

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE A

MONDAY, 15 SEPTEMBER 2025 AT 10:00 HOURS
IN ON-LINE MEETING, MICROSOFT TEAMS

Please note a short break will be taken approximately 90 minutes from the start of the meeting and a 30 minute break will be taken at 1300 hours.

A G E N D A

1 NOTICE OF RECORDING/WEBCAST

The Chair to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 DECLARATIONS OF INTERESTS

Members are reminded they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at this meeting.

If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If other registerable interests are declared a Member may speak on the matter only if members of the public are allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it is a 'sensitive interest', Members do not have to disclose the nature of the interest, just that they have an interest.

Information on the Local Government Association's Model Councillor Code of Conduct is set out via <http://bit.ly/3WtGQnN>. This includes, at Appendix 1, an interests flowchart which provides a simple guide to declaring interests at meetings.

3 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

4 - 23

4 **MINUTES**

To confirm and sign the Minutes of the meeting held on 16 June 2025 at 1000 hours.

To confirm and sign the Minutes of the meeting held on 16 June 2025 at 1200 hours.

To note the public part of the Minutes of the meeting held on 23 June 2025 at 1000 hours and to confirm and sign the Minutes as a whole.

24 - 50

5 **LICENSING ACT 2003 PREMISES LICENCE – GRANT PLONK, 1835 PERSHORE ROAD, BOURNVILLE, BIRMINGHAM, B30 3DJ**

Report of the Director of Regulation and Enforcement.
N.B. Application scheduled to be heard at 10:00am.

6 **OTHER URGENT BUSINESS**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair 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:-

Exempt Paragraph 3

PRIVATE AGENDA

1 **MINUTES**

To note the private part of the Minutes of the meeting held on 23 June 2025 at 1000 hours 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 Chair are matters of urgency.

BIRMINGHAM CITY COUNCIL

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| <p>LICENSING SUB-COMMITTEE A 16 JUNE 2025</p> |
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**MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD
ON MONDAY 16 JUNE 2025 AT 1000 HOURS AS AN ON-LINE MEETING.**

PRESENT: - Councillor Diane Donaldson in the Chair.

Councillors Saddak Miah and Maureen Cornish.

ALSO PRESENT

Bhapinder Nandhra – Licensing Section

Chris Riley – Legal Services

Katy Poole – Committee Services

(Other officers were also present for web streaming purposes but were not actively participating in the meeting)

1/160625

NOTICE OF RECORDING/WEBCAST

The Chair advised the meeting that the meeting would be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

2/160625

DECLARATION OF INTERESTS

Members were reminded that they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at the meeting.

If a disclosable pecuniary interest was declared, a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they had been granted a dispensation.

If other registerable interests were declared, a Member may speak on the matter only if members of the public were allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it was a 'sensitive interest', Members did not have to disclose the nature of the interest, just that they have an interest.

Information on the Local Government Association's Model Councillor Code of Conduct was set out via <http://bit.ly/3WtGQnN>. This included, at Appendix 1, an interests flowchart which provided a simple guide to declaring interests at meetings.

3/160625 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

No apologies were submitted.

4/160625 **APPOINTMENT OF SUB-COMMITTEE**

To note the appointment by the City Council of the Sub-Committee and Chair for the Municipal Year 2025/26.

Members of the Sub-Committee may nominate another Member of their respective Party Group on the Licensing and Public Protection Committee to attend in their place.

Any Member nominated must have had formal training as set out in the Licensing Committee Code of Practice for Members and Officers (Part C9 of the Constitution).

5/160625 **DELEGATIONS TO THE SUB-COMMITTEE**

To note the delegations to the Sub-Committee as follows:-

"To determine matters under the Licensing Act 2003 and the Gambling Act 2005 as assigned and matters in respect of hackney carriage licences and private hire licences and such business as may be referred by the Director of Regulation and Enforcement."

LICENSING ACT 2003 – PREMISES LICENCE – GRANT – EMPRESS AFRICAN RESTAURANT, 3 ST STEPHENS ROAD, SELLY PARK, BIRMINGHAM, B29 7RR

On Behalf of the Applicant

Olusegun Akande – Director
Oyetola Isola – Director

Ryan Lynch – Commercial Surveyor (supporting the application).

On Behalf of those Making Representations

None of the objectors attended the meeting.

* * *

The Chair introduced the Members and Officers present and asked if there were any preliminary points for the Sub-Committee to consider. No preliminary points were made.

Licensing Sub-Committee A – 16 June 2025

The Chair outlined the procedure to be followed at the hearing and invited the Licensing Officer to present his report. Bhapinder Nandhra, Licensing Section, outlined the report.

At this stage the Chair invited the applicant to make their presentation. Olusegun Akande made the following points: -

- a) The representation made by a member of the public was concerned for the consumption of alcohol at the premises.
- b) They had newly acquired the premises and they had another premises in Newtown which operated as restaurant. It was situated in a densely populated area with residential surrounding it.
- c) They had a good relationship with the local authorities.
- d) They also operated a grocery store with no issues.
- e) They had been operators in the trade for over a decade, and had never had any issues or concerns raised.
- f) They had agreed conditions with WMP (West Midlands Police).
- g) They wanted to serve really good African food and sell alcohol.
- h) The premises had operated as a pub before but this was a different enterprise, offering food and drinks. It is a family restaurant and 50% of the time people would require reservations.
- i) They wanted to work with Deliveroo and Uber Eats.
- j) The food hygiene ratings for the other businesses were 5 stars.
- k) No responsible authorities had made objections to the application.
- l) The objector from the local residents expressed concerns, but the premises was controlled properly and security would be outside.
- m) African cuisine would be a new offering in the area.
- n) It will be a great addition to the area and would provide local jobs.

Ryan Lynch advised Members that he is a Commercial Surveyor who worked with the Director over the years. He also leased a premises to him. He provided a statement about the Directors character and stated that they were good operators and would be a great asset to the Stirchley environment.

The Chair the invited the Directors to make a brief closing submission where they summarised the points made previously.

Licensing Sub-Committee A – 16 June 2025

The Members, Committee Lawyer and Committee Manager conducted the deliberations in a separate private session and a full written decision was sent to all parties as follows;

6/160625 **RESOLVED**

That the application by Olusegun Akande on behalf of DMG Ventures Limited for a premises licence in respect of Empress African on behalf Restaurant, 3 St Stephens Road, Selly Park, Birmingham, B29 7RR, be granted subject to all those conditions agreed between the applicant and West Midlands Police in advance of the meeting, as per the document in the Committee Report, namely:

- Fire risk assessment to be made available to any of the responsible authorities on request.
- The premises will operate a vulnerability policy. The policy will include nationally recognised schemes such as 'Ask for Angela' This policy will be made available to any of the responsible authorities on request.
- All staff will be trained in their responsibility of the licensing act, challenge 25 policy and vulnerability policy. This training will be documented and signed by both the trainer & trainee and made available to any of the responsible authorities on request. No staff will work at the premises while it is carrying out licensable activity without this documented training, with the exception of personal licence holders. Training records will be made available to any of the responsible authorities on request.
- CCTV will record for 31 days and be available for responsible authorities on request.
- No unaccompanied children under the age of 16 years old to be permitted on the premises.
- The premises will trade predominately as a restaurant with a substantial food offer when carrying out licensable activity.

Those matters detailed in the operating schedule and the relevant mandatory conditions under the Licensing Act 2003 will also form part of the licence issued.

The applicant DMG Ventures Limited attended the meeting represented by Olusegun Akande.

There were supporting representation from Ryan Lynch. Ryan Lynch is a commercial surveyor with no vested interests in the application or the applicant's business.

A written representation against the application had been received from another person; that document was in the Committee Report at Appendix 1. The objector did not attend the meeting in person, and the Senior Licensing Officer confirmed that the Licensing Department had not received notification under Regulation 8 of a wish to participate in the hearing.

The written representation was that when the previous owner had the premises serving alcohol there was a great deal of trouble from the clients using the establishment. On several occasions the police had to be called in to calm down

Licensing Sub-Committee A – 16 June 2025

situations of shouting, arguing, chanting and general unsociable behaviour on our streets.

This was a residential area and there were concerns about aggression on our doorsteps.

The Sub-Committee considered the Home Office guidance pursuant to Section 182 Licensing Act 2003 at paragraph 2.1 which deals with the licensing objectives of Crime and disorder. The guidance states that Licensing authorities should look to the police as the main source of advice on crime and disorder.

The applicant had accepted all of the Police suggestions as earlier mentioned.

The Sub-Committee was aware that, under paragraph 9.43 – 9.44 of the Guidance issued under s182 of the Act, there was a presumption to grant such applications unless there was good evidence of a risk to the promotion of the licensing objectives. The Sub-Committee therefore looked carefully at whether there was evidence that the proposed operation would in fact have an adverse effect on the licensing objectives when considering the written representation made against the application.

There was no reason to suppose that granting the application was likely to undermine the licensing objectives, and the Members noted the representative's remark that to grant it would enable a disused building to be utilised and would likely enhance the area.

The Members therefore resolved to grant the application subject to the statutory conditions and the conditions that had been agreed with the Police.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under section 182 of the Licensing Act 2003 by the Secretary of State, the application for a premises licence, the written representations received, and the submissions made at the hearing by the applicant's representative.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.

The meeting ended at 1038 hours.

Chair.....

BIRMINGHAM CITY COUNCIL

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| <p>LICENSING SUB-COMMITTEE A 16 JUNE 2025</p> |
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**MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD
ON MONDAY 16 JUNE 2025 AT 1200 HOURS AS AN ON-LINE MEETING.**

PRESENT: - Councillor Diane Donaldson in the Chair.

Councillors Saddak Miah and Maureen Cornish.

ALSO PRESENT

Bhapinder Nandhra – Licensing Section

Chris Riley – Legal Services

Katy Poole – Committee Services

(Other officers were also present for web streaming purposes but were not actively participating in the meeting)

7/160625

NOTICE OF RECORDING/WEBCAST

The Chair advised the meeting that the meeting would be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

8/160625

DECLARATION OF INTERESTS

Members were reminded that they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at the meeting.

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If other registerable interests were declared, a Member may speak on the matter only if members of the public were allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it was a 'sensitive interest', Members did not have to disclose the nature of the interest, just that they have an interest.

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9/160625

APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

No apologies were submitted.

LICENSING ACT 2003 – PREMISES LICENCE – VARIATION – B & , STORE, 60-88 HIGH STREET, ERDINGTON, BIRMINGHAM, B23 6RS.

On Behalf of the Applicant

Richard Williams – Solicitor
Ashley England – Area Manager

On Behalf of those Making Representations

None of the objectors attended the meeting.

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The Chair introduced the Members and Officers present and asked if there were any preliminary points for the Sub-Committee to consider. No preliminary points were made.

The Chair outlined the procedure to be followed at the hearing and invited the Licensing Officer to present his report. Bhapinder Nandhra, Licensing Section, outlined the report.

At this stage the Chair invited the applicant to make their presentation. Richard Williams made the following points: -

- a) The premises had been there for a number of years without issues.
- b) The application is not for a new licence – the licence was transferred from Coop to B&M Stores and they were not applying for slightly longer hours.
- c) The premises intended to operate 8am-7pm, however the variation application would give them flexibility to open longer hours during busier periods – such as Christmas.
- d) There were two objections from local residents, however one had been withdrawn. The suggestion from the objector is that the application would undermine the licensing objectives. However, the premises is already operating without issues or concerns.

The Chair then invited the applicant to make a brief closing submission where they summarised the points made previously and added that they would surrender the existing licence once they opened this premises.

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The Members, Committee Lawyer and Committee Manager conducted the deliberations in a separate private session and a full written decision was sent to all parties as follows;

10/160625 **RESOLVED**

That the application by B & M Retail Limited to vary the premises licence in respect of B & M Store, 60 – 88 High Street, Erdington, Birmingham, B23 6RS, under section 34 of the Licensing Act 2003, be granted as follows:

- the Sale of Alcohol (for consumption off the premises), to operate from 07:00am until 11:00pm (Monday to Sunday).
- The Premises to remain open to the public from 07:00am until 11:00pm (Monday to Sunday).

Those other matters detailed in the operating schedule and the relevant mandatory conditions under the Licensing Act 2003 will continue to form part of the licence issued.

The applicant's solicitor Richard Willams attended the meeting and outlined the application. The Applicant's area manager, Ashley England also attended.

Regarding the objections from other persons, one of the two objections was withdrawn.

The sole objection referred to the licensing objective of the prevention of crime and disorder.

There were no objections from West Midland Police.

The Sub-Committee considered the Home Office guidance pursuant to Section 182 Licensing Act 2023 at paragraph 2.1 which deals with the licensing objectives of Crime and disorder. The guidance states that Licensing authorities should look to the police as the main source of advice on crime and disorder.

Richard Willams stated that the Applicant already have the store in Erdington anyway, so no issues there and no evidence there is going to be anything that would undermine the licencing objectives.

In conclusion, Richard Willams stated observed that there was nothing to suggest there would be anything detrimental as the licencing objectives and as soon as this new store opened.

The Sub-Committee considered that the variation proposal put forward by the licence holder was precise and enforceable, and would cover any potential risk adequately.

The Sub-Committee therefore resolved to vary the licence as per the application. In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under s182 of

Licensing Sub-Committee A – 16 June 2025

the Licensing Act 2003 by the Home Office, the application for the variation of the premises licence, the written representations received, and the submissions made at the hearing by the solicitor for the licence holder.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.

The meeting ended at 1220 hours.

Chair.....

BIRMINGHAM CITY COUNCIL

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| <p>LICENSING SUB-COMMITTEE A 23 JUNE 2025</p> |
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**MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD
ON MONDAY 23 JUNE 2025 AT 1000 HOURS AS AN ON-LINE MEETING.**

PRESENT: - Councillor Diane Donaldson in the Chair.

Councillors Jilly Bermingham and Penny Wagg.

ALSO PRESENT

Bhapinder Nandhra – Licensing Section
Joanne Swampillai – Legal Services
Katy Poole – Committee Services

(Other officers were also present for web streaming purposes but were not actively participating in the meeting)

1/230625 **NOTICE OF RECORDING/WEBCAST**

The Chair advised the meeting that the meeting would be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

2/230625 **DECLARATION OF INTERESTS**

Members were reminded that they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at the meeting.

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If it was a 'sensitive interest', Members did not have to disclose the nature of the interest, just that they have an interest.

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3/230625 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

Apologies were submitted on behalf of Councillors Moledine and Cornish and Councillors Bermingham and Wagg were the nominated substitute Member.

4/230625 **MINUTES**

The public part of the Minutes of the meeting held on 19 May 2025 at 1000 hours and the Minutes as a whole were confirmed and signed by the Chair.

LICENSING ACT 2003 – PREMISES LICENCE – GRANT – 042 BAR AND RESTAURANT, UNIT 2, 129 SOHO HILL, BIRMINGHAM, B19 1AT.

On Behalf of the Applicant

Duncan Craig – Barrister
Kelvin Ikechukwu – Applicant

On Behalf of those Making Representations

Shuranjeet Singh – Local Resident

* * *

The Chair introduced the Members and Officers present and asked if there were any preliminary points for the Sub-Committee to consider. No preliminary points were made.

The Chair outlined the procedure to be followed at the hearing and invited the Licensing Officer to present his report. Bhapinder Nandhra, Licensing Section, outlined the report.

At this stage the Chair invited the applicant to make their presentation. Duncan Craig made the following points: -

- a) The premises is going to be a restaurant/bar aimed at the older clientele – 30-60 year olds. They were looking to target the African/Nigerian population.
- b) They had been dealing with WMP (West Midlands Police) and Public Health who had withdrawn representations.
- c) The objections were generic and he suggested that they were generated on Chat GPT as they were all identical. He invited the Committee to consider how much thought, and care had gone into the objections given they were all the same.

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- d) The representations raised concerns about issues such as speeding and late night operation but nothing was tied to the application.
- e) The Section 182 guidance stated that WMP were the Committees main source of advice in crime and disorder and they were content with the application.
- f) Further the objectors stated that the location is too close to a school – however the school would be closed by 4pm.
- g) There is an awful lot of speculation however, there was little evidence.
- h) Public Health were satisfied with the application.
- i) The applicant is an experienced licence holder and held a personal licence.
- j) Traffic issues were not a relevant consideration for the Committee.
- k) Regarding consistency of opening times amongst all the premises in the area, Counsel advised the members to look at the application on its own merits, as per the Guidance issued under s182 of the Act. He reminded them that representations had to be targeted at the application itself - the particular premises, the particular applicant, rather than making generic references to the impact that alcohol had on society more widely.
- l) He reminded the Sub-Committee that paragraph 9.43 of the Guidance required that the decision had to be proportionate and evidence-based; he remarked that there was no evidence that the application with the additional conditions would undermine the licensing objectives. Both responsible authorities (the Police and Public Health) were satisfied with the application.
- m) Counsel reminded the Sub-Committee of the case of R (on application of Hope and Glory Public House Ltd) v City of Westminster Magistrates' Court and Others (2011) EWCA Civ 312, and reminded the Members that their decision making should be a balancing exercise. He urged them to consider the positive impact that licensed premises could have in terms of supporting the local economy, providing amenities for the community and enabling people to meet up and enjoy themselves. He stated that the remarks from the objectors that there were “already other licensed premises in the area” were not relevant.

Members asked questions and Counsel responded: -

- a) Noise management had been addressed via the document in the Committee Report.

The Chair invited Shuranjeet Singh to make their representation. He made the following statements: -

- a) That he was representing the community and evidence suggested that the application will undermine the licensing objectives and the conditions did not go far enough to address the concerns.

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- b) He had conducted a local survey and over 50 residents had responded and outlined concerns with the application.
- c) Many people did not have the skill to respond to licensing applications, and the feedback from the community is that they did not know how to express their concerns and they did not have the confidence to do so.
- d) The community voices mattered, and their lived experiences meant that alcohol sales up until 0300 hours is not welcomed.
- e) There is a concern for community safety due to the small saturation of licensed premises in that area.
- f) The area is also a subject of high levels of violent crime and sexual crime – many were linked to alcohol consumption. Alcohol increased the risk factors associated with crime.
- g) They were also concerned for women and girls in the area at night and it is important that people felt safe on the street.
- h) He recognised that the applicant had gone some way to try and mitigate concerns, but further action is needed.
- i) Soho road faced increasing issues of anti-social behaviour.
- j) There is very little late night transport options for the late night extension in support of the application.
- k) The 0300 hour closing time is a real concern for residents.
- l) He requested that the hours be reduced to midnight if the Committee were minded to grant the application and that relaxed music be played late at night.
- m) He listed the following measures that he felt would address the concerns of local residents:
 - 1. No vertical drinking
 - 2. Alcohol to be served with meals only
 - 3. No gambling machines at the premises
 - 4. No music to be played outside the premises
 - 5. No outside drinking at any time
 - 6. A 3 person limit to the smoking area
 - 7. No drinks in the smoking area
 - 8. No promotional activities with unlimited alcohol (bottomless brunches etc)
- n) He asked the Committee to consider the conditions to ensure that the area was a safe and greener place to live and to support all residents to thrive in their local place.

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The Chair the invited the Directors to make a brief closing submission where they summarised the points made previously.

The Members, Committee Lawyer and Committee Manager conducted the deliberations in a separate private session and a full written decision was sent to all parties as follows;

5/230625 **RESOLVED**

That the application by Kelvin Ikechukwu for a premises licence in respect of 042 Bar and Restaurant, Unit 2, 129 Soho Hill, Birmingham B19 1AT, be granted together with all the conditions which were agreed between the applicant and West Midlands Police in advance of the meeting, in order to promote the licensing objectives.

The Sub-Committee also noted the two policy documents submitted by the applicant (in the Committee Report at pages 98 to 100), namely the Dispersal Policy and the Noise Management Plan. The Sub-Committee also resolved to adopt these.

The conditions agreed between the applicant and West Midlands Police are as follows:

- CCTV will be installed, updated and will operate to the recommendations and specifications of West Midlands Central Licensing Team. CCTV will record throughout the whole of the licensable activity and be downloadable. CCTV images and recordings will be held for a minimum of 28 days and be made available to any of the responsible authorities on request. There will be a member of staff on site when carrying out licensable activity who is capable of operating the CCTV
- CCTV will be checked daily, prior to carrying out any licensable activity, to ensure that it is working and recording. This check is to be documented, signed, timed and dated by the person checking. This documented check is to be made available to any of the responsible authorities immediately on request. If for any reason the CCTV hard drive needs to be replaced, the previous/old hard drive will be kept on the premises for a minimum of 28 days, and will be made available to any of the responsible authorities on request
- The premises will have a documented vulnerability policy. This policy will include national schemes such as 'Ask for Angela.' This documented policy will be made immediately available to any of the responsible authorities on request
- All staff will be trained in their responsibilities under the Licensing Act 2003, Challenge 25 policy, vulnerability policy and premises operating conditions. This training will be documented and signed by both the trainer and trainee. No staff to work at the premises, save for personal licence holders, without this documented training. Training records to be made immediately available to any of the responsible authorities on request
- The premises fire risk assessment, which will include capacity figures, will be made immediately available to any of the responsible authorities on request
- Deliveries, waste collections/deposits will not take place between 23.00 hours and 07.00 hours
- No children under the age of 18 will be allowed on the premises when carrying on licensable activity without a responsible adult. All children under the age of 18

will be off the premises by 21.00 hours, with the exception of private parties where customers are at the premises by personal invitation and the venue is not open to the general public; for private parties, under 18s will be clear of the premises by midnight. This excludes any event where tickets are purchased for the event; at ticketed events, all children under the age of 18 will be off the premises by 2100 hours

- When carrying out regulated entertainment the premises will carry out a noise assessment at the nearest residential property to ensure there is no disturbance. This check will be carried out at least every 90 minutes and will be dated, timed and signed by the person checking. This documentation will be made immediately available to any of the responsible authorities on request
- The premises will deploy door staff from 23.00 hours when trading past this time. The numbers of door staff and any earlier start will be determined by a risk assessment. This risk assessment will be made available to any of the responsible authorities on request
- Door staff will sign on and off duty listing their full SIA licence number. The premises will have telephone and emails contacts for the security company immediately available for any of the local authorities if required. The signing in/out book will be made available to any of the responsible authorities on request

Those matters detailed in the operating schedule and the relevant mandatory conditions under the Licensing Act 2003 will also form part of the licence issued.

The applicant attended the meeting. He was represented by counsel. At the start of the meeting the Sub-Committee was informed by the Senior Licensing Officer that Public Health of Birmingham City Council had withdrawn its written representation. Further written representations had been received from a very large number of local residents; these were in the Committee Report.

One objector attended the meeting in person - the resident whose representation was at appendix 2. The other local residents who had objected did not attend the meeting in person, but the Sub-Committee took their written representations into consideration when making the determination.

Counsel for the applicant addressed the Sub-Committee and confirmed that the applicant had been a personal licence holder since 2016, and held a premises licence for an off-licence shop elsewhere. The premises was to be a bar and restaurant. Patrons were expected to be aged 30 to 60. The cuisine was going to be African, and principally Nigerian.

Counsel explained the proposed operating style in detail. Counsel confirmed that the conditions agreed with West Midlands Police (in the Committee Report) were “appropriate, targeted and venue-specific”. He explained them in detail. The Sub-Committee considered that the proposed operating style prioritised the licensing objectives properly, and found all to be in order.

Counsel directed the Sub-Committee to paragraph 9.12 of the Guidance issued by the Secretary of State under section 182 of the Act, which advised that the responsible authorities were the experts in their respective fields. He remarked that Public Health and West Midlands Police had both been satisfied that the application,

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subject to the agreed conditions, was sufficiently well crafted to promote the licensing objectives. The Sub-Committee accepted this.

Regarding the large number of objections from other persons, counsel noted that the majority were identical to each other. He asked the Sub-Committee to note that in terms of the prevention of public nuisance, representations about existing late night establishments were completely irrelevant, as were remarks about cars speeding through the area. The Sub-Committee agreed with this.

Regarding the prevention of crime and disorder, counsel noted that there was nothing to tie the instant premises to antisocial behaviour, and further noted that the Police, who were the main source of advice in relation to the prevention of crime and disorder, had been content with the application.

Regarding public safety, reference had been made in the representations to the numerous schools in the area; counsel remarked that he did not see what the relevance of this was for any premises authorised to sell alcohol to 03.00 hours. He asked what relevance that had to schools, when most schools closed at around 16.00 hours. The Sub-Committee reflected on this and tended to agree that it was not likely that a bar/restaurant licensed to a late hour would affect local schools.

Counsel considered that fears about the application creating an unsafe environment were speculative, and stated that there was no evidence to suggest that the premises would create an unsafe environment. He reminded the Sub-Committee that licensing was a permissive regime, and also pointed out that there was no cumulative impact zone in force around the Soho Hill vicinity. Moreover, concerns about traffic congestion were not a relevant consideration. The Sub-Committee accepted this.

Regarding the protection of children from harm, counsel remarked that Public Health had been satisfied that the application, and indeed the applicant, would promote the protection of children from harm objective. A Challenge 25 policy would be adopted. The applicant was an experienced licence holder, and a personal licence holder as well, who understood his responsibilities. The Sub-Committee agreed with this.

There had been mention in the representations of a Public Space Protection Order, but counsel noted that these were principally aimed at off-sales, to prevent people drinking in public. Measures for street drinkers were not relevant to the instant application, which was for a bar/restaurant offering 'on' sales of alcohol. The Sub-Committee agreed with this.

Regarding consistency of opening times amongst all the premises in the area, counsel advised the members to look at the application on its own merits, as per the Guidance issued under s182 of the Act. He reminded them that representations had to be targeted at the application itself - the particular premises, the particular applicant, rather than making generic references to the impact that alcohol had on society more widely. The Sub-Committee agreed with this.

He reminded the Sub-Committee that paragraph 9.43 of the Guidance required that the decision had to be proportionate and evidence-based; he remarked that there

was no evidence that the application with the additional conditions would undermine the licensing objectives. Both responsible authorities (the Police and Public Health) had found all to be in order. Noise management had been addressed via the document in the Committee Report.

Counsel reminded the Sub-Committee of the case of *R (on application of Hope and Glory Public House Ltd) v City of Westminster Magistrates' Court and Others (2011) EWCA Civ 312*, and reminded the Members that their decision making should be a balancing exercise. He urged them to consider the positive impact that licensed premises could have in terms of supporting the local economy, providing amenities for the community and enabling people to meet up and enjoy themselves. He stated that the remarks from the objectors that there were “already other licensed premises in the area” were not relevant. The Sub-Committee agreed with this.

The Sub-Committee was aware of other relevant caselaw, namely *R (on the application of Daniel Thwaites plc) v Wirral Borough Magistrates' Court [2008] EWHC 838 (Admin)*, which emphasised the principles laid down by the Licensing Act 2003 and its accompanying Guidance – namely that there should be light touch bureaucracy applied to applications for licences, and that restrictions should only be attached to premises licences where they were necessary to promote the licensing objectives.

That case highlighted the fact that decisions on applications should be made on evidence, and not based on speculation. The Sub-Committee was aware that if the authority gave weight to speculative opinions, it would in fact fail to follow the Guidance, and its own Statement of Licensing Policy.

The Sub-Committee also bore in mind counsel’s reminder that under paragraph 9.43 – 9.44 of the Guidance, there was a presumption to grant such applications unless there was good evidence of a risk to the promotion of the licensing objectives.

The Sub-Committee was aware that responsible authorities were the experts in the upholding of the licensing objectives. The Sub-Committee noted that Public Health had withdrawn their representations, the Police had found the application satisfactory with conditions, and the other responsible authorities had not had any objection at all. This was reassuring.

The Sub-Committee therefore looked carefully at whether there was evidence that the proposed operation would in fact have an adverse effect on the licensing objectives when considering submissions made against the application by the large numbers of objectors, including the local resident who attended the meeting.

The local resident addressed the Sub-Committee on behalf of the Soho and Handsworth Neighbourhood Planning Forums, a community-led voluntary group, to express fears that the amendments offered to the conditions did not go far enough to mitigate against the challenges to the licensing objectives. He considered that additional safeguards were required.

His group had conducted a local survey petition with residents and over 50 residents had responded outlining their concerns; they had also given feedback that, whilst

they felt concerned about the application, they “did not know exactly how to express their concerns”, and therefore the representation was drafted.

He stated that local people felt that a venue selling alcohol to 03.00 hours was “not at all appropriate locally” and would create risks to the licensing objectives. The first concern was around community safety. Regardless of the conditions agreed with the Police, he felt that there was a saturation of licensed premises in the local area.

He had noted that the Public Space Protection Order in force in the area was the largest in the city and was directly opposite Villa Road, an antisocial behaviour hotspot in Birmingham, which was a concern for the local police. He had noted the number of violent crimes in the area and the fact that alcohol had been implicated in over 40% of them.

He asked the Sub-Committee to reflect that the premises was situated in an area of high levels of violent crime, and also sexual crime as well; he stated that much of this type of crime had “a direct correlation to alcohol consumption and this therefore increases the risk factors in an area of already high crime, not only to people who are living in the area, but other types of stakeholders and people using the local community”. However, the Sub-Committee noted that the Police had found the application satisfactory with some additional conditions.

He feared that to grant the application for a premises adjacent to existing licensed venues would create “the risk of further enhancing and enabling that hotspot of disorder, of violent crime, of sexual crime, which is a direct concern to not only residents but particularly women and girls in the local area”.

He said that those objecting did recognise that some mitigation strategies had been put forward in the application, but considered that “pushing further was required”, to ensure that the licensing objectives in this specific context would be upheld.

He observed that the area faced persistent antisocial behaviour from drinking and public disturbance, and said that there was a lack of infrastructure to support an extended night time economy, such as very little late night transport, which was a concern to local people given the terminal hour of 03.00 hours.

He strongly recommended restricting alcohol sales such that they would cease by midnight. He said that this would align with three existing licensed premises nearby. He gave a detailed list of his preferred conditions. He also stated that the back of the premises backed onto the home of the local vicar, who had not been able to attend the meeting himself, and had asked for this to be mentioned.

In considering the submissions made by the resident in the meeting, the Sub-Committee considered that the starting point was that there was already something of an issue with antisocial behaviour in the area, as there was a Public Space Protection order in force. The issue therefore was whether the proposed operating style was capable of upholding the licensing objectives. Certainly the Police and Public Health had considered that the application was in fact satisfactory with the addition of some conditions.

Licensing Sub-Committee A – 23 June 2025

The local resident had listed his preferred supplementary conditions, but counsel for the applicant pointed out that the mandatory conditions attached to all licences covered irresponsible drinks promotions. Regarding the other issues, the Police had approved the suite of conditions as being sufficient to cover the risks.

Counsel had assured the local resident that the applicant had a vested interest in the local community as he was an experienced operator who had engaged with responsible authorities in a positive way. The Sub-Committee agreed with this.

The Sub-Committee examined the other written representations in the Committee Report carefully, but determined that the fears expressed by the objectors seemed rather speculative. The applicant had offered a carefully thought out operating schedule, and had taken the advice of the Police.

The Sub-Committee was aware of its responsibilities under the Public Sector Equality Duty and considered the submissions about the safety of women and girls in the area very carefully. However, the Members determined that the proposed style of operation was not likely to create additional risks in this regard. The Sub-Committee also noted that in terms of the likelihood of crime risks, the Police had found the application satisfactory with some conditions added. The Sub-Committee was aware that the Police were the experts in terms of crime prevention.

The Sub-Committee also did not see that any extra measures were required, as all potential risks to the upholding of the licensing objectives had already been satisfactorily addressed via the additional conditions, to the satisfaction of the responsible authorities. The Members found all to be in order in terms of the proposed operating style.

The Members were therefore satisfied that any potential for issues had been sufficiently addressed in the application and new conditions. There was a proper focus on the promotion of the licensing objectives, and a responsible style of trading had been proposed. Nothing in the written representations, or the submissions made in the meeting, had evidenced a threat to the upholding of the licensing objectives.

Accordingly, after careful consideration, the Sub-Committee determined that the application could safely be granted with the agreed conditions. The Members considered that by granting the application, the licensing objectives in the Act would be properly promoted. The Sub-Committee was satisfied that trading would be safe, and considered that all areas of concern had been addressed.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under section 182 of the Licensing Act 2003 by the Secretary of State, the application for a premises licence, the written representations received, and the submissions made at the hearing by the applicant via his counsel, and by the local resident.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.

EXCLUSION OF THE PUBLIC

6/230625 **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:-

Exempt Paragraph 3.

Chair.....

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

| | |
|-------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| Report to: | Licensing Sub Committee A |
| Report of: | Director of Regulation & Enforcement |
| Date of Meeting: | Monday 15th September 2025 |
| Subject: | Licensing Act 2003 Premises Licence – Grant |
| Premises: | Plonk, 1835 Pershore Road, Bournville, Birmingham, B30 3DJ |
| Ward affected: | Bournville and Cotteridge |
| Contact Officer: | Bhapinder Nandhra, Senior Licensing Officer, licensing@birmingham.gov.uk |

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| 1. Purpose of report: |
| <p>To consider the representations that have been made in respect of an application for a Premises Licence, which seeks to permit the Sale of Alcohol (for consumption both on and off the premises) to operate from 10:00am until 11:00pm (Monday to Sunday).</p> <p>Premises to remain open to the public from 07:00am until 11:30pm (Monday to Sunday).</p> |

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| 2. Recommendation: |
| <p>To consider the representations that have been made and to determine the application, having regard to:</p> <ul style="list-style-type: none"> • The submissions made by all parties • The Statement of Licensing Policy • The Public Sector Equality Duty • The s182 Guidance |

| |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 3. Brief Summary of Report: |
| <p>An application for a Premises Licence was received on 22nd July 2025 in respect of Plonk, 1835 Pershore Road, Bournville, Birmingham, B30 3DJ.</p> <p>Representations have been received from other persons.</p> |

| |
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| 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> |

5. Relevant background/chronology of key events:

AGWD Holdings Limited applied on 22nd July 2025 for the grant of a Premises Licence for Plonk, 1835 Pershore Road, Bournville, Birmingham, B30 3DJ.

Representations have been received from other persons, which are attached at Appendices 1 & 2.

The application, including supporting documents, are attached at Appendix 3.

Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 4.

Conditions have been agreed with Birmingham City Council Licensing Enforcement and the applicant, which are attached at Appendix 5.

Site Location Plans at Appendix 6.

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:-

- a. The prevention of crime and disorder;
- b. Public safety;
- c. The prevention of public nuisance; and
- d. The protection of children from harm.

6. List of background documents:

Copies of the representations as detailed in Appendices 1 & 2.

Application Form and supporting documents, Appendix 3.

Conditions agreed with West Midlands Police, Appendix 4.

Conditions agreed with Birmingham City Council Licensing Enforcement, Appendix 5.

Site Location Plans, Appendix 6.

7. Options available

To Grant the licence in accordance with the application.

To Reject the application.

To Grant the licence subject to conditions modified to such an extent as considered appropriate.

Exclude from the licence any of the licensable activities to which the application relates.

Refuse to specify a person in the licence as the premises supervisor.

From:

Sent: 31 July 2025 22:28

To: Licensing

Subject: Objection to Alcohol Sale at 1835 Pershore Road, Cotteridge

Hi,

I've just seen your post about allowing a shop at 1835 Pershore Road, Cotteridge, Birmingham, B30 3DJ to sell alcohol. This area already has many shops selling alcohol, and I've noticed a rise in underage drinking in the local park.

I believe granting another alcohol licence here could lead to more anti-social behaviour in the community. For that reason, I strongly object to this application.

From:

Sent: 20 August 2025 22:52

To: Licensing

Subject: Objection to grant premises licence 1835 Pershore Road, B30 3DJ

FAO Licensing Officer

I would like to submit an objection to grant a premises licence at the above location.

I am a resident of Midland Road and concerned that by granting the license it will add to the ongoing antisocial behaviour, street drinking, beggars, crime, littering, noise nuisance, parking that has already had a negative affect on the residents who live on/near this location and use the local amenities in Cotteridge

The following pubs/bars/social clubs are already within a 0.2 mile distance on Pershore Road Cotteridge near the residential area:

Picture & Pint - Bar

Red Beer'd - Bar

The cotteridge Inn

Kings Norton Service Man Club

The Grant Arms Public House

In addition to the following shops selling alcohol -

Drinks 4 u

Spar

Co op

I do not feel there is a need or justification for having another drinking establishment within this small high street.

I have witnessed asb, people hanging around on the junction of MidlandRoad/PershoreRoad intimidating passers by, a male urinating against the wall of the premises in broad daylight and believe by granting this license it will increase unwanted behaviour. Residents vehicles have already been broken into and vandalised and the proposed premises is next to where we park our cars. There are families, children, elderly people living near the location

I have already complained to the local Police NHT, councillor Liz Clements ,MP Al Carn, Community Safety Partnership about the increase in asb and the impact this is having on the local community.

I understand that the Council do not want empty shop premises and need to recoup loses, but there are already 5 drinking establishments in the high street and the community do not need any more vape shops, barbers or bars. We need more independent family friendly businesses,shops..not a bar that will have a negative impact on the quality of life for the local community and anyone visiting the area.

Thank you

Midland Road

B30

* required information

Section 1 of 21

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 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.
 Applying as an individual

Applicant Business

Is your business registered in the UK with Companies House? Yes No Note: completing the Applicant Business section is optional in this form.

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 | <input type="text" value="Director"/> | |
| Home country | <input type="text" value="United Kingdom"/> | The country where the headquarters of your business is located. |
| Registered Address | | Address registered with Companies House. |
| Building number or name | <input type="text" value="1835"/> | |
| Street | <input type="text" value="Persnore Road"/> | |
| District | <input type="text" value="Cotteridge"/> | |
| City or town | <input type="text" value="Birmingham"/> | |
| County or administrative area | <input type="text" value="West Midlands"/> | |
| Postcode | <input type="text" value="B30 3DJ"/> | |
| Country | <input type="text" value="United Kingdom"/> | |

* required information

Section 2 of 21

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 | <input type="text" value="Plonk - 1835"/> |
| Street | <input type="text" value="Persnore Road"/> |
| District | <input type="text" value="Cotteridge"/> |
| City or town | <input type="text" value="Birmingham"/> |
| County or administrative area | <input type="text" value="West Midlands"/> |
| Postcode | <input type="text" value="B30 3DJ"/> |
| Country | <input type="text" value="United Kingdom"/> |

Further Details

| | |
|---------------------------------------------|-------------------------------------|
| Telephone number | <input type="text"/> |
| Non-domestic rateable value of premises (£) | <input type="text" value="16,000"/> |

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- 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

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 His Majesty's prerogative

| | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------|
| Section 4 of 21 | |
| 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 | AGWD Holdings |
| Details | |
| Registered number (where applicable) | 16382982 |
| Description of applicant (for example partnership, company, unincorporated association etc) | |
| Limited Company | |
| Address | |
| Building number or name | 1835 |
| Street | Pershore Road |
| District | Cotteridge |
| City or town | Birmingham |
| County or administrative area | |
| Postcode | B30 3DJ |
| Country | United Kingdom |
| Contact Details | |
| E-mail | |
| Telephone number | |
| Other telephone number | |
| * Date of birth | <input type="text"/> / <input type="text"/> / <input type="text"/> dd mm yyyy |
| * Nationality | <input type="text"/> Documents that demonstrate entitlement to work in the UK |

| Section 5 of 21 | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------|
| OPERATING SCHEDULE | |
| When do you want the premises licence to start? | <input type="text" value="01"/> / <input type="text" value="09"/> / <input type="text" value="2025"/> dd mm yyyy |
| If you wish the licence to be valid only for a limited period, when do you want it to end | <input type="text"/> / <input type="text"/> / <input type="text"/> 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. | |
| <input type="text" value="Café, Food and relaxed bar"/> | |
| If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend | <input type="text"/> |

| Section 6 of 21 | |
|---------------------------------------------------------------|--|
| PROVISION OF PLAYS | |
| See guidance on regulated entertainment | |
| Will you be providing plays? | |
| <input type="radio"/> Yes <input checked="" type="radio"/> No | |

| Section 7 of 21 | |
|---------------------------------------------------------------|--|
| PROVISION OF FILMS | |
| See guidance on regulated entertainment | |
| Will you be providing films? | |
| <input type="radio"/> Yes <input checked="" type="radio"/> No | |

| Section 8 of 21 | |
|---------------------------------------------------------------|--|
| PROVISION OF INDOOR SPORTING EVENTS | |
| See guidance on regulated entertainment | |
| Will you be providing indoor sporting events? | |
| <input type="radio"/> Yes <input checked="" type="radio"/> No | |

| Section 9 of 21 | |
|---------------------------------------------------------------|--|
| PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS | |
| See guidance on regulated entertainment | |
| Will you be providing boxing or wrestling entertainments? | |
| <input type="radio"/> Yes <input checked="" type="radio"/> No | |

| |
|---------------------------------------------------------------|
| Section 10 of 21 |
| PROVISION OF LIVE MUSIC |
| See guidance on regulated entertainment |
| Will you be providing live music? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |

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|---------------------------------------------------------------|
| Section 11 of 21 |
| PROVISION OF RECORDED MUSIC |
| See guidance on regulated entertainment |
| Will you be providing recorded music? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |

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|---------------------------------------------------------------|
| Section 12 of 21 |
| PROVISION OF PERFORMANCES OF DANCE |
| See guidance on regulated entertainment |
| Will you be providing performances of dance? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |

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| Section 13 of 21 |
| PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE |
| See guidance on regulated entertainment |
| 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 21 |
| LATE NIGHT REFRESHMENT |
| Will you be providing late night refreshment? |
| <input type="radio"/> Yes <input checked="" type="radio"/> No |

| Section 15 of 21 | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------|
| SUPPLY OF ALCOHOL | |
| Will you be selling or supplying alcohol? | |
| <input checked="" type="radio"/> Yes <input type="radio"/> No | |
| Standard Days And Timings | |
| MONDAY | 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. |
| Start <input type="text" value="10:00"/> | End <input type="text" value="23:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| TUESDAY | |
| Start <input type="text" value="10:00"/> | End <input type="text" value="23:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| WEDNESDAY | |
| Start <input type="text" value="10:00"/> | End <input type="text" value="23:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| THURSDAY | |
| Start <input type="text" value="10:00"/> | End <input type="text" value="23:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| FRIDAY | |
| Start <input type="text" value="10:00"/> | End <input type="text" value="23:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| SATURDAY | |
| Start <input type="text" value="10:00"/> | End <input type="text" value="23:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| SUNDAY | |
| Start <input type="text" value="10:00"/> | End <input type="text" value="23:00"/> |
| Start <input type="text"/> | End <input type="text"/> |
| Will the sale of alcohol be for consumption: | |
| <input type="radio"/> On the premises <input type="radio"/> Off the premises <input checked="" type="radio"/> 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. | |

Continued from previous page...

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.

New Year's Eve - potential request for extension until 01:00

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

Name

First name

Family name

Date of birth / /
dd mm yyyy

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?

Continued from previous page...

- 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'.

| |
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| Section 16 of 21 |
| ADULT ENTERTAINMENT |
| <p>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</p> <p>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.</p> |
| |

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| Section 17 of 21 | | | | | | | | | | | | | | |
| HOURS PREMISES ARE OPEN TO THE PUBLIC | | | | | | | | | | | | | | |
| Standard Days And Timings | | | | | | | | | | | | | | |
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| <p>State any seasonal variations</p> <p>For example (but not exclusively) where the activity will occur on additional days during the summer months.</p> | | | | | | | | | | | | | | |
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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.

* required information

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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 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 will ensure that members of staff do not carry out, arrange, or participate in any irresponsible promotions on this, or any associated premises. An irresponsible promotion is considered to be any one or more of the following activities, or substantially similar activities, encouraging the sale or supply of alcohol for consumption on the premises - (a) games or other activities which may require or encourage, or are designed to require or encourage, individuals to - (i) drink a quantity of alcohol within a specified time limit (except to consume 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) consume as much alcohol as possible (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed discounted fee to the public or to a specific group which carries a significant risk of undermining a licensing objective. (c) provision of free or discounted alcohol or any other item as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less which carries a significant risk of undermining a licensing objective. (d) selling or supplying alcohol in association with marketing materials such as posters or flyers on, or nearby, the premises which can reasonably be considered to condone, encourage, or glamourise any form of anti-social behaviour or to refer to the effects of drunkenness favourably. (e) dispensing alcohol directly into anyone's mouth (other than where that other person is unable to drink without assistance by reason of disability).

The premises licence 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 (DPS) in relation to the premises licence must ensure that the supply of alcohol at the premises is 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) measures to be displayed on 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 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

Continued from previous page...

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.

b) The prevention of crime and disorder

All staff will be trained in their responsibility of the licensing act, challenge 25 and vulnerability policy. This training will be documented and signed by both the trainer and trainee and made available to any of the responsible authorities on request.

c) Public safety

Training in relation to the promotion of the licensing objectives must be provided and undertaken by all members of staff (whether paid or unpaid) before he / she makes a sale or supply of alcohol and at least every six months thereafter.

Documented training records must be kept at the Premises and made available to an officer of a responsible authority on Request.

The premises will operate a vulnerability policy. This policy will include nationally recognised schemes such as 'Ask forAngela'. This policy will be made available to any of the responsible authorities on request.

An incident book must be kept at the Premises and maintained up to date (no later than 24 hours after the incident) at all times and will record the following:

- Time date and details of all incidents/complaints of crime and disorder or anti-social behaviour
- All crimes reported to the venue
- Any visit by a responsible authority or emergency service
- The incident book must be made available to officers of a responsible authority upon request or during an inspection.

d) The prevention of public nuisance

Customers will be encourage to leave quietly if required

Outdoor seating will be managed to minimise noise

e) The protection of children from harm

The premises will adopt the Challenge 25 scheme with appropriate signage to be placed at the entrance to the premises and adjacent to the counter area.

A refusals register must be kept at the Premises and maintained up to date at all times recording the date time, type of

Continued from previous page...

product refused, reasons for every refusal to sell alcohol to a customer and the name and signature of member of staff refusing the sale. The refusals record must be made available to an officer of a responsible authority upon request.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/Immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page..

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

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If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page..

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

regulated entertainment

Section 21 of 21

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 <https://www.tax.service.gov.uk/business-rates-find/search>

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

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 (£)

190.00

DECLARATION

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE

- ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15).

THE DPS NAMED IN THIS APPLICATION FORM IS ENTITLED TO WORK IN THE UK (AND IS NOT SUBJECT TO CONDITIONS

- PREVENTING HIM OR HER FROM DOING WORK RELATING TO A LICENSABLE ACTIVITY) AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

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

Continued from previous page...

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

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 TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

Breakdown of points raised in Representations:

Prevention of Crime and Disorder – The suggestion that granting the license will increase anti-social behaviour and crime is speculative. I have met with the police personally at the premises, they did not have any concerns and were supportive of our application. The following two points in the application address the points relating to anti-social behaviour:

- 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 glamourise 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).
- Training in relation to the promotion of the licensing objectives must be provided and undertaken by all members of staff (whether paid or unpaid) before he / she makes a sale or supply of alcohol and at least every six months thereafter.

Documented training records must be kept at the Premises and made available to an officer of a responsible authority on Request.

The premises will operate a vulnerability policy. This policy will include nationally recognised schemes such as Ask for Angela. This policy will be made available to any of the responsible authorities on request.

An incident book must be kept at the Premises and always maintained up to date (no later than 24 hours after the incident) and will record the following:

- Time date and details of all incidents/complaints of crime and disorder or anti-social behaviour
- All crimes reported to the venue
- Any visit by a responsible authority or emergency service
- The incident book must be made available to officers of a responsible authority upon request or during an inspection.

- The premises will install a CCTV system which will be operational when carrying licensable activity. Images from the CCTV system will be made available to any of the responsible authorities on request. Images will be stored for a minimum of 7 days

Prevention of Public Nuisance – Concerns regarding noise and disturbance have been carefully considered, we will not be a late night drinking establishment but a well-managed venue that promotes responsible drinking is a calm, community-focused environment. The following point deals with this point in our application:

- Notices will be displayed in a prominent position asking customers to leave the premises quietly and to have consideration for our neighbours.

Protecting Children from harm – the representation made by [redacted] in relation to underage drinking is not relevant to our application, however relates to an existing issue. My applications covers this point in the following section:

- the license holder will ensure all staff are trained in their responsibility of the licensing act, challenge 25 and vulnerability policy. This training will be documented and signed by both the trainer and trainee and made available to any of the responsible authorities on request.
- 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.
- A refusals register must be kept at the Premises and maintained up to date at all times recording the date time, type of product refused, reasons for every refusal to sell alcohol to a customer and the name and signature of member of staff refusing the sale. The refusals record must be made available to an officer of a responsible authority upon request.
- The refusals register will be signed by the DPS every month, even when there are no refusals.

Irrelevant points:

- Both representations state that there are many premises selling alcohol in the area, this is not a matter to be considered by the sub-committee.
- Existing anti-social behaviour and intimidation on the Pershore Road cannot be attributed to my business, safeguards (covered in the application) will be in place such as CCTV, trained staff and co-operation the local authorities to ensure a positive contribution to the area
- Public urination, litter and vehicle vandalism are broader policing issues and they are not linked to my application

From: bw licensing
Sent: 05 August 2025 11:34
To: Licensing
Cc: Anton Davies
Subject: : Plonk - 1835 - Grant - 1665845

Good Morning Licensing,

With regard to the premises licence application for Plonk, 1835 Pershore Road, Birmingham. B30 3DJ.

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

The below condition has been agreed with the applicant at a meeting at the premises, who is copied in this email for completeness.

- The premises will install a CCTV system which will be operational when carrying licensable activity. Images from the CCTV system will be made available to any of the responsible authorities on request. Images will be stored for a minimum of 7 days.

If the above condition is imposed onto the licence then West Midlands Police have no objection to this licence application.

Regards and thanks



Chris Jones 55410
Police Alcohol Licensing Officer
Birmingham Licensing Team
West Midlands Police

Working in partnership, making communities safer



From: Anton Davies
Sent: 13 August 2025 14:47
To: Ravinder Jalaf
Subject: Re: AGWD HOLDINGS LTD - 1835 Pershore Road, Cotteridge Road, Cotteridge, Birmingham, B30 3DJ

Hi Rav,

Thank you for your email.

I'm happy to proceed with your revisions.

Have there been any representations so far?

Thanks,
 Anton

From: Ravinder Jalaf
Sent: Wednesday, August 13, 2025 2:33:45 pm
To: Anton Davies
Subject: AGWD HOLDINGS LTD - 1835 Pershore Road, Cotteridge Road, Cotteridge, Birmingham, B30 3DJ

Dear Mr Davies

I am in receipt of the application submitted in respect of the above premises.

You will appreciate it is important that any conditions attached to a premises licence are clear, precise and enforceable in order to effectively promote the four licensing objectives.

In considering the application submitted and the measures outlined in the operating schedule the Licensing Enforcement Team has applied the tests of necessity and reasonableness in order to promote the four licensing objectives and I have therefore attached a list of conditions which the Licensing Enforcement Team will require you to accept as conditions which will be applied to the licence.

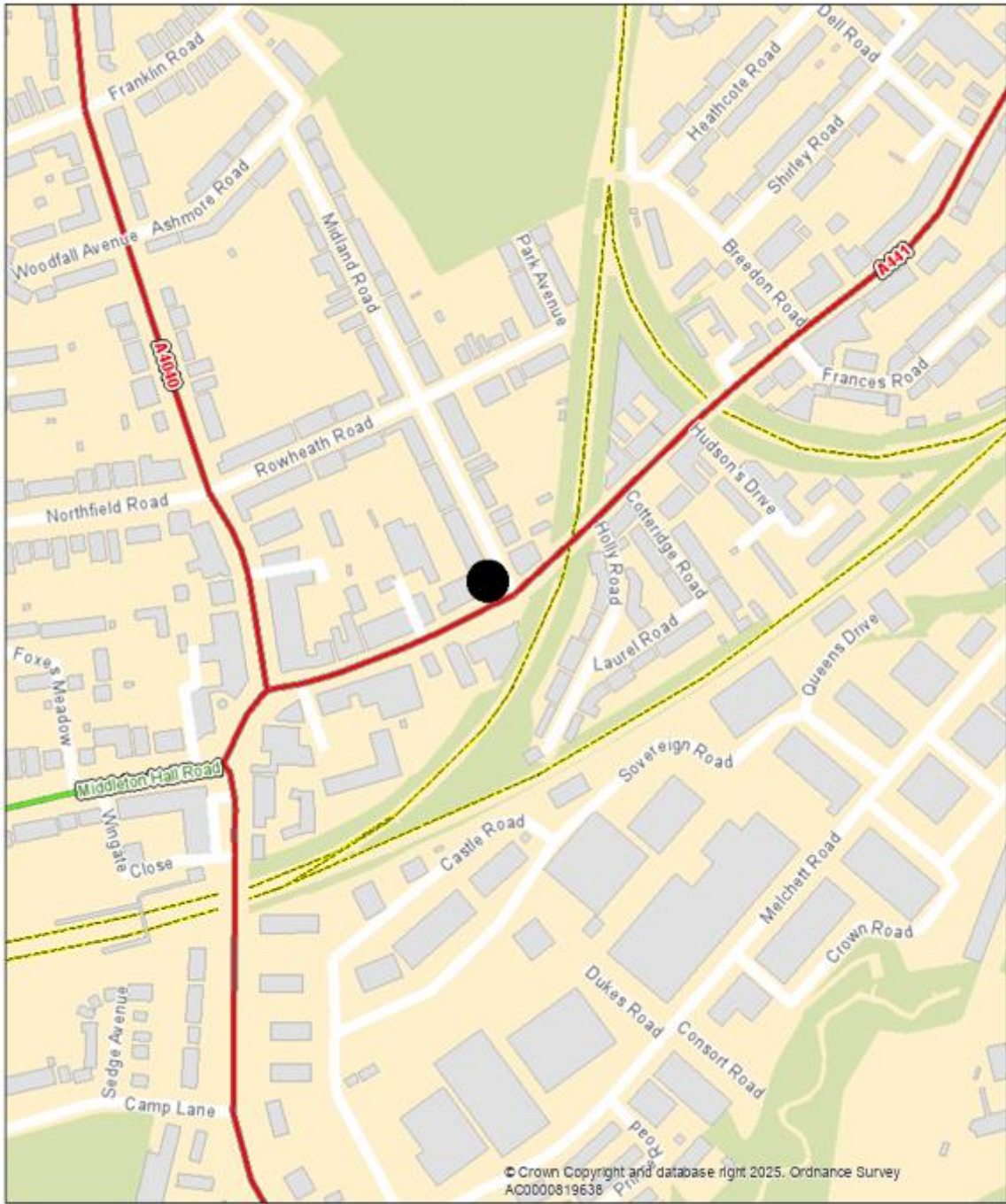
As you will see the conditions generally relate to measures already offered in the application but they have been worded in a manner which makes them more meaningful and enforceable.

| CONDITION ALREADY PUT FORWARD | PROPOSED REVISED CONDITION |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Customers will be encourage to leave quietly if required | Notices will be displayed in a prominent position asking customers to leave the premises quietly and to have consideration for our neighbours. |
| A refusals register must be kept at the Premises and maintained up to date at all times recording the date time, type of product refused, reasons for every refusal to sell alcohol to a customer and the name and signature of member of staff refusing the sale. The refusals record must be made available to an officer of a responsible authority upon request. | A refusals register must be kept at the Premises and maintained up to date at all times recording the date time, type of product refused, reasons for every refusal to sell alcohol to a customer and the name and signature of member of staff refusing the sale. The refusals record must be made available to an officer of a responsible authority upon request. The refusals register will be signed by the DPS every month, even when there are no refusals. |

Subject to your confirmation in writing that you agree to accept the attached conditions there will be no need for the Licensing Enforcement Team to make a representation regarding the application submitted.

If you wish to discuss the matter please don't hesitate to contact me.

Rav Jalaf
 Licensing Enforcement Officer



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