

BIRMINGHAM CITY COUNCIL

LICENSING SUB COMMITTEE C 18 JULY 2018

**MINUTES OF A MEETING OF
LICENSING SUB COMMITTEE C
HELD ON WEDNESDAY 18 JULY 2018
AT 0930 HOURS IN ELLEN PINSENT ROOM,
COUNCIL HOUSE, BIRMINGHAM**

PRESENT: - Councillor Mike Leddy in the Chair

Councillors Barbara Dring and Neil Eustace

ALSO PRESENT

Shaid Yasser, Licensing Section
Ben Williams, Committee Lawyer
Katy Poole, Committee Manager

NOTICE OF RECORDING

- 1/180718 The Chairman advised the meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.
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DECLARATIONS OF INTERESTS

- 2/180718 Members were reminded that they must declare all relevant and pecuniary and non-pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations to be recorded in the minutes of meeting.
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APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

- 3/180718 There were no Nominee members.
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**LICENSING ACT 2003 PREMISES LICENCE – GRANT (TIME LIMITED) -
BRUMFEST & JAMFEST, SUMMERFIELD PARK, SELWYN ROAD, WINSON
GREEN, BIRMINGHAM, B16 0HN**

The following report of the Acting Director of Regulation and Enforcement was submitted:-

(See document No. 1)

The following persons attended the meeting.

On behalf of the applicant

Clifton Cameron – Applicant

Those making representations

No one making representations attended the hearing.

West Midlands Police did attend the meeting as OBSERVERS only.

PC Abdool Rohomon – West Midlands Police
Sgt Alan Lawless – West Midlands Police
Sgt Clement Samuels – West Midlands Police

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Following introductions by the Chairman, Shaid Yasser, Licensing Section, made introductory comments relating to the report.

In response to questions from Members of the Sub-Committee, Mr Clifton Cameron, made the following points:-

- a) That he had put in an application for Summerfield Park due to being part of a community organization. He goes out into the community, where he speaks to young mothers, who stress the importance of family activities.
- b) That the local area had a lack of activities and he wanted to help.
- c) The event will provide local jobs for people.
- d) Issues were raised regarding Summerfield Park and therefore, that application was withdrawn. The concerns were regarding parking on the first application.
- e) That they have taken on board the comments and will ensure that litter is collected and disposed of.
- f) There were also noise concerns in the first application, so they have

moved to resolve that concern.

- g) They employ “Squeaky Clean” to collect rubbish.
- h) They have employed someone to deal with the parking and the traffic management.
- i) That the Safety Advisory Group (SAG) was on board and were helping Mr Cameron in the organisation. They have given him multiple points, which he had taken on board and was working to resolve those issues.
- j) That they were going to have 45 SIA registered door staff; 35 inside the premises and 10 outside.
- k) There were 20 volunteers so far but they were still hunting for more.
- l) They were employing TMS themselves to help with traffic management.
- m) That the road would be closed.
- n) That they estimate the attendance to be circa 5000 in the park at any one time.
- o) That the dispersal policy was being altered as per the police’s recommendation.
- p) That he would be bringing fire extinguishers with him and they would be strategically placed. They have advised all food establishments that they are required to bring their own fire extinguishers. In addition, there will also be a fire Marshall who will be responsible for assessing fire risks and dealing with any problems.
- q) That no alcohol would be allowed into the park and anyone who is suspected of intoxication would be refused access to the park.
- r) There shall be bins by the gates for people to discard alcohol and for security to discard any alcohol they find on patrons.
- s) That they had adopted a search policy for drugs, natural highs and alcohol.
- t) That he was experienced in holding events and had never had any incidents; even when holding the event in Handsworth which had been expected to give rise to issues.
- u) That security staff will be using metal detectors, in the form of wands.
- v) That the arena is 300-400 meters from the road.
- w) That the car park would hold approx. 600-700 vehicles. The Police and SAG had raised concerns that the area would not cope with the volume as

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they would only be able to accommodate 500 vehicles.

- x) That they had notified local residents that they should walk to the park if they wish to attend.
- y) That they are sending messages out via social media asking people to take public transport.
- z) That they were going to contact local community centres to see if they could use their parking facilities.
- aa) That the smoking area would be supervised and have a fire extinguisher.
- bb) That they would provide “something” to collect cigarette ends as per Cllr Drings concerns.
- cc) That there would be a designated area for children.
- dd) That the event was free. There would be the option of going online to register to get your ticket, so they have the information for future events, but anyone who had not registered online would still get access to the park on the day.
- ee) That it was his “gift to Birmingham”.
- ff) That they had policies in place to avoid alcohol issues, including confiscation of alcohol.
- gg) That he took security very seriously.
- hh) That trouble makers would be dealt with accordingly.
- ii) The police would be called if people are committing crimes.
- jj) That the volunteers and security staff would deal with people showing up with no information on the system. They were setting up a competition in order to get people to register.
- kk) That there would be a perimeter fence, which would be manned by the security staff.
- ll) That the thinking behind the event was to create a good event for the community and the city. He only had good intentions.

In summing up Mr Cameron made the following points:

- a) That he was part of a community organization, who work for the people.
- b) That he wanted a licence to hold the event, in order for the community to enjoy themselves and get together.

- c) That it was not about him, it was about the people.
- d) The Birmingham needed outside events.
- e) That it would create a stage for young, upcoming artists, boost employment, revenue, and the survey and economic benefit was great.
- f) That they wanted to give back to the community.
- g) That he had nothing further to add.

At 1031 hours the Chairman requested all present, with the exception of Members, the Committee Lawyer and the Committee Manager to withdraw from the meeting.

At 1107 the meeting was reconvened and all parties were invited to rejoin the meeting. The licensing Sub Committee read out the decision as follows.

4/180718 **RESOLVED:-**

That the application by Birmingham Youth Empowerment Project CIC a premises licence in respect of **BRUMFEST & JAMFEST, SUMMERFIELD PARK, SELWYN ROAD, WINSON GREEN, BIRMINGHAM, B16 0HN**

BE GRANTED (subject to the previously agreed conditions and the following further conditions explained below):

Reasons

The committee met to consider an application for a time limited licence for the provision of regulated entertainment in respect of an event known as Brumfest & Jamfest at Summerfield Park, Selwyn Road, Winston Green, Birmingham, to be held on the weekend of the 4th and 5th August 2018. The application was made on 30th May 2018 by Birmingham Youth Empowerment Project CIC with whom Mr Cameron retains the position of Managing Director.

Having made that application, the Council received a number of representations from local residents including the provision of a petition comprising a number of signatures. Prior to the hearing, conditions were agreed with the Police (see appendix 6 of the Agenda) and Environmental Health (see Appendix 7).

The application had originally sought the provision for sale of alcohol, however this was subsequently withdrawn.

Mr Cameron attended the hearing to speak on behalf of the applicant. Neither the party who submitted the petition nor any of the

residents attended. Three police officers attended as observers only. Mr Cameron spoke briefly about the nature of the application and then faced a number of questions from the committee.

Essentially the Committee were encouraged by the great deal of work that had obviously been done during the multi-agency Safety Advisory Group (SAG) meetings. There were some areas of concern in terms of traffic management (i.e. the parking provision which was evidently 200 short of the 700 spaces envisaged to be required) albeit the committee noted that Traffic Management Services (TMS) had been retained as a reputable operator. Further, there were some apparent inconsistencies with regards to the provision of security staff. The committee noted that there were now to be 35 security staff retained within the park, 10 outside and a further 10 on standby. There were also 20 volunteers which Mr Cameron explained he hoped would increase to 40. There were two outstanding matters noted by the committee, namely the risk that alcohol may still be smuggled into the venue disguised as non-alcoholic drink, and the risk of fire hazards from discarded cigarettes. The committee were of the view that patrons should be told that no drink would be allowed into the venue, and that sand buckets should be introduced to the venue where cigarette ends may be disposed of.

Having carefully considered the matter on its merits and were mindful of its overriding duty to promote the Licensing objectives. Having noted that the dialogue with the SAG remains ongoing, the committee was minded to **grant** this application now that alcohol was no longer sought to be licensed and subject to the two outstanding matters mentioned above being resolved to the satisfaction of the SAG.

The committee felt that given the importance of the ongoing work with the SAG and the proximity of the event, two further SAG meetings were to be arranged. Consequently, the applicant must arrange and have a SAG meeting no later than 27th July 2018 and a further SAG no later than the 1st August 2018. There will still be a SAG debrief meeting two weeks after the event as required by the police in their representations.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State.

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.

OTHER URGENT BUSINESS

5/180718 There was no urgent business.

Meeting ended 1115