

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE B

TUESDAY, 20 NOVEMBER 2018 AT 09:30 HOURS
IN ELLEN PINSENT ROOM, COUNCIL HOUSE, VICTORIA
SQUARE, BIRMINGHAM, B1 1BB

Please note a short break will be taken approximately 90 minutes from the start of the meeting and a 30 minute break will be taken at 1300 hours.

A G E N D A

1 NOTICE OF RECORDING

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

2 DECLARATIONS OF INTERESTS

Members are reminded that they must declare all relevant pecuniary and non pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations will be recorded in the minutes of the meeting.

3 APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

3 - 22

4 MINUTES

To note the public section of the Minutes of the meeting held on 9 October 2018.

To confirm and sign the Minutes of the meeting held on 16 October 2018.

23 - 70

5 LICENSING ACT 2003 (MULTIPLE TEMPORARY EVENT NOTICES) - SLUG AND LETTUCE, 186-194 HIGH STREET, HARBORNE, BIRMINGHAM, B17 9PP

Report of the Acting Director of Regulation & Enforcement.
N.B. Application scheduled to be heard at 9.30 am.

6 **OTHER URGENT BUSINESS**

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

71 - 92

6a **LICENSING ACT 2003 (TEMPORARY EVENT NOTICE) - O'NEILLS,
BROAD STREET, BIRMINGHAM CITY CENTRE, BIRMINGHAM, B1 2HG**

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

7 **EXCLUSION OF THE PUBLIC**

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

Exempt Paragraph 3

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

1 **MINUTES**

To note the private section of the Minutes of the meeting held on 9 October 2018 and to confirm and sign the Minutes as a whole.

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

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

BIRMINGHAM CITY COUNCIL

LICENSING SUB COMMITTEE B 9 OCTOBER 2018

**MINUTES OF A MEETING OF
LICENSING SUB COMMITTEE B
HELD ON TUESDAY 9 OCTOBER 2018
AT 0930 HOURS IN ELLEN PINSENT ROOM,
COUNCIL HOUSE, BIRMINGHAM**

PRESENT: - Councillor Nagina Kauser in the Chair

Councillors Barbara Dring and Adam Higgs (Cllr Sharpe observed.)

ALSO PRESENT

Bhapinder Nandra, Licensing Section
Joanne Swampillai, Committee Lawyer
Katy Poole, Committee Manager

NOTICE OF RECORDING

1/091018 The Chairman advised the meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

DECLARATIONS OF INTERESTS

2/091018 Members were reminded that they must declare all relevant and pecuniary and non-pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations to be recorded in the minutes of meeting.

APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

3/091018 There were no apologies submitted.

MINUTES – PUBLIC

4/091018 That the Minute of meetings held on 6th September 2018 were confirmed and signed by the Chairman.

That the public part of the minutes of meeting held on the 18th September 2018 were noted.

**LICENSING ACT 2003 PREMISES LICENCE – THE MINIMARKET, 235-237
LOZELLS ROAD, BIRMINGHAM, B19 1RJ**

The following report of the Acting Director of Regulation and Enforcement was submitted:-

(See document No. 1)

The following persons attended the meeting.

On behalf of the applicant

Saman Kahrahman – Applicant
Rob Edge - Agent

Those making representations

PC Abdool Rohomon – West Midlands Police
Mahir Akgul – Neighbouring shop owner
Heath Thomas – Representing Mr Akgul

* * *

Following introductions by the Chairman, Bhupinder Nandhra, Licensing Section, made introductory comments relating to the report.

In response to questions from Members of the Sub-Committee, Mr Rob Edge, on behalf of the applicant, made the following points:-

- a) That the applicant intended to run the business as a professional enterprise.
- b) That his client had put time, money and passion into the business to make it successful, without compromising the licensing objectives.
- c) That he would run the business in accordance with the Licensing Act and work with the responsible authorities to promote the licensing objectives in the act.
- d) That his client had employed a consultant to train staff, which evidenced that, his client was a responsible applicant.
- e) That they had requested reasonable hours and had taken into consideration the problems in the local area.

- f) That the applicant had previously ran premises in Dudley Road, Wolverhampton and Telford. The premises were similar and his client was used to managing licensed premises.
- g) That they were aware the Councillors were concerned with behaviours of premises licence holders.
- h) That the general ASB issues should not be related to the applicant as his premises was not even open yet.
- i) He was an experienced operator and the proposed operating schedule would be run as intended.
- j) That the licensing objectives would not be undermined.
- k) That if any issues did arise a review of the premises would address the problems; should the licensing objectives be compromised.

Responding to Councillor Higgs, Mr Rob Edge explained that the hours were greatly reduced from the last application and they had submitted a stronger operating schedule and staff training manual. That the applicant had taken on board everything that was said at the last hearing and was looking to move from Telford to Birmingham, in order to manage the premises better. Staff training would take place prior to the premises trading.

Mr Kahrahman added:-

- a) That he had a shop in Telford; a bigger shop. He wanted to be in Birmingham to earn extra money.
- b) That the other shops he had run previously had issues with anti-social behaviour. Every area had problems, but it was how the shop was managed and how the staff talked to people.
- c) That he was aware of the issues in the area.
- d) That he was already paying rent on the premises even though it was not open. He was unable to make money without an alcohol licence.

Mr Edge continued:-

- a) That the premises was not located within a Cumulative Impact Zone, therefore, with strict management there was no reason why this premises could not operate successfully and uphold the licensing objectives.
- b) That there was a PSO in the area and the intention was to work with them before opening the premises; whether that is no single can sales to discourage street drinking or whatever it may be.
- c) That they believed the premises could run without impacting the ASB in

the area.

- d) That the conditions would only apply to that premises, they could not apply to crime and disorder down the road as that had been there 10 years.
- e) That the crime and disorder in the area needed addressing by the premises that were causing it.
- f) They could not relate it to their premises as it was not operating.
- g) That they had a good strong operating schedule.
- h) That the premises would only open until 2200 hours.
- i) That the premises would offer a wider range of products; food and other items.
- j) That the premises in Wolverhampton would not tolerate single can sales and not fuel street drinking.
- k) That the premises would have CCTV outside the front of the premises and staff would be trained to look out for proxy sales.
- l) That his client's first intentions were to clean up the area outside the shop and give it a refurbishment. That way it will indicate to customers that the premises was not a place to buy cheap booze and hang around outside.
- m) That anyone lingering outside would be asked in a polite but firm manner, not to hang around outside drinking.

Mr Kahrahman interjected:-

- a) That he would have 4 staff and they would do 6 or 8 hour shifts.
- b) That the shop would sell "everything".
- c) He asked the Members to give him a 6 month trial and see "how [he] worked", if anything bad happened they could close the shop.
- d) That the shutters would be closed on the alcohol when alcohol was not permitted for sale.

In response to Members questions, Mr Edge made the following points:-

- a) That they had a strong operating schedule and would offer to change the operating hours to 1000 hours in the morning.
- b) However they were not willing to adjust the evening hours.

At this stage Mr Heath Thomas requested to ask the applicant and his representative a number of questions, through the chair.

The Chairman granted Mr Thomas's request.

Mr Thomas directed a number of questions to the applicant, namely:

1. Between 6th August and 9th August did they consult with the police?
2. At the last hearing evidence was given that the applicant was living in Telford and would only be attending the shop occasionally. Why has that changed?
3. Was it the applicant's intention to give the shop up in Telford?

In response to Mr Thomas's questions Mr Edge made the following points:-

1. That they had not met with the police (PC Abdool Rohomon also confirmed this).
2. That his client had invested a lot of time in the premises and it was crucial he obtained a premises licence in order to run the business successfully. In addition his client had no ties to Telford and therefore had decided that moving to Birmingham was a good option.
3. Mr Edge advised Mr Thomas that his final question was not relevant to today's hearing.

In response to questions from Members of the Sub-Committee, PC Abdool Rohomon, on behalf of West Midlands Police made the following points:-

- a) That in relation to the application it was condensed, non-relevant stuff had been taken out. The new application according to Mr Edge had dramatically reduced the operating hours, however, in fact they had only seen a 30 minute change in the morning and then the evening was 2200 hours.
- b) There was no previous reference made to late night drinking being a concern for West Midlands Police in their representations.
- c) That Mr Edge had stated that the operating schedule was "strong", however the staff training had actually been reduced and the stories were changing all the time.
- d) In relation to crime and disorder the operating schedule states that a till prompt will be used for all sales and alcohol, all VAT receipts shall be kept, there will be signage, no ASB to be tolerated, but there was no contextual facts to go with it.
- e) Then in terms of public safety, there will always be a minimum of 3 staff after 2100 hours; meaning that for 1 hour there will be 3 staff.
- f) The training period differs throughout the schedule.

- g) That no single can sales had been mentioned, but at the last hearing PC Rohomon said that it would not even be considered, the Committee also considered it last time.
- h) The mention of proxy sales and underage drinking, yet the objections were regarding ASB.
- i) That fundamental changes but no consultation with the police.
- j) They submitted the second application 3 days after the first but again with no consultation with the police.
- k) The applicant/representative stated they would meet with the PSO once the application was granted. However, they need to know what the problems are before they submit the application and the Act says they should be aware of issues and address them in the application. They have not done that.
- l) That West Midlands Police had concerns with the short difference in time between this application and the previous one.
- m) That their concerns were the same as last time.
- n) He referred to page 4 in the evidence bundle which was a statement from PSO Capella who had worked in the area for over 12 years; he produced photographs and evidence to show the problems in the area.
- o) That page 10 showed people drinking in the street, not underage drinkers. They are legally allowed to drink and it was daytime drinking.
- p) That the applicant had referred to proxy sales and underage drinking, but the police concerns were around street drinking.
- q) He made reference to page 11 and explained that the options available to the Committee were the same as at the previous hearing. He then pointed Members to the decision notice from last time and explained that the Committee gave consideration whether modifying any conditions would be relevant, however, they concluded that modifying conditions would not help promote to licensing objectives.
- r) The premises had not done enough in the new application to alleviate concerns previously.
- s) That the decision notice was a strong document and much weight should be held on that document.
- t) He made reference to Daniel Thwaites plc Wirral Magistrates' Court and Others (Page 16 of WMP evidence bundle), he read verbatim from page 16. "This case, referred to as 'The Thwaites case', is important because it emphasises the important role the Responsible Authorities have in

providing information to decision makers to contextualise the issue before them.

This case is sometimes misconstrued as requiring decisions to be based on 'real evidence', and that conditions cannot be imposed until problems have actually occurred. This is wrong. The purpose of the Act is to prevent problems from happening. Decisions can and should be based on well-informed common sense. The case recognises that Responsible Authorities are experts in their fields, and that weight should be attached to their representations. It is most relevant when opposing grant applications."

- u) That they had closed another premises round the corner, which showed the extent of the problems in that area.
- v) That they were experts in crime and disorder.
- w) That the case about Hope and Glory (page 15 WMP evidence bundle) emphasises what they were saying.
- x) That the application was submitted 3 days after the first one was refused, with only minor changes. Those conditions considered by the Licensing Committee in August were considered not appropriate, what was different now?
- y) That he felt there were no additional conditions that would negate the concerns by West Midlands Police.

In response to PC Rohomon's comments, Mr Edge, made the following points:

- a) That they did have conversations with PC Jones, unfortunately not during 6th-9th as Mr Edge was away.
- b) That they have added additional conditions, amended opening times, and have demonstrated that Mr Kahrahman is a responsible person with previous experience of managing premises.
- c) That they initially had the staff training within a time frame but changed it for a more rigorous and thorough programme that would take place before the premises opened to ensure everyone who worked there would be able to deal with any issues and uphold the licensing objectives.

In response to Mr Edge, PC Abdool Rohomon, made the following points:

- a) That there had been a conversation with Mr Jones, but they were emails. They were asking if WMP would consider not objecting and they responded that they would be objecting.
- b) In addition, should Mr Jones have been happy he would not have objected, yet it was him who lodged the objection.

At this stage in the meeting, a phone rang. The Committee Lawyer announced “Please, whoever’s phone is ringing and buzzing, can you please turn it off.”

In response to Members questions, Mr Heath Thomas, on behalf of Mr Akgul, made the following points:-

- a) That they completely endorsed the comments of West Midlands Police.
- b) That his client had always engaged with authorities in order to report bad operators.
- c) His client knew the problems in the area extremely well.
- d) That this area was difficult, with alcohol related issues that need addressing.
- e) That during the last hearing it was set out clearly, his client had been a victim of robbery, knife crime, theft of money and alcohol from his store, gangs and drugs. His clients ability to deal with these issues was by working with WMP.
- f) His client was living and breathing this and therefore, new the existing problems.
- g) The fresh application 3 days after the first had only taken on the comments from the last hearing, we haven’t heard that he was already trading and working. He has said he shall not open without an alcohol licence and that shows how significant alcohol sales would be for his premises, which was a concern.
- h) That the issue of rent was an issue for him as a business man.
- i) That the applicant was not living here, nor was he immersed in the problems.
- j) That the 182 guidance would suggest that this licensing authority should look to the police for guidance on crime and disorder.
- k) That the decision from 6th August 2018 was relevant to consider.
- l) That his client had genuine concerns, he suffered himself and understood the problems in the area.
- m) He did not want them exasperated by another licensed premises.
- n) He referred to the previous decision “Members considered that neither modifying the conditions of the licence nor excluding any of the licensable activities from the scope of the licence would mitigate the concerns raised by those making representations” (quoted from page 13 of WMP evidence bundle, the previous decision of the Licensing Sub-Committee 6th August

2018.) The measure that the applicant had put forward, were not from experience but from what they said at the last hearing.

- o) That whilst the person had experience trading in Telford, they didn't think this could be compared as the location was entirely different. So whilst they had experience it was not related to this location.
- p) That he had not heard any evidence that would make the Committees previous doubts go away.
- q) That they did not believe the conditions put forward would alleviate the concerns and resolve the problems that already exist when the sale of alcohol was clearly very important to the business.
- r) That there was already too much street drinking.
- s) That they had nothing to add.

In summing up, Mr Heath Thomas, on behalf of Mr Akgul, made the following points:

- a) That he would be mindful of the 182 guidance, given the proximity of the last application and the 6th August decision it was still relevant.
- b) They did not believe the licensing objectives could be upheld with the grant of this licence.

In summing up, PC Abdool Rohomon, on behalf of West Midlands Police, made the following points:

- a) That the licensing objectives could not be upheld.
- b) That the decision from the 6th August was relevant at this hearing as little had changed and the problems still existed.

In summing up, Mr Rob Edge, on behalf of Mr Kahrahman, made the following points:

- a) That they believed they had put forward a full operating schedule which including staff training being carried out prior to the premise being opened.
- b) That the training manual included conflict resolution, challenge 25, refusals log, everything you would expect.
- c) That they had a refurbishment planned and that would change the concept of the premises.
- d) That there was no evidence that the application would undermine the licensing objectives.

- e) No evidence produced to show that his client was anything other than an experienced operator.
- f) That if the crime and disorder was so high, why had WMP not requested that the area become a CIZ.
- g) That Environmental Health had no public nuisance concerns.
- h) That they had offered to change the hours again during the hearing.
- i) That the photos produced by WMP show street drinkers, whom have existed for a number of years. This was already a problem that had not been addressed.
- j) The strong operating schedule and good manager would ensure that the premises would not add to the problems already existing in the area.
- k) In reference to the decision notice from 6th August 2018, the Committee considered that a grant could be considered by a well-managed premises with an experienced person, they felt they had demonstrated that in the hearing.
- l) They felt that the objection from the shop next door was a competition objection.
- m) That there was no factual evidence that the premises would not act in accordance with the licensing objectives.
- n) That it was only anecdotal evidence from the police.
- o) On that basis the licence should be granted.

Mr Kahrahman interjected and explained that the photo was the same as the previous hearing and that it was not a “big deal”, they had made the changes and resolved the concerns.

He directed his comments to Mr Thomas explaining that his shop was bigger, cleaner, better designed and therefore, the objections made were due to competition. The police should work with them.

At 1058, the meeting was adjourned. All parties with the exception of Members, the Committee Lawyer and Committee Manager left the meeting.

At 1142 the meeting was reconvened and all parties were invited back into the meeting room and the decision of the Licensing Sub-Committee was announced as follows:-

5/091018

RESOLVED:-

That the application by Mr Saman Jowhar Kahrahman for a premises licence in respect of THE MINIMARKET, 235-237 LOZELLS ROAD, BIRMINGHAM B19 1RJ **BE REFUSED.**

In reaching this decision, the Sub-Committee was mindful of the promotion of the licensing objectives in the Act, particularly the prevention of crime and disorder and public nuisance objectives.

Mr Kahrahman had previously made an application for a premises licence which was refused by the Licensing Sub-Committee on 6th August 2018. He had submitted a fresh application for the instant hearing. The Sub-Committee's reasons for refusing the fresh application are again due to concerns expressed by West Midlands Police regarding the management of the proposed operation in what had for many years been a very difficult and challenging area for the neighbourhood Police team.

The Police provided the detailed statement from the local PCSO which had originally been submitted for the meeting of 6th August 2018. This statement described the crime & disorder, and antisocial behaviour, in and around Lozells Road. These issues were overwhelmingly created through irresponsible alcohol consumption; over the years it had been observed that the cause was the prevalence of street drinkers. The Police dealt constantly with drunkenness and associated problems. The level of antisocial behaviour was high; the long-term demand on Police resources had been, and continued to be, significant.

The Police stated that they were not confident that the applicant would be capable of promoting the licensing objectives. The Police considered that the applicant, and the fresh operating schedule, continued to show insufficient understanding of the Lozells Road environment. All the new aspects of the application were of limited relevance (namely the shortening of the proposed hours; refurbishment; training; measures relating to proxy sales). The new proposals did not address the sale of alcohol in an area plagued by street drinking, which had been the overwhelming worry preoccupying the Police at the meeting of 6th August 2018.

The Police observed that the fresh application had been submitted three days after the last hearing, and without consulting the Police about the amendments. The applicant of course knew the Police had grave concerns; the concerns had been discussed at length at the meeting of 6th August 2018, when it was explained that the area generated a huge amount of work for the neighbourhood Police team. The Police therefore looked askance at the applicant's offer, made during the hearing, to meet the Police 'if the licence were to be granted'. The Police had expected that the applicant would ask to meet them after the Sub-Committee hearing of 6th August; instead he had simply submitted a fresh application three days later.

The Sub-Committee agreed that the applicant's offer to meet the Police 'if the licence were to be granted' did not inspire confidence, as it showed a lack of willingness to cooperate with the Police in the manner expected of an applicant wanting to operate in an area which had significant levels of crime, disorder and nuisance. A request for a meeting with the Police should have been made before the submission of the fresh application.

The applicant's fresh operating schedule still did not address how the specific problems of crime, disorder and nuisance would be managed, such that the licensing objectives could be upheld. Furthermore the Police noted that at the previous hearing, the possibility of modification of the proposed conditions had been considered by the Sub-Committee, in case the licence could be granted after some modifications to the conditions; however Members had considered that modifying the conditions would not mitigate the concerns raised by those making representations, and the application had been refused. The applicant's new operating schedule did not address the concerns either; accordingly, the Police maintained their objection. The Sub-Committee accepted the Police submissions.

The neighbouring shopkeeper who runs the premises adjacent to The Minimarket again attended, represented by a solicitor, and confirmed that Lozells Road continued to be exactly as described by the PCSO, with the problem of street drinking dominating the area, along with associated problems of crime, disorder and nuisance.

The neighbouring shopkeeper also confirmed, as per the previous meeting on 6th August 2018, that his own shop had been targeted by criminals, and therefore he was able to speak with first-hand knowledge of the crime and disorder in Lozells Road. He stated that the Police were in and around Lozells Road every day, and that police sirens were heard every day, as would be expected in a 'difficult' area. He had had to adapt his own operation to manage problems. He had also been assisting the Police where he could, and had passed evidence to them relating to the general goings-on in the area, in an effort to help to reduce crime and disorder, but the problems were persisting. The Sub-Committee accepted the submissions of the neighbouring shopkeeper.

The Sub-Committee carefully considered the fresh operating schedule put forward by the applicant, and the likely impact of the fresh application, but was still not persuaded that the applicant and the proposed operation of the premises could promote the licensing objectives. The fresh application did not satisfactorily address the issues of crime, disorder and nuisance.

Some aspects of the proposed operation had been amended since the previous meeting. However the Members were mindful of the Police's observation that the main problem in Lozells Road was

street drinking, and associated crime & disorder. The amendments did not persuade the Sub-Committee that the applicant understood these problems, and in any event he had not sought advice from the Police about them.

All in all, the new application did not persuade the Members that the licensing objectives could be upheld in such a challenging area. The Police considered the application unsatisfactory as there was nothing to address the issue of street drinking and the associated crime & disorder; a neighbouring shopkeeper had remarked that the levels of crime & nuisance were such that the Police were in attendance at Lozells Road every single day. Accordingly the Sub-Committee resolved to refuse the application.

The Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State, the information contained in the application, the written representations received and the submissions made at the hearing by the applicant, their adviser, and those making representations.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty one days of the date of notification of the decision.

OTHER URGENT BUSINESS

6/091018 There was no urgent business.

EXCLUSION OF THE PUBLIC

7/091018

RESOLVED:

That in view of the nature of the business to be transacted, which includes exempt information of the category indicated, the public be now excluded from the meeting:-
(Paragraphs 3 & 4)

BIRMINGHAM CITY COUNCIL

LICENSING SUB COMMITTEE B 16 OCTOBER 2018

**MINUTES OF A MEETING OF
LICENSING SUB COMMITTEE B
HELD ON TUESDAY 16 OCTOBER 2018
AT 0930 HOURS IN ELLEN PINSENT ROOM,
COUNCIL HOUSE, BIRMINGHAM**

PRESENT: - Councillor Nagina Kauser in the Chair

Councillors Bob Beauchamp and Adam Higgs

ALSO PRESENT

Shaid Yasser, Licensing Section

Joanne Swampillai, Committee Lawyer
Katy Poole, Committee Manager

NOTICE OF RECORDING

- 1/161018 The Chairman advised the meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.
-

DECLARATIONS OF INTERESTS

- 2/161018 Members were reminded that they must declare all relevant and pecuniary and non-pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations to be recorded in the minutes of meeting.
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APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

- 3/161018 There was no Nominee members.
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**LICENSING ACT 2003 PREMISES LICENCE – TEAM NEWS, 17 BELL LANE,
TILE CROSS, BIRMINGHAM, B33 0HS**

The following report of the Acting Director of Regulation and Enforcement was submitted:-

(See document No. 1)

The following persons attended the meeting.

On behalf of the applicant

Vinay Shivkaran Sahota – Applicant

Patrick Burke – Agent

Tajinder Kaur - DPS

Those making representations

No one attended.

* * *

Following introductions by the Chairman, Shaid Yasser, Licensing Section, made introductory comments relating to the report.

In response to questions from Members of the Sub-Committee, Mr Patrick Burke, on behalf of the applicant made the following points:-

- a) That it was a family run business, with over 30 years' experience.
- b) That the validity of the objections was a concern as the letter from Mr Lolly stated that he had worked at Team News; however the current owner had been there for 16 years and had never employed him. The previous owner was there for 2 years and again, had also never employed him.
- c) The objector was well known in the area, and said to have worked at the Butchers when he was 15 years old. He would now be in his 30s.
- d) That the objector refers to the application made for number 7 Bell Lane, which Mr Burke also was the agent and that application received no objection notices, and was granted.
- e) That the issues with 7 Bell Lane were in relation to a clause the solicitor found stating in the lease that they can't sell alcohol, so they were in discussions about getting the clause removed. That was 3-4 days before the objection was received.
- f) That there were no police or other responsible authority objections.
- g) That the issues surrounding the lease clauses would be negotiated after licences have been granted and wouldn't necessarily cause any issues.
- h) That the objection was concerned with nuisance, however, there's no

history of issues regarding nuisance and the police had made no representations regarding nuisance either.

- i) Mr Burke referred to the case of *Daniel Thwaites plc v Wirral Borough Magistrates' Court*, in order to remind the Members that “decisions should be based on evidence and not speculation”.
- j) That he suspected the objector was a friend of number 7's and was concerned the sale may not go through should the shop be granted a licence.
- k) That the leases were old leases. The landlords are Birmingham City Council and the leases have clauses on in relation to the sale of alcohol not being permitted.
- l) That they had included conditions in the application to include, staff training.
- m) That the opening hours were the same as number 7 who were granted a licence.
- n) That the premises had parking directly outside.
- o) That they would have CCTV cameras.

At this stage, Cllr Higgs asked questions relating to the objection notice and asked Mr Burke if he had reached out to objector. Mr Burke advised Cllr Higgs that a letter should be in his pack.

Cllr Higgs responded explaining he had read it. Then he asked what they would do regarding preventing crime and disorder, which Mr Burke responded, asking Cllr Higgs to refer to his application where all the information was and that there was a lengthy amount of constructive conditions addressing his concerns in the pack.

Mr Burke continued:-

- a) That his clients lived in Marston Green and were local to the area.
- b) That they had previous experience running news agents and convenience stores.
- c) That Mrs Kaur had previous DPS experience and was a personal licence holder.
- d) That they would only be running the one shop.
- e) That alcohol sales would make up 15-20% of the overall sales.
- f) That there was storage at the back of the premises, customers would have no access.

In summing up, Mr Burke, on behalf of the applicant, made the following points:-

- a) That there had been no objections from responsible authorities.
- b) That they had concerns regarding the validity of the objection.
- c) He had nothing more to add.

At 1002 hours the meeting was adjourned. The Chairman requested all present, with the exception of Members, the Committee Lawyer and the Committee Manager to withdraw from the meeting.

At 1019 hours the meeting was reconvened and all parties were invited to rejoin the meeting. The decision of the Licensing Sub-Committee was announced as follows:-

4/161018 **RESOLVED:-**

That the application by Vinay Shivkaran Sahota for a premises licence in respect of Team News, 17 Bell Lane, Tile Cross, Birmingham, B33 0HS **BE GRANTED SUBJECT TO ALL THE CONDITIONS AGREED BETWEEN WEST MIDLANDS POLICE and THE APPLICANT, AS SHOWN AT APPENDIX 3 OF THE REPORT.** Those matters detailed in the operating schedule and the relevant mandatory conditions under the Licensing Act 2003 will also form part of the licence issued.

The Sub Committee deliberated the operating schedule put forward by the applicant and the likely impact of the application, and concluded that by granting this application, the four licensing objectives contained in the Act will be properly promoted. The applicants were experienced people who had become accustomed to running family-owned convenience shops and newsagent premises over several decades. The instant premises would be the only shop they operated. Other shops in the vicinity also offered alcohol whilst operating long opening hours; these types of arrangements had not adversely affected the licensing objectives in the Tile Cross area.

Members carefully considered the written representations made by an objector, but were not convinced that there was an evidential and causal link between the issues raised by the objector and any adverse effect on the licensing objectives. The applicants' agent confirmed to the Sub-Committee that although he had hand-delivered a letter inviting the objector to contact him for a discussion, the objector had not replied. The objector also did not attend the meeting.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State, the application for a premises licence, the written representations received and the submissions made at the hearing by the applicant, and their adviser.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.

OTHER URGENT BUSINESS

5/161018 There was no urgent business.

Report to:	Licensing Sub Committee B
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Tuesday 20th November 2018
Subject:	Licensing Act 2003 Multiple Temporary Event Notices
Premises:	Slug & Lettuce, 186-194 High Street, Harborne, Birmingham, B17 9PP
Ward affected:	Harborne
Contact Officer:	Bhapinder Nandhra, Senior Licensing Officer, 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:
To consider an objection notice to Temporary Event Notices (TENS), which seeks to permit the provision of licensable activities on the dates and times as detailed in each TEN attached to this report as an Appendix.

2. Recommendation:
To consider the objection notice made by West Midlands Police.

3. Brief Summary of Report:
Temporary Event Notices were submitted by Edwina Horan and received on 9 th November 2018, in respect of Slug & Lettuce, 186-194 High Street, Harborne, Birmingham, B17 9PP.
An objection notice has been received from West Midlands Police.

4. Compliance Issues:
When carrying out its licensing functions, a licensing authority must have regard to the Guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.
4.1 Consistency with relevant Council Policies, Plans or Strategies:
The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.

5. Relevant background/chronology of key events:

Edwina Horan submitted on 9th November 2018, Temporary Event Notices in respect of Slug & Lettuce, 186-194 High Street, Harborne, Birmingham, B17 9PP.

The Temporary Event Notices are attached as Appendices 1 to 4.

An objection notice has been received from West Midlands Police, see Appendix 5.

The current premises licence is attached at Appendix 6.

Site location plans are attached, see Appendix 7.

Under the licensing system of TENs, no actual permission is required to carry out a licensable activity on a temporary basis. An applicant must merely give notice of his intentions to operate a licensable activity to the licensing authority.

However, the police or local authority exercising environmental health functions may intervene to prevent such events taking place or agree a modification of the proposed arrangements, and their intervention may in some cases result in the licensing authority imposing conditions on each TEN.

Where TENs are submitted, and objection notice(s) are maintained, the licensing authority must consider the objection(s) at a hearing before a counter notice, or a notice including a statement of conditions can be issued.

When giving TENs, consideration should be given to the following four licensing objectives:

1. The prevention of crime and disorder
2. public safety
3. The prevention of public nuisance; and
4. The protection of children from harm

If the TENs are in connection with licensable activities at licensed premises, the licensing authority may also impose one or more of the existing licence conditions on the TENs if it considers that this is appropriate for the promotion of the licensing objectives.

6. List of background documents:

Temporary Event Notices, attached at Appendices 1 to 4.

Objection Notice from West Midlands Police, attached at Appendix 5.

Premises Licence, attached at Appendix 6.

Site location plans, Appendix 7.

7. Options available

At the hearing the Licensing Authority must consider each TEN separately and determine whether to:

Allow the proposed temporary licensable activities as stated in each TEN

Impose conditions on each TEN to promote the licensing objectives

Refuse the proposed temporary licensable activities as stated in each TEN



Birmingham
Temporary Event Notice
Licensing Act 2003

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

* required information

Section 1 of 9

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

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

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

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

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

Applicant Details

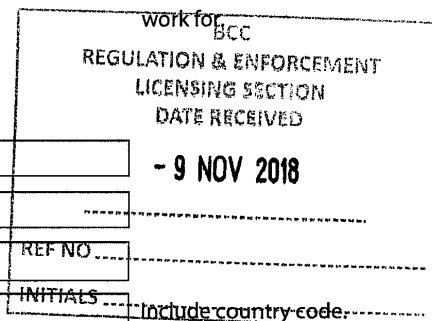
* First name

* 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.

Continued from previous page...

Address

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="Popleston Allen Solicitors"/>
* Family name	<input type="text" value="Craig Barwell"/>
* E-mail	<input type="text"/>
Main telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

Include country code.

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

Are you:

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

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

Agent Business

Is your business registered in the UK with Companies House?	<input type="radio"/> Yes	<input checked="" type="radio"/> No
Is your business registered outside the UK?	<input type="radio"/> Yes	<input checked="" type="radio"/> No

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

Business name	<input type="text" value="Popleston Allen Solicitors"/>
VAT number	<input type="text" value="GB 619752862"/>
Legal status	<input type="text" value="Partnership"/>
Your position in the business	<input type="text" value="Legal Executive"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

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

The country where the headquarters of your business is located.

Continued from previous page...

Agent Business Address

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

Building number or name	<input type="text" value="37"/>
Street	<input type="text" value="Stoney Street"/>
District	<input type="text" value="The Lace Market"/>
City or town	<input type="text" value="Nottingham"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="NG1 1LS"/>
Country	<input type="text" value="United Kingdom"/>

Section 2 of 9

APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)

Have you had any previous or maiden names?

☐ Yes

☒ No

* Your date of birth

<input type="text"/>	/	<input type="text"/>	/	<input type="text"/>
dd		mm		yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

☒ Yes

☐ No

E-mail

Telephone number

Other telephone number

Section 3 of 9

THE PREMISES

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

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). (See also guidance on completing the form, note 2)

* Does the premises have an address?

☒ Yes

☐ No

Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

☐ Yes

☒ No

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

☐

Neither

☒

Premises licence

☐

Club premises certificate

* Premises licence number

Location Details

* Provide further details about the location of the event

Whole of the premises

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

Whole of the premises

Describe the nature of the premises below (see also guidance on completing the form, note 4)

Licensed premises

Describe the nature of the event below (see also guidance on completing the form, note 5)

Extension of trading hours for festive period

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises
(see also guidance on completing the form, note 6):

- ☒ The sale by retail of alcohol
- ☐ The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- ☒ The provision of regulated entertainment
- ☒ The provision of late night refreshment
- ☐ The giving of a late temporary event notice

(See also guidance on completing the form, note 7).

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.
(See also guidance on completing the form, note 8).

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 9)

Event start date / /
 dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date / /
 dd mm yyyy

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

01:00hrs to 02:00hrs

(see also guidance on completing the form, note 10)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

360

Note that the maximum number of people cannot exceed 499.

(see also guidance on completing the form, note 11)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

(see also guidance on completing the form, note 12):

- ☒ On the premises only
☐ Off the premises only
☐ Both

Section 5 of 9

RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 13)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

None

Section 6 of 9

PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 14)

Do you currently hold a valid personal licence?

- ☒ Yes ☐ No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue

/ /
dd mm yyyy

Any further relevant details

Continued from previous page...	
Section 7 of 9	
PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 15)	
<p>Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?</p> <p style="text-align: center;"> <input checked="" type="radio"/> Yes <input type="radio"/> No </p> <p>State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year</p> <div style="border: 1px solid black; width: 40px; text-align: center; margin: 0 auto; padding: 2px;">2</div> <p>Have you already given a temporary event notice for the same premises in which the event period:</p> <p style="margin-left: 20px;">a) Ends 24 hours or less before; or <input type="radio"/> Yes <input checked="" type="radio"/> No</p> <p style="margin-left: 20px;">b) Begins 24 hours or less after the event period proposed in this notice?</p>	
Section 8 of 9	
ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 16)	
<p>Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?</p> <p style="text-align: center;"> <input type="radio"/> Yes <input checked="" type="radio"/> No </p> <p>Has any associate of yours already given a temporary event notice for the same premises in which the event period:</p> <p style="margin-left: 20px;">a) Ends 24 hours or less before; or <input type="radio"/> Yes <input checked="" type="radio"/> No</p> <p style="margin-left: 20px;">b) Begins 24 hours or less after the event period proposed in this notice?</p>	

Continued from previous page...

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

☐ Yes

☒ No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

☐ Yes

☒ No

- a) Ends 24 hours or less before; or
b) Begins 24 hours or less after the event period proposed in this notice?

Section 9 of 9

CONDITION (See also guidance on completing the form, note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

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.

This formality requires a fixed fee of £21

DECLARATION (See also guidance on completing the form, note 19)

- * THE INFORMATION CONTAINED IN THIS FORM IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT IT IS AN OFFENCE:
- * (I) TO KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT IN CONNECTION WITH THIS TEMPORARY EVENT NOTICE AND THAT A PERSON IS LIABLE ON SUMMARY CONVICTION FOR SUCH AN OFFENCE TO A FINE OF ANY AMOUNT; AND
- (II) TO PERMIT AN UNAUTHORISED LICENSABLE ACTIVITY TO BE CARRIED ON AT ANY PLACE AND THAT A PERSON IS
- * LIABLE ON SUMMARY CONVICTION FOR ANY SUCH OFFENCE TO A FINE OF ANY AMOUNT, OR TO IMPRISONMENT FOR A TERM NOT EXCEEDING SIX (6) MONTHS, OR TO BOTH.

☒ 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

Poppleston Allen

* Capacity

Agent

* Date

09 / 11 / 2018
dd mm yyyy

Add another signatory



Birmingham
Temporary Event Notice
Licensing Act 2003

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

* required information

Section 1 of 9

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

L10905 - 17787 - CB

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. BCC

REGULATION & ENFORCEMENT
 LICENSING SECTION
 DATE RECEIVED

Applicant Details

* First name

Edwina

* Family name

Horan

* 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.

Continued from previous page...

Address

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="Poppleston Allen Solicitors"/>	
* Family name	<input type="text" value="Craig Barwell"/>	
* E-mail	<input type="text"/>	
Main telephone number	<input type="text"/>	Include country code.
Other telephone number	<input type="text"/>	
<input type="checkbox"/> Indicate here if you would prefer not to be contacted by telephone		

Are you:

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

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

Agent Business

Is your business registered in the UK with Companies House?	<input type="radio"/> Yes	<input checked="" type="radio"/> No
Is your business registered outside the UK?	<input type="radio"/> Yes	<input checked="" type="radio"/> No

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

Business name	<input type="text" value="Poppleston Allen Solicitors"/>	If your business is registered, use its registered name.
VAT number	<input type="text" value="GB"/> <input type="text" value="619752862"/>	Put "none" if you are not registered for VAT.
Legal status	<input type="text" value="Partnership"/>	
Your position in the business	<input type="text" value="Legal Executive"/>	
Home country	<input type="text" value="United Kingdom"/>	The country where the headquarters of your business is located.

Continued from previous page...

Agent Business Address

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

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 9

APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)

Have you had any previous or maiden names?

☐ Yes

☒ No

* Your date of birth

/ /
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

☒ Yes

☐ No

E-mail

Telephone number

Other telephone number

Section 3 of 9

THE PREMISES

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

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). (See also guidance on completing the form, note 2)

* Does the premises have an address?

☒ Yes

☐ No

Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

☐ Yes

☒ No

* Building number or name

Slug and Lettuce

* Street

186-194 High Street

District

Harborne

* City or town

Birmingham

County or administrative area

* Postcode

B17 9PP

* Country

United Kingdom

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

☐ Neither

☒ Premises licence

☐ Club premises certificate

* Premises licence number

2308/6

Location Details

* Provide further details about the location of the event

Whole of the premises

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

Whole of the premises

Describe the nature of the premises below (see also guidance on completing the form, note 4)

Licensed premises

Describe the nature of the event below (see also guidance on completing the form, note 5)

Extension of trading hours for festive period

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises
(see also guidance on completing the form, note 6):

- ☒ The sale by retail of alcohol
- ☐ The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- ☒ The provision of regulated entertainment
- ☒ The provision of late night refreshment
- ☐ The giving of a late temporary event notice

(See also guidance on completing the form, note 7).

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.
(See also guidance on completing the form, note 8).

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 9)

Event start date

14 / 12 / 2018
dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date

16 / 12 / 2018
dd mm yyyy

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

01:00hrs to 02:00hrs

(see also guidance on completing the form, note 10)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

360

Note that the maximum number of people cannot exceed 499.

(see also guidance on completing the form, note 11)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

(see also guidance on completing the form, note 12):

- ☒ On the premises only
☐ Off the premises only
☐ Both

Section 5 of 9

RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 13)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

None

Section 6 of 9

PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 14)

Do you currently hold a valid personal licence?

☒ Yes ☐ No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue

01 / 04 / 2006
dd mm yyyy

Any further relevant details

Continued from previous page...	
Section 7 of 9	
PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 15)	
<p>Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?</p> <p style="text-align: center;"> <input checked="" type="radio"/> Yes <input type="radio"/> No </p> <p>State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year</p> <div style="border: 1px solid black; width: 40px; text-align: center; margin: 0 auto; padding: 2px;">4</div> <p>Have you already given a temporary event notice for the same premises in which the event period:</p> <p style="margin-left: 20px;"> a) Ends 24 hours or less before; or <input type="radio"/> Yes <input checked="" type="radio"/> No </p> <p style="margin-left: 20px;"> b) Begins 24 hours or less after the event period proposed in this notice? </p>	
Section 8 of 9	
ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 16)	
<p>Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?</p> <p style="text-align: center;"> <input type="radio"/> Yes <input checked="" type="radio"/> No </p> <p>Has any associate of yours already given a temporary event notice for the same premises in which the event period:</p> <p style="margin-left: 20px;"> a) Ends 24 hours or less before; or <input type="radio"/> Yes <input checked="" type="radio"/> No </p> <p style="margin-left: 20px;"> b) Begins 24 hours or less after the event period proposed in this notice? </p>	

Continued from previous page...

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

☐ Yes

☒ No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

☐ Yes

☒ No

- a) Ends 24 hours or less before; or
- b) Begins 24 hours or less after the event period proposed in this notice?

Section 9 of 9

CONDITION (See also guidance on completing the form, note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

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.

This formality requires a fixed fee of £21

DECLARATION (See also guidance on completing the form, note 19)

- * THE INFORMATION CONTAINED IN THIS FORM IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT IT IS AN OFFENCE:
- * (I) TO KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT IN CONNECTION WITH THIS TEMPORARY EVENT NOTICE AND THAT A PERSON IS LIABLE ON SUMMARY CONVICTION FOR SUCH AN OFFENCE TO A FINE OF ANY AMOUNT; AND
- (II) TO PERMIT AN UNAUTHORISED LICENSABLE ACTIVITY TO BE CARRIED ON AT ANY PLACE AND THAT A PERSON IS
- * LIABLE ON SUMMARY CONVICTION FOR ANY SUCH OFFENCE TO A FINE OF ANY AMOUNT, OR TO IMPRISONMENT FOR A TERM NOT EXCEEDING SIX (6) MONTHS, OR TO BOTH.

☒ 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



Birmingham
Temporary Event Notice
Licensing Act 2003

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

* required information

Section 1 of 9

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

L10905 - 17788 - CB

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

Edwina

* Family name

Horan

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Is the applicant:

☐ Applying as a business or organisation, including as a sole trader

☒ Applying as an individual

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

<p>BCC</p> <p>REGULATION & ENFORCEMENT</p> <p>LICENSING SECTION</p> <p>DATE RECEIVED</p> <p>- 9 NOV 2018</p> <p>REF NO. _____</p> <p>INITIALS _____</p>

Continued from previous page...

Address

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="Popleston Allen Solicitors"/>
* Family name	<input type="text" value="Craig Barwell"/>
* E-mail	<input type="text"/>
Main telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

Include country code.

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

Are you:

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

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

Agent Business

Is your business registered in the UK with Companies House?	<input type="radio"/> Yes	<input checked="" type="radio"/> No
Is your business registered outside the UK?	<input type="radio"/> Yes	<input checked="" type="radio"/> No

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

Business name	<input type="text" value="Popleston Allen Solicitors"/>
VAT number	<input type="text" value="GB"/> <input type="text" value="619752862"/>
Legal status	<input type="text" value="Partnership"/>
Your position in the business	<input type="text" value="Legal Executive"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

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

The country where the headquarters of your business is located.

Continued from previous page...

Agent Business Address

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

Building number or name	<input type="text" value="37"/>
Street	<input type="text" value="Stoney Street"/>
District	<input type="text" value="The Lace Market"/>
City or town	<input type="text" value="Nottingham"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="NG1 1LS"/>
Country	<input type="text" value="United Kingdom"/>

Section 2 of 9

APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)

Have you had any previous or maiden names?

☐ Yes

☒ No

* Your date of birth

<input type="text"/>	/	<input type="text"/>	/	<input type="text"/>
dd		mm		yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text" value="l"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

☒ Yes

☐ No

E-mail

Telephone number

Other telephone number

Section 3 of 9

THE PREMISES

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

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). (See also guidance on completing the form, note 2)

* Does the premises have an address?

☒ Yes

☐ No

Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

☐ Yes

☒ No

* Building number or name

Slug and Lettuce

* Street

186-194 High Street

District

Harborne

* City or town

Birmingham

County or administrative area

* Postcode

B17 9PP

* Country

United Kingdom

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

☐ Neither

☒ Premises licence

☐ Club premises certificate

* Premises licence number

2308/6

Location Details

* Provide further details about the location of the event

Whole of the premises

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

Whole of the premises

Describe the nature of the premises below (see also guidance on completing the form, note 4)

Licensed premises

Describe the nature of the event below (see also guidance on completing the form, note 5)

Extension of trading hours for festive period

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises
(see also guidance on completing the form, note 6):

- ☒ The sale by retail of alcohol
- ☐ The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- ☒ The provision of regulated entertainment
- ☒ The provision of late night refreshment
- ☐ The giving of a late temporary event notice

(See also guidance on completing the form, note 7).

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

(See also guidance on completing the form, note 8).

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 9)

Event start date / /
 dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date / /
 dd mm yyyy

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

01:00hrs to 02:00hrs

(see also guidance on completing the form, note 10)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

360

Note that the maximum number of people cannot exceed 499.

(see also guidance on completing the form, note 11)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

(see also guidance on completing the form, note 12):

- ☒ On the premises only
☐ Off the premises only
☐ Both

Section 5 of 9

RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 13)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

None

Section 6 of 9

PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 14)

Do you currently hold a valid personal licence?

- ☒ Yes ☐ No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue

01 / 04 / 2006
dd mm yyyy

Any further relevant details

Continued from previous page...	
Section 7 of 9	
PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 15)	
<p>Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?</p> <p style="text-align: center;"> <input checked="" type="radio"/> Yes <input type="radio"/> No </p> <p>State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year</p> <div style="border: 1px solid black; width: 40px; text-align: center; margin: 5px auto;">5</div> <p>Have you already given a temporary event notice for the same premises in which the event period:</p> <p style="margin-left: 20px;">a) Ends 24 hours or less before; or <input type="radio"/> Yes <input checked="" type="radio"/> No</p> <p style="margin-left: 20px;">b) Begins 24 hours or less after the event period proposed in this notice?</p>	
Section 8 of 9	
ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 16)	
<p>Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?</p> <p style="text-align: center;"> <input type="radio"/> Yes <input checked="" type="radio"/> No </p> <p>Has any associate of yours already given a temporary event notice for the same premises in which the event period:</p> <p style="margin-left: 20px;">a) Ends 24 hours or less before; or <input type="radio"/> Yes <input checked="" type="radio"/> No</p> <p style="margin-left: 20px;">b) Begins 24 hours or less after the event period proposed in this notice?</p>	

Continued from previous page...

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

☐ Yes

☒ No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

☐ Yes

☒ No

- a) Ends 24 hours or less before; or
- b) Begins 24 hours or less after the event period proposed in this notice?

Section 9 of 9

CONDITION (See also guidance on completing the form, note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

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.

This formality requires a fixed fee of £21

DECLARATION (See also guidance on completing the form, note 19)

* THE INFORMATION CONTAINED IN THIS FORM IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT IT IS AN OFFENCE:

* (I) TO KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT IN CONNECTION WITH THIS TEMPORARY EVENT NOTICE AND THAT A PERSON IS LIABLE ON SUMMARY CONVICTION FOR SUCH AN OFFENCE TO A FINE OF ANY AMOUNT; AND

(II) TO PERMIT AN UNAUTHORISED LICENSABLE ACTIVITY TO BE CARRIED ON AT ANY PLACE AND THAT A PERSON IS LIABLE ON SUMMARY CONVICTION FOR ANY SUCH OFFENCE TO A FINE OF ANY AMOUNT, OR TO IMPRISONMENT FOR A TERM NOT EXCEEDING SIX (6) MONTHS, OR TO BOTH.

☒ 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



Birmingham
Temporary Event Notice
Licensing Act 2003

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

* required information

Section 1 of 9

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

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

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

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

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

REGULATORY ENFORCEMENT
 LICENSING SECTION
 DATE RECEIVED

- 9 NOV 2018

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Is the applicant:

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

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

Continued from previous page...

Address

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="Poppleston Allen Solicitors"/>	
* Family name	<input type="text" value="Craig Barwell"/>	
* E-mail	<input type="text"/>	
Main telephone number	<input type="text"/>	Include country code.
Other telephone number	<input type="text"/>	

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

Are you:

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

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

Agent Business

- Is your business registered in the UK with Companies House? ☐ Yes ☒ No
- Is your business registered outside the UK? ☐ Yes ☒ No

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

Business name	<input type="text" value="Poppleston Allen Solicitors"/>	If your business is registered, use its registered name.
VAT number	<input type="text" value="GB"/> <input type="text" value="619752862"/>	Put "none" if you are not registered for VAT.
Legal status	<input type="text" value="Partnership"/>	
Your position in the business	<input type="text" value="Legal Executive"/>	
Home country	<input type="text" value="United Kingdom"/>	The country where the headquarters of your business is located.

Continued from previous page...

Agent Business Address

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

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 9

APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)

Have you had any previous or maiden names?

☐ Yes

☒ No

* Your date of birth

/ /
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

Section 3 of 9

THE PREMISES

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

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). (See also guidance on completing the form, note 2)

* Does the premises have an address?

☒ Yes

☐ No

Address

Is the address the same as (or similar to) the address given in section one?

☐ Yes

☒ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

* Building number or name

Slug and Lettuce

* Street

186-194 High Street

District

Harborne

* City or town

Birmingham

County or administrative area

* Postcode

B17 9PP

* Country

United Kingdom

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

☐ Neither

☒ Premises licence

☐ Club premises certificate

* Premises licence number

2308/6

Location Details

* Provide further details about the location of the event

Whole of the premises

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

Whole of the premises

Describe the nature of the premises below (see also guidance on completing the form, note 4)

Licensed premises

Describe the nature of the event below (see also guidance on completing the form, note 5)

Extension of trading hours for festive period

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises
(see also guidance on completing the form, note 6):

- ☒ The sale by retail of alcohol
- ☐ The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- ☒ The provision of regulated entertainment
- ☒ The provision of late night refreshment
- ☐ The giving of a late temporary event notice

(See also guidance on completing the form, note 7).

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

(See also guidance on completing the form, note 8).

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 9)

Event start date

/ /
dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date

/ /
dd mm yyyy

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

00:00hrs to 02:00hrs

(see also guidance on completing the form, note 10)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

360

Note that the maximum number of people cannot exceed 499.

(see also guidance on completing the form, note 11)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

(see also guidance on completing the form, note 12):

- ☒ On the premises only
☐ Off the premises only
☐ Both

Section 5 of 9

RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 13)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

None

Section 6 of 9

PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 14)

Do you currently hold a valid personal licence?

- ☒ Yes ☐ No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue

01 / 04 / 2006
dd mm yyyy

Any further relevant details

Continued from previous page...

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 15)

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

☒ Yes

☐ No

State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year

6

Have you already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

☐ Yes

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

☒ No

Section 8 of 9

ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 16)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

☐ Yes

☒ No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

☐ Yes

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

☒ No

Continued from previous page...

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

☐ Yes

☒ No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

☐ Yes

☒ No

- a) Ends 24 hours or less before; or
- b) Begins 24 hours or less after the event period proposed in this notice?

Section 9 of 9

CONDITION (See also guidance on completing the form, note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

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.

This formality requires a fixed fee of £21

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

DECLARATION (See also guidance on completing the form, note 19)

* THE INFORMATION CONTAINED IN THIS FORM IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT IT IS AN OFFENCE:

Continued from previous page...

- * (I) TO KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT IN CONNECTION WITH THIS TEMPORARY EVENT NOTICE AND THAT A PERSON IS LIABLE ON SUMMARY CONVICTION FOR SUCH AN OFFENCE TO A FINE OF ANY AMOUNT; AND
(II) TO PERMIT AN UNAUTHORISED LICENSABLE ACTIVITY TO BE CARRIED ON AT ANY PLACE AND THAT A PERSON IS
* LIABLE ON SUMMARY CONVICTION FOR ANY SUCH OFFENCE TO A FINE OF ANY AMOUNT, OR TO IMPRISONMENT FOR A TERM NOT EXCEEDING SIX (6) MONTHS, OR TO BOTH.

☐ 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/temporary-event-notice/birmingham/apply-1> to upload this file and continue with your application.

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

From: bw licensing
Sent: 14 November 2018 16:30
To: Licensing Online; bw licensing; Pollution Team
Subject: RE: 4 x TENS - Slug & Lettuce, Harborne

Licensing,

This mail is in relation to the 4 TENS submitted by Slug and Lettuce covering –

7th – 9th, 14th – 16th, 21st – 23rd and 26th – 27th of December.

The 4 TENS submitted all detail extension of hours for Christmas celebrations so are being treated as an application to extend trading hours and not for specific events. West Midlands Police object to these applications on the following grounds, (the objections stand for all the applications).

Harborne High Street currently requires minimal police intervention and the majority of venues have a closing time of 01:00 over the weekend. This venue would seek to extend that and may see customers from other venues trying to gain entry. Later licensing hours increase the risk of crime, disorder and public nuisance as people have additional time to consume alcohol.

Therefore West Midlands Police formally object to these 4 applications and request a hearing

Thank you

Ben

Police Constable 2413 Ben Reader
Licensing Department
Birmingham West Local Policing Unit
Police Headquarters,
Lloyd House,
Birmingham,
B4 6NQ

Twitter @brumlicensing

Preventing crime, protecting the public and helping those in need

BIRMINGHAM CITY COUNCIL

LICENSING ACT 2003PREMISES LICENCE

Premises Licence Number:

2308 / 6

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description Siug & Lettuce 186-194 High Street Harborne	
Post town: Birmingham	Post Code: B17 9PP
Telephone Number:	

Where the licence is time limited the dates N/A

Licensable activities authorised by the licence	
B	Films
C	Indoor sporting events
E	Live music
F	Recorded music
G	Performances of dance
H	Anything of similar description to that falling within (live music), (recorded music) or (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			
Sunday - Wednesday	10:00	-	00:00 C,E,F,G,M3
	12:00	-	H
	23:00	-	L
	07:00	-	B
Thursday - Saturday	10:00	-	C,E,F,G,M3
	12:00	-	H,
	23:00	-	L
	07:00	-	B
Christmas Day:	11:00	-	23:00
New Year's Eve - from the end of permitted hours to commencement of permitted hours on New Year's Day.			
On each Sunday preceding a Bank Holiday activities (H) may be provided 12:00 to 00:00.			

BIRMINGHAM CITY COUNCIL

On the Sunday and Monday of each Bank Holiday weekend, Christmas Eve and Boxing Day activities (B), (C), (E), (F), (G), and (M3) may be provided from the commencement of permitted hours to 01:00 the following morning.

The premises may open for licensable activities to show the broadcast televised sporting events of national or international interest outside the normal operating hours, such operating times for this purpose to be confirmed upon 14 days prior notice in writing to the Police before the premises intend to open, such notification to include opening times and the sporting event which is to be shown.

The opening hours of the premises

Sunday - Wednesday	07:00	-	00:30
Thursday - Saturday	07:00	-	01:30

N.B Opening hours may be extended to reflect any such extension of the permitted times for licensable activities as are detailed above.

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

On and Off Supplies

BIRMINGHAM CITY COUNCIL

Part 2

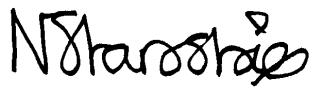
Name, (registered) address, telephone number and email (where relevant) of holder of premises licence Stonegate Pub Company Limited Porter Tun House 500 Capability Green	
Post town: Luton	Post Code: LU1 3LS
Telephone Number: N/A	
Email N/A	

Registered number of holder for example company number or charity number (where applicable) FC029833

Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Ms Edwina Horan	
Post town:	Post Code:
Telephone Number: N/A	

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

Dated 23/01/2015



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

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

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either— (a) a holographic mark, or (b) an ultraviolet feature.

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

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

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

BIRMINGHAM CITY COUNCIL

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

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

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.

BIRMINGHAM CITY COUNCIL

Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

The provision of regulated entertainment and late night refreshment to take place indoors only.

No adult entertainment or services, with the exception of A.W.P. gaming machines, permitted on the premises.

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

Any person exercising a security activity as defined above shall be linked by means of text or radio pager to the Police enabling the Police to be alerted to instances of crime and/or disorder (where required).

No customers apparently carrying open bottles upon entry shall be admitted to the premises at any time the premises are open to the public.

Where C.C.T.V. is installed with recording facilities such recordings shall be retained for a period of 30 days and made available within a reasonable time upon request by the Police.

Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.

Toughened glasses shall be used for draft beer and lager at all times the premises are open to the public.

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

Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

The use of the beer garden shall cease at 23.00 on Sunday - Thursday and at midnight on Friday and Saturday.

The external doors to the beer garden to be closed at 22:00.

Prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.

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

Persons under the age of 16 will be admitted only if accompanied by an adult and are not permitted to enter the premises after 21:00 hours.

BIRMINGHAM CITY COUNCIL

Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

Conditions as stated below under the appropriate licensing objective.

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

N/A

3c) Committee conditions to promote public safety

N/A

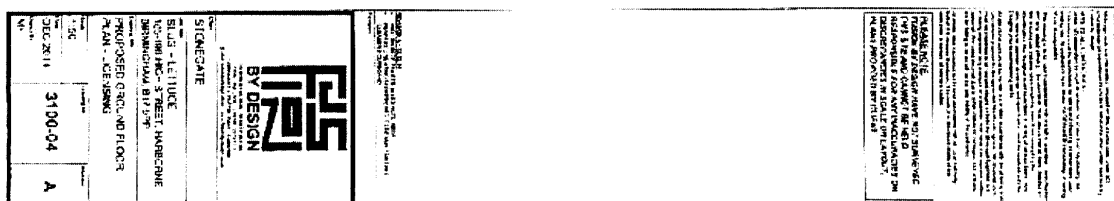
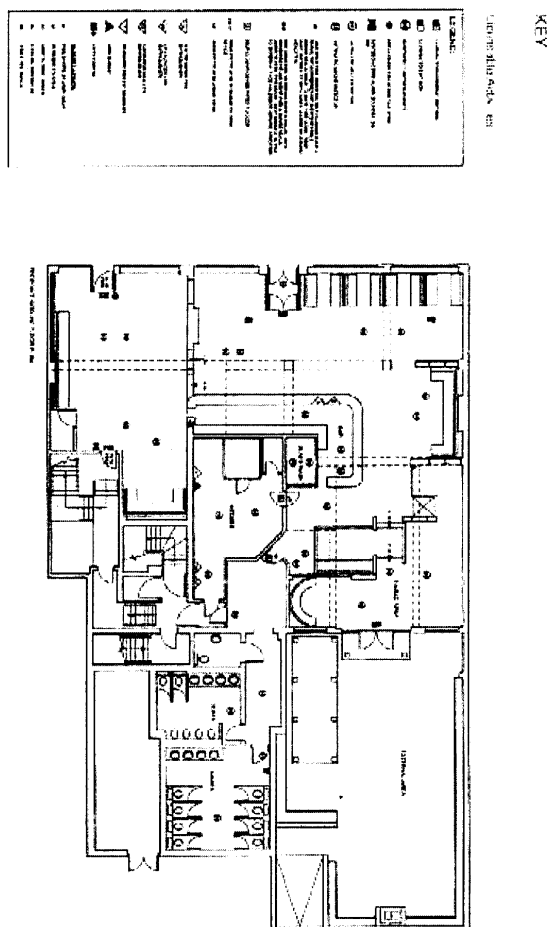
3d) Committee conditions to promote the prevention of public nuisance

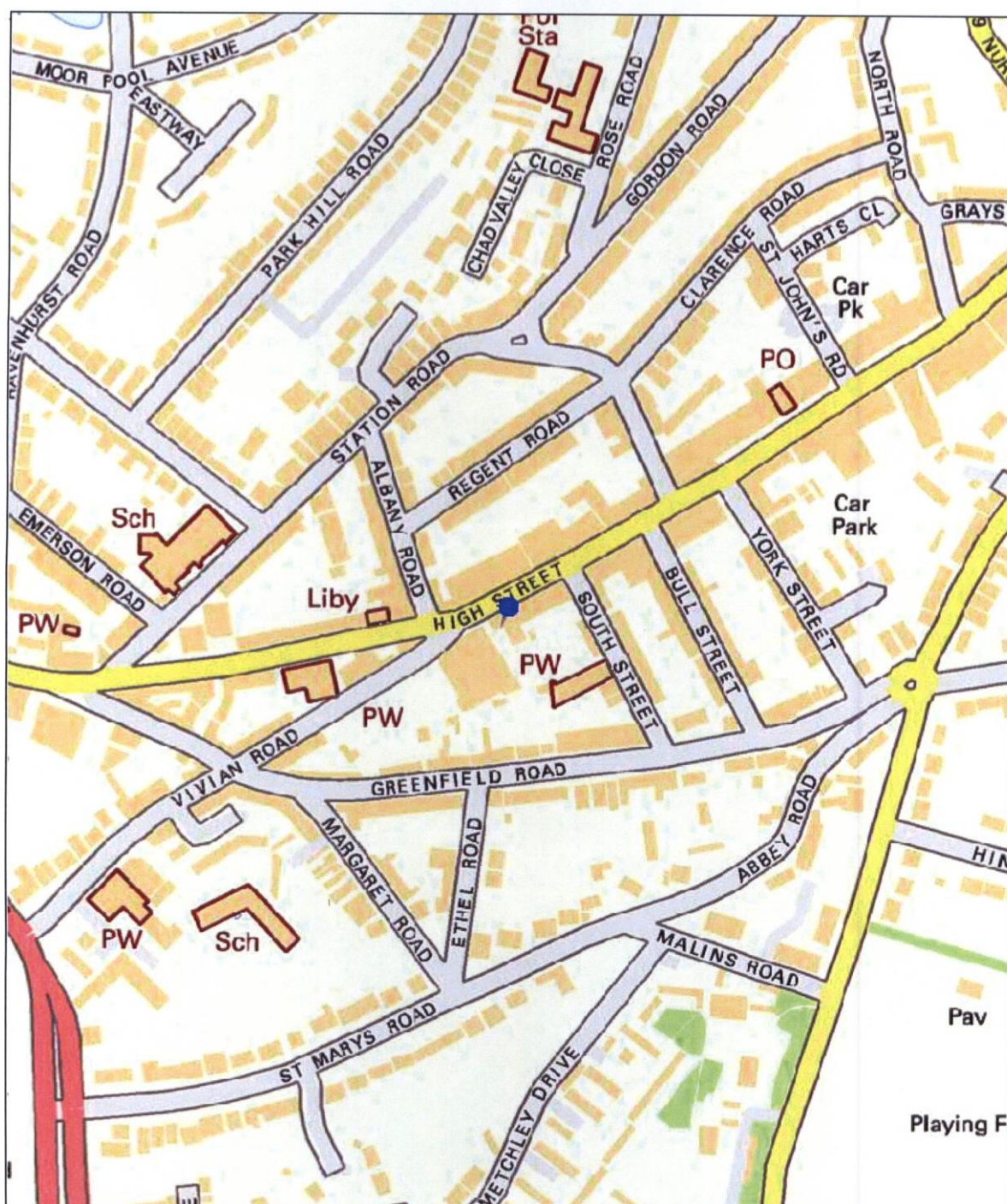
The Licence Holder shall install a noise limiter at the premises to be calibrated at a level set by Environmental Health.

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

N/A

Annex 4 – Plans





Birmingham City Council Map Created By:

Notes

Date of Map Creation: 15/11/2018

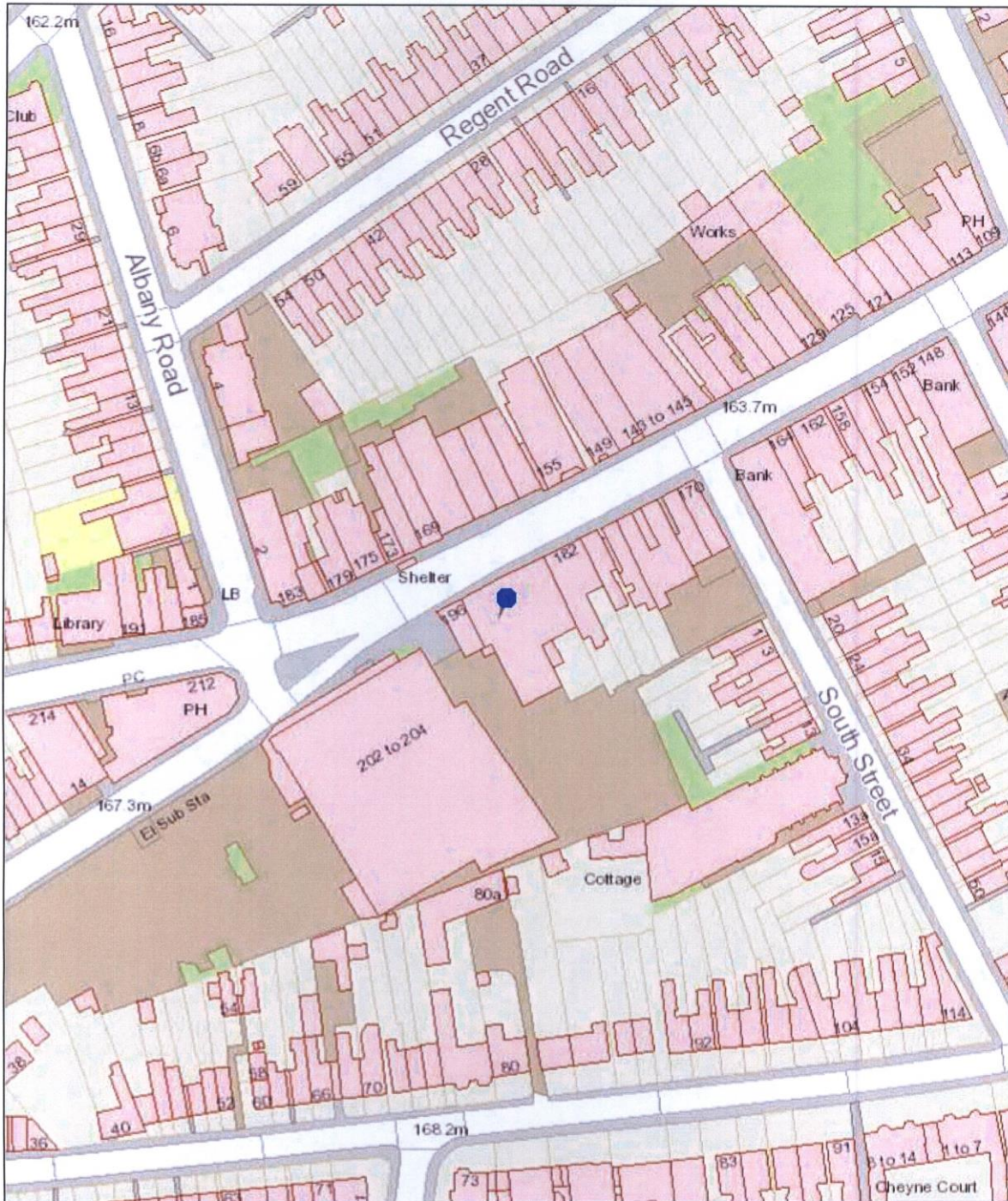


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Birmingham City Council

Map Created By:

Notes

Date of Map Creation: 15/11/2018



Scale:
1:1,250

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Report to:	Licensing Sub Committee B
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Tuesday 20th November 2018
Subject:	Licensing Act 2003 Temporary Event Notice
Premises:	O'Neills, Broad Street, Birmingham City Centre, Birmingham, B1 2HG
Ward affected:	Ladywood
Contact Officer:	Bhapinder Nandhra, Senior Licensing Officer 0121 303 9896 licensing@birmingham.gov.uk

1. Purpose of report:
To consider the objection to a Temporary Event Notice (TEN), which seeks to permit the sale of alcohol (for consumption on the premises only), the provision of regulated entertainment and the provision of late night refreshment on Sunday 2 nd December 2018, to operate from 02.00am until 06.00am.

2. Recommendation:
To consider the objection notice made by West Midlands Police.

3. Brief Summary of Report:
A Temporary Event Notice was received on 12 th November 2018 in respect of O'Neills, Broad Street, Birmingham City Centre, Birmingham, B1 2HG.
An objection notice has been received from West Midlands Police.

4. Compliance Issues:
When carrying out its licensing functions, a licensing authority must have regard to the Guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.
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>Stefan Reidy submitted on 12th November 2018 a Temporary Event Notice in respect of O’Neills, Broad Street, Birmingham City Centre, Birmingham, B1 2HG.</p> <p>The Temporary Event Notice is attached, see Appendix 1.</p> <p>An objection notice has been received from West Midlands Police, see Appendix 2.</p> <p>The current premises licence is attached at Appendix 3.</p> <p>Site location plans are attached, see Appendix 4.</p> <p>Under the licensing system of TENs, no actual permission is required to carry out a licensable activity on a temporary basis. An applicant must merely give notice of his intentions to operate a licensable activity to the licensing authority.</p> <p>However, the police or local authority exercising environmental health functions may intervene to prevent such an event taking place or agree a modification of the proposed arrangements, and their intervention may in some cases result in the licensing authority imposing conditions on a TEN.</p> <p>Where a TEN is submitted, the licensing authority must consider the objection(s) at a hearing before a counter notice, or a notice including a statement of conditions can be issued.</p> <p>When giving a TEN, consideration should be given to the following four licensing objectives:</p> <ol style="list-style-type: none"> 1. The prevention of crime and disorder 2. public safety 3. The prevention of public nuisance; and 4. The protection of children from harm <p>If the TEN is in connection with licensable activities at licensed premises, the licensing authority may also impose one or more of the existing licence conditions on the TEN if it considers that this is appropriate for the promotion of the licensing objectives.</p>
<p>6. List of background documents:</p> <p>Temporary Event Notice, attached at Appendix 1.</p> <p>Objection Notice from West Midlands Police, attached at Appendix 2.</p> <p>Premises Licence, attached at Appendix 3.</p> <p>Site location plans, Appendix 4.</p>
<p>7. Options available</p> <p>Allow the proposed temporary licensable activities as stated in the TEN</p> <p>Impose conditions on a TEN to promote the licensing objectives</p> <p>Refuse the proposed temporary licensable activities as stated in the TEN</p>



Birmingham
Temporary Event Notice
Licensing Act 2003

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

* required information

Section 1 of 9

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

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

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

Are you an agent acting on behalf of the applicant?

☐ Yes ☒ No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

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

Are you:

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

BCC
 REGULATION & ENFORCEMENT
 LICENSING SECTION
 DATE RECEIVED

12 NOV 2018

REF NO

INITIALS

Include country code.

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

Applicant Business

Is your business registered in the UK with Companies House? ☒ Yes ☐ No

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

Registration number

Business name

VAT number

Legal status

If your business is registered, use its registered name.

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

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 9

APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)

Have you had any previous or maiden names?

☐ Yes

☒ No

* Your date of birth

/ /

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

☐ Yes

☒ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

Section 3 of 9

THE PREMISES

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

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). (See also guidance on completing the form, note 2)

* Does the premises have an address?

☒ Yes

☐ No

Address

Is the address the same as (or similar to) the address given in section one?

☐ Yes

☒ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

* Building number or name

O'Neills

* Street

Broad Street

District

Birmingham city centre

* City or town

Birmingham

County or administrative area

West Midlands

* Postcode

B1 2HG

* Country

United Kingdom

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

☐ Neither

☒ Premises licence

☐ Club premises certificate

* Premises licence number

2500/7

Location Details

* Provide further details about the location of the event

within existing venue, no changes or additional bar areas

Continued from previous page...

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

--

Describe the nature of the premises below (see also guidance on completing the form, note 4)

within existing venue, no changes or additional bar areas

Describe the nature of the event below (see also guidance on completing the form, note 5)

Deontay Wilder/Tyson Fury fight in Las Vegas, we want to show this fight & would like to serve alcohol until the fight ends

Section 4 of 9

LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises
(see also guidance on completing the form, note 6):

- ☒ The sale by retail of alcohol
- ☒ The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- ☒ The provision of regulated entertainment
- ☒ The provision of late night refreshment
- ☐ The giving of a late temporary event notice

(See also guidance on completing the form, note 7).

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

(See also guidance on completing the form, note 8).

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 9)

Event start date

02	/	12	/	2018
dd		mm		yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date

02	/	12	/	2018
dd		mm		yyyy

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock) (see also guidance on completing the form, note 10)

02:00-06:00 (Sat 1st Dec night into Sunday 2nd Dec morning)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers (see also guidance on completing the form, note 11)

380

Note that the maximum number of people cannot exceed 499.

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both (see also guidance on completing the form, note 12):

- ☒ On the premises only
☐ Off the premises only
☐ Both

Section 5 of 9

RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 13)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

n/a

Section 6 of 9

PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 14)

Do you currently hold a valid personal licence? ☒ Yes ☐ No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue / /
dd mm yyyy

Any further relevant details

Continued from previous page...

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 15)

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

☒ Yes

☐ No

State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year

3

Have you already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

☐ Yes

☒ No

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

Section 8 of 9

ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 16)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

☐ Yes

☒ No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or

☐ Yes

☒ No

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

Continued from previous page...

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? ☐ Yes ☒ No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: ☐ Yes ☒ No

a) Ends 24 hours or less before; or
b) Begins 24 hours or less after the event period proposed in this notice?

Section 9 of 9

CONDITION (See also guidance on completing the form, note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

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.

This formality requires a fixed fee of £21

DECLARATION (See also guidance on completing the form, note 19)

- * THE INFORMATION CONTAINED IN THIS FORM IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND THAT IT IS AN OFFENCE:
- * (I) TO KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT IN CONNECTION WITH THIS TEMPORARY EVENT NOTICE AND THAT A PERSON IS LIABLE ON SUMMARY CONVICTION FOR SUCH AN OFFENCE TO A FINE OF ANY AMOUNT; AND
- * (II) TO PERMIT AN UNAUTHORISED LICENSABLE ACTIVITY TO BE CARRIED ON AT ANY PLACE AND THAT A PERSON IS LIABLE ON SUMMARY CONVICTION FOR ANY SUCH OFFENCE TO A FINE OF ANY AMOUNT, OR TO IMPRISONMENT FOR A TERM NOT EXCEEDING SIX (6) MONTHS, OR TO BOTH.

☒ 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

From: bw licensing <bw.licensing@brumcopspolice.uk>
Sent: 15 November 2018 15:16
To: Licensing Online; bw licensing; Pollution Team
Cc:
Subject: RE: 2 X TENS - O'Neills Broad Street

Dear Licensing,

In relation the Ten application 712213 (for an event on 2nd Dec). This application is to show the boxing match and for an extension until 7am. West Midlands Police have requested a detailed risk assessment for this as the potential for an increase in crime and disorder and public safety increases with such an event through the late hours.

This request has only been sent today but as we are limited to 3 working days to respond, West Midlands Police are having to object to this application on the above grounds. If a satisfactory risk assessment is submitted to us before any potential hearing date West Midlands Police will reconsider its objection.

Please accept this email as the objection the above Ten (the other ten 712215 is not being objected to)

regards

Abs Rohomon

**PC 4075 Rohomon
BW Licensing
Police headquarters
Lloyd House
Colmore Circus
Birmingham
B4 6NQ**

Follow us on Twitter - @brumcopslicensing

West Midlands Police

Website: www.west-midlands.police.uk
Twitter: www.twitter.com/brumpolice
Facebook: www.facebook.com/westmidlandspolice
YouTube: www.youtube.com/westmidlandspolice

Vision statement - Serving our communities, protecting them from harm

BIRMINGHAM CITY COUNCIL

LICENSING ACT 2003PREMISES LICENCE

Premises Licence Number:

2500 / 7

Part 1 - Premises details:**Postal address of premises, or if none, ordnance survey map reference or description**O'Neills
Broad Street**Post town:**

Birmingham

Post Code:

B1 2HG

Telephone Number:**Where the licence is time limited the dates**

N/A

Licensable activities authorised by the licence

B	Films
C	Indoor sporting events
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	00:00	-	23:59	F
	10:00	-	02:00	B ,C ,E ,G, M3
	23:00	-	02:00	L
Sunday	00:00	-	23:59	F
	10:00	-	00:30	B ,C ,E ,G, M3
	23:00	-	00:30	L

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.

On the commencement of British Summer Time a further additional hour to the permitted times.

A further additional 2 hours into the morning every St Patrick's Day, Halloween, Christmas Eve, Boxing Day, 27th, 28th and 30th December and every Sunday prior to each May Bank Holiday, Spring/Whitsun bank Holiday and August Bank Holiday.

BIRMINGHAM CITY COUNCIL

A further additional hour into the morning every New Years Day, St David's Day, Easter Sunday and Easter Monday and every May Bank Holiday, Spring/Whitsun Bank Holiday and August Bank Holiday. In the event of a transmission of any recognised international sporting event which falls outside the current permitted hours on the premises licence to permit the activity commencing 1 hour before the start of the event and ending 1 hour after the event has ended Details of the activity to be notified to the police 21 days beforehand. The event will not proceed if the police serve, 7 days prior to the event, written notification upon the designated premises supervisor. The event will not proceed after the 7 day period if the police have intelligence that disorder is likely to occur and they notify the designated premises supervisor.

The opening hours of the premises

Monday -Saturday	07:00	-	02:30
Sunday	07:00	-	01:00

N.B Opening hours may be extended to reflect any such extension of the permitted times for licensable activities as are detailed above.

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

On and Off Supplies

BIRMINGHAM CITY COUNCIL

Part 2

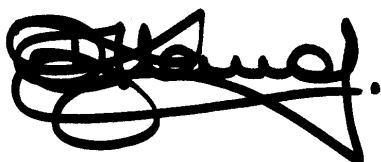
Name, (registered) address, telephone number and email (where relevant) of holder of premises licence Mitchells and Butlers Leisure Retail Limited 27 Fleet Street	
Post town: Birmingham	Post Code: B3 1JP
Telephone Number:	
Email	

Registered number of holder for example company number or charity number (where applicable) 01001181

Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Stefan James Reidy	
Post town:	Post Code:
Telephone Number: N/A	

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol	
Licence Number 5687	Issuing Authority BIRMINGHAM CITY COUNCIL

Dated 18/04/2016



David Kennedy
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 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."

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(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.

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

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.

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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.

The Licence Holder will ensure that staff are trained in the standards required by the relevant legislation and as required by company policy.

The voluntary closure policy for the operation of these premises is 30 minutes after the approved closure time for the supply of alcohol.

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

The Licence Holder monitors the need for door supervisors and in doing so takes into account any advice given by the police.

The pub manager is required to actively participate in and support the Local Pub Watch Scheme (where active).

The Licence Holder will ensure that text and/or radio pagers, where already used will continue to be used on the premises during the hours of operation.

Existing CCTV system will continue to operate during the hours of operation.

The Licence Holder will ensure that there will be no promotions that encourage illegal, irresponsible or immoderate consumption of alcohol.

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

Maximum occupancy levels:

- Limited to 550 persons on the ground floor
- Limited to 324 persons on the first floor

The Licence Holder will extend existing policies to cover the increase in hours of operation.

The Licence Holder will ensure internal health and safety due diligence and incident reporting system will continue to operate during the additional times.

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

The Licence Holder must where necessary implement reasonable steps to recognise the rights of local residents and encourage customers to leave the premises quietly.

The manager is required to liaise with local neighbours as part of their duties and resolve any reasonable concerns.

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

The Licence Holder will promote the protection of children from harm through a commitment to health and safety in the operation and maintenance of the premises.

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The Licence Holder will promote the protection of children from harm through an approach to managing the risk of under-age drinking.

No adult entertainment is permitted at the premises.

Staff are not allowed to be in sole supervision of children.

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Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

N/A

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

N/A

3c) Committee conditions to promote public safety

N/A

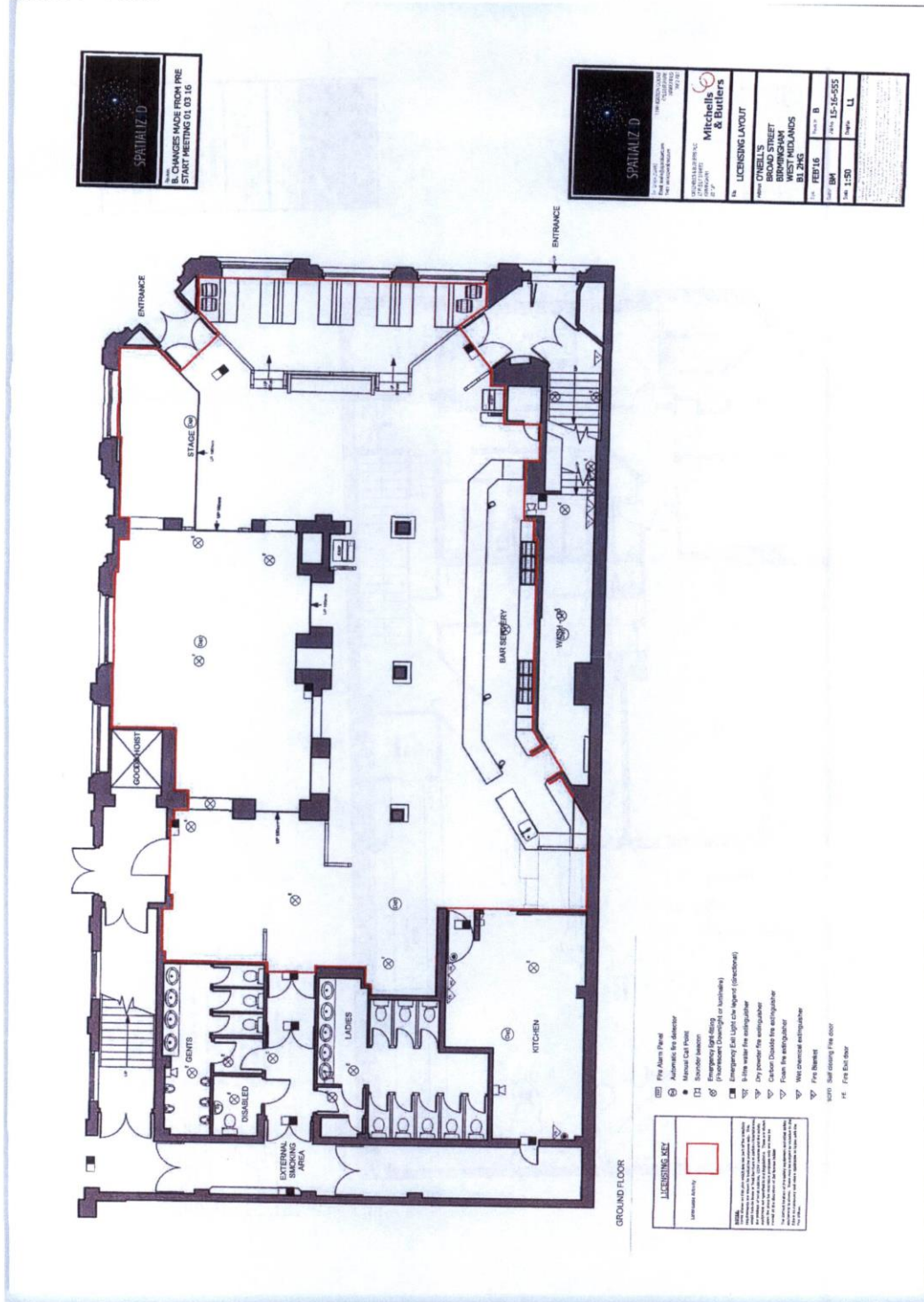
3d) Committee conditions to promote the prevention of public nuisance

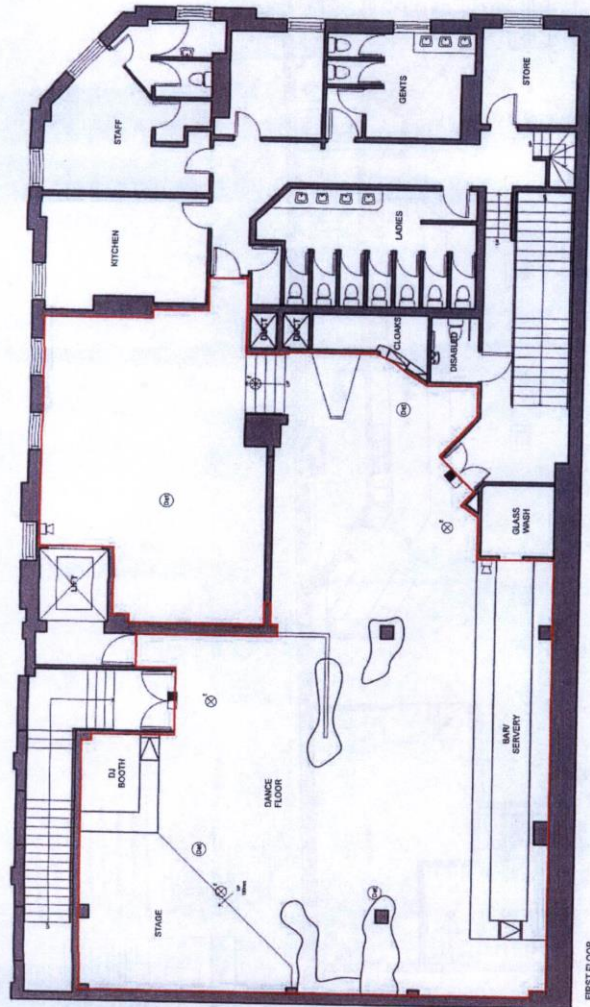
N/A

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

N/A

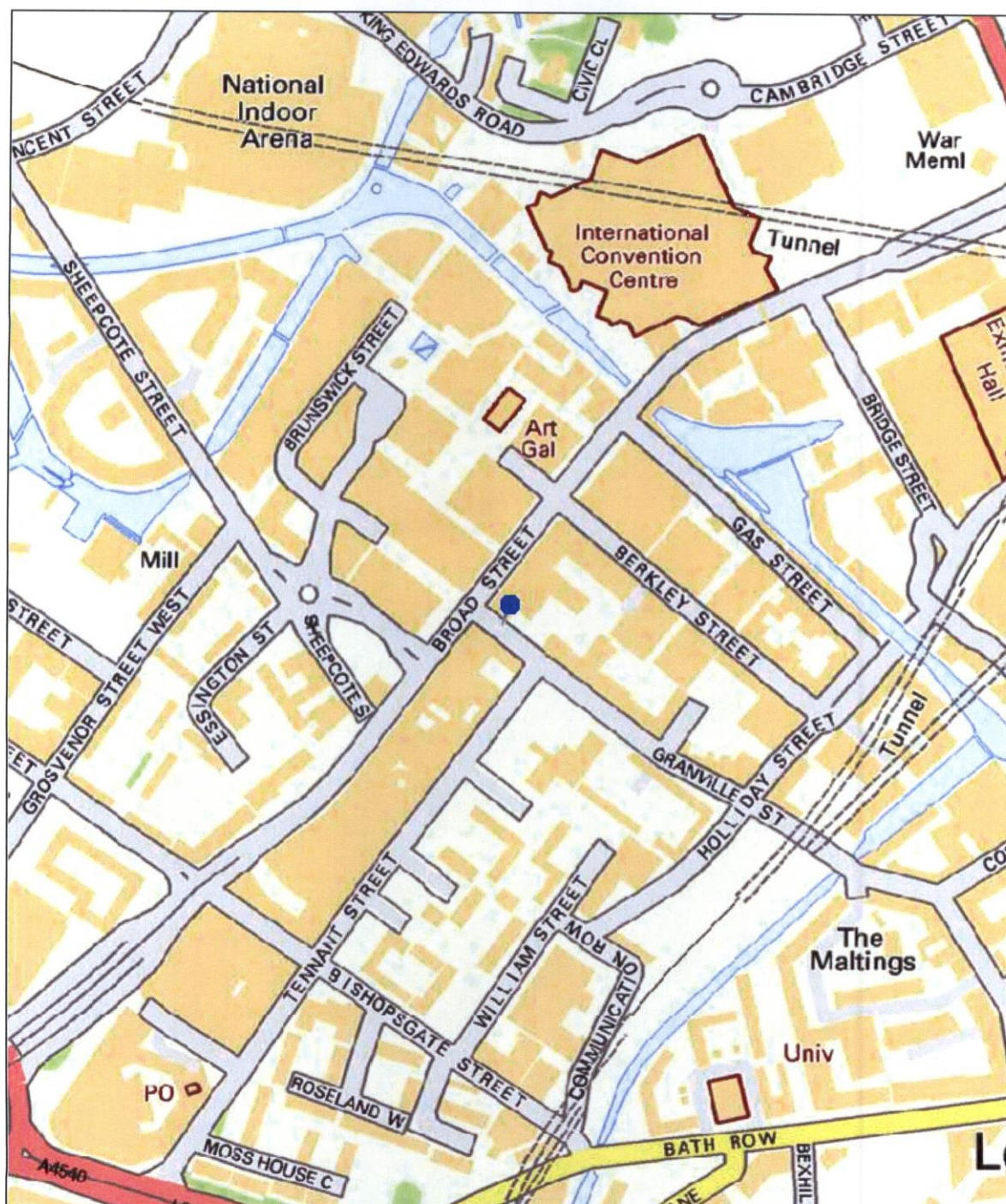
Annex 4 – Plans





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|------------------|-------------------------|-------------------|----------------|---------------------------------------------------------|-------------------------------------------------|-------------------------------|------------------------------|----------------------------------|------------------------|---------------------------|--------------|------------------------|----------------|
| Fire Alarm Panel | Automatic fire detector | Manual Call Point | Sounder beacon | Emergency lighting (Fluorescent Downlight or Luminaire) | Emergency Exit Light (see legend (directional)) | 3rd section fire extinguisher | 1st powder fire extinguisher | Carbon Dioxide fire extinguisher | Foam fire extinguisher | Wet chemical extinguisher | Fire blanket | Self closing fire door | Fire Exit door |
|------------------|-------------------------|-------------------|----------------|---------------------------------------------------------|-------------------------------------------------|-------------------------------|------------------------------|----------------------------------|------------------------|---------------------------|--------------|------------------------|----------------|





Birmingham City Council

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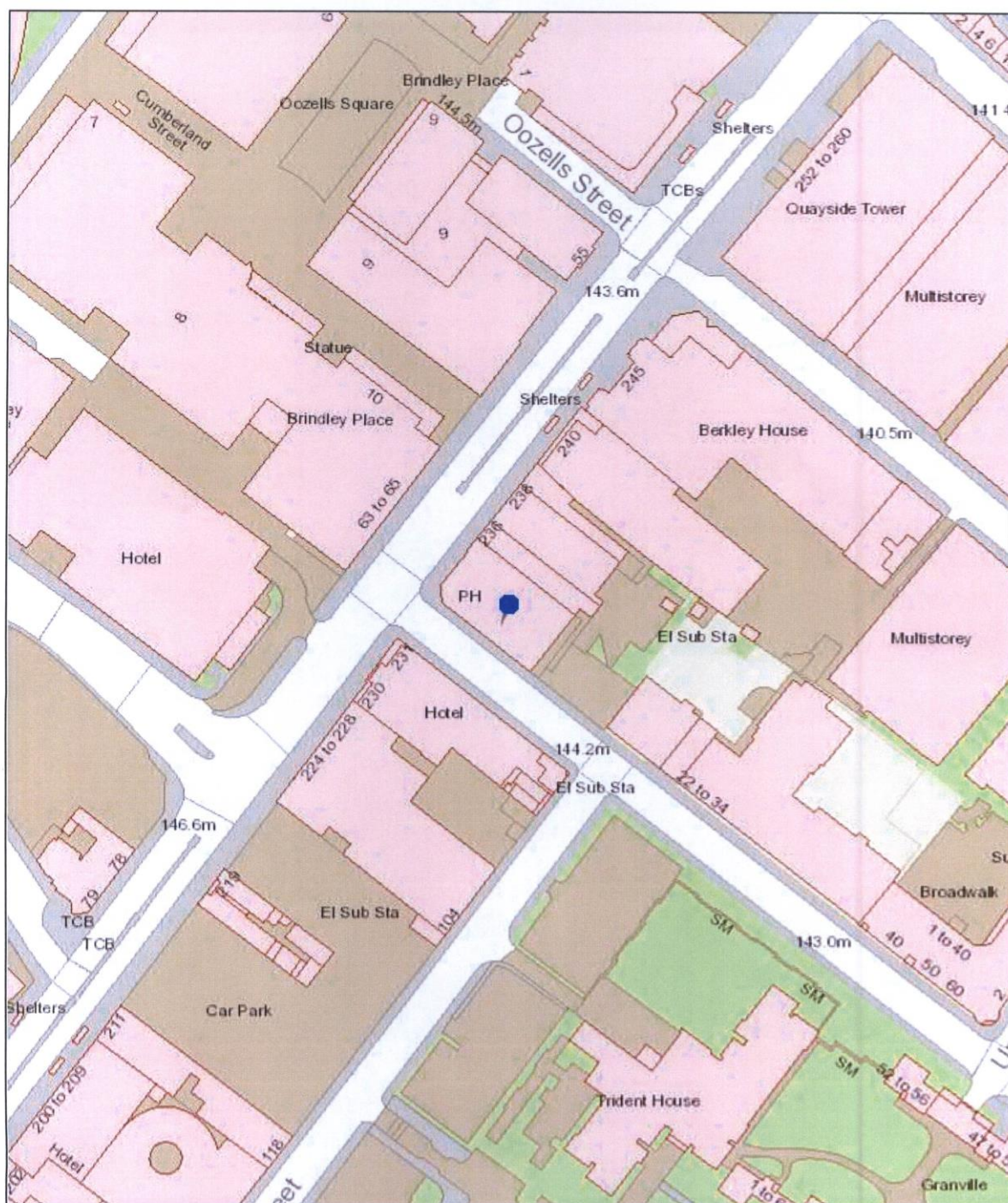


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