

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee C
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Wednesday 9th November 2016
Subject:	Licensing Act 2003 Premises Licence – Review
Premises:	Amusement 13, 16 Kent Street, Digbeth, Birmingham, B5 6RD
Ward affected:	Nechells
Contact Officer:	David Kennedy, Principal Licensing Officer, 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:

To consider an application to review a Premises Licence.

2. Recommendation:

To consider and determine the review application.

3. Brief Summary of Report:

Review application received on 15th September 2016 from Councillor Gareth Moore in respect of Amusement 13, 16 Kent Street, Digbeth, Birmingham, B5 6RD.

A representation has been received Environmental Health, as a responsible authority.

4. Compliance Issues:

4.1 Consistency with relevant Council Policies, Plans or Strategies:

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

<p>5. Relevant background/chronology of key events:</p> <p>Councillor Gareth Moore applied on 15th September 2016 for a review of the Premises Licence under Section 51 of the Licensing Act 2003 for Amusement 13, 16 Kent Street, Digbeth, Birmingham, B5 6RD.</p> <p>A representation has been received from Environmental Health, as a responsible authority. See Appendix 1.</p> <p>Review application is attached, see Appendix 2.</p> <p>The Premises Licence is attached at Appendix 3.</p> <p>Site location plans are attached at Appendix 4.</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.</p> <p>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>Copy of the representation as detailed in Appendix 1 Review Application Form, Appendix 2 Copy of Premises Licence, Appendix 3 Site Location Plans, Appendix 4</p>
<p>7. Options available</p> <p>Modify the conditions of Licence Exclude a Licensable activity from the scope of the Licence Remove the Designated Premises Supervisor Suspend the Licence for a period not exceeding 3 months Revoke the Licence No Action</p> <p>Where the authority takes a step to modify conditions or exclude a licensable activity, it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.</p>



**Formal representation on behalf of Environmental Health:
Section 51 review for a premises licence
Amusement 13, 16 Kent Street, Birmingham, B5 6RD**

Recommendation

This report recommends conditions to be added to the premises licence.

Introduction

I am Russell Davey, Environmental Health Officer, employed by Birmingham City Council (the "BCC"). I am acting as a representative of Environmental Health, having being advised by the City Council's Licensing Section that Cllr Gareth Moore had requested a review of Amusement 13's licence. As part of the review of the above premises, I am formally raising representation from Environmental Health under the duty for the promotion of the prevention of public nuisance and the prevention of crime and disorder.

Background

The matters referred to in this document are around the levels of fly-posting in the city which are associated and/or commissioned by Amusement 13; and to which they gain free advertising and/or pecuniary advantage by this activity. Flyposting is a public nuisance and illegal and therefore a crime.

There is no formal definition of fly-posting, it is a colloquialism for illegal adverts and may consist of the display of advertising material on buildings and street furniture without the consent of the owner. This is contrary to the provisions of the Town and Country Planning Act 1990, the Town and Country Planning (Control of Advertisements) (England) Regulations 2007 and the Highways Act 1980.

BCC has had ongoing issues with regards to flyposting for events at Amusement 13, 16 Kent Street, Birmingham, B5 6RD since 2015. At all times the premises licence holder has been Empire Star Ltd of 352 Bearwood Road, Smethwick, B66 4ET.

The City Council have used a range of interventions in order to try and prevent the illegal advertising. Such interventions have ranged from written warnings to inviting the company to enter into voluntary undertaking with BCC with regards to illegal advertising. Despite these measures illegal advertising has continued for events at Amusement 13.

History of flyposting associated with Amusement 13

On 1st June 2015 a letter was sent to Empire Star Ltd requesting that the company remove all illegal advertising for events at their premises from City Council street furniture and invited them to enter into a voluntary undertaking with BCC agreeing not to cause, suffer, permit or assist in the display of advertisements within Birmingham other than those authorised in accordance with the Town and Country Planning (Control of Advertisements) (England) Regulations 2007. A copy of this letter is shown in appendix 1.

On or around the 15th July 2016 the City Council removed 31 posters advertising an event called Soiree on Saturday 16th July 16 at Amusement 13. A photograph illustrating this illegal advertisement is shown in appendix 2.

On the 15th July 2016 a letter was sent to Empire Star Ltd advising of the illegal advertising for their business and that the City Council were minded to take legal proceedings should their illegal advertising activities continue. In this letter the City Council advised that they may consider applying for a review of the premises licence. A copy of this letter is shown in appendix 3.

On the 12th September 2016 further illegal advertisements were identified for an event called Tristan Da Cunha on 17th September 2016 at Amusement 13. A photograph illustrating this illegal advertisement is shown in appendix 4.

Problems with flyposting

Flyposting is illegal. Flyposting also makes an area appear run down, feel uncared for and even threatening. In November 2001, Camden Council commissioned MORI to determine how people felt about the quality of their street environment. One in ten respondents indicated that fly-posting made them feel uncomfortable, long with issues such as a lack of Police, graffiti and illegal street trading. Flyposting, in particular placarding, also affects sight lines for drivers and pedestrians using the highway. Concern about fly-posting also scored more highly than concern about young people hanging around; gangs; drug use; stealing; drunks; muggers or traffic (source Keep Britain Tidy). Flyposting is also shown to have a domino effect, causing similar businesses to follow suit and advertise their events in an attempt not to lose business to the first offending premises.

The removal of illegal advertising puts an additional financial burden on BCC. Flyposting can have a severe effect on the "Local Environmental Quality" as illegal advertisements are often left in-situ after the event or promotion has ended leading to a litter problem and making an area look run down. This can lead to an increased perception of crime by residents and visitors.

Posters put up by way of plastic ties on one side of a lamppost tend to be fewer in number as they are more expensive to produce. This modus operandi of advertising is problematic to remove and often results in the cable ties being left behind long after the posters have been removed. Cardboard advertisements are cheaper to produce and as a result tend to be printed in significantly higher volumes. Posters are usually displayed by stapling them back to back around street furniture. Due to the volumes of posters produced; this form of illegal advertising is more prolific and tends to be concentrated around major traffic junctions where a large proportion of street furniture can be affected. As a result, one company's advertisements can have a significant detrimental impact on the appearance of the street scene. Where cardboard posters are left in situ for any time, they quickly start to degrade making their removal more difficult.

Statement of Licensing Policy 2015

As part of the 2015 review of BCC's Statement of Licencing Policy, the section on flyposting has been re-written and now explicitly outlines premises licence holders responsibilities in controlling illegal advertising. It also advises about good practice in controlling illegal advertising. An extract from the 2015 Statement of Licensing Policy is shown below:

"20.7 Fly posting and Promotional Material

20.7.1 As a leading entertainment centre Birmingham often faces the widespread problem of illegal or nuisance fly posting, and littering from promotional material. This can have an impact on the prevention of public nuisance objective and prevention of crime and disorder objective within the Licensing Act 2003.

"20.7 Fly posting and Promotional Material

20.7.1 As a leading entertainment centre Birmingham often faces the widespread problem of illegal or nuisance fly posting, and littering from promotional material. This can have an impact on the prevention of public nuisance objective and prevention of crime and disorder objective within the Licensing Act 2003.

20.7.2 Existing legislation seeks to address this problem; however, it often proves ineffective in preventing this type of nuisance advertising. The Council is also concerned that some licence holders leave the advertising of regulated entertainment to events promoters and then use this to argue that they are not responsible for any illegal fly posting which occurs.

20.7.3 The Council expects responsible licence holders to ensure the licensing objectives are properly promoted when advertising regulated entertainment at their premises. For this reason it considers licence holders should outline in their operating schedules the steps to be taken to make sure that advertising of licensable activities does not cause nuisance or give rise to crime and disorder.

20.7.4 Where they are engaged, Premises Licence Holders are encouraged to have explicit agreements or contracts with named individuals or companies used to promote events to address the issue of fly posting and littering from promotional material: and to maintain a register of individuals and companies contracted with, for inspection by any Responsible Authority or Authorised Officer on request. Where appropriate, and where consistent with the applicant's operating schedule the Council will impose conditions to this effect when its discretion to do so has been engaged."

Prevention of Public Nuisance

Local Authorities are responsible for enforcing provisions around illegal advertisements and have to remove flyposting from public land and city council street furniture as they are "the owners". Attempts have also been made by BCC to work with the owners of private property to help maintain and improve local environmental quality which often comes at a cost to the land owner. As part of this work attempts have been made to engage with licenced premises to reduce the amount of illegal flyposting that is taking place in the City and particularly with regards to Amusement 13.

Clearly, as can be seen from the chronology provided, the premises licence holder has made no attempts to control flyposting as part of the prevention of public nuisance licensing objective but instead has contributed to a reduction of the living and working amenity of those working and residing in the area of the licensed premises as recognised in paragraph 2.15 of the Home Office Guidance issued under s.182 of LA 2013:

Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises.

In addition, flyposting is an illegal and therefore it is unreasonable for Amusement 13 to have not undertaken any meaningful works to prevent the repetition of the offence of illegal advertising in the City.

Environmental Health requests, that where the Licensing Sub Committee considers it appropriate and its discretion is engaged, the following conditions relating to the control of fly posting are inserted into the licence. This will ensure that venue clearly prohibits all fly posting in their contract terms with others; and will overtly advise the premises licence holder on their duty to prevent public nuisance and reduce crime associated with the running of the business.

Recommended Conditions

1. The Premises Licence Holder shall ensure that their premises are not in any way promoted by the use of illegal fly-posting or unauthorised advertisements attached to street furniture.

2. The Premises Licence Holder shall ensure that agreements/contracts with promoters for the use of their premises or for events to be held at their premises prohibit the use of illegal fly-posting and/or advertisements attached to street furniture, and shall take all steps reasonable to enforce such agreement/contract terms. The Premises License Holder shall maintain a register of individuals and companies contracted with, for inspection by any Responsible Authority on request.

3. The Premises Licence Holder shall take all reasonable precautions and exercise all due diligence to ensure that no person/company promoting or providing entertainment on the premises, nor any person acting on behalf of any promoters, shall display in an unlawful manner advertisements promoting the entertainment or the premises, in particular:

a) no display of advertisements should take place on street furniture;

b) no display of advertisements should take place on premises or structures placed on, over, in or adjacent to the highway, unless the licensee has first obtained the written consent of the owner of the premises or structure. Such consent shall be shown to the Environmental Health on request.

4. The Premises Licence Holder shall remove any unlawful advertisements of events at their premises where they become aware of them or they are advised by Birmingham City Council of an illegal advertisement being displayed. Such removal shall take place immediately within 48 hrs of receiving the said notice.

I confirm this is the formal response by Environmental Health as a responsible authority. It has been agreed with the Head of Environmental Health.

Lead Officer or review:

Signed

Russell Davey, Environmental Health Officer



Reference: WK/007966083

Date: 1st June 2015

Empire Star Ltd
352 Bearwood Road
Bearwood
Smethwick
B66 4ET

Dear Sir or Madam

Re: Illegal advertising – Amusement 13

It has come to my attention that illegal advertisements for events at Amusement 13 are continually being displayed across the City of Birmingham in contravention of the following legislation:

- Section 132 of the Highways Act 1980
- Regulation 30 of the Town and Country Planning (Control of Advertisements) (England) Regulations 2007
- Section 224 of the Town and Country Planning Act 1990

As a director of Empire Star Ltd I take the view that you are liable for the conduct of your promoters in respect of any advertising for events at Amusement 13.

Consequently I am now requiring you to remove all existing unauthorised advertising (and we will assist you in identifying these). The legislation requires unlawful advertisements to be removed within 48 hours of them being brought to your attention, however, on this occasion we are willing to extend this to 7 days from today's date, i.e. by no later than Tuesday 8th June 2015. Due to the scale of the problem we are minded to seek a formal review of your licence under the Licensing Act 2003.

Furthermore I would invite you to sign the attached undertaking agreeing that you will not, either by yourself or by encouraging or instructing anyone else, to:

"Cause, suffer, permit or assist in the display of advertisements within the City of Birmingham other than those authorised in accordance with the Town and Country Planning (Control of Advertisements) (England) Regulations 2007."

Furthermore, in the event of future promotions being advertised unlawfully you undertake to remove such advertisements within 48 hours of receipt of written notice from the City Council. Details of the promoter (full name, address and telephone



Russell Davey
Environmental Health
Regulation & Enforcement
PO Box 16978
Birmingham
B2 2AX

The Place Directorate

number) will be provided to the City Council on request, in addition to information already provided to West Midlands Police Licensing Team.

Should you not agree to the undertaking and you and/or your promoter continue to advertise unlawfully we put you on notice that proceedings will be commenced for injunctive relief under the above legislation.

So as to enable you sufficient time to take independent legal advice I would be grateful if the undertaking could be returned by no later than 15th June 2015.

Yours faithfully

Russell Davey

Between
Birmingham City Council

And
Empire Star Ltd

Undertaking

We Empire Star Ltd hereby undertake, whether by ourselves, or by encouraging or instructing any other person from:

Causing, suffering, permitting or assisting in the display of advertisements within the City of Birmingham other than those authorised in accordance with the Town and Country Planning (Control of Advertisements) (England) Regulations 2007.

Furthermore we hereby undertake to

Remove any existing unlawful advertising for Amusement 13 as identified to us by Birmingham City Council within 5 days of Birmingham City Council bringing this to the attention of Empire Star Ltd.

Remove any unlawful advertising for future promotions at Amusement 13 as identified to us by Birmingham City Council within 48 hours of Birmingham City Council bringing this to the attention of Empire Star Ltd. Provide Birmingham City Council with full contact details of the promoter of any unlawfully advertised event on written request.

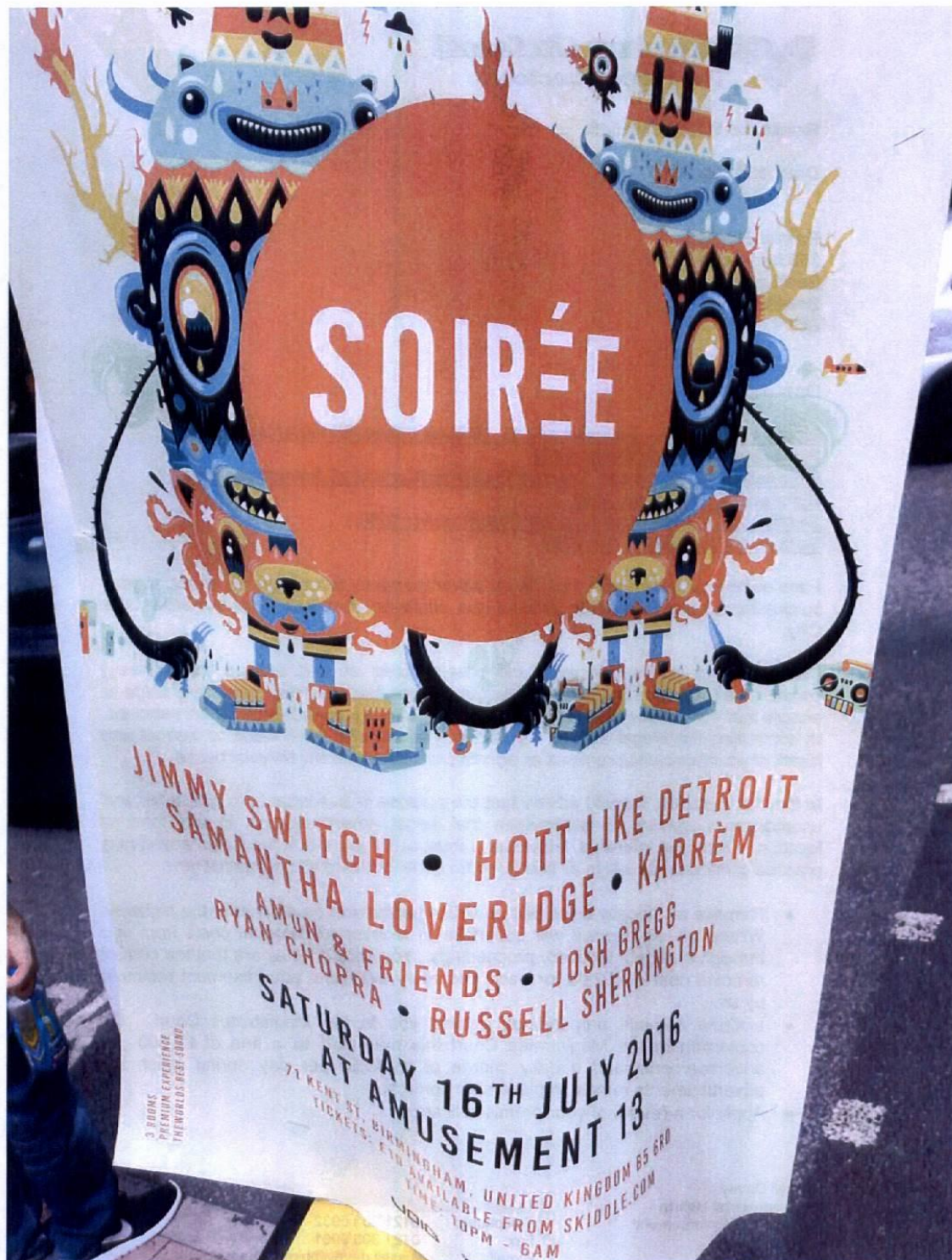
Signed on behalf of

By

.....

.....
(print name)

Dated this day of





Reference: WK/008361516

Date: 15th July 2016

Empire Star Ltd
352 Bearwood Road
Bearwood
Smethwick
B66 4ET

Dear Sir/Madam

Illegal advertising – Amusement 13, 16 Kent Street, Birmingham
Highways Act 1980, Section 132
Regulation 30, Town and Country Planning (Control of Advertisements)
(England) Regulations 2007
Section 224 – Town and Country Planning Act 1990
Section 51, Licensing Act 2003

I am writing to inform you that illegal advertisements relating to an event at your business/premises have been erected and displayed at various locations around the City.

These adverts (signs, placards and posters fixed on and around the highway) contravene the above legislation. I would request that you take immediate steps to ensure that the activity is stopped and that any existing advertisements are removed. In controlling the illegal activity I trust that you will also take steps to instruct any hirers of your business/premises or agents/promoters that act on your behalf.

In the first instance, I would advise that the purpose of this letter is to give a fair and unambiguous warning to businesses that illegal advertisements, in any form or location, will not be tolerated. However, I must notify you that if the illegal advertising practice continues we will in all likelihood take the following steps against you:

- Remove all illegally displayed advertisements fixed on or around the highway. Where we do this we will undertake to recover all removal costs from you through civil debt recovery proceedings. You should be aware that the current removal cost is £52.60 for each and every individual advertisement removed by us.
- Institute criminal proceedings against you in the Magistrates Court. On conviction in the Magistrates Court this may lead to a fine of £2,500 per advertisement and a daily charge of up to £250 per day during which the advertisements remain in place after conviction.
- Apply for a review of your premises licence.



Russell Davey
Environmental Health
Regulation & Enforcement
PO Box 16978
Birmingham
B2 2AX

The Place Directorate

I look forward to your full co-operation in ensuring that the problem is resolved and should you wish to discuss this letter further please contact me directly. If you are unclear as to the potential implications of allowing the illegal advertising practice to continue I would strongly advise that you seek legal advice.

Yours faithfully


Russell Davey



Appendix 2

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

**Application for the review of a premises licence or club premises certificate 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 GARETH MOORE
(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club
premises certificate under section 87 of the Licensing Act 2003 for the premises described in
Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description	
AMUSEMENT 13 16 KENT STREET	
Post town	Post code (if known)
BIRMINGHAM	BS 6RD

Name of premises licence holder or club holding club premises certificate (if known)
EMARE STAR LTD.

Number of premises licence or club premises certificate (if known)

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible
authority (please read guidance note 1, and complete (A)
or (B) below)



2) a responsible authority (please complete (C) below)



3) a member of the club to which this application relates
(please complete (A) below)



(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr ☐

Mrs ☐

Miss ☐

Ms ☐

Other title
(for example, Rev)

CLLR

Surname

MOORE

First names

GARETH

I am 18 years old or over

Please tick ✓ yes

☐

Current postal
address if
different from
premises
address

C/O THE COUNCIL HOUSE
VICTORIA SQUARE

Post town

BIRMINGHAM

Post Code

B1 1BB

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>

Please state the ground(s) for review (please read guidance note 2)

This review is submitted as the premises in question are operating in breach of the Licensing Objectives for Public Safety and Prevention of Public Nuisance, as well as the Council's Statement of Licensing Policy.

The premises are associated with and has permitted fly-posting to take place within the City of Birmingham, promoting events which have taken place at the premises. This fly-posting has taken place at various locations around the City, with posters being attached to railings, traffic lights and other street furniture to promote events. **This has happened on multiple occasions.**

Fly-posting is a major problem for the Council, for not only is it a visual nuisance, but has cost associated with it for the removal of the placards. The placards often remain in place for a long period of time, including after the event which they were advertising, adding to this visual nuisance. The prevalence of such posters at traffic junctions and on pedestrian crossings creates a public safety concern, as this can cause a distraction and obscure pedestrians or other vehicles. This has also made photographing the placards difficult due to them not being easily accessible. These safety concerns are supported by Amey, the Council's highways maintenance contractor who have made the following statement:

"Unauthorised attachments (such as placards and advertising on lighting columns or guardrails) are a serious safety issue as they can obstruct sight lines for both vehicles and pedestrians, particularly at busy road junctions. Additionally these attachments distract drivers and can cause them to slow down or even stop to read them which presents a significant road safety risk."

Amey are proactively working with Birmingham City Council Environmental Enforcement Team as part of the Cleaner Streets initiative to try to stop this illegal activity." Eddie Fellows, Highway Network Director – Amey

Included is statistical information showing the extent of the fly-posting problem in Birmingham, which has increased in recent years, and also how many wards across the City are not meeting the Council's target. These premises, by permitted fly-posting to take place, are contributing to this problem on a regular basis.

Appendix 1 is information provided by Amey showing the number of placards that have been removed by ward between January 2014 and June 2016.

Appendix 2 is the 2015/2016 street cleansing data from Birmingham City Council, which includes a section on fly-posting and provides a breakdown by Ward. This information is from 31st May 2016.

The Council's Statement of Licensing Policy makes it clear what is expected from licensed premises at 20.7 in relation to Fly-posting:

Fly posting and Promotional Material

20.7.1 As a leading entertainment centre Birmingham often faces the widespread problem of illegal or nuisance fly posting, and littering from promotional material. This can have an impact on the prevention of public nuisance objective and the prevention of crime and disorder objective within the Licensing Act 2003.

20.7.2 Existing legislation seeks to address this problem, however, it often proves ineffective in preventing this type of nuisance advertising. The Council is also concerned that some licence holders leave the advertising of regulated entertainment to events promoters and then use this to argue that they are not

responsible for any illegal fly posting which occurs.

20.7.3 The Council expects responsible licence holders to ensure the licensing objectives are properly promoted when advertising regulated entertainment at their premises. For this reason it considers licence holders should outline in their operating schedules the steps to be taken to make sure that advertising of licensable activities does not cause nuisance or result in criminal offences give rise to crime and disorder.

20.7.4 Where they are engaged, Premises Licence Holders are encouraged to have explicit agreements or contracts with named individuals or companies used to promote events to address the issue of fly posting and littering from promotional material; and to maintain a register of individuals and companies contracted with, for inspection by any Responsible Authority or Authorised Officer on request. Where appropriate and where consistent with the applicant's operating schedule the Council will impose conditions to this effect when its discretion to do so has been engaged.

It is clear that these premises are not complying with the Statement of Licensing Policy for fly-posting continues to occur regularly.

On this basis, I ask for the Licensing Authority to revoke the premises licence on the grounds of Public Safety and Prevention of Public Nuisance Licensing Objectives.

Please provide as much information as possible to support the application (please read guidance note 3)

An event was advertised in July 2016 which saw widespread placards put up on the A5127. This was referred to the Southside BID Manager to be passed onto the premises. The placards were removed the following day and so it was not possible for photographs to be taken.

Photos 1 to 10 – Taken 14th September 2016 at the Junction of Bristol Road and Belgrave Middleway.

These photographs are just a sample of some of the placards that have been put up in Birmingham to promote three separate events at these premises in 2016. These placards are numerous in number to dominate the locations where they are put up.

Other locations where the photographed placards can be found include other locations on Bristol Road, Bath Row, Roundabout at Summer Hill Road and Parade, plus others.

Please tick ✓ yes

Have you made an application for review relating to the premises before

☐

If yes please state the date of that application

Day		Month		Year			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

If you have made representations before relating to the premises please state what they were and when you made them

yes

Please tick ✓

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☐
- I understand that if I do not comply with the above requirements my application will be rejected ☐

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature

Date

15/09/16

Capacity

COUNCILLOR

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.



PHOTO 2



PHOTO 3



PHOTO 4







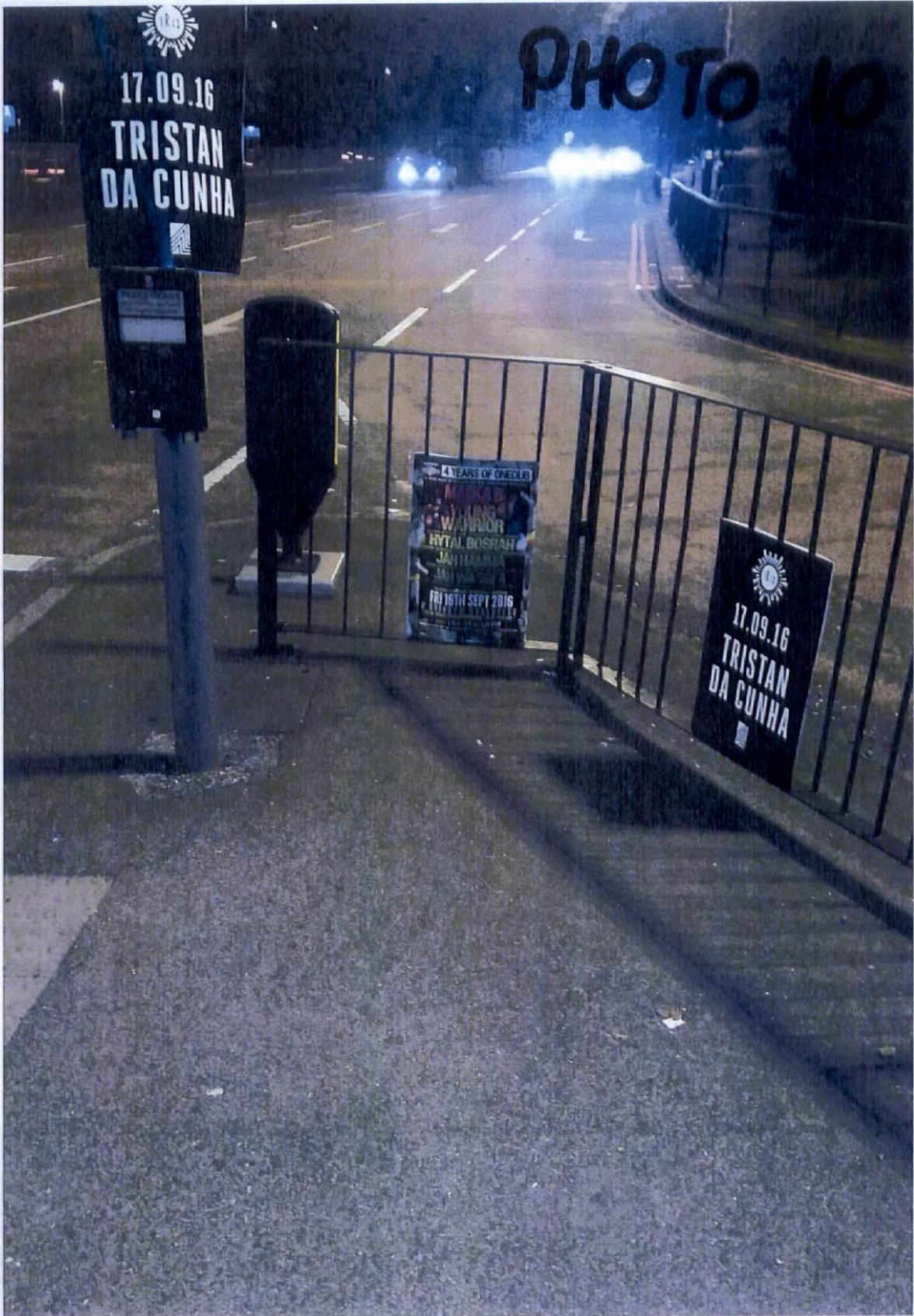
PHOTO 7



PHOTO 8







Ward	Jan-14	Feb-14	Mar-14	Apr-14	May-14	Jun-14	Jul-14	Aug-14	Sep-14	Oct-14	Nov-14	Dec-14	Jan-15	Feb-15	Mar-15	Apr-15	May-15	Jun-15	Jul-15	Aug-15	Sep-15	Oct-15	Nov-15	Dec-15	Jan-16	Feb-16	Mar-16	Apr-16	May-16	Jun-16	Total by Ward		
Acocks Green	0	1	12	0	0	6	0	0	0	38	0	2	0	97	0	0	0	0	0	0	0	0	0	0	8	0	2	0	2	0	170		
Aston	6	65	231	14	39	55	6	0	1	0	0	3	10	6	0	0	39	0	0	0	0	20	2	2	3	2	66	0	0	0	570		
Bartley Green	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2		
Billesley	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	2	
Bordesley Green	0	0	0	1	0	1	0	0	1	12	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	16	
Bournville	0	4	3	0	2	0	0	0	0	0	0	0	0	1	2	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	56	
Brandwood	0	0	0	0	0	0	0	0	1	0	0	2	0	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	6	
Edgbaston	0	0	50	2	0	0	4	0	1	1	0	0	0	1	0	1	0	56	0	0	0	47	0	0	1	41	1	1	0	0	0	208	
Erdington	0	0	0	21	0	28	99	0	37	0	2	2	0	3	57	2	103	0	28	0	5	10	3	64	0	5	0	0	0	0	0	469	
Hall Green	0	26	40	12	0	42	30	46	0	10	0	2	1	0	1	0	0	26	0	3	0	0	0	0	0	0	0	0	0	0	0	239	
Handsworth Wood	0	0	0	0	0	0	0	0	0	2	0	0	0	2	0	2	0	1	0	2	1	0	0	0	0	0	0	0	0	0	0	14	
Harborne	0	0	20	0	0	0	2	0	0	0	1	0	0	1	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	39	
Hodge Hill	0	0	2	4	0	0	5	0	40	1	3	0	1	0	12	0	0	0	0	1	0	0	4	0	0	0	0	0	0	0	0	76	
Kings Norton	0	4	1	7	0	0	0	0	1	0	1	0	0	0	0	8	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	23	
Kingsstanding	0	5	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	15	
Ladywood	10	2	136	14	1	0	10	3	1	2	7	1	9	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	335	
Longbridge	0	4	3	0	0	0	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	11	
Lozells and East Handsworth	24	0	0	0	23	3	0	1	0	0	3	0	4	0	0	0	2	1	0	0	0	0	0	0	0	0	0	0	0	0	0	65	
Moseley and Kings Heath	0	0	1	0	0	1	0	0	1	0	0	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	12	
Nechells	1	45	27	38	32	5	0	10	42	0	0	0	1	1	3	1	9	88	33	3	54	2	1	3	1	32	13	20	67	0	0	533	
Northfield	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	11	
Oscott	0	48	0	0	0	6	0	2	30	10	29	0	0	12	0	101	12	0	0	0	0	0	0	0	0	0	0	0	0	0	0	381	
Perry Barr	0	10	0	23	0	8	0	30	0	8	0	32	0	14	0	5	26	0	0	0	0	0	0	0	0	0	0	0	0	0	0	199	
Quinton	0	0	0	8	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	9	
Selly Oak	1	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	35	
Shard End	0	0	21	15	10	24	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	75	
Sheldon	0	0	0	3	0	8	0	0	1	0	0	2	0	0	0	7	0	0	0	6	0	0	0	0	0	0	0	0	0	0	0	0	34
Soho	81	39	345	45	26	42	0	0	0	0	2	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	609
South Yardley	0	0	1	2	0	0	0	0	5	0	9	0	4	0	2	7	0	0	0	34	1	0	0	0	0	0	0	0	0	0	0	0	114
Sparkbrook	0	5	0	10	8	0	0	0	0	0	1	0	1	1	1	0	0	1	70	1	0	0	0	0	0	0	0	0	0	0	0	0	161
Springfield	0	2	0	2	0	21	0	1	1	2	0	0	3	2	1	1	10	5	4	2	4	0	0	0	0	0	0	0	0	0	0	0	74
Stechford and Yardley North	0	7	5	0	20	32	0	0	0	0	7	0	41	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	143
Stockland Green	0	0	0	48	0	100	17	21	1	0	11	5	1	10	1	4	13	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	232
Sutton Four Oaks	0	0	4	3	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	7	
Sutton New Hall	0	0	0	1	0	5	0	0	16	0	0	17	0	1	1	0	0	0	24	0	0	0	0	0	0	0	0	0	0	0	0	0	78
Sutton Trinity	0	0	0	16	0	0	0	0	0	0	2	0	33	1	0	10	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	79
Sutton Vesey	9	0	0	1	0	0	3	13	48	10	3	210	0	1	41	4	1	19	0	6	11	7	1	1	6	50	0	0	0	0	0	0	445
Tyburn	0	5	10	0	1	0	1	0	0	0	0	1	0	0	0	1	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	145
Washwood Heath	0	0	0	1	0	2	0	0	1	0	15	0	0	16	1	0	157	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	202
Weoley	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	

2015/16 street cleansing inspection performance

Ward (date in brackets denotes start of two-day inspection)	Litter			Fly-posting		
	2015/16	2014/15	2013/2014	2015/16	2014/15	2013/2014
Acoccks Green	3.57	9.29	8.57	0.00	0.71	0.71
Aston	5.71	11.43	12.86	3.57	1.43	4.29
Bartley Green	2.14	4.29	5.00	0.71	0.71	0.71
Billesley	5.00	0.71	1.43	0.71	0.71	0.71
Bordesley Green	11.43	14.29	10.00	4.29	2.86	2.14
Bournville	3.57	0.71	2.14	0.71	0.71	5.00
Brandwood	7.86	2.14	1.43	1.43	0.71	0.00
Edgbaston	2.14	2.14	4.29	6.43	0.71	0.00
Erdington	7.14	6.43	5.71	2.14	0.71	1.43
Hall Green	6.43	2.14	1.43	6.43	2.14	2.86
Handsworth Wood	12.86	7.14	6.43	2.14	0.00	2.14
Harborne	2.86	0.00	0.00	2.14	0.71	1.43
Hodge Hill	5.00	9.29	8.57	1.43	3.57	2.14
Kings Norton	7.14	4.29	1.43	1.43	1.43	0.00
Kingstanding	16.43	5.00	4.29	0.00	1.43	2.14
Ladywood	5.00	4.29	2.14	8.57	2.86	3.57
Longbridge	10.00	2.14	1.43	2.86	5.00	0.71
Lozells & East Handsworth	22.86	12.14	8.57	6.43	4.29	2.14
Moseley & Kings Heath	0.00	2.86	5.00	0.71	2.86	2.14
Nechells	13.57	9.29	8.57	5	2.14	2.14
Northfield	5.71	1.43	4.29	0.71	0.00	0.00
Oscott	7.14	5.00	3.57	1.43	0.00	0.71
Perry Barr	9.29	5.71	4.29	3.57	2.14	0.71
Quinton	7.14	2.86	0.71	0.71	0.00	0.71
Selly Oak	5.00	1.43	0.71	1.43	0.00	1.43
Shard End	0.71	4.29	5.00	5.71	2.14	1.43
Sheldon	1.43	2.86	3.57	0.71	0.71	1.43
Soho	14.29	7.14	7.14	4.29	3.57	2.14
South Yardley	17.14	3.57	1.43	5.00	2.86	0.00
Sparkbrook	8.57	18.57	14.29	7.14	7.86	2.86
Springfield	12.14	9.29	5.00	3.57	1.43	0.71
Stechford & Yardley North	5.71	4.29	2.86	4.29	3.57	8.57
Stockland Green	5.00	7.14	6.43	0.71	2.14	0.71
Sutton Four Oaks	0.71	1.43	0.71	1.43	0.71	0.00
Sutton New Hall	1.43	1.43	0.71	0.00	1.43	1.43
Sutton Trinity	5.00	1.43	2.86	0.00	0.00	0.00
Sutton Vesey	1.43	2.14	5.00	0.00	2.14	2.14
Tyburn	10.00	6.43	3.57	4.29	1.43	2.86
Washwood Heath	6.43	17.14	7.86	1.43	2.86	0.71
Weoley	6.43	1.43	2.14	1.43	1.43	0.71
Target (percentage of unsatisfactory inspected sites)	5	5	3.95	1	1	1
% performance of inspected wards below target	57.50	37.50	52.50	67.50	60.00	55.00

Note 1: 70 sites are inspected in each ward to reach the figures reported

Note 2: The Wards with no figures are scheduled to be inspected before the end of the 2015/16 financial year

Note 3: All 40 Wards are inspected once annually. This is currently under review, with a view to increasing the frequency

Appendix 3

BIRMINGHAM CITY COUNCIL

LICENSING ACT 2003

PREMISES LICENCE

Premises Licence Number:

2047 / 7

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description Amusement 13 16 Kent Street Digbeth	
Post town: Birmingham	Post Code: B5 6RD
Telephone Number:	

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

B	Films
E	Live music
F	Recorded music
G	Performances of dance
L	Late night refreshment
M3	Sale of alcohol by retail (both on & off the premises)

The times the licence authorises the carrying out of licensable activities

Monday - Saturday	10:00 - 06:00	B ,E ,F ,G ,M3
	23:00 - 05:00	L
Sunday	12:00 - 06:00	B ,E ,F ,G ,M3
	23:00 - 05:00	L

New Year's Eve - from end of permitted hours to start of permitted hours on the following day.

The Licence Holder will give the Police 28 days notice in writing of any risk event to be held at the premises.

The opening hours of the premises

Monday - Saturday	10:00 - 06:00
Sunday	12:00 - 06:00

New Year's Eve - from end of permitted hours to start of permitted hours on the following day

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

On and Off Supplies

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Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence Empire Star Limited C/O TS Patara and Co Accountants 352 Bearwood Road	
Post town: Smethwick	Post Code: B66 4ET
Telephone Number:	
Email	

Registered number of holder for example company number or charity number (where applicable) 3392309

Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Mr Luke Toon	
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 02/10/2015

SHAID YASSER
Senior Licensing Officer
For Director of Regulation and Enforcement

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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 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.

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(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.

The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendation made: (a) By the British Board of Film Classification (BBFC), where the film has been classified by that Board, or (b) By the Licensing Authority where no classification certificate has been granted by the BBFC, or, where the licensing authority has notified the licence holder that section 20(3)(b) (s74(3)(b) for clubs) of the Licensing Act 2003 applies to the film.

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

Embedded Restrictions

There was no application to remove any of the embedded restrictions applicable to this licence under the old licensing regime. Those embedded restrictions are detailed below. Licensable activities may continue beyond the times specified in the embedded restrictions up to the times the premises licence authorises the carrying out of licensable activities.

Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means: a. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 11 a.m. to 11 p.m. b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 p.m. c. On Good Friday, 12 noon to 10.30 p.m. d. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m. e. On New Year's Eve, except on a Sunday, 11 a.m. to 11 p.m. f. On New Year's Eve on a Sunday, 12 noon to 10.30 p.m. g. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day, which would be 11.00 a.m. if New Year's Day falls on a weekday or 12 noon if a Sunday. The above restrictions do not prohibit: (a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel; (b) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises; (c) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered; (d) the sale of alcohol to a trader or club for the purposes of the trade or club; (e) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces; (f) the taking of alcohol from the premises by a person residing there; or (g) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or (h) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

The sale and supply of intoxicating liquor shall be restricted to:

A. All members (including full, associate and honorary members) of the club duly appointed in accordance with the rules of the club.

B. Bona fide guests of such members admitted in accordance with the rules.

C. Persons employed at the premises and any guest of the proprietor of the premises.

D. Non-members admitted upon payment of a minimum fee of £1.00.

Maximum numbers permitted on the premises are 900 or such numbers as shall be agreed from time to time with the Fire Service and the Local Authority Surveyor. Notices to be displayed to this effect.

BIRMINGHAM CITY COUNCIL

This licence is granted subject to compliance with the conditions attached to the Public Entertainment Licence, previously issued in respect of these premises, as detailed in document reference number: PEL4.6 (copies of which are available upon request from the Licensing Section)

Where the number of children attending the entertainment exceeds 100 the licensee shall ensure the provisions of Section 12 of The Children and Young Persons Act 1933 are complied with.

BIRMINGHAM CITY COUNCIL

Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

Regulated entertainment is permitted to take place inside the premises only.

No adult entertainment is permitted at the premises.

The Licence Holder will give the police 28 days notice in writing of any risk event to be held at the premises.

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

Premises to install an I.D. scan machine to be used by the premises at their discretion every night the premises is open. The scan machine is to be used by the premises to challenge underage activity by scanning I.D. of those patrons who enter the premises who appear to be under age. The I.D. of the patrons who appear to be underage will be scanned through the machine and are to be recorded and retained for 31 days. A copy of those I.D's must be produced to any responsible authority upon request. The I.D scanning machine will be used when identified through a Risk Assessment, dependant on event and in consultation with West Midlands Police Licensing Department at Birmingham west & Central Police Station.

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

Maximum occupancy level:

- limited to 900 persons

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

No enforceable conditions identified from operating schedule.

BIRMINGHAM CITY COUNCIL

Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

Conditions below imposed by Committee following a Review hearing 22 January 2013 and subsequently modified 26 March 2013:-

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

Door Supervisors - Door supervisors working outside the venue to wear fluorescent coats/tabards. Door Supervisors inside the venue to wear hi-vis arm bands or waistcoats, displaying their SIA badges.

Door Supervisors - All Door Supervisors to sign on duty every time they work and to sign out when they finish. Signing in sheet to detail their full badge numbers. Premises to retain in a secure location, Door Supervisors' profiles, which contain proof of identity (other than SIA badge) and utility bill which must not be dated longer than 6 months ago. These must be available for inspection by the Police or Local Authority at any time. If any Door Supervisors leave the premises, the profile will be retained by the premises for at least three months, following their departure before returning the profile to the door company.

CCTV - Venue must employ an external door company.

CCTV - The premises will have a CCTV system operating to the satisfaction of West Midlands Police at Steelhouse Lane Police Station. The CCTV must be working at all times when the premises are open and be recording. The recordings must be kept for a period of 31 days. CCTV images to be made available to any Responsible Authority immediately upon request. When using any mobile or personal camera, any footage also to be kept for 31 days and made available to any Responsible Authority upon request.

New Promoters/New Events - Risk assessments to be completed for any new promoters or new events using the venue. A copy of every new Risk Assessment to be forwarded and agreed with West Midlands Police, at Steelhouse Lane Police Station Licensing Department. Any event involving an outside promoter or event other than a standard night West Midlands Police will be given 28 days notice. The venue to arrange a meeting with the promoter and the Licensing Department at Steelhouse Lane Police Station, a minimum of 28 days before the event. The Licensing Department at Steelhouse Lane Police Station retain the right to veto any such event if any of the four licensing objectives have/are likely to be breached.

Closing Time - If venue wishes to go past 0400hrs for any licensable activity, then the venue must give West Midlands Police at Steelhouse Lane Licensing Department, at least 28 days notice together with a Risk Assessment. West Midlands Police to have a power of veto over any licensable activity past 0400hrs.

Drugs Policy - Drugs policy to be in place in the premises, with a copy supplied to West Midlands Police.

Incident Book - Incident Book to be in operation, to record all incidents within or on the curtilage of the premises. This book is to be used for all events irrespective of whether any emergency services are called. Incident book to be made available upon request to any Responsible Authority, for inspection.

Search Policy - Premises to operate a search policy for all customers entering the premises. Search policy to be detailed in each Risk Assessment.

Lost and Found - Premises to operate a Lost and Found Property Policy, with a copy supplied to Licensing Department at Steelhouse Lane Police Station.

Venue Capacity - The maximum capacity of the premises to be as per the Fire Risk Assessment and the number to be displayed clearly near to the front door of the premises.

Risk Assessment - Venue to provide a standard operating risk assessment for each night of the week, to include door staff number and deployment plan if required.

Events - Venue to provide in writing, a month in advance, a list of all events to the Licensing Department at Steelhouse Lane Police Station.

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Training - Venue to maintain training records for all staff. These records to be made available upon request to any Responsible authority.

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

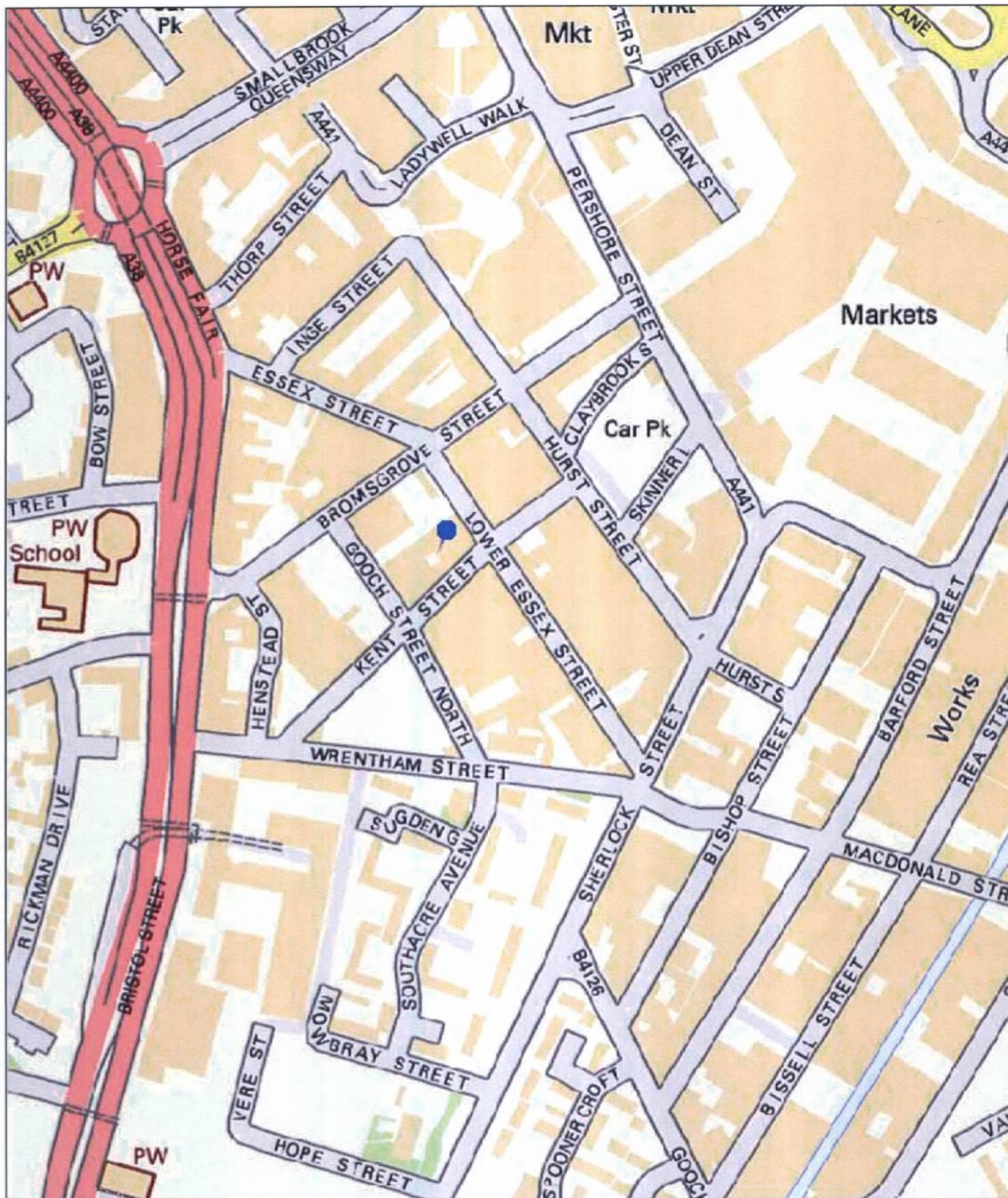
Children - Children are prohibited from the premises at all times.

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Annex 4 – Plans

The plan of the premises with reference number **92850-2047/7** (drawing numbers 302 and 05582) which is retained with the public register kept by Birmingham City Council and available free of charge for inspection by appointment only. Please ring the Licensing Section on 0121 303 9896 to book an appointment.

Appendix 4



Birmingham City Council

Map Created By:

Notes

Date of Map Creation: 25/10/2016



Scale:
1:4,000

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Birmingham City Council

Map Created By:

Notes

Date of Map Creation: 25/10/2016



Scale:
1:1,250

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