

# **BIRMINGHAM CITY COUNCIL**

## **LICENSING SUB-COMMITTEE A**

**MONDAY, 22 JANUARY 2024 AT 10:00 HOURS**  
**IN ON-LINE MEETING, MICROSOFT TEAMS**

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

## **A G E N D A**

### **1 NOTICE OF RECORDING/WEBCAST**

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

### **2 DECLARATIONS OF INTERESTS**

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

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

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

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

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

3 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

**3 - 14**

4 **MINUTES**

To note the public part of the Minutes of the meeting held on 18 December 2023 at 1000 hours and to confirm and sign the Minutes as a whole.

**15 - 48**

5 **LICENSING ACT 2003 PREMISES LICENCE – GRANT MO WINE SHOP,  
39 HORSE FAIR, BIRMINGHAM, B1 1DA**

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

6 **OTHER URGENT BUSINESS**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.

7 **EXCLUSION OF THE PUBLIC**

That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-

Exempt Paragraph 3

**P R I V A T E   A G E N D A**

1 **MINUTES**

To note the private part of the Minutes of the meeting held on 18 December 2023 at 1000 hours and to confirm and sign the Minutes as a whole.

2 **OTHER URGENT BUSINESS (EXEMPT INFORMATION)**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.

# BIRMINGHAM CITY COUNCIL

<b>LICENSING SUB-COMMITTEE A 18 DECEMBER 2023</b>
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## **MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE A HELD ON MONDAY 18 DECEMBER 2023 AT 1000 HOURS AS AN ON-LINE MEETING.**

**PRESENT:** - Councillor Phil Davis in the Chair;

Councillors Mary Locke and Julien Pritchard

### **ALSO PRESENT**

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

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

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### 1/181223 **NOTICE OF RECORDING/WEBCAST**

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

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### 2/181223 **DECLARATION OF INTERESTS**

Members are reminded they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

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

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

Information on the Local Government Association's Model Councillor Code of Conduct is set out via <http://bit.ly/3WtGQnN>. This includes, at Appendix 1, an

interests flowchart which provides a simple guide to declaring interests at meetings.

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**APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

3/181223 Apologies were submitted on behalf of Councillor Simon Morrall and Councillor Julien Pritchard was the nominated substitute Member.

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**MINUTES**

4/181223 That the public section of the Minutes of the meeting held on 20 November 2023 at 1000 hours were noted and the Minutes as a whole were confirmed and signed by the Chair.

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**LICENSING ACT 2003 PREMISES LICENCE – GRANT – BURGER AND SAUCE, 23 OAK TREE LANE, SELLY OAK, BIRMINGHAM, B29 6JE.**

**On Behalf of the Applicant**

Mohammed Malik – Agent

**On Behalf of Those Making Representations**

Peter Brown – EH (Environmental Health)

\* \* \*

The Chair introduced the Members and officers present and the Chair asked if there were any preliminary points for the Sub-Committee to consider.

At this stage, the Chair outlined the procedure to be followed at the hearing and invited the Licensing Officer to present his report. David Kennedy Licensing Section, outlined the report.

At this stage the chair invited the applicant to make their presentation and Mohammed Malik, on behalf of the applicant made the following points: -

- a) That the area was populated with lots of students who used these types of facilities.
- b) The EH officer objected to the application due to concerns about noise nuisance, however, the area was populated with late night premises. Some of which had licenses until 0300 hours and 0500 hours and were only 4 or 5 shops away from the premises.

- c) They had liaised with West Midlands Police and agreed conditions.
- d) They originally applied for a takeaway but that was refused.
- e) That many shops all over the UK had residents living above shops, that was not a justified reason to refuse a licence.
- f) The residents had not objected to the application.
- g) Residential properties were not near the premises.
- h) That the application should be granted.

The Chair invited Members to ask questions and Mohammed Malik gave the following responses: -

- a) That deliveries would be made at the rear of the premises before the premises opened for trading. Usually between 0900 – 1000 hours one or twice a week.
- b) Waste disposal would also be at the rear once or twice a week. They had a designated waste storage area for bins.
- c) The residents above the shop were employees.
- d) Cooking and food preparation would be carried out until 0200 hours to serve deliveries.
- e) Independent residents were approximately 1 mile away from the premises.

The Chair then invites Peter Brown, EH officer to make his presentation. He made the following statements: -

(The EH Officer shared his screen with Members to show quotes from official sources in relation to planning permission)

- a) That EH received the consultation in late October and notified the applicant that they would not be supporting the applicant due to the hours. There is flats above and adjacent and also nearby shops with residential above.
- b) The residents above the shops could potentially be impacted by the late opening hours.
- c) They would support the application if the hours were reduced to 2300 hours Sunday – Thursday and midnight Friday and Saturday. It broadly corresponded with that EH supported in other parts of Birmingham which were not part of the central night time economy.
- d) The planning application for change of use was refused in May 2023.

The Committee Lawyer advised the EH Officer that the Committee could not consider any planning matters and therefore he should focus his submission on the licensing application.

Peter Brown continued: -

- e) That the extraction system would be running until 0200 hours and the disturbance would not be limited to drivers collecting deliveries.
- f) The extraction system did not meet EH standards.
- g) That EH were unsure whether deliveries were classes as takeaways, planning refused the application for change of use to a takeaway. Therefore, were deliveries the same?
- h) The impact on local residents would be unacceptable and they would only support reduced hours.

Members were invited to ask questions and Peter Brown, EH made the following responses: -

- a) That the residential properties were closer than one mile away. There were also residents above the shops.
- b) That he did not have a problem with the premises trading, it was the hours that were an issue.
- c) That he did look at nearby premises and he could not find any in the immediate area that operated beyond 2300 hours.
- d) That he classed the 'immediate area' as 100 yards in each direction.
- e) That they considered the nature of the area and the shop is likely to cause an immediate impact on neighbours.
- f) That it was a decision for the Committee to make in relation to the hours in that particular area but there are broader considerations.
- g) That the premises never had any previous complaints or issues when it operated as a restaurant, however it only operated to 2230 hours.

The Chair invited all parties to make a brief closing submission and Peter Brown made the following closing statements: -

- a) That he would support the premises opening but with reduced hours in keeping with venues of a similar nature.
- b) The hours applied for were excessive and he had discussed it with colleagues.

The applicant Mohammed Malik made the following closing statements; -

- a) That there were other premises round the corner that had licenses approved with long hours and residential properties behind them.
- b) That he didn't see how the extraction system would cause any problems for residents.
- c) Deliveries were done at the rear of the premises.
- d) They had a huge car park.

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

5/181223

**RESOLVED:-**

That the application by BNS Selly Oak Limited for a premises licence in respect of Burger and Sauce, 23 Oak Tree Lane, Selly Oak, Birmingham B29 6JE, be granted as follows:

- The provision of Late Night Refreshment shall operate from 11:00 hours to 00:00 hours on all days, with the premises to remain open to the public to the same hours, to ensure the promotion of the licensing objective of the prevention of public nuisance

Those conditions agreed between the applicant company and West Midlands Police in advance of the meeting, as amended by the Sub-Committee, shall also be adopted, namely:

- Staff involved in the sale and supply of products are to be trained under the Licensing Act 2003 and vulnerability prior to being allowed to work at the premises. 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 involved in the sale/ supply of products are to receive documented refresher training every six months
- CCTV that is approved by West Midlands police and able to capture images particularly outside under conditions of low lighting will be fitted in the premises. Images will be retained for a period of at least 28 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 30 days and made immediately available to any of the responsible authorities on request. The CCTV will be checked to ensure that it is working each week. This information will be stored for 12 weeks and made available to any of the responsible authorities on request
- The premises will conduct a premises risk assessment and deploy SIA registered door staff as per the premises risk assessment. Door staff will sign on and off duty. The premises will keep a profile of all door staff. The profile 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. Both the signing in & out book and profiles will be kept on the premises for a minimum of 3 months and made available immediately to any of the responsible authorities on request. Door supervisors stationed outside the premises shall wear hi-visibility jackets/coats. Door supervisors inside shall wear hi-visibility waist coats. All SIA door staff will wear their SIA badge in a clear arm sleeve

- No regulated entertainment will take place at the premises
- The premises will operate a vulnerability policy
- The premises will maintain an incident log
- The premises will maintain a refusals log
- Prominent, clear & legible notices will be displayed at all exits requesting customers to respect local residents and leave the premises quietly. Patrons will be encouraged by staff to leave quietly and respect the interests of the occupiers of any nearby noise sensitive premises, where appropriate the licensee or suitable staff member will monitor patrons leaving at the closing time. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties. Contact numbers of local taxi firm(s) shall be kept at the premises and made available
- The premises will conclude licensable activity each day at 00.00 hours

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

The applicant company was represented at the meeting by its agent. The agent had agreed conditions with West Midlands Police, and had amended the scope of the application following discussions with Police, in advance of the meeting. Environmental Health had submitted written representations to the Sub-Committee, which were in the Committee Report. An Environmental Health officer also attended the meeting in person.

The agent addressed the Sub-Committee and confirmed that the application was for the grant of a premises licence to provide late refreshment seven days a week to 02:00 hours. A delivery service would operate from 00:30 until the terminal hour, rather than customers arriving at the premises in person to purchase late night refreshment. This had been agreed with West Midlands Police in advance of the meeting.

The agent addressed the Sub-Committee to explain that the area was populated with a large number of students who tended to eat out for the majority of the time; it was the students who had requested a late night refreshment service from the management. The applicant company was aware that Environmental Health had made an objection, on the grounds that the opening hours were excessively long, and that therefore it was likely that the premises would create public nuisance.

The agent said that the area had many other eateries within walking distance of the instant premises. Those other premises held premises licences permitting late night refreshment. He said that Pizza King, located within walking distance, was permitted to trade to 03:00 hours; furthermore, Bubble

Waffle operated to 05:00 hours. Other licensed premises were located “four or five shops away”.

Before the applicant company had taken the premises on, the venue had been a restaurant. The applicant company had originally applied for what the agent called “the ancillary takeaway”, which had been refused. The application had thereafter been resubmitted. The applicant company had been pleased to enter into discussions with the Police in advance of the meeting, and had “happily agreed” to the amendments to the hours – namely for customer orders in the premises until 00:30 hours, and then a delivery-only service to 02:00 hours.

The agent noted that Environmental Health had also expressed concerns that there were residents living above all the shops. However, he observed that “nearly 90% of shops nationwide have residential accommodation above”, and therefore considered that this was not a justifiable reason for the Sub-Committee to reject the application. He observed that the nearest residential road with houses was a walking distance of approximately one mile away.

The agent observed that the company had recently submitted a similar application in Sutton Coldfield, and objections had been made to that application. However, after that application had been granted, persons who had originally objected on the grounds that nuisance could potentially be created for the residents above the shop had later praised the owners over how well they had maintained the premises and the surrounding area.

The agent assured the Sub-Committee that the operating style of the food business at the instant premises in Selly Oak would be the same as the site in Sutton Coldfield. It was part of a reputable franchise with premises nationwide, which ensured that every branch was well maintained, provided a professional and friendly service, and did not cause nuisance to local residents.

There were many other shops nearby and the neighbourhood was a busy commercial area. The residents living in the accommodation directly above the premises were the company’s own employees. The nearest other residents (not living above nearby shop premises) were “approximately one mile walking distance away”.

There was a rear access for deliveries and these would be carried out at 09:00 or 10:00, once or twice a week. Similarly, waste arrangements had been made for collections once or twice a week, and collection of these would be from the rear.

The agent urged the Sub-Committee to consider all these points carefully before making its decision, asking the Members to note that what the applicant company was proposing was nothing excessive, and indeed was “very reasonable”.

Members noted that the application proposed that service between 00:00 and 02:00 hours would be for delivery only, and the agent asked whether cooking

would be going on up to 02:00 hours. The agent confirmed that this was the case.

The Sub-Committee then heard from an officer from Environmental Health, who said that when he first received the application requesting hours to 02:00, his view was that Environmental Health would not be supporting those hours, as the location was a residential area with flats above the premises, and other flats on the upper floor of adjacent and other nearby shops. These residential apartments above the shops in the nearby vicinity could potentially be impacted by late night opening of Burger and Sauce, and that was the basis of the Environmental Health objection.

The proposed hours, namely to 02:00, were a particular concern in terms of the potential for an adverse impact on residents. The officer considered that in the Oak Tree Lane vicinity, Environmental Health would support hours until 23:00 on weekdays, and midnight on Fridays and Saturdays, as this would broadly correspond with what was permitted in other parts of Birmingham which were not part of the Central Birmingham night-time economy, where the rules were slightly different.

The use of delivery drivers to 02:00 was likely to create nuisance as well, and for that reason Environmental Health only supported operation until 23:00 on weekdays and midnight at weekends.

The extraction system used in the kitchen was a further concern. The officer asked the Sub-Committee to note that disturbance and potential impact on residents would not only be created by customers and/or delivery drivers. The extraction system would be running in the kitchen; there would therefore be a potential for odour and noise, particularly in view of the fact that the extraction system was currently not meeting Environmental Health standards.

The officer expressed concerns that there were residents "adjacent and very close". He advised that although the residents immediately above the premises were employees, Environmental Health would not normally take that into account, as the situation could change in the future if there was no restriction on the use, and anybody could rent the accommodation in the future. In any event, he said, there were people living above shops immediately on either side of the premises, and indeed above shops further down the road.

The officer also briefly mentioned Planning issues, which the Sub-Committee was unable to take into consideration.

Members observed that the agent had already explained that there were other premises with late night refreshment permissions nearby in the area, which were serving even later than the times originally requested by the instant applicant. The Environmental Health officer replied that he had been unable to find any premises in the immediate area that were operating beyond 23:00 hours. He questioned whether the premises mentioned by the agent must perhaps be further away than the immediate vicinity.

In response to this the agent remarked that “just literally just around the corner” there were two licensed shops, and that these were closer to residential houses. He reminded the Sub-Committee that the residents on top of the premises were employees. He did not see how the Burger and Sauce extraction system would affect residents living further away. He reiterated that deliveries to the premises would not create disturbance to anyone.

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

When deliberating, the Sub-Committee noted that the intention was to provide a service which had been requested by the premises’ customers, many of whom were students. The operating schedule had been drafted with regard to the licensing objectives, and had been approved (with amended hours and some additional conditions) by West Midlands Police.

Environmental Health’s submissions had concentrated on Planning considerations, which the Sub-Committee was not able to take into consideration. However, the Members accepted the point that in future those living above the premises might not necessarily be the premises’ own employees.

Having heard about the effect that late-night trading was likely to have on nearby residents in terms of noise and odour, the Members considered that the level of risk to the public nuisance objective warranted a further shortening of the hours. It appeared that operation as a delivery-only service to 02:00 was in fact likely to create public nuisance for those living nearby – via the delivery drivers, and the use of the kitchen extraction system, late at night. The Sub-Committee determined that operation to 00:00 would enable the premises to trade to a late hour whilst ensuring the promotion of the prevention of public nuisance for residents.

Having reduced the hours further, the Sub-Committee resolved that the application could safely be granted together with the additional conditions proposed by the West Midlands Police, as the operating schedule properly addressed the promotion of the licensing objectives.

The Sub-Committee was satisfied that trading in this manner would be unlikely to create a likelihood of public nuisance, as the terminal hour would be 00:00 hours. The Sub-Committee noted Environmental Health’s suggestion of 23:00 as a suitable end time, but felt that this would be unduly restrictive even with residents living above the premises and above nearby shops, as the area was not solely residential. The application was therefore granted with amended hours, and with additional conditions.

In reaching this decision, the Sub-Committee has given due consideration to the City Council’s Statement of Licensing Policy, the Guidance issued under

section 182 of the Licensing Act 2003 by the Secretary of State, the application for a premises licence, the written representations received, and the submissions made at the hearing by the applicant company via its agent, and by those making representations.

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

**GAMBLING ACT 2005 – LICENSED PREMISES GAMING MACHINE PERMIT –  
THE OLD CPURT, 70 HIGH STREET, KINGS HEATH, BIRMINGHAM, B14 7JZ.**

**Please note this application was non-invite.**

\* \* \*

The Chair introduced the Members and officers present and outlined the procedure to be followed at the hearing and invited the Licensing Officer to present his report. David Kennedy Licensing Section, outlined the report.

Members had no questions.

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

6/181223

**RESOLVED:-**

That the application by Inspired Gaming (UK) Limited on behalf of Stonegate Pub Company Ltd, for the variation of a Licensed Premises Gaming Machine Permit in respect of The Old Court, 70 High Street, Kings Heath, Birmingham B14 7JZ, be granted.

The Sub-Committee deliberated the application put forward by the applicant company. The Sub-Committee considered the likely impact of the application, and concluded that by granting this application, the three licensing objectives contained in the Act will be properly promoted.

The premises has the benefit of a current Gaming Machine Permit issued under the Gambling Act 2005, which permits 5 Category C machines. The application was to operate a total of 6 Category C Gaming Machines, within an alcohol licensed premises.

Licensing Enforcement had confirmed that everything was in order after carrying out a site visit. The Sub-Committee therefore granted the variation as requested.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Principles, the Guidance issued under section 25 of the Gambling Act 2005 by the Commission, the application for a Licensed Premises Gaming Machine Permit, and the written representations received.

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**EXCLUSION OF THE PUBLIC**

7/181223 **RESOLVED:-**

That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-

Exempt Paragraph 3

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CHAIR.....



# BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee A</b>
<b>Report of:</b>	<b>Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Monday 22<sup>nd</sup> January 2024</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Grant</b>
<b>Premises:</b>	<b>Mo Wine Shop, 39 Horse Fair, Birmingham, B1 1DA</b>
<b>Ward affected:</b>	<b>Bordesley and Highgate</b>
<b>Contact Officer:</b>	<b>David Kennedy, Principal Licensing Officer, <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

### 1. Purpose of report:

To consider a representation that has been made in respect of an application for a Premises Licence which seeks to permit the Sale of Alcohol (for consumption off the premises) to operate from 07:00am until 12:00midnight (Monday to Sunday).

Premises to remain open to the public from 07:00am until 12:00midnight (Monday to Sunday).

### 2. Recommendation:

To consider the representation that has been made and to determine the application, having regard to:

- The submissions made by all parties
- The Statement of Licensing Policy
- The Public Sector Equality Duty
- The s182 Guidance

### 3. Brief Summary of Report:

An application for a Premises Licence was received on 22<sup>nd</sup> November 2023 in respect of Mo Wine Shop, 39 Horse Fair, Birmingham, B1 1DA.

A representation has been received from other persons.

### 4. Compliance Issues:

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

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

**5. Relevant background/chronology of key events:**

Behzad Zarandi applied on 22<sup>nd</sup> November 2023 for the grant of a Premises Licence for Mo Wine Shop, 39 Horse Fair, Birmingham, B1 1DA.

A representation has been received from other persons, which is attached at Appendix 1.

The application is attached at Appendix 2.

Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 3.

Site Location Plans at Appendix 4.

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 representation as detailed in Appendix 1.

Application Form, Appendix 2.

Conditions agreed with West Midlands Police, Appendix 3.

Site Location Plans, Appendix 4.

**7. Options available**

To Grant the licence in accordance with the application.

To Reject the application.

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

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

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

**From:**

**Sent:** 24 November 2023 11:16

**To:** Licensing

**Subject:** For complaining

Hi,

Greetings of the day,

Hope you are doing well,

I am living in Birmingham, post code is-B11DA. Actually I want to tell that , here is already two to more off licence shops.

And I heard about one shop as well who will get licence for this kind of shop. The shop name is Mo Wine shop, post code is 39 Horse Fair, Birmingham.

So I just want to request to you that please don't allow them because it will make trouble for that people who living there. Because every-time they had issues and fights there. At nights, there were fighting that's big problem for us and our kids. In this kind of atmosphere we didn't feel safe.

So please look after about our situation. I hope you will sort it out. I will very thankful to you.

Thanks,

## Application for a premises licence to be granted under the Licensing Act 2003

Please read the following instructions first

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I Behzad Zarandi  
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

### Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Mo Wine Shop 39 Horse Fair, Birmingham			
Post town	Birmingham	Postcode	B11DA
Telephone number at premises (if any)			
Non-domestic rateable value of premises		9,300	

### Part 2 - Applicant details

Please state whether you are applying for a premises licence as ☐ appropriate ☒ Please tick as appropriate

a)	an individual or individuals *	<input checked="" type="checkbox"/>	please complete section (A)
b)	a person other than an individual *	<input type="checkbox"/>	
i	as a limited company/limited liability partnership	<input type="checkbox"/>	please complete section (B)
ii	as a partnership (other than limited liability)	<input type="checkbox"/>	please complete section (B)
iii	as an unincorporated association or	<input type="checkbox"/>	please complete section (B)
iv	other (for example a statutory corporation)	<input type="checkbox"/>	please complete section (B)
c)	a recognised club	<input type="checkbox"/>	please complete section (B)

d)	a charity		please complete section (B)
e)	the proprietor of an educational establishment		please complete section (B)
f)	a health service body		please complete section (B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section (B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England		please complete section (B)
h)	the chief officer of police of a police force in England and Wales		please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

(A) individual applicants (fill in as applicable)

<b>Mr</b>	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname Zarandi			First names Behzad		
Date of birth		I am 18 years old or over		yes	
Nationality		British			
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)					

**Second individual applicant (if applicable)**

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth or over		I am 18 years old		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service: (please see note 15 for information)					

**(B) Other applicants**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address:
Registered number (where applicable)

Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

### Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
2	0	1 1 2 0 2 8

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Off licence- selling alcoholic and non-alcoholic beverages.

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

--

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a) plays (if ticking yes, fill in box A)	
b) films (if ticking yes, fill in box B)	
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	
e) live music (if ticking yes, fill in box E)	
f) recorded music (if ticking yes, fill in box F)	
g) performances of dance (if ticking yes, fill in box G)	

h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	
----	--	--

Provision of late night refreshment (if ticking yes, fill in box I)	
Supply of alcohol (if ticking yes, fill in box J)	X

In all cases complete boxes K, L and M

# A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

# B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

**C**

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sat			
Sun			

**D**

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

# E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

# F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

# G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

# H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for <u>consumption – please tick</u> (please read guidance note 8)	On the premises		
				Off the premises	X	
				Both		
Day	Start	Finis h	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)			
Mon	0700	2400				
Tue	0700	2400				
Wed	0700	2400				
Thur	0700	2400				<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 8)
Fri	0700	2400				
Sat	0700	2400				
Sun	0700	2400				

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Mahsa Delafkar	
Date of birth	
Address	
Postcode	
Personal licence number (if known) applied for 12578/1	
Issuing licensing authority (if known) Birmingham City Council	

## K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

## L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	0700	2400	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Tue	0700	2400	
Wed	0700	2400	
Thur	0700	2400	
Fri	0700	2400	
Sat	0700	2400	
Sun	0700	2400	

## M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

Staff would be given training on retail sale of alcohol and licensing objectives. CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Birmingham City Council upon request.

b) The prevention of crime and disorder

CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Council upon request.

An incident and refusals log shall be kept at the premises and made available for inspection on request to police or the council

- a) Any complaints received.
- b) Any incidents of disorder.
- c) Any faults in the CCTV system.
- d) Any refusal of the sale of alcohol.
- e) Any visit by a relevant authority or emergency service.

c) Public safety

Generic and fire risk assessments will be in place.

d) The prevention of public nuisance

None needed.

e) The protection of children from harm

<p>Challenge 25 policy will be in place. All service staff will get 'retail sale of alcohol' training.</p>
--

Checklist:

Please tick to indicate agreement

• I have made or enclosed payment of the fee.	x
• I have enclosed the plan of the premises.	x
• I have sent copies of this application and the plan to responsible authorities and others where applicable.	x
• I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	x
• I understand that I must now advertise my application.	x
<ul style="list-style-type: none"> <li>I understand that if I do not comply with the above requirements my application will be rejected.</li> <li>[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).</li> </ul>	x

It is an offence, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

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.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity

Declaration	<ul style="list-style-type: none"> <li>[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).</li> </ul>
-------------	--

	<ul style="list-style-type: none"> <li>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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
Signature	
Date	20.11.2023
Capacity	Leaseholder

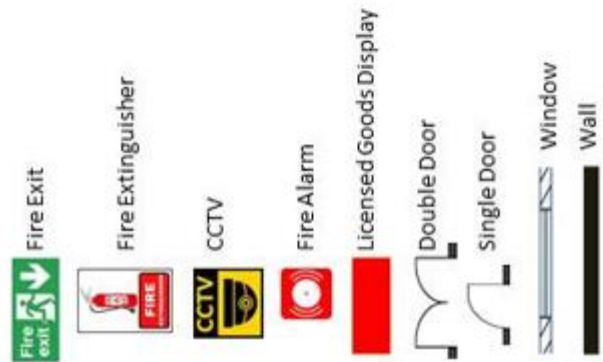
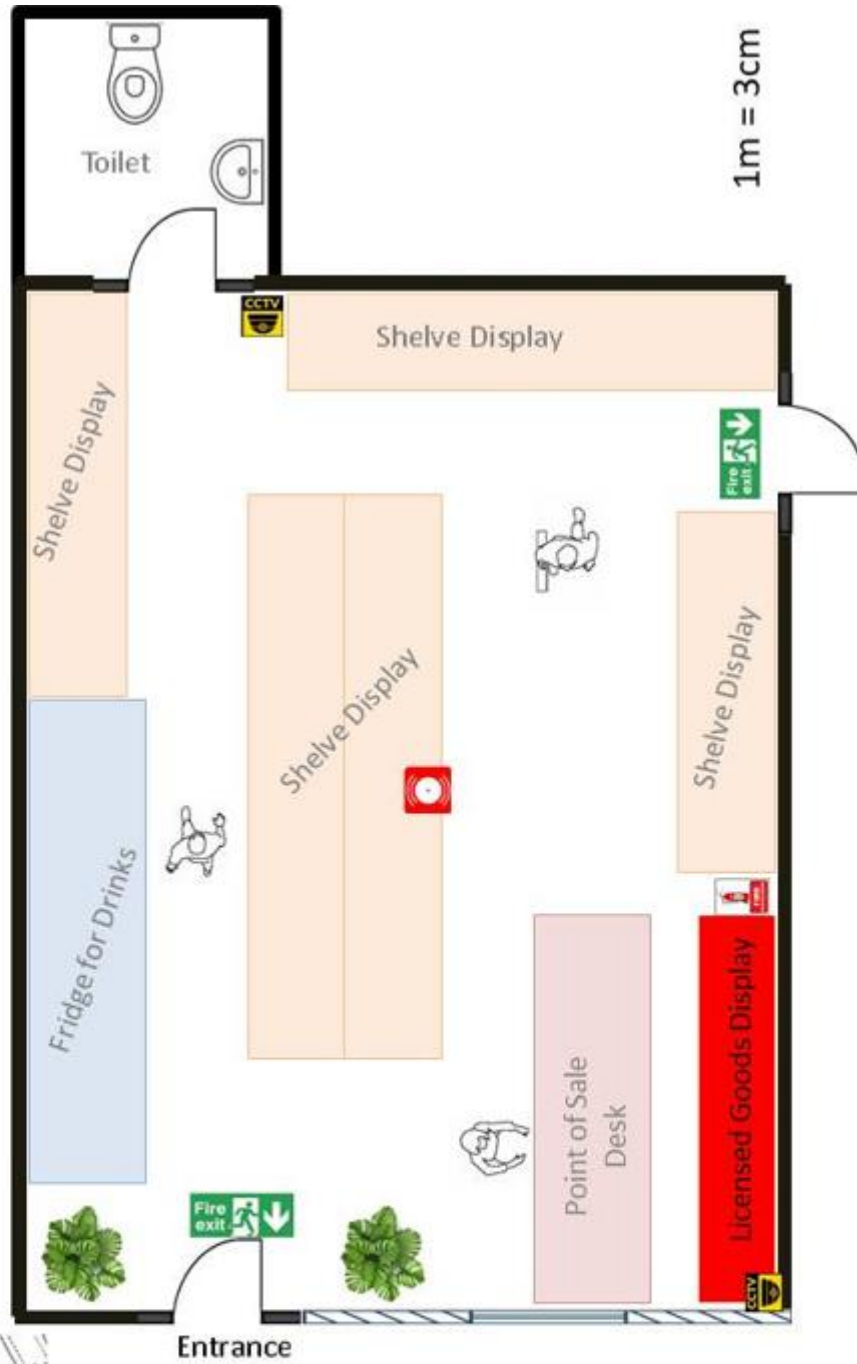
For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			



# Floor Plan of 39 Horse Fair , Birmingham, B1 1DA



From: Mark Swallow <  
Sent: 05 December 2023 08:42  
To: 'Behzad'  
Cc: Licensing  
Subject: Grant Application: Mo Wine Shop: 39 Horse Fair, B1 1DA - 172800

Good Morning Licensing,

Reference the above application the applicants are happy for the additional conditions below to be added to the application.

West Midlands Police therefore with these additions have no objections to the application. I have copied the applicant into this email.

Mark Swallow.

From: Behzad  
Sent: 04 December 2023 16:46  
To: Mark Swallow  
Subject: [External]: Mo wins

We confirm to adopt the proposed conditions in addition to the ones we mentioned in our application.

Thank you 🙏

Proposed Conditions:

*An incident log and refusals log will be maintained at all times and will be checked and signed off by the DPS at regular intervals. These logs will be made available for inspection by any Responsible Authority, upon reasonable request.*

*No single cans/bottles of beer or cider will be sold at any time.*

*Receipts for all purchases from the wholesaler will be retained at the premises and made available for inspection by any Responsible Authority.*

*If the DPS / premises licence holder is not on site, there will be a member of staff left in charge of the premises who will have enough knowledge of the business to liaise with any of the responsible authorities as required.*

*The premises will not supply any form of drinking vessel to customers that are purchasing alcohol.*

*All off sales are only permitted in sealed containers No beer, lager cider or spirit mixtures over 5.5% ABV to be sold.*

*No miniature bottles of spirits to be sold Till prompts to be activated on all alcohol sales (Electronic or otherwise) As soon as possible, from the grant of this licence, the premises shall join the local Pubwatch, or other local crime reduction scheme approved by the police.*

*The Premises Licence Holder will ensure that the disturbance caused to the public is kept to a minimum, signage will be placed in a prominent place asking customers to respect our neighbours, and not to loiter at the front of the premises. This must be strictly controlled by the Premises Licence Holder at all times when the premises are open.*

*The premises staff will ensure that the frontage of the premises is checked regularly for litter and rubbish, clearing any debris away. No rubbish, including bottles, shall be moved, removed, or placed in outside areas between 2200 hours and 0800 hours.*

*All staff to be trained in the prevention of underage sales to a level commensurate with their duties. All such training to be updated as necessary, for instance when legislation changes, and should include training on how to deal with difficult customers. The training should be clearly documented and signed and dated by both the trainer and the member of staff receiving it. The documentation shall be available for inspection on request by any Responsible authority.*

*The premises licence holder or DPS will conduct pre-opening checks of the premises to ensure that there are no risks to patrons and that all safety precautions are in place.*

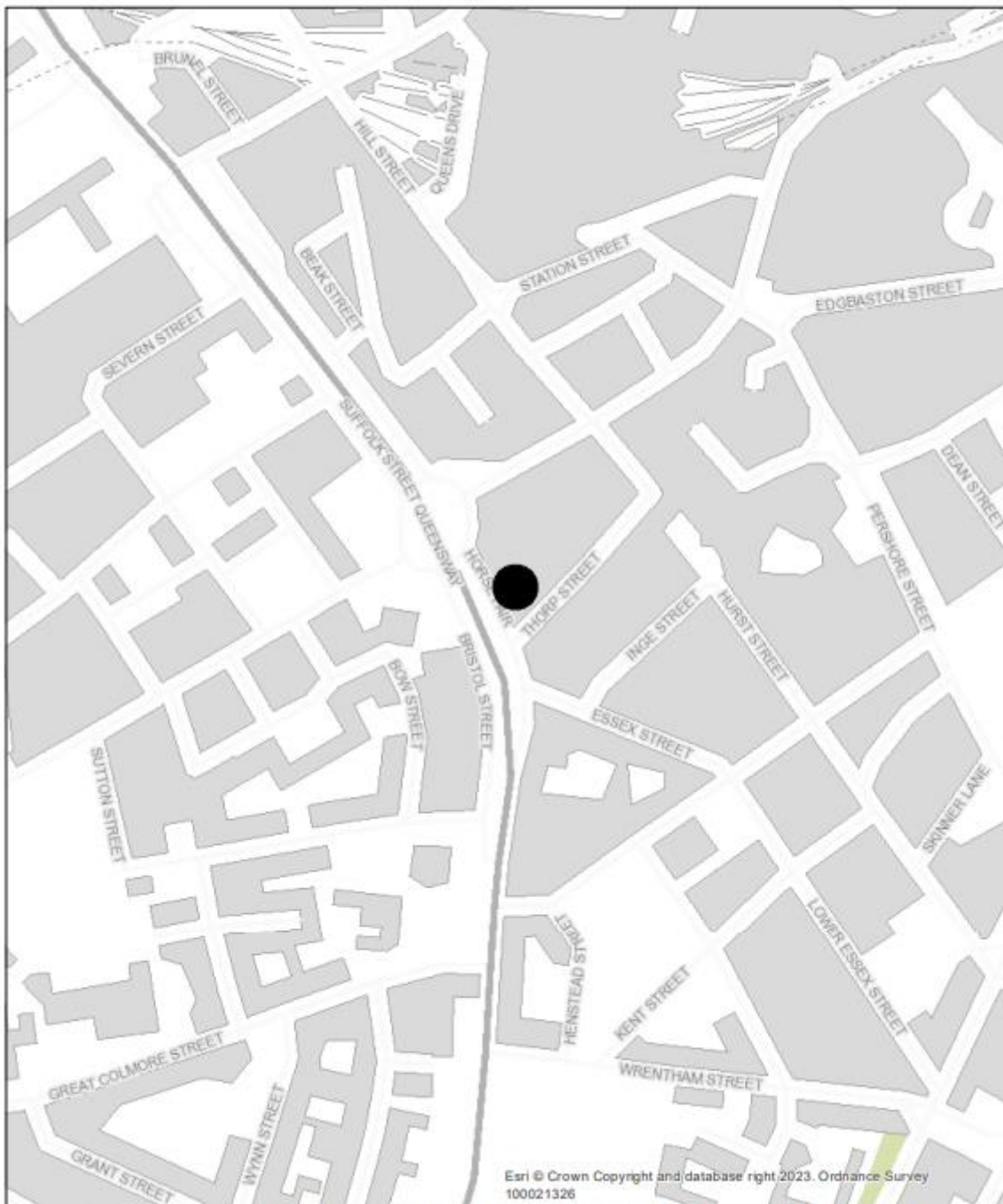
*The licence holder will ensure that all staff receive appropriate training. The licence holder would ensure that all staff are aware of their social and legal obligations and their responsibilities regarding the sale of alcohol. These training records will be retained at the premises, and staff training will take place twice per year.*

*All safety certificates and inspection reports will be kept on site and made available to Responsible Authorities upon request. A Fire Risk Assessment will be held by the Premises licence holder at the premises and made available for inspection at reasonable request.*

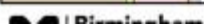
*Challenge 25 Signage shall be displayed prominently throughout the premises. A challenge 25 policy is in place and only recognised forms of ID will be accepted. {PASS accredited ID, passport, or photo driving licence}.*

*A minimum of two members of staff shall be on duty at the premises from 2200 hrs until the premises closes.*

*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. The CCTV will be checked to ensure that it is working each week. This information will be stored for 12 weeks and made available to any of the responsible authorities on request.*



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**Application for a premises licence : Mo Wine Shop  
39 Horsefair, Birmingham. B1 1DA**

**22 January 2024 1000 hrs  
Documentation lodged on behalf of the Premises Licence Holder**

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**Acting for the Premises Licence Holder, I have given full regard to:**

- The representation made against this application.
- The licensing objectives set out in the Licensing Act 2003.
- The Council's Statement of Licensing Policy.
- The Home Office guidance issued under Section 182 of the Act.

**Attached to this pack are the following appendices:**

- A. Additional Conditions agreed with police licensing
- B. Challenge 25 Poster.
- C. Refusals log
- D. Incident log
- E. Staff training log
- F. DPS Authorisations
- G. LA2003 Signage
- H. Till prompt
- I. Response to those who have objected.

Rob Edge (Director)  
Licence Leader Ltd. (Birmingham/Hertfordshire)  
Email. [rob.edge@licence-leader.co.uk](mailto:rob.edge@licence-leader.co.uk)  
Web. [www.licence-leader.co.uk](http://www.licence-leader.co.uk) Tel. 07982917819

**Mo Wine Shop. Additional conditions agreed with  
Mark Swallow of West Midlands Police Licensing on 04/12/2023**

1. An incident log and refusals log will be maintained at all times and will be checked and signed off by the DPS at regular intervals. These logs will be made available for inspection by any Responsible Authority, upon reasonable request.
2. No single cans/bottles of beer or cider will be sold at any time. Receipts for all purchases from the wholesaler will be retained at the premises and made available for inspection by any Responsible Authority.
3. If the DPS / premises licence holder is not on site, there will be a member of staff left in charge of the premises who will have enough knowledge of the business to liaise with any of the responsible authorities as required.
4. The premises will not supply any form of drinking vessel to customers that are purchasing alcohol.
5. All off sales are only permitted in sealed containers No beer, lager cider or spirit mixtures over 5.5% ABV to be sold.
6. No miniature bottles of spirits to be sold Till prompts to be activated on all alcohol sales (Electronic or otherwise) As soon as possible, from the grant of this licence, the premises shall join the local Pubwatch, or other local crime reduction scheme approved by the police.
7. The Premises Licence Holder will ensure that the disturbance caused to the public is kept to a minimum, signage will be placed in a prominent place asking customers to respect our neighbours, and not to loiter at the front of the premises. This must be strictly controlled by the Premises Licence Holder at all times when the premises are open. The premises staff will ensure that the frontage of the premises is checked regularly for litter and rubbish, clearing any debris away. No rubbish, including bottles, shall be moved, removed, or placed in outside areas between 2200 hours and 0800 hours.
8. All staff to be trained in the prevention of underage sales to a level commensurate with their duties. All such training to be updated as necessary, for instance when legislation changes, and should include training on how to deal with difficult customers. The training should be clearly documented and signed and dated by both the trainer and the member of staff receiving it. The documentation shall be available for inspection on request by any Responsible authority.
9. The premises licence holder or DPS will conduct pre-opening checks of the premises to ensure that there are no risks to patrons and that all safety precautions are in place. The licence holder will ensure that all staff receive appropriate training.
10. The licence holder would ensure that all staff are aware of their social and legal obligations and their responsibilities regarding the sale of alcohol. These training records will be retained at the premises, and staff training will take place twice per year. All safety certificates and inspection reports will be kept on site and made available to Responsible Authorities upon request.

11. A Fire Risk Assessment will be held by the Premises licence holder at the premises and made available for inspection at reasonable request.
12. Challenge 25 Signage shall be displayed prominently throughout the premises. A challenge 25 policy is in place and only recognised forms of ID will be accepted. {PASS accredited ID, passport, or photo driving licence}.
13. A minimum of two members of staff shall be on duty at the premises from 2200 hrs until the premises closes.
14. 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. The CCTV will be checked to ensure that it is working each week. This information will be stored for 12 weeks and made available to any of the responsible authorities on request.

Example of the Challenge 25 Posters – Prominently displayed at the premises.



**Example of the Refusals Log being utilised at the premises.**

## Refusals Log – Mo Wine Shop

If a customer appears to be under 25 and fails to produce a valid ID photo, the sale should be **Refused** and recorded in this refusals log. Staff should write an entry with

## No ID – No Sale

**Licence Leader Limited**  
**Alcohol Licensing Services**  
[www.licence-leader.co.uk](http://www.licence-leader.co.uk)  
[rob.edge@licence-leader.co.uk](mailto:rob.edge@licence-leader.co.uk)  
**07982917819**

[illegible]

Example of the Incident Log being utilised at the premises.

## Incident Log Book

### Mo Wine shop

**Please use a separate page in this log for each incident.**  
**Do not put yourself or staff at risk, call 999 or 101 when appropriate.**  
**Staff should write an entry whenever an incident occurs.**

Licence Leader  
 Alcohol Licensing Services  
[www.licence-leader.co.uk](http://www.licence-leader.co.uk)  
 Mobile: 07962917819

Incident Report Log			
Date of incident		Time of incident	
Location		Value of Losses/Damage	
Description of Incident			
Images available	YES/NO	Are still images available	YES/NO
Was it reported to West Midlands Police YES/NO		Crime Number	
If reported to West Midlands Police, was it reported at the time of incident or afterwards:-			
Which staff member was involved with this incident			
What further action has been taken by Premises Licence Holder			
Final comments;			

**Licensing Act 2003 - Staff Training**

Training delivered to all staff will include, not least the following list below, and should also include the fact that staff fully understand all of the content.

➤ It is illegal to sell alcohol to anyone under the age of 18.
➤ It is illegal to sell alcohol to anyone 18 or over if they are buying on behalf of someone under the age of 18.
➤ All premises that sell alcohol must have a Premises Licence and a Designated Premises Supervisor
➤ Staff under the age of 18 must not sell alcohol unless each sale has been approved by the Personal Licence Holder or responsible person aged over 18
➤ The premises Licence holder must display the premises licence inside the premises in a public place
➤ If you are not sure that the customer is 18, ask for proof of age, use the Challenge 25 scheme. If you are not sure, refuse the sale and record in the Refusals Log
➤ Make sure you know the hours allowed within the licence for the sales of alcohol.
➤ Ensure you know all of the conditions within the operating schedule of the premises licence.
➤ Make sure the CCTV is always on and working when the premises is open and trading.
➤ Never serve anyone who is drunk
➤ Always offer 'free' water to anyone who has drunk too much
➤ No alcoholic drink shall be sold for consumption off the premises.
➤ No persons carrying open bottles shall be admitted to the premises at any time.
➤ A record of staff training in relation to the sale of alcohol will be kept on the premises and available to Police or Licensing Authority on request.

**Staff that have been trained must sign below to confirm they have received and understood the training.**

<b>Name</b>	<b>Date</b>	<b>Signature</b>	<b>Comments</b>

**Signed by the DPS.**

<b>Name (Print)</b>	
<b>Signature</b>	
<b>Date</b>	

**Designated Premises Supervisor (DPS)  
Authorisation for Sale/Supply of alcohol**

I am the Designated Premises Supervisor (DPS), and the holder of a Personal Licence and I am the person in a position of authority at the premises.

I hereby authorise the following named personnel to sell and supply alcohol, to comply with the Licensing Act 2003.

This being either when I am present on the premises or in my absence. I can always be contactable on the following telephone number: .....

**Names of Authorised persons:**

I, being a person named below am aware of and accept my responsibilities under the Licensing Act 2003 and will endeavour to comply in accordance with the licensing law and the licence conditions attached to the premises licence.

Name	Personal Licence Number (If Applicable)	Date	Signature

**Designated Premises Supervisor - Authorisation.**

<b>Name:</b>	
<b>Personal Licence Number:</b>	
<b>Signature:</b>	

**Reminder for training**

➤ It is illegal to sell alcohol to anyone under the age of 18.
➤ It is illegal to sell alcohol to anyone 18 or over if they are buying on behalf of someone under the age of 18.
➤ All premises that sell alcohol must have a premises licence and a Designated Premises Supervisor
➤ Staff under the age of 18 must not sell alcohol unless each sale has been approved by the personal licence holder or responsible person aged over 18
➤ It is illegal to sell liqueur chocolates to anyone under the age of 16
➤ If you are not sure that the customer is 18 (alcohol) or 16 (liqueur chocolates, ask for proof of age
➤ I recommend you use a Challenge 25 scheme
➤ If you are still not sure, refuse the sale and record in the Refusals Log
➤ The premises Licence holder must display the premises licence on the premises in a public place

Example of the Signage being utilised at the premises.



As a backup to an electronic till prompt, this will be placed beside the till.

**TILL PROMPT -- CHALLENGE 25**

**Does the person buying alcohol look under 25 .**

**Check ID.**

Enter in "Refusals Log" if sale is refused.

**From:** Rob Edge. (Agent for the applicant)  
**Licence Leader Ltd (Birmingham/Herts)**  
[rob.edge@licence-leader.co.uk](mailto:rob.edge@licence-leader.co.uk)  
Mob. 07982917819



**Dated** 10 January 2024

**To:**

**CC.** Licensing Authority  
Bhupinder Nandhra

*Dear ,*

**Premises Licence Application- Licensing Act 2003. Mo Wine Shop.**

Thank you for your correspondence, Firstly, to introduce myself, I am the licensing agent acting on behalf of the applicant for this premises licence.

As your representations to the application for this premises licence has been forwarded to me by the Licensing Authority, I am responding and hope to answer your questions, and allay any concerns you may have initially had:

My client is a very responsible operator and reputable business person, who has recently taken over this premises.

In response to the points, you have raised, I will cover these below by bullet point:

- The number of premises in area can only be a consideration when they fall within a Cumulative Impact Zone – commonly known as a CIZ. This is not the case for this premises.
  - The applicant has met with West Midlands Police licensing and has agreed a large number of additional conditions to be added to the operating schedule – the Police have now said that they do not intend to object to this application.
  - The operating schedule for this application contains very robust conditions, to evidence that they have listened to the concerns raised in relation to the application.
- a. To ensure that the premises uphold all of the four licensing objectives, the applicant will ensure that the following policies are fully implemented and adhered to:
- Staff training in accordance with the Licensing Act 2003.
  - Licensing Compliance Pack:
    - Refusals log
    - Staff Training
    - DPS Authorisation

-Challenge 25

-Signage.

- b. This is a new premises licence application and must be judged on its own merits, and we are hopeful you will see that the owners wish to work in harmony with their neighbours, although these are the hours they have applied for, they will not necessarily be fully utilising them on a daily basis.
- c. While it may be challenging to have direct control over such noise, there are steps we can take to minimize its impact and demonstrate our commitment to addressing these issues.

Such as:

- **Communication and signage:** Clearly communicate to patrons and visitors the importance of maintaining a respectful noise level when arriving at or leaving our premises. (verbally by staff and with signage)
- d. It should be noted that the Premises Licence Holder intends to implement effective training, operational systems, and robust policies to a high level in the pursuit of good practice, and due diligence.

**Can I ask that, given the information above, you will now consider withdrawing your objections to this application.**

**Please feel free to contact me if you require any further information in relation to the application.**

Kind regards

Signature redacted

Rob Edge (Director) Licence Leader Ltd