

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 A

MONDAY, 20 NOVEMBER 2017 AT 09:30 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 MINUTES

3 - 4

To note the public part of the Minutes of the meeting held on 16 October 2017.

4 LICENSING ACT 2003 PREMISES LICENCE – VARIATION
COSTCUTTER, 338 BRAYS ROAD, SHELDON, BIRMINGHAM, B26 2RL

5 - 34

Report of the Acting Director of Regulation and Enforcement.
Application scheduled to be heard at 09:30am

5 LICENSING ACT 2003 PREMISES LICENCE – GRANT FOLIUM
RESTAURANT, 5-8 CAROLINE STREET, BIRMINGHAM, B3 1TR

35 - 60

Report of the Acting Director of Regulation and Enforcement.
Application scheduled to be heard at 11:00am.

6 **OTHER URGENT BUSINESS**

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

7 **EXCLUSION OF THE PUBLIC**

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

Minutes - Exempt Paragraphs 3 and 4

P R I V A T E A G E N D A

1 **MINUTES**

To note the private part of the Minutes of the meeting held on 16 October 2017 and to confirm and sign the Minutes as a whole.

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

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

BIRMINGHAM CITY COUNCIL

LICENSING SUB - COMMITTEE A - 16 OCTOBER 2017
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**MINUTES OF A MEETING OF
LICENSING SUB-COMMITTEE A HELD
ON MONDAY 16 OCTOBER 2017
AT 0930 HOURS IN COMMITTEE ROOM 1,
COUNCIL HOUSE, BIRMINGHAM**

PRESENT: - Councillor Barbara Dring in the Chair;

Councillors Nagina Kauser and Bob Beauchamp

ALSO PRESENT:

Chris Arundel – Licensing Section
Joanne Swampillai – Legal Services
Katy Poole – Committee Services.

NOTICE OF RECORDING

01/161017 The Chairman advised the meeting that members of the press/public may record and take photographs except where there are confidential or exempt items.

APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

02/161017 No apologies were submitted.

OTHER URGENT BUSINESS

03/161017 No items of other urgent business were submitted.

EXCLUSION OF THE PUBLIC

04/161017 **RESOLVED:**

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

Report to:	Licensing Sub Committee A
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Monday 20th November 2017
Subject:	Licensing Act 2003 Premises Licence – Variation
Premises:	Costcutter, 338 Brays Road, Sheldon, Birmingham, B26 2RL
Ward affected:	Sheldon
Contact Officer:	Shaid Yasser, Senior Licensing Officer, 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:
<p>To consider a relevant representation that has been made in respect of an application to vary the Premises Licence which seeks to extend the hours for the Sale of Alcohol (for consumption off the premises), to operate 24hours (Monday to Sunday).</p> <p>Premises to remain open to the public 24hours (Monday to Sunday).</p>

2. Recommendation:
<p>To consider the representation that has been made and to determine the application.</p>

3. Brief Summary of Report:
<p>Variation application received on 28th September 2017 in respect of Costcutter, 338 Brays Road, Sheldon, Birmingham, B26 2RL.</p> <p>A representation has been received from other persons.</p>

4. Compliance Issues:
4.1 Consistency with relevant Council Policies, Plans or Strategies:
<p>The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.</p>

5. Relevant background/chronology of key events:
<p>Saeed Iqbal applied on 28th September 2017 to vary the Premises Licence for Costcutter, 338 Brays Road, Sheldon, Birmingham, B26 2RL.</p> <p>A representation has been received from a Local Ward Councillor, which is attached at Appendix 1.</p> <p>The application is attached at Appendix 2.</p> <p>Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 3.</p> <p>The current Premises Licence is attached at Appendix 4.</p> <p>Site Location Plans at Appendix 5.</p> <p>When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003. The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are:-</p> <ul style="list-style-type: none"> 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:
<p>A copy of the representation as detailed in Appendix 1</p> <p>Application Form, Appendix 2</p> <p>Conditions agreed with West Midlands Police, Appendix 3</p> <p>Current Premises Licence, Appendix 4</p> <p>Site Location Plans, Appendix 5</p>

7. Options available
<p>To grant the variation application</p> <p>To refuse the whole or part of the application</p> <p>To modify the conditions of the Licence</p>

Appendix 1

From: Councillor Paul Tilsley
Sent: 04 October 2017 14:50
To: Licensing
Subject: Application 102982, 338 Brays Road, B26 2RL

Thank you for the notification regarding the application of the above premises for a 24 hour license.
I wish to oppose this application as there are residential properties in close proximity and it does not add any benefit to the retail offer in Sheldon and will add to the nuisance factor within the community.
Cllr Paul Tilsley CBE

Application to vary a premises licence 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 **SAEED IQBAL**

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 4028/2

Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference		BCC REGULATION & ENFORCEMENT LICENSING SECTION DATE RECEIVED 2008/2/7	
COSTCUTTER 338 BRAYS ROAD SHELDON			
Post town	BIRMINGHAM	REF NO	
INITIALS		Postcode	B26 2RL
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£22,250	

Part 2 – Applicant details

Daytime contact telephone number	
E-mail address (optional)	
Current postal address if different from premises address	
Post town	Postcode

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? ☒ Yes

☐
No

If not, from what date do you want the variation to take effect?

DD		MM		YYYY			

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☐ No

<p>Please describe briefly the nature of the proposed variation (Please see guidance note 2)</p> <p>ALLOW OPENING TIMES AND ALCOHOL SALES 24 HOURS A DAY</p>
--

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

--

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☐
- f) recorded music (if ticking yes, fill in box F) ☐
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☐

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both -- please tick (please read guidance note 4)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 5)</u>		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films (please read guidance note 6)</u>		
Thur					
Fri					
Sat			<u>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 7)</u>		
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
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 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 6)		
Thur					
Fri					
Sat			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 7)		
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both -- please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 6)		
Thur					
Fri			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 (please read guidance note 7)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon					
Tue					
Wed					
Thur			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Fri					
Sat			<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 7)		
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			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 4)	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 5)		
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 6)		
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 7)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Thur					
Fri			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 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6)		
Mon	0000	2400			
Tue	0000	2400			
Wed	0000	2400			
Thur	0000	2400	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 7)		
Fri	0000	2400			
Sat	0000	2400			
Sun	0000	2400			

K

<p>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 10).</p> <p>NONE</p>
--

L.

Hours premises are open to the public Standard days and timings (please read guidance note 8)		
Day	Start	Finish
Mon	0000	2400
Tue	0000	2400
Wed	0000	2400
Thur	0000	2400
Fri	0000	2400
Sat	0000	2400
Sun	0000	2400

State any seasonal variations (please read guidance note 6)

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 7)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

NONE

Please tick as appropriate

- I have enclosed the premises licence ☒
- I have enclosed the relevant part of the premises licence ☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

ALL RETAILS SALES OF ALL PRODUCTS WILL BE THROUGH A WINDOW KIOSK
ADJACENT TO THE SALES COUNTER OF THE STORE BETWEEN THE HOURS OF 11PM
AND 6AM

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

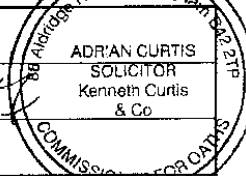
- I have made or enclosed payment of the fee; or ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☐
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I understand that I must now advertise my application. ☒
- I have enclosed the premises licence or relevant part of it or explanation. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	<i>Kenneth Curtis & Co</i>
Date	<i>28th September 2014</i>
Capacity	<i>Solicitors</i>



Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

KENNETH CURTIS & CO
88 ALDRIDGE ROAD
PERRY BARR

Post town	BIRMINGHAM	Post code	B42 2TP
Telephone number (if any)			

From: Christopher Jones
Sent: 19 October 2017 11:36
To: Licensing
Cc: Adrian Curtis
Subject: FW: LICENSING ACT 2003 - PREMISES LICENCE VARIATION APPLICATION -
PREMISES: COSTCUTTER, 338 BRAYS ROAD, SHELDON, BIRMINGHAM, B26 2RL

Dear Licensing,

With regard to the licence variation for Costcutter. 338 Brays Road, Sheldon. B26 2RL.

West Midlands Police have reviewed this application and are happy that if the below conditions are added to the premises licence then the licensing objectives will be met and promoted.

The below conditions have been agreed with the applicant via their solicitor, who is copied into this email as acceptance as per below email chain.

1. No sales of cans / bottles of lager or cider over 6% ABV between 2300 & 0600 hrs. Prominent signage displayed on the serving hatch informing customers of this restriction.
2. Prominent challenge 25 signage to be displayed on the serving hatch.
3. CCTV to cover the external & internal serving hatch area. CCTV images to be held for a minimum of 28 days.
4. External lighting to be maintained to ensure clear CCTV images.
5. No persons to be allowed inside the shop premises between 2300 & 0600 hrs with the exception of those staff on duty, working within the shop.
6. The main shop entrance to be locked / secured as not to allow public access between 2300 & 0600 hrs. Premises to have a fire risk assessment to cover the entrance being locked / secured. This risk assessment to be made immediately available to any of the responsible authorities on request.
7. Premises to have a monitored personal attack / panic alarm if there is lone working at the premises between 2300 & 0600 hrs. The alarm to be tested at a minimum of every 2 months and recorded. The first test no later than 2 weeks after the grant of the licence. These test records to be made immediately available to any of the responsible authorities on request.

If these above conditions are imposed onto the licence then West Midlands Police have no objection to this application.

Regards

Chris Jones 55410

Birmingham Central Licensing Team

West Midlands Police HQ
Lloyd House

Colmore Circus
Birmingham
B4 6NQ



From: Adrian Curtis !
Sent: 19 October 2017 11:03
To: Christopher Jones
Subject: FW: LICENSING ACT 2003 - PREMISES LICENCE VARIATION APPLICATION - PREMISES: COSTCUTTER, 338 BRAYS ROAD, SHELDON, BIRMINGHAM, B26 2RL

Dear Chris,

My instructions are my client agrees to all 7 conditions as amended. Will you let licensing know please can copy me in.

Thanks

Adrian

Adrian Curtis
Solicitor & Partner

Kenneth Curtis & Co.
Solicitors



*Kenneth Curtis & Co are authorised and regulated by the Solicitors Regulation Authority
SRA No: 45861*

This message is confidential and may be covered by legal professional privilege. If you have received this message in error please delete it and notify the sender immediately by contacting our switchboard on 0121 356 1161; you should not retain the message or disclose its contents to anyone. Kenneth Curtis & Co may monitor email communications in accordance with applicable law and regulations. We do not accept service by email. We try to ensure that our communications are free of viruses but do not accept responsibility for any loss or damage that viruses may cause.

CYBER FRAUD- important note:-

PLEASE NOTE that our bank account details **WILL NEVER** change during the course of a transaction, and we will **NEVER** change our bank details via email. We advise you to check account details with us in person. We will not accept responsibility if you transfer money into an incorrect account.

BIRMINGHAM CITY COUNCIL

LICENSING ACT 2003

PREMISES LICENCE

Premises Licence Number:

4028 / 2

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description	
Costcutter 338 Brays Road Sheldon	
Post town:	Post Code:
Birmingham	B26 2RL
Telephone Number:	
Not Specified	

Where the licence is time limited the dates
N/A

Licensable activities authorised by the licence
M2 Sale of alcohol by retail (off the premises)

The times the licence authorises the carrying out of licensable activities
Monday - Sunday 06:00 - 23:00 M2

The opening hours of the premises
Monday - Sunday 06:00 - 23:00

Where the licence authorises supplies of alcohol whether these are on and/or off supplies
Off Supplies Only

BIRMINGHAM CITY COUNCIL

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence Mr Saeed Iqbal	
Post town:	Post Code:
Telephone Number:	
Email N/A	

Registered number of holder for example company number or charity number (where applicable) N/A

Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Mr Saeed Iqbal	
Post town:	Post Code:
Telephone Number:	

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol	
Licence Number	Issuing Authority

Dated 16/07/2014

David Kennedy
Principal Licensing Officer
For Director of Regulation and Enforcement

BIRMINGHAM CITY COUNCIL

Annex 1 – Mandatory Conditions

No supply of alcohol may be made under the premises licence (a) at a time when there is no designated premises supervisor in respect of the premises licence, or (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol:- The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

BIRMINGHAM CITY COUNCIL

Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

The Designated Premises Supervisor or another qualified person, will train any staff at the Premises on the basic laws of selling alcohol and on compliance with the conditions on the Premises Licence. A log of the training shall be maintained and kept on the Premises and shall be available for inspection by any Responsible Authority on request.

2b) Conditions consistent with, and to promote the prevention of crime and disorder

A notice stating that 'no sales of alcohol to persons under the age of 18 years of age', shall be displayed at the Premises.

A notice stating that it is illegal for persons to buy alcohol on behalf of persons under the age of 18, will be displayed at the Premises.

2c) Conditions consistent with, and to promote, public safety

No enforceable conditions identified from operating schedule.

2d) Conditions consistent with, and to promote the prevention of public nuisance

No enforceable conditions identified from operating schedule.

2e) Conditions consistent with, and to promote the protection of children from harm

All refused sales of alcohol shall be recorded in a refusals register and the register can be inspected by any Responsible Authority upon request.

BIRMINGHAM CITY COUNCIL

Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

N/A

3b) Committee conditions to promote the prevention of crime and disorder

CCTV to be fitted/updated to the specification and requirements of West Midlands Police.

CCTV images and recordings to be made immediately available and downloadable on request of the responsible authorities.

CCTV signage to be displayed on the entrance door and on the area where alcohol is displayed for sale.

Detailed incident log to be kept, even if emergency services are not called / attend. (Log to include time, date, description of person(s) and type of incident).

3c) Committee conditions to promote public safety

N/A

3d) Committee conditions to promote the prevention of public nuisance

N/A

3e) Committee conditions to promote the protection of children from harm

Premises to adopt Challenge 25 Policy.

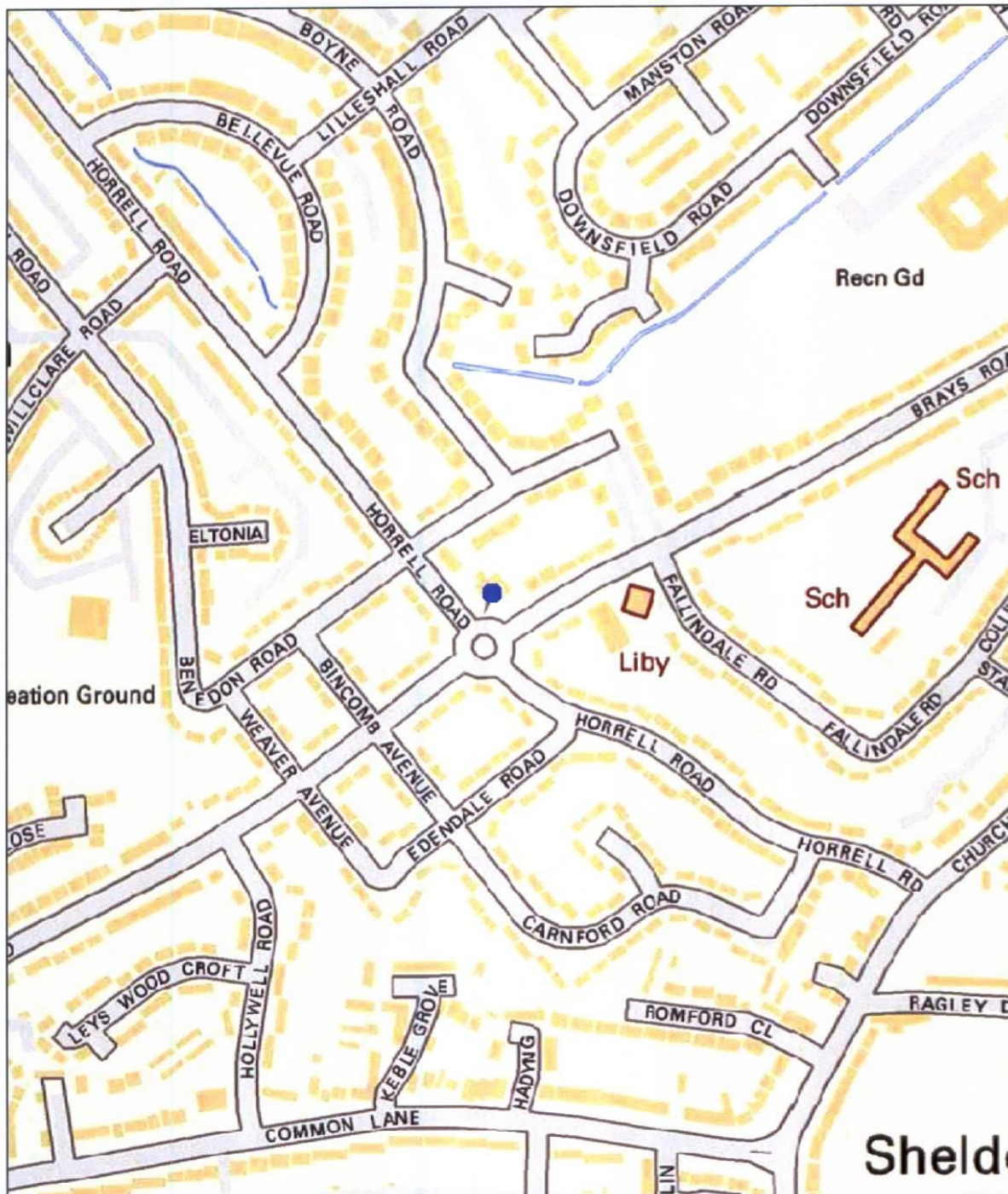
All staff to be trained in Challenge 25 Policy. All training to be documented and made available to any of the responsible authorities on request.

Challenge 25 signage to be displayed prominently on the entrance door and point of sale area.

Refusals book to be kept and signed off weekly by the Designated Premises Supervisor (DPS).

Annex 4 – Plans

[illegible]



Birmingham City Council Map Created By:

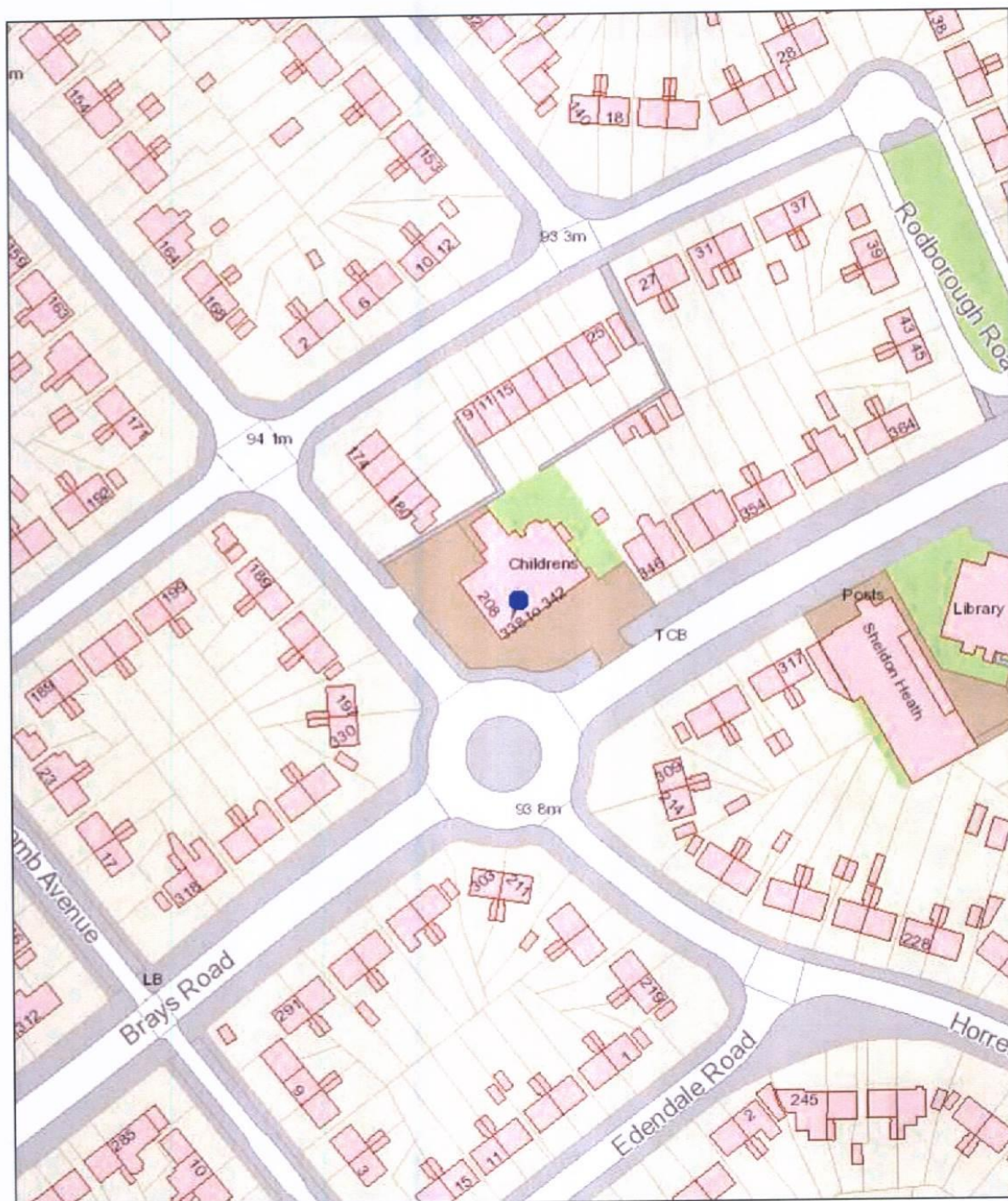
Date of Map Creation: 12/10/2017

Notes



Scale:
1:4,000

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Birmingham City Council Map Created By:

Date of Map Creation: 12/10/2017

Notes

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Scale:
 1:1,250

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee A
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Monday 20th November 2017
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Folium Restaurant, 5-8 Caroline Street, Birmingham, B3 1TR
Ward affected:	Ladywood
Contact Officer:	Shaïd Yasser, Senior Licensing Officer, 0121 303 6920, licensing@birmingham.gov.uk

1. Purpose of report:
<p>To consider a relevant representation that has 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 12:00pm until 12:30am (Monday to Sunday).</p> <p>Late Night Refreshment to operate 11:00pm until 12:30am (Monday to Sunday).</p> <p>The provision of Regulated Entertainment consisting of Recorded Music (to operate indoors only) from 12:00pm until 12:30am (Monday to Sunday).</p> <p>Premises to remain open to the public from 12:00pm until 12:30am (Monday to Sunday).</p>

2. Recommendation:
<p>To consider the representation that has been made and to determine the application.</p>

3. Brief Summary of Report:
<p>An application for a Premises Licence was received on 05th October 2017 in respect of Folium Restaurant, 8 Caroline Street, Birmingham, B3 1TR.</p> <p>A Representation has been received from other persons.</p>

4. Compliance Issues:
4.1 Consistency with relevant Council Policies, Plans or Strategies:
<p>The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.</p>

<p>5. Relevant background/chronology of key events:</p> <p>Tesh Holdings Limited applied on 05th October 2017 in respect of Folium Restaurant, 8 Caroline Street, Birmingham, B3 1TR.</p> <p>A Representation has been received from other persons, see Appendix 1.</p> <p>The application is attached at Appendix 2.</p> <p>Site Location Plans are attached at Appendix 3.</p> <p>When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003. The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are:-</p> <ul style="list-style-type: none"> a. The prevention of crime and disorder; b. Public safety; c. The prevention of public nuisance; and d. The protection of children from harm.
<p>6. List of background documents:</p> <p>A Copy of the representation as detailed in Appendix 1. Application Form, Appendix 2 Site Location Plans, Appendix 3</p>
<p>7. Options available</p> <p>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.</p>

Appendix 1

From:
Sent: 17 October 2017 13:54
To: Licensing
Subject: 5 - 8 Caroline Street, B3 1TR - premises, alcohol and recorded music licence application.

Dear Sirs,

I'm writing to object to elements of the above licensing application.

I believe a 7 day a week licence for alcohol and music until 00.30 is far in excess of what is appropriate for what is a predominantly quiet residential street.

It has been described to me as a restaurant but there are no other restaurants in the area that are open until 00.30 on a Sunday!

I believe this will be a noisy and disruptive bar serving food, which will affect the quality of life of local residents bringing increased noise and traffic and will be at odds with the typically peaceful environment of the area.

I live at Caroline Street and strongly believe that a lot of the increased and noisy pedestrian and vehicular traffic will pass my home at unsociable hours directly impacting my quiet enjoyment of my home.

I do not think it is appropriate for an establishment on a residential street to have a licence later than 11.

Please reconsider this matter, in particular the excessively late licence times and the fact that they want a 7 day licence.

Yours faithfully,

103069 Reps
5/10/2017 -
2/11/2017

**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.

We Tesh Holdings Limited

(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 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 and description		BCC REGULATION & ENFORCEMENT LICENSING SECTION DATE RECEIVED	
Folium Restaurant 8 Caroline Street Birmingham B3 1TW		REF NO. <u>SB0076124/1</u> INITIALS <u>000391</u> <u>£100.00</u>	
Post town	Birmingham	Postcode	B3 1TW

Telephone number at premises (if any)	None currently- new business
Non-domestic rateable value of premises	£ still to be assessed

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 type="checkbox"/> please complete section (A) |
| b) a person other than an individual * | |
| I as a limited company/limited liability partnership | <input checked="" 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) |

- 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 type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth over		I am 18 years old or <input type="checkbox"/> Please tick yes			
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
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)	
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Surname		First names	
Date of birth over		I am 18 years old or <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 Tesh Holdings Limited
Address 3 Huntsmans Way Badsworth West Yorkshire WF9 1BE
Registered number (where applicable) 10734133
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company Limited Company Directors- Ben Tesh Philip Tesh Lynn Tesh Lucy Faith Hanlon
Telephone number (if any) _____
E-mail address (optional) _____

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY		
0	2	1	1	2	0	1

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

DD		MM		YYYY		

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

The business is a new fine dining restaurant situated at 8 Caroline Street, Birmingham, B3 1TW. Caroline Street is off St Pauls Square, in the Jewellery Quarter.

The premises houses a kitchen area, dining area with central bar and toilets, including disabled facilities. It is a small restaurant with capacity for approximately 30 covers. The schedule for restaurant opening times is yet to be finalised, so the premises licence will be required to cover the periods Monday to Sunday, 1200hrs – 24.30hrs.

As a fine dining restaurant the expectation is that customers will encounter an environment which is relaxed, reasonably quiet and calm. Alcohol will be consumed within the restaurant area but not outside the venue.

Refer to attached plan of premises

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

N/A

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 type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input 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)

√

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

√

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<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 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						

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live 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				
Mon			Please give further details here (please read guidance note 4)			
Tue						
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)			
Thur						
Fri			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)			
Sat						
Sun						

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 checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	1200	0030	Please give further details here (please read guidance note 4) Background music will be played during opening times to enhance the customer experience within the restaurant.		
Tue	1200	0030			
Wed	1200	0030	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	1200	0030			
Fri	1200	0030	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 (please read guidance note 6)		
Sat	1200	0030			
Sun	1200	0030			

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<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					

I

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) Alcohol will be offered for sale to accompany restaurant meals.			
Mon	2300	0030				
Tue	2300	0030				
Wed	2300	0030				
			<u>State any seasonal variations for the provision of late night refreshment (please read guidance note 5)</u>			
Thur	2300	0030				
Fri	2300	0030				
			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)</u>			
Sat	2300	0030				
Sun	2300	0030				

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"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) Alcohol will be offered for sale to accompany restaurant meals. The nominated DPS will be Lucy Hanlon, restaurant manager. See accompanying DPS consent form.		
Mon	1200	0030			
Tue	1200	0030			
Wed	1200	0030			
Thur	1200	0030	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	1200	0030			
Sat	1200	0030			
Sun	1200	0030			

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 Miss Lucy Hanlon	
Date of birth	
Address:	
Postcode	
Personal licence number (if known) 10419	
Issuing licensing authority (if known) Birmingham City Council	

□□□□

K

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

N/A

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	1200	0030	<p><u>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</u> (please read guidance note 6)</p>
Tue	1200	0030	
Wed	1200	0030	
Thur	1200	0030	
Fri	1200	0030	
Sat	1200	0030	
Sun	1200	0030	

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)

- Strong Management Controls and effective training of all staff to ensure that the requirements of the premises licence is upheld. This includes:
- Compliance with the law regarding the selling of alcohol to underage persons
- No drunk, disorderly, violent or anti-social behaviour in or around the premises
- Being vigilant in preventing the sale and use of illegal drugs
- Ensuring that children are not at risk from harm
- Restricted opening times
- Designated premises manager, who holds a personal licence
- Compliant with Challenge 25 initiative
- CCTV to support safety and security measures
- Liaise and co-operate with all other agencies to ensure the safety and well-being of all people involved with the restaurant
- Risk assessment in place covering all four key objectives

b) The prevention of crime and disorder

- Front of house manager trained in the prevention of crime, including drug use and disorder and is a trained alcohol license holder
- Conduct policy in place for all staff
- Staff training in conflict management and resolution strategies during induction and thereafter as appropriate
- Alcohol will only be purchased on site, customers will not be able to bring in their own, or alternatively take alcohol away from the premises in open containers
- Capacity is approximately 30 covers, so the risk of overcrowding is minimal
- The restaurant is sited in a quiet area, reducing the risk of potential disturbances and instances of crime
- Crime prevention notices in and around the restaurant as appropriate
- Zero tolerance posters relating to drugs, anti-social behavior and crime are displayed in the restaurant
- There will be no irresponsible drinks promotions or encouragement to consume excessive quantities of alcohol
- CCTV system installed to monitor entrances, exits and other parts of the restaurant to monitor compliance and enhance safety
- A notice outside the restaurant to indicate opening times and licensing hours
- No alcohol will be sold to anyone appearing drunk and disorderly
- Any crime related incidents will be reported to the police, working closely with them to prevent any further occurrences

c) Public safety

- Easily opened double doors at the front of the building ensure the safe exit of customers, including disabled in the event of an evacuation
- Further fire/exit door located at the rear of the kitchen to provide a alternative means of exit during an emergency
- All escape routes are clearly marked and free from trip hazards
- Internal gangways are unobstructed
- Doors are checked regularly
- The license holder will keep a check on the number of people in the restaurant in the event of an evacuation
- The premises has capacity for emergency vehicle access immediately outside the building
- The restaurant has first aid kits located in the kitchen and the bar area
- Two members of staff are first aid trained, there will always be one on duty
- Adequate internal lighting to all public and staff areas to promote public safety

- Staff trained in food handling safety and hygiene requirements
- Premises inspections will be recorded and hygiene ratings displayed
- All kitchen and dining room equipment/ appliances will be bought from new so under warranty and thereafter maintained appropriately
- Risk assessments for Fire and Electric will be in place, with suitably qualified people to carry out checks, this will be together with the premises landlord
- Smoke alarm fitted within restaurant and maintained by the property landlord.
- Fire extinguishers including fire blankets in place in appropriate areas in the restaurant and kitchen. Staff will be trained into the correct use of these appliances.

d) The prevention of public nuisance

- The restaurant is approximately 30 covers and is specified as a fine dining establishment, thus limited capacity will reduce potential nuisance issues
- Where necessary, customers will be reminded to give consideration to noise levels when entering and leaving the premises
- Doors and windows will be kept closed during service
- Opening times are restricted, final orders for ordering food being 2100hrs, restaurant opening times 1200 – 2400hrs, Wednesday - Sunday
- Delivery of goods to the restaurant will be carried out at such a time or manner as to prevent a nuisance to nearby residents
- Staff who arrived early in the morning or leave late will be reminded to comply with the conduct policy, so not to disturb any residents
- The refuse bins are situated in the carpark area of the complex, at the back of the restaurant so pose minimal disturbance risk
- There will be no live music, only background, subtle recorded music
- Suitable extraction and ventilations systems are in place in the kitchen so that nearby residents are not effected by noise, odour and fumes
- The menu for the restaurant will be displayed behind a glass fronted screen outside the restaurant, reducing the risk of littering the street

e) The protection of children from harm

- Staff training to ensure compliance with the law, that alcohol will not be sold to persons under the age of 18, including prevention of adults buying alcohol for children
- Compliant with the Challenge 25 initiative, where persons who appear to be under 25 carry ID cards
- Persons under the age of 18 to be accompanied by a responsible adult
- Proof of age will requested for anyone appearing under age
- Alcohol license holder on duty to deal with any issues which may arise
- Risk assessments, policies and procedures in place to safeguard the safety and welfare of children, including reporting of any incident that staff deem to put a child at risk from harm
- Signage displayed reflecting the restaurants policy on underage drinking

- I have made or enclosed payment of the fee. ✓
- 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.**

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)
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	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	
Date	5th October 2017
Capacity	Director.

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	

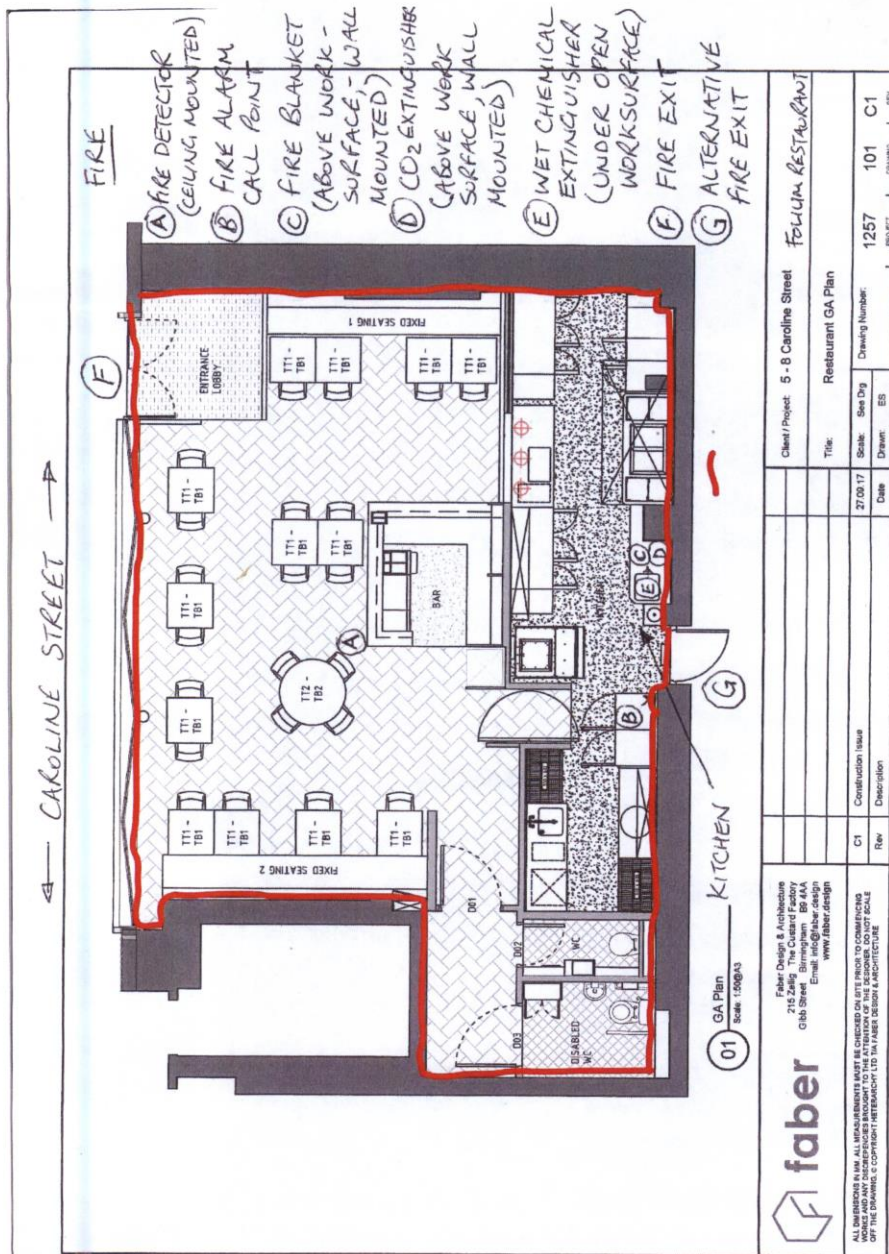
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

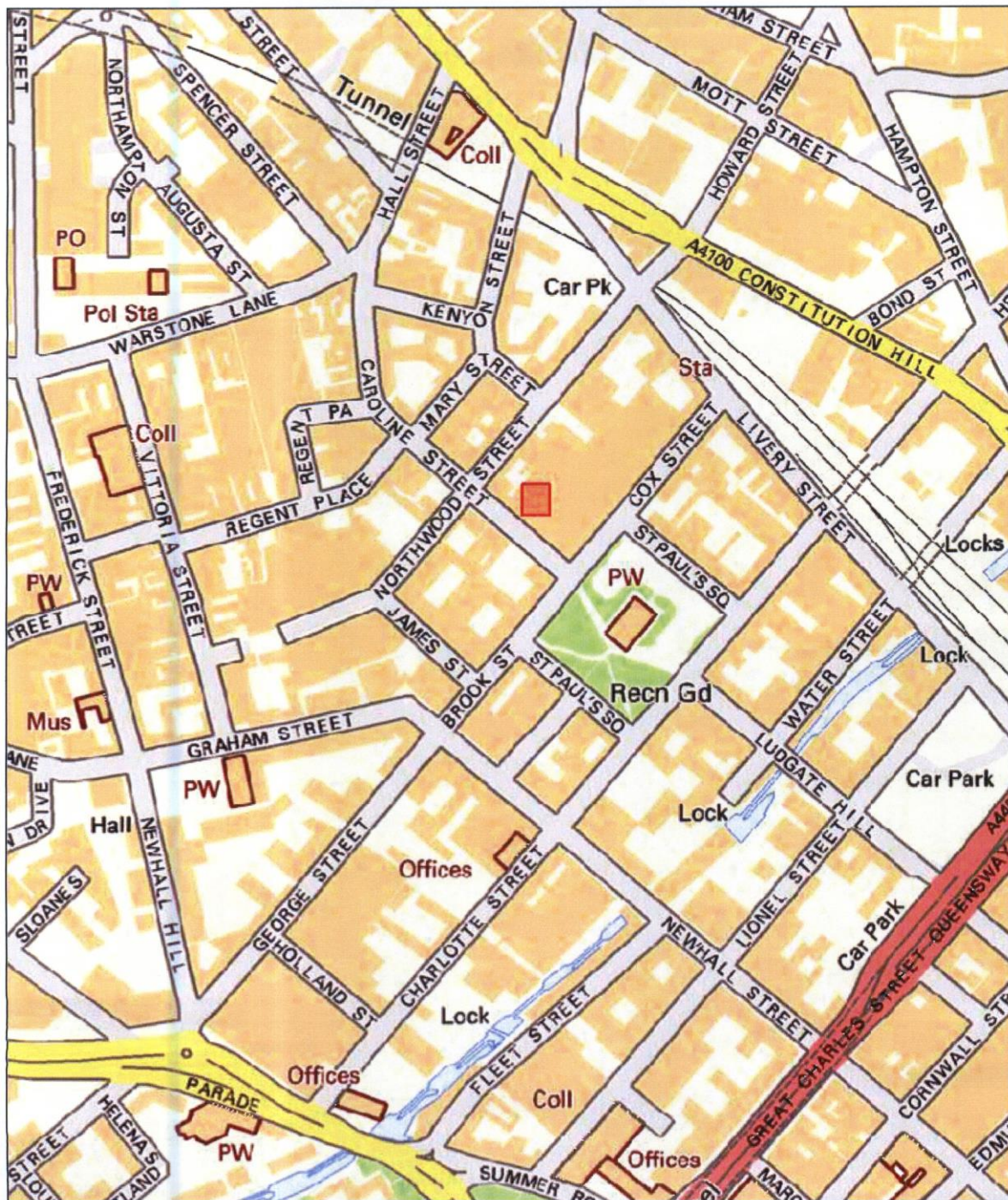
Notes for Guidance

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:
 - 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.

Folium Restaurant, 8 Caroline Street

The Red line indicates the area of licensable activity.





Birmingham City Council

Map Created By:

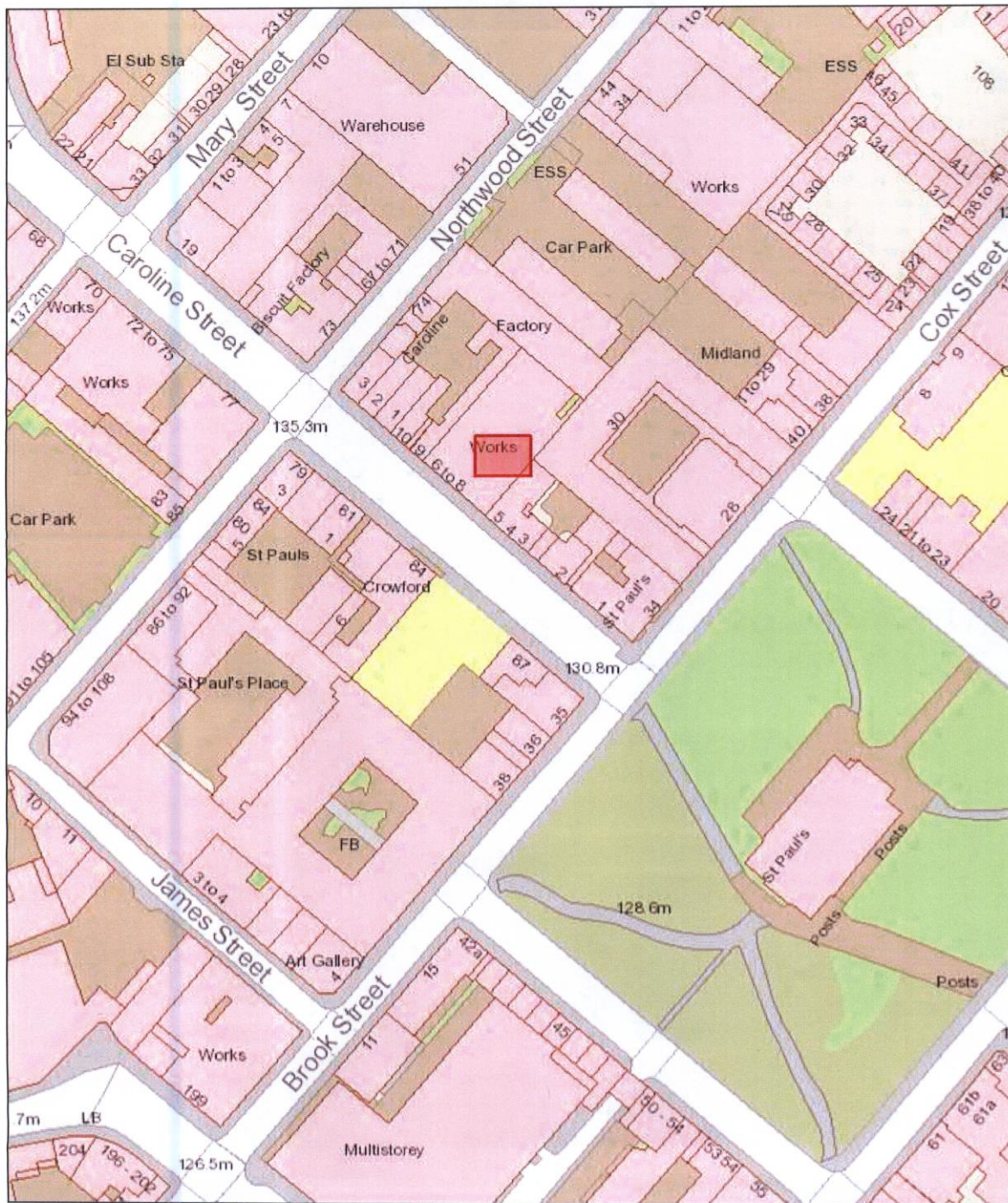
Notes

Date of Map Creation: 17/10/2017



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Birmingham City Council

Map Created By:

Notes

Date of Map Creation: 17/10/2017



Scale:
1:1,250

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