



## **BIRMINGHAM CITY COUNCIL**

### **LICENSING SUB COMMITTEE C**

**WEDNESDAY 30 JUNE 2021**

**Pashaj Mediterranean Charcoal Grill, 373 – 375 Jockey Road, Boldmere,  
Sutton Coldfield B73 5XH**

That the application by Pashaj Ltd for a premises licence in respect of Pashaj Mediterranean Charcoal Grill, 373 – 375 Jockey Road, Boldmere, Sutton Coldfield B73 5XH, be granted.

Those matters detailed in the operating schedule and the relevant mandatory conditions under the Licensing Act 2003 will form part of the licence issued, together with the conditions agreed with the Environmental Health department of the City Council in advance of the meeting, namely:

1. Service of food and drinks in the outside garden area shall cease by 19.00 hours
2. Smoking shall only take place in the external paved area marked on the Plan submitted in the Report. Access to the main garden area (marked on the Plan) for smoking shall not be allowed

The Sub-Committee deliberated the operating schedule put forward by the applicant company and the likely impact of the application, including the agreed conditions, and concluded that by granting this application, the four licensing objectives contained in the Act will be properly promoted.

Members carefully considered the written representations made by other persons but were not convinced that there was an evidential and causal link between the issues raised and the effect on the licensing objectives. Ms Hamzai of Pashaj Ltd had previous experience of running a bar abroad, and since moving to the UK four years ago she had run a takeaway specialising in Greek food; she now wished to open a restaurant to serve the local community. The hours requested were very reasonable – operation only until 22.00 (23.00 at weekends). Suitable conditions had been agreed with the Environmental Health department in advance of the meeting, and those representing the applicant company were keen to cooperate with neighbours and other businesses to make the premises a success. Taking all the circumstances into consideration, there was no reason to suppose that the premises would not be capable of upholding the licensing objectives.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under s182 of the Licensing Act 2003 by the Secretary of State, the application for a premises licence, the written representations received and the submissions made at the hearing by the applicant company via its counsel.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing

Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.