

# BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee B</b>
<b>Report of:</b>	<b>Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Tuesday 19<sup>th</sup> March 2019</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Grant</b>
<b>Premises:</b>	<b>Eden Manna Supermarket, 122 Frances Road, Cotteridge, Birmingham, B30 3DX</b>
<b>Ward affected:</b>	<b>Stirchley</b>
<b>Contact Officer:</b>	<b>Shaid Yasser, Senior Licensing Officer, 0121 303 9896, <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

### 1. Purpose of report:

To consider representations that have been made in respect of an application for a Premises Licence which seeks to permit the Sale of Alcohol (for consumption off the premises) to operate from 11:00am until 12:00midnight (Monday to Sunday).

Premises to remain open to the public from 06:00am until 12:00midnight (Monday to Sunday).

### 2. Recommendation:

To consider the representations that have been made and to determine the application.

### 3. Brief Summary of Report:

An application for a Premises Licence was received on 24<sup>th</sup> January 2019, in respect of Eden Manna Supermarket, 122 Frances Road, Cotteridge, Birmingham, B30 3DX.

Representations have been received from other persons.

### 4. Compliance Issues:

#### 4.1 Consistency with relevant Council Policies, Plans or Strategies:

The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.

<p><b>5. Relevant background/chronology of key events:</b></p> <p>Eden Manna Supermarkets Ltd applied on 24<sup>th</sup> January 2019 for the grant of a Premises Licence for Eden Manna Supermarket, 122 Frances Road, Cotteridge, Birmingham, B30 3DX.</p> <p>Representations have been received from other persons, which are attached at Appendices 1 &amp; 2.</p> <p>The application is attached at Appendix 3.</p> <p>Conditions have been agreed with Birmingham City Council Licensing Enforcement and the applicant, which are attached at Appendix 4.</p> <p>Site Location Plans at Appendix 5.</p> <p>When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003. The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are:-</p> <ul style="list-style-type: none"> <li>a. The prevention of crime and disorder;</li> <li>b. Public safety;</li> <li>c. The prevention of public nuisance; and</li> <li>d. The protection of children from harm.</li> </ul>
<p><b>6. List of background documents:</b></p> <p>Copies of the representations as detailed in Appendices 1 &amp; 2</p> <p>Application Form, Appendix 3</p> <p>Conditions agreed with Birmingham City Council Licensing Enforcement, Appendix 4</p> <p>Site Location Plans, Appendix 5</p>
<p><b>7. Options available</b></p> <p>To Grant the licence in accordance with the application.</p> <p>To Reject the application.</p> <p>To Grant the licence subject to conditions modified to such an extent as considered appropriate.</p> <p>Exclude from the licence any of the licensable activities to which the application relates.</p> <p>Refuse to specify a person in the licence as the premises supervisor.</p>

Entered  
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**From:**  
**Sent:** 31 January 2019 12:44  
**To:** Licensing  
**Cc:** Councillor Mary Locke  
**Subject:** Comment

Dear Licensing Department,  
I would like to please submit a comment regarding the following licensing application:

Stirchley  
Application Ref: 109687  
Type of Application: Premises  
Sub Type of Application: New Application  
Trading Name: Eden Manna Supermarket  
Type of Premises: CONVENIENCE STORE/OFF LICENCE  
Trading Address: 122 Frances Road, Cotteridge, Birmingham, B30 3DX  
Licence Application received on: 24/01/2019  
Last day for comments: 21/02/2019

I have considerable concern regarding the permitting of a license to sell alcohol from the above mentioned premise. I would like it to be noted that the premise is approximately 20 metres away from our school site. Unfortunately the school already has two 'vaping' shops and a massage parlour opposite it's main elevation and now to add an Off License would be completely inappropriate. I am especially concerned about the sale of alcohol before 5:30pm, which is the time until which we have primary aged children on the school site. I feel as if all of the social education we are giving to our children is undermined, every time they step out of school and see the array of shop fronts promoting unhealthy lifestyles. Another concern is that sometimes we have parents present on site to collect their children, when intoxicated. I fear that the close proximity of an Off License, especially in the summer months may encourage the drinking of alcohol before collecting children at the end of the day.

Please feel free to contact me or visit school if you would like further details. I also request that the school be informed when the license for 'Vape Lounge' and 'Urban Green' comes up for renewal, as I wish to lodge comments about these licenses continuing.

Yours Sincerely,

Cotteridge Primary School

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This email has been checked by the Birmingham Grid for Learning and every reasonable effort made to ensure that this message and any attachments contain no viruses.



**Birmingham City Council  
Councillor Mary Locke**

Labour  
Stirchley Ward  
Council House, Victoria Square  
Birmingham, B1 1BB

Our Ref: ML/4312/arf

15 February 2019

Chris Neville  
Acting Director of Licensing

Dear Chris

**Re: Eden Manna, 122 Francis Road, Cotteridge, Birmingham, B30 3DX**

I wish to make representation against a license application by Eden Manna, for a premises license to sell alcohol from the above property.

My objections revolve around the following principles;

- a) The area around the premises already has a terrible reputation for various levels of crime and disorder, much of this could be attributed to excess alcohol. The number of crimes within 100 meters of the premises, are within my submission and are screen shots of the Police UK website maps for this location for a period of July 2018 and December 2018.
- b) Within the same area, there have been a number of serious crimes recorded within the same period, antisocial behaviour right up to and including sexual assaults reported to police.
- c) Immediately opposite the premises is Cotteridge Primary School and the Head Teacher has already sent in an objection on behalf of the School, as they are in fear of intoxicated individuals attempting to gain access to the premises. Furthermore they feel that there is already an issue with some parents who already have a drink problem, along with numerous neighbours near the school premises.

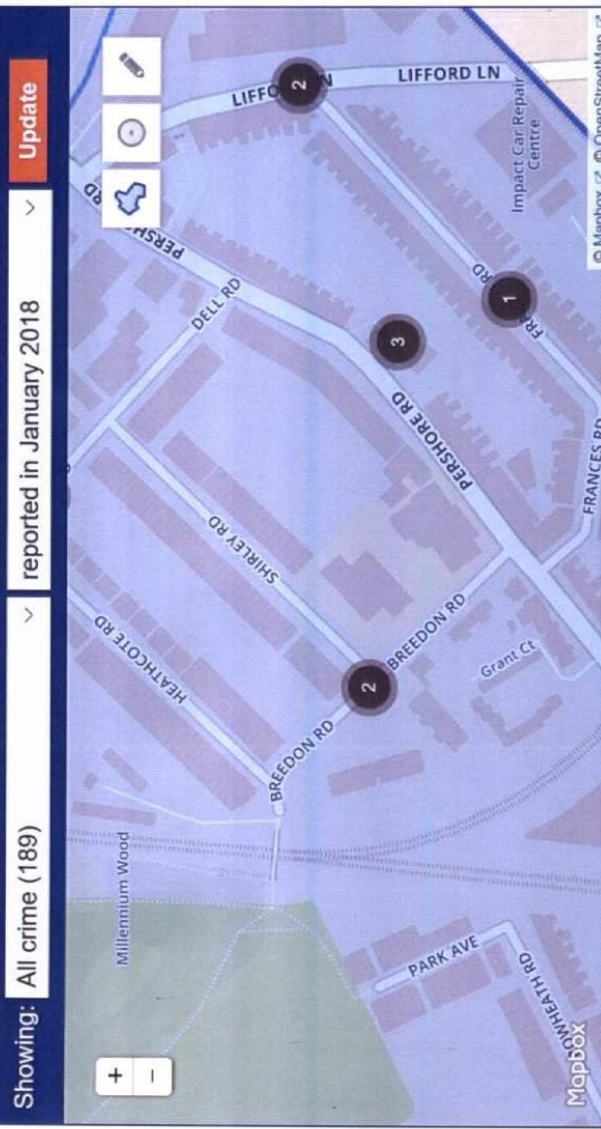
I would be grateful if you could indicate the date this license application would be heard.

Kindest regards

Yours sincerely

**Councillor Mary Locke  
Stirchley Ward**

Click on the dots on the map for information about individual crimes.



- [Policing team](#)
- [News and events](#)
- [Performance](#)
- [Community Payback](#)

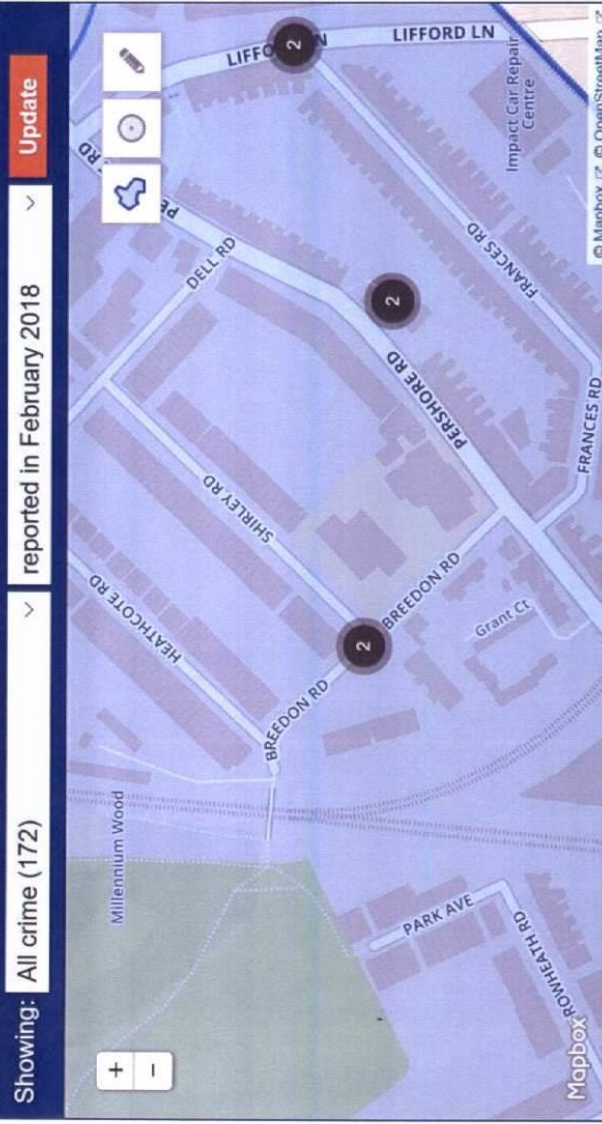
## Next steps

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- [Find out more about West Midlands Police's performance on HMIC's website](#)

Click on the dots on the map for information about individual crimes.



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[News and events](#)

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## Related pages

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Crime map for Bournvill

Urban Green Birmingham

https://www.police.uk/west-midlands/BW19/crime/2018-03/

Find your neighbourhood

Share this page

Menu

Showing: All crime (207)

reported in March 2018

Update

Mapbox

Mapbox © OpenStreetMap

Click on the dots on the map for information about individual crimes.

5

2

2

3

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Related pages

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[Find out more about West Midlands Police's performance on HMIC's website](#)

11:43

25/02/2019





























# WWW.Police.UK Figures for Postcode B30 3BH Neighbourhood

Month	Crimes Recorded	Type of Crime	Burglary	Violence & Sexual	Vehicle	Shop-Lifting	Anti social Behaviour	Criminal Damage	Drugs	Arson	Public Order	Theft frm Person	Robbery	Other crimes
Jan-18	8		1	2		2								3
Feb-18	6		1	1	1		1		1					1
Mar-18	12		1	3	5			1		1				1
Apr-18	13		3	3	3	1					1			2
May-18	10		3	3	1			1						2
Jun-18	9			5	2	1	1							
Jul-18	13		1	1	2		2	4			1	1		1
Aug-18	8		1	2	1		2						2	
Sep-18	8		1	4	1	1	1							
Oct-18	6		1	1			1						1	2
Nov-18	8			3			1	2						2
Dec-18	13		4	5	1						1			2



**Birmingham**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[licensingonline@birmingham.gov.uk](mailto:licensingonline@birmingham.gov.uk)  
 Telephone: 0121 303 9896

\* 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. **BCC**

**Applicant Details**

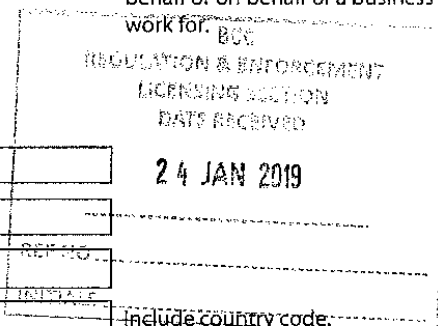
\* First name

\* Family name

\* E-mail

Main telephone number

Other telephone number



Include country code:

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

Is the applicant:

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

☐ Applying as an individual

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

**Applicant Business**

Is the applicant's business registered in the UK with Companies House? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

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

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

**Continued from previous page...**

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

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

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

☐ A private individual acting as an agent

**Agent Business**

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

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

Home country

The country where the headquarters of your business is located.

**Agent Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 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

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)



<b>Section 3 of 21</b>	
<b>APPLICATION DETAILS</b>	
In what capacity are you applying for the premises licence?	
<input type="checkbox"/> An individual or individuals <input checked="" type="checkbox"/> A limited company / limited liability partnership <input type="checkbox"/> A partnership (other than limited liability) <input type="checkbox"/> An unincorporated association <input type="checkbox"/> Other (for example a statutory corporation) <input type="checkbox"/> A recognised club <input type="checkbox"/> A charity <input type="checkbox"/> The proprietor of an educational establishment <input type="checkbox"/> A health service body <input type="checkbox"/> A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales <input type="checkbox"/> 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 <input type="checkbox"/> The chief officer of police of a police force in England and Wales	
<b>Confirm The Following</b>	
<input checked="" type="checkbox"/> I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities <input type="checkbox"/> I am making the application pursuant to a statutory function <input type="checkbox"/> I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative	
<b>Section 4 of 21</b>	
<b>NON INDIVIDUAL APPLICANTS</b>	
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.	
<b>Non Individual Applicant's Name</b>	
Name	Eden Manna Supermarket LTD
<b>Details</b>	
Registered number (where applicable)	10889489
Description of applicant (for example partnership, company, unincorporated association etc)	

Continued from previous page...

Private Limited Company

**Address**

Building number or name   
Street   
District   
City or town   
County or administrative area   
Postcode   
Country

**Contact Details**

E-mail   
Telephone number   
Other telephone number   
\* Date of birth  /  /   
dd mm yyyy

\* Nationality

Documents that demonstrate entitlement to work in the UK

**Section 5 of 21**

**OPERATING SCHEDULE**

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

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

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

The premises is a convenient store located on the corner of Frances Road which is a mainly residential area. The shop is open plan and will sell a variety of everyday convenience products as well as alcohol and cigarettes. Alcohol will only be sold for off the premises consumption with no provided place for consumption.

<p><b>Continued from previous page...</b></p> <p>If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend</p> <div style="border: 1px solid black; width: 100px; height: 20px; margin-left: 100px;"></div>
<b>Section 6 of 21</b>
<b>PROVISION OF PLAYS</b>
<p>See guidance on regulated entertainment</p> <p>Will you be providing plays?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<b>Section 7 of 21</b>
<b>PROVISION OF FILMS</b>
<p>See guidance on regulated entertainment</p> <p>Will you be providing films?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<b>Section 8 of 21</b>
<b>PROVISION OF INDOOR SPORTING EVENTS</b>
<p>See guidance on regulated entertainment</p> <p>Will you be providing indoor sporting events?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<b>Section 9 of 21</b>
<b>PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS</b>
<p>See guidance on regulated entertainment</p> <p>Will you be providing boxing or wrestling entertainments?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<b>Section 10 of 21</b>
<b>PROVISION OF LIVE MUSIC</b>
<p>See guidance on regulated entertainment</p> <p>Will you be providing live music?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<b>Section 11 of 21</b>
<b>PROVISION OF RECORDED MUSIC</b>
<p>See guidance on regulated entertainment</p> <p>Will you be providing recorded music?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
<b>Section 12 of 21</b>
<b>PROVISION OF PERFORMANCES OF DANCE</b>
<p>See guidance on regulated entertainment</p> <p>Will you be providing performances of dance?</p>

Continued from previous page...

**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?

☐ Yes

☒ No

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

☐ Yes

☒ No

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

☒ Yes

☐ No

**Standard Days And Timings**

**MONDAY**

Start

End

Start

End

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

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

Start

End

Start

End

**THURSDAY**

Start

End

Start

End

**FRIDAY**

Start

End

Start

End

**SATURDAY**

Start

End

Start

End



Continued from previous page...

SUNDAY

Start 11:00

End 00:00

Start

End

Will the sale of alcohol be for consumption:

☐ On the premises ☒ Off the premises ☐ Both

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

State any seasonal variations

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

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

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

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

**Name**

First name Boniface

Family name NYEPANGO LUMUMBA

Date of birth  
dd mm yyyy

Continued from previous page...

**Enter the contact's address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>
Personal Licence number (if known)	<input type="text" value="10853"/>
Issuing licensing authority (if known)	<input type="text" value="Birmingham"/>

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

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

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

Reference number for consent form (if known)

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

**Section 16 of 21**

**ADULT ENTERTAINMENT**

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

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

NONE

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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

Continued from previous page...

TUESDAY

Start  End

Start  End

WEDNESDAY

Start  End

Start  End

THURSDAY

Start  End

Start  End

FRIDAY

Start  End

Start  End

SATURDAY

Start  End

Start  End

SUNDAY

Start  End

Start  End

State any seasonal variations

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

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

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

**Section 18 of 21**

**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)

*Continued from previous page...*

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

EFFECTIVE ONGOING TRAINING OF ALL MEMBERS OF STAFF TO UNDERSTAND AND PROMOTE THE LICENSING OBJECTIVES AND WORK WITH IN THE CONDITIONS SET BY THE PREMISES LICENCE.

b) The prevention of crime and disorder

CCTV WILL BE IN OPERATION IN ALL AREAS OF THE SHOP. THE CCTV SYSTEM WILL RECORD AT ALL TIMES THAT THE PREMISES ARE OPEN FOR LICENSABLE ACTIVITIES.  
RECORDINGS WILL BE STORED FOR A MINIMUM OF 31 DAYS AND IMAGES WILL BE PROVIDED TO THE POLICE UPON REQUEST WITH THE MINIMUM OF DELAY.  
THERE WILL ALWAYS BE A MEMBER OF STAFF PRESENT WHILST THE PREMISES IS OPEN TO THE PUBLIC WHO IS CONVERSANT WITH THE CCTV SYSTEM AND ABLE TO DOWNLOAD IMAGES ON REQUEST FOR THE POLICE.  
AN INCIDENT LOG WILL BE KEPT AT THE PREMISES AND WILL RECORD ANY INCIDENTS OF CRIME OR DISORDER. THIS LOG WILL ALSO RECORD ANY REFUSALS OF SALE. THE LOG WILL BE AVAILABLE FOR INSPECTION ON REQUEST BY A POLICE OFFICER OR OTHER RESPONSIBLE AUTHORITY.

c) Public safety

CCTV WILL BE IN OPERATION IN ALL PUBLIC AREAS INC ENTRANCES AND EXITS  
EXTERNAL LIGHTING WILL BE ON DURING OPERATIONAL HOURS

d) The prevention of public nuisance

STAFF WILL ENSURE NO CUSTOMERS LOITER OUTSIDE OF THE PREMISES

e) The protection of children from harm

A CHALLENGE 25 PROOF OF AGE SCHEME WILL BE IN OPERATION AT THE PREMISES WHERE THE ONLY FORMS OF ACCEPTABLE ID WILL BE A PASSPORT, PHOTO DRIVING LICENCE OR PROOF OF AGE CARD WITH THE HOLOGRAPHIC LOGO.  
THERE WILL BE A "No ID, No Sale" POLICY AT ALL TIMES FOR PEOPLE WHO LOOK UNDER 25.  
ALL STAFF WILL RECEIVE TRAINING ON THIS POLICY AND TRAINING RECORDS WILL BE KEPT FOR INSPECTION IF REQUESTED BY THE POLICE OR OTHER RESPONSIBLE AUTHORITY

#### **Section 19 of 21**

#### **NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**



*Continued from previous page...*

**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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

**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 **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **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.
- 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.

*Continued from previous page...*

- 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 of 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 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, 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.

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.

## **Section 20 of 21**

### **NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

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.

## 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



*Continued from previous page...*

[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

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**

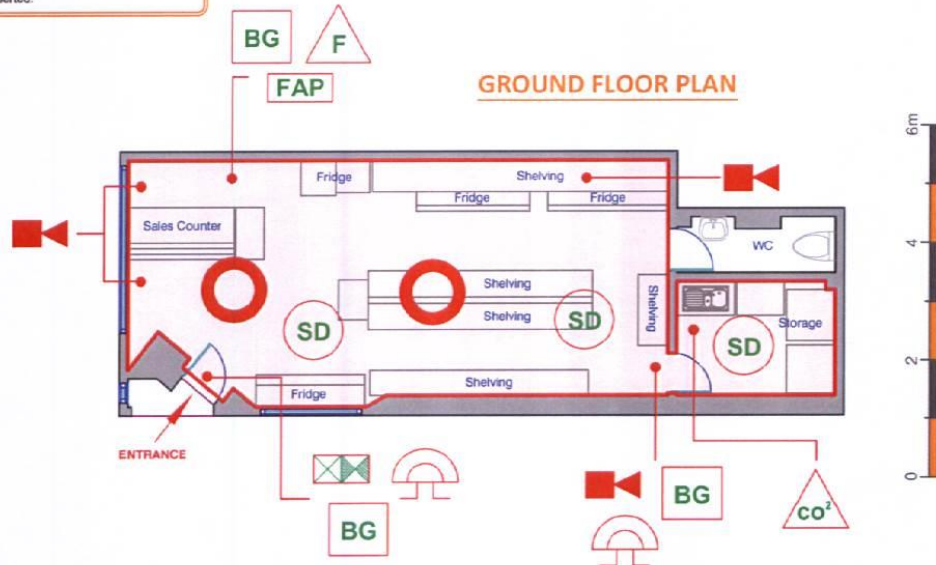
**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT 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**

**Notes:**  
This drawings have been produced to the standards set out within the Licensing Act 2003.

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**IF IN ANY DOUBT PLEASE ASK.**

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#### SYMBOLS KEY:

	: Emergency Lighting Point		: Fire Extinguisher - Foam
	: Exit Sign Internally, Illuminated		: Sounder
	: Smoke Detector		: Fire Alarm Panel
	: CCTV		: Break Glass
	: Fire Extinguisher - CO2		: Licensed Area

**Licensed Floor Area**  
Licensed Ground Floor Area: 41.41ms

**Total Licensed Floor Area: 41.41ms**

<b>Drawing No:</b> 004110	<b>Drawing Title:</b> Ground Floor Plan	<b>Property:</b> 122 Frances Road, Birmingham, B30 3DX	<b>Date:</b> 15/01/2019	<b>Sheet:</b> 1 of 1
<b>UK Surveyors Ltd</b> CAD Drafting - Planning - Building Regulations - Building Surveying - Alcohol Licensing			<b>Freephone:</b> 0800 168 9059 <b>Head Office:</b> 01889 220 880 enquiries@uksurveyors.net www.uksurveyors.net	
			<b>Drawn By:</b> OH	<b>Scale:</b> 1:100 @ A4

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**From:** Teresa Wilding  
**Sent:** 12 February 2019 18:12  
**To:** Licensing  
**Cc:**  
**Subject:** FW: Premises Licence Application - 122 Frances Road, Birmingham, B30 3DX  
**Attachments:** Eden Manna Cotteridge.doc

Please see email below the attached conditions have been agreed with the applicant – conformation below.

Regards

Teresa Wilding  
Licensing Enforcement Officer

Birmingham City Council Licensing  
Ashted Lock,  
Building 1-3, Ground Floor,  
Birmingham Science Park Aston,  
Dartmouth Middleway,  
Aston,  
Birmingham,  
B7 4AZ

For information regarding the various licences issues please go to [www.birmingham.gov.uk/licensing](http://www.birmingham.gov.uk/licensing)

For information on Birmingham Licensed premises including licensed hours, activities and conditions go to <http://publicregister.birmingham.gov.uk>

Locally accountable and responsive fair regulation for all - achieving a safe, healthy, clean, green and fair trading city for residents, business and visitors.  
Follow us on Twitter @BCCLicensing

**From:** Anthony Gregson [  
**Sent:** Tuesday, February 12, 2019 4:50 PM  
**To:** Teresa Wilding  
**Subject:** RE: Premises Licence Application - 122 Frances Road, Birmingham, B30 3DX

Hi Teresa,

I have tried to call a couple of times, I have spoken with our client and he is more than happy to accept those conditions.

Regards



**Anthony Gregson.**  
Director of Courses



*Fast Track Personal Alcohol Licence Training Courses*

**From:** Teresa Wilding <  
**Sent:** 07 February 2019 15:01  
**To:** Anthony Gregson  
**Cc:** Licensing <  
**Subject:** Re: Premises Licence Application - 122 Frances Road, Birmingham, B30 3DX

Dear Mr Gregson,

In considering the application submitted the Licensing Enforcement Team has applied the tests of necessity and reasonableness in order to promote the four licensing objectives and I have attached a list of conditions which the Licensing Enforcement Team will require the applicant to accept as conditions attached to the premises licence. A number of these condition have been expanded and similar to the measurers already offered in your application but given the premises is directly opposite a primary school (Cotteridge Primary School) I have expanded on the measures to promote the protection of children.

Please see required conditions attached.

Subject to you as the agent for the applicant confirming in writing your agreement to accept the attached conditions there will be no need to the Licensing Enforcement Team to make a representation regarding the application submitted.

Please do not hesitate to contact me should you wish to discuss any of the attached conditions or the wording.

Yours sincerely,

Teresa Wilding  
Licensing Enforcement Officer

Birmingham City Council Licensing  
Ashted Lock,  
Building 1-3, Ground Floor,  
Birmingham Science Park Aston,  
Dartmouth Middleway,  
Aston,  
Birmingham,  
B7 4AZ



### **General**

The premises licence holder will ensure all members of staff with the exception of personal licence holders receive training regarding the:-

- Four licensing principles contained in the Licensing Act 2003;
- The law regarding sales of alcohol;
- Protection of children from harm and this must include
  - Challenge 25 and how to competently check customers' identification where necessary.

Training records must be maintained at the premises for each member of staff evidencing the training provided and made available for inspection by any Responsible Authority on request.

No members of staff will be permitted to sell alcohol until such time as they have successfully completed the required training.

The premises licence holder will ensure that ongoing staff refresher training is conducted every six months highlighting the importance of making sure people under 18 years are not able to obtain access to alcohol.

All spirits exposed for sale with the exception of spirit mixtures must be displayed behind the counter and supervised at all times

No alcohol will be displayed in the vicinity of the entrance door and all alcohol displayed for sale must be displayed in an area which is clearly visible to members of staff standing behind the counter.

The premises licence holder will not display any posters to promote or advertise alcohol sales in the premises window on Pershore Road (opposite Cotteridge Primary School).

The premises licence holder will not use any 'A' boards or similar street signage to advertise alcohol.

### **Crime and disorder**

A CCTV system will be operational in the premises and will record at all times when the premises are open to members of the public.

The images recorded by the CCTV system must be retained in unedited form for a period of not less than 31 days and will be downloaded and made available to any Responsible Authority upon request

The CCTV system will display the correct date and time on all recordings (taking account of GMT and BST).

The premises licence holder will ensure a member of staff trained person in the use of and operation of the CCTV system will be present at the premises at all times when it is open to members of the public. This person will be able to fully operate the CCTV system and will be able to download any images requested by any Responsible Authority.

The premises licence holder will maintain an incident recording system and will record any incidents occurring inside, or immediately outside the premises which they believe negatively impacts on any of the licensing objectives.

### **Public Safety**

No suggested changes

### **Public nuisance**

A notice must be prominently displayed in the premises requesting that customers respect the needs of local residents and other businesses in the vicinity and to leave the premises quietly.

The premises licence holder will maintain the area outside the premises in a clean and tidy manner.

### **Protection of Children from Harm**

The premises will operate a strict Challenge 25 age verification policy – **No ID - No Sale**

The premises licence holder will implement and operate a Challenge 25 age verification policy to prevent the sale or supply of alcohol to persons under 18 years of age. The policy must specify the only accepted forms of identification shall be a:-

- photographic driving licence;
- valid passport;
- military identification;
- other recognised forms of photographic identification incorporating the PASS logo; or
- any other form of identification approved by the Secretary of State

A copy of a written age verification policy (challenge 25) must be signed by all members of staff to confirm they have read and understand the policy. The signed copy must be maintained at the premises and available for inspection by any Responsible Authority on request.

The premises licence holder will maintain a refusals book (or refusal button on EPOS – Electronic Point of Sale) on the premises and ensure it is completed whenever a sale is refused to a person who cannot prove they are over the age of 18. The refusal book or record of till recorded refusals must be made available to any Responsible Authority on request.

Notices must be displayed at the premises and clearly visible to customers informing them that a Challenge 25 age verification policy is in operation at the premises.

The premises licence holder will maintain a refusals register (or refusal button on EPOS – Electronic Point of Sale) on the premises and ensure it is completed whenever a sale is refused to a person who cannot prove they are over the age of 18.

The refusal register or record of till recorded refusals must be maintained at the premises and made available for inspection by any Responsible Authority on request.



**Birmingham City Council**

Map Created By:

Notes

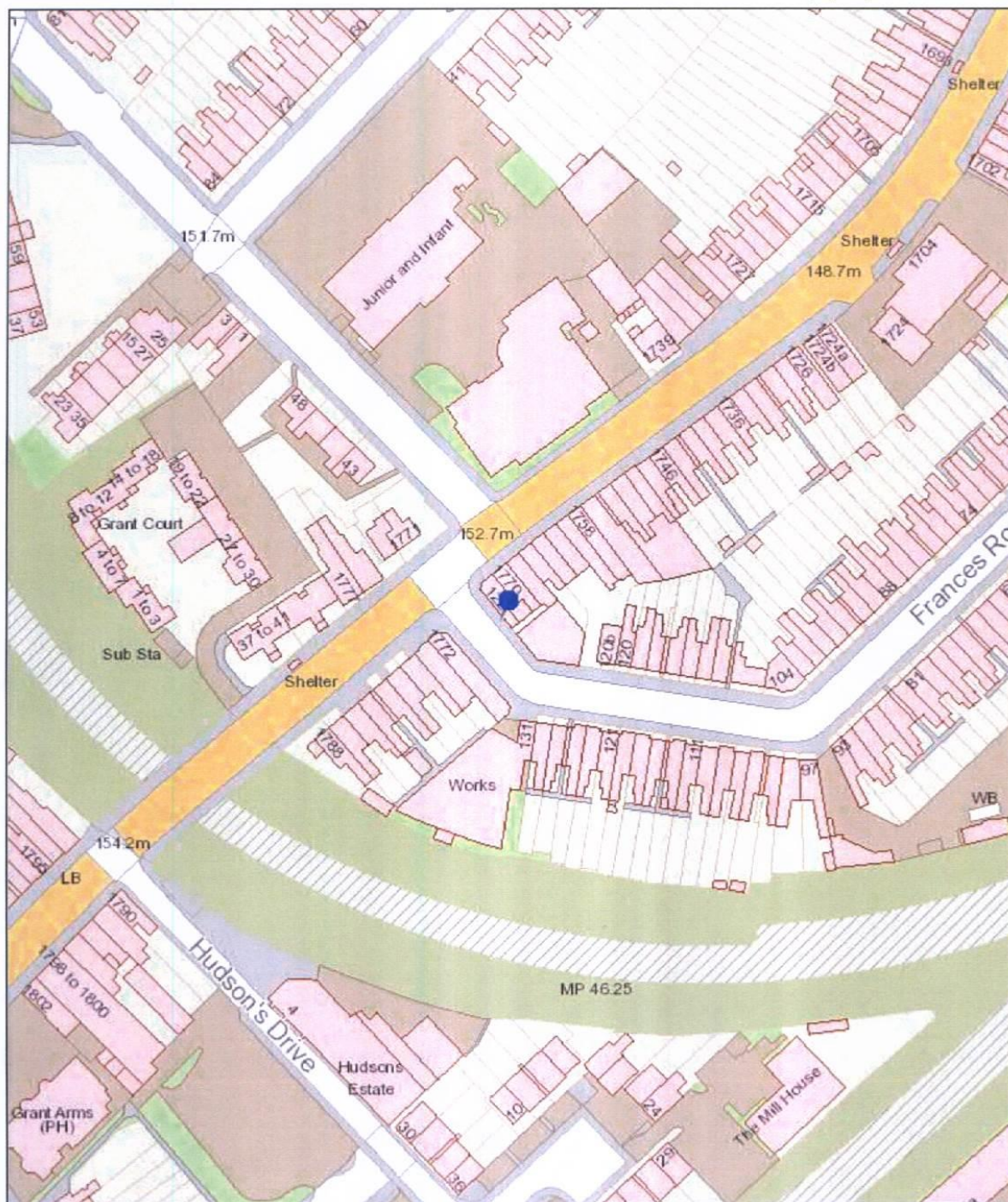
Date of Map Creation: 11/02/2019



Scale:  
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**Birmingham City Council** Map Created By:

Date of Map Creation: 11/02/2019

**Notes**



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