

# BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee B</b>
<b>Report of:</b>	<b>Acting Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Tuesday 21<sup>st</sup> June 2016</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Grant</b>
<b>Premises:</b>	<b>Cloud Nine, 76 Gooch Street North, Birmingham, B5 6QU</b>
<b>Ward affected:</b>	<b>Nechells</b>
<b>Contact Officer:</b>	<b>David Kennedy, Principal Licensing Officer, 0121 303 9896, <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

### **1. Purpose of report:**

To consider relevant representations that have been made in respect of an application for a Premises Licence which seeks to permit the provision of Regulated Entertainment consisting of boxing or wrestling entertainment, live music, recorded music and performances of dance, to operate indoors only, from 11:00am until 01:00am (Monday to Thursday) and 11:00am until 02:00am (Friday to Sunday).

To permit the provision of Late Night Refreshment to operate from 11:00pm until 01:00am (Monday to Thursday) and 11:00pm until 02:00am (Friday to Sunday).

Premises to remain open to the public from 11:00am until 01:00am (Monday to Thursday) and 11:00am until 02:00am (Friday 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 29<sup>th</sup> April 2016 in respect of Cloud Nine, 76 Gooch Street North, Birmingham, B5 6QU.

Representations have been received from West Midlands Police and Planning, as responsible authorities.

### **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>Mohammed Malik applied on 29<sup>th</sup> April 2016 for the grant of a Premises Licence for Cloud Nine, 76 Gooch Street North, Birmingham, B5 6QU.</p> <p>A representation has been received from West Midlands Police, as a responsible authority. See Appendix 1.</p> <p>A representation has been received from Planning, as a responsible authority. See Appendix 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>Copy 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>

## Appendix 1

**From:** Ben Reader  
**Sent:** 27 May 2016 14:55  
**To:** Licensing; David Kennedy  
**Cc:**  
**Subject:** Cloud Nine

Licensing,

Reference licence application for Cloud Nine, 76 Gooch Street North, Birmingham B5 6QU

West Midlands Police object to the above premises licence.

The applicant has been negotiating conditions with BCC and has stated that –

*'Regarding door staff, we are not busy on a regular basis, however all our staff are trained to conduct a check on any suspicious customers. We are financially not in the position to have a door staff at the moment on regular basis, being early days - could this be taken into consideration or is there anything we can do to train our current staff to support this role on a regular basis? Once we are financially stable and are more busy we would have regular door staff as a standard procedure between the hours of 10pm and closing'*

This is of concern as it is using financial grounds to reach a decision which would impact upon the licensing objectives (namely the prevention of crime and disorder)

WMP are awaiting risk assessments and operating manuals to fully understand the risk that this premises presents before determining whether the conditions suggested are proportionate and appropriate to promote the licensing objectives.

Thank you

Ben

**Police Constable 2413 Ben Reader**  
**Licensing Department**  
**Birmingham West & Central Local Policing Unit**  
Birmingham Central Station,  
Steelhouse Lane,  
Birmingham,  
B4 6NW

**Preventing crime, protecting the public and helping those in need**

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Entered  
RV

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**From:** Joanne McCallion  
**Sent:** 19 May 2016 11:20  
**To:** Licensing  
**Cc:**  
**Subject:** 2016/001699/ENQ 76 Gooch Street North Representation

Dear Sir/Madam,

As a representative of the responsible authority (Planning) I would like to raise a representation to the licence application for 76 Gooch Street North on the grounds of public nuisance. I am concerned regarding the proposed hours of operation to 2am Fridays, Saturdays and Sundays and to 1am Monday to Thursday. These hours of operation are likely to negatively impact nearby residents in terms of noise and disturbance both from regulated entertainment and comings and goings. There is a requirement that shisha lounges have an 'open element' at all times in order to comply with the Public Health Act and this exacerbates noise issues.

I would like to bring to your attention that 76 Gooch Street North does not benefit from planning permission to operate as a shisha lounge but only a restaurant. The approved hours of use on planning application reference 2014/07192/PA are 11:00 to 23:30 on any day.

Subsequently a further application was made to extend the hours of operation from 11:00 to 01:00 Mondays to Thursdays and 11:00 – 02:00 Fridays to Sunday planning application 2014/07192/PA reference . This was refused on the grounds that the proposed extension in opening hours would adversely affect the amenity of occupiers or dwellings/businesses in the vicinity by reason of noise and general disturbance. As such, the proposal would be contrary to Paragraphs 3.8, 3.10 & 8.7 of the Birmingham UDP 2005 and the National Planning Policy Framework 2012.

It is also noted there has been a recent approval (planning application reference 2015/10323/PA) for 141 residential apartments directly opposite the application site therefore public nuisance in the form of noise and disturbance is a significant concern.

Kind Regards

Joanne McCallion MRTPI | Senior Planning Officer | Planning and Regeneration | City Centre Team



## Appendix 3



**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 19

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

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

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

Are you an agent acting on behalf of the applicant?

☐ Yes ☒ No

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

### Applicant Details

\* First name

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

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

Are you:

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

☐ Applying as an individual

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

### Applicant Business

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

\* Is your business registered outside the UK? ☐ Yes ☒ No

\* 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.

**Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

**Section 2 of 19**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

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

☒ Address    ☐ OS map reference    ☐ Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

**Section 3 of 19****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

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

**Confirm The Following**

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

**Section 4 of 19****INDIVIDUAL APPLICANT DETAILS****Applicant Name**

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

☒ Yes

☐ No

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

First name

Mohammed

Family name

Malik

Is the applicant 18 years of age or older?

☒ Yes

☐ No

Continued from previous page...

### Applicant Postal Address

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

☐ Yes

☒ No

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

Building number or name	<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"/>

### Applicant Contact Details

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

☒ Yes

☐ No

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

E-mail	<input type="text"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

[Add another applicant](#)

## Section 5 of 19

### OPERATING SCHEDULE

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

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

Provide a general description of the premises

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

The current business is a restaurant, dessert lounge. We would like to host events and late night entertainment and offer late night refreshments to grow our business as currently we are struggling with the current audience and serving hours.



*Continued from previous page...*

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

**Section 6 of 19**

**PROVISION OF PLAYS**

Will you be providing plays?

☐ Yes

☒ No

**Section 7 of 19**

**PROVISION OF FILMS**

Will you be providing films?

☐ Yes

☒ No

**Section 8 of 19**

**PROVISION OF INDOOR SPORTING EVENTS**

Will you be providing indoor sporting events?

☐ Yes

☒ No

**Section 9 of 19**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

Will you be providing boxing or wrestling entertainments?

☒ Yes

☐ No

**Standard Days And Timings**

**MONDAY**

Start

End

Start

End

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

Start

End

Start

End

**THURSDAY**

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...

FRIDAY

Start 11:00

End 02:00

Start

End

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 02:00

Start

End

Will the boxing or wrestling entertainment take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

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

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

We would like to play the boxing or wrestling matches as they come on and played on Sky sports. This is very popular with the younger crowd. The boxing/wrestling matches are played on sky sports, and we would only want to show the bigger fights that people are interested in. This would be on an adhoc basis whenever there is a big fight and could only be 6 times a year on random days and times depending on the country the fight is taking place in. This would help broaden our current market and try and gain us a broader audience.

State any seasonal variations for boxing and wrestling entertainment

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 boxing or wrestling entertainment 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 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

☒ Yes

☐ No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 11:00

End 01:00

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

End

TUESDAY

Start 11:00

End 01:00

Start

End

WEDNESDAY

Start 11:00

End 01:00

Start

End

THURSDAY

Start 11:00

End 01:00

Start

End

FRIDAY

Start 11:00

End 02:00

Start

End

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 02:00

Start

End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

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

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

Music will be amplified but too a level where our customers are still able to talk and enjoy the atmosphere. We also want to  
have live performances as we have a great venue for performances such as comedy shows, magic shows and other live  
performances. This will be adhoc on special events. Again we have seen a lot of interest in other similar businesses in the  
area and we would like to open up to a different market and broaden our customer base. I believe having the ability to play  
shows and performances will attract an audience and we would be able to manage this with our highly trained staff and  
security.

State any seasonal variations for the performance of live music

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

Continued from previous page...

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

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

--

**Section 11 of 19**

**PROVISION OF RECORDED MUSIC**

Will you be providing recorded music?

☒ 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 02:00

Start

End

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

☒ Indoors

☐ Outdoors

☐ Both

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

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

playing amplified music but at a background level to allow our customers to talk and enjoy the atmosphere. We have implemented a speaker system and sound limiter and have also been advised by an independent noise assessor we are able to play amplified music to up to 86db, we have implemented all the right equipment to ensure we would remain within this. Our customers enjoy music and have requested that we play this, I believe this is very important to run a successful business of this nature.

State any seasonal variations for playing recorded music

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

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

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

## Section 12 of 19

### PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

☒ Yes

☐ No

#### Standard Days And Timings

MONDAY

Start 11:00

End 01:00

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 11:00

End 01:00

Start

End

Continued from previous page...

WEDNESDAY

Start 11:00

End 01:00

Start

End

THURSDAY

Start 11:00

End 01:00

Start

End

FRIDAY

Start 11:00

End 02:00

Start

End

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 02:00

Start

End

Will the performance of dance take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

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

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

On event nights we would like to have dancers for performances and to support the entertainment for the evening. This would be on an adhoc basis when we have events like birthday parties or dinner and dances. This again broadens our market, allowing us to target a broader audience which is needed.

State any seasonal variations for the performance of dance

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 performance of dance at different times from those listed in the column on the left, list below

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

Continued from previous page...

**Section 13 of 19**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes

☒ No

**Section 14 of 19**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

☒ 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

**SUNDAY**

Start

End

Start

End

*Continued from previous page...*

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

☒ Indoors                      ☐ Outdoors                      ☐ Both

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

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

to allow us to continue to sell hot food and refreshments after 11pm, this is currently becoming a challenge as we are now seeing a later customer base and this would help us to succeed as a business. we want to expand and have a wider variety of food, desserts and hot drinks available at all times.

State any seasonal variations

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

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

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

#### **Section 15 of 19**

##### **SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

☐ Yes                      ☒ No

##### **PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

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

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

Reference number for consent form (if known)

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

#### **Section 16 of 19**

##### **ADULT ENTERTAINMENT**



*Continued from previous page...*

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.

n/a

## Section 17 of 19

### 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.

##### 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.

*Continued from previous page...*

we will only be holding events (live performances) on the weekend. We would like to sell hot food and refreshments every night and also like the provision of playing amplified music to a level where our customers can talk and enjoy the atmosphere every day. The boxing and wrestling matches will be playing on the TV's and again on an adhoc basis whenever there is a match on.

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 19

### LICENSING OBJECTIVES

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

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

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

- we will ensure that we work with the local neighbours (the pub and karaoke bar) to minimize noise and disruption to the community.
- we are working with the car park across the road to ensure our customers all park their vehicles in the car park
- this will also increase business for the local shops and pubs as we do not sell alcohol and our customers if wanting to enjoy their evening will go to the local pubs and shops.
- we have a noise limiter and audio devices to ensure we can control the level of amplified music to ensure we are not disturbing the neighbors (this has been checked)

b) The prevention of crime and disorder

we have implemented a full CCTV camera system inside and outside the premises and would report any usual activities to the police and can provide video footage.  
we also have a strict security policy on weekends, where we allow no caps, trainers or hoodies and we are also searching any individuals that look suspicious

c) Public safety

- we have a security cameras all over the premises, inside and out
- we have a security team every weekend who come and watch the doors to ensure our customers are safe
- we have security cameras outside to ensure the public are safe and we also have a sign to say the CCTV cameras are working

d) The prevention of public nuisance

- we have placed notices inside and on the door of our property advising our customers to be courteous to our neighbors.

e) The protection of children from harm

- we do not have any children in the business, and we are over 18's only

Continued from previous page...

## Section 19 of 19

### PAYMENT DETAILS

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

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

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

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

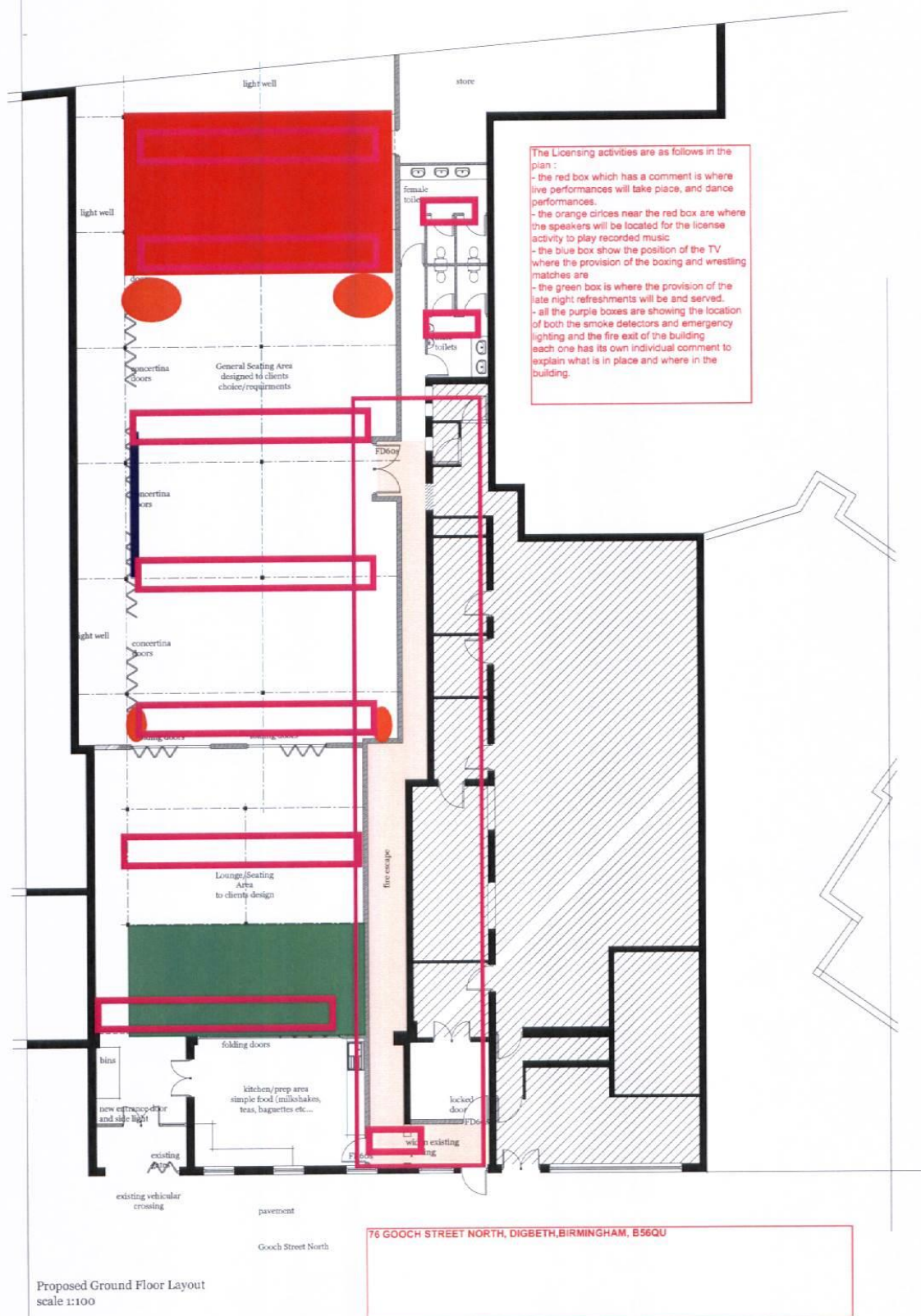
190.00

### ATTACHMENTS

#### AUTHORITY POSTAL ADDRESS

##### 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" value="United Kingdom"/>



## **Appendix 4**

Conditions agreed with Cloud 9

I have looked at the operating schedule for the above premises and recommend that the licence be subject to the following conditions:

- 1) Alcohol will not be permitted to be drunk on the premises, or brought onto the premises
- 2) If staff believe that customers have alcohol in their possession they will be asked to submit to a search. If they decline or are found to be in possession of alcohol they will be refused entry or asked to leave the premises.
- 3) A record of all searches will be kept at the premises and produced to Officers on request
- 4) A refusal of entry log will be kept at the premises and produced to Officers on request
- 5) Door supervisors will be on duty at the premises on Friday and Saturday nights between the hours of 22:00 and closing. Also at any times that the Premises holds a Special Event
- 6) Door Supervisors will wear High Visibility Jackets
- 7) Door Supervisors will wear their SIA badge in a position where it can clearly be seen
- 8) Door Supervisors will sign in and out of a register at the start and finish of each shift. The register must be kept on the premises and produced to Officers on request
- 9) A Profile for each Door supervisor must be kept at the premises and be available for inspection by Officers on request. The profile must contain:
  - A copy of the Door Supervisors SIA Badge
  - Photographic ID (Passport or DVLA Licence)
  - Proof of address dated within the last 6 months (Utility Bill or DVLA)Profiles must be kept at the premises for 6 months from the date of the Door Supervisors last shift.
- 10) No one under the age of 18 is permitted on the premises after 18:00 hours
- 11) Challenge 25 will be promoted at the premises. Staff will be trained in Challenge 25 and signage will be displayed
- 12) Any person attempting to enter the premises, or make a purchase from the premises, will be asked to prove they are over 18 if they look under 25.
- 13) The only forms of Identification which will be accepted are Passport or DVLA Licence
- 14) A record of all refusals will be kept in the refusals log.
- 15) The premises will have a working CCTV system consisting of a minimum of 20 cameras. The system will be recording at all times when the premises is open for business. Images must be made available to Officers on request.

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**From:** Mohammed Kamran  
**Sent:** Friday, May 27, 2016 1:09 PM  
**To:** Doug Wright  
**Subject:** Re: Cloud Nine - Application for the grant of a premises licence

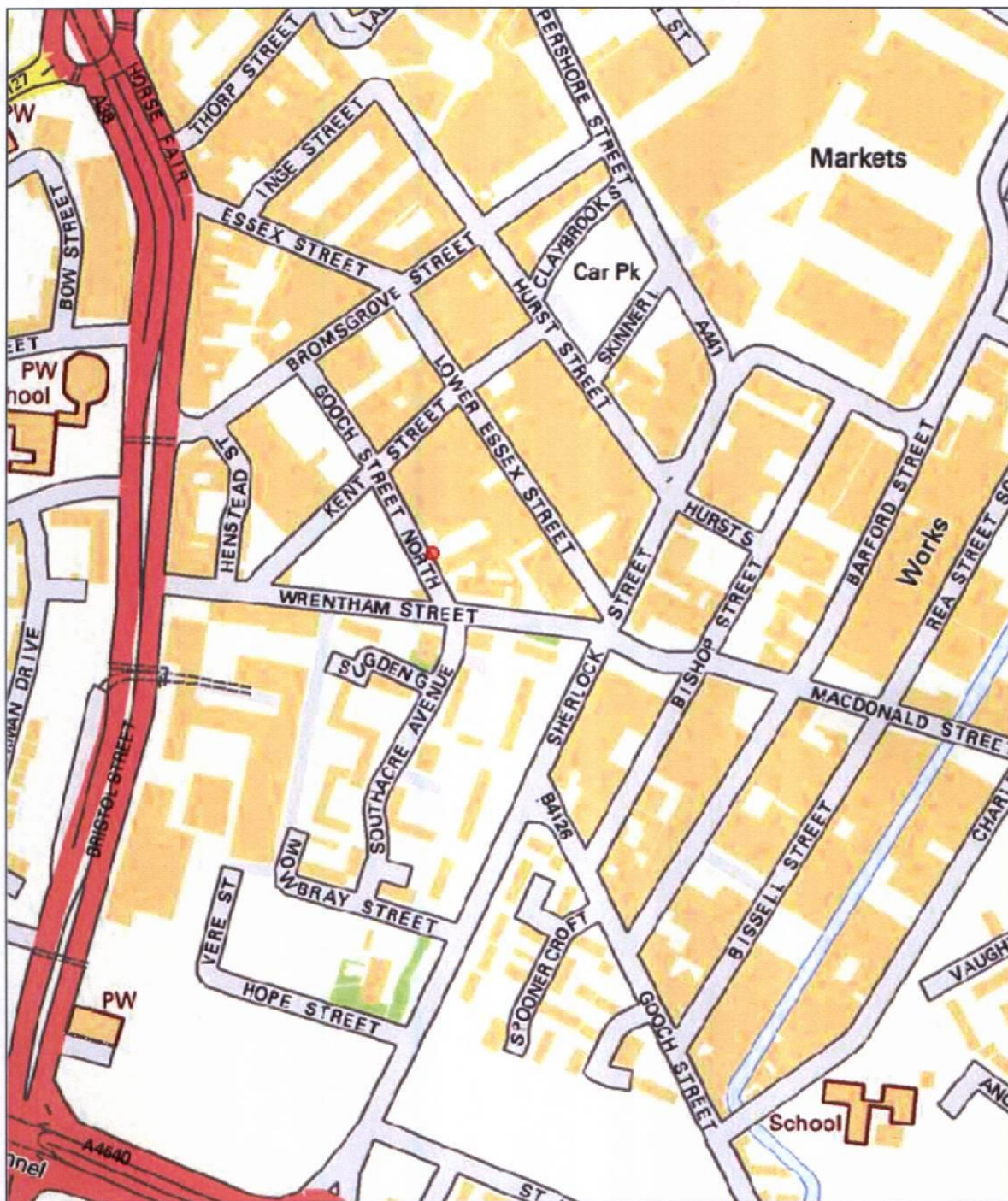
Hi Doug

Thank you for your email

Ok we will agree the conditions, I will make arrangements for the door staff conditions.

Many thanks





Map Created By:

Date of Map Creation: 31/05/2016

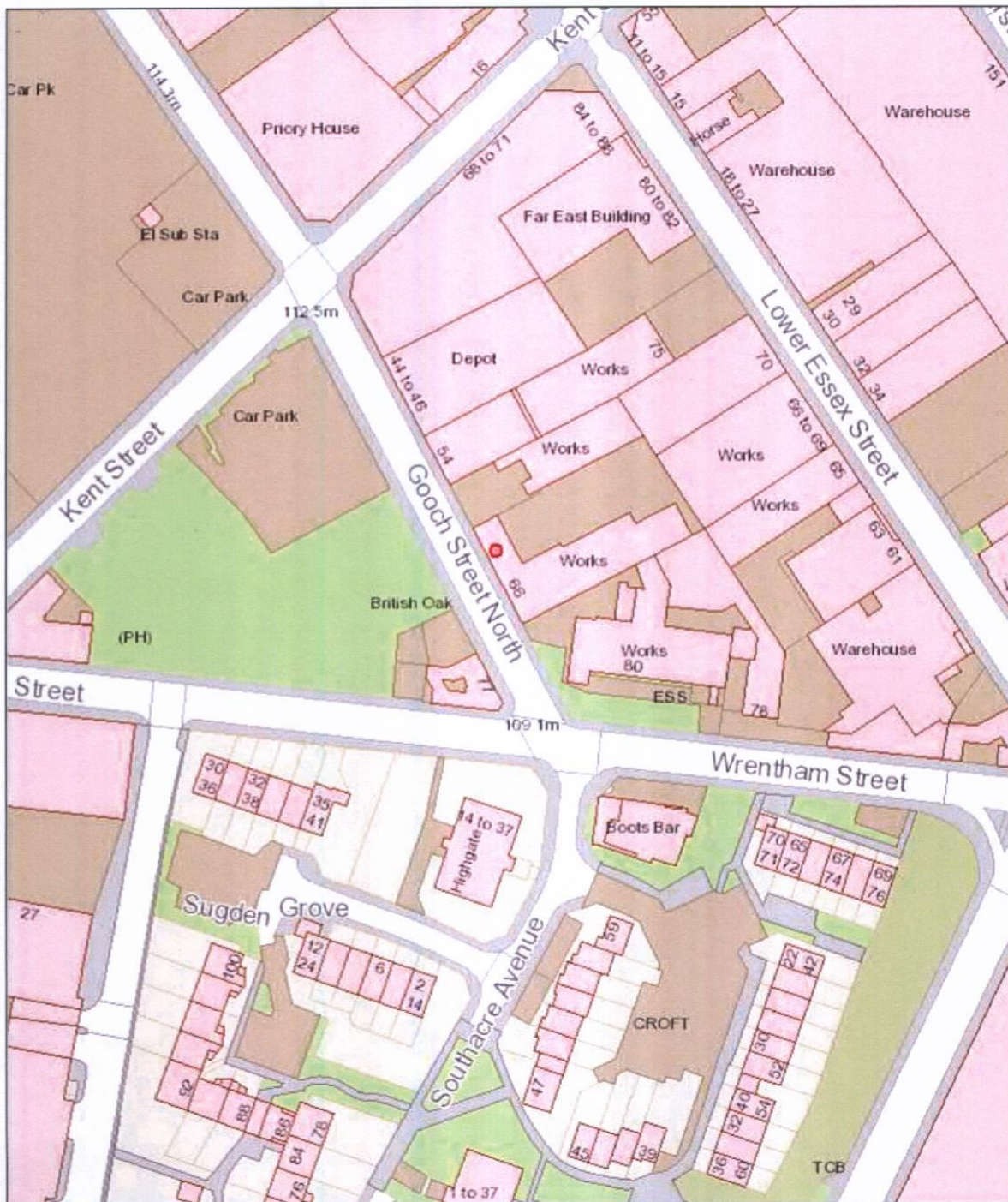
Notes



Scale:  
1:4,000

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**Birmingham City Council** Map Created By:

Date of Map Creation: 31/05/2016

**Notes**



Scale:  
1:1,250

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