

# BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee C</b>
<b>Report of:</b>	<b>Acting Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Wednesday 22<sup>nd</sup> August 2018</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Variation</b>
<b>Premises:</b>	<b>Highters Heath Convenience Store, 235-237 Highters Heath Lane, Birmingham B14 4NX</b>
<b>Ward affected:</b>	<b>Highters Heath</b>
<b>Contact Officer:</b>	<b>David Kennedy, Principal Licensing Officer, 0121 303 9896 <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

### 1. Purpose of report:

To consider representations that have been made in respect of an application for a Premises Licence which initially sought to permit the Sale of Alcohol (for consumption off the premises) to operate from 06:00am until 01:00am (Sunday to Wednesday) and 06:00am until 02:00am (Thursday to Saturday).

Following discussions between the applicant's agent and West Midlands Police the applicant has reduced the times being sought for the sale of alcohol and opening hours to operate from 06:00am until 11:00pm (Sunday to Wednesday) and 06:00am until 12:00midnight (Thursday to Saturday).

### 2. Recommendation:

To consider the representations that have been made and to determine the application.

### 3. Brief Summary of Report:

Variation application received on 4<sup>th</sup> July 2018 in respect of Highters Heath Convenience Store, 235-237 Highters Heath Lane, Birmingham B14 4NX.

Representations have been received from other persons.

### 4. Compliance Issues:

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

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

<p><b>5. Relevant background/chronology of key events:</b></p> <p>Highters Heath Convenience Store Limited applied on 4<sup>th</sup> July 2018 to vary the Premises Licence for Highters Heath Convenience Store, 235-237 Highters Heath Lane, Birmingham B14 4NX.</p> <p>A representation, in the form of a petition, has been received in support of the application, see Appendix 1.</p> <p>Representations against the application, including a petition, have been received from other persons, which are attached at Appendices 2 – 25.</p> <p>The application is attached at Appendix 26.</p> <p>The current Premises Licence is attached at Appendix 27.</p> <p>The applicant and West Midlands Police have agreed to reduce the hours for the sale of alcohol and opening hours being sought by the application as detailed in the agreement reached at Appendix 28.</p> <p>Site Location Plans at Appendix 29.</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> <ol style="list-style-type: none"> <li>The prevention of crime and disorder;</li> <li>Public safety;</li> <li>The prevention of public nuisance; and</li> <li>The protection of children from harm.</li> </ol>
<p><b>6. List of background documents:</b></p> <p>Copy of the representation in support of the application, Appendix 1</p> <p>Copies of the representations against the application as detailed in Appendices 2-25</p> <p>Application Form, Appendix 26</p> <p>Current Premises Licence, Appendix 27</p> <p>Agreement between Applicant and West Midlands Police, Appendix 28</p> <p>Site Location Plans, Appendix 29</p>
<p><b>7. Options available</b></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>

## Appendix 1

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**From:** Patrick Burke <patrick.burke@cityofhickory.com>  
**Sent:** 31 July 2018 11:32  
**To:** Licensing  
**Subject:** Highters heath Variation  
**Attachments:** Highters heath Petition .pdf

Attached petition in support of the application for Highters heath

Patrick

# PETITION

We the undersigned wish to register our support for the application for a Variation to the Premises License by Highters Heath Convenience Store Ltd of 235 -237 Highters Heath Lane B14 4NX to sell alcohol between 06:00 - 23:00 Sun - Wed & 06:00 -00:00 Thurs - Sun

**WE BELIEVE IT WILL NOT CAUSE ISSUES OF PUBLIC SAFETY OF NUICENCE OR BE HARMFUL TO CHILDREN**

DO NOT BELIEVE THE GRANTING OF A LICENCE AT THE PREMISES WILL UNDERMINE THE LICENSING OBJECTIVE WE BELIEVE IT WILL NOT CAUSE AN INCREASE IN CRIME AND DISORDER

[illegible]

## Appendix 2

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**From:**  
**Sent:** 11 July 2018 22:56  
**To:** Licensing  
**Subject:** License application to sell alcohol Ina residential area

I oppose the application 107033 which is to sell alcohol from 6 am til 1/2 am as this is a very residential area and the shop is small and in the middle of it with people living above the premises, the shop has been robbed and staff threatened, we already have an area that is declining due to drugs which get exchanged on that very shop carpark and motorbikes doing wheelies at all hours, I get cars park on my drive to go to the shop every day, my child sleeps at the front of the house will my child be woken up by noise and cars driving on and off the carpark there will possibly be drunken behavior and left litter, possibly vandalism and houses being broken into as there is a dark alley just opposite this shop that people disappear into whenever a crime is committed round here is also the alley that people wait to get their drugs each day several times a day this license approval would add to the crime that is already committed round here and we don't need it on our doorstep, the owner already has another shop I don't understand why anyone would buy alcohol after 10pm unless they were up to no good and needed some Dutch courage first, do you buy alcohol in the early hours or very late night?because I don't and no one round this area does either,the last owner would never apply for this as he is part of this residential community.

## Appendix 3

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**From:** -  
**Sent:** 18 July 2018 19:32  
**To:** Licensing  
**Subject:** License application

Hello I am writing to you about an application ref 107033 I would like to express my concerns over issuing this licence I feel we have enough shops in the area already selling alcohol the times seem ridiculously long. We already have a lot of antisocial behaviour in our area regarding drugs and alcohol. Crime in our area is already out of control with the police unable to cope and I believe selling alcohol for even longer hours will only exacerbate the situation.

I do hope you take my feelings into consideration when making your decision regarding this matter young people seem to be able to get alcohol from these stores so by limiting the times may help Regards

Sent from my iPhone

## Appendix 4

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**From:**  
**Sent:** 18 July 2018 19:14  
**To:** Licensing  
**Subject:** alcohol licence application.

Dear Sir.

I strongly object to this application. In this area we get a lot of anti social behaviour and these hours are absolutely stupid so it means that only 5 or 6 hours will lapse before they re-open to sell more alcohol. I can't see how this is going to benefit our neighbourhood it's only going to make things worse. It will encourage gangs to congregate round the premises attract noise and litter and if they can't get enough money to fuel their habits a lot more mugging is going to happen and probably burglaries. I hope this application is unsuccessful for our own safety.

Application reference 107033.

## Appendix 5

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**From:**  
**Sent:** 18 July 2018 19:06  
**To:** Licensing  
**Subject:** Application Ref: 107033

To whom it may concern.

Regarding the above application.

I strongly object to the granting of this licence for the following reasons.

Literally next door to the premises is already an establishment selling alcoholic beverages. There are frequently gangs of youths congregating outside these premises, and litter.

Our properties of Lark Close already have an amount of disruption with groups of youths gathering at the entrance to the road. The current premises for the proposed application cater for the public selling groceries and general purpose items. Which is the nearest shop for these items in the area, and compliment the diverse retail premises already occupying this area. I see no need for another establishment selling alcohol in this area.

The proposed opening times are completely unacceptable, and would, I feel, cause unnecessary noise and further disruption to our lives.

I therefore, strongly object to the granting of this licence application.

Kind Regards



## Appendix 6

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**From:**  
**Sent:** 18 July 2018 18:45  
**To:** Licensing  
**Subject:** Alcohol licence application ref 107033

I would like to register my objection to the licensing application 107033

I live in the close back to this shop and feel that as there is already one off licence, there is no need for another.

i also object as i feel that the times this business want to open and sell alcohol will cause late night anti social behaviour as we have already had groups hanging around in the close outside our house because they can not be seen from the main road

I think this will cause far more litter, and noise from cars and people if they are able to park in our road after picking up alcohol late at night.

why do we need alcohol to be sold after 10pm, if this is agreed i will go to my local papers and fight this all the way as i have to live in this area.

I do object strongly

## Appendix 7

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**From:**  
**Sent:** 18 July 2018 18:05  
**To:** Licensing  
**Subject:** Application 107033, 235-237 Highters Heath Lane, Birmingham, B14 4NX

I wish to object to the above application variation on the grounds that it does not meet the objective of prevention of crime and disorder. I have a number of concerns in relation to anti-social behaviour and crime, as do a number of local residents.

The area suffers from problems with anti-social behaviour and drug dealing. A hotspot for this is an alleyway that links Highters Heath Lane and Daisy Farm Park where a number of drug deals have taken place. This alleyway is just over the road from the shop and I fear that allowing the shop to be licensed and open at these unsociable times will create and magnify an unacceptable focal point for anti-social behaviour by the shops next to the homes of local residents.

While I do not object to the store having a licence to sell alcohol, as I understand the shop has one already, the times proposed to trade and sell alcohol are unacceptable in an overly residential area that already suffers from problems of anti-social behaviour. I ask for later opening times and earlier closing times to be considered for licensable activity and trading.

Kind Regards,

## Appendix 8

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**From:**  
**Sent:** 18 July 2018 17:19  
**To:** Licensing  
**Subject:** Re: Highters Heath convenience store alcohol license application

Also, the reference number for the application, as missed in my previous email, is as follows : 107033 Regards, '

Sent from my iPhone

> On 18 Jul 2018, at 17:18, I

>

> I, [redacted] whole heartedly object to the suggested application for the convenience store to be permitted to sell alcohol at quite frankly, a ridiculous hour. The area has frequent issues with antisocial behaviour regarding noise and vandalism, this application in my, and many other local residents opinions will only add to the issue further.

> Please respond with your reply,

> Regards,

>

>

>

> Sent from my iPhone

## Appendix 9

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**From:**  
**Sent:** 18 July 2018 11:52  
**To:** Licensing; '  
**Subject:** OBJECTIONS TO ALCOHOL LICENCE REF 107033

To Whom It May Concern.

I write to inform of my objections to the recent alcohol licence application for the store; 235-237 Highters Heath Lane, Birmingham B14 4NX (107033)

I feel this application unsuitable for the following points;

- prevention of crime and disorder
- public safety
- prevention of public nuisance
- protection of children from harm

There is already an on going battle in the local area with nuisance moped / scooter / motorbike riders who regularly cause disturbance along the exact stretch of road this store is located on.

Should this application be passed allowing this store to stay open until unnecessary hours of the morning I could only fear it would be a ticking time bomb before further disturbance late at night/early hours is caused.

Not to mention the temptation for a late nigh 'meet' to purchase alcohol and continue joy riding/causing public unrest and potential accidents.

Should there be late night purchase of drinks or further items, if these were not disposed of correctly and could be consumed outside of the shop or local roads it is important to remember this is a high profile route to local schools for parents and unaccompanied child to walk on a daily basis to a from school or local parks. Plus dog walkers. If there were to be litter left behind this would only bring further risk to public and children's safety in keeping them from harm.

I feel as a local homeowner it would give great danger and threat to possible risk of crime in the local area, possible hit and run collisions (this store is right by a pelican crossing) and scenes of disturbance that generally follows alcohol.

There is only one question you need to ask yourself before passing this licence;

Which self respecting adult (18 yrs of age or more+) NEEDS to purchase an alcoholic drink(s) at such time on either a Monday-through till-Sunday post 11pm opening time? I.E. who HAS TO/DEPENDS UPON the purchase of alcohol gone 11pm at night. While there may be some who wish to take a drink at this time (not have enough at home and needs to buy more) surely this can only be a higher risk of danger to all of the above bullet points if you need to go out and purchase a late night drink.

I am a VERY local (to this case) homeowner so wish my details remain safe and secure I give no permission for them to be passed on.

Kind regards

## Appendix 10

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**From:**  
**Sent:** 19 July 2018 11:24  
**To:** Licensing  
**Subject:** License application 107033

I object to this license on the grounds of Crime and Disorder big drug problem in the area and Prevention of Public Nuisance young people will gather till the early hours which will lead to noise fighting alcohol related violence Yours

Sent from my iPhone

## Appendix 11

Appendix 11

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**From:** [redacted]  
**Sent:** 19 July 2018 11:12  
**To:** Licensing  
**Subject:** Application 107033

I'm objecting to the license application on the grounds of crime and disorder and prevention of public nuisance on the grounds that the shop will be a meeting point for young people to congregate and get drunk we already have a massive problem with drugs in the area and we certainly don't want a problem with alcohol from 6am till 1am .  
Yours, [redacted]

Sent from my iPhone

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**From:**  
**Sent:** 19 July 2018 13:21  
**To:** Licensing  
**Subject:** We have just seen the revised opening hours

We have just seen the revised opening hours and we still want to object to the license number 107033

Sent from my iPhone

## Appendix 12

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**From:** [REDACTED]  
**Sent:** 19 July 2018 15:39  
**To:** Licensing  
**Subject:** Alcohol licence Highters heath ref 107033

Hi

i am objecting to the application that had been placed . i live [REDACTED] from this shop and people already park right behind my car on drive way and block me in to go to the shop

The longer opening hours will just encourage more young people / gangs hanging around drinking and throwing rubbish on the floor .

We will have more gangs on youths hanging around which will up the crime and anti-social behaviour in the area .

There will be more cars/ taxis pulling up at all hours etc so increasing noise level .

The gangs that hang around already in the entrance to daisy farm park off highters heath lane are a nuisance, with noise rubbish drinking and drugs .

There is an off licence right next door so i do not see why this application is needed .

Please consider the local residents as there is so much crime etc in the area already .

Thank you .



## Appendix 13

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**From:** [redacted]  
**Sent:** 19 July 2018 17:22  
**To:** Licensing  
**Subject:** Objection to license application 107033

I wish to object to license application number 107033.

I live [redacted] away from these premises and all ready have problems with noise , litter and gangs hanging around the shop . There is a park opposite and a lot of teenagers and dry k people use the shop for alcohol and loiter in the alley to the park . I have a 7 year old son and baby girl. It is all ready dangerous when we walk past this shop as the card drive across the pavement to park outside.

If this shop was allowed to open to these planned times there would be even more noise, litter, traffic and anti social behaviour outside our homes.

Please do not grant this license it will only benefit the owners out of greed and make it worse for all the local residence.

Thank you

[redacted]

## Appendix 14

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**From:** [redacted]  
**Sent:** 19 July 2018 19:10  
**To:** Licensing  
**Subject:** Ref 107033

I disagree with the licensing for alcohol at Highters Heath Lane convenience store as it will cause antisocial behaviour and noise so i disagree we already have an off-licence next door to the convenience store

Sent from myMail for iOS

## Appendix 15

010118

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**From:** [mailto:licensing@cityofglasgow.gov.uk]  
**Sent:** 21 July 2018 14:23  
**To:** Licensing  
**Subject:** Alcohol Licence Application - Ref: 107033

Dear Sirs

I am writing to inform you of my **strong objection** to you granting the above application.

It is bad enough that this convenience store is selling alcohol, as next door to these premises, is a Michaels Drink Store that also sells alcohol, so all in all, there is enough alcohol being sold all hours of the day as it is!! There is always empty bottles, cans and litter outside both of these premises, which is disgusting and needs to be cleaned up.

Over the road from these premises, is a care home for the elderly and the noise etc., from people toing and froing during these extended opening times, would be, I would imagine, very stressful to them.

I sincerely hope you **do not grant** this application to extend the hours of selling alcohol, for the good and sanity of our neighbourhood! Thank You.

Yours faithfully

[mailto:licensing@cityofglasgow.gov.uk]

## Appendix 16

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**From:** [235-237@btinternet.com](mailto:235-237@btinternet.com)  
**Sent:** 21 July 2018 14:38  
**To:** Licensing  
**Cc:**  
**Subject:** Licence request 235-237 Highters Heath Lane

To whom it may concern

I would like to object to the extra licensing hours requested by  
235-237 Highters Heath Lane, B14 4NX

We have many groups causing anti-social behaviour around the area with noise and drug taking.

This licence has been requested and the shop is on a residential road with an elderly residential assisted living accommodation just across the road from the shop.

Glenavon Road is also a alcohol restricted road, so it feels you are giving licence to flaunt the rules in the middle of the night, it gives the police an added job that they do not have the time for.

The shop is also opposite Daisy Farm Park which will be where people may hang out at night, we already have anti-social problems there with quad bikes driving on there when you take your children or dogs. We would not feel safe going at any time selling from 6am till 2am!

This area is too residential for alcohol to be sold in to the early hours.

Objections raised for myself

King Regards

## Appendix 17

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**From:**  
**Sent:** 21 July 2018 09:41  
**To:** Licensing  
**Subject:** Alcohol license ref 107033

I would like to object to the change of license for the convenience store on highters heath lane. This is a residential area and people have to go to work. We already have an off license next door to the shop which is open till 10pm also there are a couple of supermarkets in the area which are open late. We get quite a bit of anti social behavior , with litter, drug dealers and teenagers hanging around. Since changing ownership the convenience store has been robbed a couple of times and I feel opening later will only bring more crime and disorder and public nuisance and noise to the area. I really hope you will take this objection onboard and deny the application

Yours sincerely

BCC REGULATION & ENFORCEMENT LICENSING SECTION DATE RECEIVED  20 JUL 2018  REF NO ..... INITIALS .....
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Denver Road  
Maypole  
Birmingham B14 5EJ  
20.7.18

~~RE APPLICATION~~ 107033

Dear Sirs,

With regard to the above I wish to register my objection to the application on the grounds that I consider the opening hours to be excessive. In addition I also believe it will result in nuisance and anti-social behaviour. I would also point out that an off licence already exists nearby.

I should be grateful if you would advise me of the outcome of this application.

yours sincerely

Highton Heath Lane  
B14 4NJ

19/7/18

appref 107033

Dear Sir/Madam,

extending the licensing hours of  
the convenience store at 235/7 Highton Heath Lane  
would cause more problems locally we already  
have many heavy drinkers in the area who are  
anti social plus a hostel for offenders who are  
often seen under the influence of drink/drugs.

Alcohol is readily available everywhere  
There is a long established outdoor next to  
the store in question, This extension is  
unnecessary in what is a residential area.

yours faithfully

BCC REGULATION & ENFORCEMENT LICENSING SECTION DATE RECEIVED 23 JUL 2018 REF NO _____ INITIALS _____
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## Appendix 20

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**From:**  
**Sent:** 23 July 2018 16:20  
**To:** Licensing  
**Cc:**  
**Subject:** Application Number 107033

Dear Sirs

I would like to express my objections to the above licencing application, we live in an area which is currently subject to a lot of anti social behaviour from young adults. Allowing one of the local stores to sell alcohol to the early hours of the morning 7 days a week can only add to this anti social behaviour.

We have a park just over the road which is already subject to youngsters setting fires and leaving undesirable items around. If added to this they could buy alcohol to the early hours God knows what could happen. It is already quite an uncomfortable place to take our kids at certain times of the day which is a shame as it is.

For the sake of the community this should not be allowed.

Kind Regards



## Appendix 21

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**From:**  
**Sent:** 26 July 2018 11:05  
**To:** Licensing  
**Subject:** Application ref: 107033 - Alcohol Licence Variation  
**Attachments:** Scan of petition for application 107033.pdf

Hi,

Please find attached a signed and scanned petition for the above. Can you please confirm receipt of this and that it is acceptable?

Kindest regards,

Scheme Manager

We the undersigned object to Licence Variation 107033 for 235 – 237 Highters Heath Lane, B14 4NX. We believe that it goes against the licencing objectives of prevention of public nuisance and prevention of crime and disorder. We believe the times proposed will make the problems of litter and antisocial behaviour much worse. We also understand that a copy of the petition containing our details will be passed to the applicant contained within the Committee papers, which, in the event of a hearing becoming public documents.

Scheme Manager, Servite Court, Glenavon Road, B14 5BZ

, Flat 1, Servite Court, Glenavon Road, B14 5BZ

Flat 1, Servite Court, Glenavon Road, B14 5BZ

Flat 1, Servite Court, Glenavon Road, B14 5BZ

Flat 1, Servite Court, Glenavon Road, B14 5BZ

, Flat 1, Servite Court, Glenavon Road, B14 5BZ

, Flat 1, Servite Court, Glenavon Road, B14 5BZ

, Flat 1, Servite Court, Glenavon Road, B14 5BZ

We the undersigned object to Licence Variation 107033 for 235 – 237 Highters Heath Lane, B14 4NX. We believe that it goes against the licencing objectives of prevention of public nuisance and prevention of crime and disorder. We believe the times proposed will make the problems of litter and antisocial behaviour much worse. We also understand that a copy of the petition containing our details will be passed to the applicant contained within the Committee papers, which, in the event of a hearing becoming public documents.

, Flat Servite Court, Glenavon Road, B14 5BZ

, Flat Servite Court, Glenavon Road, B14 5BZ

, Flat Servite Court, Glenavon Road, B14 5BZ

, Flat Servite Court, Glenavon Road, B14 5BZ

, Flat Servite Court, Glenavon Road, B14 5BZ

, Flat Servite Court, Glenavon Road, B14 5BZ

, Flat Servite Court, Glenavon Road, B14 5BZ

, Flat Servite Court, Glenavon Road, B14 5BZ

We the undersigned object to Licence Variation 107033 for 235 – 237 Highters Heath Lane, B14 4NX. We believe that it goes against the licencing objectives of prevention of public nuisance and prevention of crime and disorder. We believe the times proposed will make the problems of litter and antisocial behaviour much worse. We also understand that a copy of the petition containing our details will be passed to the applicant contained within the Committee papers, which, in the event of a hearing becoming public documents.

, Flat Servite Court, Glenavon Road, B14 5BZ

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, Flat Servite Court, Glenavon Road, B14 5BZ

, Flat Servite Court, Glenavon Road, B14 5BZ

Flat Servite Court, Glenavon Road, B14 5BZ

, Flat Servite Court, Glenavon Road, B14 5BZ

We the undersigned object to Licence Variation 107033 for 235 – 237 Highters Heath Lane, B14 4NX. We believe that it goes against the licencing objectives of prevention of public nuisance and prevention of crime and disorder. We believe the times proposed will make the problems of litter and antisocial behaviour much worse. We also understand that a copy of the petition containing our details will be passed to the applicant contained within the Committee papers, which, in the event of a hearing becoming public documents.

, Flat 7 Servite Court, Glenavon Road, B14 5BZ

, Flat 7 Servite Court, Glenavon Road, B14 5BZ

Flat 7 Servite Court, Glenavon Road, B14 5BZ

, Flat 7 Servite Court, Glenavon Road, B14 5BZ

Flat 7 Servite Court, Glenavon Road, B14 5BZ

, Flat 7 Servite Court, Glenavon Road, B14 5BZ

, Flat 7 Servite Court, Glenavon Road, B14 5BZ

, Flat 7 Servite Court, Glenavon Road, B14 5BZ

We the undersigned object to Licence Variation 107033 for 235 – 237 Highters Heath Lane, B14 4NX. We believe that it goes against the licencing objectives of prevention of public nuisance and prevention of crime and disorder. We believe the times proposed will make the problems of litter and antisocial behaviour much worse. We also understand that a copy of the petition containing our details will be passed to the applicant contained within the Committee papers, which, in the event of a hearing becoming public documents.

[Signature], Flat Servite Court, Glenavon Road, B14 5BZ

[Signature], Flat Servite Court, 12 Glenavon Road, B14 5BZ

[Signature] Flat Servite Court, 1 Glenavon Road, B14 5BZ

[Signature], Flat Servite Court, 1 Glenavon Road, B14 5BZ

[Signature], Flat Servite Court, 1 Glenavon Road, B14 5BZ

[Signature], Flat Servite Court, 1 Glenavon Road, B14 5BZ

[Signature], Flat Servite Court, 1 Glenavon Road, B14 5BZ

## Appendix 22

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**From:**  
**Sent:** 26 July 2018 11:33  
**To:** Licensing  
**Subject:** Objection licensing hours

To whom it may concern

I would like to object to the extra licensing hours requested by  
235-237 Highters Heath Lane, B14 4NX

We have many groups causing anti-social behaviour around the area with noise and drug taking.

This licence has been requested and the shop is on a residential road with an elderly residential assisted living accommodation just across the road from the shop.

Glenavon Road is also a alcohol restricted road, so it feels you are giving licence to flaunt the rules in the middle of the night, it gives the police an added job that they do not have the time for.

The shop is also opposite Daisy Farm Park which will be where people may hang out at night, we already have anti-social problems there with quad bikes driving on there when you take your children or dogs. We would not feel safe going at any time selling from 6am till 2am!

This area is too residential for alcohol to be sold in to the early hours.

Objections raised for myself

King Regards

## Appendix 23

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**From:**  
**Sent:** 26 July 2018 11:34  
**To:** Licensing  
**Subject:** Objection to licence

To whom it may concern

I would like to object to the extra licensing hours requested by  
235-237 Highters Heath Lane, B14 4NX

We have many groups causing anti-social behaviour around the area with noise and drug taking.

This licence has been requested and the shop is on a residential road with an elderly residential assisted living accommodation just across the road from the shop.

Glenavon Road is also a alcohol restricted road, so it feels you are giving licence to flaunt the rules in the middle of the night, it gives the police an added job that they do not have the time for.

The shop is also opposite Daisy Farm Park which will be where people may hang out at night, we already have anti-social problems there with quad bikes driving on there when you take your children or dogs. We would not feel safe going at any time selling from 6am till 2am!

This area is too residential for alcohol to be sold in to the early hours.

Objections raised for myself C.

King Regards



## Appendix 24

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**From:**  
**Sent:** 30 July 2018 12:14  
**To:** Licensing  
**Subject:** alcohol licence application 107033

Dear sir or madam

I wish to object to the application for a alcohol licence application number 107033 as I don't think this is good thing for Highter's Heath Lane. There will be more empty cans & empty beer bottles around the streets. I am always picking bottles up when I see them to stop them getting broken. Only recently bottle's was broken on our driveway. Outside the shop the bin is always full so persons will drop cans & bottles in the streets.

There is also the time the shop is staying open more hours I think there will be more noise from cars & persons going to get drinks. When some people need to get a good nights sleep if they are working on shifts

## Appendix 25

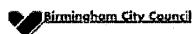
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**From:**  
**Sent:** 31 July 2018 19:27  
**To:** Licensing  
**Subject:** Application number 107033

Dear Sir/Madam

I want to lodge my objection to the above application. I am concerned that it will increase anti-social behaviour and affect the safety of local residents. I live in a quiet road near the shop and worry about intoxicated individuals congregating nearby and causing disturbances. There are already issues with anti-social behaviour in the park opposite the shop and this is likely to become worse, and possibly spread, if yet more alcohol is available in the vicinity at ridiculous hours. The extended hours are unnecessary and can only have a detrimental impact on the local community.

Yours faithfully,



**Birmingham**  
**Application to vary a premises licence**  
**Licensing Act 2003**

For help contact  
[licensingonline@birmingham.gov.uk](mailto: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

Not Currently In Use

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

Your reference

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

Are you an agent acting on behalf of the applicant?

☒ Yes

☐ No

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

**Applicant Details**

\* First name

\* Family name

\* E-mail

Main telephone number

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

Highters Heath Convenience Store Ltd

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

Private Limited Company

**Continued from previous page...**

Applicant's position in the business

Home country

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

**Agent Details**

\* First name

\* Family name

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

☐ A private individual acting as an agent

**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.

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

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Business Address**

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

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**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

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

Street

District

City or town

County or administrative area

Postcode

Country

**Premises Contact Details**

Telephone number

<i>Continued from previous page...</i>	
Non-domestic rateable value of premises (£)	<input style="width: 100%;" type="text" value="10,000"/>
<b>Section 3 of 18</b>	
<b>VARIATION</b>	
<p>Do you want the proposed variation to have effect as soon as possible?      <input checked="" type="radio"/> Yes      <input type="radio"/> No</p> <p>Do you want the proposed variation to have effect in relation to the introduction of the late night levy?      <input type="radio"/> Yes      <input checked="" type="radio"/> No</p> <p style="text-align: right; margin-right: 100px;">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.</p> <p>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      <input style="width: 80px;" type="text"/></p> <p><b>Describe Briefly The Nature Of The Proposed Variation</b></p> <p>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.</p> <div style="border: 1px solid black; padding: 5px; min-height: 40px;"> <p>The variation is to extend the hours of opening and the hours for licensable activities</p> </div>	
<b>Section 4 of 18</b>	
<b>PROVISION OF PLAYS</b>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide plays be subject to change if this application to vary is successful?      <input type="radio"/> Yes      <input checked="" type="radio"/> No</p>	
<b>Section 5 of 18</b>	
<b>PROVISION OF FILMS</b>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide films be subject to change if this application to vary is successful?      <input type="radio"/> Yes      <input checked="" type="radio"/> No</p>	
<b>Section 6 of 18</b>	
<b>PROVISION OF INDOOR SPORTING EVENTS</b>	

<i>Continued from previous page...</i>	See guidance on regulated entertainment
<p>Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
<b>Section 7 of 18</b>	
<b>PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS</b>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
<b>Section 8 of 18</b>	
<b>PROVISION OF LIVE MUSIC</b>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide live music be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
<b>Section 9 of 18</b>	
<b>PROVISION OF RECORDED MUSIC</b>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide recorded music be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
<b>Section 10 of 18</b>	
<b>PROVISION OF PERFORMANCES OF DANCE</b>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide performances of dance be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
<b>Section 11 of 18</b>	
<b>PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE</b>	
<p>See guidance on regulated entertainment</p> <p>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?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>	
<b>Section 12 of 18</b>	
<b>PROVISION OF LATE NIGHT REFRESHMENT</b>	

Continued from previous page...

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.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

##### SATURDAY

Start

End

Start

End

##### SUNDAY

Start

End

Start

End



*Continued from previous page...*

Will the sale of alcohol be for consumption?

☐ On the premises      ☒ Off the premises      ☐ Both

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

State any seasonal variations.

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

none

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

no

#### 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 06:00

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 06:00

End 01:00

Start

End

**Continued from previous page...**

WEDNESDAY

Start 06:00

End 01:00

Start

End

THURSDAY

Start 06:00

End 02:00

Start

End

FRIDAY

Start 06:00

End 02:00

Start

End

SATURDAY

Start 06:00

End 02:00

Start

End

SUNDAY

Start 06:00

End 01:00

Start

End

State any seasonal variations.

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

none

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

no

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

*Continued from previous page...*

☐ 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 license is 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.

No alcohol or tobacco will ever be purchased from sellers calling at the premise. Exceptions to the condition would be purchases made from authorised representatives who have made prior appointments to visit the store.  
Entrance door - will be fitted with an electronic locking device or similar that will be utilised between the hours of midnight until close daily. This will ensure staff have control of customers entering the premises.  
CCTV - It will be digital recorded for up to 31 days and will be made available on request to all licensing authorities. There will always be a member of staff on duty who is trained and able to show and download images from the system during opening hours. It will be in recording operation during opening hours and it will cover all licensable activity areas of the premises.  
Staff Training - All staff will be trained for signs of persons who are intoxicated and made aware of licensing legislation regarding the sale of alcohol to persons intoxicated. Also regarding under age sales, proxy sales and legislation regarding the consumption of alcohol purchased from the premises and consumed in the vicinity. All this training must be recorded on premises and be made available to responsible authority immediately on request.  
Challenge 25 Policy - Location will promote Challenge 25 policy by and training staff on different ID methods. This training will be recorded on premises.  
Signage - Challenge 25 policy to be on display at all times. Signage displaying to customers to "Respect Local residents, please leave quietly" to be on display around location and especially at the exit.

b) The prevention of crime and disorder

1. The CCTV system must be installed and operate internally to cover all areas that licensable activities take place and where alcohol is displayed within any public area.
2. The CCTV unit shall be positioned in a secure part of the licensed premise. Access to the system should be allowed immediately to the Police upon request.
3. A competent trained person in the use of and operation of the CCTV will be in attendance at the premises at all times that licensable activities take place and be able to fully operate the CCTV system to be able to download in a recognised format any information requested by the Police.
4. The CCTV system clock should be set correctly and maintained (taking account of GMT and BST).
5. A facility will be available for the Police to remove from the CCTV system a copy of any material relevant to any ongoing Police investigation.
6. All CCTV images will be retained for a period of not less than 31 day
7. An incident register of all occurrences and ejections from the premises will be maintained at the premises and all details of public order offences will be recorded.
8. All persons involved in the sale of alcohol will receive initial and subsequent 6 monthly refresher training by the Designated Premises Supervisor or an appropriately accredited training provider with regards to the law in relation to the sale of alcohol. This will be recorded in a staff training register and will include, signature of the member of staff, the DPS or an appropriately accredited training provider together with the date.
9. At any time when there is no Personal License holder on the premises there must be at least one member of staff on duty inside the premise who has been authorised by the DPS. Any such person should have seen, read and be fully aware of the conditions of the premise licence and take all steps to ensure that such conditions are adhered to whilst they have responsibility for the premise.
10. A record should be kept detailing, the name and address relative to the person left in charge of the premise and the

**Continued from previous page...**

times and dates when the authority to cover exists, in writing.

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

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

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

**c) Public safety**

AS CURRENT LICENSE

**d) The prevention of public nuisance**

Entrance door - will be fitted with an electronic locking device or similar that will be utilised between the hours of midnight until close daily. This will ensure staff have control of customers entering the premises.

**e) The protection of children from harm**

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

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

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

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

**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 (£)

190.00

#### **DECLARATION**

1

**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 2003

PREMISES LICENCE

Premises Licence Number: 3411 / 2

**Part 1 - Premises details:**

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
235 - 237 Highters Heath Lane	
<b>Post town:</b> Birmingham	<b>Post Code:</b> B14 4NX
<b>Telephone Number:</b>	

<b>Where the licence is time limited the dates</b>
N/A

<b>Licensable activities authorised by the licence</b>
M2      Sale of alcohol by retail (off the premises)

<b>The times the licence authorises the carrying out of licensable activities</b>			
Monday - Saturday	07:00	-	20:30    M2
Sunday	07:00	-	17:30    M2

<b>The opening hours of the premises</b>			
Monday - Saturday	07:00	-	20:30
Sunday	07:00	-	17:30

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



BIRMINGHAM CITY COUNCIL

Part 2

<b>Name, (registered) address, telephone number and email (where relevant) of holder of premises licence</b> Highters Heath Convenience Store Limited 235 - 237 Highters Heath Lane Warstock	
<b>Post town:</b> Birmingham	<b>Post Code:</b> B14 4NX
<b>Telephone Number:</b>	
<b>Email</b>	
<b>Registered number of holder for example company number or charity number (where applicable)</b>	
<b>Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol</b> Saraswathidevi Satkunarajah	
<b>Post town:</b>	<b>Post Code:</b>
<b>Telephone Number:</b> Not Specified	
<b>Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol</b>	
<b>Licence Number</b> 7860	<b>Issuing Authority</b> BIRMINGHAM CITY COUNCIL

Dated 06/04/2018



Bhapinder Nandhra  
Senior Licensing Officer  
For Director of Regulation and Enforcement

## BIRMINGHAM CITY COUNCIL

### Annex 1 – Mandatory Conditions

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

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

The premises licence holder or club premises certificate holder 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.

(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. (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.

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**BIRMINGHAM CITY COUNCIL**

**Annex 2 – Conditions consistent with operating schedule**

**2a) General conditions consistent with the operating schedule**

Staff training to take place at 6 monthly intervals. This training to be recorded.

No adult entertainment services or activities permitted on the premises at any time.

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

The Licence Holder shall ensure that CCTV is operated on 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**

The Licence Holder shall ensure that staff training is provided to ensure that the premises does not cause a public nuisance.

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

The Licence Holder shall ensure that a refusals register is maintained on the premises.

The Licence Holder shall ensure that persons who appear to be under 21 years who attempt to purchase alcohol are asked for identification.

Acceptable identification shall be a passport, new style driving licence with a photo and PASS accredited cards.

**BIRMINGHAM CITY COUNCIL**

**Annex 3 – Conditions attached after hearing by licensing authority**

**3a) General committee conditions**

N/A

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

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**

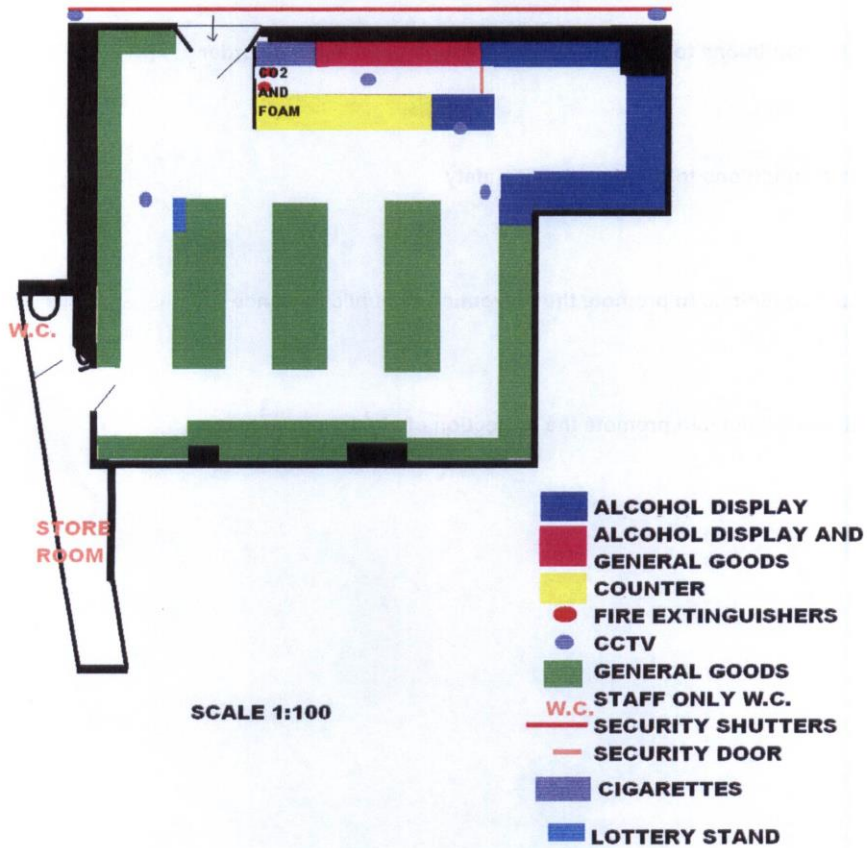
N/A

BIRMINGHAM CITY COUNCIL

Annex 4 – Plans

**PREMISES: WOODBRIDGE NEWS,  
235-237 HIGHTERS HEATH LANE,  
BIRMINGHAM, B14 4NX**

entrance and fire exit 95cm width



## Appendix 28

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**From:** Patrick Burke -  
**Sent:** 09 August 2018 09:54  
**To:** Licensing  
**Subject:** RE: Online Variation - 235 - 237 Highters Heath Lane

Hi  
Yes the opening hour will be reduced in line with the hours for sales of alcohol  
Patrick

Sent from Yahoo Mail on Android

---

**From:** bw licensing <  
**Sent:** 11 July 2018 08:21  
**To:** Licensing  
**Cc:**  
**Subject:** FW: Online Variation - 235 - 237 Highters Heath Lane

Dear Licensing,

With regard to the premises licence variation 235 – 237 Highters Heath Lane. B14 4NX.

West Midlands Police have reviewed this application and are happy that if the below licensable hours are imposed onto the premises licence, together with the operating conditions already offered by the applicant then the licensing objectives will be met and promoted.  
The hours have been agreed with the premises via the solicitor as below email chain, who is copied in as acceptance.

Sunday to Wednesday 06:00 x 23:00  
Thursday to Saturday 06:00 x 00:00

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

Regards and thanks

**Chris Jones 55410**  
Birmingham Central Licensing Team

West Midlands Police HQ  
Lloyd House  
Colmore Circus  
Birmingham  
B4 6NQ



**From:** bw licensing  
**Sent:** 11 July 2018 07:35  
**To:**  
**Subject:** RE: Online Variation - 235 - 237 Highters Heath Lane

Morning Patrick,

Apologies for the late reply it's my first day back.

Yes, the below times are acceptable, I will email the council and copy you as conformation.

Regards

**Chris Jones 55410**  
Birmingham Central Licensing Team

West Midlands Police HQ  
Lloyd House  
Colmore Circus  
Birmingham  
B4 6NQ

---

**From:** Patrick Burke  
**Sent:** 10 July 2018 08:17  
**To:** bw licensing  
**Subject:** Re: Online Variation - 235 - 237 Highters Heath Lane

Morning Chris  
Would you be happy with  
Sun - Wed 06:00 - 23:00  
Thurs -Sat 06:00 -00:00  
Patrick

Sent from Yahoo Mail on Android

---

On Wed, 4 Jul 2018 at 14:49, bw licensing  
wrote:

Good Afternoon Patrick,

As per our earlier telephone conversation.

West Midlands Police have reviewed the variation application for 235 – 237 Highters Heath Lane and will not support the licensable activity times currently on the application. However would support a licensable termination hour of 22.00hrs.

Many thanks

Regards

**Chris Jones 55410**

West Midlands Police HQ

Lloyd House

Colmore Circus

Birmingham

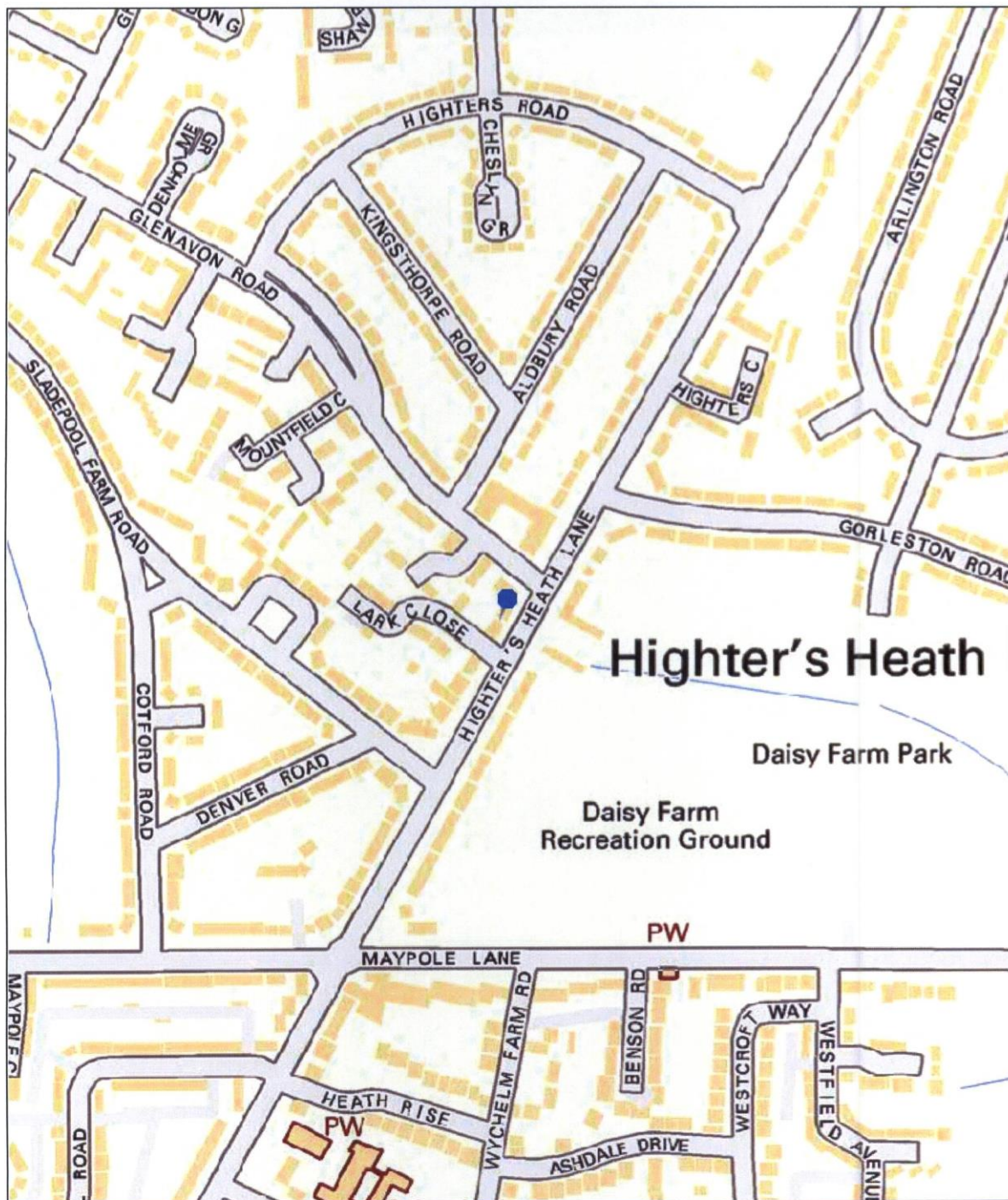
B4 6NQ



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**Birmingham City Council**

Map Created By:

Date of Map Creation: 31/07/2018

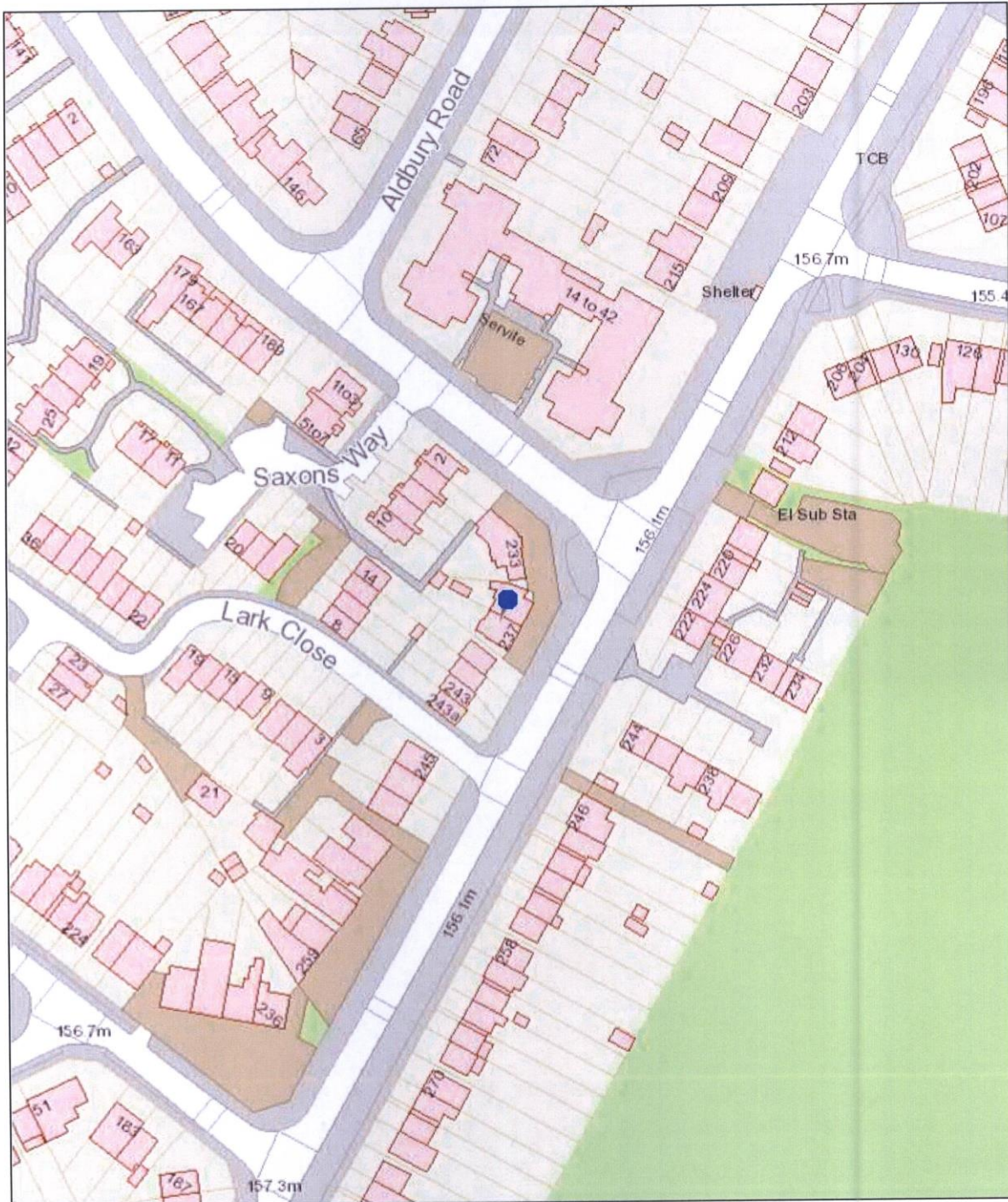
**Notes**



Scale:  
1:4,000

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**Birmingham City Council**

Map Created By:

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**Notes**



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