

Members are reminded that they must declare all relevant pecuniary and non-pecuniary interests relating to any items of business to be discussed at this meeting

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE B

TUESDAY, 19 DECEMBER 2017 AT 10:00 HOURS
IN COMMITTEE ROOM 1, COUNCIL HOUSE, VICTORIA SQUARE,
BIRMINGHAM, B1 1BB

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

Chairman to advise meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

3 - 144 **3 LICENSING ACT 2003 PREMISES LICENCE – GRANT SELAM EAST**
AFRICA RESTAURANT, 136 – 150 SOHO HILL, BIRMINGHAM, B19 1AF

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

4 OTHER URGENT BUSINESS

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

5 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:-

Minutes - Exempt Paragraphs 3 and 4

PRIVATE AGENDA

1 **LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1976,
TOWN POLICE CLAUSES ACT 1847, PRIVATE HIRE AND HACKNEY
CARRIAGE DRIVER LICENSES**

Report of the Director of Regulation and Enforcement.

(Paragraphs 1 & 7)

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 Chairman are matters of urgency.

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee B
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Tuesday 19th December 2017
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Selam East Africa Restaurant, 136 – 150 Soho Hill, Birmingham, B19 1AF
Ward affected:	Lozells and East Handsworth
Contact Officer:	Shaid Yasser, Senior Licensing Officer, 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:

To consider relevant representations that have been made in respect of an application for a Premises Licence which seeks to permit the Sale of Alcohol (for consumption on the premises) to operate from 12:00midday until 02:00am (Sunday to Friday) and 12:00midday until 03:00am (Saturday).

To permit the provision of Regulated Entertainment consisting of live music, performances of dance and anything of a similar description, to operate indoors only, from 12:00midday until 02:00am (Sunday to Friday) and 12:00midday until 03:00am (Saturday).

To permit the provision of Late Night Refreshment to operate from 11:00pm until 02:00am (Sunday to Friday) and 11:00pm until 03:00am (Saturday).

Premises to remain open to the public from 12:00midday until 02:00am (Sunday to Friday) and 12:00midday until 03:00am (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 30th October 2017 in respect of Selam East Africa Restaurant, 136 – 150 Soho Hill, Birmingham, B19 1AF.

Representations have been received from two responsible authorities.

4. Compliance Issues:

4.1 Consistency with relevant Council Policies, Plans or Strategies:

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

5. Relevant background/chronology of key events:

Teklebrhan Hadgu applied on 30th October 2017 for the grant of a Premises Licence for Selam East Africa Restaurant, 136 – 150 Soho Hill, Birmingham, B19 1AF.

Representations have been received from West Midlands Police and Environmental Health, as responsible authorities, which are attached at Appendices 1 – 2.

Comments have been received by Birmingham City Council Planning, see Appendix 3.

The application is attached at Appendix 4.

Site Location Plans at Appendix 5.

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 – 2

Comments received by Planning, Appendix 3

Application Form, Appendix 4

Site Location Plans, Appendix 5

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.

Appendix 1

From: bw licensing
Sent: 06 November 2017 09:22
To: Licensing Online; bw licensing; Alcohol@homeoffice.gsi.gov.uk; TradingStandards; Pollution Team; firesafety.admin@wmfs.net; PlanningandRegenerationEnquiries; Safeguarding Children & Licensing; Birmingham Public Health
Subject: GRANT - SELAM EAST AFRICAN RESTAURANT - 136-150 SOHO HILL, BIRMINGHAM, B19 1AF

Licensing,

With regards to this application, West Midlands Police formally make representation to this application being granted.

The grounds for making representation are –

- Prevention of crime and disorder – Since the applicant and his business partner have taken over the premises there have been several issues of violence and disorder at the premises which have occurred into the early hours of the morning. Also, over the past year there have been unauthorised licensable activity take place at the premises which the owner has admitted to.
- Prevention of public nuisance – Again, over the past year West Midlands Police have received complaints from local residence of noise which has gone on into the early hours.

Due to the above, West Midlands Police are not satisfied that the applicant or those associated with the premises will promote the licensing objectives.

Regards

Deano

PC 1978 Deano Walker
Birmingham Police Central Licensing Team
Birmingham Partnerships
Lloyd House
Federation Health & Safety Lead.



To:	Licensing Section,	Date: 21st November 2017
From:	Martin Key, Environmental Health, 40 Moat Lane, Birmingham, B5 5BD	
Subject:	Application for Premises License – Licensing Act 2003 Address – Salem Restaurant - Unit 3, 136 – 150 Soho Hill, Birmingham, B19 1AF	

My representation concerns the likely effect of the grant of the licence on the promotion of the following licensing objective

- (c) the prevention of public nuisance

Prevention of Public Nuisance

I have met with the applicant and visited the premises to carry out an assessment and I have some concerns that the application does not reflect the proposed use of the premises. In particular:-

- a) The premises have a planning consent for a restaurant with a limit to the opening hours of 07.00 – 23.30 not until 03.00 on Saturday as proposed in the application
- b) The application is for includes live music but not recorded music
- c) the applicant has advised that the only live music will be non-amplified but the application clearly identifies live amplified music
- d) the application requests late night refreshment – however the red line on the application excludes the kitchen
- e) the plan attached to the application is not as the applicant is proposing to operate the premises – the area shown as the kitchen and excluded from the red line area is actually proposed as part of the premises used for licensable activity and the kitchen is elsewhere in the building
- f) the application requests regulated entertainment until 02.00/03.00 but in section 17 it is proposed to close the premises at 00.00 on Monday and Tuesday.

The premises has been subject to noise complaints in 2017 both about entertainment noise breakout and noise from patrons outside the premises related to activities similar to those proposed in the application. In respect of the proposed entertainment use I am concerned that there are no steps proposed in section 18 of the application under the heading of the prevention of public nuisance that relate to managing the impact of noise from the premises. Having carried out a site inspection the premises are currently not suitable for the type of use proposed without further work. The absence of any external area for smoking other than the frontage on Soho Hill for smoking poses a significant risk of noise impact from patrons using the premises.

I am concerned that the grant of the licence would potentially result in noise nuisance to neighbouring properties due to noise breakout from the building arising from performance of music and the use of the external areas in conjunction with the licensed activity. There is also the risk of noise and odour from the cooking of food affecting the locality given the current arrangements. This concern is based on the previous site history of noise complaints, the type of event proposed, the absence of any effective operating conditions, the building design and structure, the existing noise environment and the proximity of noise sensitive receptors.

Whilst I believe that this concern can ultimately be dealt with by the use of appropriate conditions I am concerned that given the previous experience of site management and the complaints relating to the premises, the required controls may not be applied before the licensable activity commences and this may lead to nuisance. I am also concerned that the application does not adequately address the proposed premises use as outlined in a) to f) above. I have discussed these concerns and proposed conditions with the applicant.

Given the concerns outlined above and the fact that many of the proposed conditions below require further works to be carried out before the operations commence I would recommend refusal of the application until further details and clarification of the application is provided. Committee should consider any information provided at the Hearing which addresses these concerns. An Officer from Environmental Health will be present to advise further should such be provided.

If however, contrary to my recommendation, the licence is granted the condition(s) I suggest to mitigate this concern are listed as C1 to C11 below.

Recommended Conditions

C1 - An assessment of the building design and structure and a proposed scheme of noise insulation and attenuation shall be produced by a suitably qualified and experienced noise consultant. This scheme shall be submitted in writing to the Environmental Protection Unit of Birmingham City Council and no regulated entertainment involving amplified music shall take place until the mitigation measures that have been approved in writing by the Environmental Protection Unit of Birmingham City Council have been implemented. The noise mitigation measures shall be thereafter maintained.

C2 - To avoid nuisance being caused to neighbours the DPS, or other nominated person/staff, shall monitor the external areas of the Premises after 23:00 hours, including the smoking area and frontage onto Soho Hill. If necessary, they shall remind customers to be respectful of neighbours and where necessary they shall limit the number of customers going outside to use the smoking area and take appropriate steps to avoid customers who use the car park area or frontage of the premises causing a nuisance.

C3 - All external doors and windows shall be kept closed during regulated entertainment except as necessary for safe and effective access and egress.

C4 - Prior to any regulated entertainment involving amplified music taking place, a Noise Limiting Device (NLD) of a type approved by the Environmental Protection Unit of Birmingham City Council shall be fitted to the serve any area of the premises used for amplified music or sound. The NLD shall be set at a level agreed with the Environmental Protection Section to ensure that the volume of music is controlled to avoid noise nuisance to the occupiers of nearby buildings. The installation of the NLD shall be notified to the Environmental Protection Section prior to use and shall meet the following criteria:

- a) The device shall be fitted in an approved position by a competent person and once fitted shall not be moved from the approved position or tampered with in any manner unless prior approval is given,
- b) The device shall be capable of either:-
 - i) cutting off the mains power to the amplification equipment if the volume exceeds the pre-set level determined by the Environmental Protection Unit and shall not restore power to the amplification equipment until the NLD is reset by the DPS or their nominated person, or

- ii) otherwise maintaining the volume of the music at the pre-set level determined by the Environmental Protection Unit,
- c) where the NLD operates by cutting off the mains power to the amplification equipment, amplification equipment shall be operated through the sockets/power points linked to and controlled by the NLD at all times,
- d) The NLD shall be maintained in full working order and at the approved pre-set volume whilst the amplification equipment is operational,
- e) Any damage or malfunction to the NLD shall be reported to the Environmental Protection Unit as soon as possible and within 24 working hours of the damage occurring or malfunction being noted. The NLD shall not be used in this damaged or malfunctioning state until approval has been given by the Environmental Protection Unit.

C5 – Prior to any regulated entertainment involving amplified music taking place, the fire exit door to the premises shall be fitted with an audible alarm that sounds in a suitable location in the main bar area to warn staff that the doors have been opened when the building is in use. The DPS or their nominated person shall ensure that fire exit doors are only opened appropriately in an emergency and if the alarm activates shall immediately investigate and ensure the doors are closed as soon as possible.

C6 – The DPS shall, within 3 months of the date of issue of this licence, submit in writing a noise management plan to Environmental Protection Unit of Birmingham City Council. The noise management plan shall outline the measures to be adopted to reduce the noise impact of activities associated with the premises including music, deliveries, recycling and refuse collections, smoking areas, customers and car parks. The noise management plan shall be updated regularly and all staff shall be adequately trained in their role in implementing the plan.

C7 – No drinks shall be removed from the premises in open containers.

C8 – All sealed containers of alcoholic drinks offered for sale for consumption off the premises shall be clearly labelled or marked with the name and postcode of the premises.

C9 - No waste or recyclable material, including bottles, shall be moved, removed or placed in areas outside the premises building between the hours of 22.00 and 08.00.

C10 – The supply of late night refreshment shall not commence until details of the extract ventilation and odour control equipment, including details of any noise levels, noise control

and external ducting has been submitted to and approved in writing by the Environmental Protection Unit of Birmingham City Council. The installation and operation of the extract ventilation and odour control systems shall be in accordance with the approved details and thereafter maintained.

C11 – Patrons shall not remove from the premises late night refreshment provided at the premises.

In light of the matters set out above I object to the licence being granted unless suitable information is provided to demonstrate that the concerns will be satisfactorily addressed.

Martin Key

Environmental Protection Officer

Appendix 3

From: Chantel Blair
Sent: 08 November 2017 11:05
To: Licensing
Cc: bw_licensing
Subject: (GEETA) 2017/004297/ENQ RE: GRANT - SELAM EAST AFRICAN RESTAURANT - 136-150 SOHO HILL, BIRMINGHAM, B19 1AF

Dear Sirs

I have received a licensing consultation regarding SELAM EAST AFRICAN RESTAURANT - 136-150 SOHO HILL, BIRMINGHAM, B19 1AF.

I note that planning permission was recently granted (planning ref: 2017/02551/PA) for part change of use of car sales showroom (sui generis) to form restaurant (Class A3) and associated retrospective alterations to shop front and roller shutter and installation of kitchen extraction equipment - Approved with conditions on 19/05/2017, one condition restricts the hours of use:

Limits the hours of use

The premises shall only be open for customers between the hours of 07:00-23:30 hours Mondays-Sundays.

Reason: In order to define the permission and safeguard the amenities of occupiers of premises/dwellings in the vicinity in accordance with Policy PG3 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.

The Local Planning Authority has no further comments to make with regards to the above enquiry.

Kind regards

Chantel Blair - Senior Planning Management Officer – North West Team

Make planning applications online - www.planningportal.gov.uk/apply | Check if you need planning permission - www.planningportal.gov.uk | Comment on planning applications & search for planning applications and appeals - www.birmingham.gov.uk/planningonline | Submit a pre application enquiry - www.birmingham.gov.uk/preappadvice | Submit a complaint, comment or compliment about the service we provide - www.birmingham.gov.uk/yourviews



YOUR VIEWS

Birmingham City Council | We put citizens first | We are true to our word | We act courageously | We achieve excellence



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

Not Currently In Use

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

Teklebrhan

* Family name

Hadgu

* 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.

BCC
 REGULATION & ENFORCEMENT
 LICENSING SECTION
 DATE RECEIVED

REF NO.

INITIALS

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

☐ 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

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

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

Business name

VAT number

Legal status

Your position in the business

Home country

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 Business Address

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

Building number or name	PMB Licensing
Street	Dog & Partridge 136 High St
District	Brierley hill
City or town	Dudley
County or administrative area	
Postcode	DY5 3BP
Country	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	Selam East Africa Restaurant
Street	136 - 150 Soho Hill
District	
City or town	Birmingham
County or administrative area	
Postcode	B19 1AF
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	9,300

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

Teklebrhan

Family name

Hadgu

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

Documents that demonstrate entitlement to work in the UK

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?

/ /
dd mm yyyy

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

/ /
dd mm yyyy

Provide a general description of the premises

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

Restaurant wishing to sell alcohol alongside the products available

Continued from previous page...

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

Section 6 of 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

MONDAY

Start

End

Start

End

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

Continued from previous page...

TUESDAY

Start 12:00

End 02:00

Start

End

WEDNESDAY

Start 12:00

End 02:00

Start

End

THURSDAY

Start 12:00

End 02:00

Start

End

FRIDAY

Start 12:00

End 02:00

Start

End

SATURDAY

Start 12:00

End 03:00

Start

End

SUNDAY

Start 12:00

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.

MICRIOPHONE,WITH AMPLIFIERS, PIANO KEYBOARD, DJ OR ALL OTHER INSTUMENTS

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.

non

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

Continued from previous page...

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

non

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

☐ Yes

☒ No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start 12:00

End 02:00

Start

End

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

☐ Indoors

☐ Outdoors

☐ Both

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

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

PERFORMANCE BY A SOLO ARTIST OR DANCE TROOPE AS THE ONLY ENTERTAINMENT OR IN SUPPORT OF OTHER ENTAINMENT DURING NORMAL BUSINESS OR AS PART OF FUNCTIONS AND INCLUDING AUDIENCE PARTICIPATION

State any seasonal variations for the performance of dance

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

None

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

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

None

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

Standard Days And Timings

MONDAY

Start 12:00

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 12:00

End 02:00

Start

End

Continued from previous page...

WEDNESDAY

Start 12:00

End 02:00

Start

End

THURSDAY

Start 12:00

End 02:00

Start

End

FRIDAY

Start 12:00

End 02:00

Start

End

SATURDAY

Start 12:00

End 03:00

Start

End

SUNDAY

Start 12:00

End 02:00

Start

End

Give a description of the type of entertainment that will be provided

NY ENTERTAINMENT AS REGULATED UNDER THE LICENSING ACT 2003

Will this entertainment take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

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

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

None

State any seasonal variations for entertainment

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

None

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

Continued from previous page...

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

None

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

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

☒ Indoors

☐ Outdoors

☐ Both

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

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

PROVISION OF HOT FOOD AND DRINK AS WITH DINNER DANCES, PRESENTATION DINNERS CORPORATE ENTAINMENT ETC
PROVISION OF HOT FOOD AVAILABLE DURING NORMAL TRADING

State any seasonal variations

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

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

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

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock.

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

Continued from previous page...

WEDNESDAY

Start 12:00

End 02:00

Start

End

THURSDAY

Start 12:00

End 02:00

Start

End

FRIDAY

Start 12:00

End 02:00

Start

End

SATURDAY

Start 12:00

End 0300:00

Start

End

SUNDAY

Start 12:00

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.

none

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.

none

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

Continued from previous page...

Name

First name

Family name

Date of birth / /
dd mm yyyy

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

- ☐ 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

Continued from previous page...

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

None

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.

None

Continued from previous page...

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)

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

No alcohol or tobacco will ever be purchased from sellers calling at the premise. Exceptions to the condition would be purchases made from authorised representatives who have made prior appointments to visit the store.

☒ All alcohol and tobacco products sold at the premises shall have the relevant UK duty paid.

☒ Foreign tobacco, which does not comply with relevant UK legislation, shall not be stored and/or sold at the premise.

☒ Invoices, or copies of invoices, for all alcohol and tobacco purchases for the sale at the premises, will be retained and kept at the premises, and made available to officers from Trading Standards, the Police or HMRC, upon request

☒ A stock control system will be maintained, to enable the licensee and designated premises supervisor to quickly identify where and when alcoholic and tobacco product have been purchased

☒ An ultra-violet light will be available at the premises and will be used for the purpose of checking the UK Duty Stamps on spirits as soon as practicable after purchase

☒ If any spirits purchased for or on behalf of the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee and/or designated premises supervisor shall notify the supplier to Staffordshire County Council Trading Standards and HMRC as soon as possible.

☒ If any tobacco products purchased for or on behalf of the business does not have UK Duty Paid fiscal mark or are otherwise suspicious, the licensee and/or designated premises supervisor shall notify the supplier to Staffordshire County Council Trading Standards and HMRC as soon as possible.

Protecting Children from Harm

b) The prevention of crime and disorder

1. The CCTV system must be installed and operate internally to cover all areas that licensable activities take place and where alcohol is displayed within any public area.

2. The CCTV unit shall be positioned in a secure part of the licensed premise. Access to the system should be allowed immediately to the Police upon request.

3. A competent trained person in the use of and operation of the CCTV will be in attendance at the premises at all times that licensable activities take place and be able to fully operate the CCTV system to be able to download in a recognised format any information requested by the Police.

4. The CCTV system clock should be set correctly and maintained (taking account of GMT and BST).

5. A facility will be available for the Police to remove from the CCTV system a copy of any material relevant to any ongoing Police investigation.

6. All CCTV images will be retained for a period of not less than 31 day

7. An incident register of all occurrences and ejections from the premises will be maintained at the premises and all details of public order offences will be recorded.

8. All persons involved in the sale of alcohol will receive initial and subsequent 6 monthly refresher training by the Designated Premises Supervisor or an appropriately accredited training provider with regards to the law in relation to the sale of alcohol. This will be recorded in a staff training register and will include, signature of the member of staff, the DPS or an appropriately accredited training provider together with the date.

9. At any time when there is no Personal License holder on the premises there must be at least one member of staff on duty inside the premise who has been authorised by the DPS. Any such person should have seen, read and be fully aware of the conditions of the premise licence and take all steps to ensure that such conditions are adhered to whilst they have responsibility for the premise.

10. A record should be kept detailing, the name and address relative to the person left in charge of the premise and the times and dates when the authority to cover exists, in writing.

11. These should be individual entries covering short periods of time only and should not exceed more than a three week period.

Continued from previous page...

T2. The authorised person should also sign on each occasion that he/she has physically seen inspected and is fully aware of all the conditions attached to the premise licence. The DPS should sign to acknowledge that they agree to the authorised person being in charge of the premise for any times specified. The records of these matters should be kept fully updated at all times.

All Records shall be retained at the premises for a period of no less than 12 months and made available to responsible authorities on request.

c) Public safety

PROMINENT SIGNS WILL BE DISPLAYED REQUESTING CUSTOMERS TO HAVE REGARD FOR LOCAL RESIDENTS WHEN LEAVING THE PREMISES

ADEQUATE BINS ARE AVAILABLE FOR CUSTOMERS TO DISPOSE OF LITTER

d) The prevention of public nuisance

☒ A Challenge 25 policy will be adopted in order to reduce the potential for underage sales of age restricted products including alcohol. If a customer appears to be under 25 years of age and cannot prove that they are eligible to purchase the age restricted item with a valid UK or Ireland Photocard Driving Licence, a valid Passport or PASS accredited proof of age scheme card, they will be refused service.

☒ Challenge 25 posters will be displayed at the premises to reinforce this policy. Posters will be placed at; each till, each area alcohol is stocked and at the point of entry into the store. The posters will be displayed prominently and in sight of customers and staff.

☒ A Refusals Register is to be used to record all incidents when a sale is refused. The register is to be kept in the store at all times unless it is requested by authorised officers of responsible authorities. The Refusal/Challenge Register is to be checked and signed off by the Designated Premises Supervisor every two weeks.

☒ All staff working at the premises involved in the sale of age restricted products including alcohol will receive on-going training and will be refreshed at least every 6 months. This will be recorded in a staff training register and will also include a written test of knowledge. The Training records must be made available to authorised officers of responsible authorities on request. Records shall be retained at the premises.

e) The protection of children from harm

we will operate challenge 25 policy

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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

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

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

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

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

Continued from previous page...

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

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

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

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

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

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

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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

1

Continued from previous page...

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE
* ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15).

1 THE DPS NAMED IN THIS APPLICATION FORM IS ENTITLED TO WORK IN THE UK (AND IS NOT SUBJECT TO CONDITIONS
* PREVENTING HIM OR HER FROM DOING WORK RELATING TO A LICENSABLE ACTIVITY) AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

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

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

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

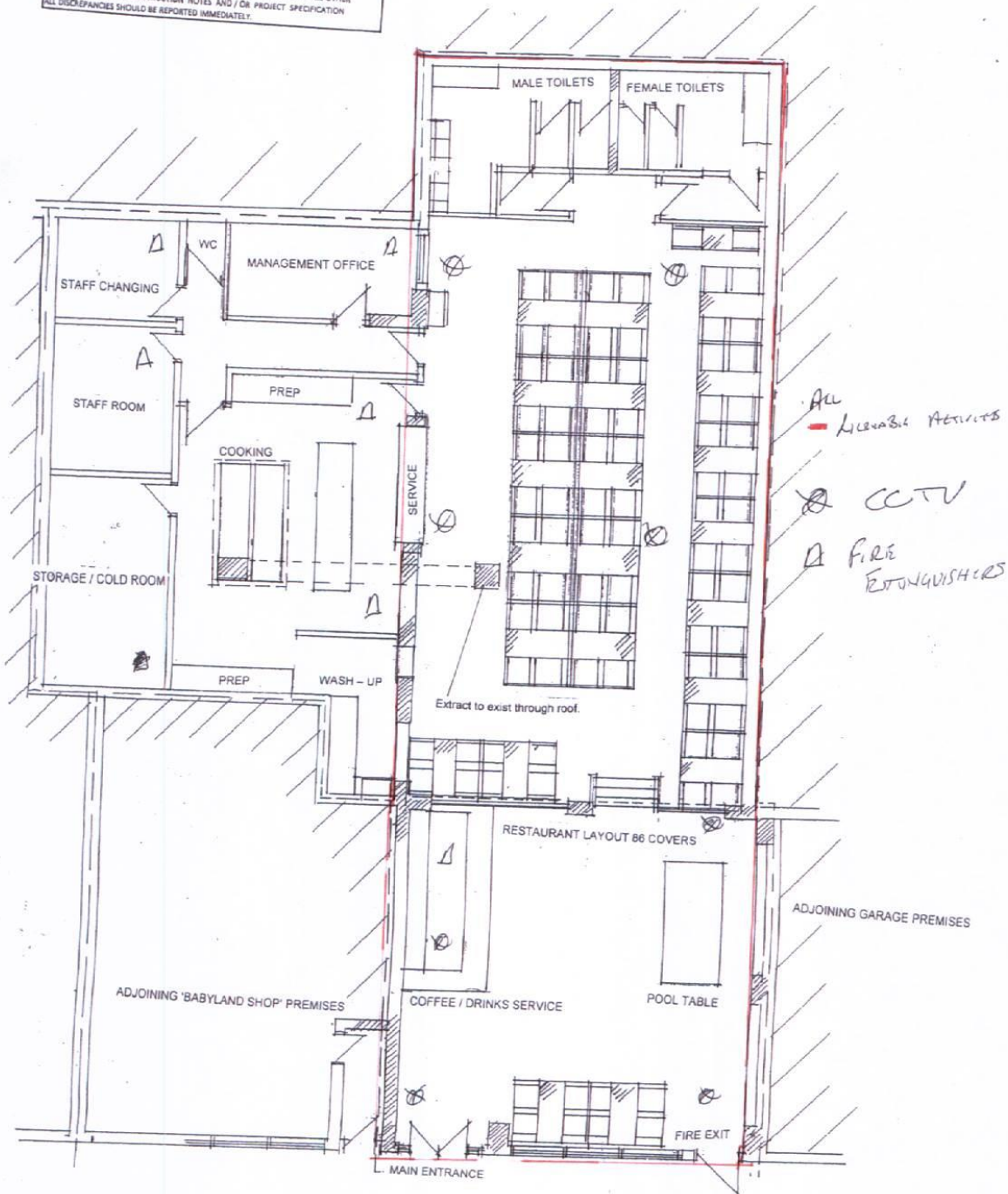
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/birmingham/apply-1> to upload this file and continue with your application.

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

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

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

PRIOR TO THE COMMENCEMENT OF ANY WORKS, THE BUILDER IS TO CHECK AND / OR DETERMINE ALL CONSTRUCTION DETAILS, INCLUDING CHECKING SITE LEVELS AND DIMENSIONS. THIS DRAWING IS TO BE READ IN CONJUNCTION WITH ALL OTHER PROJECT DRAWINGS, CONSTRUCTION NOTES AND / OR PROJECT SPECIFICATION. ALL DISCREPANCIES SHOULD BE REPORTED IMMEDIATELY.



DESIGN HOUSE

580 Moseley Road, Moseley, Birmingham B12 9AA

Alan Garnett TEL : 07913 358 580

PROJECT: UNIT 3, 136-150 CHANDLER ROAD, MANCHESTER

Scale 1:100



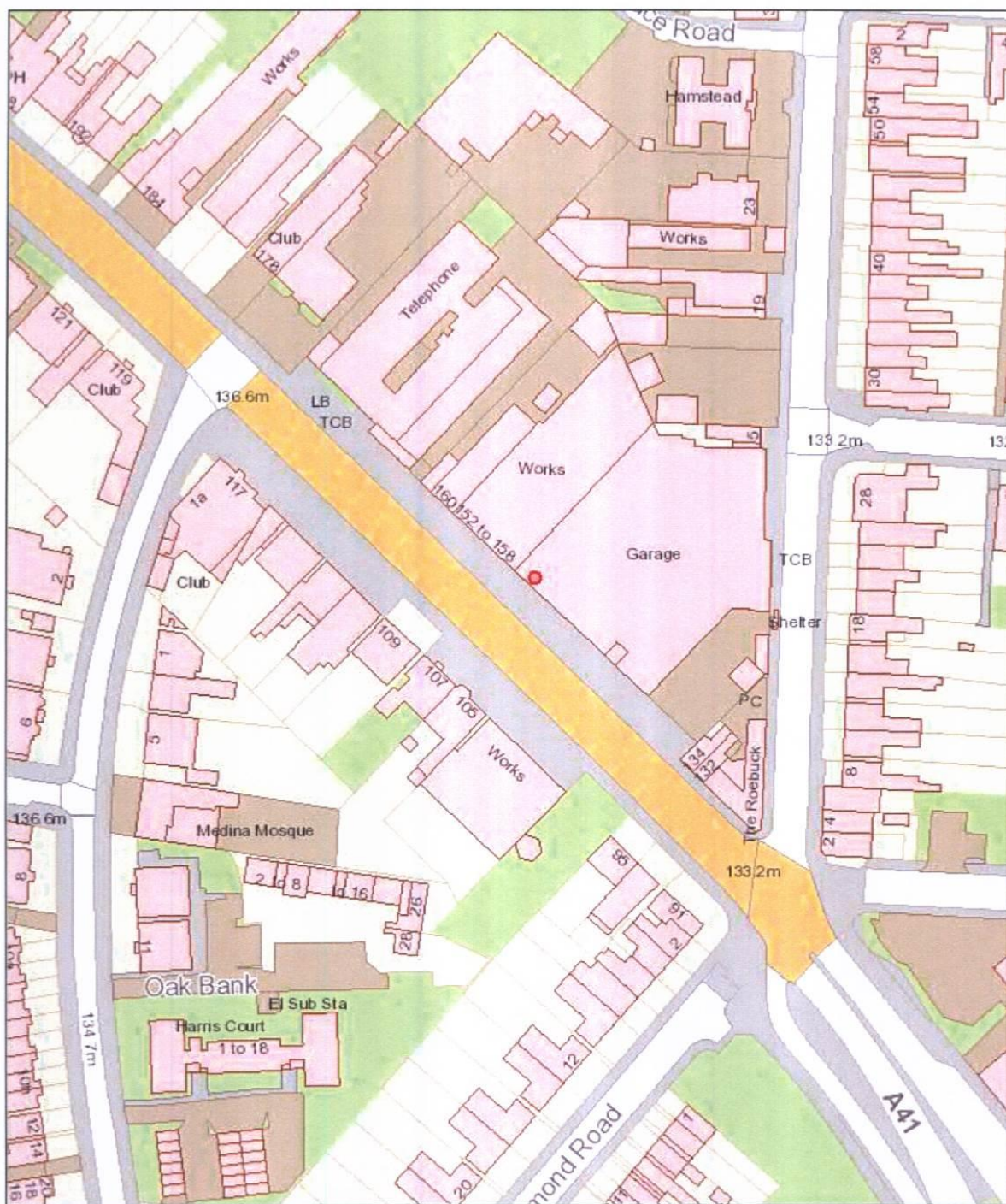
Map Created By:

Notes

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Birmingham City Council

Map Created By:

Notes

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Police Supporting Evidence

For

**Selam Restaurant
152-154 Soho Hill
Hockley
Birmingham
B19 1AF**



WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Statement of: **PC 1978 Deano Walker**

Age if under 18: Over 18 (if over 18 insert 'over 18')

Occupation: **Police Licensing Officer**

This statement (consisting of 3 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

Date **12th December 2017**

Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am PC 1978 Walker of the West Midlands Police currently stationed as part of the Birmingham Police Licensing Team at Police Headquarters, Lloyd House as a Licensing Officer. I have carried out this role for the past 8 years taking responsibility for licensable activity within the Birmingham area.

I make this statement in relation to my dealings with premises known as the Selam Restaurant at 152-154 Soho Hill, Hockley, Birmingham, B19 1AF and also the two males involved in its running Mr Esayas Tesfay and his business partner Mr Teklebrhan Hadgu.

In December 2016 a disorder occurred at a location 152-154 Soho Hill, Hockley, Birmingham, B19 1AF police incident number 393 25th December 2016. The initial call stated that there were 50 to 60 persons with sticks and baseball bats. As a result of this incident police licensing were informed by attending officers as they believed the premises was not licenced. Logged in the police incident report officers state that once inside the premises they spoke to a Mr Teklebrhan Hadgu, he stated that he was the owner of the venue, he had recently taken it over, it was their opening night and he had charged customers a £10 entry fee. Officers also described that once inside they observed a bar area with three staff serving and taking money for the sale of alcohol Mr Hadgu was asked to produce his licence to sell alcohol and also health and safety certificates which he was unable to do and stated he, there was not one in place. At the time officers describe 300 persons in the premises and they were told it was closing at 6am however due to the disorder the Mr Hadgu was advised to close. (Incident ref - 1 refers)

In March 2017 Police Licensing were made aware of a temporary events notice (TEN) applied for at the now called Selam Restaurant at 152-154 Soho Hill, Hockley, Birmingham, B19 1AF and the applicant was Mr Esayas Tesfay. Police licensing met with Mr Tesfay where he confirmed he was the owner of the restaurant along with his business partner Mr Teklebrhan Hadgu. Police Licensing expressed concerns around the fact there had been an unlicensed event at the location in December 2016 and there had been serious disorder. Mr Tesfay admitted the event had taken place, he was unaware a licence was required and this was with him being a personal licence holder and the designated premises supervisor at a local shop. Mr Tesfay also said in his own words "When my people drink they fight" to which he appeared to believe this was acceptable. I pointed out to Mr Tesfay that since the incident in December information had been received that there had been underage sales and further unlicensed activity take place at his restaurant into the early hours. I was not satisfied that the licensing objectives would be promoted by Mr Tesfay if the event was allowed to take place so representation was made to this event and it was refused. (Appendix - 1 refers) & (Incident ref - 2 & 4 refers).

Again in April 2017 Mr Tesfay applied for another TEN at the same location. Again I met with Mr Tesfay and due to the event going into the early hours and also the disorder that had occurred I requested a risk assessment from Mr Tesfay as I wanted assurance that the licensing objectives would be promoted. Over a period of three days Mr Tesfay severed three risk assessments, one was from a planning consultant which was only a generic assessment which covered basic slips trips and falls and the following two other risk assessments came from a security company. The assessments did not relate to an event that had been described in the TEN applications. I contacted the door company who confirmed the assessment had been completed without visiting the location and none related to the event proposed. I subsequently made representation to the event and it was refused. (Appendix - 2 refers).

Signature: Signature witnessed by:

On the 4th July 2017 West Midlands Police received an application for a premises licence at the Selam Restaurant at 152-154 Soho Hill, Hockley, Birmingham, B19 1AF. The applicant was from Mr Esayas Tesfay. I had concerns about the grant of this licence due to hours requested, the disorders that had taken place during unlicensed activity and also do to the applicant not having the right to work in the United Kingdom. I made representation to this licence and the application was refused. (Appendix - 3 refers).

On the 30th October 2017 West Midlands Police received another application for a premises licence for the Selam Restaurant, 152-154 Soho Hill, Hockley, Birmingham, B19 1AF. This application was now being made by Mr Teklebrhan Hadgu who is the business partner of Mr Esayas Tesfay. Due to commitments I was able to assess the application until after the incident that would occur on the 5th November 2017 (explained in the next paragraph). After this incident the application raised concerned for West Midlands Police due to the location, the late times they were requesting, because of the unlicensed activities that had taken place, the disorders that had occurred and also because the applicant and his business partners disregard for promoting the licensing objectives due to unlicensed events which caused crime and disorder. Further enquiries by me also confirmed that the location was a former car sales showroom which had now been converted into a restaurant. Checking with Birmingham Council planning I found that the location had recently gone through an application to change the use, this was accepted however the opening times were restricted from 0700hrs to 2330hrs 7 days a week. This time restriction was due to the location of and its proximity to residential properties. Because of the concerns I have about the venue and the operator's representation has been made to this licence being granted. (Appendix - 4 refers).

On the 5th November 2017 between 0057hrs and 0507hrs police received 5 calls all about the Selam Restaurant all indicting that there was issues of disorder at the premises. The first call at 0057hrs was from a male stating that he had paid money for a concert but he was being refused entry. The second was at 0454hrs from an unknown person and the police operator could here disorder taking place in the background. This call was then matched with the third call at 0555hrs stating there was disorder at the restaurant. Reports stated there were 20 people fighting in the venue and bottles were being thrown. On police arrival they saw a male (believed to be related to the owner Mr Tesfay) extremely intoxicated, lay on the floor, he had sustained an injury and there was blood on his ear. Staff then informed officers that a Mr Tesfay was the owner and he could be contacted on a mobile number given. Officer's enquiries found that the disorder had been caused by drunken males being ejected from the club and were not happy as they had paid to get in. No complaints were made from any person. The next two calls were all relating to the same disorder informing police the location was under attack by 15 males and it was mayhem at the Salem Club and widows were being smashed. (Incidents ref - 5 to 9 refers).

As a result of the incident on the 5th November a male attended the police station on the 18th November stating that he had been assaulted by the doorstaff during the disorder at Selam Restaurant. The male stated he was punched in the face which caused him to fall back, hit his head on the ground causing bleeding from his ear. The male was taken to hospital by friends where it was discovered he had fractured his skull in two places. (Crime ref - 1 refers)

On the 6th November 2017 enquiries made me aware that a TEN had been submitted by Mr Tesfay for an event dated the 4th November to the 5th November 2017 from 2300hrs to 0500hrs but checking police systems I could not find this TEN being submitted to the police. I contacted Birmingham City Council Licensing and asked for the details of this application which they forwarded onto me and at the same time I emailed Mr Tesfay asking how he had served the application on the police. On examining the application and the information from Mr Tesfay I saw that the serving of the TEN on the Council and Environmental Health had been completed correctly however serving it on the Police were errors. Mr Tesfay had sent his application to bw-licensing@west-miland.pnn.police.uk instead of bw_licensing@west-midlands.pnn.police.uk. I again emailed Mr Tesfay informing him of the errors, the email he sent the application to did not exist and that his email account would have sent him an error to this effect. I also pointed out in the email that due to no submission of this application to the police he had again carried out unlicensed activity on the dates. Having had previous email correspondence with Mr Tesfay over the months, I know he has both the Birmingham Police licensing email and also my own police email addresses to serve the TEN. I believe it was his intention not to serve it correctly on the police and at the same time making other responsible authorities believe it had. As a result of the unlicensed events I am aware that Mr Tesfay has been interviewed by Birmingham City Council Licensing Enforcement Department where he has admitted carrying out these events for which he has received a caution. (Appendix ref - 5 refers).

On Thursday the 30th November 2016 Mr Tesfay, Mr Hadgu along with their licensing consultant Patrick Burke attended Police Headquarters for a discussion around the new application and the issues the applicants and the Salem Restaurant has caused. Both Mr Tesfay and Mr Hadgu admitted they had carried out unlicensed activity over the months but they needed to do it as they had invested a great deal of money at the location and were not making a profit.

Signature: Signature witnessed by:

Dealings with the location have seen various applications for premises licences and TENS either in the name of Mr Esayas Tesfay or Mr Teklebrhan Hadgu. However, Police Licensing can evidence that the applications are of a business interest to both as they have a financial interest in the venue. This evidence is through Companies House, a Facebook page and advertisements through internet searches.

Over the past 12 months I am also aware that there have been issues from local residence where they have to endure noise from music and crime and disorder into the early hours. As a result of this, Birmingham Environmental Health is investigating the issues and has also made representation to the current application. Searches earlier this year on Facebook found the venue advertising they were open until 5am on Friday and Saturday nights and then until 2am other days. In November 2017 further searches have found the premises advertising its opening hours are from 12pm through until 3am daily. (Appendix ref -- 6 refers).

West Midlands Police have grave concerns with not only the issue of a late night licence for any licensable activity at the premises but also the applicant and his business partner. There has been continuous unlicensed activity take place which has been admitted by the owners but they have continued to open, sell alcohol and live music which has resulted in serious crime and disorder.

West Midlands Police believe the owners of the Selam Restaurant have total disregard for any of the licensing objectives even though both hold a personal licence. They have put and will continue to put profit over public safety and if a licence is granted there will be further public nuisance, the public will be put at risk from crime and disorder and children may be put at harm.

Signature: Signature witnessed by:

Witness contact details

URN: / / /

Name of witness: Mr/Mrs/Ms/Miss/Dr

Former name.....*Email address:

*Email address needed for correspondence i.e. support material to be sent

Address.....Postcode:

Preferred telephone number: Alternate telephone number:

Agreed means of contact and frequency:

Gender..... Date and place of birth..... Ethnicity Code (16+1).....

DATES OF WITNESS NON-AVAILABILITY: (12 months)**Witness care**

Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? (youth under 18; witness with mental disorder, learning or physical disability; or witness in fear of giving evidence or witness is the complainant in a sexual offence case. ALSO crimes involving gun and knife crimes and victims of Modern Slavery Act 2015)

Yes ☐ No ☐ If 'Yes', submit MG2 with file in NGAP, contested or indictable only cases OR to read VPS in GAP cases.

Witness Consent (for witness completion)

- | | | | |
|---|------------------------------|-----------------------------|------------------------------|
| a) I am aware that I may have to attend court. | Yes <input type="checkbox"/> | | |
| b) I have been given the Victims' leaflet with the crime number on . | Yes <input type="checkbox"/> | No <input type="checkbox"/> | |
| c) The Victim Personal Statement scheme (victims only) has been offered to me. | Yes <input type="checkbox"/> | No <input type="checkbox"/> | |
| d) It has been explained to me what will happen next with this investigation | Yes <input type="checkbox"/> | No <input type="checkbox"/> | |
| e) I consent to police having access to my medical record(s) in relation to this matter (obtained in accordance with local practice) | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| f) I consent to the statement being disclosed for the purposes of civil proceedings if applicable, e.g. child care proceedings, CICA, CLPD. | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| g) Child witness cases only. I have had the provision regarding reporting restrictions explained to me. | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |
| I would like the CPS to apply for reporting restrictions on my behalf. | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |

- I understand that the information recorded above will be passed on to the Witness Service, which offers help and support to witnesses pre-trial and at court.
- I understand that my details may be passed to other agencies who can offer me help and support in relation to being a victim of this crime.

I give my informed and explicit consent for my personal details to be passed to other agencies that can support me or are involved in the criminal justice process. Yes ☐ No ☐

Signature..... Date.....

Parent/guardian signature..... Date.....

Address.....

..... Contact tel no.....

Supporter signature..... Date.....

Statement taken by (print name): Station:

Time and place statement taken:




Police Incident Logs



Incident Index

Ref	Date	Time	Incident Description	Police Concerns
1	25th December 2017	0403hrs	Report to police of 50 to 60 people fighting at the premises and were using sticks and baseball bats. Officers found around 300 people in the venue, observed staff behind the bar serving customers with alcohol and taking money. The owner stated he had just taken over the premises and it was their opening night. Owners had charged a £10 entrance fee and it was open until 6am. Police asked for the licence and was unable to produce and was then advised to close.	The venue was having unlicensed activity which included the sale of alcohol and entertainment.
2	3rd February 2017	1950hrs	Information from an unknown person saying there was underage drinking taking place, illegal immigrants being employed and they don't have a music licence.	At the time of this call, the venue does not have a licence for entertainment and police believe other licensable activity has been taking place.
3	23rd April 2017	0411hrs	Call from anonymous male saying he's going to blow this down!!! Police received a call back saying that it was a drunken friend making the call and there was no emergency.	Police believe that the Selam was open that night again having unlicensed activity again.
4	15th June 2017	0145hrs	Anonymous caller saying that the Selam is selling alcohol to underage kids and also smoking shisha pipes.	Police believe that the Selam opening and carrying out unlicensed activity.
5	5th November 2017	0057hrs	Call from a male saying he had paid money for a concert and been refused entry.	Again, police believe that more events being held late into the night as this was when they applied for a TEN but not submitted to the police.
6	5th November 2017	0454hrs	Call to police with the sound of disorder and people arguing in the back ground.	Police believe the venue was open during the whole evening on the 5th November as this was when they applied for a TEN but not submitted to the police.

7	5th November 2017	0455hrs	Call to police stating there was disorder at the Selam Restaurant. Caller said there were 20 persons fighting and throwing bottles. Officers found an injured male on the floor, blood coming from his ear and was extremely intoxicated. Officer was told that drunken males had been ejected from the location and had attempted to get back in. Injured male was taken to hospital by his friends.	The venue was having unlicensed activity which included the sale of alcohol and entertainment. Police believe the injured male was related to the owner. It was later discovered that the male injured had fractured his skull in two places when he was punched and fell to the ground.
8	5th November 2017	0505hrs	Call to police stating there were 15 guys trying to force the door at the venue.	This was matched with all incidents above.
9	5th November 2017	0507hrs	Call to police stating it was mayhem at the Selam Club, fighting and smashing windows.	This was matched with all incidents above.

Restricted				
West Midlands Police command and control				
Ref No	Date	Time	Incident	
393	25-DEC-16	04:03:29	DISORDER	
Crime Number	Beat	SIG Warnings		
	BWLB			
Location	R J VICKERS & SONS LTD-152 - 154,SOHO HILL,HOCKLEY-BIRMINGHAM-WEST MIDLANDS,			
Caller:				
Caller Add:				
Caller Tel. No.:				
Final Classification.:				
Detail	BIG DISTURBANCE OUTSIDE AFRICAN NIGHTCLUB - 50 TO 60 PEOPLE WITH STICKS AND BASEBALL			

Time	Date	Update
04:04:09	25-12-16	Routed To Radio Operator(s)
04:04:10	25-12-16	CLI data: 02- [REDACTED]
04:04:10	25-12-16	405683- 288464- 2919- 2919- 90- 0-
04:04:30	25-12-16	STATES WINDOWS AND CARS BEING PUT
04:04:42	25-12-16	CALLER WAS IN A LITTLE BIT OF A HURRY TO
04:04:44	25-12-16	Incident Transfer Accepted by terminal BWR1
04:04:52	25-12-16	Incident Switch to Terminal YMR1-YMR2
04:04:52	25-12-16	FOR INFO
04:04:52	25-12-16	Incident Switch
04:05:20	25-12-16	HAS CLEARED LINE NOW
04:05:44	25-12-16	Incident Switch to Terminal YMR1-YMR2
04:05:44	25-12-16	FOR A DOG PLEASE
04:05:44	25-12-16	Incident Switch
04:06:19	25-12-16	RCO65 Automatic STM Notification generated
04:06:19	25-12-16	RCO65 Despatched
04:06:43	25-12-16	Incident Switch Accepted By YMR1
04:07:09	25-12-16	AK1 Automatic STM Notification generated
04:07:09	25-12-16	AK1 Despatched
04:07:10	25-12-16	BROADCAST TG080
04:07:19	25-12-16	AD52 Automatic STM Notification generated
04:07:19	25-12-16	AD52 Despatched
04:07:26	25-12-16	AD55 Automatic STM Notification generated
04:07:26	25-12-16	AD55 Despatched
04:07:28	25-12-16	MOBILE GOING TO ANSWER SERVICE
04:07:40	25-12-16	RCR1 Automatic STM Notification generated
04:07:40	25-12-16	Resource Despatch Processing abandoned
04:07:40	25-12-16	RCR1 Despatched
04:08:49	25-12-16	FROM RCO64 GATSO NEW JOHN ST
04:09:21	25-12-16	RCO65 Already Despatched
04:09:19	25-12-16	THE CLOSEST CAMERA IS NUMBER 13
04:09:38	25-12-16	AK1 Arrived at Incident
04:10:17	25-12-16	AD52 Arrived at Incident
04:10:19	25-12-16	RCR1 AD SPEED CAMERA NEW JOHN ST
04:12:11	25-12-16	RCR1 Arrived at Incident
04:12:50	25-12-16	NO DISORDER AT THE LOCATION
04:14:12	25-12-16	2 BROTHERS WHERE FIGHTING THEY HAVE

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04:14:53	25-12-16	NOW CLEARED
04:14:53	25-12-16	AD55 Cancelled
04:14:57	25-12-16	AK1 STAYING AT THE LOCATION WHILST THE PLCE EMPTIES
04:17:26	25-12-16	Resources Dealing with this Incident Enquiry
04:26:31	25-12-16	AD52 Redeployed to Incident 413 25-12-16
04:26:36	25-12-16	AK1 Redeployed to Incident 364 25-12-16
04:31:54	25-12-16	Resources Dealing with this Incident Enquiry
04:41:03	25-12-16	Incident Transferred by terminal BWR1 to
04:41:03	25-12-16	FOR HOLDING
04:41:03	25-12-16	Incident Transfer
04:43:24	25-12-16	Transferred- but not accepted
04:43:29	25-12-16	IT
04:47:44	25-12-16	Resources Dealing with this Incident Enquiry
04:54:32	25-12-16	Incident Transferred by terminal BWR1 to
04:54:32	25-12-16	FOR HOLDING
04:54:32	25-12-16	Incident Transfer
05:00:24	25-12-16	Job 1: - FOR LICENSING SERVING OVER
05:00:24	25-12-16	LICENCE
05:00:51	25-12-16	FOR THE ATTENTION OF LICENSING AS SERVING WITHOUT A
05:00:53	25-12-16	LICENCE
05:14:38	25-12-16	PNC - @TR
05:15:34	25-12-16	NO MATCH FOR [REDACTED]
06:02:29	25-12-16	Transferred- but not accepted
06:03:13	25-12-16	Incident Transferred by terminal BWR1 to
06:03:13	25-12-16	FOR THE MORNING
06:03:13	25-12-16	Incident Transfer
06:03:46	25-12-16	Incident Transfer Accepted by terminal BWR3
06:03:53	25-12-16	All Resources Leave Scene-Dispatch Cancelled
06:03:57	25-12-16	Incident Transferred by terminal BWR3 to
06:03:57	25-12-16	
06:03:57	25-12-16	Incident Transfer
06:04:02	25-12-16	Incident Transfer Accepted by terminal BVSP3
06:04:41	25-12-16	Defer to BVSP3 Date 28-12-16 Time 0900
06:04:41	25-12-16	FOR ATTN OOF LICENCING
15:18:49	25-12-16	FROM 0934: OFFICERS ATTENDED THE LOCATION DUE TO
15:18:49	25-12-16	DISORDER- THE CURRENT NAME FOR THE
15:18:49	25-12-16	SALAMS THE OWNER TEKLEBRHAN HADGU
15:18:49	25-12-16	OF [REDACTED] MOBILE NO:
15:18:49	25-12-16	THE STATED THAT HE ONLY RECENTLY HAD
15:18:49	25-12-16	PREMISES AND HE WAS THE OPENING NIGHT UPON ENTRANCE
15:18:49	25-12-16	TO THE LEFT SIDE THERE WAS A BAR AND 3
15:18:49	25-12-16	SERVING ALCOHOL AND CHARGING FOR IT WHEN ASKED ABOUT
15:18:49	25-12-16	THE OPERATION LICENCE HE COULD NOT PRODUCE IT AND
15:18:49	25-12-16	THEN STATED THE HE DIDNT HAVE ONE
15:18:49	25-12-16	APPROXIMATELY 300 PEOPLE AT THE LOCATION AND HAD BEEN
15:18:49	25-12-16	CHARGED 1000 ENTRY FEE THE VENUE WAS

15:18:49	25-12-16	THE OPERATION LICENCE HE COULD NOT PRODUCE IT AND
15:18:49	25-12-16	THEN STATED THE HE DIDNT HAVE ONE THERE WERE
15:18:49	25-12-16	APPROXIMATELY 300 PEOPLE AT THE LOCATION AND HAD BEEN
15:18:49	25-12-16	CHARGED 1000 ENTRY FEE THE VENUE WAS SUPPOSE TO
15:18:49	25-12-16	CLOSE A 6AM- DUE TO THE DISORDER OFFICER AT THE SCENE
15:18:49	25-12-16	SHUT THE VENUE HE ALSO COULD NOT PROVIDE HEALTH AND
15:18:49	25-12-16	SATETY CERTIFICATES WHEN ASKED HE WAS INFORMED THE
15:18:49	25-12-16	HE WOULD BE REPORTED TO THE LICENSING DEPT PLSE
15:18:49	25-12-16	DEFER FOR THE LICENSING TEAM
15:20:59	25-12-16	Resources Dealing with this Incident Enquiry
04:42:45	26-12-16	Monday 26 Dec 2016
09:00:37	28-12-16	Wednesday 28 Dec 2016
09:00:37	28-12-16	Defer Time Reached
09:00:38	28-12-16	Incident Deferral Accepted by terminal BVSP3
09:51:13	28-12-16	Overdue Time Reached
09:51:19	28-12-16	
10:41:33	28-12-16	Overdue Time Reached
10:43:20	28-12-16	
11:33:35	28-12-16	Overdue Time Reached
11:36:46	28-12-16	
12:27:27	28-12-16	Overdue Time Reached
12:27:52	28-12-16	
13:18:31	28-12-16	Overdue Time Reached
13:59:49	28-12-16	Overdue Time Reached
14:03:08	28-12-16	
14:53:12	28-12-16	Overdue Time Reached
14:59:09	28-12-16	
15:49:17	28-12-16	Overdue Time Reached
15:50:05	28-12-16	
15:59:13	28-12-16	
16:49:21	28-12-16	Overdue Time Reached
16:54:19	28-12-16	
17:44:28	28-12-16	Overdue Time Reached
17:47:07	28-12-16	Defer to BVSP3 Date 29-12-16 Time 0745
17:47:07	28-12-16	FOR CONTACT WITH LICENSING TEAM
07:45:29	29-12-16	Thursday 29 Dec 2016
07:45:29	29-12-16	Defer Time Reached
07:45:33	29-12-16	Incident Deferral Accepted by terminal BVSP3
07:46:44	29-12-16	Personnel Searcher (View Only)
07:48:13	29-12-16	ONLY HIT ON BLUE PAGES IS Y7B61 6676 OR 0121 626
07:48:19	29-12-16	Y6099XXXX 6099
08:39:10	29-12-16	Overdue Time Reached
08:43:48	29-12-16	
09:34:16	29-12-16	Overdue Time Reached
09:35:30	29-12-16	
09:35:30	29-12-16	MESSAGE LEFT - HOWEVER AS THEY MAY

07:48:19	29-12-16	Y6099XXX 6099
08:39:10	29-12-16	Overdue Time Reached
08:43:48	29-12-16	
09:34:16	29-12-16	Overdue Time Reached
09:35:30	29-12-16	
09:37:14	29-12-16	MESSAGE LEFT - HOWEVER AS THEY MAY NOT LISTED - LOG
09:37:17	29-12-16	TO REMAIN OPEN
09:37:46	29-12-16	Defer to BVSP3 Date 30-12-16 Time 1000
21:44:41	29-12-16	Deferral Removed
21:44:52	29-12-16	EMAIL SENT TO PS 0449 HUSSAIN
21:44:55	29-12-16	Incident Close-Result failed - Outstanding Jobs
21:44:59	29-12-16	Job No 1 Completed
21:44:59	29-12-16	View Incident Jobs
21:45:11	29-12-16	Incident Closed By Terminal BVSP3
21:45:11	29-12-16	Incident End (Result - Close)

Restricted

2

Restricted			
West Midlands Police command and control report			
Ref No	Date Occurred	Time Occurred	Incident Type
2288	03-FEB-17	19:50:00	MISCELLANEOUS
Crime Number	Beat	SIG Warnings	
	BWLB		
Location	R J VICKERS & SONS LTD-152 - 154,SOHO HILL,HOCKLEY-BIRMINGHAM-WEST MIDLANDS,		
Caller:	ANON		
Caller Add:			
Caller Tel. No.:			
Final Classification.:			
Detail	CALLER WHO WANTED TO REMAIN ANON HAS SAID HE WANTS TO REPORT UNDERAGE DRINKING- ILLEGAL IMMIGRANTS BEING EMPLOYED- NO MUSIC LICENCE.		



Time	Date	Update
19:53:29	03-02-17	THE PREMISES IS NOW CALLED SALAM
19:53:41	03-02-17	(CALLER CONTACTING US SAYING HIS FRIEND OWNS NEARBY
19:53:57	03-02-17	RESTAURANT AND THE OWNERS OF SALAM ARE NOT PLAYING
19:54:01	03-02-17	BY THE RULES)
19:57:27	03-02-17	I HAVE ADVISED TO CONTACT COUNCIL AND IMMIGRATION
19:57:33	03-02-17	AND SENT EMAIL TO BW LICENSING
19:57:38	03-02-17	Incident End (Result - Close)
19:58:10	03-02-17	Incident Closed By Terminal WBCHG5
19:58:10	03-02-17	Incident End (Result - Close)

Restricted

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3

Restricted			
West Midlands Police command and control report			
Ref No	Date Occurred	Time Occurred	Incident Type
493	23-APR-17	04:11:23	DISORDER
Crime Number	Beat	SIG Warnings	
	BWLB		
Location	SOHO HILL, HOCKLEY-BIRMINGHAM-WEST MIDLANDS,		
Caller:	ANON MALE		
Caller Add:			
Caller Tel. No.:			
Final Classification.:			
Detail	FORIEGN MALE WANTING POLICE SAYING I AM GOING TO BLOW THIS DOWN WHILST ARGUYING WITH OTHER MALES THEN LINE CLEARED		

Time	Date	Update
04:12:41	23-04-17	Routed To Radlo Operator(s)
04:12:41	23-04-17	CLI data: 3G UK LTD- [REDACTED]
04:12:41	23-04-17	405575- 289108- 1200- 1200- 95- 90- OSGB36
04:12:44	23-04-17	Incident Transfer Accepted by terminal BWR1
04:13:05	23-04-17	NOT SURE WHAT HE MEANT BY BLOW THIS DOWN
04:13:10	23-04-17	NFI
04:13:33	23-04-17	Incident Switch to Terminal YMR1-YM3-YMR2
04:13:33	23-04-17	FYI
04:13:33	23-04-17	Incident Switch
04:14:07	23-04-17	Incident Switch Accepted By YMR1
04:14:40	23-04-17	YM SUPV - NOTED TO HERE
04:20:41	23-04-17	RCO65 Redeployed from Incident 354 23-04-17
04:20:41	23-04-17	RCO65 Automatic STM Notification generated
04:20:41	23-04-17	RCO65 Despatched
04:21:38	23-04-17	RINGING MOBILE
04:21:48	23-04-17	OTHER MALES IN BACKGROUND
04:22:04	23-04-17	OTHER MALE NO SAYING SORRY SORRY SORRY
04:22:28	23-04-17	ITS MY FRIEND PHONEHE IS DRUNK
04:22:56	23-04-17	SAYING DONT HAVE ANY EMERGENCY
04:23:03	23-04-17	AND LINE CLEARED
04:24:03	23-04-17	RCO65 Arrived at Incident
04:24:10	23-04-17	RCO65 Already At Incident
04:24:10	23-04-17	RCO65-NO TRACE ON ARRIVAL
04:24:21	23-04-17	O65 DRIVNG PAST LOCATION
04:24:43	23-04-17	(RTIC - FCC) NO TRACE FLINTS - CDA - NUMBER LINKED
04:24:43	23-04-17	TOA FACEBOOK ACCOUNT IN NAME OF AYAWA DC
04:27:10	23-04-17	RCO65 Left Incident
04:33:40	23-04-17	Incident Closed By Terminal BWR1
04:33:40	23-04-17	Incident End (Result - Close)

Restricted

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Restricted			
West Midlands Police command and control report			
Ref No	Date Occurred	Time Occurred	Incident Type
2390	15-JUN-17	19:45:00	MISCELLANEOUS
Crime Number	Beat	SIG Warnings	
	BWLB		
Location	SUITE HOME-134 - 150,SOHO HILL,HOCKLEY-BIRMINGHAM-WEST MIDLANDS,		
Caller:	ANON		
Caller Add:			
Caller Tel. No.:			
Final Classification.:			
Detail	REPORTING A RESTAURANT NAME OF SELAM ADDRESS GIVEN AS 136-150 SOHO HILL SAID HE KNOWS THAT HIS ESTABLISHMENT SELLS ALCOHOL TO UNDERAGE KIDS ALSO HAS SHISHA PIPES. ITS NOT REGISTERED FOR ALCHOHOL OR SHISHA. HE ADVERTISED AS UNLICENSED PREMISES HE SAID HIS HEARD THE YOUNG PEOPLE		



4

Time	Date	Update
19:45:16	15-06-17	ALSO HAS SHISHA PIPES ITS NOT REGISTERED FOR
19:45:16	15-06-17	ALCHOHOL OR SHISHA HE
19:45:16	15-06-17	ADVERTISED AS UNLICENSED PREMISES HE SAID HIS HEARD
19:45:16	15-06-17	THE YOUNG PEOPLE
19:45:40	15-06-17	TALKING SAYING WHEN ARE WE NEXT GOING TO THE
19:45:47	15-06-17	RESTAURANT
19:48:04	15-06-17	Incident Routed to Radio Operators
19:48:04	15-06-17	Route To All Operators
19:48:42	15-06-17	Incident Transfer Accepted by terminal BWR1
19:57:18	15-06-17	THIS IS FOR IMS OR LICENSING OFFICER
19:57:28	15-06-17	Defer to BWR3 Date 15-06-17 Time 2000
20:00:36	15-06-17	Defer Time Reached
20:26:29	15-06-17	Incident Deferral Accepted by terminal BWR3
20:33:10	15-06-17	EMAIL TO PS0449
20:33:34	15-06-17	Incident Closed By Terminal BWR3
20:33:34	15-06-17	Incident End (Result - Close)

Restricted

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5

Restricted			
West Midlands Police command and control report			
Ref No	Date Occurred	Time Occurred	Incident Type
109	05-NOV-17	00:57:00	MISCELLANEOUS
Crime Number	Beat	SIG Warnings	
	BWLB		
Location	SOHO HILL, HOCKLEY-BIRMINGHAM-WEST MIDLANDS,		
Caller:	MALE		
Caller Add:			
Caller Tel. No.:			
Final Classification.:			
Detail	CALLER HAS PAID MONEY FOR CONCERT - CALL HAS BEEN REFUSED ENTRY TO THE BAR. SECURITY HAVE TOLD CALLER TO SHUT UP. CALLER ADVISED TO RETURN HOME AND TO TAKE THE ISSUE WITH THE VENUE TOMORROW.		

Time	Date	Update
00:57:48	05-11-17	HOME AND TO TAKE THE ISSUE WITH THE VENUE TOMORROW
00:57:48	05-11-17	CLI data: T MOBILE
00:57:48	05-11-17	405706- 288906- 354- 354- 80- 0- OSGB36
00:58:29	05-11-17	CALLER ADVISED 3 TIMES TO GO HOME AND CONTACT THE
00:58:49	05-11-17	VENUE TOMORROW FOR A REFUND FOR HIS TICKET
00:58:50	05-11-17	
00:59:03	05-11-17	ADVISED AT PRESENT THIS IS NOT A POLICE ISSUE AND HE
00:59:16	05-11-17	NEEDS TO SPEAK TO THE VENUE REF THIS ISSUE
00:59:58	05-11-17	Incident Closed By Terminal WBCHK6
00:59:58	05-11-17	Incident End (Result - Close)

Restricted

Printed on 30/11/2017 at 09:32 by FLINTS user WALKER_1978 on wst9841 (Audit ref: 3226823)

6

Restricted			
West Midlands Police command and control report			
Ref No	Date Occurred	Time Occurred	Incident Type
509	05-NOV-17	04:54:00	MISCELLANEOUS
Crime Number	Beat	SIG Warnings	
	BWJC		
Location	SOHO HILL,HOCKLEY-BIRMINGHAM-WEST MIDLANDS,		
Caller:	3G		
Caller Add:			
Caller Tel. No.:			
Final Classification.:			
Detail	SOUNDS OF DISORDER		



Time	Date	Update
04:56:35	05-11-17	405547 289016
04:56:45	05-11-17	Caller Details Amended - NO PREVIOUS DETAILS
04:57:08	05-11-17	Caller Details Amended from 3G (EXDIRECTOR N) OTHER
04:57:30	05-11-17	OPERATOR STATES THERE WAS A REQUEST FOR POLICE
04:57:42	05-11-17	NO RESPONSE FROM ANY CALLER
04:57:49	05-11-17	ONLY SOUNDS OF ARGUING
04:59:34	05-11-17	EASTINGS AND NORTHING LOCATE IT TO SOHO HILL AREA
05:00:06	05-11-17	LINE RINGING OUT
05:00:58	05-11-17	Changed Incident Location From FCCMOB TEST STREET
05:00:58	05-11-17	TEST VILLAGE-TEST TOWN-WEST MIDLANDS
05:00:58	05-11-17	Amend Incident Location
05:01:03	05-11-17	Incident Routed to Radio Operators
05:01:03	05-11-17	Route To All Operators
05:01:10	05-11-17	FOR FURTHER CONTACT
05:02:00	05-11-17	Incident Transfer Accepted by terminal BWRA
05:02:10	05-11-17	Amend Graded Response
05:02:26	05-11-17	MATCHED WITH 504 (05-11-17) - REASON AS BELOW :-
05:02:26	05-11-17	SAME

Restricted

Printed on -- 30/11/2017 at 14:17 by FLINTS user WALKER, 1978 on WSC941.(Audit ref: 3226972)

Restricted			
West Midlands Police command and control			
Ref No	Date	Time	Incident
504	05-NOV-17	04:55:00	DISORDER
Crime Number	Beat	SIG Warnings	
	BWLB		
Location	SOHO HILL,HOCKLEY-BIRMINGHAM-WEST		
Caller:			
Caller Add:			
Caller Tel. No.:			
Final			
Detail	DISORDER AT NIGHTCLUB SALEM		



7

Printed on -- 30/11/2017 at 09:32 by FLINTS user WALKER_1978 on wst9841 (Audit ref: 3226922)

Time	Date	Update
05:04:11	05-11-17	RCO79 Automatic STM Notification generated
05:04:11	05-11-17	RCO80 Automatic STM Notification generated
05:04:11	05-11-17	RCO79 Despatched
05:04:11	05-11-17	RCO80 Despatched
05:04:12	05-11-17	RCO77 Arrived at Incident
05:04:15	05-11-17	RCO79 Already Despatched
05:04:15	05-11-17	RCO80 Already Despatched
05:04:16	05-11-17	AD66 Already Despatched
05:04:51	05-11-17	MATCHED WITH 518 (05-11-17) - REASON
05:04:51	05-11-17	SAME
05:04:43	05-11-17	U
04:59:11	05-11-17	RCO78 Automatic STM Notification generated
04:59:11	05-11-17	RCO77 Despatched
04:59:11	05-11-17	RCO78 Despatched
04:59:16	05-11-17	RCO77 Automatic STM Notification generated
04:59:16	05-11-17	RCO77 Despatched
04:59:48	05-11-17	AD66 Automatic STM Notification generated
04:59:48	05-11-17	AD66 Despatched
05:02:25	05-11-17	MATCHED WITH 509 (05-11-17) - REASON
05:02:25	05-11-17	SAME
05:03:36	05-11-17	RCO78 Arrived at Incident
05:04:02	05-11-17	Invalid pluscode entry
04:55:42	05-11-17	Routed To Radio Operator(s)
04:55:43	05-11-17	CLI data: [REDACTED]
04:55:43	05-11-17	No Location data available
04:55:58	05-11-17	Incident Transfer Accepted by terminal BWR1
04:55:59	05-11-17	CALLER SAID THIS IS SALEM NIGHTCLUB ON
04:56:01	05-11-17	
04:56:07	05-11-17	THERE ARE 20 PEOPLE FIGHTING
04:56:12	05-11-17	
04:56:46	05-11-17	CALLER SAYS PEOPLE HAVE BROKEN
04:56:51	05-11-17	INSIDE
04:56:53	05-11-17	
04:57:03	05-11-17	DIFFICULT TO MAKE SENSE OF WHAT CALLER
04:57:04	05-11-17	
04:57:16	05-11-17	SAYS THEY ARE THROWING BOTTLES AND
04:57:33	05-11-17	
04:57:43	05-11-17	WHEN ASKING CALLER QUS HE SAID JUST

		SEND POLICE AND
04:57:52	05-11-17	THAT I WASNT HELPING HIM SAID ALREADY SENT ACROSS
04:57:58	05-11-17	JUST NEEDED AS MUCH INFO AS POSSIBLE
04:58:01	05-11-17	CALLER CLEARED LINE
04:59:10	05-11-17	RCO77 Redeployed from Incident 476 05-11-
04:59:10	05-11-17	RCO77 Automatic STM Notification generated
04:59:11	05-11-17	RCO78 Redeployed from Incident 476 05-11-
05:07:32	05-11-17	RCM67 Despatched
05:07:39	05-11-17	RCM107 Automatic STM Notification
05:07:39	05-11-17	RCM107 Despatched
05:07:40	05-11-17	RCM107 Already Despatched
05:07:53	05-11-17	RCO69 Automatic STM Notification generated
05:07:53	05-11-17	RCO69 Despatched
05:08:20	05-11-17	MATCHED WITH 520 (05-11-17) - REASON
05:08:20	05-11-17	CHASING ETA
05:10:51	05-11-17	RCR24 Cancelled
05:10:51	05-11-17	RCO87 Cancelled
05:10:51	05-11-17	RCM107 Cancelled
05:07:27	05-11-17	RCO87 Redeployed from Incident 457 05-11-
05:07:27	05-11-17	RCO87 Automatic STM Notification generated
05:07:27	05-11-17	RCO85 Automatic STM Notification generated
05:07:27	05-11-17	RCO87 Despatched
05:07:27	05-11-17	RCO85 Despatched
05:07:31	05-11-17	RCM84 Automatic STM Notification generated
05:07:32	05-11-17	RCM73 Redeployed from Incident 454 05-11-
05:07:32	05-11-17	RCM73 Automatic STM Notification generated
05:07:32	05-11-17	RCM84 Despatched
05:07:32	05-11-17	RCM73 Despatched
05:07:32	05-11-17	RCM67 Automatic STM Notification generated
05:05:02	05-11-17	U
05:07:00	05-11-17	MATCHED WITH 522 (05-11-17) - REASON
05:07:00	05-11-17	SAME
05:07:02	05-11-17	RCF66 Redeployed from Incident 454 05-11-
05:07:02	05-11-17	RCF66 Automatic STM Notification generated
05:07:02	05-11-17	RCF66 Despatched
05:07:09	05-11-17	RCR24 Automatic STM Notification generated
05:07:09	05-11-17	RCR24 Despatched
05:07:20	05-11-17	RCM67 Redeployed from Incident 454 05-11-
05:07:20	05-11-17	RCM67 Automatic STM Notification generated
05:07:20	05-11-17	RCM67 Despatched
05:10:54	05-11-17	RCM73 Cancelled
05:11:09	05-11-17	RCF66 Cancelled
05:11:19	05-11-17	RCO69 Cancelled
05:12:27	05-11-17	AD66 Arrived at Incident
05:12:30	05-11-17	RCO80 Arrived at Incident
05:12:52	05-11-17	MATCHED WITH 506 (05-11-17) - REASON
05:12:52	05-11-17	SAME
05:15:17	05-11-17	RCO79 Arrived at Incident
05:16:19	05-11-17	RCO85 Cancelled
05:16:31	05-11-17	RCM67 Cancelled
05:16:48	05-11-17	RCM84 Cancelled

05:12:52	05-11-17	MATCHED WITH 506 (05-11-17) - REASON AS BELOW :-
05:12:52	05-11-17	SAME
05:15:17	05-11-17	RCO79 Arrived at Incident
05:16:19	05-11-17	RCO85 Cancelled
05:16:31	05-11-17	RCM67 Cancelled
05:16:48	05-11-17	RCM84 Cancelled
05:18:12	05-11-17	THERE IS A MALE BY THE NAME OF [REDACTED]
05:18:12	05-11-17	OF [REDACTED] HAS BLOOD IN HIS RIGHT
05:18:12	05-11-17	EAR AND WAS LAY ON THE FLOOR WHEN OFFICERS ATTENDED
05:18:12	05-11-17	AMBO HAS BEEN REQUESTED TO CHECK THIS MALE OVER
05:18:12	05-11-17	UNSURE HOW HE HAS SUSTAINED HIS INJURY AT THIS TIME
05:18:12	05-11-17	AS HE IS EXTREMELY INTOXICATED
05:23:11	05-11-17	Resources Dealing with this Incident Enquiry
05:24:07	05-11-17	IV
05:24:17	05-11-17	AD66 Left Incident
05:27:55	05-11-17	RCO80 Redeployed to Incident 540 05-11-17
05:31:18	05-11-17	OWNER OD THE CLUB CAN BE CONTACTED ON [REDACTED]
05:31:18	05-11-17	EASYAS TESFAY- HE HAS ALL DETAILS OF SECURITY STAFF
05:31:18	05-11-17	ON DUTY TONIGHT IF REQUIRED
05:31:36	05-11-17	
05:34:32	05-11-17	AIRWAVE ISSUE CAN THIS LOG RAISED-
05:34:32	05-11-17	6683 ISSI 4901487 MADE A NUMBER OF ATTEMPTS TO
05:34:32	05-11-17	TRANSMIT ON ARRIVAL WHICH ALL FAILED
05:34:55	05-11-17	RCO78 CORRECTION
05:35:07	05-11-17	
05:40:05	05-11-17	RCO79 Redeployed to Incident 531 05-11-17
05:41:04	05-11-17	Incident Transferred by terminal BWR1 to
05:41:04	05-11-17	FOR UPODATES
05:41:04	05-11-17	Incident Transfer
05:41:07	05-11-17	Incident Transfer Accepted by terminal BVSP1
05:45:43	05-11-17	RCO77 Left Incident
05:46:47	05-11-17	Resources Dealing with this Incident Enquiry
05:46:51	05-11-17	RCO78 Already At Incident
05:47:37	05-11-17	RCO78 Redeployed to Incident 557 05-11-17
06:06:27	05-11-17	THIS APPEARS TO BE AN ISSUE WITH DRUNKEN MALES BEING
06:06:27	05-11-17	EJECTED FROM THIS CLUB AND THEY THOUGHT THIS WAS
06:06:27	05-11-17	HARSH AS ALL PERSONS HAD PAID AND TRIED TO GET BACK
06:06:27	05-11-17	INTO THE LOCATION AND SECURITY DIDNT ALLOW THEM TO
06:06:27	05-11-17	ENTER AGAIN THERE WERE NO COMPLAINTS FROM ANY
06:06:27	05-11-17	PERSONS AT LOCATION - MALE PARTY FOR WHICH AMBO WAS
06:06:27	05-11-17	REQUESTED IS IN THE LOG- DUE TO INTOXICATION MALE

06:06:27	05-11-17	HARSH AS ALL PERSONS HAD PAID AND TRIED TO GET BACK
06:06:27	05-11-17	INTO THE LOCATION AND SECURITY DIDNT ALLOW THEM TO
06:06:27	05-11-17	ENTER AGAIN THERE WERE NO COMPLAINTS FROM ANY
06:06:27	05-11-17	PERSONS AT LOCATION - MALE PARTY FOR WHICH AMBO WAS
06:06:27	05-11-17	REQUESTED IS IN THE LOG- DUE TO INTOXICATION MALE
06:06:27	05-11-17	FELL AND FRIENDS WANTED HIM TO BE CHECKED OUT-
06:06:27	05-11-17	HOWEVER DUE TO DEMAND ON RESOURCES NO AMBO ATTENDED
06:06:27	05-11-17	SO FRIENDS HAVE TAKEN THIS MALE TO HOSPITAL AS A
06:06:27	05-11-17	PRECAUTION PLEASE CLOSE THE LOG
06:28:39	05-11-17	No Resources Attached to this Incident
06:28:51	05-11-17	Incident Closed By Terminal BWRA
06:28:51	05-11-17	Incident End (Result - Close)

Restricted

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Restricted				
West Midlands Police command and control report				
Ref No	Date Occurred	Time Occurred	Incident Type	
522	05-NOV-17	05:05:00	DISORDER	
Crime Number	Beat	SIG Warnings		
	BWLB			
Location	SOHO HILL,HOCKLEY-BIRMINGHAM-WEST MIDLANDS,			
Caller:				
Caller Add:				
Caller Tel. No.:				
Final Classification.:				
Detail	ONE OF THE NIGHT CLUBS IS UNDER ATTACK 15 BLACK GUYS TRYING TO FORCE THE DOOR			

Time	Date	Update
05:05:32	05-11-17	CLI data: T MOBILE- [REDACTED]
05:05:32	05-11-17	405706- 288906- 354- 354- 80- 0- OSGB36
05:05:33	05-11-17	Incident Routed to Radio Operators
05:05:33	05-11-17	Route To All Operators
05:05:36	05-11-17	Incident Transfer Accepted by terminal BWR4
05:05:42	05-11-17	Graded Response changed from P1 IMMEDIATE to P9
05:05:42	05-11-17	CONTACT RESOLUTION
05:05:43	05-11-17	CALLER SAID THE LOCATION WAS SOMETHING SIMLAR
05:05:50	05-11-17	TO SELAM OR SALEEM
05:05:57	05-11-17	LOCATION WAS VERY NOISY
05:06:48	05-11-17	Graded Response changed from P9 CONTACT RESOLUTION to
05:06:48	05-11-17	P1 IMMEDIATE
05:07:00	05-11-17	MATCHED WITH 504 (05-11-17) - REASON AS BELOW :-
05:07:00	05-11-17	SAME
05:07:00	05-11-17	Incident Match

Restricted

Printed on -- 30/11/2017 at 09:31 by FLINTS user WALKER_1978 on wst9841.(audit ref: 3226821)

9

Restricted			
West Midlands Police command and control report			
Ref No	Date Occurred	Time Occurred	Incident Type
520	05-NOV-17	05:07:00	CRIME
Crime Number	Beat	SIG Warnings	
	BWLB		
Location	R J VICKERS & SONS LTD-152 - 154, SOHO HILL, HOCKLEY-BIRMINGHAM-WEST MIDLANDS,		
Caller:			
Caller Add:			
Caller Tel. No.:			
Final Classification.:			
Detail	mayhem in salem club...fighting.....smashing windows		
Time	Date	Update	
05:07:28	05-11-17	CLI data: 02- [REDACTED]	
05:07:28	05-11-17	405274- 288426- 4041- 4041- 90- 0- 05GB36	
05:07:33	05-11-17	SALEM RESTAURANT	
05:08:20	05-11-17	MATCHED WITH 504 (05-11-17) - REASON AS BELOW :-	
05:08:20	05-11-17	CHASING ETA	

Restricted

Printed on -- 30/11/2017 at 14:36 by FLINTS user WALKER, 1978 on wst5841.(Audit ref: 3226989)



Police Recorded Crime



Crime Index

Investigation Update				
Ref	Date	Time	Crime	
1	5th November 2017	0455hrs	Wounding	<p>The victim had been in the Selam Club and was outside getting some fresh air; he attempted to go back in but was refused.</p> <p>The victim was punched by the doorstaff causing him to fall back hitting his head on the ground.</p> <p>This caused bleeding from the ear, he was taken to hospital by friends and it was discovered he sustained two fractures to the skull.</p> <p>Investigating officers contacted the owner Mr Esayas Tesfay for CCTV to be told there was none at the premises.</p> <p>The crime record was filed unsolved as there were no further lines of enquiry.</p>



RESTRICTED
WEST MIDLANDS POLICE
OFFENCE REPORT

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"UNRESOLVED"

Offence No. **20BW/250976P/17**

OFFENCE DETAIL

Offence Code	OF61200	Description	INFLECTING GBH WITHOUT INTENT
Offence Times	Between 04:00 hours Sun 5th Nov 2017 and 04:55 hours Sun 5th Nov 2017		
Main File Incident			
Location	SOHO HILL, HOCKLEY, BIRMINGHAM, WEST MIDLANDS		
Grid Ref	405639288928		
Neighbourhood	BWL B BW LOZELLS AND EAST HANDSWORTH	Sector	PERRY BARR

REPORTING DETAIL

Reported Time 13 33 hours Sat 18th Nov 2017
How Reported Help Desk/Contact Centre

Received By PC 5246 BROWNE

VICTIM DETAILS

Nominal Ref.	5956698X	VICT
Name	[REDACTED]	
Maiden Name		
Address	[REDACTED]	
Home	[REDACTED] BIRMINGHAM, WEST MIDLANDS [REDACTED]	
Home Tel		Work Tel
Mobile Tel	07478720171	
Sex	Male	D O B [REDACTED] Age 31 Years
Place of Birth	ERITREA	
Marital Status		Ethnic Appearance BLACK
Occupation	UNEMPLOYED	UNEMPLOYED
Injury Code	SERIOUS	
Description	FRACTURE TO BOTH SIDES OF THE SKULL. BLEEDING FROM RIGH EAR AND LOST HIS SENSE OF SMELL	

MODUS OPERANDI & PROPERTY

IP HAD BEEN AT THE SALAM NIGHTCLUB ON SOHO HILL WITH FRIENDS WHEN HE WENT OUTSIDE FOR SOME FRESH AIR. THE IP THEN ATTEMPTED TO GO BACK INSIDE THE PREMISES AND WAS REFUSED ENTRY BY SECURITY. IP STATES A SECURITY GUARD FROM THE NIGHTCLUB THEN PUNCHED IP ONCE TO THE FACE CAUSING HIM TO FALL HITTING HIS HEAD ON THE GROUND RESULTING IN BLEEDING FROM HIS RIGHT EAR. IP BECAME UNCONSCIOUS AND WAS DRIVEN TO THE HOSPITAL BY HIS FRIENDS WHERE IT WAS ESTABLISHED THAT THE IP HAD SUSTAINED TWO FRACTURES TO HIS SKULL

FURTHER INFORMATION

Crime Interests

ALCOHOL INVOLVED
CRIMES ALLOCATED TO FORCE CID

Date: 30-NOV-17 09 20 22 Oracle User: PORTAL_USER



RESTRICTED
WEST MIDLANDS POLICE
OFFENCE REPORT

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"UNRESOLVED"

Offence No. 20BW/250976P/17

Crime Interests

LICENSED PREMISES VIOLENCE
PUBLIC PLACE VIOLENCE

Unknown Offender Details

Height From ft inch To ft inch

Age Range

Ethnicity ASIAN

Sex MALE

Build UNKNOWN Other

Hair Type UNKNOWN Other

Hair Colour UNKNOWN Other

Facial Hair UNKNOWN Other

Marks UNKNOWN Other

Accents UNKNOWN Other

Odour UNKNOWN Other

Words Used

Clothing

Other THE SUSPECT IS DESCRIBED AS BEING TALL AND IS A SECURITY GUARD AT SALAM NIGHTCLUB ON SOHO HILL

ALL OTHER ROLES NOT PREVIOUSLY LISTED

Type INPT Name CIV 56228 MOORE

Nominal Ref 3351701D

Reason

*** End of Report ***



RESTRICTED

WEST MIDLANDS POLICE

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INVESTIGATION LOG

"UNDETECTED"

Offence / Incident No. 20BW/250976P/17

OFFENCE / INCIDENT DETAILS

Status	VALIDATED
Offence Code	OF61200
Offence	INFLECTING GBH WITHOUT INTENT
Address	SOHO HILL, HOCKLEY, BIRMINGHAM, WEST MIDLANDS
Committed	05/11/2017 04:00:0005/11/2017 04:55:00
Neighbourhood	BW LOZELLS AND EAST HANDSWORTH

Investigation Log

CRIMES SERVICE TEAM LOG ENTERED BY MOORE_56228, ON 20 NOV 2017 AT 17:12:51.
OFFICER UPDATED WITH THE CRIME NUMBER

INCIDENT 1203 18/11/2017 UPDATED WITH THE CRIME NUMBER

BROWNE_5246 CONTACTED ~~XXXXXXXXXX~~ ON 20 NOV 2017 AT 17:13:38 BY TEXT MESSAGE TO
NUMBER (

GENERAL LOG ENTERED BY BROWNE_5246, ON 20 NOV 2017 AT 17:20:49.
I HAVE DEALT WITH THIS INCIDENT AS AN INITIAL INVESTIGATION APPOINTMENT.

THE IP IN THIS MATTER IS A Y~~OUNG MAN (DOB 1999) OF 3RD NOV 2017~~
~~XXXXXX~~ HE IS ERITREAN, HOWEVER HIS ENGLISH IS FAIRLY GOOD.

HE STATES THAT ON THE EVENING OF SAT 4TH NOVEMBER 2017 HE WENT WITH FRIENDS TO
"SALAM" NIGHTCLUB, SOHO HILL, HOCKLEY B19 1AF.

HE STATES THAT IT WAS APPROX 0400 HOURS ON 5TH NOV, WHEN HE WENT OUTSIDE TO
GET SOME FRESH AIR. HE THEN STATES THAT HE ASKED THE SECURITY GUARDS WHETHER
HE COULD GO BACK INSIDE, HE WAS REFUSED AND STATES THAT ONE OF THE GUARDS
PUNCHED HIM ONCE TO THE FACE.

THIS CAUSED HIM TO FALL BACKWARDS ONTO THE GROUND WHERE HE HIT HIS HEAD ON
THE PAVEMENT. HE THEN SUFFERED BLEEDING FROM HIS RIGHT EAR AND STATES THAT HE
PASSED OUT.

HIS FRIENDS DROVE HIM TO HOSPITAL (POSSIBLY A AND E AT QE?), HOWEVER HE WAS THEN
TRANSFERRED BY AMBULANCE TO SANDWELL GENERAL WHERE HE REMAINED FOR 5 DAYS.

HE STATES THAT HE HAD TWO SCANS TO HIS HEAD, WHERE IT HAS BEEN CONFIRMED THAT
HE HAS 2 FRACTURES TO HIS SKULL.

Date: 30-NOV-17 09:22:13 Oracle User: WALKER_1978



RESTRICTED

WEST MIDLANDS POLICE

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INVESTIGATION LOG

VALIDATED

OF61200

GENERAL LOG ENTERED BY BROWNE_5246, ON 20 NOV 2017 AT 17:24:13:
HE WAS DISCHARGED ON 9TH NOVEMBER 2017 AND HAS FOLLOW UP APPOINTMENTS TO ATTEND.

HE IS TAKING PRESCRIBED PAINKILLERS.

HE IS ALSO COMPLAINING THAT HE HAS LOST HIS SENSE OF SMELL AND HAS BEEN TO SEE HIS GP AND IS AWAITING FURTHER TESTS RE THIS. HE STATES THAT HE CANNOT SLEEP PROPERLY DUE TO THE PAINS IN HIS HEAD.

HE CAN ONLY DESCRIBE THE OFFENDER AS ASIAN, TALL WITH A LONG FACE.

THERE IS A WITNESS - IPS FRIEND CALLED HADRAMI WHO LIVES AT [REDACTED]
[REDACTED]. IP STATES THAT HE CANNOT SPEAK ENGLISH AND SO WOULD NEED AN ERITREAN INTERPRETER.

IP ALSO BELIEVES THAT THERE IS CCTV AT THE LOCATION.

GENERAL LOG ENTERED BY BROWNE_5246, ON 20 NOV 2017 AT 17:27:17:
FLINTS CHECKS SHOWS THAT AT 0455 HOURS ON 05/11/17 THERE WERE SEVERAL CALLS MADE TO THE SALAM NIGHTCLUB RE ONGOING DISORDER - WORKING LOG 504.

OFFICERS ATTENDED AND SPOKE TO THIS IP WHO WAS LYING ON THE GROUND, BLEEDING FROM HIS EAR. THEY STATE THAT HE WAS INTOXICATED HOWEVER CALLED AN AMBULANCE. IT TRANSPIRES THAT NO AMBULANCE CAME, AND IT WAS THE IPS FRIENDS THAT TOOK HIM TO HOSPITAL.

Date: 30-NOV-17 09:22:13 Oracle User: WALKER_1978



RESTRICTED

WEST MIDLANDS POLICE

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INVESTIGATION LOG

VALIDATED

OF61200

THE LOG IS CLOSED THAT NO COMPLAINTS WERE MADE.

THE IP HAS THEN CONTACTED POLICE NEARLY TWO WEEKS LATER TO REPORT THE MATTER.

CRIMES SERVICE TEAM LOG ENTERED BY MOORE_56228, ON 20 NOV 2017 AT 17:51:45:
INCIDENT 1203 18/11/2017 UPDATED WITH THE CRIME NUMBER

CRIMES SERVICE TEAM LOG ENTERED BY MOORE_56228, ON 20 NOV 2017 AT 17:53:54:
THIS INCIDENT HAS BEEN RECORDED AS INFLICT GBH WITHOUT INTENT DUE TO THE
INJURIES SUSTAINED. THE IP WAS BELIEVED TO HAVE BEEN PUNCHED ONLY ONCE TO THE
HEAD THEREFORE THE OFFENDERS INTENTION TO CAUSE GBH CANNOT BE PROVEN AT THIS
STAGE. NO WEAPONS WERE USED OR MENTION OF A SUSTAINED ATTACK

GENERAL LOG ENTERED BY GILL_21390 - SUPERVISOR, ON 23 NOV 2017 AT 17:31:26:
THIS REPORT HAS ONLY JUST COME INTO OUR DOCUTRAK DEPSITE THE INCIDENT
HAPPENING A NUMBER OF WEEKS AGO. IT WAS ONLY REPORTED ON THE 18/11/17. I HAVE
TREID TO CALL THE IP TO DISCUSS AND HE HAS TOLD ME TO CALL BACK LATER.

GENERAL LOG ENTERED BY GILL_21390 - SUPERVISOR, ON 23 NOV 2017 AT 17:41:38:
I HAVE TASKED DC ALLBRIGHTON WITH REVIEW CCTV OPPORTUNITY IN THIS INVESTIGATION
AS I AM CONCERNED THAT THERE IS A CHANCE DUE TO TIME SINCE OFFENCE THAT
FOOTAGE WILL BE OVERWRITTEN

GENERAL LOG ENTERED BY GILL_21390 - SUPERVISOR, ON 23 NOV 2017 AT 19:18:03:
FURTHER TO LAST PC 2932 MASON AHS BEEN TASKED WITH CCTV

GENERAL LOG ENTERED BY MASON_2932, ON 28 NOV 2017 AT 15:04:59:
I HAVE CONTACTED THE OWNER OF THE CLUB ESAYA TESFAY (TEL NO [REDACTED]) THERE
IS NO CCTV AT THE LOCATION AS IT HAS NOW BEEN RECORDED OVER

Date: 30-NOV-17 09:22:13 Oracle User: WALKER_1978



RESTRICTED

WEST MIDLANDS POLICE

Page 4 of 4

*** End of Report ***
INVESTIGATION LOG

VALIDATED

OF61200

Date: 30-NOV-17 09:22:13

Oracle User: WALKER_1978



Appendix Evidence



Appendix Index

Evidence Contained

Ref	
1	Copy of Temporary Events Notice applied for in March 2017 by Mr Tesfay Esayas, representation made by the police due to unlicensed activity having taken place and the disorder that came from it.
2	Copy of Temporary Events Notice applied for in April 2017 by Mr Tesfay Esayas, representation made by the police due to unlicensed activity and the disorder that came from it and not satisfied that the licensing objectives would be promoted. The application was refused.
3	Copy of the premises licence application made by Mr Tesfay but his was refused as at the time of application Mr Tesfay did not have a permit to work in the United Kingdom.
4	Evidence showing the planning permission granted to the location restricting their opening hours due to potential issues of noise pollution.
5	<p>Copy of Temporary Events Notice applied for in October 2017 by Mr Tesfay Esayas which was never served on the police but the event went ahead which resulted in 5 calls to police for disorder where a male had his skull cracked in two places.</p> <p>Police email requesting evidence to show the TEN was submitted to the police.</p> <p>Email conformation from Mr Tesfay showing he had submitted the TEN applications correctly to the City Council licensing and the Pollution Team. However it shows that it was never submitted to the police as the email it was sent to was wrong in two places.</p> <p>Copy of licensing offences committed at the location by Mr Tesfay, he has admitted the offences and he has received a caution.</p>

6	<p>April 2017, Selam Restaurant Facebook page showing the owners together and also showing their late licensing hours.</p> <p>Companies House print out evidencing the business link between Mr Tesfay, Mr Hadgu and the Selam Restaurant, Soho Hill, Birmingham.</p> <p>30th October 2017, internet search on the Selam Restaurant showing their late opening hours until 3am daily.</p> <p>Email from local residence informing Council Enforcement of the Selam being open again and the noise issues it's causing them.</p> <p>Copy of Environmental Health's representation against the issue of the licence due to concerns to residence.</p>
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Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)			
1. Your name			
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	TESFAY		
Forenames	ESAYAS		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname			
Forenames			
3. Your date of birth		Day	Month
4. Your place of birth		MENDEFERA, ERITREA	
5. National Insurance Number			
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
216 [REDACTED] [REDACTED]			
Post town		Postcode	
[REDACTED]		[REDACTED] 6HR	
7. Other contact details			
Telephone numbers			
Daytime		[REDACTED]	
Evening (optional)		[REDACTED]	
Mobile (optional)		[REDACTED]	
Fax number (optional)			
E-Mail address (if available)			
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)			
[REDACTED] [REDACTED] Birmingham			
Post town		Postcode	
BIRMINGHAM		[REDACTED]	
9. Alternative contact details (if applicable)			
Telephone numbers:			
Daytime			
Evening (optional)			

Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

2. The premises

Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)

152-154 SOHO HILL
BIRMINGHAM
B19 1AF

Section 2

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.

Premises licence number

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)

Please describe the nature of the premises below. (Please read note 4)

It's a restaurant. It is so spacious that it can accommodate upto 150 people.

Please describe the nature of the event below. (Please read note 5)

It's a get-together party. There will be a live music.

3. The licensable activities

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol



The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club



The provision of regulated entertainment



The provision of late night refreshment



Are you giving a late temporary event notice? (Please read note 7)



Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)

18/03/2017 - 19/03/2017

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)

Start - 18/03/17 21:00
Finish - 19/03/17 06:00

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)

100

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)

On the premises only

☒

Off the premises only

☐

Both

☐

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment. (please read note 12)

N/A

4. Personal licence holders (Please read note 13)

Do you currently hold a valid personal licence?
(Please tick)

Yes
☒

No
☐

If "Yes" please provide the details of your personal licence below.

Issuing licensing authority

NOTTINGHAM CITY COUNCIL

Licence number

092119

Date of issue

-

Date of expiry

-

Any further relevant details

5. Previous temporary event notices you have given (Please read note 14 and tick the boxes that apply to you)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

Yes
☐

No
☒

If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year		
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

6. Associates and business colleagues (Please read note 15 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

7. Checklist (Please read note 16)	
I have: (Please tick the appropriate boxes)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input checked="" type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

8. Condition (Please read note 17)


It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 18)

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

- (i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine not exceeding level 5 on the standard scale; and
- (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.

Signature	
Date	04-03-17
Name of Person signing	ESAYAS TESFAY

For completion by the licensing authority

10. Acknowledgement (Please read note 19)

I acknowledge receipt of this temporary event notice.

Signature	On behalf of the licensing authority
Date	
Name of Officer signing	

NOTES**General**

In these notes, a person who gives a temporary event notice is called a "premises user".

The police and local authority exercising environmental health functions may intervene on the grounds of any of the four licensing objectives (the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm) to prevent the occurrence of an event at which permitted temporary activities are to take place or to agree a modification of the arrangements for such an event. However, the licensing authority will intervene of its own volition in the cases described below.

First, it will issue a counter notice if there is an objection to a late temporary event notice (see note 7 below).

Secondly, it may issue a notice in relation to its decision to impose conditions on a temporary event notice (see note 2 below).

Thirdly, it will issue a counter notice if the first, second, third and fifth of the limits set out below would be exceeded. If any of the limits below are breached or if a counter notice has been issued, any licensable activities taking place would be unauthorised and the premises user would be liable to prosecution. The limitations apply to:

- the number of times a person may give a temporary event notice (50 times per year for a personal licence holder and 5 times per year for other people);
- the number of times a person may give a late temporary event notice (10 times per

0121- [redacted] → LEFT MESSAGE 31-03-17 ab 1750

Birmingham City Council, Licensing Section, P.O. Box 17013, Birmingham, B6 9ES

Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of this completed notice for your records. You must send at least one copy of this notice to the licensing authority; and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgment of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 130 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)			
1. Your name			
Title <input checked="" type="checkbox"/> Mr <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)			
Surname TESFAY			
Forenames ELAYAS			
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
First <input type="checkbox"/> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)			
Surname			
Forenames			
3. Your date of birth			
Day Month Year			
4. Your place of birth			
5. National Insurance Number			
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
Post town Postcode			
7. Other contact details			
Telephone numbers			
Daytime			
Evening (optional)			
Mobile (optional)			
Fax number (optional)			
E-Mail address (if available)			
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)			
Post town Postcode			
9. Alternative contact details (if applicable)			
Telephone numbers			
Daytime			
Evening (optional)			

* Risk Assessment Assessed for X

Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

2. The premises
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey reference).
(Please read note 2)

152-154 SOHO HILL
BIRMINGHAM
B19 1AF
SECAM EAST AFRICA
RESTAURANT

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.

Premises licence number

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the use to which the premises applies, please give a description and details below. (Please read note 3)

it is a restaurant it is so spacious that it can accommodate 200 people

Please describe the nature of the premises below. (Please read note 4)

It is for the Easter Party
There will be a live music

Please describe the nature of the event below. (Please read note 5)

3. The licensable activities
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol	<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>
The provision of regulated entertainment	<input checked="" type="checkbox"/>
The provision of late night refreshment	<input checked="" type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 7)	<input checked="" type="checkbox"/>

Please state the dates on which you intend to use these premises for licensable activities.
(Please read note 8)

<p>① 16-04-2017 - 17-04-2017</p>	
<p>Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)</p>	
<p>Start 16/04/17 11:00 PM Finish 17/04/17 5:00 AM</p>	
<p>Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any sub-organisers or performers. (Please read note 10)</p>	<p>150</p>
<p>If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)</p>	<p>On the premises only <input checked="" type="checkbox"/> Off the premises only <input type="checkbox"/> Both <input type="checkbox"/></p>
<p>Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment. (Please read note 12)</p>	
<p>N/A</p>	
<p>4. Personal licence holders (Please read note 13)</p>	
<p>Do you currently hold a valid personal licence? (Please tick)</p>	<p>Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p>
<p>If "Yes" please provide the details of your personal licence here</p>	
<p>Issuing licensing authority</p>	<p>NOTTINGHAM CITY COUNCIL</p>
<p>Licence number</p>	<p>092419</p>
<p>Date of issue</p>	<p>-</p>
<p>Date of expiry</p>	<p>-</p>
<p>Any further relevant details</p>	
<p>5. Previous temporary event notices you have given (Please read note 14 and tick the boxes that apply to you)</p>	
<p>Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?</p>	<p>Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p>

If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year.		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Have you already given a temporary event notice for the same premises in which the event period:			
a) ends 24 hours or less before; or			
b) begins 24 hours or less after the event period proposed in this notice?			

6. Associates and business colleagues (Please read note 15 and tick the boxes that apply to you)			
Has any associate of yours given a temporary event notice for an event at the same calendar year as the event for which you are now giving a temporary event notice?		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.			
Has any associate of yours already given a temporary event notice for the same premises in which the event period:		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
a) ends 24 hours or less before; or			
b) begins 24 hours or less after the event period proposed in this notice?			
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.			
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:		Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
a) ends 24 hours or less before; or			
b) begins 24 hours or less after the event period proposed in this notice?			

7. Checklist (Please read note 16)	
I have: (Please tick the appropriate boxes)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input checked="" type="checkbox"/>
Signed the declaration in Section 9 below	

8. Condition (Please read note 17)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 18)
The information contained in this form is correct to the best of my knowledge and belief I understand that it is an offence:
(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice; and that a person is liable on summary conviction for such an offence to a fine not exceeding level 5 on the standard scale; and
(ii) to permit an unauthorised licensable activity to be carried out at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.

Signature	
Date	29-03-17
Name of Person signing	E. A. Y. A. J. T. E. F. A. Y.

For completion by the licensing authority

10. Acknowledgement (Please read note 19)
I acknowledge receipt of this temporary event notice.

Signature	On behalf of the licensing authority
Date	
Name of Officer signing	

NOTES

General

In these notes, a person who gives a temporary event notice is called a "premises user".
The police and local authority exercising environmental health functions may intervene on the grounds of any of the four licensing objectives (the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm) to prevent the occurrence of an event at which permitted temporary activities are to take place or to agree a modification of the arrangements for such an event. However, the licensing authority will intervene of its own volition in the cases described below.

First, it will issue a counter notice if there is an objection to a late temporary event notice (see note 7 below).

Secondly, it may issue a notice in relation to its decision to impose conditions on a temporary event notice (see note 2 below).

Thirdly, it will issue a counter notice if the first, second, third and fifth of the limits set out below would be exceeded. If any of the limits below are breached or if a counter notice has been issued, any licensable activities taking place would be unauthorised and the premises user would be liable to prosecution. The limitations apply to:

- the number of times a person may give a temporary event notice (50 times per year for a personal licence holder and 5 times per year for other people);
- the number of times a person may give a late temporary event notice (10 times per

01/08/17

3

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/we MR ESAYAS TESFAY

(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 SALEM RESTAURANT UNIT 3, 136-150 SOHO HILL HOCKLEY, BIRMINGHAM B19 1AF			
Post town	BIRMINGHAM	Postcode	B19 1AF
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£ 43,000	

Part 2 - Applicant details

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

- | | |
|--|---|
| a) an individual or individuals * | <input checked="" type="checkbox"/> please complete section (A) |
| b) a person other than an individual * | |
| 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 | <input type="checkbox"/> please complete section (B) |

PAGE 1.

- 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)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname TESFAY			First names ESAYAS		
Date of birth REDACTED			I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes		
Nationality					
Current residential address if different from premises address		REDACTED			
Post town		REDACTED		Postcode	REDACTED
Daytime contact telephone number		REDACTED			
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		

Page 2

Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes	
Nationality			
Current postal address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(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

AS SOON AS POSSIBLE
WITHIN 28 DAYS OF THE APPLICATION
BEING OFFICIALLY LOGGED

PAGE 3.

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

— ON GOING — REQUIRED

DD	MM	YYYY

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

RESTAURANT — DAYS FOR WORK
TO INCLUDE B.H.
* SUPPLY OF LATE NIGHT REFRESHMENTS —
* CONSUMPTION OF ALCOHOL ON THE PREMISES
* LIVE MUSIC & DANCING PERMIT REQUIRED

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box I)

☒

PAGE 4.

Declaration	<ul style="list-style-type: none"> • [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)
Signature	Alan Gannett ALAN GANNETT - DESIGN HOUSE
Date	10/06/2017.
Capacity	Appointed Agent. [REDACTED]

For joint applications, signature of 2nd applicant or 2nd 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)			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:

PAGE 5

AN AWARENESS OF STAFF GUARDING CHILDREN -
RECOGNISING VULNERABLE CHILDREN & YOUNGER
PEOPLES.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. - FEE PAY AFTER APPLICATION ACCEPTED ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- [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 (please read note 15). ☒

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.

Page 6.

Supply of alcohol (if ticking yes, fill in box J)



In all cases complete boxes K, L and M

PAGE 7.

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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 5)		
Wed					
Thur			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)		
Fri					
Sat					
Sun					

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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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed			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)		
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			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 (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<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)		
Sat					
Sun					

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E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12.00 – 5 AM Noon		Please give further details here (please read guidance note 4) MUSIC WILL BE AMPLIFIED	Both	<input type="checkbox"/>
Tue	12.00 – 5 AM Noon				
Wed	12.00 – 5 AM Noon		State any seasonal variations for the performance of live music (please read guidance note 5) TO INCLUDE BANK HOLIDAYS –		
Thur	12.00 – 5 AM Noon				
Fri	12.00 – 5 AM Noon		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 (please read guidance note 6) — NONE —		
Sat	12.00 – 5 AM Noon				
Sun	12.00 – 5 AM Noon	PM			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
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					
Sat			<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)		
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	12.00 Noon	5.00 PM			
Tue	12.00 Noon	5.00 PM	State any seasonal variations for the performance of dance (please read guidance note 5)		
Wed	12.00 Noon	5.00 PM			
Thur	12.00 Noon	5.00 PM	TO INCLUDE BANK HOLIDAYS -		
Fri	12.00 Noon	5.00 PM			
Sat	12.00 Noon	5.00 PM	<u>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</u> (please read guidance note 6)		
Sun	12.00 Noon	5.00 PM			

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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	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>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</u> (please read guidance note 6)		
Sun					

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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	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	23.00 – 5.00 PM AM				
Tue	23.00 – 5.00 PM AM		State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Wed	23.00 – 5.00 PM AM				
Thur	23.00 – 5.00 PM AM		To include BANK HOLIDAYS –		
Fri	23.00 – 5.00 PM AM				
Sat	23.00 – 5.00 PM AM		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 (please read guidance note 6)		
Sun	23.00 – 5.00 PM AM				

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J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption - please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>		
Mon	12.00 - 5.00 Noon AM		State any seasonal variations for the supply of alcohol (please read guidance note 5) TO INCLUDE BANK HOLIDAYS -		
Tue	12.00 - 5.00 Noon AM				
Wed	12.00 - 5.00 Noon AM				
Thur	12.00 - 5.00 Noon AM		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 (please read guidance note 6)		
Fri	12.00 - 5.00 Noon AM				
Sat	12.00 - 5.00 Noon AM				
Sun	12.00 - 5.00 Noon AM				

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	MR ESAYAS TESFAY
Date of birth	
Address	216 LINDFIELD ROAD NOTTINGHAM NG8 6HR
Postcode	NG8 6HR
Personal licence number (if known)	092119
Issuing licensing authority (if known)	NOTTINGHAM CITY COUNCIL

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□□□□

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).

NOT APPLICABLE

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	12.00 NOON	5.00 PM	To include Bank Holidays -
Tue	12.00 NOON	5.00 PM	
Wed	12.00 NOON	5.00 PM	
Thur	12.00 NOON	5.00 PM	
Fri	12.00 NOON	5.00 PM	
Sat	12.00 NOON	5.00 PM	
Sun	12.00 NOON	5.00 PM	

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)

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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)

C.C.T.V. RECORDING – 31 DAY PERIOD & STAFF
AWARENESS OF RECOGNISING VULNERABLE CHILDREN
& YOUNG PEOPLE

b) The prevention of crime and disorder

C.C.T.V. RECORDING ON HARD DRIVE WITH 31 DAY
RECORDING.

c) Public safety

C.C.T.V. RECORDING ON HARD DRIVE WITH 31 DAY
RECORDING.

d) The prevention of public nuisance

C.C.T.V. RECORDING ON HARD DRIVE WITH 31 DAY
RECORDING.

e) The protection of children from harm

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SECTION M IN DETAIL.

b) Prevention of Crime and Disorder

What is
the
Specification
Have you
Spoke with
police

A CCTV system shall be installed at the premises to the specification and locations of West Midlands Police (Licensing Dept at Bourville Police Station).

The CCTV system will be maintained and operational at the premises at all time when the premises are open to the public.

The images recorded by the CCTV system shall be retained in unedited form for a period of not less than 31 days.

The entry point to the premises will be covered by a CCTV camera to record a frontal identification of every person entering the premises.

An external camera will be installed to cover the area immediately outside the front entrance to the premises.

CCTV Images will be downloaded and made available to any Responsible Authority upon request.

All incidents occurring inside the premises or immediately outside the premises will be recorded in an incident log and this will be made available to any Responsible Authority upon request.

Who will
do this
Task.

All members of staff will receive training regarding the four licensing principles contained in the Licensing Act 2003, the provision of late night refreshments, and the conditions attached to the premises licence.

The training provided to staff will be recorded and each member of staff will sign and date the training records to confirm they have received and understood the training provided.

The staff training records will be maintained at the premises and made available to any Responsible Authority upon request.

c) Public Safety

is this?

All members of staff will receive training regarding food hygiene and health and safety regulations.

The staff training provided will be recorded and each member of staff will sign and date the training records to confirm they have received and understood the training provided.

The staff training records will be maintained at the premises and made available to any Responsible Authority upon request.

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How will
you stop
residents
being disturbed?

d) Prevention of Public Nuisance

A notice must be prominently displayed in the premises within the area used by customers requesting they respect the needs of local residents and businesses in the vicinity and to leave the area quietly.

All business waste will be placed in waste bins which will be stored and located in a secured area.

What Anti
Policy will you
have
Staff Training?

e) Protection of Children from Harm

All incidents or matters of concern regarding children will be recorded in an incident log which will be maintained at the premises and made available to any Responsible Authority upon request.

The premises licence holder or management at the premises will report any serious concerns regarding the protection of children to West Midlands Police as soon as possible.

Consent of Individual to being specified as premises supervisor

ESAYAS MISGINA TESTFAY

[full name of prospective premises supervisor]

of

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

LICENSED AS RESTAURANT.

[type of application]

by

ESUYAS MISGINA TISFAY

[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

SALEM RESTAURANT

UNIT 3, 136-150 South Hill

HOCKLEY, BRUNNINGHAM 819 IAF

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

ESAYAS MARGINA TEFAY
[name of applicant]

concerning the supply of alcohol at

SALEM RESTAURANT
UNIT 3 , 136-150 SOHO HILL
HOCKLEY, BIRMINGHAM B9 1AF

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

092119
[insert personal licence number, if any]

Personal licence issuing authority

NOTTINGHAM CITY COUNCIL
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

ESAYAS MARGINA TEFAY

Date

15/06/2017

PUBLIC NOTICE OF AN APPLICATION FOR A PREMISES LICENSE UNDER SECTION 17 OF
THE LICENSING ACT 2003

Applicant : Mr Esayas Tesfay operating the premises known as SALEM RESTAURANT is applying for the GRANT of a Premises License at Unit 3 – 136 -150 Soho Hill, Hockley, Birmingham B19 1AF. If GRANTED the application will allow for the opening hours of the premises 12.00 noon – 05.00am with **supply of late night refreshments**, 23.00 pm –05.00am, open 7 days including Bank Holidays, **consumption of alcohol**, from 12.00 Noon –05.00am, open 7 days including Bank Holidays, **live music & dancing** from 12.00 Noon –05.00am, open 7 days including Bank Holidays. Any person wishing to view the application or make representation, must do so by writing to LICENSING SECTION, P.O Box 17013, Birmingham B6 9ES, Representations may be made within 28 days from the date of the notice. It is an offence, knowingly or recklessly, to make a false statement in connection with this application. The maximum fine for which a person is liable on a summary conviction for making a false statement on or in connection with an application and the maximum fine is on summary conviction of such an offence is £5,000. Date of Notice :05/07/2017.

Publication Date Sought : Sunday Mercury Sunday 09 July 2017

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Delegated Date: 08/05/2017 Application Number: 2017/02551/PA
Accepted: 30/03/2017 Application Type: Full Planning
Target Date: 25/05/2017
Ward: Lozells and East Handsworth

136-150 Soho Hill, Unit 3, Handsworth, Birmingham, B19 1AF

Part change of use of car sales showroom (sui generis) to form restaurant (Class A3) and associated retrospective alterations to shopfront and roller shutter and installation of kitchen extraction equipment.

Applicant: Mr Tesfay Esayas Misgina
136-150 Soho Hill, Unit 3, Handsworth, Birmingham, B19 1AF
Agent: Mr Alan Garnett
Design House, 580 Moseley Road, Moseley, Birmingham, B12 9AA

Recommendation

Approve Subject To Conditions

1. Proposal

- 1.1. This application seeks a change of use to form a restaurant in Unit 3. The planning history of this site is complex and the existing lawful use of the premises has been disputed. The applicant describes it as having been a coffee shop (A1) and also a B8 use (storage and distribution), but has since agreed with my interpretation of the planning history explained further below.
- 1.2. The wider premises were historically used as a car showroom up until around 2004 when the premises were then changed to a furniture showroom use. An enforcement notice was served in respect of this use under ENF/1017/04/C which required the cessation of the use of the premises for retail purposes. The Notice was served on 21st December 2006 taking effect on 22nd January 2007. An enforcement notice appeal was lodged but returned invalid by PINS as the relevant fee was not paid. The appeal did not proceed and the notice remains on the register.
- 1.3. To date, the enforcement notice has not been enforced. The enforcement file indicates that on the basis of the retail use being reduced to 40% of the floorspace it was decided to not proceed with enforcing the notice. Nonetheless, there is no record of a planning application to regularise the unlawful use. The lawful use is therefore considered to be the car showroom use that proceeded this.
- 1.4. At some point, the building have been sub-divided into smaller units. Unit 1 currently comprises a furniture sales business trading as H.I Furniture factory. Unit 2 is a vacant shop which has been sub-divided, unit 3a is a shop selling baby related products. Unit 4 is the yard area to the side of the premises used for fitting tyres and associated storage. A car wash is also advertised as operating to the rear where units 5-7 are situated. The application premises are currently vacant with a shopfront and a roller shutter entrance.

- 1.5. The submitted plans show the installed shopfront and roller shutters to the frontage. Internally the restaurant would be laid out to provide a total of 86 covers in a large dining area to the rear. The frontage of the restaurant would be a lobby area with a drinks service counter and a pool table. The building would also include a kitchen, storage/cold room, staff room, staff changing, management office and toilets. An external extraction system is proposed to be installed.
- 1.6. I therefore consider that a more accurate description would be the part change of use of car showroom to restaurant with associated alterations to the shopfront and roller shutter and installation of kitchen extraction equipment, and have assessed the application on this basis.
- 1.7. The submitted supporting statement sets out that the premises would propose to open to customers between the hours of 07:00-23:00 hours Mondays – Sundays, including Bank Holidays. The development would propose to employ 8 staff.
2. Site & Surroundings
 - 2.1. The site is located within the Soho Road Neighbourhood Centre boundary as identified in the Shopping and Local Centres SPD, but is outside of the Primary Shopping Area. They are located within the Lozells and Soho Hill Conservation Area.
 - 2.2. The premises comprise commercial premises that previously formed part of a car showroom that was later converted into a furniture showroom and then sub-divided into smaller retail units. The application premises are currently vacant.
 - 2.3. The surrounding area includes a mix of uses that include shops, services, offices, education and residential uses. Soho House is situated approximately 200 metres to the west in Soho Avenue.
3. Planning History
 - 3.1. 10/05/2007 – 2007/01029/PA – Change of use from furniture showroom to restaurant – Refused. Although the application address relates to 134a-150 Soho Hill, the application red line plan relates to only part of the premises shown as unit 1 and part of unit 2 on the current application plans. The reasons for refusal were that the proposed development was out of centre for which no evidence had been provided to demonstrate that the development could not be located within Soho Road centre, and thereby fails to encourage linked trips and/or safeguard the retail vitality and viability of the existing local centre, contrary to retail policies in the UDP and PPS6, and that insufficient information to demonstrate the adequacy of parking had been provided.
 - 3.2. 16/01/2004 – 2003/04034/PA - Change of use to retail warehouse – withdrawn.
 - 3.3. 16/01/2004 – 2003/05755/PA – change of use to community centre – withdrawn.
 - 3.4. 24/09/2007 - 2004/1017/ENF - Use of former car showroom as a furniture retail warehouse – Enforcement Notice served required cessation of retail use, however ultimately the case was closed.

- 3.5. 04/02/1988 – 10444010 – Erection of replacement car showroom alterations to existing elevations and boundary treatment. Approved subject to conditions.

4. Consultation/PP Responses

- 4.1. Ward members, Residents Associations and neighbouring occupiers notified. 1 objection received from a neighbouring business on the following grounds :
- Adverse effect on residents from noise and disturbance and anti-social behaviour
 - The site is currently in use without planning permission as a restaurant.
 - The external façade is out of character with the Lozells and Soho Hill Conservation Area with bright orange decoration and bright lighting in the windows
 - Parking levels are insufficient as there is only space on the forecourt for 4 cars, yet 86 covers are proposed. The City's car parking guidelines states there should be one space per 6 covers although clearly this level of parking cannot be achieved. The applicant has not provided any evidence to support their assertion that 85% of patronage will walk to the site and there is also no designated parking for staff.
 - The applicant's statement that there is parking available on street is not entirely accurate. Parking is restricted on the A41 in the vicinity of the site.
 - The development will adversely affect highway safety as the site offers no turning facilities for vehicles to exit. The site is currently split into 7 units and many of the users park vehicles on the footpath causing a danger to pedestrians and exiting vehicles.
 - The site is detrimental to other commercial properties in the area due to increase in parking on other frontages and security concerns.
 - The applicant has not resolved the issues raised with application 2007/01029/PA with regards to principle of the use in this location and the proposed level of parking.
 - It is our understanding that the site has never been granted consent for A1 or B8 uses as detailed in the applicants design and access statement. It was a car garage, with car repairs, car wash, tyre repair and storage and car spraying operating from units 4-7. As such, units 1-3 seem to be operating without any planning consent.
 - We consider that the sub-division and change of use has created parking issues that should be investigated further. The forecourt areas which should be used for parking cannot cope with the demand generated, the current occupiers are using the parking forecourt to display goods, and unit 2 is currently under redevelopment to split into 20+ smaller units which is likely to have a further detrimental effect.
- 4.2. Regulatory Services – No objections. Comments that the details of proposed extraction are unacceptable as they show a 'chinese hat' type cowl on the extract system. The system should exhaust vertically with no obstruction. A condition is recommended to agree revised details. Also recommends a condition in respect of the proposed hours of use.
- 4.3. Transportation Development – Raises concern regarding provision of sufficient parking. Advises that a maximum of 9 spaces should be provided in accordance with the car parking guidelines. Comments regarding existing parking restrictions in the locality. Comments that 2 of the forecourt parking spaces could not be accessed

without overriding the footpath. Considers that the levels of parking are deemed insufficient however the site is served with excellent public transport services. Recommends condition to prevent takeaway sales.

5. Policy Context

- 5.1. Adopted UDP (saved policies), BDP, Shopping and Local Centres SPD, A41 (Soho Road) Framework, Car Parking Guidelines SPD, NPPF.

6. Planning Considerations

- 6.1. Policy PG3 of the BDP relates to place making where a positive sense of place through good design is expected. Policy TP21 relates to the network and hierarchy of centres including Soho Road Neighbourhood Centre. The vitality and viability of these centres will be maintained and enhanced. Proposals which make a positive contribution to the diversity of these centres will be encouraged. Policy TP24 further addresses the promotion of diversity of uses within centres. This states that diversity will be encouraged to meet peoples day to day needs, including restaurants, subject to the maintenance of the role of the Primary Shopping Areas as identified in the Shopping and Local Centres SPD.
- 6.2. Paragraphs 8.6 and 8.7 of the UDP are saved policies pending their replacement in the Planning Management DPD. This relates to hot food takeaways and restaurants/cafes. The policy sets out the criteria to be considered in considering such uses including that such uses should normally be confined to shopping or areas of mixed commercial development, the consideration of cumulative impacts on amenity and traffic generation, the impact of evening opening of the amenity of the areas particularly residents, the impact on the vitality and viability of the frontage, the availability of parking, accessibility to public transport and the likelihood of traffic hazards taking place.
- 6.3. The site is located within the boundary of Soho Road Neighbourhood Centre as defined in the Shopping and Local Centres SPD, and is situated outside of the Primary Shopping Area (PSA). As such, there is no policy basis in which to resist the proposed use on the grounds of the loss of the retail role and function in the PSA.
- 6.4. The A41 (Soho Road) Framework identifies the site as part of a wider block of properties between Villa Road and Hamstead Road as the primary development opportunity within the neighbourhood centre. The guidance explains that the site represents one of the few opportunities in the Conservation Area to intervene in a major positive manner to bring about regeneration. The prominent and sensitive location of this site necessitates a development of quality and distinctiveness with creation of a gateway development to Soho Road District Centre. A range of suitable uses are identified including Retail, leisure, residential, offices, health, education and community uses. Whilst the guidance promotes the wider redevelopment of the area, this does not prevent individual sites being developed and should be assessed on their merits.
- 6.5. The Council's car parking guidelines SPD provides guidance on appropriate levels of parking for certain uses, which are expressed as maximum levels. In this case, the site is located within Area 2 being within a centre where the guideline is for 1 car parking space per 9 covers.

- 6.6. The NPPF establishes the principle of the presumption in favour of sustainable development. Paragraph 14 states that for decision-making this means approving development proposals that accord with the development plan without delay. The NPPF provides guidance on ensuring the vitality of town centres which is consistent with the guidance in the BDP with regard to diversity. Restaurants are included within the definition of main town centre uses in the Annex.
- 6.7. The lawful use of the site is considered to be a car showroom use which ceased around 2004. Since then, there have been unauthorised retail uses on the site for which enforcement action was pursued but the case subsequently closed. Notwithstanding this, it is clear that the guidance subsequently adopted in the Shopping and Local Centres SPD, the A41 Framework and the BDP now establishes the site to be within the boundary of the Soho Road centre, and as such the use of the site for retail or for restaurant uses would now be considered to accord with these policies. This represents a significant change in circumstances to those at the time of the previous refusal when the site was located outside of the centre at that time. As such, I consider that the proposed use is acceptable in principle.
- 6.8. Whilst I note the concerns and objections raised by the neighbouring business, principally on traffic and parking grounds, I do not consider that there would be such a harmful impact that would warrant refusal in this case. The fall-back position is a car showroom for which there is no prescribed parking standard, although this use would have required parking for staff and visitors. A retail use would require a maximum of 13-18 spaces (depending on the type of retail use). In comparison to this, the proposed restaurant would generate a lower level of parking when measured against the Council's car parking guidelines. The maximum standard for a restaurant would generate a need for 10 car parking spaces.
- 6.9. The forecourt area in front of the premises has enough space for 3-4 cars, which I consider to be satisfactory taking into account the location of the site within an established centre well served by public transport. To access these spaces some alterations are required to the vehicle crossover which currently only serves 2 spaces and there is a street lighting column that restricts access to one of the spaces. I have recommended a condition to agree appropriate works. Whilst I note the concerns about sub-division causing excessive parking, this is not something that would require consent. Given the limited available parking, I recommend that the sale of food for consumption off the premises is prevented by condition as such activity tends to generate errant parking.
- 6.10. There are no other restaurants or other hot food uses in the locality to raise any issues of cumulative impact. I note the comments of Regulatory Services regarding the details of the extraction system and have recommended a condition to agree revised details. I concur that the proposed opening hours are acceptable in this location.
- 6.11. The Conservation officer advises that they have no objections. The premises do not currently make a positive contribution to the Conservation Area, having a functional appearance with modern cladding materials. The shopfront alterations have had negligible effect. The A41 Framework policy promotes the wider redevelopment of the area, which would present an opportunity to significantly enhance the character and appearance of the Conservation Area, but until then I do not consider that it would be appropriate to resist investment into the premises that will generate some economic activity and create local jobs.

7. Conclusion

- 7.1. The proposed development accords with the relevant policies in the BDP, Shopping and Local Centres SPD and the NPPF regarding the suitability of this location for a proposed restaurant use. Notwithstanding the objections raised, including the concerns regarding traffic and parking, I consider that this will be acceptable.

8. Recommendation

- 8.1. Approval subject to conditions.

-
- 1 Limits the hours of use
The premises shall only be open for customers between the hours of 07:00-23:30 hours Mondays-Sundays.
Reason: In order to define the permission and safeguard the amenities of occupiers of premises/dwellings in the vicinity in accordance with Policy PG3 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.
- 2 Prevents food to be sold for off-site consumption
The premises shall not be used for the sale of food for consumption off the premises.
Reason: In order to define the permission and in the interests of preventing traffic and parking problems in the highway in accordance with Policies TP38 and TP44 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.
- 3 Requires the prior submission of extraction and odour control details
No development shall take place until revised details of the extract ventilation and odour control equipment, including details of any noise levels, noise control and external ducting has been submitted to and approved in writing by the Local Planning Authority. The development shall be implemented in accordance with the approved details and thereafter maintained.
Reason: In order to secure the satisfactory development of the application site and safeguard the amenities of occupiers of premises/dwellings in the vicinity in accordance with Policy PG3 of the Birmingham Development Plan 2017 and the NPPF
- 4 Requires the prior submission and completion of works for the S278/TRO Agreement
The development shall not be occupied until a package of highway measures has been approved by the Local Planning Authority and the approved measures have been substantially completed. The package of measures shall include alterations to existing vehicle crossovers to serve proposed forecourt parking and are to be carried out at the applicants expense to Birmingham City Council specification.
Reason: In order to secure the satisfactory development of the application site in the interests of highway safety in accordance with Policies PG3 and TP44 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.
- 5 Requires the scheme to be in accordance with the listed approved plans
The development hereby approved shall be implemented in accordance with the details submitted with the application and shown on drawing numbers 001 (site location and block plan), 002 (existing layout plan), 003 (existing elevation details), 004 (amended proposed elevation), unnumbered proposed floor plan (the approved
-

plans')

Reason: In order to define the permission in accordance with Policy PG3 of the Birmingham Development Plan 2017 and the National Planning Policy Framework.

6 Implement within 3 years (Full)

The development hereby permitted shall be begun before the expiration of (3) years from the date of this permission.

Reason: In order to comply with Section 91 of the Town and Country Planning Act 1990 (as amended) and the National Planning Policy Framework.

Case Officer: Stuart Morgans

Temporary Event Notice

5

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)

1. Your name

Title ☒ Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please state)
Surname **TESFAY**
Forenames **ESAYAS**

2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)

Title ☐ Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other (please state)
Surname
Forenames

3. Your date of birth Day **[REDACTED]** Month **[REDACTED]** Year **[REDACTED]**

4. Your place of birth **MENDEFERA**

5. National Insurance Number **[REDACTED]**

6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)

[REDACTED]

Post town **[REDACTED]** Postcode **[REDACTED]**

7. Other contact details

Telephone numbers
Daytime **[REDACTED]**

Evening (optional)

Mobile (optional)

Fax number (optional)

E-Mail address
(if available) **[REDACTED]@Yahoo.Com**

8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you) **[REDACTED]**

195-199 [redacted] [redacted]
 Post town Birmingham Postcode [redacted]
 9. Alternative contact details (if applicable)
 Telephone numbers
 Daytime [redacted]
 Evening (optional)
 Mobile (optional) [redacted]
 Fax number (optional)
 E-Mail address
 (if available) [redacted] Yahoo.com

2. The premises

Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references)
 (Please read note 2)

152 - 154 SOHO Hill
Birmingham
B19 1AF

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.

Premises licence number

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)

N/A

Please describe the nature of the premises below. (Please read note 4)

it is a Restaurant and so spacious
that can accomodate up to 300 people

Please describe the nature of the event below. (Please read note 5)

it is Live music entertainment

3. The licensable activities

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol

☒

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club

☐

The provision of regulated entertainment (Please read note 7)

☒

The provision of late night refreshment

☒

Are you giving a late temporary event notice? (Please read note 8)

☒

Please state the dates on which you intend to use these premises for licensable activities. (Please read note 9)

04-11-2017 - 05-11-2017

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 10)

Start from 04-11-2017 = 12.00 PM.

finsh 05-11-2017 = 5.00 AM

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11)

200

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 12)

On the premises only

☒

Off the premises only

☐

Both

☐

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment including, but not limited to lap dancing and pole dancing). (Please see note 13)

N/A

Do you currently hold a valid personal licence? (Please tick)		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.			
Issuing licensing authority			
Licence number	092119		
Date of issue	No Date on it but it is in		
Any further relevant details	2016		


5. Previous temporary event notices you have given (Please read note 15 and tick the boxes that apply to you)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
4 Previous event held		
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	4	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

6. Associates and business colleagues (Please read note 16 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

b) begins 24 hours or less after
the event period proposed in this notice?

7. Checklist (Please read note 17)	
I have: (Please tick the appropriate boxes, where applicable)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

8. Condition (Please read note 18)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 19)	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence: (i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	18-10-2017
Name of Person signing	ESAYA TESFAY

For completion by the licensing authority

10. Acknowledgement (Please read note 20)	
I acknowledge receipt of this temporary event notice.	
Signature	On behalf of the licensing authority
Date	
Name of Officer signing	

Deano Walker

From: bw licensing
Sent: 10 November 2017 08:51
To: ~~www.west-midlands.pnn.police.uk~~
Cc: 'licensing@birmingham.gov.uk'
Subject: RE: 152-154 Soho Hill.

Mr Tesfay,

Thank you for furnishing us with the copy of the TEN application you applied for.

Unfortunately the email address you forwarded this email to is wrong and for that reason it was never served on West Midlands Police.

The email you sent it to was bw-licensing@west-midlands.pnn.police.uk however our correct email is bw_licensing@west-midlands.pnn.police.uk

There are two errors in this –

- bw- and it should have been bw_
- You have spelt midlands wrong?

West Midlands Police believe you have committed an offence of carrying out unauthorised licensable activity which we will now investigate.

Can I please point out that when you sent this email you will have been sent an automatic reply that the email you wrote does not exist?

You have also have not supplied me with a risk assessment for this event?

Regards

Deano

PC 1978 Deano Walker
Birmingham Police Central Licensing Team
Birmingham Partnerships
Lloyd House
Federation Health & Safety Lead.



Direct Dial - 0121-626-6099



Internal Ext - 801-1626



Mobile - 0 ~~121-626-6099~~



deano.walker@west-midlands.pnn.police.uk



bw_licensing@west-midlands.pnn.police.uk

From: bw licensing
Sent: 06 November 2017 13:16
To: ~~www.west-midlands.pnn.police.uk~~
Cc: licensing@birmingham.gov.uk
Subject: 152-154 Soho Hill.

Mr Tesfay,

Further to our telephone conversation this morning.

The council and environmental health inform me they received your application for a temporary events notice dated the 4th November 2017 at your restaurant on the 18th October 2017 but we have no record of this.

Our conversation this morning, you stated that you emailed the application to us, can I please ask that you provide me with evidence that you severed you application on West Midlands Police.

The event you applied for did go ahead with some issued that were called to us through the 999 system so can I also request you forward us your risk assessment for the event, your doorstaff details and also any incident report you completed.

Regards

Deano

PC 1978 Deano Walker
Birmingham Police Central Licensing Team
Birmingham Partnerships
Lloyd House
Federation Health & Safety Lead.



Direct Dial - 0121-626-6099



Internal Ext - 801-1626



Mobile - [REDACTED]



deano.walker@west-midlands.pnn.police.uk



bw_licensing@west-midlands.pnn.police.uk

Subject:

From: 

To: pollution.team@birmingham.gov.uk

Date: Wednesday, 18 October 2017, 09:55:48 BST

[Sent from Yahoo Mail on Android](#)

Subject: New Doc 2017-10-18

From: [REDACTED]

✘ bw-licensing@west-miland.pnn.police.uk ✘

Date: Wednesday, 18 October 2017, 11:49:06 BST

[Sent from Yahoo Mail on Android](#)

bw-licensingQ

✘ bw-licensing | should be bw-licensing
✘ west-miland | should be west-midlands.

REGULATORY SERVICES
RESTRICTED (when complete)
SIMPLE CAUTION

Report No: **WK/008818690**

Job No: **8634634**

Ethnicity Code PNC:

Imprisonable/Non Imprisonable (delete as appropriate)

A/S No.

Offender's Surname: **TESFAY** Forename(s): **ESAYAS** DOB: **04/03/1981**
MALE/FEMALE

Address: **SALEM RESTAURANT, UNIT 3, 136-150, SOHO HILL, HOCKLEY, BIRMINGHAM, B19 1AF.**

Occupation: **OWNER AND PARTNER**
Details of the Offence(s)

Sequential No	Offence (include a full description of the offence – this must be detailed enough to record the offence accurately on databases)
	<p>THAT YOU, ON 25TH DECEMBER 2016, 15TH JUNE 2017, AND 1ST JULY 2017, DID CARRY ON A LICENSABLE ACTIVITY, NAMELY AN UNAUTHORISED EVENT ON OR FROM THE PREMISES AT SALEM RESTAURANT, UNIT 3, 136-150, SOHO HILL, HOCKLEY, BIRMINGHAM, B19 1AF, OTHERWISE THAN UNDER AND IN ACCORDANCE WITH AN AUTHORISATION, CONTRARY TO SECTION 136(1)(A) OF THE LICENSING ACT 2003.</p> <p>THAT YOU, ON 25TH DECEMBER 2016, 15TH JUNE 2017, AND 1ST JULY 2017, DID KNOWINGLY ALLOW THE CARRYING ON OF A LICENSABLE ACTIVITY, NAMELY AN UNAUTHORISED EVENT ON OR FROM THE PREMISES AT SALEM RESTAURANT, UNIT 3, 136-150, SOHO HILL, HOCKLEY, BIRMINGHAM, B19 1AF, OTHERWISE THAN UNDER AND IN ACCORDANCE WITH AN AUTHORISATION, CONTRARY TO SECTION 136(1)(B) OF THE LICENSING ACT 2003.</p> <p>THAT YOU, ON 22ND JUNE 2017, DID ALLOW A LICENSABLE ACTIVITY, NAMELY, THE PROVISION OF REGULATED ENTERTAINMENT (THE PLAYING OF RECORDED MUSIC), TO BE CARRIED ON FROM THE PREMISES AT SALEM RESTAURANT, UNIT 3, 136-150, SOHO HILL, HOCKLEY, BIRMINGHAM, B19 1AF, OTHERWISE THAN UNDER AND IN ACCORDANCE WITH AN AUTHORISATION, CONTRARY TO SECTION 136(1)(A) OF THE LICENSING ACT 2003.</p> <p>THAT YOU, ON 22ND JUNE 2017, AT SALEM RESTAURANT, UNIT 3, 136-150, SOHO HILL, HOCKLEY, BIRMINGHAM, B19 1AF, DID EXPOSE FOR SALE BY WAY OF RETAIL ALCOHOL, NAMELY SMIRNOFF VODKA, JOHNNIE WALKER DOUBLE BLACK WHISKY, JOSE CUERVO ESPECIAL TEQUILA AND THREE MILLS ROSÉ WINE, WHERE THE SALE BY RETAIL OF THAT ALCOHOL ON THOSE PREMISES AMOUNTED TO UNAUTHORISED LICENSABLE ACTIVITY, CONTRARY TO SECTION 137(1) OF THE LICENSING ACT 2003.</p> <p>THAT YOU, 22ND JUNE 2017, AT SALEM RESTAURANT, UNIT 3, 136-150, SOHO HILL, HOCKLEY, BIRMINGHAM, B19 1AF, DID HAVE IN YOUR POSSESSION ALCOHOL, NAMELY SMIRNOFF VODKA, JOHNNIE WALKER DOUBLE BLACK WHISKY, JOSE CUERVO ESPECIAL TEQUILA AND THREE MILLS ROSÉ WINE, WHICH YOU INTENDED TO SELL BY RETAIL IN CIRCUMSTANCES WHERE THAT ACTIVITY WOULD BE AN UNAUTHORISED LICENSABLE ACTIVITY, CONTRARY TO SECTION 138(1) OF THE LICENSING ACT 2003.</p>

	<p>THAT YOU, ON 22ND JUNE 2017, BEING A PERSON WHO CONTROLS OR IS CONCERNED IN THE MANAGEMENT OF SMOKE FREE PREMISES NAMELY, SALEM RESTAURANT, UNIT 3, 136-150, SOHO HILL, HOCKLEY, BIRMINGHAM, B19 1AF, DID FAIL TO CAUSE A PERSON SMOKING ON A SMOKE FREE PREMISES TO STOP SMOKING, CONTRARY TO SECTION 8(4) OF THE HEALTH ACT 2006.</p>
--	---

Please read the declaration below and make sure you understand it before you sign.

- 1 I have admitted to committing the offence(s) shown above. A simple caution is not a criminal conviction, but I understand that details of the caution may be kept on police databases.
- 2 If I am charged with another offence and I go to Court, you will tell the court that I have received this simple caution.

I have read and understand all this information.
I agree to accept a simple caution for the offence(s) shown above.

Signature of person cautioned Date

Caution administered by S. Worswick Job Title Licensing Officer

Signature [Signature] Date



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SELAM EAST AFRICA RESTAURANT LTD

Company number **10641933**

Registered office address

Unit 3 136-150 Soho Hill, Birmingham, United Kingdom, B19 1AF

Company status

Active

Company type

Private limited Company

Incorporated on

27 February 2017

Accounts

First accounts made up to **28 February 2018**

due by **27 November 2018**

Confirmation statement

First statement date **26 February 2018**

due by **12 March 2018**

Nature of business (SIC)

- 56102 - Unlicensed restaurants and cafes

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SELAM EAST AFRICA RESTAURANT LTD

Company number **10641933**

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2 officers / 0 resignations

HADGU, Teklebrhan Gebreslasse

Correspondence address **Unit 3, 136-150 Soho Hill, Birmingham, United Kingdom, B19 1AF**

Role Active **Director**

Date of birth **[REDACTED]**

Appointed on **27 February 2017**

Nationality **Eritrean**

Country of residence **United Kingdom**

Occupation **Director**

TESFAY, Esayas Misgina

Correspondence address **Unit 3, 136-150 Soho Hill, Birmingham, United Kingdom, B19 1AF**

Role Active **Director**

Date of birth **[REDACTED]**

Appointed on **27 February 2017**

Nationality **Eritrean**

Country of residence **England**

Occupation **Director**

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SELAM EAST AFRICA RESTAURANT LTD BIRMINGHAM

Founded in 2017, Selam East Africa Restaurant, classified under reg no. 10641933 is an active company. Currently registered at Unit 3 B19 1AF, Birmingham the company has been in the business for 8 months. The company has not filed any account data yet, it is due on Tuesday 28th February .

The firm has 2 directors, namely Esayas Misgina Tesfay, Teklebrhan Gebreslasse Hadgu. The youngest director - Teklebrhan Gebreslasse Hadgu was born on [REDACTED] the oldest - Esayas Misgina Tesfay on [REDACTED]. Of them, Esayas Misgina Tesfay , Teklebrhan Gebreslasse Hadgu have been with the company the longest, being appointed on 27 February 2017. As of 14 November 2017, our data shown no information about any ex officers on these positions.

Selam East Africa Restaurant Ltd Address / Contact

Office Address	Unit 3
Office Address2	136-150 Soho Hill
Town	Birmingham
Post code	B19 1AF
Country of origin	United Kingdom



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Company Information / Profile

Registration Number	10641933
---------------------	----------

Date of Incorporation	Mon, 27th Feb 2017
Industry	Unlicensed restaurants and cafes
End of financial Year	28th February
Company age	8 months
Account next due date	Tue, 27th Nov 2018 (378 days left)
Next confirmation statement due date	Wed, 11th Mar 2020 (2020-03-11)
Account category	no accounts filed


Company staff

ESAYAS MISGINA TESFAY

Status: current

 Position: Director

 Occupation: Director

 Appointed: 27 February 2017

 Nationality: Eritrean


 Country of residence: England

TEKLEBRHAN GEBRESLASSE HADGU

Status: current

 Position: Director

 Occupation: Director

 Appointed: 27 February 2017

 Nationality: Eritrea

 Country of residence: United Kingdom

People with significant control

The list of PSCs that own or control the company includes 1 name. As we discovered, there is Mr Teklebrhan Gebreslasse Hadgu, a resident of United Kingdom and an Eritrea national from Birmingham, United Kingdom. This PSC was born in June 1980, has 25-50% voting rights and has 25-50% shares.

 Mr Teklebrhan Gebreslasse Hadgu

 136-150 Soho Hill, Unit 3, Birmingham, B19 1AF, United Kingdom

Country of residence United Kingdom

Nationality	Eritrea
Notified on	27 February 2017
Date of birth	June 1980
Nature of control:	<ul style="list-style-type: none"> ▶ 25-50% voting rights ▶ 25-50% shares



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[V D Construction Ltd \[0.01 mile\] \(/ltd/v-d-construction-ltd-10626810/\)](#)

[Pal & Sons Investments Ltd \[0.01 mile\] \(/ltd/pal-sons-investments-ltd-10342839/\)](#)

[Bhatia Properties Limited \[0.02 mile\] \(/ltd/bhatia-properties-limited-10920434/\)](#)

[Four Oaks 5 Property Investments Limited \[0.02 mile\] \(/ltd/four-oaks-5-property-investments-limited-10689687/\)](#)

[Affordable Property Services Limited \[0.02 mile\] \(/ltd/affordable-property-services-limited-10759331/\)](#)

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Address

152 - 154 Soho Hill, Birmingham,
England, United Kingdom, B19 1AF

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Opening hours

Mon	12:00-03:00
Tue	12:00-03:00
Wed	12:00-03:00
Thu	12:00-03:00
Fri	12:00-03:00
Sat	12:00-03:00
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Deano Walker

From: [REDACTED]@birmingham.gov.uk>
Sent: 13 November 2017 06:53
To: [REDACTED]
Cc: Deano Walker
Subject: RE: 152-154 Soho Hill, Birmingham, B19 1AF - Job Number WK/008854283

Hi [REDACTED]

Thank you for your e-mail. It has been confirmed by West Midlands Police that the event held on 4/11/17 was unlawful as the Temporary Events Notice had not been served on West Midlands Police in accordance with the Licensing Act 2003, consequently I am looking at prosecuting the defendant for the offence of carrying out unauthorised licensable activity. Your statement would be instrumental in this investigation!

I have copied PC Deano Walker into this email in hope that he may be able to re-assure you against any repercussions.

Can you confirm if you have reported the noise nuisance to Environmental Health Department? And if you have completed any noise monitoring forms as this would also be instrumental to the investigation?

I look forwards to hearing from you.

Deano

Please can you contact [REDACTED] on [REDACTED] or on her e-mail and update me with your discussion?

Many thanks

[REDACTED]


[REDACTED]

Licensing Enforcement Officer
Birmingham City Council Licensing Enforcement
Address: Birmingham City Council, Licensing Section, P.O. Box 17013, Birmingham, B6 9ES
Website: www.birmingham.gov.uk/licensing Twitter: @BCCLicensing
Tel: 0121-303-9737 Fax: 0121-303-9737
"Locally accountable and responsive fair regulation for all - achieving a safe, healthy, clean, green and fair trading city for residents, business and visitors"

From: [REDACTED] [mailto:[REDACTED]]
Sent: Sunday, November 12, 2017 11:06 AM
To: [REDACTED]
Subject: Re: 152-154 Soho Hill, Birmingham, B19 1AF

Hi just to inform yourself about the restaurant salam was so very busy again last night with music on till 5.30 this morning and people speaking so loudly almost sounds like fighting but could be speaking all I no that myself and son was awake till early morning. And in getting really fed up from it.

Has from you asking me if i would give stament and go to court, I would love to go court for it but when you live so close I fear for my self and my family I hope you understand that but I will do what ever I can to


Licensing Enforcement Officer

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To:	Licensing Section, Crystal Court, Aston Cross Business Village, 50 Rocky Lane, Aston, Birmingham, B6 5RQ	Date: 21st November 2017
From:	Martin Key, Environmental Health, 40 Moat Lane, Birmingham, B5 5BD	Tel: : 0121 300 2034
Subject:	Application for Premises License – Licensing Act 2003 Address – Salem Restaurant - Unit 3, 136 – 150 Soho Hill, Birmingham, B19 1AF	

My representation concerns the likely effect of the grant of the licence on the promotion of the following licensing objective

- (c) the prevention of public nuisance

Prevention of Public Nuisance

I have met with the applicant and visited the premises to carry out an assessment and I have some concerns that the application does not reflect the proposed use of the premises. In particular:-

- a) The premises have a planning consent for a restaurant with a limit to the opening hours of 07.00 – 23.30 not until 03.00 on Saturday as proposed in the application
- b) The application is for includes live music but not recorded music
- c) the applicant has advised that the only live music will be non-amplified but the application clearly identifies live amplified music
- d) the application requests late night refreshment – however the red line on the application excludes the kitchen
- e) the plan attached to the application is not as the applicant is proposing to operate the premises – the area shown as the kitchen and excluded from the red line area is actually proposed as part of the premises used for licensable activity and the kitchen is elsewhere in the building
- f) the application requests regulated entertainment until 02.00/03.00 but in section 17 it is proposed to close the premises at 00.00 on Monday and Tuesday.

The premises has been subject to noise complaints in 2017 both about entertainment noise breakout and noise from patrons outside the premises related to activities similar to those proposed in the application. In respect of the proposed entertainment use I am concerned that there are no steps proposed in section 18 of the application under the heading of the prevention of public nuisance that relate to managing the impact of noise from the premises. Having carried out a site inspection the premises are currently not suitable for the type of use proposed without further work. The absence of any external area for smoking other than the frontage on Soho Hill for smoking poses a significant risk of noise impact from patrons using the premises.

I am concerned that the grant of the licence would potentially result in noise nuisance to neighbouring properties due to noise breakout from the building arising from performance of music and the use of the external areas in conjunction with the licensed activity. There is also the risk of noise and odour from the cooking of food affecting the locality given the current arrangements. This concern is based on the previous site history of noise complaints, the type of event proposed, the absence of any effective operating conditions, the building design and structure, the existing noise environment and the proximity of noise sensitive receptors.

Whilst I believe that this concern can ultimately be dealt with by the use of appropriate conditions I am concerned that given the previous experience of site management and the complaints relating to the premises, the required controls may not be applied before the licensable activity commences and this may lead to nuisance. I am also concerned that the application does not adequately address the proposed premises use as outlined in a) to f) above. I have discussed these concerns and proposed conditions with the applicant.

Given the concerns outlined above and the fact that many of the proposed conditions below require further works to be carried out before the operations commence I would recommend refusal of the application until further details and clarification of the application is provided. Committee should consider any information provided at the Hearing which addresses these concerns. An Officer from Environmental Health will be present to advise further should such be provided.

If however, contrary to my recommendation, the licence is granted the condition(s) I suggest to mitigate this concern are listed as C1 to C11 below.

Recommended Conditions

C1 - An assessment of the building design and structure and a proposed scheme of noise insulation and attenuation shall be produced by a suitably qualified and experienced noise consultant. This scheme shall be submitted in writing to the Environmental Protection Unit of Birmingham City Council and no regulated entertainment involving amplified music shall take place until the mitigation measures that have been approved in writing by the Environmental Protection Unit of Birmingham City Council have been implemented. The noise mitigation measures shall be thereafter maintained.

C2 - To avoid nuisance being caused to neighbours the DPS, or other nominated person/staff, shall monitor the external areas of the Premises after 23:00 hours, including the smoking area and frontage onto Soho Hill. If necessary, they shall remind customers to be respectful of neighbours and where necessary they shall limit the number of customers going outside to use the smoking area and take appropriate steps to avoid customers who use the car park area or frontage of the premises causing a nuisance.

C3 - All external doors and windows shall be kept closed during regulated entertainment except as necessary for safe and effective access and egress.

C4 - Prior to any regulated entertainment involving amplified music taking place, a Noise Limiting Device (NLD) of a type approved by the Environmental Protection Unit of Birmingham City Council shall be fitted to the serve any area of the premises used for amplified music or sound. The NLD shall be set at a level agreed with the Environmental Protection Section to ensure that the volume of music is controlled to avoid noise nuisance to the occupiers of nearby buildings. The installation of the NLD shall be notified to the Environmental Protection Section prior to use and shall meet the following criteria:

- a) The device shall be fitted in an approved position by a competent person and once fitted shall not be moved from the approved position or tampered with in any manner unless prior approval is given,
- b) The device shall be capable of either:-
 - i) cutting off the mains power to the amplification equipment if the volume exceeds the pre-set level determined by the Environmental Protection Unit and shall not restore power to the amplification equipment until the NLD is reset by the DPS or their nominated person, or

ii) otherwise maintaining the volume of the music at the pre-set level determined by the Environmental Protection Unit,

c) where the NLD operates by cutting off the mains power to the amplification equipment, amplification equipment shall be operated through the sockets/power points linked to and controlled by the NLD at all times,

d) The NLD shall be maintained in full working order and at the approved pre-set volume whilst the amplification equipment is operational,

e) Any damage or malfunction to the NLD shall be reported to the Environmental Protection Unit as soon as possible and within 24 working hours of the damage occurring or malfunction being noted. The NLD shall not be used in this damaged or malfunctioning state until approval has been given by the Environmental Protection Unit.

C5 – Prior to any regulated entertainment involving amplified music taking place, the fire exit door to the premises shall be fitted with an audible alarm that sounds in a suitable location in the main bar area to warn staff that the doors have been opened when the building is in use. The DPS or their nominated person shall ensure that fire exit doors are only opened appropriately in an emergency and if the alarm activates shall immediately investigate and ensure the doors are closed as soon as possible.

C6 – The DPS shall, within 3 months of the date of issue of this licence, submit in writing a noise management plan to Environmental Protection Unit of Birmingham City Council. The noise management plan shall outline the measures to be adopted to reduce the noise impact of activities associated with the premises including music, deliveries, recycling and refuse collections, smoking areas, customers and car parks. The noise management plan shall be updated regularly and all staff shall be adequately trained in their role in implementing the plan.

C7 – No drinks shall be removed from the premises in open containers.

C8 – All sealed containers of alcoholic drinks offered for sale for consumption off the premises shall be clearly labelled or marked with the name and postcode of the premises.

C9 - No waste or recyclable material, including bottles, shall be moved, removed or placed in areas outside the premises building between the hours of 22.00 and 08.00.

C10 – The supply of late night refreshment shall not commence until details of the extract ventilation and odour control equipment, including details of any noise levels, noise control

and external ducting has been submitted to and approved in writing by the Environmental Protection Unit of Birmingham City Council. The installation and operation of the extract ventilation and odour control systems shall be in accordance with the approved details and thereafter maintained.

C11 – Patrons shall not remove from the premises late night refreshment provided at the premises.

In light of the matters set out above I object to the licence being granted unless suitable information is provided to demonstrate that the concerns will be satisfactorily addressed.

A handwritten signature in black ink, appearing to read 'M Key', with a stylized flourish underneath.

Martin Key

Environmental Protection Officer

