

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee B
Report of:	Interim Assistant Director of Regulation & Enforcement
Date of Meeting:	Tuesday 24th March 2020
Subject:	Licensing Act 2003 Premises Licence – Variation
Premises:	The Transport Stadium, Wheelers Lane, Kings Heath, Birmingham B13 0ST
Ward affected:	Billesley
Contact Officer:	Shaid Yasser, Senior Licensing Officer, 0121 303 9896 licensing@birmingham.gov.uk

1. Purpose of report:
<p>To consider relevant representations that have 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 both on and off the premises), to operate from 10:00am until 01:00am (Sunday to Thursday), and 10:00am until 02:00am (Friday and Saturday).</p> <p>To amend the provision of Regulated Entertainment consisting of plays, live music, recorded music, performances of dance and anything of a similar description, to operate indoors only, from 10:00am until 01:00am (Sunday to Thursday) and 10:00am until 02:00am (Friday and Saturday).</p> <p>Premises to remain open to the public from 10:00am until 01:30am (Sunday to Thursday) and 10:00am until 02:30am (Friday and Saturday).</p>

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

3. Brief Summary of Report:
<p>Variation application received on 3rd February 2020 in respect of The Transport Stadium, Wheelers Lane, Kings Heath, Birmingham, B13 0ST.</p> <p>Representations have 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>Westbourne Leisure Limited applied on 3rd February 2020 to vary the Premises Licence for The Transport Stadium, Wheelers Lane, Kings Heath, Birmingham, B13 0ST.</p> <p>Representations have been received from Other Persons. See Appendices 1-9.</p> <p>The application is attached at Appendix 10.</p> <p>The current Premises Licence is attached at Appendix 11.</p> <p>Site Location Plans at Appendix 12.</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>Copies of the representations as detailed in Appendices 1-9.</p> <p>Application Form, Appendix 10.</p> <p>Current Premises Licence, Appendix 11.</p> <p>Site Location Plans, Appendix 12.</p>
<p>7. Options available</p> <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>



Councillor Mike Leddy
BIRMINGHAM CITY COUNCIL
Brandwood & Kings Heath
The Council House
Victoria Square
Birmingham B1 1BB
Telephone: [redacted]
Email: mike.leddy [redacted]

Entered

Councillor Lisa Trickett
BIRMINGHAM CITY COUNCIL
Brandwood & Kings Heath
The Council House
Victoria Square
Birmingham B1 1BB
Telephone: [redacted]
Email: lisa.trickett [redacted]

Our Ref. ml/5258/arf

17 February 2020

Paul Lankester
Interim Assistant Director, Regulation and Enforcement

Dear Sir,

Re: License Application 114600, The Transport Stadium, Wheelers Lane, Birmingham, B13 0ST

We wish to object to the above license application to extend the hours of operation of the Transport Club until 02:30 am.

The reason for our objections as Councillors is that; we have received representation at our Advice Bureaux from residents concerned that the extension of hours would create more public nuisance and greater disturbance. For example, the noise from patrons as they walk to their cars and the added nuisance of car headlights shining into the rooms of homes on Wheelers Lane as they manoeuvre along the private driveway out onto Wheelers Lane, at a time much later than at present.

This part of Kings Heath is very residential, (apart from the Transport Club) with residents believing that by approving the application, it would be equivalent to bringing the City Centre night-time economy into residential Kings Heath.

Yours sincerely

[redacted]
Councillor Mike Leddy

[redacted]
Councillor Lisa Trickett

Entered

From:
Sent: 16 February 2020 13:32
To: Licensing
Subject: Variation of a premises license

Re Variation of license for Transport Social Club ,Wheeler's Lane to Westbourne Leisure Night Club ,Wheeler's Lane for extension of hours and supply of alcohol on /off residential area premises.

I wish to make representation against certain levels of the criteria requested by Westbourne Leisure. I also request an acknowledgement of my email and any potential dates for appeal.

Local Resident Concerns;

The effect , change of character ,appearance and preservation of the residential area.

1 Noise

Generally amplifies ,vehicle, music ,human activity, length of opening hours will undoubtedly extend noise pollution , inconvenience and disturbance levels .

2 Public Safety ,Well Being and Quality of Life The anticipated impact upon the local environment with the major extension in opening hours as requested for the premises to become a night club rather than a social club.

Such a radical change of use of premises is certain to impact upon ,social,,economic and cultural phenomena operated by a night club economy .

The provision of alcohol ON/Off premises (as stated in the application) and entertainment over such extended night club hours will undoubtedly assist in the escalation of anti social behaviour as detailed in many official studies are significant contributory factor in crime and disorder. This in turn more than likely will impact upon Human Resources and public services which are already overstretched.

3.Pollution

There are six schools in the immediate area.Five of these schools in the same road as the proposed night club.The impact of further vehicle emissions by those attending and departing the night club area could have devastating consequences for such young lives .The sheer capacity of such a change in venue will create more private hire,private ownership and coaches .The logistics of such frequent amounts of traffic are an issue for local residents .The levels of anticipated and existing traffic in a juxta pose to primarily a residential area are just not acceptable or comprehensible. The parking of these vehicles will also be a major concern along with the accessibility to the venue .The local council has already spent exceptional amounts of money on drainage on the areas outside the property .

4 Light Intrusion .

Under the definition of a night club with majorly extended hours the intrusion of lights need to be understood and fully reflected in decision making .We are speaking of a residential area .People live and need to get up for employment ,school etc.There will be traffic with head lights coming and going until approx 2 a.m. and beyond . Disturbed sleep for those living and working close by .This is not to give further consideration to security ,decorative and flood lights for sports facilities

5 Knowledge of the Conurbation and Population There is a public house ,private hire and social club ,within less than a mile of the venue.These establishments supply alcohol but their hours fall short of the proposed night club Opening hours.If one is to apply a level of logic it poses the question ; Where can we go for further entertainment and alcohol ?

I rest my case on this level.Suffice to say it does not take a great deal of imagination to anticipate potential outcomes .

Research reflects that due to the nature of a social club as opposed to a night club folk tend to congregate outside a night club ,waiting for taxis etc. Research consistently shows peak times for violent offending is week-end nights and peak locations around clubs,directly /indirectly contributing along with limited transport facilities (There are no public transport facilities available at closure times of the night club)All this will possibly make extra demands upon public services.

6 Planning

The infringement of accessibility , spacial density, design layout ,infra structure, parking,transport, residential rateable value and more unknown factors at this stage May need to be given considered in the near future .

I hear-by make a statement of representation for appeal consideration .

Yours sincerely

The cumulative impact upon the local environment

Sent from my iPad

Entered

From:
Sent: 17 February 2020 14:04
To: Licensing
Subject: The Transport Stadium, Wheelers Lane

Dear Licensing,

I live at Wheelers Lane and have recently discovered that Westbourne Leisure Limited has applied for a variation of a Premises License at the The Transport Stadium to extend the alcohol and entertainment hours. I strongly object to these changes as serving alcohol and having entertainment until 1am on weekdays and 2am at the weekend is completely unacceptable in a location like this. The noise from the entertainment and from people leaving the venue at this time in the morning will be extremely disruptive for the houses on our road and the flats directly next to the venue.

Surely we should be properly consulted on these changes and the changes to the venue as a whole before anything is decided?

Kind regards,

BCC REGULATION & ENFORCEMENT LICENSING SECTION DATE RECEIVED 19 FEB 2020 REF NO <u>Entered by letter</u> INITIALS _____

Wheelers Lane
Kings Heath
Birmingham

16th February 2019

Dear Sirs,

**Application for the Variation of Licence at the Transport Stadium,
Wheelers Lane, Kings Heath, Birmingham B13 0ST.**

I object to the grant of the variation of licence of the above named premises for the following reasons.

The premises are not situated in an area with low level residential occupancy such as Broad Street or Digbeth, the latter being where Westbourne Leisure Limited had the previous premises and licence. The Stadium is closely surrounded on three sides by high and low rise flats/apartments and general housing.

The entrance/exit road belonging to the stadium runs alongside the residences situated in Hollybank Road. Part of the car park, belonging to the Stadium is close to Haig Place albeit separated by a service road and barrier wall in places. The busy entrance/exit is sited in Wheelers Lane opposite the houses in upper Wheelers Lane.

The variation of licence, to the hours of 1 and 2 a.m., will not only involve the usual influx of visitors to the Stadium in the early evening but also cause an extra influx when normal licenced premises are closing, not only in the local neighbourhood but, from across Birmingham. Having worked in night clubs I can vouch for this late night increase in trade. This will create an unnecessary disturbance which will have an impact on the residents, and their children, of the neighbouring properties described above.

This same disturbance will be repeated in the early hours of the morning when, the bars are closed and the premises are closing down.

Finally, the car parking at the Stadium must be inadequate for their present usage as there is often "overflow" car parking, opposite the club, outside the houses in Wheelers Lane. There are numerous occasions of parking on the grass which causes damage. This could however be controlled by enlargement of the car parking at the Stadium or concrete verges or kerbs placed around the grassed areas.

The blocking of resident's drives by inconsiderate drivers does occur but mainly when the former Stadium authorities held a special day e.g. summer fete.

My main concern and objection, to the variation of licence, is the disturbance it will cause to the residents who live closely to the perimeter of the Stadium. There is a strong feeling amongst neighbours that the usage of the Stadium, under its new owners, will increase greatly over time. This will exacerbate the detrimental impact of extending the licencing hours.

Yours sincerely

From:
Sent: 26 February 2020 10:44
To: Licensing
Subject: Variation of a Premises License at The Transport Stadium by Westbourne Leisure Limited

As a resident of the Transport Stadium in Wheelers Lane Kings Heath Birmingham I wish to make representations concerning the application by Westbourne Leisure Ltd for a variation of a premises license for extending the licensing hours and entertainment to 10:00am to 1:00am Sunday to Thursday and 10:00am to 2:00am Friday and Saturday.

The Transport Stadium was recently bought by the Irish Centre having moved from their premises in the Digbeth area of the City. While the Centre was popular venue in the City centre any extended or late licensing hours may not have caused a nuisance or disturbance but are not appropriate in this residential area for the following reasons:

Increased noise levels from the entertainment into the early hours and the potential noise levels from customers using the outside smoking areas.

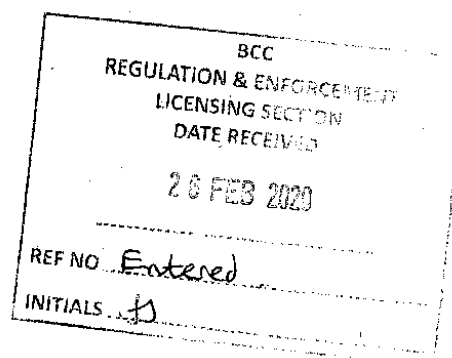
Increased noise levels from customers leaving the premises at 1:00am and afterwards on weekdays and Sundays and 2:00am and afterwards on weekends.

Increased level of traffic and taxis arriving and leaving the premises in the early hours of the morning and the level of noise and disturbance that will bring.

As mentioned before this is a residential area and I am concerned of the disruption that may be caused by the granting of this application.

Regards

— Wheelers Lane
Kings Heath
Birmingham



26th February 2020

BCC	
REGULATION & ENFORCEMENT	
LICENSING SECTION	
DATE RECEIVED	
27 FEB 2020	
REF NO	<i>Enrolled</i>
INITIALS	<i>J.</i>

Wheelers Lane
Kings Heath

Re: Licence, Extension to hours, The Transport Stadium, Wheelers Lane B13 OST Application

Dear Sir,

We wish to object to the above application to extend the hours of operation for the Transport Club, Now called the Irish Centre, in Wheelers Lane Kings Heath.

We have lived in Wheelers Lane for over 20 years and have had no major objections to the current licensing hours and the Transport Club being used as a social club with occasional events in the function room. Even with these current hours we do get disturbed some weekends when parties run late with doors & window open then this can increase as people start to leave, DJ/Band start to pack up before the event/music is over and cars leaving. Even with doors and windows closed we still hear the thud, thud of the music base as the sound proofing of the building is not good with a very large window on the side of the function room which does little to suppress any noise. This building is not good at suppressing Loud Music.

Although some people may view Wheelers Lane as a main transport route after around 10:30 at night when the traffic dies down it is a quiet residential area and any excess noise travels and can cause a nuisance to local residents, including us, and disturb sleep.

Therefore we want to object to the above application to extend the License for supply of alcohol and entertainment to 01:00am Sunday to Thursday & 02:00am on Friday & Saturday on the grounds stated below and noting the background above. This extension could mean that people could be leaving this venue as late as 1:30/2:30am

- This part of Kings Heath is a residential area and this extension to the operation hour every night of the week and weekend is totally out of place. It turns this Social Club in a residential area into a Night Club / Night Time Economy. We believe this will cause Public Nuisance to local residences, well after midnight, any & every night of the week.
- This is a quiet residential area and late at night noise can travel clearly across the sports field and will cause a nuisance disturbing local residents and their families which will include children. At these late times / early hours in the morning this will be:
 - Noise from the premises as the building is not very sound proof with a large window in the function room that is not good at suppressing the type of noise you get from

loud music. This noise can be heard by local houses and will disturb local residents late at night/early hours of the morning. Remember this is a residential area with children who have to get their sleep and go to school in the morning and others who have to get up early for work and would appreciate a good, full, night's sleep.

- Noise from the premises, despite any controls, doors will always be opened as people come and go and noise at this late hour will travel and disturb local residents
- Noise from people outside the building late at night, the worse for drink, using the smoking area. Have witnessed this before.
- Noise from people late at night, the worse for drink, running around the sports field. Have witnessed this before.
- Noise from people leaving the building / premises at these late hours. Could be after licence end time therefore as late as 1:30-2:30am
- Noise from vehicles leaving at these late hours, could be a large number at the same time. Also car doors slamming.
- As this is an open area we have and can also be disturbed by the head lights from vehicles on the car park and also leaving the premises.
- At these proposed times there is very little/very limited public transport available so will we have people wandering around the road outside looking for transport or trying to hail/call a taxi. More possible disturbance in the early hour "night time economy".

As stated we have no problem with the current operational hours but this application to extend to the early hour of every day of the week will completely change the nature of this venue from a local Social Club to a City Centre night club and issues that is will attract and cause nuisance to a residential part of Kings Heath.

Yours sincerely

Entered

From:
Sent: 01 March 2020 10:31
To: Licensing
Subject: Application for Variation of Premises License WestBourne Leisure Ltd at The Transport Stadium
Attachments: Scan_20200301.png

To whom it may concern

We wish to object to this application on the grounds that this is being made in a very long established residential neighbourhood which already has The Billesley Pub at it's access with other routes through Kings Heath. The Transport Stadium was set up for sports activity, primarily outdoor, to help maintain the health of employees within West Midlands Passenger Transport Authority. It provided many football pitches and still has 5-side courts used in part by local schools.

It is not in an entertainment zone. It is surrounded on three sides by tower blocks of flats on Hollybank Road, and many tenants there are elderly. Their driveway is along side this Stadium.

Having vehicles leaving this establishment at late hours/early morning hours is totally inappropriate.

We are residents of 35 years at Wheelers Lane, directly this venue.

We will be happy to complete any further documentation in regard to this. The b'ham.gov/licensing website is currently being moved and this is the only function at present we can use.

yours sincerely,

Entered *J*

From:
Sent: 01 March 2020 22:49
To: Licensing
Subject: Westbourne Leisure Limited Licensing

Importance: High

Hi

Wheeler's Lane Kings Heath Birmingham OPPOSE the licensing application made by Westbourne Leisure Limited of The Transport Stadium, Wheelers Lane, Kings Heath, Birmingham, B13 0ST due to the fact this is a quiet suburban residential area. If you grant this application then I have fear that this will increase noise levels, heavy traffic and also anti social behaviour and also consider there is one other place on Wheeler Lane that already serves Alcohol on this road.

Please could you consider my objection in this matter and also please could you notify by email or letter on the outcome of your decision in this matter.

Regards

Entered

From:
Sent: 02 March 2020 00:10
To: Licensing
Subject: Application for Variation of Premises License WestBourne Leisure Ltd at The Transport Stadium

I wish to object to this licensing application on the grounds that this is being made in the midst of a very long established residential neighborhood. I lie in one of the blocks of residential flats that are next to the building entrance (not the main road).

We already have The Billesley Public House at it's access with other routes through Kings Heath. I understand that the Transport Stadium was set up for sports activity, primarily outdoor, to help maintain the health of the employees within West Midlands Passenger Transport Authority. It provided many football pitches and still has 5-side courts and other sports, used in part by local schools.

This areas is primarily a residential area. It is not in an entertainment zone. It is surrounded on three sides by tower blocks of flats on Hollybank Road, and many tenants there are elderly. Some of the blocks are along their driveway and is along side this Stadium.

Having vehicles leaving this establishment at late hours or early morning hours is totally inappropriate, and the noise would be an intrusion to our settled privacy.

To whom it may concern

We wish to object to this application on the grounds that this is being made in a very long established residential neighbourhood which already has The Billesley Pub at it's access with other routes through Kings Heath. The Transport Stadium was set up for sports activity, primarily outdoor, to help maintain the health of employees within West Midlands Passenger Transport Authority. It provided many football pitches and still has 5-side courts used in part by local schools.

It is not in an entertainment zone. It is surrounded on three sides by tower blocks of flats on Hollybank Road, and many tenants there are elderly. Their driveway is along side this Stadium.

Having vehicles leaving this establishment at late hours/early morning hours is totally inappropriate.

I will be happy to complete any further documentation in regard to this. The b'ham.goc/licensing website is currently being moved and this is the only function at present I am able to use.

I are a resident of over 20 years at , and am the manager of the local TMO, (that represents two blocks directly along this venue).

Regards



Birmingham
Application to vary a premises licence
Licensing Act 2003

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

* required information

Section 1 of 18

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

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

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

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

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

LICENSING SECTION
 DATE RECEIVED

13 FEB 2020

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Is the applicant:

☒ Applying as a business or organisation, including as a sole trader
☐ Applying as an individual

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

Applicant Business

Is the applicant's business registered in the UK with Companies House? ☒ Yes ☐ No

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

Registration number

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.

Legal status

Continued from previous page...

Applicant's position in the business

Home country

United Kingdom

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

Agent Details

* First name

Carl

* Family name

Moore

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

- ☒ An agent that is a business or organisation, including a sole trader
☐ A private individual acting as an agent

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

Agent Business

Is your business registered in the UK with Companies House?

☒ Yes

☐ No

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

Registration number

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Please select...

Continued from previous page...

Your position in the business

Home country

United Kingdom

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

C.N.A. Risk Management Limited

Street

P.O. Box 13293

District

Great Barr

City or town

Birmingham

County or administrative area

West Midlands

Postcode

B42 9BP

Country

United Kingdom

Section 2 of 18

APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

3887

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

The Transport Stadium

Street

Whealers Lane

District

Kings Heath

City or town

Birmingham

County or administrative area

West Midlands

Postcode

B13 0ST

Country

United Kingdom

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable
value of premises (£)

52,500

Section 3 of 18

VARIATION

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

☒ Yes

☐ No

Do you want the proposed variation to have effect in relation to the
introduction of the late night levy?

☐ Yes

☒ No

You do not have to pay a fee if the only
purpose of the variation for which you are
applying is to avoid becoming liable to the
late night levy.

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

Describe Briefly The Nature Of The Proposed Variation

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.

The applicant has recently acquired the premises to replace the Irish Centre. (Which has been well publicised)
The applicant is seeking an extension to the hours, this is to cater for some social events which have been moved from the old site in Digbeth.

The variation the applicant is seeking is as follows:

Sunday to Thursday 10:00hrs to 01:00hrs

Friday & Saturday 10:00hrs to 02:00hrs

Last admission of 23:00hrs, Monday to Sunday

Conditions have also been updated.

The applicants agent has been liaising with Chris Jones of West Midlands Police Licensing Unit in relation to the above variations & Conditions.

It is anticipated that the whole site will be re-developed in the autumn to create a hotel and leisure complex. A new premises License will then be applied for.

Section 4 of 18

PROVISION OF PLAYS

See guidance on regulated entertainment

Will the schedule to provide plays be subject to change if this application to
vary is successful?

☒ Yes

☐ No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 10:00

End 01:00

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

Start

End

TUESDAY

Start 10:00

End 01:00

Start

End

WEDNESDAY

Start 10:00

End 01:00

Start

End

THURSDAY

Start 10:00

End 01:00

Start

End

FRIDAY

Start

End 02:00

Start

End

SATURDAY

Start

End 02:00

Start

End

SUNDAY

Start 10:00

End 01:00

Start

End

Will the performance of a play take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

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

Provide further details here.

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

State any seasonal variations for performing plays.

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

Continued from previous page...

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed above, 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 5 of 18

PROVISION OF FILMS

See guidance on regulated entertainment

Will the schedule to provide films be subject to change if this application to vary is successful?

☐ Yes

☒ No

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

☐ Yes

☒ No

Section 7 of 18

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

☐ Yes

☒ No

Section 8 of 18

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will the schedule to provide live music be subject to change if this application to vary is successful?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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 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

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 select as appropriate. Indoors may include a tent.

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

State any seasonal variations for the performance of live music

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

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above 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.

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Section 9 of 18

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start 10:00

End 01:00

Start

End

Provide 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 10:00

End 01:00

Start

End

WEDNESDAY

Start 10:00

End 01:00

Start

End

THURSDAY

Start 10:00

End 01:00

Start

End

FRIDAY

Start 10:00

End 02:00

Start

End

SATURDAY

Start 10:00

End 02:00

Start

End

SUNDAY

Start 10:00

End 01:00

Start

End

Continued from previous page...

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

☒ Indoors ☐ Outdoors ☐ Both

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

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

--

State any seasonal variations for playing recorded music.

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

--

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

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

--

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Provide 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...

THURSDAY

Start 10:00

End 01:00

Start

End

FRIDAY

Start 10:00

End 02:00

Start

End

SATURDAY

Start 10:00

End 02:00

Start

End

SUNDAY

Start 10:00

End 01:00

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 select as appropriate. Indoors may include a tent.

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

State any seasonal variations for the performance of dance.

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

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

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

Section 11 of 18

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

See guidance on regulated entertainment

Continued from previous page...

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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

Provide a description of the type of entertainment that will be provided.

Continued from previous page...

Will this entertainment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

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

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

State any seasonal variations for entertainment.

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

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

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

Section 12 of 18

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☐ Yes ☒ No

Section 13 of 18

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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	10:00	End	01:00
Start		End	

WEDNESDAY

Start	10:00	End	01:00
Start		End	

THURSDAY

Start	10:00	End	01:00
Start		End	

FRIDAY

Start	10:00	End	02:00
Start		End	

SATURDAY

Start	10:00	End	02:00
Start		End	

SUNDAY

Start	10:00	End	01:00
Start		End	

Will the sale of alcohol be for consumption?

☐ On the premises ☐ Off the premises ☒ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

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

--

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

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

--

Continued from previous page...

Section 14 of 18

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.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

None

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start 10:00

End 01:30

Start

End

Provide 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 10:00

End 01:30

Start

End

WEDNESDAY

Start 10:00

End 01:30

Start

End

THURSDAY

Start 10:00

End 01:30

Start

End

FRIDAY

Start 10:00

End 02:30

Start

End

SATURDAY

Start 10:00

End 02:30

Start

End

Continued from previous page...

SUNDAY

Start 10:00

End 01:30

Start

End

State any seasonal variations.

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

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

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

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

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

The Original Premises License has been lost

Section 16 of 18

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.

- Management will ensure all staff receive adequate training on a regular basis, relating to the four licensing objectives, general licensing regulations/Conditions including Fire regulations. All training will be recorded.
- The staff training records will be maintained at the premises and made available for inspection to any Responsible Authority upon request.
- The provision of Regulated Entertainment will take place indoors only.

Continued from previous page...

b) The prevention of crime and disorder

- Digital CCTV will be installed at the premises to the reasonable satisfaction of West Midlands Police. The System must be operational at times when licensable activity is taking place. The system must have an image download capability. All recorded images must be kept for a minimum of 28 days. Full access to recordings must be given to Responsible Authorities immediately upon request.
- The Premises Licence holder shall ensure that a notice stating that 'no sales of alcohol to persons under 18 years of age' will be displayed at the premises.
- The Premises Licence holder shall ensure that a notice stating that 'It is illegal for persons to buy alcohol on behalf of persons under 18 years of age' will be displayed at the premises.
- The Premises Licence holder shall ensure that a notice will be displayed on the premises stating that 'Persons attempting to purchase alcohol on behalf of persons under 18 years of age will be banned from the premises'.
- An incident register will be kept on the premises and made available at all times.
- There will be a last entry for all customers at 23:00hrs Monday to Sunday, only exception if for those customers using the smoking terrace.

c) Public safety

- Adequate Lighting will be provided in all public areas and outside
- Management will ensure that the external areas of the premises are monitored to prevent any anti-social behaviour and public nuisance caused by the premises is kept to a minimum.
- Electric, gas and relevant equipment are to be checked and maintained in working order and tested annually.

d) The prevention of public nuisance

- The Noise from the premises will be monitored so as not to become a public nuisance.
- The disposal of empties and bottles will not be done after 23:00 Hours or before 07:00 Hours.
- Notices will be posted asking patrons to leave quietly.
- After 23:00 all external doors and windows will be closed except for entry and egress.
- After 22:00 a member of staff will regularly monitor the outside terrace smoking area. In the event that the staff member believes the noise from customers in the outside terrace area is excessive and likely to disturb nearby residents they will instruct the customers to reduce the noise levels.
- The doors and windows will remain shut when music is being played, except for ingress or egress. All external doors shall be fitted with a self closing mechanism except for fire doors.
- Customers will be encouraged to leave the premises in a quiet and orderly manner.
- The Premises Licence Holder will ensure that any noise from licensable activities provided will be monitored in order to prevent noise nuisance.
- Notices shall be displayed reminding patrons to leave the premises quietly and respect other local residents.

e) The protection of children from harm

- A Challenge 25 policy will be operated by the premises, with notices informing customers of the policy. The only forms of acceptable identification shall be a photographic driving licence, a valid passport or any other recognised form of photographic identification incorporating the PASS logo. Notices to this effect will be displayed within the premises.
- Staff will be regularly trained and reminded to enforce the Challenge 25 policy.
- All alcohol sale refusals will be noted in a refusals register, which will be maintained at the premises and must be available for inspection by any of the regulatory authorities.
- The Premises Licence holder shall ensure that notices stating no sales of alcohol to persons under 18 years of age will be displayed at all bars within the premises.
- The Premises Licence holder will ensure that notices stating it is illegal for persons to buy alcohol on behalf of persons under 18 years of age will be displayed at all bars within the premises.

Section 17 of 18

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 18 of 18

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 (£)

315.00

DECLARATION

Continued from previous page...

I/WE UNDERSTAND THAT 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.

☐ 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/change-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, 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.

OFFICE USE ONLY

Applicant reference number
Fee paid
Payment provider reference
ELMS Payment Reference
Payment status
Payment authorisation code
Payment authorisation date
Date and time submitted
Approval deadline
Error message
Is Digitally signed ☐

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 Next >

BIRMINGHAM CITY COUNCIL

LICENSING ACT 2003PREMISES LICENCE

Premises Licence Number:

3887 / 1

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description	
The Transport Stadium Wheelers Lane Kings Heath	
Post town:	Post Code:
Birmingham	B13 0ST
Telephone Number:	

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

A	Plays
E	Live music
F	Recorded music
G	Performances of dance
J	Provision of facilities for dancing
M3	Sale of alcohol by retail (both on & off the premises)

The times the licence authorises the carrying out of licensable activities

Monday - Sunday	10:00	-	00:00	A, E, F, G, J & M3
New Year's Eve	10:00	-	01:00	E, F, J & M3

The opening hours of the premises

Monday - Sunday	08:00	-	00:30
New Year's Eve	08:00	-	01:30

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

On and Off Supplies

BIRMINGHAM CITY COUNCIL

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence West Midlands Travel (Birmingham) Sports and Social Society Wheeler's Lane Kings Heath	
Post town: Birmingham	Post Code: B13 0ST
Telephone Number: N/A	
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 Philip Charles Molloy	
Post town:	Post Code:
Telephone Number: N/A	

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 8807	Issuing Authority BIRMINGHAM CITY COUNCIL

Dated 06/11/2012

Carolyn Bennett
Senior Licensing Officer
For Director of Regulation and Enforcement

BIRMINGHAM CITY COUNCIL

Annex 1 – Mandatory Conditions

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

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.

The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises— (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to— (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise); (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective; (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective; (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. 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 either— (a) a holographic mark, or (b) an ultraviolet feature.

The responsible person must ensure that— (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures— (i) beer or cider: ½ pint; (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and (iii) still wine in a glass: 125 ml; (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available."

(1) 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.

(2) In this condition:— (a) "permitted price" is the price found by applying the formula $P = D + (D \times V)$, where— (i) P is the permitted price, (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol; (b) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979; (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence— (i) the holder of the premises licence, (ii) the designated premises supervisor (if any) in respect of such a licence, or (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence; (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

BIRMINGHAM CITY COUNCIL

(3) Where the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny.

(4) Where the permitted price on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Each individual assigned to carrying out a security activity must be licensed by the Security Industry Agency.

BIRMINGHAM CITY COUNCIL

Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

The Premises Licence holder shall ensure that all staff are trained and have knowledge of all licensing issues concerning them under the 2003 Licensing Act 2003 and a log of this training will be maintained. The training log can be inspected by any responsible authority on request.

The provision of Regulated Entertainment will take place indoors only.

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

Digital CCTV will be installed at the premises to the reasonable satisfaction of West Midlands Police. The System must be operational at times when licensable activity is taking place. The system must have an image download capability. All recorded images must be kept for a minimum of 28 days. Full access to recordings must be given to Responsible Authorities immediately upon request.

The Premises Licence holder shall ensure that a notice stating that 'no sales of alcohol to persons under 18 years of age' will be displayed at the premises.

The Premises Licence holder shall ensure that a notice stating that 'It is illegal for persons to buy alcohol on behalf of persons under 18 years of age' will be displayed at the premises.

The Premises Licence holder shall ensure that a notice will be displayed on the premises stating that 'Persons attempting to purchase alcohol on behalf of persons under 18 years of age will be banned from 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

A 'Challenge 21' policy will be operated on the premises.

'Challenge 21' signs will be displayed on the premises, with at least one sign on the entrance to the premises and one to be displayed behind all bars.

The Premises Licence holder shall ensure that all staff are trained on the 'Challenge 21' policy.

The Premises Licence holder shall ensure that all alcohol refusals will be noted in a refusals register.

The only acceptable forms of identification will be a passport, photo driving licence or a recognised proof of age card.

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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

N/A

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

N/A

BIRMINGHAM CITY COUNCIL

Annex 4 – Plans

The plan of the premises with reference number **Drawing# 05.86.1 & 05.86.2** which is retained with the public register kept by Birmingham City Council and available free of charge for inspection between the hours of 9am – 4pm Monday, Tuesday and Thursday, 10am – 4pm Wednesday and 9am – 3.30pm Friday (excluding Bank Holidays etc) at the Licensing Service, Crystal Court, Aston Cross Business Village, 50 Rocky Lane, Aston, Birmingham B6 5RQ.



Birmingham
City Council

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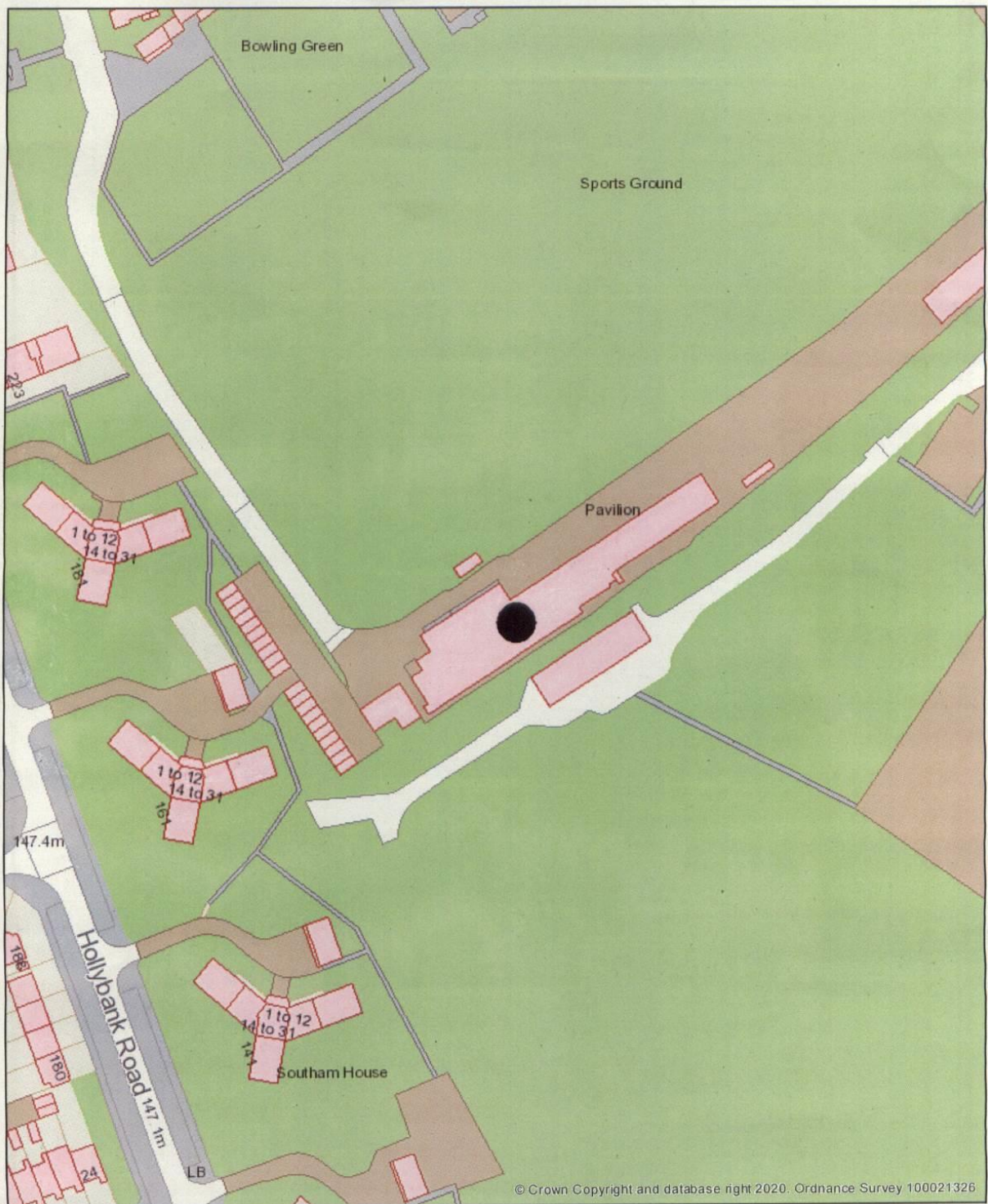
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