	07:00hrs	01:00hrs	<b>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</b> (please read guidance note 5) The morning British Summer Time commences an additional hour to be allowed for the clocks going forward at 01:00 hours. New Year's Eve - from commencement of permitted hours to end of permitted hours New Year's Day			
Sat	07:00hrs	01:00hrs				
Sun	07:00hrs	00:01hrs				

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	07:00hrs	00:01hrs		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	07:00hrs	00:01hrs	<b>Please give further details here</b> (please read guidance note 3)		
Wed	07:00hrs	00:01hrs			
Thur	07:00hrs	00:01hrs	<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4)		
Fri	07:00hrs	01:00hrs			
Sat	07:00hrs	01:00hrs	<b>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</b> (please read guidance note 5) The morning British Summer Time commences an additional hour to be allowed for the clocks going forward at 01:00 hours. New Year's Eve - from commencement of permitted hours to end of permitted hours New Year's Day		
Sun	07:00hrs	00:01hrs			

# I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)		
Mon	23:00hrs	00:01hrs			
Tue	23:00hrs	00:01hrs			
			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Wed	23:00hrs	00:01hrs			
Thur	23:00hrs	00:01hrs			
			<b>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</b> (please read guidance note 5) The morning British Summer Time commences an additional hour to be allowed for the clocks going forward at 01:00 hours. New Year's Eve - from commencement of permitted hours to end of permitted hours New Year's Day		
Fri	23:00hrs	01:00hrs			
Sat	23:00hrs	01:00hrs			
Sun	23:00hrs	00:01hrs			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	
			On the premises	<input type="checkbox"/>
			Off the premises	<input type="checkbox"/>
			Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)	
Mon	07:00hrs	00:01hrs		
Tue	07:00hrs	00:01hrs		
Wed	07:00hrs	00:01hrs		
Thur	07:00hrs	00:01hrs		
Fri	07:00hrs	01:00hrs		
			<b>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</b> (please read guidance note 5) The morning British Summer Time commences an additional hour to be allowed for the clocks going forward at 01:00 hours. New Year's Eve - from commencement of permitted hours to end of permitted hours New Year's Day	
Sat	07:00hrs	01:00hrs		
Sun	07:00hrs	00:01hrs		

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

Name <b>Edmund BRESLIN</b>
Address
Postcode
Personal licence number (if known)
Issuing licensing authority (if known)

K

**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).**  
Non

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	07:00hrs	00:30hrs	<p><b><u>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</u></b> (please read guidance note 5)</p> <p>The morning British Summer Time commences an additional hour to be allowed for the clocks going forward at 01:00 hours.</p> <p>New Year's Eve - from commencement of permitted hours to end of permitted hours New Year's Day</p>
Tue	07:00hrs	00:30hrs	
Wed	07:00hrs	00:30hrs	
Thur	07:00hrs	00:30hrs	
Fri	07:00hrs	01:30hrs	
Sat	07:00hrs	01:30hrs	
Sun	07:00hrs	00:30hrs	

## 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)**

- Management will ensure all staff receive adequate training on a regular basis, relating to the four licensing objectives, general licencing regulations/Conditions including Fire regulations.
- A record of the training will be kept by the management.

**b) The prevention of crime and disorder**

- Customers will not be permitted to carry open bottles or glasses beyond the licensed area.
- CCTV will be fitted and maintained in the premises
- No alcohol will be allowed to be consumed at the front (Outside) of the premises after 22:00hrs daily
- Empty glasses and bottles will be cleared when finished with.
- Staff will be given on-going training including identification of anti-social or unusual behaviour

**c) Public safety**

- Adequate Lighting will be provided in all public areas and outside
- Management will ensure that the external areas of the premises are monitored to prevent any anti-social behaviour, public nuisance and ensure litter caused by the premises is kept to a minimum.
- Electric, gas and relevant equipment are to be checked and maintained in working order and tested annually.

**d) The prevention of public nuisance**

- An incident register will be kept on the premises and made available at all times.
- The Designated Premises Supervisor will provide responsible management at all times

**e) The protection of children from harm**

- We will adopt the "Challenge 25" age policy
- Management will ensure all employees are fully trained and aware of the challenge 25 rule.
- There will be a provision of sufficient staff to protect children from harm with training on appropriate behaviour.
- The premises licence holder shall ensure that staff are fully conversant with the legal prohibitions in relation to the sale of alcohol to under 18s

**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. ☒

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

**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.**

Signature	
Date	Friday 19 <sup>th</sup> June 2015
Capacity	Authorised Agent – Carl Moore of C.N.A Risk Management Limited

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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)

**Carl Moore**  
**C.N.A. Risk Management Limited**  
**P.O. Box 13293**  
**Great Barr**

Post town	<b>Birmingham</b>	Postcode	<b>B42 9BP</b>
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			



## 25

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**From:** Gerg Jambor  
**Sent:** 14 July 2015 09:44  
**To:** Licensing  
**Cc:** Carl Moore; Deano Walker; Savraj Bahia  
**Subject:** dubella lounge 112-116 boldmere rd - premises licence application

*1. updated on 15/7/15*

Dear Licensing,

As authorised officer for Environmental Health, I hereby notify you of an agreement to the modification of the operating schedule regarding the above. The agreement can be seen in the emails below.

For convenience the amendments comprise inclusion of conditions as follows:

- External doors and windows shall be kept closed, other than for access and egress, whenever regulated entertainment is provided (ie music levels that require customers to raise voices).
- The DPS shall maintain a register of nuisance complaints and actions taken to address them. The register shall be kept at the premises and made available to an Officer of a Responsible Authority upon request.
- The DPS shall maintain a telephone number that can be used by local residents to make complaint directly to the premises.
- Regulated entertainment shall cease automatically when the fire exit to Boldmere Road is opened.
- A cut-out sound limiter device shall be installed at the premises.

On the basis that the modifications are made to the licence, no representation or objection to grant of the licence is made by Environmental Health.

Please do not hesitate to contact me if you have any questions.

Best Regards,

Mr Gerg Jambor  
Environmental Protection Officer  
Birmingham City Council, 581 Tyburn Road, Birmingham B24 9RX

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**From:** Carl Moore  
**Sent:** Monday, July 13, 2015 5:13 PM  
**To:** Deano Walker; Gerg Jambor  
**Subject:** RE: dubella - premises licence application

Hi Both

Just to advise that Chris Sherry has agreed to the conditions as stated below in regards to the licence application for Dubella Boldmere.

If you require anything else, please do not hesitate to contact me.

Kind Regards

**BIRMINGHAM CITY COUNCIL**

**LICENSING ACT 2003**

## PREMISES LICENCE

Premises Licence Number:

4129 / 1

**Part 1 - Premises details:**

<b>Postal address of premises, or if none, ordnance survey map reference or description</b> Dubella Lounge 110 - 112 Boldmere Road	
<b>Post town:</b> Sutton Coldfield	<b>Post Code:</b> B73 5UB
<b>Telephone Number:</b> N/A	

Where the licence is time limited the dates	N/A
---------------------------------------------	-----

Licensable activities authorised by the licence	
B	Films
C	Indoor sporting events
E	Live music
F	Recorded music
H	Anything of similar description to that falling within (live music), (recorded music) or (performances of dance)
M3	Sale of alcohol by retail (both on & off the premises)

The times the licence authorises the carrying out of licensable activities			
Monday - Sunday	07:00	-	23:00 All

The opening hours of the premises		
Monday - Sunday	07:00	- 23:30

<p><b>Where the licence authorises supplies of alcohol whether these are on and/or off supplies</b></p> <p>On and Off Supplies</p>
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**BIRMINGHAM CITY COUNCIL**

**Part 2**

<b>Name, (registered) address, telephone number and email (where relevant) of holder of premises licence</b> Edmund Pubs Limited Dubella Unit 1 & 2 110-112 Boldmere Road Sutton Coldfield	
<b>Post town:</b> West Midlands	<b>Post Code:</b> B73 5UB
<b>Telephone Number:</b> N/A	
<b>Email</b> N/A	

<b>Registered number of holder for example company number or charity number (where applicable)</b> 08542266
----------------------------------------------------------------------------------------------------------------

<b>Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol</b> Mr Edmund Breslin	
<b>Post town:</b>	<b>Post Code:</b>
<b>Telephone Number:</b>	

<b>Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol</b>	
<b>Licence Number</b>	<b>Issuing Authority</b>

Dated 06/06/2014

David Kennedy  
Senior Licensing Officer  
For Director of Regulation and Enforcement

## BIRMINGHAM CITY COUNCIL

### Annex 1 – Mandatory Conditions

No supply of alcohol may be made under the premises licence (a) at a time when there is no designated premises supervisor in respect of the premises licence, or (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol:-

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Where any of the following alcoholic drinks is sold or supplied for sale or consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) the responsible person shall ensure that it is available to customers in the following measures:-

1. Beer or cider - ½ pint;
2. Gin, rum, vodka or whisky - 25ml or 35ml; and
3. Still wine in a glass - 125ml; and

The responsible person must also ensure that customers are made aware of the availability of the aforementioned measures.

(1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. (2) In this condition:- (a) "permitted price" is the price found by applying the formula  $P = D + (D \times V)$ , where- (i) P is the permitted price, (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol; (b) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979; (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence- (i) the holder of the premises licence, (ii) the designated premises supervisor (if any) in respect of such a licence, or (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence; (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994. (3) Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny. (4) Where the permitted price on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendation made: (a) By the British Board of Film Classification (BBFC), where the film has been classified by that Board, or (b) By the Licensing Authority where no classification certificate has been granted by the BBFC, or, where the licensing authority has notified the licence holder that section 20(3)(b) (s74(3)(b) for clubs) of the Licensing Act 2003 applies to the film.

Each individual assigned to carrying out a security activity must be licensed by the Security Industry Agency.

**BIRMINGHAM CITY COUNCIL**

**Annex 2 – Conditions consistent with operating schedule**

**2a) General conditions consistent with the operating schedule**

Regulated entertainment to take place indoors only.

Management will ensure all staff receive adequate training on a regular basis, relating to the four licensing objectives, general licensing regulations and identification of anti-social or unusual behaviour..

**2b) Conditions consistent with, and to promote the prevention of crime and disorder**

No alcohol will be allowed to be consumed at the front (outside) of the premises after 1900hrs daily.

Customers will not be permitted to carry open bottles or glasses beyond the licensed area.

The Premises Licence Holder shall ensure a CCTV system will be installed and maintained at the premises.

Empty glasses and bottles will be cleared when finished with.

**2c) Conditions consistent with, and to promote, public safety**

Management will ensure that the external areas of the premises are monitored to prevent any anti-social behaviour, public nuisance and ensure litter caused by the premises is kept to a minimum.

**2d) Conditions consistent with, and to promote the prevention of public nuisance**

An incident register will be kept on the premises and made available at all times.

**2e) Conditions consistent with, and to promote the protection of children from harm**

The premises will operate the 'challenge 25' policy.

All staff to be fully trained on the Challenge 25 policy.

**BIRMINGHAM CITY COUNCIL**

**Annex 3 – Conditions attached after hearing by licensing authority**

**3a) General committee conditions**

N/A

**3b) Committee conditions to promote the prevention of crime and disorder**

N/A

**3c) Committee conditions to promote public safety**

N/A

**3d) Committee conditions to promote the prevention of public nuisance**

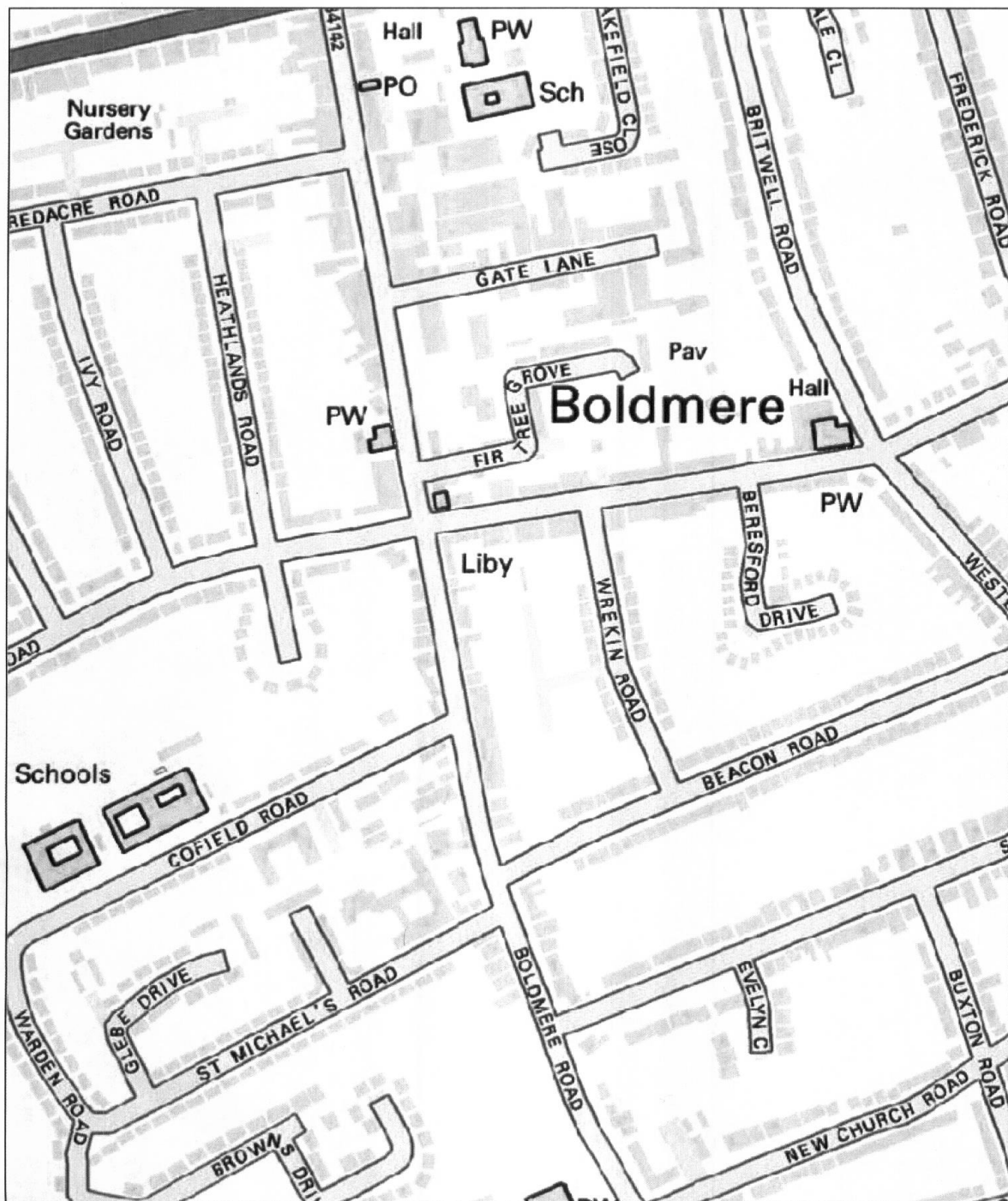
N/A

**3e) Committee conditions to promote the protection of children from harm**

N/A







**Birmingham City Council**

Map Created By:

Notes

Date of Map Creation: 17/07/2015



Scale:  
1:4,000

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