

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee C
Report of:	Interim Assistant Director of Regulation & Enforcement
Date of Meeting:	Wednesday 20th October 2021
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Diamond Lounge, 92 – 96 Hospital Street, Birmingham, B19 3QP
Ward affected:	Newtown
Contact Officer:	Bhupinder Nandhra, Senior Licensing Officer, licensing@birmingham.gov.uk

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 on the premises) to operate from 2:00pm until 2:00am (Sunday to Thursday) and 2:00pm until 4:00am (Friday and Saturday).

The provision of Regulated Entertainment consisting of live music and recorded music, to operate indoors only, from 11:00pm until 2:00am (Sunday to Thursday) and 11:00pm until 4:00am (Friday and Saturday).

To permit the provision of Late Night Refreshment, to operate indoors only, from 11:00pm until 2:00am (Sunday to Thursday) and 11:00pm until 4:00am (Friday and Saturday).

Premises to remain open to the public from 2:00pm until 2:30am (Sunday to Thursday) and 2:00pm until 4:30am (Friday and Saturday).

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 1st September 2021 in respect of Diamond Lounge, 92 – 96 Hospital Street, Birmingham, B19 3QP.

Representations have been received from two responsible authorities, and 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.

5. Relevant background/chronology of key events:

Ghebremichael Habtom applied on 1st September 2021 for the grant of a Premises Licence for Diamond Lounge, 92 – 96 Hospital Street, Birmingham, B19 3QP.

Representations have been received from West Midlands Police and Environmental Health, as responsible authorities. See Appendices 1 and 2.

Representations have been received from other persons, which are attached at Appendices 3 – 8.

The application is attached at Appendix 9.

Site Location Plans at Appendix 10.

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:

Copy of the representations as detailed in Appendices 1 – 8

Application Form, Appendix 9

Site Location Plans, Appendix 10

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: bw licensing
Sent: 29 September 2021 13:22
To: Licensing
Cc: Bhapinder Nandhra; David Kennedy
Subject: Diamond Lounge, 92-96 Hospital Street, Birmingham, B19 3QP

Licensing,

WMP wish to object to the grant of this premises licence.

The applicant seeks to operate a lounge supplying alcohol until 02:00 in the week and until 04:00 at the weekend. The application offers some robust conditions, which if complied with, should promote the licensing objectives within the premises. WMPs concern is that the late hours requested and the supply of alcohol will attract crowds into an area already experiencing significant alcohol related crime and ASB issues. WMP believe that the granting of this licence will further magnify the issues being caused in this location. This will undermine the public nuisance and the crime and disorder licensing objectives.

The area is remote and surrounded by a number of businesses, some of which work extended hours. The layout of the road junction and the availability of large amounts of road parking will lead to dispersal issues from this premises. This will negatively impact local businesses and will not promote the crime and disorder licensing objectives.

It is believed that events have taken place already at this location and that it has already caused significant numbers of vehicles to attend.

Further evidence will be provided for a hearing

Regards

Ben

2413 PC Ben Reader

Birmingham Central Licensing Team

From: Martin Key
Sent: 29 September 2021 15:35
To: Licensing
Subject: Licensing Act 2003 - Grant ; Diamond Lounge, 92-96 Hospital Street, Birmingham, B19 3QP
Importance: High

Hi

I am responding on behalf of the Environmental Health team as a responsible authority in respect of a new premises licence application for Diamond Lounge, 92-96 Hospital Street, Birmingham, B19 3QP and I formally raise a representation based on my concerns that the grant of the licence will not support the promotion of the licensing objective relating to the prevention of public nuisance.

The application is for sale of alcohol between 14.00 – 02.00 Sunday to Thursday and 14.00 – 04.00 on Friday and Saturday and late night refreshment, live music and recorded music between 23.00 – 02.00 Sunday to Thursday and 23.00 – 04.00 on Friday and Saturday. The premises is located in an area which is mixed commercial area with nearby residential development. The site currently has planning permission for office use and is a two storey building with a flat roof and the rear area is an open plan yard. The drawings submitted indicates a two Storey structure to the right of the premises which does not exist. There is no permission for the operation of a lounge, kitchen, bar, cafe or restaurant under the planning regime.

The plan indicates a significant seating area with over 150 seats, a small kitchen but does not provide information on smoking areas or external areas of the premises. The applicant has suggested some conditions but these are wholly inadequate to address the potential adverse impacts. Based on the information provided there could be a significant noise from the use of the premises (particularly the external areas), music breakout from a building which is not designed for acoustic performance and noise from patrons exiting and entering.

The fundamental issue is the late hour requested and inadequate conditions and I cannot support the hours requested and my concerns could not be addressed by conditions hence my representation.

Best Regards

Martin Key
Environmental Protection Officer

From: Councillor Ziaul Islam

Sent: 24 September 2021 23:13

To: Licensing

Cc: Shabana Mahmood

Subject: FW: Licensing Objection, 92-96 Hospital Street, B19 3QP- For and on behalf of the Hockley Community

Birmingham Licensing,

I am as local councillor also add my objection and request licensing committee to reject such licence to prevent crime & dis- order, public safety and the prevention of public nuisance. Any query then please contact me. Thanks

Councillor Ziaul Islam

From:
Sent: 07 September 2021 09:53
To: Licensing
Subject: Re: Licensing Objection, 92-96 Hospital Street, B19 3QP

Dear Mr Nandhra,

I write with regard to the application submitted by a certain Habtoom Ghebrimichael for the premises at 92-96 Hospital Street, B193QP.

The purpose of this correspondence is to register our objection under the following three areas as outlined by the licensing objectives:

- 1) The prevention of crime and disorder
- 2) Public Safety
- 3) The prevention of public nuisance.

Concerns have developed around current and very recent late night activity based at 92-96 Hospital Street and 51 St George's St, which fall into the categories noted above. CCTV footage and images are available of such flagrant abuses of public safety and good general order and public safety. Urinating in streets, the 'disposal' of partially consumed food items and alcoholic beverages, illegal parking of vehicles and the involvement of West Midlands Police (26 July and 2nd August regarding weapon/knife related incidents) are all real consequences of the activities at both 51 St George's St (trading as Elite) and already at 92-96 Hospital Street.

We the undersigned feel very strongly that the positive efforts of all stakeholders to regenerate this area of our city are being already openly undermined by the activities at Elite and 92-96 Hospital St. The granting of the application under section 17, part 3 of the Licensing Act 2003 to the premises known as Diamond Lounge would only menace further, the prospect of a thriving and, crucially, safe neighbourhood. Should you require, I would be pleased to make our objections in person and provide evidence of the legitimacy of my concerns.

I look forward to hearing from you shortly. Thank you, in advance, for your attention regarding this matter.

Yours Sincerely,

From:
Sent: 08 September 2021 12:36
To: Licensing
Subject: LICENCING

To whom it may concern,

I write with regard to the application submitted by a certain Habtoom Ghebrimichael for the premises at 92-96 Hospital Street, B193QP.

The purpose of this correspondence is to register our objection under the following three areas as outlined by the licensing objectives:

- 1) The prevention of crime and disorder
- 2) Public Safety
- 3) The prevention of public nuisance.

Concerns have developed around current and very recent late night activity based at 92-96 Hospital Street and 51 St George's St, which fall into the categories noted above. CCTV footage and images are available of such flagrant abuses of public safety and good general order and public safety. Urinating in streets, the 'disposal' of partially consumed food items and alcoholic beverages, illegal parking of vehicles and the involvement of West Midlands Police (26 July and 2nd August regarding weapon/knife related incidents) are all real consequences of the activities at both 51 St George's St (trading as Elite) and already at 92-96 Hospital Street.

We the undersigned feel very strongly that the positive efforts of all stakeholders to regenerate this area of our city are being already openly undermined by the activities at Elite and 92-96 Hospital St. The granting of the application under section 17, part 3 of the Licencing Act 2003 to the premises known as Diamond Lounge would only menace further, the prospect of a thriving and, crucially, safe neighbourhood. Should you require, I would be pleased to make our objections in person and provide evidence of the legitimacy of my concerns.

I look forward to hearing from you shortly. Thank you, in advance, for your attention regarding this matter.
Yours Sincerely,

From:
Sent: 27 September 2021 09:43
To: Licensing
Cc:
Subject: Objection to Diamond Lounge nightclub
Importance: High

Dear Sir/Madam,

I write in regard to the deadline for consultation for the Diamond Lounge nightclub on 92-96 Hospital St and to register my objection under the following 3 areas:

1. The prevention of crime disorder
2. Public Safety
3. The prevention of public nuisance

I am very concerned about the proposed plans for a drinking licence and to play music from 2pm at the proposed night club Diamond Lounge. I believe that this will be a significant disruption to the education of our students and the safety of their families. CCTV images show abuses of public safety, visitors to the nightclub are urinating and defecating in the streets and the school grounds, the disposal of alcoholic beverages, drug paraphernalia and takeaway food has found its way into the school playground.

I would like some confirmation on the timescale given as to the objections raised by parents and the local business owners. Previously, when the Sheesha bar was open the streets were littered with drug paraphernalia, these shining canisters often found themselves on our school playground.

Please could you advise on how we can extend the consultation period so that the views of the local community, school and business owners can be addressed within a suitable timeframe.

I await your prompt reply

St George's Church Of England Academy
St George's St,
Birmingham
B19 3QY

PETITION to object Licensing of Diamond Lounge, 92-96 Hospital street, B19 3QP

We are objecting the application of Diamond Lounge, 92-96 Hospital Street, B19 3QP. We feel this will increase crime and disorder in the area. CCTV footage and images of an event taking place here already on 02/09/21 are available of such flagrant abuses of public safety and good general order. Littering of partially consumed food items and alcoholic beverages, illegal parking of vehicles and urinating in streets.

FULL NAME	FULL ADDRESS	SIGNATURE
[REDACTED]	St George C of E Academy St Georges Street B19 3QY	[REDACTED]
[REDACTED]	Hub, Clive Passage B4 6HZ	[REDACTED]
[REDACTED]	HODGKINSON TOWER B19 2ZZ	[REDACTED]
[REDACTED]	Hub, Clive Passage, B4 6HZ	[REDACTED]
[REDACTED]	2 Hub, Clive Passage B4 6HZ	[REDACTED]
[REDACTED]	GREENFIELD ROAD - GREAT BARR B43 5AR	[REDACTED]
[REDACTED]	Wotton Road B6 6PP	[REDACTED]
[REDACTED]	Victoria Road B6 5HH	[REDACTED]
[REDACTED]	Victoria Road B6 5HH	[REDACTED]
[REDACTED]	Middleway View B18 7DD	[REDACTED]
[REDACTED]	Goose moor lane B23 5QP	[REDACTED]
[REDACTED]	Summer Lane B19 3SD	[REDACTED]

A copy of this petition and its details will be made public in the event of a hearing.

A copy of this petition and its details will be made public in the event of a hearing.

Date: 16/09/2021 Petition to object Licensing of Diamond Lounge, 92-96 Hospital street, B19 3QP

FULL NAME	FULL ADDRESS	SIGNATURE
[REDACTED]	Porcherster b 19	[REDACTED]
[REDACTED]	2 JX	[REDACTED]
[REDACTED]	Algate Grove, Newham	[REDACTED]
[REDACTED]	B19 3XE	[REDACTED]
[REDACTED]	B19 2yf Hospital	[REDACTED]
[REDACTED]	st	[REDACTED]
[REDACTED]	Exchange	[REDACTED]
[REDACTED]	Source, The Priory Queensway	[REDACTED]
[REDACTED]	BIRMINGHAM - B46 5J	[REDACTED]
[REDACTED]	Gunmakers Walk	[REDACTED]
[REDACTED]	B19 2DW	[REDACTED]
[REDACTED]	Priory Queensway	[REDACTED]
[REDACTED]	B46 5J	[REDACTED]
[REDACTED]	Priory Queensway	[REDACTED]
[REDACTED]	B46 5J	[REDACTED]
[REDACTED]	Red To wpt B19 3QE	[REDACTED]
[REDACTED]	Gunmakers Walk, B19 2dw	[REDACTED]
[REDACTED]	Algate Grove	[REDACTED]
[REDACTED]	B19 3XE	[REDACTED]
[REDACTED]	Turfpitt Lane	[REDACTED]
[REDACTED]	B23 5EA	[REDACTED]
[REDACTED]	Basullah Building	[REDACTED]
[REDACTED]	Constitution Hill	[REDACTED]
[REDACTED]	B19 3LY	[REDACTED]
[REDACTED]	Burley Grove	[REDACTED]
[REDACTED]	B23 7TX	[REDACTED]
[REDACTED]	stamford Grove	[REDACTED]
[REDACTED]	Handsworth	[REDACTED]
[REDACTED]	B20 3PT	[REDACTED]

We are objecting the application of Diamond Lounge, 92-96 Hospital Street, B19 3QP. We feel this will increase crime and disorder in the area. CCTV footage and images of an event taking place here already on 02/09/21 are available of such flagrant abuses of public safety and good general order. Littering of partially consumed food items and alcoholic beverages, illegal parking of vehicles and urinating in streets.

A copy of this petition and its details will be made public in the event of a hearing

Date: 16/09/2021 **Petition to object Licensing of Diamond Lounge, 92-96 Hospital street, B19 3QP**

FULL NAME	FULL ADDRESS	SIGNATURE
[REDACTED]	Guildford drive B19 2SU	[REDACTED]
[REDACTED]	Trentbury Close B98 9LB	[REDACTED]
[REDACTED]	Kerricott street, B19 3PS	[REDACTED]
[REDACTED]	Melbourn, London B18 6PX	[REDACTED]
[REDACTED]	Quartern, All Street B18 6BN	[REDACTED]
[REDACTED]	Bath Street B9 6HG	[REDACTED]
[REDACTED]	Hospital Str. B19 2YF	[REDACTED]
[REDACTED]	hospital Street	[REDACTED]
[REDACTED]	hospital street B19 2YF	[REDACTED]
[REDACTED]	Melbourn drive B19 2HX	[REDACTED]
[REDACTED]	B19 2YF hospital street	[REDACTED]
[REDACTED]	WILLIS ROAD	[REDACTED]
[REDACTED]	WILSON GREEN B18 4PX	[REDACTED]
[REDACTED]	uxbridge st B19 3XP	[REDACTED]
[REDACTED]	Aldgate grove B19 3XE	[REDACTED]

We are objecting the application of Diamond Lounge, 92-96 Hospital Street, B19 3QP. We feel this will increase crime and disorder in the area. CCTV footage and images of an event taking place here already on 02/09/21 are available of such flagrant abuses of public safety and good general order. Littering of partially consumed food items and alcoholic beverages, illegal parking of vehicles and urinating in streets.

Date: 16/09/2021 **Petition to object Licensing of Diamond Lounge, 92-96 Hospital street, B19 3QP**

FULL NAME	FULL ADDRESS	SIGNATURE
[REDACTED]	Holland House B19 3JZ	[REDACTED]
[REDACTED]	Hospital Street B19 3PY	[REDACTED]
[REDACTED]	Hospital Street	[REDACTED]
[REDACTED]	tenet tower B19 3bx	[REDACTED]
[REDACTED]	marlineau tower B19 3JZ	[REDACTED]
[REDACTED]	uxbridge st	[REDACTED]
[REDACTED]	St Georges Academy St Georges St B19 3BY	[REDACTED]

We are objecting the application of Diamond Lounge, 92-96 Hospital Street, B19 3QP. We feel this will increase crime and disorder in the area. CCTV footage and images of an event taking place here already on 02/09/21 are available of such flagrant abuses of public safety and good general order. Littering of partially consumed food items and alcoholic beverages, illegal parking of vehicles and urinating in streets.

A copy of this petition and its details will be made public in the event of a hearing

Date: 16/09/2021 **Petition to object Licensing of Diamond Lounge, 92-96 Hospital street, B19 3QP**

FULL NAME	FULL ADDRESS	SIGNATURE
[REDACTED]	[REDACTED] High Rd, London, N20 9PH	[REDACTED]
[REDACTED]	[REDACTED] Hands worth wood Bas. 70	[REDACTED]
[REDACTED]	[REDACTED] Martineau Tower B19 3UJ	[REDACTED]
[REDACTED]	[REDACTED] TAMPLEST B25DP	[REDACTED]
[REDACTED]	[REDACTED] LODGEPOLE CL B44 8BH	[REDACTED]
[REDACTED]	[REDACTED] Cherry Orchard Road, B20 2EA	[REDACTED]
[REDACTED]	[REDACTED] SUMMER LANE B19 3PL	[REDACTED]

We are objecting the application of Diamond Lounge, 92-96 Hospital Street, B19 3QP. We feel this will increase crime and disorder in the area. CCTV footage and images of an event taking place here already on 02/09/21 are available of such flagrant abuses of public safety and good general order. Littering of partially consumed food items and alcoholic beverages, illegal parking of vehicles and urinating in streets.

Date: 16/09/2021 **Petition to object Licensing of Diamond Lounge, 92-96 Hospital street, B19 3QP**

FULL NAME	FULL ADDRESS	SIGNATURE
[REDACTED]	[REDACTED], Catter, Group B7 5RA	[REDACTED]
[REDACTED]	[REDACTED] Kenyon Forge, Kenyon Street B18 6DY	[REDACTED]
[REDACTED]	St. George School [REDACTED]	[REDACTED]
[REDACTED]	[REDACTED] Bowater House Aldgate Grove B9 3XG	[REDACTED]
[REDACTED]	[REDACTED] Henric Street	[REDACTED]
[REDACTED]	[REDACTED] Sandwell Road B21 8NL	[REDACTED]
[REDACTED]	[REDACTED] Equation Green WS1 3QT	[REDACTED]
[REDACTED]	[REDACTED] JAPANESE COURT B2 1TE	[REDACTED]
[REDACTED]	[REDACTED] B21PT, Charlotte Street Birmingham	[REDACTED]
[REDACTED]	[REDACTED] Schoolfield Tower B19 3UN	[REDACTED]
[REDACTED]	[REDACTED] Schoolfield Tower B19 3UN	[REDACTED]
[REDACTED]	[REDACTED] Beach Tower B19 3UP	[REDACTED]
[REDACTED]	[REDACTED] Bowater House Aldgate Grove B19 3XG	[REDACTED]
[REDACTED]	[REDACTED] Aldgate Grove B19 3XE	[REDACTED]

We are objecting the application of Diamond Lounge, 92-96 Hospital Street, B19 3QP. We feel this will increase crime and disorder in the area. CCTV footage and images of an event taking place here already on 02/09/21 are available of such flagrant abuses of public safety and good general order. Littering of partially consumed food items and alcoholic beverages, illegal parking of vehicles and urinating in streets.

Date: 16/09/2021 **Petition to object Licensing of Diamond Lounge, 92-96 Hospital street, B19 3QP**

FULL NAME	FULL ADDRESS	SIGNATURE
[REDACTED]	MESQUENE AVENUE NEWTON S17 2P13	[REDACTED]
[REDACTED]	Clifford walk B19 2JJ	[REDACTED]
[REDACTED]	scholarfield	[REDACTED]
[REDACTED]	Tower B19 3UW	[REDACTED]
[REDACTED]	Geoffrey B19 3UW	[REDACTED]
[REDACTED]	Ethan hotel B16 9na	[REDACTED]
[REDACTED]	Behol Falt B19 3UW	[REDACTED]
[REDACTED]	Bowter Hose B19 3X9	[REDACTED]
[REDACTED]	Maudiean Tower B19 3UL	[REDACTED]
[REDACTED]	Lennox street B19 2PB	[REDACTED]
[REDACTED]	TeVito Tower B19 3BX	[REDACTED]
[REDACTED]	B21 8PY	[REDACTED]
[REDACTED]	sandwell Rd	[REDACTED]

We are objecting the application of Diamond Lounge, 92-96 Hospital street, B19 3QP. We fear this will increase crime and disorder in the area. CCTV footage and images of an event taking place here already on 02/09/21 are available of such flagrant abuses of public safety and good general order. Littering of partially consumed food items and alcoholic beverages, illegal parking of vehicles and urinating in streets.

Date: 16/09/2021 **Petition to object Licensing of Diamond Lounge, 92-96 Hospital street, B19 3QP**

FULL NAME	FULL ADDRESS	SIGNATURE
[REDACTED]	Westhara Grove B19 3DA	[REDACTED]
[REDACTED]	Bowater House B19 3XG	[REDACTED]
[REDACTED]	Teviot Tower	[REDACTED]
[REDACTED]	Geoch Tower B19 3UP	[REDACTED]
[REDACTED]	Bowater House	[REDACTED]
[REDACTED]	Aldgate Grove	[REDACTED]

We are objecting the application of Diamond Lounge, 92-96 Hospital Street, B19 3QP. We feel this will increase crime and disorder in the area. CCTV footage and images of an event taking place here already on 02/09/21 are available of such flagrant abuses of public safety and good general order. Littering of partially consumed food items and alcoholic beverages, illegal parking of vehicles and urinating in streets.

From:
Sent: 29 September 2021 14:11
To: Licensing
Cc:
Subject: Application ref: 122465

Application ref: 122465 Type of application:

New Application Trading name: Diamond Lounge Trading address: 92-96 Hospital Street, Birmingham, B19 3QP

Dear sir,

I would like to object to the licencing of the above premises on the following points but would also point out at least 2 events have already been held at the premises without licence provision.

There appears to be inadequate washroom or waste disposal facilities available because we have already had to deal with public urination against our property and the reckless abandonment of drink and foods packaging within the street around the venue. (Even before its issued with a licence)

The site as I understand it will have no off road parking and there is already parking issues in the area, as they are proposing opening during the normal working day potentially bringing in hundreds of customers, this will exacerbate the issue further.

Adding this site to the issues already experiencing with violence, stabbings, drug taking and alcoholism is something we and the other local businesses can do without.

CCTV imagery is available should you wish to view it

From:

Sent: 29 September 2021 14:35

To: Licensing

Subject: Licensing Objection, 92-96 Hospital Street, B19 3QP- For and on behalf of the Hockley Community

Dear Mr Nandhra,

I write with regard to the application submitted by a certain Habtoom Ghebrimichael for the premises at 92-96 Hospital Street, B193QP.

The purpose of this correspondence is to register our objection under the following three areas as outlined by the licensing objectives:

- 1) The prevention of crime and disorder
- 2) Public Safety
- 3) The prevention of public nuisance.

Concerns have developed around current and very recent late night activity based at 92-96 Hospital Street which fall into the categories noted above. CCTV footage and images are available of such flagrant abuses of public safety and good general order and public safety. Urinating in streets, the 'disposal' of partially consumed food items and alcoholic beverages, illegal parking of vehicles are all real consequences of the activities already at 92-96 Hospital Street.

We the undersigned feel very strongly that the positive efforts of all stakeholders to regenerate this area of our city are being already openly undermined by the activities at 92-96 Hospital St. The granting of the application under section 17, part 3 of the Licencing Act 2003 to the premises known as Diamond Lounge would only menace further, the prospect of a thriving and, crucially, safe neighbourhood.

Should you require, I would be pleased to make our objections in person and provide evidence of the legitimacy of my concerns.

I look forward to hearing from you shortly.

Thank you, in advance, for your attention regarding this matter.

Yours Sincerely,

For and on behalf of the Hockley Community

NAME	SIGNATURE	ADDRESS
		HOSPITAL ST B19 3QB
		NEW SUMMER ST.
		HOSPITAL ST, B19 3
		Hospital Street B19 3QP.
		HOSPITAL ST. B19 3QP
		HOSPITAL ST.
		GEORGE STREET LAMPON STREET
		Hospital Street.

We are objecting to the application of Diamond Lounge, 92-96 Hospital Street, B19 3QP. We feel this will increase crime, disorder and public nuisance in the area. CCTV footage and images of an event taking place here already on 02/09/21 are available as evidence of the above.



Birmingham
Application for a premises licence
Licensing Act 2003

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

* required information

Section 1 of 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 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.

Continued from previous page...

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"/>

Agent Details

* First name	<input type="text" value="Mijanur"/>	
* Family name	<input type="text" value="Rahman"/>	
* E-mail	<input type="text"/>	
Main telephone number	<input type="text"/>	Include country code.
Other telephone number	<input type="text"/>	
<input type="checkbox"/> 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 private individual acting as an agent

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

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	<input type="text" value="7021919"/>
Business name	<input type="text" value="Optimised Training Centre"/>
VAT number	<input type="text" value="-"/>
Legal status	<input type="text" value="Private Limited Company"/>
Your position in the business	<input type="text" value="Manager"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

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

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name	<input type="text" value="Optimised Training Centre"/>
Street	<input type="text" value="1 Guildford Street"/>
District	<input type="text"/>
City or town	<input type="text" value="Birmingham"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="B19 2HN"/>
Country	<input type="text" value="United Kingdom"/>

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="Diamond Lounge"/>
Street	<input type="text" value="92-96 Hospital Street"/>
District	<input type="text"/>
City or town	<input type="text" value="Birmingham"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="B19 3QP"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text" value="8,200"/>

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 Her Majesty's prerogative

Section 4 of 21**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

Family name

Is the applicant 18 years of age or older?

☒ Yes ☐ No

Continued from previous page...

Current Residential Address

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

☒ Yes

☐ No

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

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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

Telephone number

Other telephone number

* Date of birth

dd mm yyyy

* Nationality

Right to work share code

Documents that demonstrate entitlement to work in the UK

Right to work share code if not submitting scanned documents

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?

29 / 09 / 2021
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

Continued from previous page...

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.

Lounge and Bar

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 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes

☒ No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

☐ Yes

☒ No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes

☒ No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes

☒ No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

☒ Yes

☐ No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 23:00

End 02:00

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 23:00

End 02:00

Start

End

WEDNESDAY

Start 23:00

End 02:00

Start

End

THURSDAY

Start 23:00

End 02:00

Start

End

FRIDAY

Start 23:00

End 04:00

Start

End

SATURDAY

Start 23:00

End 04:00

Start

End

SUNDAY

Start 23:00

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.

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...

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 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start 23:00

End 02:00

Start

End

TUESDAY

Start 23:00

End 02:00

Start

End

WEDNESDAY

Start 23:00

End 02:00

Start

End

THURSDAY

Start 23:00

End 02:00

Start

End

FRIDAY

Start 23:00

End 04:00

Start

End

SATURDAY

Start 23:00

End 04:00

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.

Continued from previous page...

SUNDAY

Start 23:00

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.

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 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

☐ Yes ☒ No

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?

Continued from previous page...

Standard Days And Timings

MONDAY

Start 23:00

End 02:00

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 23:00

End 02:00

Start

End

WEDNESDAY

Start 23:00

End 02:00

Start

End

THURSDAY

Start 23:00

End 02:00

Start

End

FRIDAY

Start 23:00

End 04:00

Start

End

SATURDAY

Start 23:00

End 04:00

Start

End

SUNDAY

Start 23:00

End 02:00

Start

End

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

☒ Indoors

☐ Outdoors

☐ Both

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

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

State any seasonal variations

Continued from previous page...

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 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start 14:00

End 02:00

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 14:00

End 02:00

Start

End

WEDNESDAY

Start 14:00

End 02:00

Start

End

THURSDAY

Start 14:00

End 02:00

Start

End

FRIDAY

Start 14:00

End 04:00

Start

End

SATURDAY

Start 14:00

End 04:00

Start

End

Continued from previous page...

SUNDAY

Start 14:00

End 02:00

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

Habtom

Family name

Ghebremichael

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="10325/1"/>
Issuing licensing authority (if known)	<input type="text" value="Birmingham City Council"/>

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
Start

End
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 14:00

End 02:30

Start

End

WEDNESDAY

Start 14:00

End 02:30

Start

End

THURSDAY

Start 14:00

End 02:30

Start

End

FRIDAY

Start 14:00

End 04:30

Start

End

SATURDAY

Start 14:00

End 04:30

Start

End

SUNDAY

Start 14:00

End 02:30

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.

There is a strong management and security procedures in place which encompasses the four licensing objectives as below. A Challenge 25 policy will be strictly followed by all staff. Staffs are trained as appropriate in respect of relevant licensing law. The open nature of the Lounge allows for good viewing coverage. CCTV is installed covering both inside and outside the premises.

b) The prevention of crime and disorder

Staff other than personal license holders involved in the sale of alcohol are to be trained under the Licensing Act 2003 prior to being allowed to sell/ supply alcohol. All training is to be documented and signed by the Premises License Holder and the trainee. All training records are to be made available to any of the responsible authorities on request.

Staff other than personal license holders involved in the sale/ supply of alcohol are to receive documented refresher training every six months.

The company will operate the Challenge 25 Policy. The only acceptable forms of identification will be a passport, photo driving license, military id card or PASS id card with the hologram logo,

A refusals log will be maintained at the premises. Each entry will be signed off by the DPS.

An incident log will be maintained at the premises. Each entry will be signed off by the DPS.

CCTV that is approved by West Midlands police will be fitted in the premises. Images will be retained for a period of at least 31 days and will be made available to any of the responsible authorities to view or copies produced on request. If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 31 days and made immediately available to any of the responsible authorities on request.

All windows to be closed and remain closed while regulated entertainment is taking place after 2000 hours except for ingress and egress or cases of emergency.

The volume of all entertainment/music will be controlled by the DPS, premises licence holder or their nominated representative and not the DJ, artist or persons hiring the venue.

The premises will deploy door staff from 22.00hrs when trading past 22.00hrs. Door staff will sign on and off duty. The premises will keep a profile of all door staff which will include a copy of their SIA licence and photographic ID. (If photographic ID is not available then a utility bill no older than 3 months will be acceptable.) The signing in & out sheets and profiles will be kept on the premises for a minimum of 3 months and made immediately available to any of the responsible authorities on request. Door staff will wear a fluorescent coat, jacket or waistcoat while on duty at the premises. Door staff will remain on duty until all the customers have dispersed and this will form part of the premises dispersal plan

The numbers of door staff and any earlier start time will be risk assessed by the premises. This risk assessment will be made available to any of the responsible authorities immediately on request.

No persons under the age of 18 will be allowed into the premises unless accompanied by a person over the age of 18.

No persons under the age of 18 will be allowed to be on the premises after 2200 hours.

No persons will be allowed to enter the premises between Sunday and Thursday after midnight and on Friday or Saturday after 0200 hours.

The premises will operate a dispersal policy which will be made available to any of the responsible authorities on request.

If the premises is hired out or any promoted event with/by a third party the premises will notify West Midlands Police Central Licensing Team (by email) a minimum of 28 days prior to the event taking place. This notification will be accompanied by a risk assessment tailored for that event. As well as the security plan the risk assessment will include the

Continued from previous page...

names, addresses and dates of birth of the person(s) hiring the room or promoter. It will also include the real names and stages names of any artist, DJ, band or performer.

c) Public safety

A fire risk assessment will be conducted. Any findings will be actioned and the premises made safe in the allocated time of the risk assessment.

All sofas and furnishings will comply with the BS 7166 regulations (to a minimum of crib ignition source 5)

Suitable fire alarm will be installed which meets the BS 5839 standards and a copy of the certificate will be made available to responsible authorities. The system will be tested weekly and records will be kept. Any faults will be recorded and rectified by an approved competent person.

The emergency lighting system will be installed to the BS 5266 standards to ensure all exits routes are illuminated in the event of a power failure. The system will be tested monthly, and records kept.

A robust evacuation procedure will be documented and all staff on induction will be trained in these procedures to ensure that all relevant persons are evacuated safely in the event of a fire. Refresher training will be conducted annually, and records kept.

The Designated Premises Supervisor is aware of his responsibilities to the staff and customers in respect of public safety and will take all reasonable steps to ensure the maintenance of all provided safety arrangements and equipment in accordance with the requirements of current installations.

d) The prevention of public nuisance

All deliveries will be received between 07:00 and 18:00.

The Designated Premises Supervisor or other competent person shall carry out observations in the vicinity of the premises on at least two intervals between 23:00 and 02:00 (Monday – Thursday, Sunday) and 23:00 and 03:00 (Friday and Saturday) whilst live music or recorded music is playing in order to establish whether there is a noise breakout from the premises. If the observation reveals noise breakout at a level likely to cause disturbance to the occupants of properties in the vicinity then the volume of music shall be reduced to a level that does not cause disturbance. A record of such observations shall be kept, records shall be completed immediately after the observation detailing the time, location and duration of the observation, the level of noise breakout and any action taken to reduce noise breakout. Records shall be available at all times upon request to an authorised officer of the Licensing Authority, Environmental Health Department or the Police.

All doors shall be kept closed except for the purpose of access/egress during the performance of regulated entertainment.

The Licence Holder shall erect prominent, clear and legible signage inside the premises requesting patrons to be considerate of local residents when leaving the premises.

e) The protection of children from harm

We recognise the importance of protecting children from harm and this is supported by our commitment to health and safety in the operation and maintenance of the premises and also our approach to managing the risk of under age drinking. The Designated Premises Supervisor and staff will at all times remain aware of their responsibilities under the objective, including that alcohol shall not be sold to anyone under the age of 18. Staff on duty will be trained and made aware of a challenge 25 policy and the requirements and the need to demand an acceptable form of age id. Training records will be maintained and updated by DPS every six months.

No adult entertainment is permitted at these premises

Continued from previous page...

No persons under the age of 18 will be allowed to be on the premises after 2200 hours.

Section 19 of 21

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.

Continued from previous page...

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.

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

<div></div>

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[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

[Add another signatory](#)

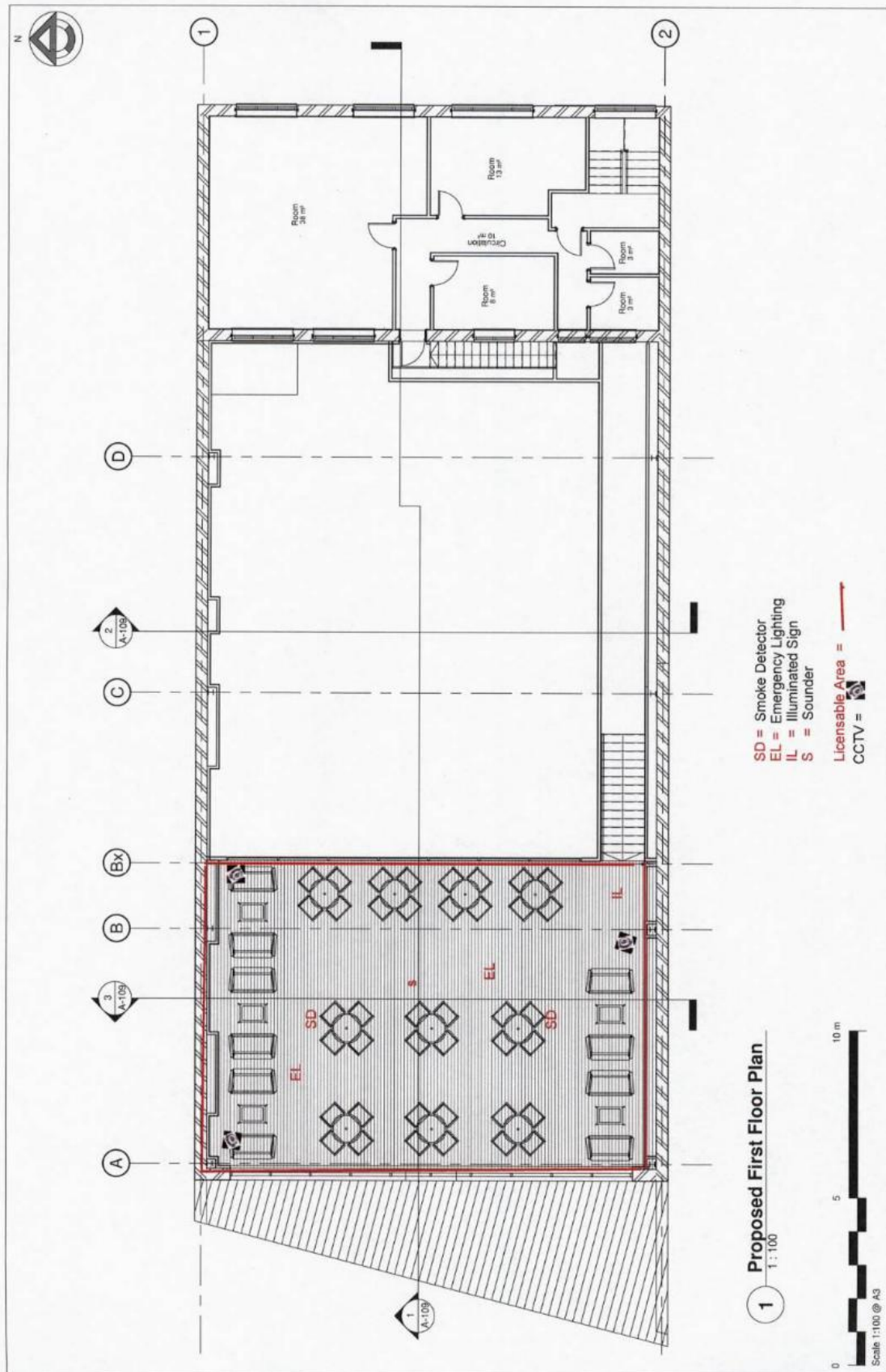
Once you're finished you need to do the following:

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

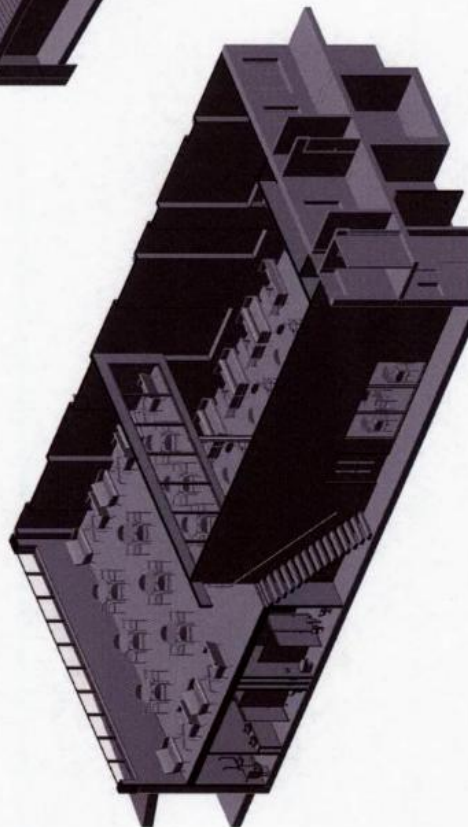
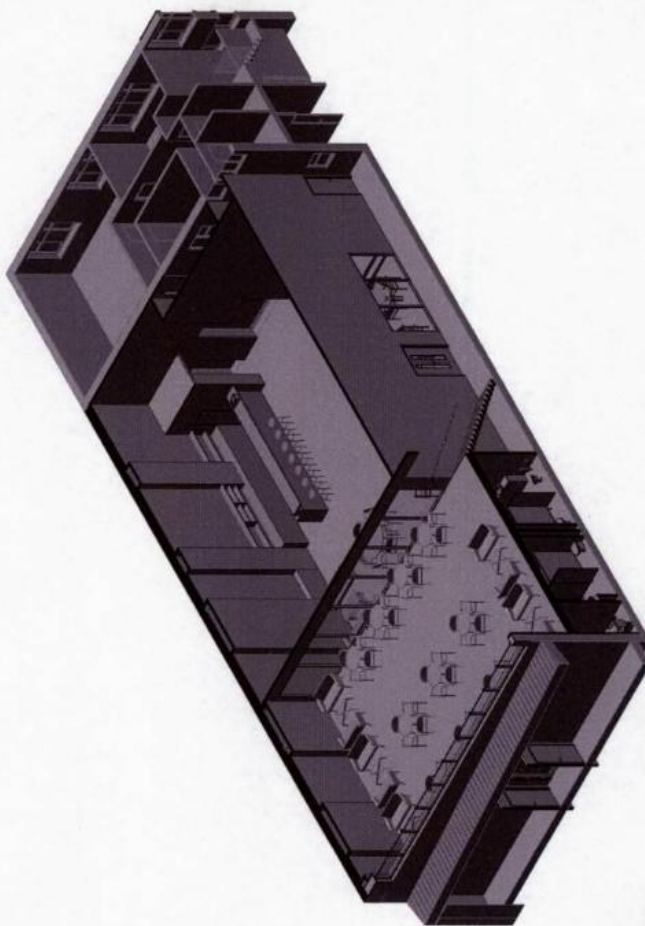
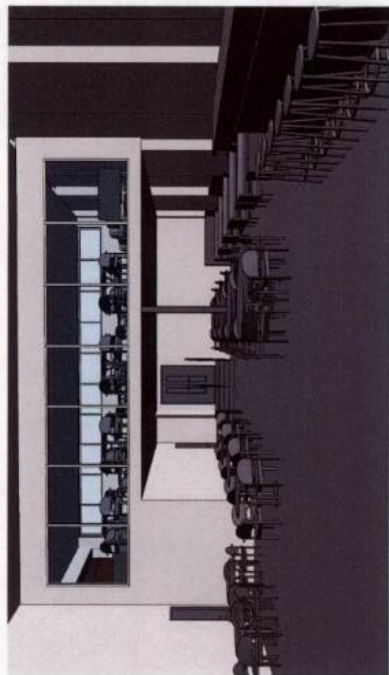
Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE 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



Project	Diamond Lounge	Drawn by	AH
Location	92-96 Hospital Street Birmingham, B19 3QP	Checked by	AH
Client	Habtom Ghebremichael	Date	06/05/2021
24/05/2021 - Revised drawings following client's comments - Rev_B			



Project	Diamond Lounge			Sheet Name	3D Views	Rev.	Drawn by	AH
Location	92-96 Hospital Street Birmingham, B19 3QP			Sheet Number	HGM-A-110		Checked by	AH
Client	Habtom Ghebremichael			Scale	Scale @ A3	B	Date	06/06/2021

24/06/2021 - Revised drawings following client's comments - Rev_B

