

Members are reminded that they must declare all relevant pecuniary and non-pecuniary interests relating to any items of business to be discussed at this meeting

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE C

WEDNESDAY, 07 SEPTEMBER 2016 AT 09:30 HOURS
IN COMMITTEE ROOM 1, COUNCIL HOUSE, VICTORIA SQUARE,
BIRMINGHAM, B1 1BB

A G E N D A

1 NOTICE OF RECORDING

Chairman to advise meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

3 MINUTES

3 - 4

To note the public section of the Minutes of the meeting held on 20 July 2016.

4 LICENSING ACT 2003 PREMISES LICENCE – GRANT PUNJABI
DHABA, 46 POPLAR ROAD, KINGS HEATH, BIRMINGHAM, B14 7AG

5 - 30

Report of the Acting Director of Regulation and Enforcement.
N.B. Application scheduled to be heard at 09:30am on Wednesday 7 September 2016.

5 LICENSING ACT 2003 PREMISES LICENCE – GRANT PERRY BARR
OFF LICENCE AND CONVENIENCE STORE, 240 WELLINGTON ROAD,
PERRY BARR, BIRMINGHAM, B20 2QL

31 - 60

Report of the Acting Director of Regulation and Enforcement.
N.B. Application scheduled to be heard at 11:30am on Wednesday 7 September 2016

6 OTHER URGENT BUSINESS

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chairman are matters of urgency.

7 **EXCLUSION OF THE PUBLIC**

That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-

Minutes - Exempt Paragraph 1

P R I V A T E A G E N D A

1 **MINUTES**

To note the private section of the Minutes of the meeting held on 20 July 2016 and to confirm and sign the Minutes as a whole.

2 **OTHER URGENT BUSINESS (EXEMPT INFORMATION)**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chairman are matters of urgency.

BIRMINGHAM CITY COUNCIL

**LICENSING SUB -
COMMITTEE C -
20 JULY 2016**

**MINUTES OF A MEETING OF
LICENSING SUB-COMMITTEE C HELD
ON WEDNESDAY 20 JULY 2016
AT 1000 HOURS IN COMMITTEE ROOM 1,
COUNCIL HOUSE, BIRMINGHAM**

PRESENT: - Councillor Alex Buchanan in the Chair;

Councillors Neil Eustace and Mike Leddy.

ALSO PRESENT:

Pete Watson – Licensing Section
Joanne Swampillai – Legal Services
Marie Reynolds – Committee Services.

NOTICE OF RECORDING

01/200716 The Chairman advised the meeting that members of the press/public may record and take photographs except where there are confidential or exempt items.

APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

02/200716 No apologies were submitted.

MINUTES

03/200716 The Minutes of the meeting held on 25 May 2016 was confirmed and signed as a correct record.

OTHER URGENT BUSINESS

04/200716 No items of other urgent business were submitted.

EXCLUSION OF THE PUBLIC

05/220716

RESOLVED:

That in view of the nature of the business to be transacted, which includes exempt information of the category indicated, the public be now excluded from the meeting:-

(Paragraph 1)

BIRMINGHAM CITY COUNCIL**PUBLIC REPORT**

Report to:	Licensing Sub Committee C
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Wednesday 7th September 2016
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Punjabi Dhaba, 46 Poplar Road, Kings Heath, Birmingham, B14 7AG
Ward affected:	Moseley and Kings Heath
Contact Officer:	David Kennedy, Principal Licensing Officer, 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:

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 10:00am until 12:00midnight (Sunday to Thursday) and 10:00am until 01:00am (Friday and Saturday).

To permit the provision of Regulated Entertainment consisting of recorded music, to operate indoors only, from 10:00am until 12:00midnight (Sunday to Thursday) and 10:00am until 01:00am (Friday and Saturday).

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

Premises to remain open to the public from 10:00am until 12:00midnight (Sunday to Thursday) and 10:00am until 01:00am (Friday and Saturday).

2. Recommendation:

To consider the representation that has been made and to determine the application.

3. Brief Summary of Report:

An application for a Premises Licence was received on 21st July 2016 in respect of the Punjabi Dhaba, 46 Poplar Road, Kings Heath, Birmingham, B14 7AG.

A representation has 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>5. Relevant background/chronology of key events:</p> <p>Punjabi Dhaba Bhm Ltd applied on 21st July 2016 for the grant of a Premises Licence for the Punjabi Dhaba, 46 Poplar Road, Kings Heath, Birmingham, B14 7AG.</p> <p>A representation has been received from other persons. See Appendix 1.</p> <p>The application is attached at Appendix 2.</p> <p>Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 3.</p> <p>Conditions have been agreed with Birmingham City Council Licensing Enforcement and the applicant, which are attached at Appendix 4.</p> <p>Site Location Plans at Appendix 5.</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"> a. The prevention of crime and disorder; b. Public safety; c. The prevention of public nuisance; and d. The protection of children from harm.
<p>6. List of background documents:</p> <p>Copy of the representation as detailed in Appendix 1</p> <p>Application Form, Appendix 2</p> <p>Conditions agreed with West Midlands Police, Appendix 3</p> <p>Conditions agreed with Birmingham City Council Licensing Enforcement, Appendix 4</p> <p>Site Location Plans, Appendix 5</p>
<p>7. Options available</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>

ENTERED RJ

From:
Sent: 02 August 2016 16:59
To: Licensing
Subject: Objection to Application for Premises License – 46 Poplar Road - B14 7AG
Attachments: Planning permission.pdf

Dear Sirs,

Ref: 46 Poplar Road, B14 7AG - Application for Premises License

I write to express my concerns regarding an application for premises license that I had sight of today on a property doors away from my home.

I am slightly confused by this as the notice states that an Indian Restaurant is to open here and the license requested is for between the hours of 10am and 1am on Friday and Saturday and up until midnight on other days (including Sunday). I received a letter advising that planning permission had recently been requested however this was a variation of conditions which suggested the planning requested (for longer opening hours and increased covers) was for the same restaurant, "Veg Out". I have attached this letter and would note that the hours detailed on here are until 11.30pm, I also note that the Decision Notice has restricted opening hours to 11pm rather than 11.30pm.

I strongly oppose such license being granted at this property and ask that you consider the below points, I note some of these points may not be relevant to your department and so I will also send a copy to the planning department:

1. There is already an Indian restaurant next door to this property (number 48 Poplar Road). This restaurant is not licensed however has caused many issues for me since opening a few years ago. Mainly noise, smell, litter and pests. I feel that the addition of another similar restaurant (especially one with an alcohol license) is unnecessary and will be hugely detrimental to the interests of the residents in this area.
2. I currently live on Poplar Road, doors from the proposed restaurant. (My bedroom which faces Poplar Road) has single glazed windows and every night when the other nearby restaurants close at around 11pm there is a lot of noise from their customers leaving, this almost always disturbs my sleep. My concern is that the addition of a restaurant selling alcohol will massively exacerbate this issue as the people leaving the restaurant are more likely to be inebriated and cause much more noise this will not only affect me but the residents in the other nearby houses and flats.
3. I have previously mentioned the existing restaurant "Poplar Balti" at number 48 Poplar Road. I have already contacted the council to report that they are continually adding their business waste to the weekly domestic rubbish to be collected, this is usually days before the collection is due. This often results in the rubbish bags being ripped open by cats and foxes and food waste left strewn across the streets. As a result of this we have noticed an increase in rats in the area. I am certain that this rubbish is theirs as often the bags contain the large oil canisters used at such restaurants and often there are 10-15 bags placed here, much more than is feasibly produced by the two flats that leave their rubbish here. Again, my concern is that the addition of another restaurant will result in these issues becoming much worse making life for the nearby residents quite unpleasant.

4. I understand that restaurants are required to have sufficient extraction systems in place. As planning for this property didn't detail that the premises was going to be an Indian Restaurant I am unsure whether this has been considered. We already experience a very strong smell from Poplar Balti, who incidentally I believe to have removed half of their extraction system. This makes sitting in the garden very unpleasant and we certainly cannot dry washing out here when the restaurant is open. Again this problem will be much worse with the addition of another (larger and most likely busier) Indian restaurant.

5. Parking on Poplar Avenue is already impossible of an evening (Thursday to Sunday being the worse days) due to the existing restaurants on Poplar Rd and I often end up parked a few streets away, this isn't only an inconvenience but also leaves my car much more susceptible to theft and damage. I would urge you to consider that Poplar Avenue will be primarily used by the customers of the proposed restaurant and this will be a huge inconvenience to the residents of this road. I am also concerned that over-use of this road for parking will result in poor parking and cars being damaged, this would then result in residents having to spend money on repairs and higher car insurance costs.

6. My ... is accessed via a dark alleyway to the rear that leads onto Poplar Avenue. On previous occasions I have returned home of an evening to find a drunken man urinating at the entrance gate to my home. I believe that the addition of a licensed restaurant so close to these residential houses will again lead an increase in such occurrences and as a woman this is quite worrying.

I ask that you take the above into consideration before granting an alcohol license for this premises and I would be very grateful if you would keep me updated as to any progress with this application.

Kind regards

...



Variation of Condition – Decision Document

Your Ref:
Date: Wednesday 25th May 2016

Application Number: **2016/02608/PA**
Please quote this number whenever you contact us about this application. For more information please contact:

**planning
direct**

0121 303 1115

Email us at
planningandregenerationenquiries@birmingham.gov.uk

Dear Sir / Madam

Site: 46 Poplar Road , Kings Heath , Birmingham , B14 7AG

Proposal: Variation of conditions C2 and C4 attached to application ref:- 2006/01946/PA to allow to allow opening from 0900 - 2330 hours daily and for an increase in the number of covers from 20 to 40.

I am writing to tell you that the Council has made a decision on the above application and I attach a copy of the decision document. The application has been approved subject to conditions on 25 May 2016.

Plans and details of this and other applications are available to view at www.birmingham.gov.uk/planningonline. Alternatively you could contact us as shown above or by email at planningandregenerationenquiries@birmingham.gov.uk

Information on how to appeal the LPA decision can be obtained from www.gov.uk/appeal-planning-decision, this will give you guidance on which forms to use for this process. Please note that the use of incorrect forms to the Planning Inspectorate will cause a delay with your appeal.

IMPORTANT - THIS IS NOT A BUILDING REGULATIONS DECISION

In addition to this planning decision **you must** read the information contained within the 'Planning Post Decision Guidance Leaflet'. This can be found on our website www.birmingham.gov.uk/planningdecisionleaflet or alternatively you can obtain a paper copy by contacting Planning Direct on 0121 303 1115

If you have any queries regarding this letter, please contact us on the number shown above

Yours faithfully

Waheed Nazir, Director of Planning and Regeneration

Appendix 2



Birmingham
Application for a premises licence
Licensing Act 2003

For help contact:
licensingonline@birmingham.gov.uk
Telephone: 0121 303 9896

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

294

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes

☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☒ Applying as a business or organisation, including as a sole trader

☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is the applicant's business registered in the UK with Companies House?

☒ Yes

☐ No

* Registration number

10189634

* Business name

PUNJABI DHABA BHM LTD

If the applicant's business is registered, use its registered name.

* VAT number

-

None

Put "none" if the applicant is not registered for VAT.

* Legal status

Private Limited Company

Continued from previous page...

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☒ An agent that is a business or organisation, including a sole trader

A sole trader is a business owned by one person without any special legal structure.

☐ A private individual acting as an agent

Agent Business

* Is your business registered in the UK with Companies House? ☒ Yes ☐ No

* Registration number

* Business name

If your business is registered, use its registered name.

* VAT number

Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 19**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company
- ☐ A partnership
- ☐ An unincorporated association
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales
- ☐ Other (for example a statutory corporation)

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 19**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

PUNJABI DHABA BHM LTD

Details

Registered number (where applicable)

10189634

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

Section 5 of 19

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

INDIAN RESTAURANT WITH INDOOR SEATING AND GARDEN SEATING. SALE OF ALCOHOL ON THE PREMISES ONLY. THE PREMISES PROVIDE SPECIALIST INDIAN FOOD.

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

<i>Continued from previous page...</i>	
Section 6 of 19	
PROVISION OF PLAYS	
Will you be providing plays?	
<input type="radio"/> Yes	<input checked="" type="radio"/> No
Section 7 of 19	
PROVISION OF FILMS	
Will you be providing films?	
<input type="radio"/> Yes	<input checked="" type="radio"/> No
Section 8 of 19	
PROVISION OF INDOOR SPORTING EVENTS	
Will you be providing indoor sporting events?	
<input type="radio"/> Yes	<input checked="" type="radio"/> No
Section 9 of 19	
PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS	
Will you be providing boxing or wrestling entertainments?	
<input type="radio"/> Yes	<input checked="" type="radio"/> No
Section 10 of 19	
PROVISION OF LIVE MUSIC	
Will you be providing live music?	
<input type="radio"/> Yes	<input checked="" type="radio"/> No
Section 11 of 19	
PROVISION OF RECORDED MUSIC	
Will you be providing recorded music?	
<input checked="" type="radio"/> Yes	<input type="radio"/> No
Standard Days And Timings	
<p>MONDAY</p> <p>Start <input type="text" value="10:00"/> End <input type="text" value="24:00"/></p> <p>Start <input type="text"/> End <input type="text"/></p>	
<p>TUESDAY</p> <p>Start <input type="text" value="10:00"/> End <input type="text" value="24:00"/></p> <p>Start <input type="text"/> End <input type="text"/></p>	
<p>WEDNESDAY</p> <p>Start <input type="text" value="10:00"/> End <input type="text" value="24:00"/></p> <p>Start <input type="text"/> End <input type="text"/></p>	

Continued from previous page...

THURSDAY

Start 10:00

End 24:00

Start

End

FRIDAY

Start 10:00

End 01:00

Start

End

SATURDAY

Start 10:00

End 01:00

Start

End

SUNDAY

Start 10:00

End 24:00

Start

End

Will the playing of recorded music take place indoors or outdoors or both?



Indoors



Outdoors



Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

--

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

--

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

--

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Continued from previous page...	<input type="radio"/> Yes	<input checked="" type="radio"/> No								
Section 13 of 19										
PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE										
Will you be providing anything similar to live music, recorded music or performances of dance?										
<input type="radio"/> Yes <input checked="" type="radio"/> No										
Section 14 of 19										
LATE NIGHT REFRESHMENT										
Will you be providing late night refreshment?										
<input checked="" type="radio"/> Yes <input type="radio"/> No										
Standard Days And Timings										
<p>MONDAY</p> <table style="width: 100%;"> <tr> <td style="width: 40%;">Start</td> <td style="width: 20%; border: 1px solid black; text-align: center;">23:00</td> <td style="width: 20%;">End</td> <td style="width: 20%; border: 1px solid black; text-align: center;">24:00</td> </tr> <tr> <td>Start</td> <td style="border: 1px solid black;"></td> <td>End</td> <td style="border: 1px solid black;"></td> </tr> </table>			Start	23:00	End	24:00	Start		End	
Start	23:00	End	24:00							
Start		End								
<p style="text-align: right;">Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.</p>										
<p>TUESDAY</p> <table style="width: 100%;"> <tr> <td style="width: 40%;">Start</td> <td style="width: 20%; border: 1px solid black; text-align: center;">23:00</td> <td style="width: 20%;">End</td> <td style="width: 20%; border: 1px solid black; text-align: center;">24:00</td> </tr> <tr> <td>Start</td> <td style="border: 1px solid black;"></td> <td>End</td> <td style="border: 1px solid black;"></td> </tr> </table>			Start	23:00	End	24:00	Start		End	
Start	23:00	End	24:00							
Start		End								
<p>WEDNESDAY</p> <table style="width: 100%;"> <tr> <td style="width: 40%;">Start</td> <td style="width: 20%; border: 1px solid black; text-align: center;">23:00</td> <td style="width: 20%;">End</td> <td style="width: 20%; border: 1px solid black; text-align: center;">24:00</td> </tr> <tr> <td>Start</td> <td style="border: 1px solid black;"></td> <td>End</td> <td style="border: 1px solid black;"></td> </tr> </table>			Start	23:00	End	24:00	Start		End	
Start	23:00	End	24:00							
Start		End								
<p>THURSDAY</p> <table style="width: 100%;"> <tr> <td style="width: 40%;">Start</td> <td style="width: 20%; border: 1px solid black; text-align: center;">23:00</td> <td style="width: 20%;">End</td> <td style="width: 20%; border: 1px solid black; text-align: center;">24:00</td> </tr> <tr> <td>Start</td> <td style="border: 1px solid black;"></td> <td>End</td> <td style="border: 1px solid black;"></td> </tr> </table>			Start	23:00	End	24:00	Start		End	
Start	23:00	End	24:00							
Start		End								
<p>FRIDAY</p> <table style="width: 100%;"> <tr> <td style="width: 40%;">Start</td> <td style="width: 20%; border: 1px solid black; text-align: center;">23:00</td> <td style="width: 20%;">End</td> <td style="width: 20%; border: 1px solid black; text-align: center;">01:00</td> </tr> <tr> <td>Start</td> <td style="border: 1px solid black;"></td> <td>End</td> <td style="border: 1px solid black;"></td> </tr> </table>			Start	23:00	End	01:00	Start		End	
Start	23:00	End	01:00							
Start		End								
<p>SATURDAY</p> <table style="width: 100%;"> <tr> <td style="width: 40%;">Start</td> <td style="width: 20%; border: 1px solid black; text-align: center;">23:00</td> <td style="width: 20%;">End</td> <td style="width: 20%; border: 1px solid black; text-align: center;">01:00</td> </tr> <tr> <td>Start</td> <td style="border: 1px solid black;"></td> <td>End</td> <td style="border: 1px solid black;"></td> </tr> </table>			Start	23:00	End	01:00	Start		End	
Start	23:00	End	01:00							
Start		End								
<p>SUNDAY</p> <table style="width: 100%;"> <tr> <td style="width: 40%;">Start</td> <td style="width: 20%; border: 1px solid black; text-align: center;">23:00</td> <td style="width: 20%;">End</td> <td style="width: 20%; border: 1px solid black; text-align: center;">24:00</td> </tr> <tr> <td>Start</td> <td style="border: 1px solid black;"></td> <td>End</td> <td style="border: 1px solid black;"></td> </tr> </table>			Start	23:00	End	24:00	Start		End	
Start	23:00	End	24:00							
Start		End								

Continued from previous page...

Will the provision of late night refreshment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

--

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

--

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

--

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

Continued from previous page...

WEDNESDAY

Start	10:00	End	24:00
Start		End	

THURSDAY

Start	10:00	End	24:00
Start		End	

FRIDAY

Start	10:00	End	01:00
Start		End	

SATURDAY

Start	10:00	End	01:00
Start		End	

SUNDAY

Start	10:00	End	24:00
Start		End	

Will the sale of alcohol be for consumption:

☒ On the premises ☐ Off the premises ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

--

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

--

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

Continued from previous page...

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☒ Electronically, by the proposed designated premises supervisor
- ☐ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 19

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

--

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Continued from previous page...

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

--

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

--

Continued from previous page...

Section 18 of 19

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

NO BINGE DRINK PROMOTIONS WILL TAKE PLACE. ANY PERSON WHO APPEARS TO BE DRUNK OR AGGRESSIVE WILL NOT BE PERMITTED ON THE PREMISES. NOTICES TO BE PLACED IN PROMINENT POSITIONS TO ASK PATRONS TO LEAVE THE PREMISES QUIETLY. WE PROVIDE SUBSTANTIAL AND QUALITY FOOD. A SUITABLE EVACUATION PLAN IN CASE OF EMERGENCY WILL BE IMPLEMENTED.

b) The prevention of crime and disorder

NO BINGE DRINKING PROMOTIONS WILL TAKE PLACE
ANY PERSON WHO APPEARS TO BE DRUNK/ AGGRESSIVE WILL NOT BE PERMITTED ON THE PREMISES.
NO BOTTLES OR GLASSES SHALL BE TAKEN OFF THE PREMISES WHILE CONSUMPTION ON THE PREMISES

c) Public safety

STAFF WILL BE FULLY AWARE OF THE LICENSING LAWS
I WILL BE FULLY SUPPORTIVE OF ANY DIRECTIVES RECEIVED FROM THE AUTHORITIES
PROMPT CLEARING OF THE EMPTY GLASSES THROUGHOUT OPERATING TIMES
MAINTENANCE OF FULL RISK ASSESSMENTS APPROPRIATE FOR THE PROPOSED PREMISES OPERATION. REGULAR ELECTRICAL SAFETY AND GAS SAFETY CHECKS (WHERE RELEVANT) BY A COMPETANT PERSON.

d) The prevention of public nuisance

ALL CUSTOMERS WILL BE REMINDED OF CONSIDERATION OF THE PUBLIC AND NOISE LEVELS WHEN ENTERING AND LEAVING THE PREMISES. NO BOTTLES OR GLASSES SHALL BE TAKEN OFF THE PREMISES
DOOR AND WINDOWS SHALL BE KEPT CLOSED
NOTICES SHALL BE PLACED IN PROMINENT POSITIONS TO ASK PATRONS TO LEAVE THE PREMISES QUIETLY

e) The protection of children from harm

TRAINING OF STAFF TO ENSURE COMPLIANCE WITH THE LAW IN RELATION TO CONSUMPTION OF ALCOHOL BY PERSONS UNDER 18 YEARS OF AGE, INCLUDING PREVENTION OF ADULTS BUYING ALCOHOL FOR CHILDREN. PROOF OF AGE SHALL BE ASKED IF SOMEONE APPEARS UNDERAGE OR APPEARS TO BE AGE 21, INCLUDING PREVENTION OF ADULTS BUYING ALCOHOL FOR CHILDREN. NO BOTTLES OR GLASSES SHALL BE TAKEN OFF THE PREMISES WHILE CONSUMPTION ON THE PREMISES.

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £87000	£315.00

Continued from previous page...

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000-14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

100.00

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to 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.

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

Nira Suresh

* Capacity

Licensing Agent

* Date

12

/

07

/

2016

dd

mm

yyyy

Add another signatory

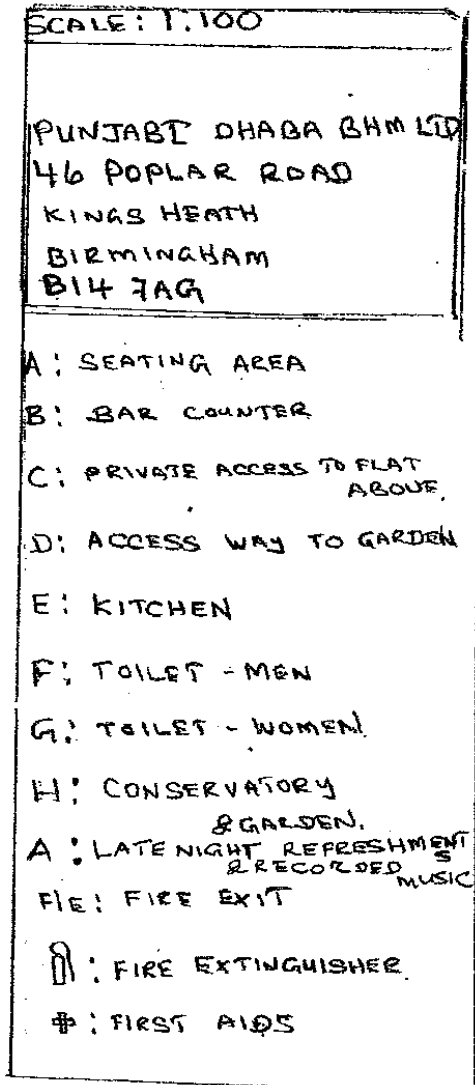
Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/birmingham/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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



20

Appendix 3

From: ARKA LICENSING <
Sent: 15 August 2016 09:36
To: BE Licensing; Licensing
Subject: (Paul) Re: APPLICATION - PUNJABI DHABA - 46 POPLAR RD BIRMINGHAM B14 7AG

Dear Chris,

Thank you for your email reminder again, much appreciated.

And the applicant has agreed to accept all conditions stated by you. It is a family restaurant, all activities after 10pm would be indoor.

If you have any more queries please don't hesitate to contact us.

Regards

Suresh Kanapathi

Consultant
Arka Licensing

This email is sent for and on behalf of Arka Licensing Consultants, which is a company registered in England, registered number 09036487, registered office Trident Business Centre, 89 Bickersteth Road, London SW17 9SH.

CONFIDENTIALITY:

This e-mail and any attachments are strictly private and confidential and are intended for the named recipient only. If you are not the intended named recipient, you are advised not to read or disclose the contents of this e-mail and/or any attachments to another person or take copies of them. If you receive this message in error, please notify our e-mail administrator and destroy the message.

From: BE Licensing
Sent: 15 August 2016 09:09:46
To: 'Licensing@birmingham.gov.uk'
Cc: ARKA LICENSING
Subject: APPLICATION - PUNJABI DHABA - 46 POPLAR RD BIRMINGHAM B14 7AG

Dear Licensing,

With regard to the licence application for Punjabi Dhaba – 46 Poplar Road, Kings Heath. B14 7AG

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

These conditions have been approved by the applicant and their Licensing Consultant (as below email chain) who is copied into this email as acceptance.

- All staff training regarding the Licensing Act and licensing responsibilities will be documented and signed by both the trainer and trainee. This documentation to be made available to any of the responsible authorities immediately on request. No persons, who serve the public (with the exception of personal licence holders) to work at the premises without this documented training.
- Alcohol will only be served to customers ordering food and shall be served by waiting staff to customers who are seated.
- Challenge 21 signage will be prominently displayed on the entrance door.
- CCTV to be installed / updated to the recommendations and specifications of West Midlands Police. CCTV will be downloadable and all recorded / downloaded images will be made immediately available to any of the responsible authorities on request. CCTV will record throughout the whole of the licence activity. Recordings will be held for a minimum of 28 days. CCTV will also cover the rear outside garden area.
- No drinks to be taken outside or consumed in rear garden area after 22.00hrs.

If the above conditions are added to the licence West Midlands police have no objection to this application.

Regards

Chris Jones 55410
Licensing & Planning Officer
Birmingham East

Stechford Police Station
338 Station Road, Stechford
Birmingham
B33 8RR.



From: ARKA LICENSING [mailto:contact@arkalicensing.co.uk]
Sent: 12 August 2016 10:43
To: BE Licensing
Subject: Re: RE - GRANT APPLICATION - PUNJABI DHABA - 46 POPLAR RD BIRMINGHAM B14 7AG

Dear Chris,

Thank you for your email reminder again, much appreciated.

And the applicant has agreed to accept all conditions stated by you. It is a family restaurant, all activities after 10pm would be indoor.

If you have any more queries please don't hesitate to contact us.

2

Appendix 4

From: Doug Wright
Sent: 10 August 2016 10:39
To: Licensing
Cc: Paul Franks
Subject: FW: Punjab Dhaba BHM Ltd

Doug

Can this be added as a condition please.

Thanks

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.
Follow us on Twitter @BCCLicensing

From: ARKA LICENSING [
Sent: Wednesday, August 10, 2016 5:19 AM
To: Doug Wright
Subject: Re: Punjab Dhaba BHM Ltd

Dear Wright,

Thank you for your email with proposed conditions to promote the licensing objectives. We apologise for late response.

The applicant has agreed to accept all conditions stated.

Regards
Nira Suresh
Licensing Agent

Consultant
Arka Licensing

This email is sent for and on behalf of Arka Licensing Consultants, which is a company registered in England, registered number 09036487, registered office Trident Business Centre, 89 Bickersteth Road, London SW17 9SH.

CONFIDENTIALITY:

This e-mail and any attachments are strictly private and confidential and are intended for the named recipient only. If you are not the intended named recipient, you are advised not to read or disclose the contents of this e-mail and/or any attachments to another person or take copies of them. If you receive this message in error, please notify our e-mail administrator and destroy the message.

From: Doug Wright <
Sent: 29 July 2016 12:47:08
To: ARKA LICENSING
Subject: Punjab Dhaba BHM Ltd

promote the four licensing objectives.

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 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 conditions 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.

So could you please consider that for the above premises we add this condition:

General

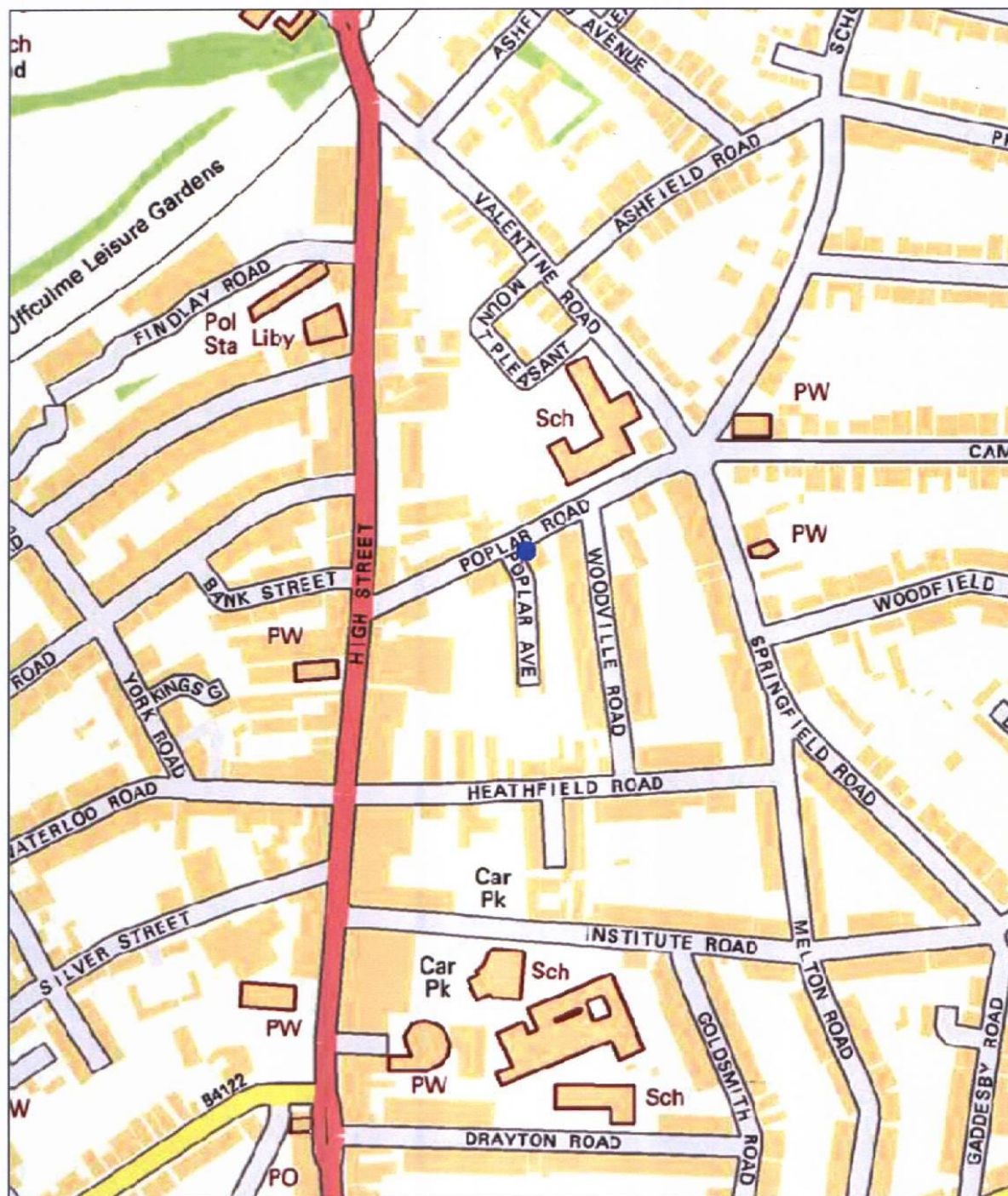
All members of staff must receive training regarding the:-

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

May I remind you that your clients will need to produce the Duty of Care documentation with regards to the control and disposal of their commercial waste, when a licensing Act inspection is carried out.



Map Created By:

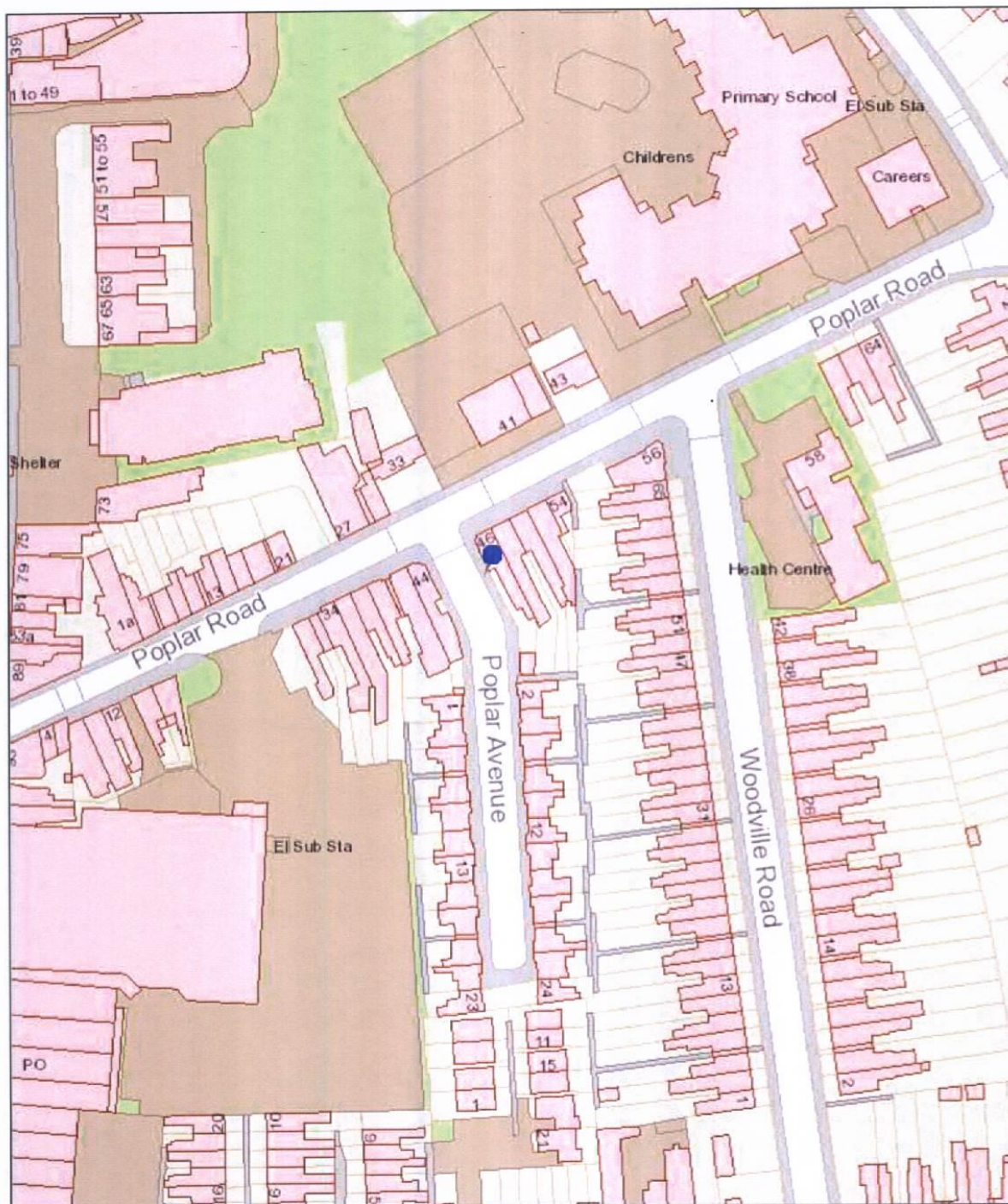
Date of Map Creation: 22/08/2016

Notes



Scale:
1:4,000

(c) Crown copyright. All rights reserved. Birmingham City Council 100021326 (2016).
You are not permitted to copy, sub-licence, distribute or sell any of this data to third parties in any form.
(c) GeoPerspectives, supplied by Bluesky International Ltd
Cities Revealed® copyright by The GeoInformation® Group, 2014 and Crown Copyright © All right reserved



Birmingham City Council Map Created By:

Date of Map Creation: 22/08/2016

Notes

(c) Crown copyright. All rights reserved. Birmingham City Council 100021326 (2016).
 You are not permitted to copy, sub-licence, distribute or sell any of this data to third parties in any form.
 (c) GeoPerspectives, supplied by Bluesky International Ltd
 Cities Revealed® copyright by The GeoInformation® Group, 2014 and Crown Copyright © All right reserved



Scale:
1:1,250

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee B
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Wednesday 7th September 2016
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Perry Barr Off Licence and Convenience Store, 240 Wellington Road, Perry Barr, Birmingham, B20 2QL
Ward affected:	Lozells and East Handsworth
Contact Officer:	David Kennedy, Principal 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 off the premises) to operate from 09:00am until 11:00pm (Monday to Sunday).</p> <p>Premises to remain open to the public from 09:00am until 11:00pm (Monday to Sunday).</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 13th July 2016 in respect of Perry Barr Off Licence and Convenience Store, 240 Wellington Road, Perry Barr, Birmingham, B20 2QL.</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>

<p>5. Relevant background/chronology of key events:</p> <p>Mr Mahmood Shaikh applied on 13th July 2016 for the grant of a Premises Licence for Perry Barr Off Licence and Convenience Store, 240 Wellington Road, Perry Barr, Birmingham, B20 2QL.</p> <p>A representation has been received from other persons, which is attached at Appendix 1.</p> <p>The application is attached at Appendix 2.</p> <p>The applicant's legal representative has submitted supplementary information in support of the application, which is attached at Appendix 3.</p> <p>Conditions have been agreed with West Midlands Police and Birmingham City Council Licensing Enforcement, which are attached at Appendix 4.</p> <p>Site Location Plans at Appendix 5.</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"> a. The prevention of crime and disorder; b. Public safety; c. The prevention of public nuisance; and d. The protection of children from harm.
<p>6. List of background documents:</p> <p>Copy of the representation as detailed in Appendix 1</p> <p>Application Form, Appendix 2</p> <p>Supplementary information in support of the application submitted by the applicants legal representative, Appendix 3</p> <p>Conditions agreed with West Midlands Police and Birmingham City Council Licensing Enforcement, Appendix 4</p> <p>Site Location Plans, Appendix 5</p>
<p>7. Options available</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>

8 August 2016

The Licensing Officer
The Licensing Section
Ashted Lock, Building 1-3,
Ground Floor
Birmingham Science Park Aston
Dartmouth Middleway
Aston, Birmingham
B7 4AZ

Dear Sirs

Re: application for Premises Licence - Perry Barr Off Licence and Convenience Store 240
Wellington Road Handsworth Birmingham B20 2QL

I am a local resident and I would like to object to the application for a Premises Licence at 240 Wellington Road as the application will fail to meet the Licensing Objectives for the following reasons:

- The prevention of crime and disorder

With an additional premises in the area selling alcohol, there will be more crime and disorder. The area has a higher than average number of incidents and another premises selling alcohol will only add to the existing problems. There are currently enough premises in the area selling alcohol and another premises is not needed.

- Public safety

Local residents and children will not feel safe with another premises selling alcohol, as there will be more drunkards in the area who will swear and misbehave in public.

- The prevention of public nuisance

It will be difficult for the Police and authorities to prevent and control public nuisance in the area, with an additional premises selling alcohol. There will also be more litter and pollution in the area with additional cans and bottles strewn in the area. The premises is on the corner and adjacent to a residential area with children.

- The protection of children from harm

Children will be at risk from harm with an additional premises selling alcohol, as there are children living near to the premises who will experience drunkards swearing and shouting and misbehaving.

Yours faithfully

Leslie Road
Perry Barr
B20

08/08/2016

Appendix 2

9 6814
13/7/16 - 10/8/16

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

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 **Mahmood Shaikh**

(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	
240 Wellington Road			
Post town	Birmingham	Postcode	B20 2QL
Telephone number at premises (if any)		REF NO	
Non-domestic rateable value of premises	£1050	INITIALS	

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 checked="" type="checkbox"/> please complete section (A) |
| b) a person other than an individual * | |
| i. as a limited company | <input 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) |

f100 c/c
payment.
0009458/000058

- 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 Shaikh			First names Mahmood		
I am 18 years old or over <input checked="" 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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

Convenience store and off licence. The Premises are currently empty and were previously traded as a café/pizza shop. Our client has taken over the lease of the Premises and is now refurbishing the Premises for it to operate as a convenience store selling alcohol

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

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 type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)			
Thur						
Fri						
Sat			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)			
Sun						

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<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)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment 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			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)			
Thur						
Fri						
Sat			<u>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</u> (please read guidance note 5)			
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 type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)			
Wed						
Thur			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)			
Fri						
Sat						
Sun						

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 type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)			
Thur						
Fri						
Sat			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)			
Sun						

G

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

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		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			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)		
Sun					

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun					

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 type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	0900	2300			
Tue	0900	2300			
Wed	0900	2300			
Thur	0900	2300	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)		
Fri	0900	2300			
Sat	0900	2300			
Sun	0900	2300			

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

Name	
Mahmood Shaikh	
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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	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)
Mon	0900	2300	
Tue	0900	2300	
Wed	0900	2300	
Thur	0900	2300	
Fri	0900	2300	
Sat	0900	2300	
Sun	0900	2300	

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)

The Premises shall have a CCTV system installed which is to the satisfaction of West Midlands Police. The CCTV system shall be recording at all times the Premises are open and recordings from the CCTV system shall be retained for 28 days and access to the footage shall be made available to the responsible authorities upon request.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

The Premises shall operate a Challenge 21 policy and signage shall be displayed on site advising members of the public that the Challenge 21 Policy is in operation at the Premises.

The Premises shall operate a refusals register. All attempted sales of alcohol by persons under the age of 18, shall be recorded in the refusals register. The refusals register shall be kept on site and shall be available for inspection upon request by any responsible authority.

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	12 th July 2016
Capacity	Legal representative of the applicant

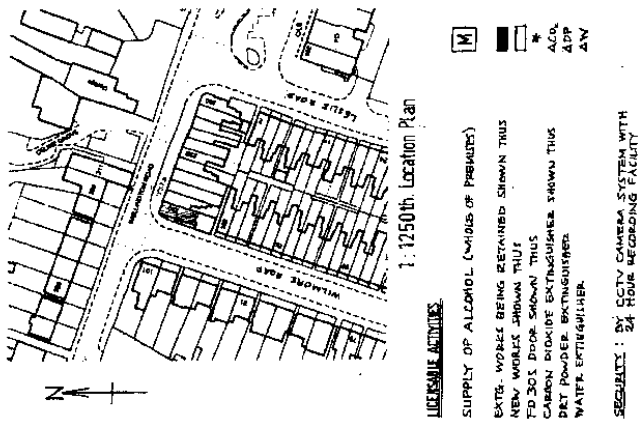
For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Nicola Stansbie of Harrison Clark Rickerbys
5 Deansway

Post town	Worcester	Postcode	WR1 2JG
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			



Applicant	Class	Licensing Act	Description	Date	Fee
M. MAHMOOD SHAIRH	MR. MAHMOOD SHAIRH	2003	Application for PREMISES LICENCE for 24.0 WELLINGTON ROAD PERRY BARR B20 ZOL	15.16.17	JULY 2016
			LAYOUT PLAN		
			Karam S. Chana		
			MCAT, AZDA		
			Courtesy of the applicant		
			Four Oaks Park,		
			Sutton Coldfield B74 2SR		
			Tel / Fax: 0121 906 1334		

Appendix 3

From: Nicola Stansbie
Sent: 16 August 2016 13:15
To: David Kennedy; Bhapinder Nandhra
Subject: Perry Barr Off Licence and Convenience Store
Attachments: S30C-916081612020.pdf

As a result of the representation made to our clients application for a Premises Licence, we have now addressed a letter to the objector to try and alleviate their concerns. As part of the letter we have outlined the conditions offered as part of the application, we have outlined the conditions agreed with West Midlands Police and the Licensing Enforcement Team and have additionally offered the below condition given the concerns raised about litter;

The Premises Licence Holder shall ensure that litter checks are conducted outside of the Premises during trading. The Premises Licence Holder shall ensure that any litter emanating from the Premises will be removed and disposed of.


I would be grateful if the condition could be noted on your system and details of this made available to the Licensing Sub Committee also.


I am taking instructions from our client regarding attendance at the Sub Committee and will confirm this to you in due course.


Kind regards

Nicola Stansbie
Licensing Executive

Harrison Clark Rickerbys Limited, 5 Deansway, Worcester, Worcestershire, WR1 2JG, United Kingdom

 www.hcrclaw.com

 [LinkedIn](#)

 [Twitter](#)

 [Facebook](#)

harrison clark
rickerbys
SOLICITORS

With you every step of the way

Your reference:

Our reference: NS03.



16 August 2016

5 Deansway, Worcester WR1 2JG

Leslie Road
Perry Barr
Birmingham
B20 1

LICENSING & REGULATORY
DEPARTMENT

Dear

RE: Perry Barr Off Licence and Convenience Store, 240 Wellington Road, Birmingham

I write in relation to the above application for a Premises Licence. In accordance with the legal requirements, the Licensing Authority has disclosed a copy of your objection to me as I submitted the application on behalf of the applicant.

The purpose of my letter is to try and alleviate some of your concerns and to see if my client can address some of the issues raised. When the Licensing Act 2003 was introduced, it encouraged communities to have a say in the licensing process and so dialogue between applicants and residents is something which is encouraged in the process.

I note from the letter you raise concerns about crime and disorder in the area and the protection of children from harm. As part of the process, the applicant must state in the application how they intend to promote the licensing objectives specified in the Licensing Act 2003. Our client offered the below as part of the application, which if granted, would become conditions of licence (in addition to the mandatory conditions which apply to all Premises selling alcohol);

- **The Premises shall have a CCTV system installed which is to the satisfaction of West Midlands Police. The CCTV system shall be recording at all times the Premises are open and recordings from the CCTV system shall be retained for 28 days and access to the footage shall be made available to the responsible authorities upon request.**
- **The Premises shall operate a Challenge 21 policy and signage shall be displayed on site advising members of the public that the Challenge 21 Policy is in operation at the Premises.**
- **The Premises shall operate a refusals register. All attempted sales of alcohol by persons under the age of 18, shall be recorded in the refusals register. The refusals register shall be kept on site and shall be available for inspection upon request by any responsible authority.**

Birmingham T: 0121 434 0739 F: 0121 435 7211 53 Colthorpe Road, Edgbaston, Birmingham B15 1TH
Cheltenham T: 01242 224422 F: 01242 518428 Glenborough House, Wellington Street, Cheltenham GL50 1YD
Hereford T: 01432 349670 F: 01432 349660 Thorpe House, 29 Broad Street, Hereford, HR1 2AR
Ross-on-Wye T: 01989 562377 F: 01989 565961 6 High Street, Ross-on-Wye, HR9 5HL
Trametes Valley T: 0118 925 6100 200 Brook Drive, Green Park, Reading RG2 6UB
Worcester T: 01905 612001 F: 01905 744899 5 Deansway, Worcester, WR1 2JG

By appointment in London
lawyers@hcrclaw.com www.hcrclaw.com

Harrison Clark Rickerbys is a trading name of Harrison

ed Registered in England

5 Deansway Worcester WR1 2JG



Since submitting the application we have also had discussions with West Midlands Police and the Licensing Enforcement Team at the Council about additional conditions which may be required. Our client has agreed the attached conditions and both are satisfied and have raised no objections to the application.

I also note from your letter you raise concerns about the Premises causing more litter in the area. Given your concerns, my client wishes to offer the below as an additional condition of licence;

- **The Premises Licence Holder shall ensure that litter checks are conducted outside of the Premises during trading. The Premises Licence Holder shall ensure that any litter emanating from the Premises will be removed and disposed of.**

The conditions offered as part of the application process are important as failure to comply with the conditions of a licence, is an offence under the Licensing Act 2003 and for which the Licence Holder can be prosecuted. My client is therefore aware of the duties placed upon him as a potential licence holder and is keen to operate his business as responsible trader in the community with no adverse impact upon the licensing objectives.

I have sent a copy of this letter to the Licensing Authority and asked them to note the above additional condition regarding litter checks. If my client can provide you with any further assurances that will alleviate your concerns, please do let me know. I can also arrange for you to meet with me and my client to see if there is anything further we can do to address the issues raised.

Yours sincerely

Nicola Stansbie
HARRISON CLARK RICKERBYS LTD

Appendix 4

----- Original message -----

From: Nicola Stansbie <[REDACTED]>

Date: 05/08/2016 15:41 (GMT+00:00)

To: 'Licensing'

Cc: 'Sarah Hemsall'

'Adam Mroczkowski'

Subject: FW: Perry Barr Off Licence and Convenience Store, 240 Wellington Road, B20 2QL

I refer to the application for a Premises Licence for Perry Barr, Off Licence and Convenience Store, 240 Wellington Road, Perry Barr, Birmingham. I can advise that following discussions with the Licensing Enforcement Team and West Midlands Police, we have agreed the following conditions which we would request the licensing authority add to the pending application and to the licence should it be granted.

The conditions are as follows;

General

The Premises Licence Holder shall ensure that the Designated Premises Supervisor or another qualified person will train any staff at the premises on;

- All of the licensing objectives contained in the Licensing Act 2003;
- Responsible retailing of alcohol, and the law regarding sales of alcohol;
- The protection of children from harm and this must include how to competently check customers' identification where necessary;
- Permitted hours during which licensable activities can take place and on compliance with the conditions attached to the premises licence.

The training provided to staff will be recorded and each member of staff will sign and date their training records to confirm they have received and understood the training provided. Refresher training will be completed and documented every 6 months.

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

Prevention of Public Nuisance

Notices must be prominently displayed at the exit from the premises requesting that customers respect the needs of local residents and to leave the premises quietly.

Protection of Children from Harm


The Premises shall adopt a Challenge 21 Scheme and signage shall be displayed on site advising customers of the scheme. All staff shall be trained on the Challenge 21 scheme and this shall be recorded in the training register confirming the date of training, staff

member trained, who conducted the training and the staff member and trainer shall sign the register.


Kind regards

Nicola Stansbie
Licensing Executive

Harrison Clark Rickerbys Limited, 5 Deansway, Worcester, Worcestershire, WR1 2JG,
United Kingdom

 www.hcrclaw.com

 [LinkedIn](#)

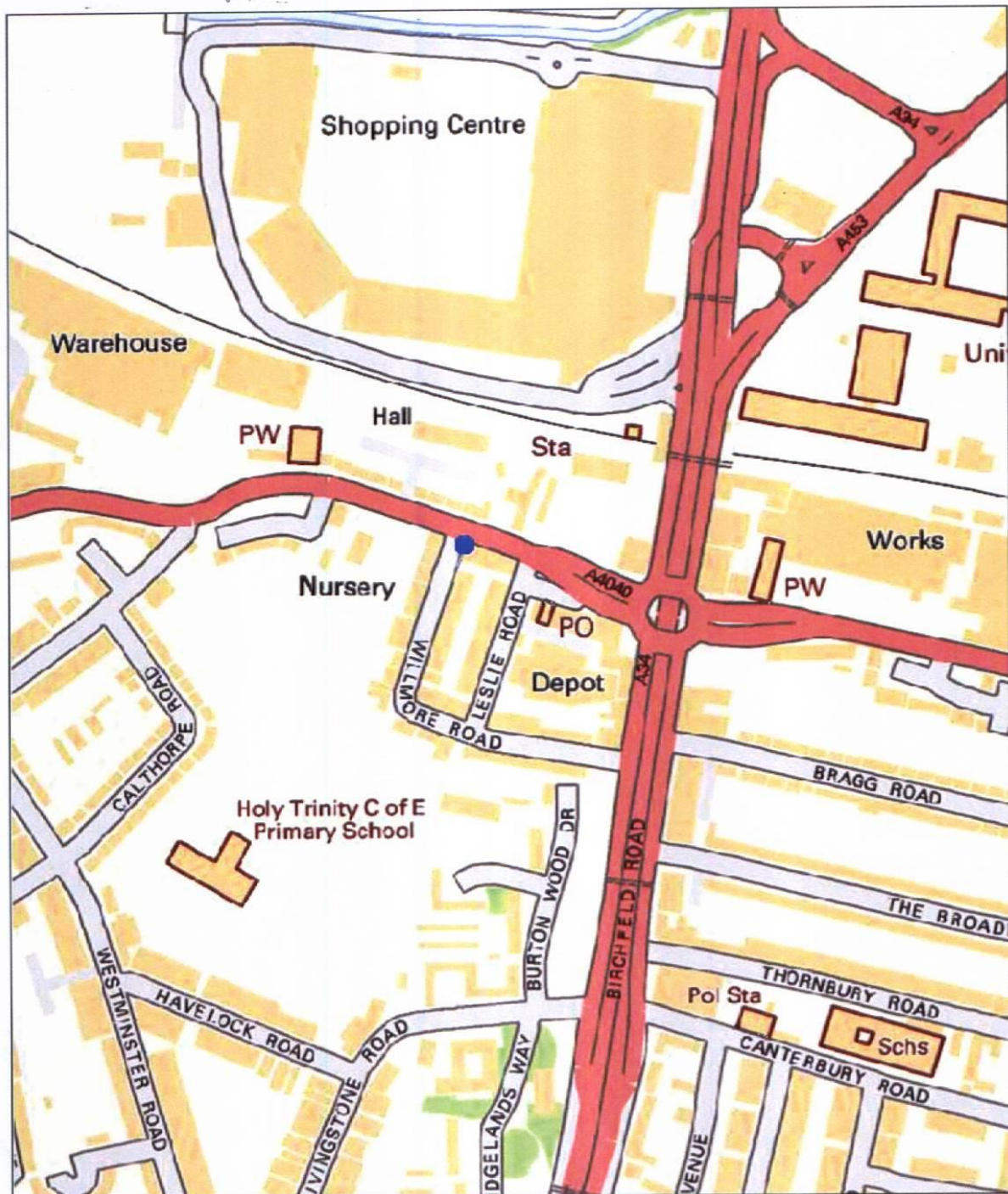
 [Twitter](#)

 [Facebook](#)



With you every step of the way

Offices at: Birmingham | Cheltenham | Hereford | Thames Valley | Worcester | Wye Valley | London (By appointment)



Map Created By:

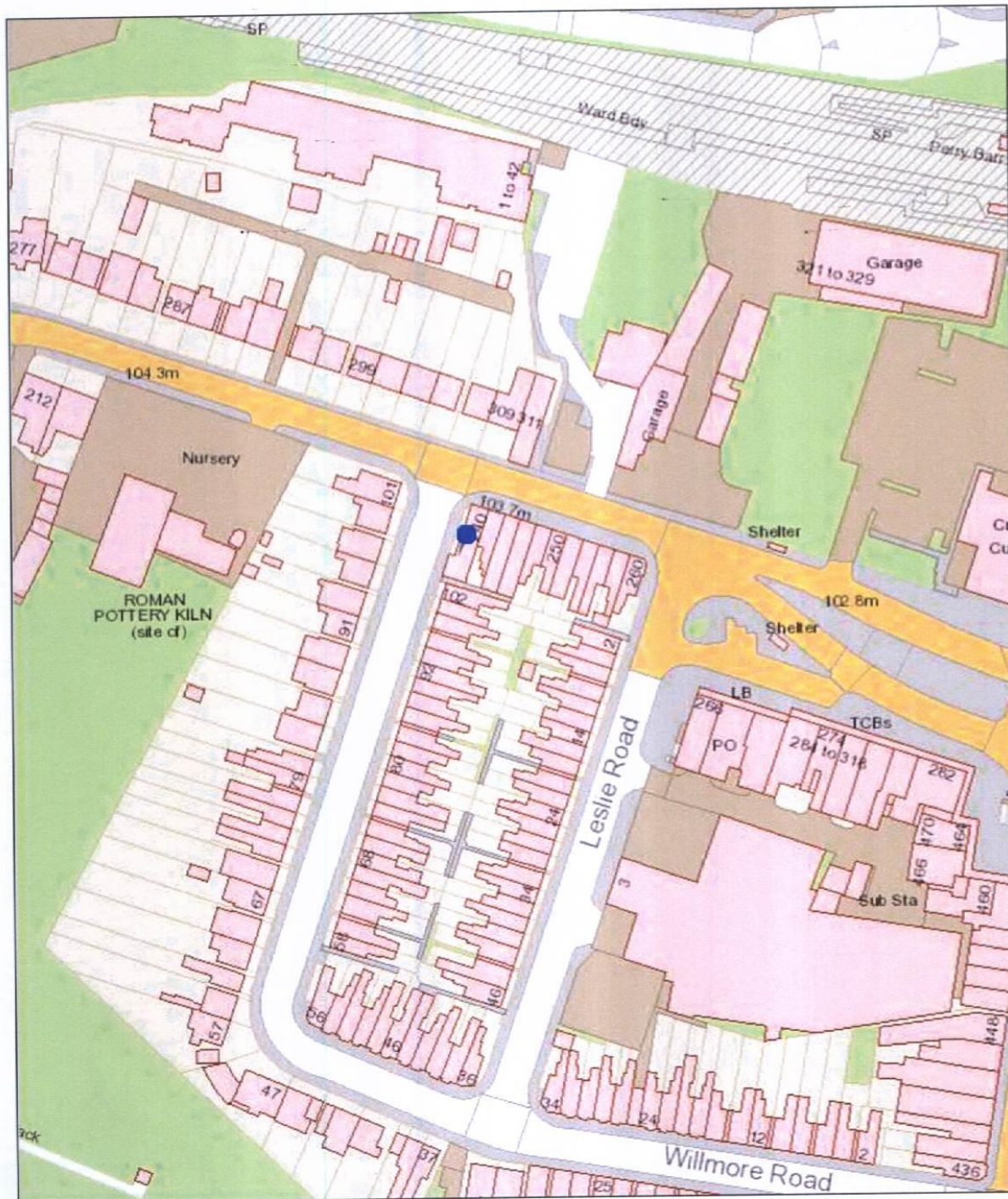
Date of Map Creation: 10/08/2016

Notes

(c) Crown copyright. All rights reserved. Birmingham City Council 100021326 (2016).
 You are not permitted to copy, sub-licence, distribute or sell any of this data to third parties in any form.
 (c) GeoPerspectives, supplied by Bluesky International Ltd

Cities Revealed© copyright by The GeoInformation® Group, 2014 and Crown Copyright © All right reserved

Scale:
 1:4,000



Birmingham City Council

Map Created By:

Date of Map Creation: 10/08/2016

Notes



Scale:
1:1,250

(c) Crown copyright. All rights reserved. Birmingham City Council 100021326 (2016).
You are not permitted to copy, sub-licence, distribute or sell any of this data to third parties in any form.
(c) GeoPerspectives, supplied by Bluesky International Ltd
Cities Revealed® copyright by The GeoInformation® Group, 2014 and Crown Copyright © All right reserved

