

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee C
Report of:	Interim Assistant Director of Regulation and Enforcement
Date of Meeting:	Wednesday 27th October 2021
Subject:	Licensing Act 2003 Temporary Event Notice
Premises:	Selam, Unit 3, 136 – 150 Soho Hill, Birmingham, B19 1AF
Ward affected:	Lozells
Contact Officer:	Shaid Yasser, Senior Licensing Officer licensing@birmingham.gov.uk

1. Purpose of report:

To consider the objection notices to the Temporary Event Notice (TEN), which seeks to permit the sale of alcohol (for consumption on the premises) and the provision of regulated entertainment to operate from 10:00pm until 04:00am from 26th November 2021 to 27th November 2021.

2. Recommendation:

To consider the objection notices made by West Midlands Police and Environmental Health.

3. Brief Summary of Report:

A Temporary Event Notice was submitted by Tristacio Ceasar and received on 14th October 2021 in respect of Selam, Unit 3, 136 – 150 Soho Hill, Birmingham, B19 1AF.

Objection notices have been received from West Midlands Police and Environmental Health.

4. Compliance Issues:

When carrying out its licensing functions, a licensing authority must have regard to the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.

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>A Temporary Event Notice was submitted on 14th October 2021 by Tristacio Ceasar, in respect of Selam, Unit 3, 136 – 150 Soho Hill, Birmingham, B19 1AF.</p> <p>The Temporary Event Notice is attached as Appendix 1.</p> <p>An Objection notice has been received from West Midlands Police, see Appendix 2.</p> <p>An Objection notice has been received from Environmental Health, see Appendix 3.</p> <p>The current premises licence is attached at Appendix 4.</p> <p>Site location plans are attached, see Appendix 5.</p> <p>Under the licensing system of TENs, no actual permission is required to carry out a licensable activity on a temporary basis. An applicant must merely give notice of his intentions to operate a licensable activity to the licensing authority.</p> <p>However, the police or local authority exercising environmental health functions may intervene to prevent such an event taking place or agree a modification of the proposed arrangements, and their intervention may in some cases result in the licensing authority imposing conditions on a TEN.</p> <p>Where a TEN is submitted, the licensing authority must consider the objection(s) at a hearing before a counter notice, or a notice including a statement of conditions can be issued.</p> <p>When giving TENs, consideration should be given to the following four licensing objectives:</p> <ol style="list-style-type: none"> 1. The prevention of crime and disorder 2. public safety 3. The prevention of public nuisance; and 4. The protection of children from harm <p>If the TEN is in connection with licensable activities at licensed premises, the licensing authority may also impose one or more of the existing licence conditions on the TEN if it considers that this is appropriate for the promotion of the licensing objectives.</p>

<p>6. List of background documents:</p> <p>Temporary Event Notice, attached at Appendix 1.</p> <p>Objection notices from West Midlands Police and Environmental Health attached at Appendices 2 & 3.</p> <p>Premises Licence, attached at Appendix 4.</p> <p>Site location plans, Appendix 5.</p>
--

<p>7. Options available</p> <p>Allow the proposed temporary licensable activities as stated in the TEN</p> <p>Impose conditions on a TEN to promote the licensing objectives</p> <p>Refuse the proposed temporary licensable activities as stated in the TEN</p>



Birmingham
Temporary Event Notice
Licensing Act 2003

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

* required information

Section 1 of 9

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

Your reference 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 you would prefer not to be contacted by telephone

Are you:

☐ 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Your Address Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [Next >](#)

* required information

Section 2 of 9

APPLICATION DETAILS [\(See also guidance on completing the form, general notes and note 1\)](#)

Have you had any previous or maiden names?

☐ Yes

☒ No

* Your date of birth

Year must be later than 1900.

Applicant must be 18 years of age or older

/ /
 dd mm yyyy

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

[< Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [Next >](#)

* required information

Section 3 of 9

THE PREMISES

I, the proposed user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry out a temporary activity at the premises described below.

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). [\(See also guidance on completing the form, note 2\)](#)

* Does the premises have an address?

☒ Yes ☐ No

Address

Is the address the same as (or similar to) the address given in section one?

☐ Yes ☒ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

☒ Neither ☐ Premises licence ☐ Club premises certificate

Location Details

* Provide further details about the location of the event

The location is next to a car wash and the street is filled with other small business such as a beauty salon and whole sale furniture shops we call is Soho Road, We are located at the top called Soho Hill. The location is very ideal as its not near any residential housing an their is plenty of parking space around the area. neighborhood business are aware of this upcoming event and are happy as it doesn't interfere with them and their usual business hours.

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below [\(see also guidance on completing the form, note 3\)](#)

Continued from previous page...

Describe the nature of the premises below [\(see also guidance on completing the form, note 4\)](#)

Describe the nature of the event below [\(see also guidance on completing the form, note 5\)](#)

The event is aimed at mature people who have a love for afrobeats and reggae music and popular chart music, the night will consist of very strict but polite security, a night filled with afrobeats style of sound, it was meant to be to celebration of African independence day but plans didn't work for those dates so we are planning it for these dates that fit better for dj and staff.

< Previous [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) Next >

* required information

Section 4 of 9
LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises

[\(see also guidance on completing the form, note 6\):](#)

- ☒ The sale by retail of alcohol
- ☐ The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- ☒ The provision of regulated entertainment
- ☐ The provision of late night refreshment
- ☒ The giving of a late temporary event notice

[\(See also guidance on completing the form, note 7\).](#)

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

[\(See also guidance on completing the form, note 8\).](#)
Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

[\(see also guidance on completing the form, note 9\)](#)

Event start date

 26 / 11 / 2021
 dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date

 27 / 11 / 2021
 dd mm yyyy

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

10pm till 4am

[\(see also guidance on completing the form, note 10\)](#)
Continued from previous page...

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

350

Note that the maximum number of people cannot exceed 499.

[\(see also guidance on completing the form, note 11\)](#)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

[\(see also guidance on completing the form, note 12\):](#)

- ☒ On the premises only
- ☐ Off the premises only
- ☐ Both

< Previous 1 2 3 4 5 6 7 8 9 Next >

* required information

Section 5 of 9

RELEVANT ENTERTAINMENT [\(See also guidance on completing the form, note 13\)](#)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

electronic equipment including speakers, or similar devices will be used from start to end

< Previous [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) Next >

* required information

Section 6 of 9

PERSONAL LICENCE HOLDERS [\(See also guidance on completing the form, note 14\)](#)

Do you currently hold a valid personal licence? ☒ Yes ☐ No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue / /
 dd mm yyyy

Any further relevant details

< Previous [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) Next >

* required information

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES [\(See also guidance on completing the form, note 15\)](#)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

☐

Yes

☒

No

Have you already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

☐

Yes

☒

No

b) Begins 24 hours or less after the event period proposed in this notice?

[< Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [Next >](#)

* required information

Section 8 of 9
ASSOCIATES AND BUSINESS COLLEAGUES [\(See also guidance on completing the form, note 16\)](#)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

☐ Yes ☒ No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or
b) Begins 24 hours or less after the event period proposed in this notice?
- ☐ Yes ☒ No

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

☐ Yes ☒ No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or
b) Begins 24 hours or less after the event period proposed in this notice?
- ☐ Yes ☒ No

[< Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [Next >](#)

Section 9 of 9**CONDITION** [\(See also guidance on completing the form, note 18\)](#)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

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.

This formality requires a fixed fee of £21

DECLARATION [\(See also guidance on completing the form, note 19\)](#)

- * THE INFORMATION CONTAINED IN THIS FORM IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT IT IS AN OFFENCE:
- * (I) TO KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT IN CONNECTION WITH THIS TEMPORARY EVENT NOTICE AND THAT A PERSON IS LIABLE ON SUMMARY CONVICTION FOR SUCH AN OFFENCE TO A FINE OF ANY AMOUNT; AND
- * (II) TO PERMIT AN UNAUTHORISED LICENSABLE ACTIVITY TO BE CARRIED ON AT ANY PLACE AND THAT A PERSON IS LIABLE ON SUMMARY CONVICTION FOR ANY SUCH OFFENCE TO A FINE OF ANY AMOUNT, OR TO IMPRISONMENT FOR A TERM NOT EXCEEDING SIX (6) MONTHS, OR TO BOTH.

☒ 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

* Capacity

* Date / /
dd mm yyyy

From: bw licensing
Sent: 19 October 2021 07:52
To: Licensing
Cc:
Subject: TEN-SELMA UNIT 3, 136-150 SOHO HILL, B19 1AF
Importance: High

Good Morning Licensing,

West Midlands Police wish to object to the TEN application for Unit 3,136-150 Soho Hill B19 1AF on 26th into 27th November 2021 between 22.00 & 04.00hrs by Tristacio Caesar.

West Midlands Police have emailed the applicant for more details about the event (as per below email) to ensure that the licensing objectives will be met and promoted, so an informed decision can be made regarding the application.

Unfortunately the applicant has not responded to this request and therefore has left West Midlands Police no option, other than to object to this application as there has been no information from the applicant of how they intend to promote the licensing objectives.

West Midlands Police object to this application on the following licensing objectives:

- Public safety
- The prevention of public nuisance
- The prevention of crime and disorder

I have copied the applicant and Environmental Health into this email.

Regards

Chris Jones 55410
Birmingham Central Licensing Team West Midlands Police

From: bw licensing
Sent: 15 October 2021 14:34
To: 'candycasars@hotmail.co.uk'
Subject: FW: [External]: TEN-SELMA UNIT 3, 136-150 SOHO HILL, B19 1AF

Good Afternoon Mr Caesar,

Thank you for your TENs application.

Before West Midlands Police can make an informed decision regarding this application we will require some more details to ensure that the licensing objectives are met and promoted.

- **A copy of the premises fire risk assessment to ensure the premises can safely hold the numbers quoted on the application.**
- **A copy of the risk assessment for the event to include as a minimum:**
 - **How the event is being advertised – Ticketed? Open door? Pay on door? etc.**
 - **Security company and numbers to be deployed**
 - **Entry policy**
 - **Ejection policy**
 - **Noise management policy - the nearest residential property is less than 70 meters away (Google map measurement)**

- Dispersal policy
- Names and dates of birth for artists or DJs (both real and stage names)

Due to the legal timescales set for responsible authorities to reply to TENs WMP will require this information no later than 5pm on Monday 18th October 2021 by return email to afford me time to review the documents and application.

Many thanks

Regards

Chris Jones 55410

Birmingham Central Licensing Team West Midlands Police

From: Martin Key
Sent: 18 October 2021 11:59
To: Licensing
Cc:
Subject: RE: TEN-SELAM UNIT 3, 136-150 SOHO HILL, B19 1AF
Importance: High

Hi

I am responding on behalf of the Environmental Health team as a responsible authority. I have received an application for a TEN from Tristacio Keoqua Caesar for a proposed event at Selam, 136 – 150 Soho Hill, Birmingham for 350 people on 26/27 November 2021 between the hours of 22.00 and 04.00 for sale of alcohol and regulated entertainment. The application states incorrectly that it is a late TEN. The event is described as afrobeats and reggae music and popular chart music involving a DJ.

The premises has a long history and is wholly unsuitable for live or recorded music given the building structure and location and I am concerned that permitting the event as requested would not meet the public nuisance licensing objective. I therefore object to the grant of the TEN on the basis of the of adverse impact on the licensing objective of the prevention of public nuisance.

Best Regards

Martin Key
Environmental Protection Officer on behalf of Pollution Team

Environmental Protection Unit
Regulation & Enforcement
City Operations Directorate
Birmingham City Council

LICENSING ACT 2003**PREMISES LICENCE****Premises Licence Number:**

4821 / 1

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description Selam East African Restaurant Unit 3 136 - 150 Soho Hill	
Post town: Birmingham	Post Code: B19 1AF
Telephone Number: Not Specified	

Where the licence is time limited the dates N/A

Licensable activities authorised by the licence	
L	Late Night Refreshment
M3	Sale of Alcohol by retail (On the premises)

The times the licence authorises the carrying out of licensable activities				
Monday - Sunday	12:00	-	23:30	M1
	23:00	-	23:30	L

The opening hours of the premises				
Monday - Sunday	12:00	-	23:30	

Where the licence authorises supplies of alcohol whether these are on and/or off supplies On Supplies Only
--

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence Mr Teklebrhan Hadgu	
Post town:	Post Code:
Telephone Number: Not Specified	
Email N/A	

Registered number of holder for example company number or charity number (where applicable) N/A

Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Mr Teklebrhan Hadgu	
Post town:	Post Code:
Telephone Number: N/A	

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol	
Licence Number 10553	Issuing Authority Birmingham City Council

Dated 22/12/2017

SHAID YASSER
Senior Licensing Officer
For Director of Regulation and Enforcement

Annex 1 – Mandatory Conditions

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

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

The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises— (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to— (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise); (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective; (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective; (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

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

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either— (a) a holographic mark, or (b) an ultraviolet feature.

The responsible person must ensure that— (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures— (i) beer or cider: ½ pint; (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and (iii) still wine in a glass: 125 ml; (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

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

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

Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

All alcohol and tobacco products sold at the premises shall have the relevant UK duty paid.

1. Foreign tobacco, which does not comply with relevant UK legislation, shall not be stored and/or sold at the premise.
 2. Invoices, or copies of invoices, for all alcohol and tobacco purchases for the sale at the premises, will be retained and kept at the premises, and made available to officers from Trading Standards, the Police or HMRC, upon request.
 3. A stock control system will be maintained, to enable the licensee and designated premises supervisor to quickly identify where and when alcoholic and tobacco product have been purchased.
 4. A ultra-violet light will be available at the premises and will be used for the purpose of checking the UK Duty Stamps on spirits as soon as practicable after purchase.
 5. If any spirits purchased for or on behalf of the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee and/or designated premises supervisor shall notify the supplier to Birmingham City Council, Trading Standards and HMRC as soon as possible.
 6. If any tobacco products purchased for or on behalf of the business does not have UK Duty Paid fiscal mark or are otherwise suspicious, the licensee and/or designated premises supervisor shall notify the supplier to Birmingham City Council, Trading Standards and HMRC as soon as possible.
- Protecting Children from Harm

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

A record should be kept detailing, the name and address relative to the person left in charge of the premise and the times and dates when the authority to cover exists, in writing. These should be individual entries covering short periods of time only and should not exceed more than a three week period.¹² The authorised person should also sign on each occasion that he/she has physically seen inspected and is fully aware of all the conditions attached to the premise licence. The DPS should sign to acknowledge that they agree to the authorised person being in charge of the premise for any times specified. The records of these matters should be kept fully updated at all times.

All Records shall be retained at the premises for a period of no less than 12 months and made available to responsible authorities on request.

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

Adequate bins are available for customers to dispose of litter.

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

No enforceable conditions identified from operating schedule.

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

Challenge 25 posters will be displayed at the premises to reinforce this policy. Posters will be placed at; each till, each area alcohol is stocked and at the point of entry into the store. The posters will be displayed prominently and in sight of customers and staff.

A Refusals Register is to be used to record all incidents when a sale is refused. The register is to be kept in the store at all times unless it is requested by authorised officers of responsible authorities. The Refusal/Challenge Register is to be checked and signed off by the Designated Premises Supervisor every two weeks.

Training records must be made available to authorised officers of responsible authorities on request. Records shall be retained at the premises at all times.

Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

Conditions as imposed by Licensing Sub Committee B on Tuesday 19th December 2017, following the advance agreement of West Midlands Police and Environmental Health.

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

The premises shall install and maintain a comprehensive CCTV system. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) any faults in the CCTV system, searching equipment or scanning equipment
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service

The premises licence holder / DPS shall ensure that all staff involved in the sale of alcohol receive training of their responsibilities under the Licensing Act 2003, to be refreshed at least every 6 months.

3c) Committee conditions to promote public safety

N/A

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

Prominent signs will be displayed requesting customers to have regard for local residents when leaving the premises.

To avoid nuisance being caused to neighbours the DPS, or other nominated person/staff, shall monitor the external areas of the Premises after 23:00 hours, including the smoking area and frontage onto Soho Hill. If necessary, they shall remind customers to be respectful of neighbours and where necessary they shall limit the number of customers going outside to use the smoking area and take appropriate steps to avoid customers who use the car park area or frontage of the premises causing a nuisance.

The DPS shall, within 3 months of the date of issue of this licence, submit in writing a noise management plan to Environmental Protection Unit of Birmingham City Council. The noise management plan shall outline the measures to be adopted to reduce the noise impact of activities associated with the premises including music, deliveries, recycling and refuse collections, smoking areas, customers and car parks. The noise management plan shall be updated regularly and all staff shall be adequately trained in their role in implementing the plan.

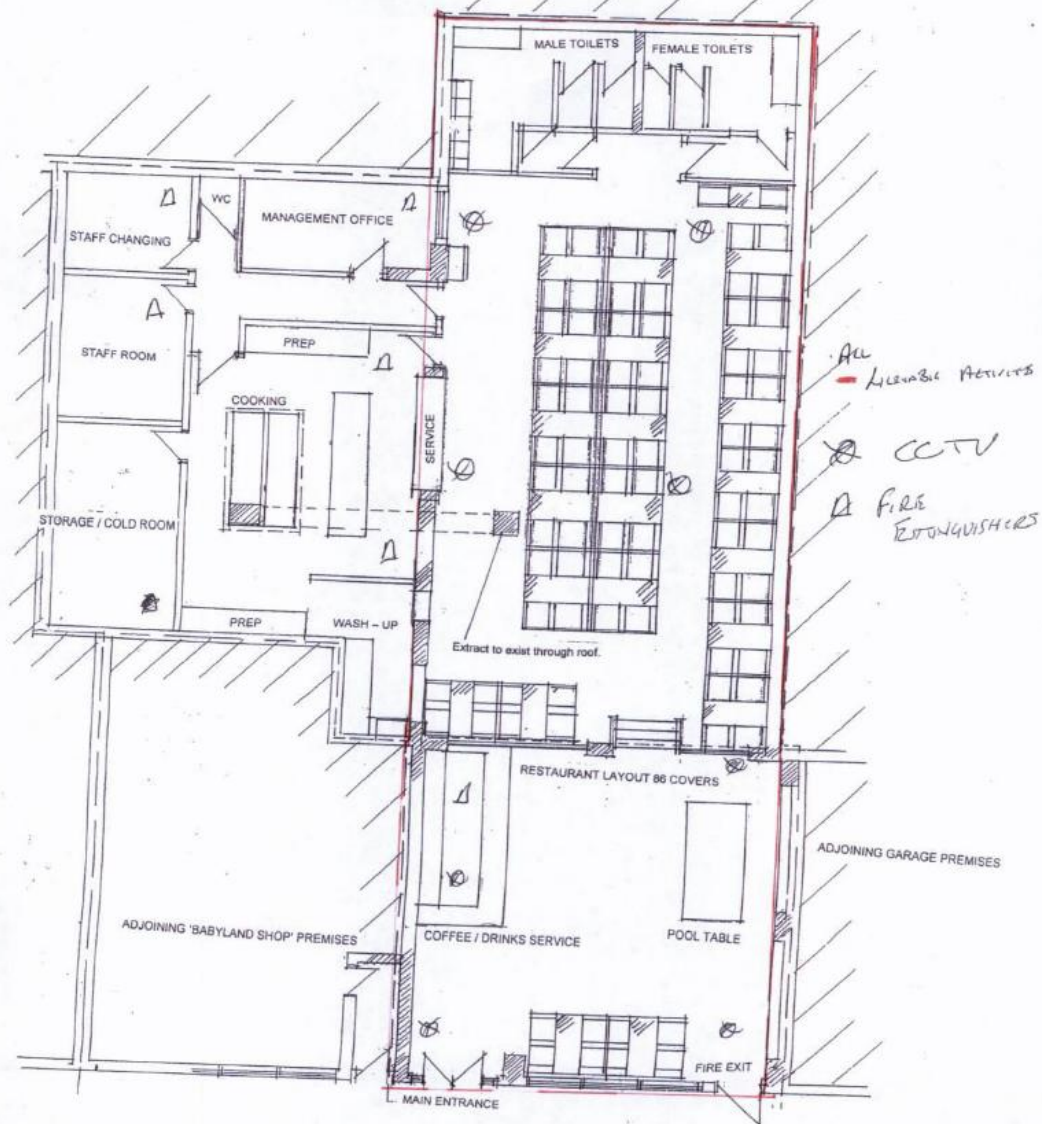
No waste or recyclable material, including bottles, shall be moved, removed or placed in areas outside the premises building between the hours of 23.00 and 08.00.

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

A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

Annex 4 – Plans

PRIOR TO THE COMMENCEMENT OF ANY WORK, THE BUILDER IS TO CHECK AND/OR DETERMINE ALL CONSTRUCTION DETAILS, INCLUDING CHECKING SITE LEVELS AND DIMENSIONS. THIS DRAWING IS TO BE READ IN CONJUNCTION WITH ALL OTHER PROJECT DRAWINGS, CONSTRUCTION NOTES AND / OR PROJECT SPECIFICATION. ALL DISCREPANCIES SHOULD BE REPORTED IMMEDIATELY.

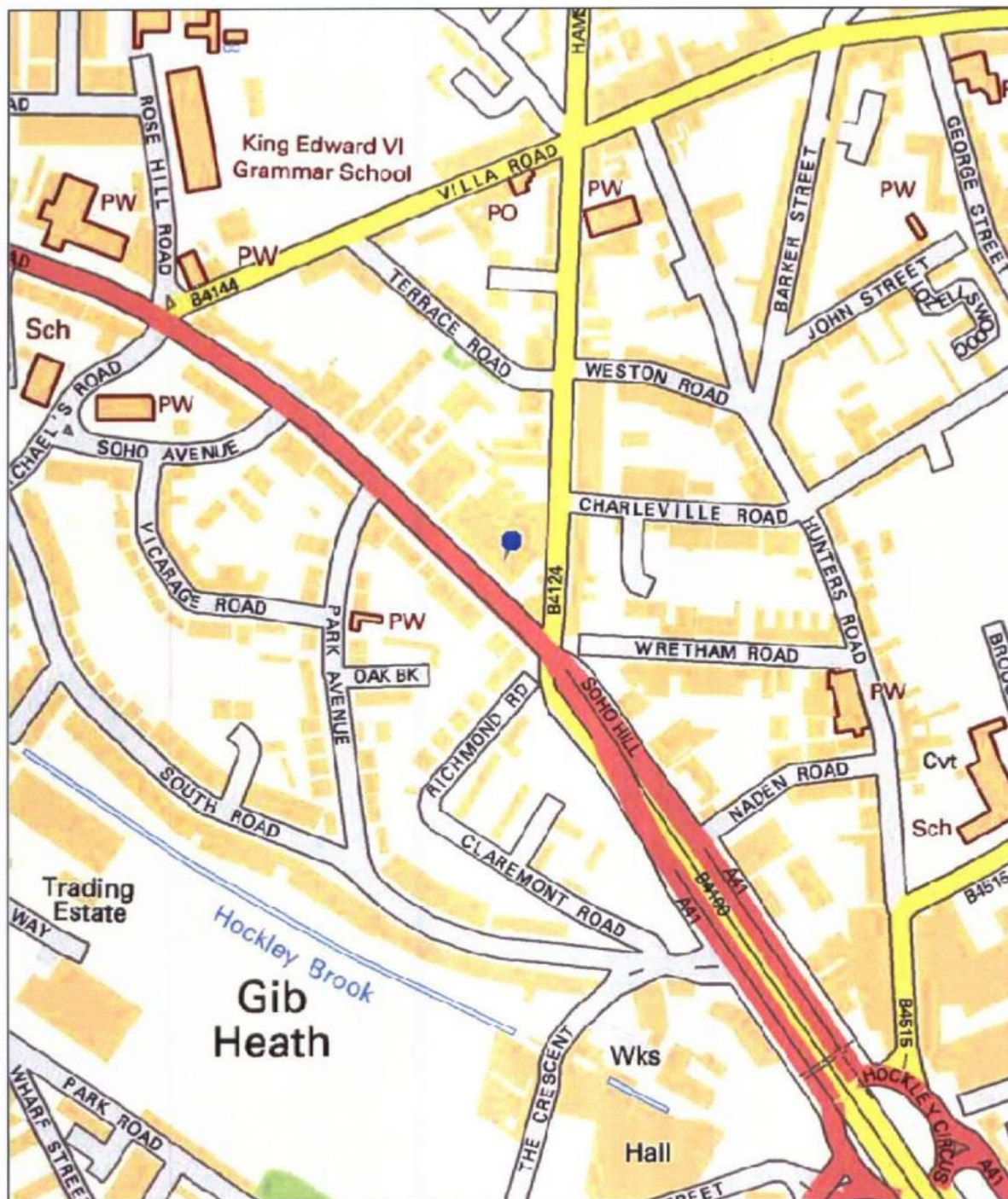


DESIGN HOUSE

580 Moseley Road, Moseley, Birmingham B12 9AA
Alan Garner TEL: 07913 358 580

PROJECT: UNIT 3, 126-128 CHURCH STREET, BIRMINGHAM

SCALE 1:100



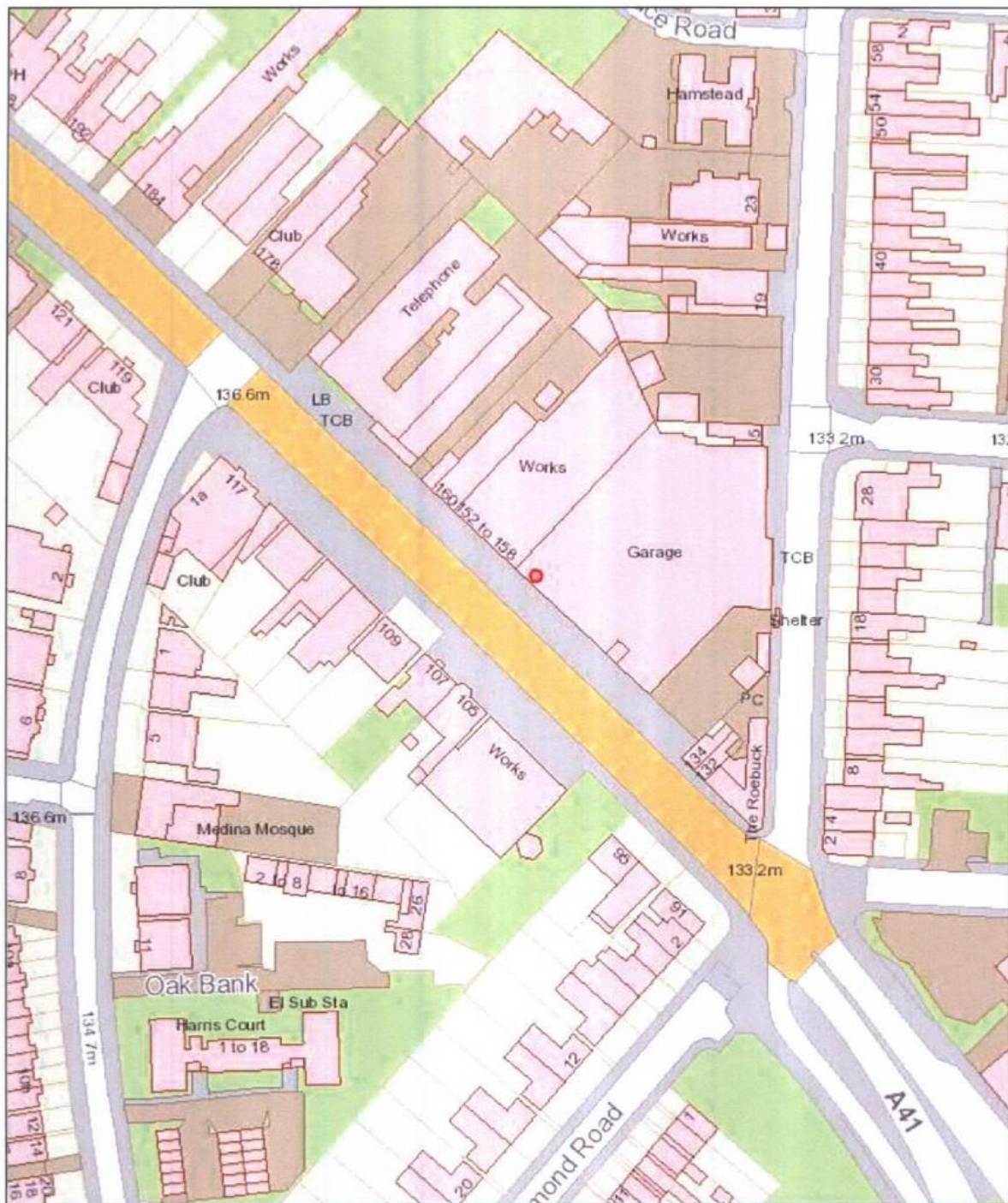
Map Created By:

Notes

Date of Map Creation: 30/11/2017

(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:

Notes

Date of Map Creation: 30/11/2017



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