

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE A

MONDAY, 02 MARCH 2020 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 - 28

4 LICENSING ACT 2003 PREMISES LICENCE – GRANT PEPPERS CITY TAKEOUT, 161 LOZELLS ROAD, LOZELLS, BIRMINGHAM B19 2TP

Report of the Interim Assistant Director of Regulation & Enforcement.
N.B. Application scheduled to be heard at 09:30am.

29 - 54

5 GAMBLING ACT 2005 VARIATION OF A LICENSED PREMISES GAMING MACHINE PERMITRAVEN, HODGE HILL ROAD, STECHFORD, BIRMINGHAM, B34 6DR

Report of the Interim Assistant Director of Regulation and Enforcement.
N.B. Application scheduled to be heard at 11:00am.

6 **OTHER URGENT BUSINESS**

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

55 - 70

6A **JAM ROCK, 32 NEW JOHN STREET WEST, BIRMINGHAM, B19 3NB - LICENSING ACT 2003 - PREMISES LICENCE EXPEDITED REVIEW – INTERIM STEPS**

N.B. Application scheduled to be heard at 1300 hours.

Documents submitted.

- A. Certificate issued by West Midlands Police under Section 53A of the Licensing Act 2003
- B. Application for Review of Licence
- C. Copy of Premises Licence
- D. Location maps

West Midlands Police have applied for an expedited review of the premises licence in respect of Jam Rock, 32 New John Street West, Birmingham, B19 3NB. The application has been made under Section 53A of the Licensing Act 2003 (as amended) and has been accompanied by a certificate signed by a senior member of the force, stating that in their opinion the licensed premises have been associated with serious crime and disorder. (See A and B above)

In accordance with the regulations, the licensing authority has given the premises licence holder and responsible authorities a copy of the application for review and a copy of the certificate.

This hearing has been arranged in order to consider whether it is necessary to take any interim steps in respect of the licence pending the determination of the review. The Premises Licence is included at item C.

The interim steps that must be considered at the hearing are:

- Modification of the conditions of the premises licence;
- Exclusion of the sale of alcohol by retail from the scope of the licence;
- Removal of the designated premises supervisor from the licence;
- Suspension of the licence

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee A
Report of:	Interim Assistant Director of Regulation & Enforcement
Date of Meeting:	Monday 2nd March 2020
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Peppers City Takeout, 161 Lozells Road, Lozells, Birmingham B19 2TP
Ward affected:	Lozells
Contact Officer:	Shaid Yasser, Senior Licensing Officer 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:
<p>To consider representations that have been made in respect of an application for a Premises Licence which seeks to permit the provision of Late Night Refreshment, to operate indoors and outdoors, from 11:00pm until 2:00am (Monday to Sunday).</p> <p>Premises to remain open to the public from 11:00am until 2:00am (Monday to Sunday).</p>

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

3. Brief Summary of Report:
<p>An application for a Premises Licence was received on 8th January 2020 in respect of Peppers City Takeout, 161 Lozells Road, Lozells, Birmingham B19 2TP.</p> <p>Representations have been received from other persons.</p>

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

5. Relevant background/chronology of key events:

SSRN Supplies Ltd applied on 8th January 2020 for the grant of a Premises Licence for Peppers City Takeout, 161 Lozells Road, Lozells, Birmingham B19 2TP.

Representations have been received from other persons. See Appendices 1 - 4.

The application is attached at Appendix 5.

Site Location Plans at Appendix 6.

When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003. The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are:-

- a. The prevention of crime and disorder;
- b. Public safety;
- c. The prevention of public nuisance; and
- d. The protection of children from harm.

6. List of background documents:

Copies of the representations as detailed in Appendices 1 - 4
Application Form, Appendix 5
Site Location Plans, Appendix 6

7. Options available

To Grant the licence in accordance with the application.

To Reject the application.

To Grant the licence subject to conditions modified to such an extent as considered appropriate.

27/1/20
J Entered

From: Councillor Waseem Zaffar
Sent: 27 January 2020 14:56
To: Licensing
Cc: Emma Rohomon
Subject: 161 Lozells Road, Lozells, Birmingham B19

I am writing, in my capacity as Councillor for Lozells Ward, to formally object to the license application submitted to Birmingham City Council for the opening times of the above commercial premises. These commercial premises are located very close to residential housing and I feel, and have been advised by local residents too, that the premises opening into the early hours of the morning will impact negatively on the quality of life of the residents living close by on Frances Road and Carpenters Road as well as Lozells Road itself.

Therefore, I formally object on the grounds that the application in its current form, if approved, would have impact on our joint efforts for the prevention of crime and disorder, public safety and the prevention of public nuisance. These are matters that are regularly discussed at the Lozells Ward Forum with the overall aim of preventing crime and disorder a key objective within the Lozells Ward Plan.

I fully support businesses, in particular SME's which create jobs and welcome the business opening up in Lozells, but would strongly object to the application for opening hours until 2am.


May I please request that this matter is referred for a hearing at which I am able to provide representation for the people of Lozells.

Many thanks in advance.

Best wishes,

Waseem

Cllr. Waseem Zaffar MBE - Labour, Lozells.
 Cabinet Member - Transport & Environment

Birmingham City Council | Council House | Victoria Square | Birmingham | B1 1BB


- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance

22/1/2020
Entered J.

From:
Sent: 22 January 2020 10:16
To: Licensing; waseem.zaffar
Subject: 161 Lozells Road, Lozells, B19 2TP

To whom it may concern,

I live at Lozells Road, and I object to the extended opening times for this restaurant to 2.00am as it will cause disturbances for me and my young family. I cannot understand why you would want to be open so late in a residential neighbourhood. The people who operate these businesses can afford to live in quieter neighbourhoods and we are trying to create one, this if granted will not help Lozells.

Lozells has changed for the better over the years and this late opening will cause issues for all the local residents people passing through our neighbourhood at all hours of the morning. There are ample places which are open late and there is no need for this.

We are really concerned about this and are happy for it to be till 11.00pm which is respectable.

Many thanks

Sent from Yahoo Mail on Android

27/1/20
Entered

From: Councillor Waseem Zaffar
Sent: 27 January 2020 14:46
To: Licensing
Cc:
Subject: FW: 161 Lozells Road, B19 2TP

Please can this objection from a local resident be noted.

Best wishes,

Waseem

Cllr. Waseem Zaffar MBE - Labour, Lozells Cabinet Member - Transport & Environment

Birmingham City Council | Council House | Victoria Square | Birmingham | B1 1BB B 0121 303 7233 waseem.zaffar

-----Original Message-----

From:
Sent: 20 January 2020 13:45
To: Councillor Waseem Zaffar <Waseem.Zaffar>
Subject: 161 Lozells Road, B19 2TP

Hi Cllr Zaffar

I write regards the recent planning application from 161 Lozells Road, Birmingham, B19 2TP trading as Peppers who have applied for extended opening times from 11.00am to 2.00am.

Me and my family who live on [redacted] are full against this as it will add to the issues we already have with parking and noise and the added rubbish it will bring. They have left their rubbish out in the street for ages and this somehow ended up in Shropshire was not a good sign to start off with plus we already have a number of fast food outlets on the same road which is open till 3am and I don't see the need for another in the residential area.

We are working hard to create a harmonious neighbourhood where working class people can have a decent nights sleep without having to worry about people coming in and out of a food shop in the early hours 7 days a week and disturbing them.

I hope you can support us in this matter.

Road

Entered @ 5/2/20

From:
Sent: 05 February 2020 11:11
To: Licensing; Councillor Waseem Zaffar
Subject: Objection to 161 Lozells Road.

To whom it may concern and Cllr Zaffar,

I live [redacted] Lozells Road, [redacted] new food shop SRN supplies limited trading as peppers
on 161 Lozells Road.

I object against their application for a licence for extended hours till 2.00am as my young family will be disturbed by the noise and parking issues. It has been open 2 days and the bins are overflowing and the main road parking is already an issue. We are families who work early and have school run and need a level at peace during the early hours of the morning.

I hope this is not granted as we have a few restaurants in Lozells already opened till the early hours, there is no need for another one in a highly residential area.

Sent from my iPhone



Birmingham
Application for a premises licence
Licensing Act 2003

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

* required information

Section 1 of 21

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	<input type="text" value="Mohammed"/>	<input type="text" value="03 JAN 2020"/>
* Family name	<input type="text" value="Shakeeb"/>	<input type="text" value=""/>
* E-mail	<input type="text" value=""/>	<input type="text" value=""/>
Main telephone number	<input type="text" value=""/>	<input type="text" value="INITIALS"/> <input type="text" value="Include country code"/>
Other telephone number	<input type="text" value=""/>	

☒ 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

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

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

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

Business name If your business is registered, use its registered name.

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

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

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 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Continued from previous page...

Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth

/ /
dd mm yyyy

* Nationality

Documents that demonstrate entitlement to work in the UK

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?

/ /
dd mm yyyy

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

/ /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

Fast Food Restaurant providing both dine in and take out service to customers situated on the main Lozells Rd.

Section 3 of 21	
APPLICATION DETAILS	
In what capacity are you applying for the premises licence?	
<input type="checkbox"/> An individual or individuals <input checked="" type="checkbox"/> A limited company / limited liability partnership <input type="checkbox"/> A partnership (other than limited liability) <input type="checkbox"/> An unincorporated association <input type="checkbox"/> Other (for example a statutory corporation) <input type="checkbox"/> A recognised club <input type="checkbox"/> A charity <input type="checkbox"/> The proprietor of an educational establishment <input type="checkbox"/> A health service body <input type="checkbox"/> A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales <input type="checkbox"/> A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England <input type="checkbox"/> The chief officer of police of a police force in England and Wales	
Confirm The Following	
<input checked="" type="checkbox"/> I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities <input type="checkbox"/> I am making the application pursuant to a statutory function <input type="checkbox"/> I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative	
Section 4 of 21	
NON INDIVIDUAL APPLICANTS	
Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.	
Non Individual Applicant's Name	
Name	SSRN Supplies Ltd
Details	
Registered number (where applicable)	11566687
Description of applicant (for example partnership, company, unincorporated association etc)	

Continued from previous page...

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

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PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes

☒ No

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PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

☐ Yes

☒ No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes

☒ No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes

☒ No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

☐ Yes

☒ No

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

☐ Yes

☒ No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

Continued from previous page...

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

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes

☒ No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

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

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the provision of late night refreshment take place indoors or outdoors or both?

☐ Indoors

☐ Outdoors

☒ Both

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

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

Late night sales of hot food and refreshment for both dine-in and take out customers.

State any seasonal variations

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

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

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

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☐ Yes

☒ No

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

☒ Electronically, by the proposed designated premises supervisor

☐ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Continued from previous page...

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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

Not Applicable

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

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

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

Continued from previous page...

Not Applicable

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

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

Not Applicable

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LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

CCTV
Fire Safety
Litter Bins
Unsupervised under 18's not allowed during Licensed hours.

b) The prevention of crime and disorder

Install Security Cameras and contact relevant authorities immediately upon the commission of any crime or disorder.

c) Public safety

Overcrowding not likely but in the event it happens we would control numbers entering the premises. Fire extinguishers and first aid kit is always available on site in case of accidental injury or fire etc. Fire exits clearly sign posted.

d) The prevention of public nuisance

2 large litter bins provided on premises, and regular litter collection from dining area by staff, as well as the fact that the extractor fan has relevant silencing and odour control capability installed and eliminated any smoke the cooking generates.

e) The protection of children from harm

Any child under the age of 18 not accompanied by an adult not be allowed on the premises after 11pm. Train staff in maintaining awareness of any suspicious circumstances relating to children that are accompanied by adults and contacting the police immediately if any situation highlighting potential harm to children is identified.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/Immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at <https://www.tax.service.gov.uk/business-rates-find/search>

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00*

Band E - £125001 and over - £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 - £1,000.00

Capacity 10000-14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

* Fee amount (£)

190.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE

- * ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15).

THE DPS NAMED IN THIS APPLICATION FORM IS ENTITLED TO WORK IN THE UK (AND IS NOT SUBJECT TO CONDITIONS

- * PREVENTING HIM OR HER FROM DOING WORK RELATING TO A LICENSABLE ACTIVITY) AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

☒ 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

Mohammed Shakeeb

* Capacity

Owner

* Date

05 / 12 / 2020
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

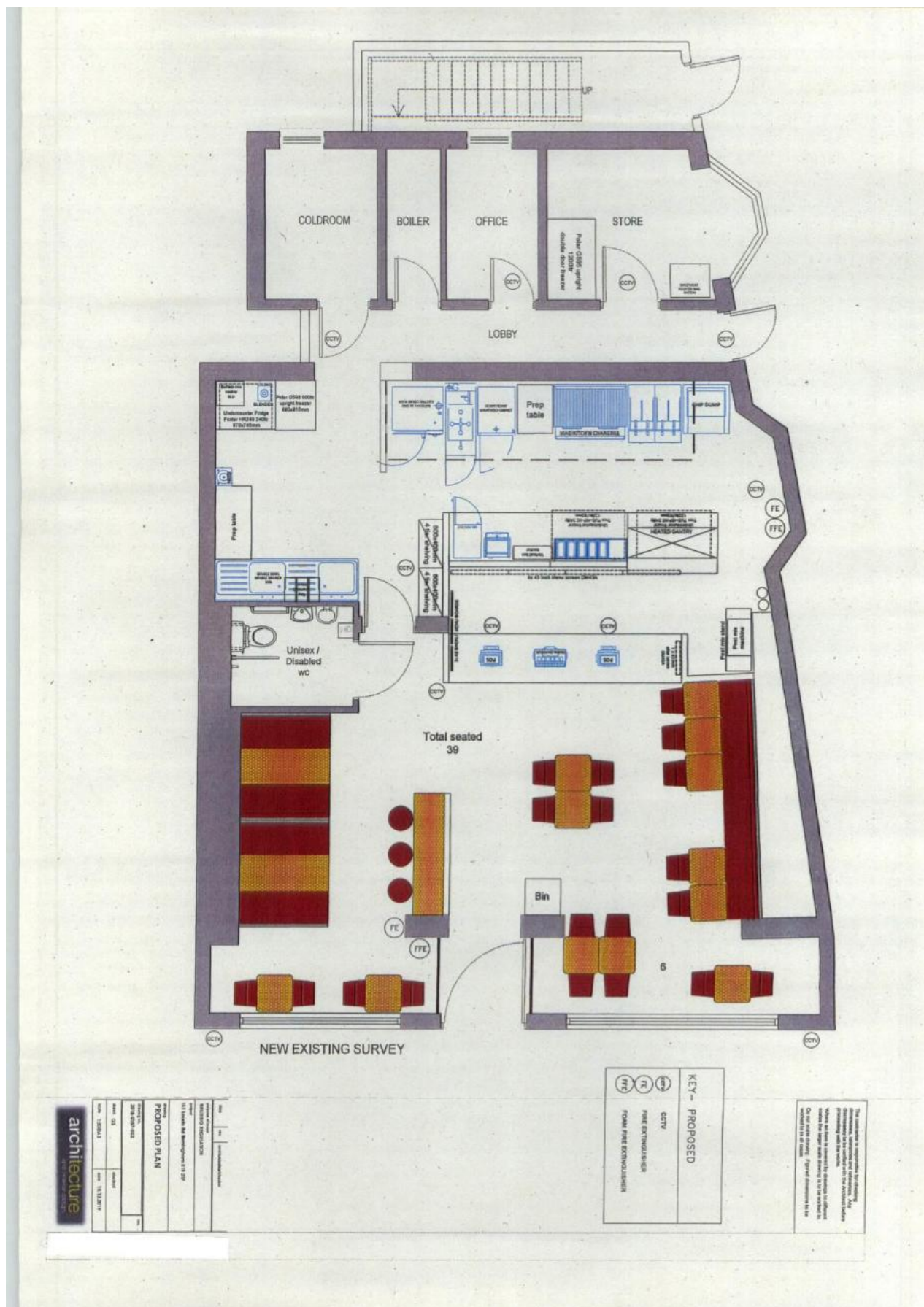
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/birmingham/apply-1> to upload this file and continue with your application.

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

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY	
Applicant reference number	PEPPERS B19
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 Next >	





Birmingham
City Council

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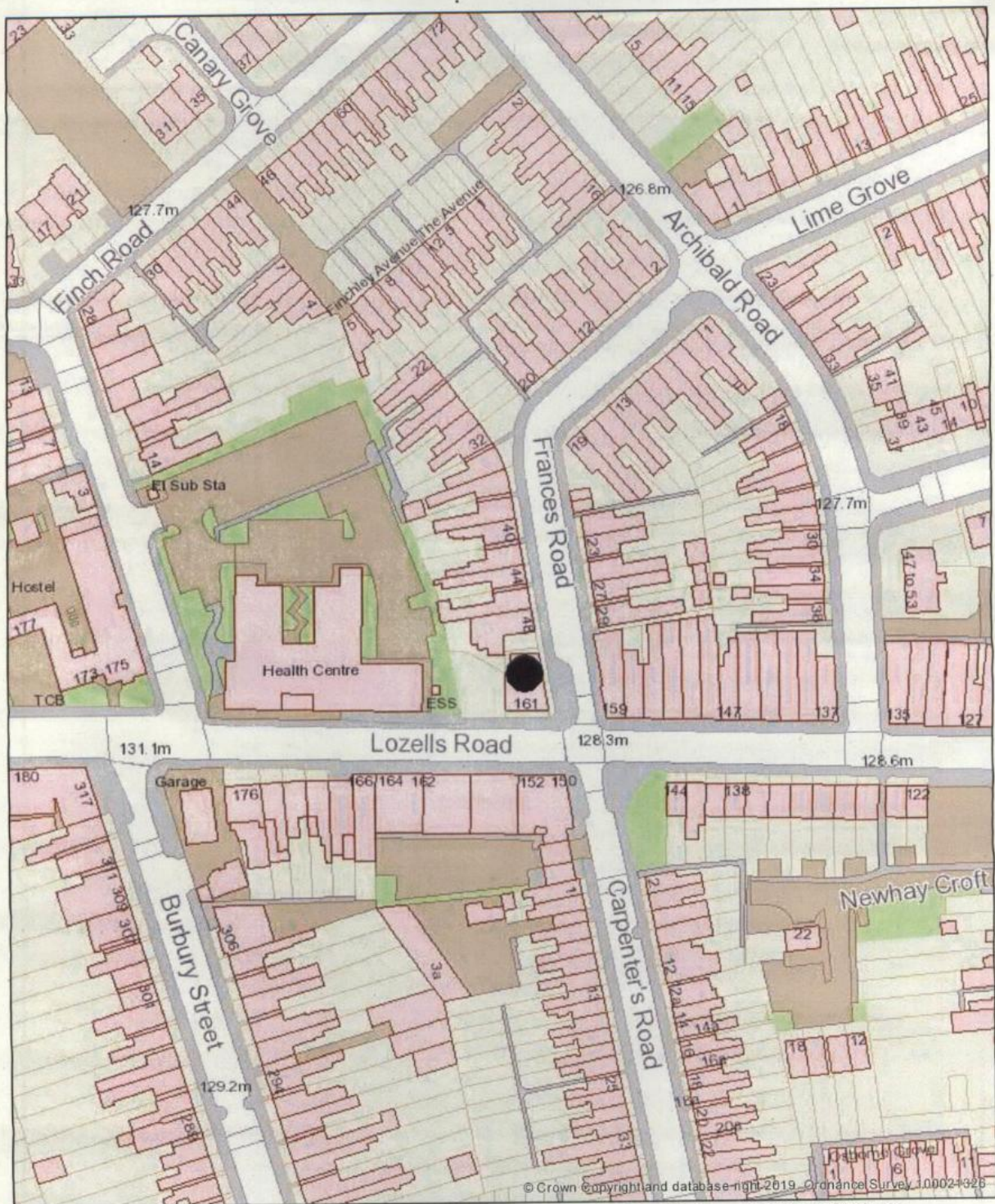
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Report to:	Licensing Sub Committee A
Report of:	Interim Assistant Director of Regulation & Enforcement
Date of Meeting:	Monday 2nd March 2020
Subject:	Gambling Act 2005 Variation of a Licensed Premises Gaming Machine Permit
Premises	Raven, Hodge Hill Road, Stechford, Birmingham, B34 6DR
Ward affected:	Bromford and Hodge Hill
Contact Officer:	Shaid Yasser, Senior Licensing Officer, 0121 303 9896 licensing@birmingham.gov.uk

1. Purpose of report:

Officers have delegated authority to grant Permits in respect of up to 4 Licensed Premises Gaming Machines, Category C & D in an Alcohol Licensed Premises. This application seeks to have permission to operate 5 Category C Gaming Machines.

2. Recommendation:

The Sub Committee is requested to consider an application to operate a total of 5 Gaming Machines on an Alcohol Licensed premises.

3. Brief Summary of Report:

An application for the variation of a Licensed Premises Gaming Machine Permit was received on 16th January 2020.

4. Compliance Issues:

4.1 Consistency with relevant Council Policies, Plans or Strategies:

The report complies with the City Council's Statement of Licensing Principles 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>Star Pubs & Bars Limited submitted an application for the variation of a Licensed Premises Gaming Machine Permit on 16th January 2020 for the Raven, Hodge Hill Road, Stechford, Birmingham, B34 6DR.</p> <p>The application, including supporting documents, is attached at Appendix 1.</p> <p>Birmingham City Council Licensing Enforcement visited the premises and confirmed that they object to the application. Their confirmation is attached at Appendix 2.</p> <p>The premises have the benefit of a current Gaming Machine Permit issued under the Gambling Act 2005, which permits 4 Category C machines. See attached Appendix 3.</p> <p>Gaming Machine Categories by maximum stake and maximum prizes available, see attached Appendix 4.</p> <p>Site Location Plans at Appendix 5.</p> <p>Where an application for a licensed gaming machine permit is made, the licensing authority shall consider it having regard to the licensing objectives, any relevant guidance issued by the Commission under section 25 and such other matters as they think relevant.</p> <p>The licensing objectives are:</p> <ul style="list-style-type: none"> a. Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime. b. Ensuring that Gambling is conducted in a fair and open way c. Protecting Children and other vulnerable persons from being harmed or exploited by gambling.
<p>6. List of background documents:</p> <p>Application Form, Appendix 1 Birmingham City Council Licensing Enforcement confirmation, Appendix 2 Current Gaming Machine Permit, Appendix 3 Gaming Machine Categories, Appendix 4 Site Location Plans, Appendix 5</p>
<p>7. Options available</p> <ul style="list-style-type: none"> a) Grant the application b) Refuse the application c) Grant the application in respect of; <ul style="list-style-type: none"> (i) A smaller number of machines than is specified in the application (ii) A different category of machines from that specified in the application, or (iii) both

**NOTIFICATION OF 2 OR LESS GAMING MACHINES or
GAMING MACHINE PERMIT APPLICATIONS (i.e. for greater than 2 machines) for:
CONVERSION / NEW / VARIATION / TRANSFER
(FOR USE BY PREMISES LICENSED TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE PREMISES)**

Please refer to guidance notes at the back of this form before completing

To: Birmingham City Council	REGULATION 8 FORM LICENSING SECTION DATE RECEIVED 13 JAN 2020
SECTION A – What do you want to do?	
1. Please indicate what you would like to do	REF NO. <u>129500</u> INITIALS <u>KCC</u>
a) Notify licensing authority that you intend to provide up to a maximum total of 2 gaming machines category C and / or D (if you choose this option then please complete sections D and E)	<input type="checkbox"/>
b) Apply to convert an existing Section 34 permit issued under the Gaming Act 1968, into a licensed premises gaming machine permit (i.e. for more than 2 gaming machines) (if you choose this option then please complete sections B, D and E)	<input type="checkbox"/>
c) Apply for a new licensed premises gaming machine permit (if you choose this option then please complete sections B, D and E)	<input type="checkbox"/>
d) Apply to vary an existing licensed premises gaming machine permit (if you choose this option then please complete sections B, D and E)	<input checked="" type="checkbox"/>
e) Apply to transfer an existing licensed premises gaming machine permit (if you choose this option then please complete sections C, D and E)	<input type="checkbox"/>

SECTION B – Application for grant (includes conversion, new and variation applications)

2. How many gaming machines are you currently authorised to provide and if this is a new or variation application, how many do you wish to provide? (please complete the boxes in the table)

Category Machine	Number Currently Authorised to Provide	Number Wish to Provide (New or Variation)
C	4	5
D	0	0
Total	4	5

3. If you are currently authorised to provide more than 2 machines, please provide your existing Section 34 Gaming Act 1968 permit, or provide reasons stating why it cannot be provided.

Existing permit provided*

(reasons why existing permit cannot be provided)

***Please keep a copy of your existing permit on the premises to which it relates.**

GAMING MACHINE PERMIT APPLICATIONS (i.e. for greater than 2 machines) for:
CONVERSION / NEW / VARIATION / TRANSFER
(FOR USE BY PREMISES LICENSED TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE PREMISES)

Section C – Application for permit transfer (i.e. where a transfer has been requested for the Licensing Act 2003 premises licence)

4. Name of person requesting the transfer
5. Confirmation that an application to transfer the relevant Licensing Act 2003 Premises Licence has been:
- Requested ☒
- Granted ☐
6. Please provide your existing permit, or provide reasons stating why it cannot be provided
- Existing permit provided
- Reasons why existing permit cannot be provided

Section D – General Information

7. Name of Premises Raven
8. Address of Premises Hodge Hill Road
Stechford
Birmingham
B34 6DR
9. Telephone number of Premises
10. Name of existing Premises Licence holder Star Pubs & Bars Limited
11. Address of Premises Licence holder 3-4 Broadway Park
South Gyle Broadway
Edinburgh
EH12 9JZ
12. Name, address, telephone and e-mail of agent
(e.g. solicitor) if submitted on behalf of the applicant
George Domleo
Flint Bishop LLP
St. Michael's Court
St. Michael's Lane
Derby, DE1 3HQ
13. Licensing Act 2003 Premises Licence Reference 1994/ 4

**NOTIFICATION OF 2 OR LESS GAMING MACHINES or
GAMING MACHINE PERMIT APPLICATIONS (i.e. for greater than 2 machines) for:
CONVERSION / NEW / VARIATION / TRANSFER**

(FOR USE BY PREMISES LICENSED TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE PREMISES)

Section E – Fee and Signature(s)

I enclose a sum of (£100)



I understand that I must comply with the Gaming Machine Code of Practice for Alcohol Licensed Premise Permits and Permissions issued by the Gambling Commission. **(see guidance note 8)**

Please note: It is an offence under section 342 of the Gambling Act 2005 if a person, without reasonable excuse, gives to a licensing authority for a purpose connected with that Act information which is false or misleading.

Dated.....14th January 2020.....

Signed..... Flint Bishop.
(by or on behalf of Licensing Act 2003 Premises Licence holder)

Print Name...Flint Bishop LLP – Solicitors for and on behalf of applicant.....

Official Use Only

Date of receipt:

Signature and name of staff who received:

Date of receipt of fee:

Signature and name of staff who received fee:

Application accepted / returned (please delete as appropriate)

Date of premises licence (Licensing Act 2003) transfer (if applicable):

From: George Domleo
Sent: 13 February 2020 15:00
To: Bhapinder Nandhra
Cc: Licensing
Subject: RE: Licensing Premises Gaming Machine Permit Application RE: The Raven - Hodge Hill Road
Attachments: LPGMP Variation (5th AWP) - Submitted.pdf; Raven, Birmingham - Location of Gaming Machines.jpg; Raven, Birmingham - Responsible Gambling Week.jpg; Raven, Birmingham - No Under 18 Digital Display.jpg

Dear Bhapinder

Thanks for your email and apologies for the late reply.

I can confirm that our client wishes to proceed with the application.

In order to assist the committee in determining our application please find attached the following:-

- Plan showing the location of the gaming machines, including the proposed location of the 5th machine – 3 of the machines are clearly visible from the bar servery and whilst the other 2 machines are not clearly visible from the bar servery are all regularly monitored by staff members at regular intervals
- Responsible Gambling and Age Verification messages – all existing gaming machines and the proposed 5th machine are digital and display No Under 18 signs in start-up mode and periodically throughout game play

The following should also be of interest to the committee:-

- The existing LPGMP was issued on 13 January 2009 and permits 4 Category C or D machines
- The premises operates as a community local offering a quality selection of alcoholic and non-alcoholic drinks along with a substantial food offering
- With it being a family friendly premises the only restrictions on children access is that under 16s must be accompanied by an adult at all times and they are not permitted in the area immediately adjacent to the bar servery meaning the areas where the gaming machines are located
- The Premises Licence Holder, Star Pubs & Bars Limited, is a subsidiary of Heineken UK and have held the Premises Licence since August 2015. Heineken take their responsibilities under the Gambling Act 2005 very seriously
- Procedures are in place for staff members who are trained upon commencement of their employment at the premises to check the age of those playing the machines if they appear underage and to only accept identification which contains a photograph from which the individual can be identified, states the individual's date of birth, is valid and is legible and has no visible signs of tampering or reproduction. Staff are aware that should they have any concerns of the age of the individual playing the gaming machine to notify the DPS or manager on duty immediately
- We are not aware of any issues with the premises from trading with the existing 4 gaming machines so submit there is no evidence that the addition of a 5th gaming machine will undermine the licensing objectives

The above measures which are already in place demonstrate how the 3 licensing objectives are currently being promoted and how this will continue with the addition of a 5th machine. In response to the objection from your Licensing Enforcement Officer, I disagree that there is insufficient floor space to accommodate a 5th machine given the attached location of the machines shows there is adequate space. Furthermore, I am unsure as to which licensing objective the second part of the officer's objection falls under regarding the 4 machines not being used at the time of their visit.

Thank you again for your assistance in this matter and please let me know once a committee hearing is scheduled.

Kind regards

George

George Domleo
Associate
Licensing

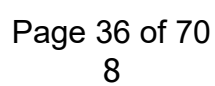
Flint Bishop LLP St. Michael's Court, St. Michael's Lane, Derby, DE1 3HQ

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From: Dot Finegan
Sent: 28 January 2020 13:18
To: Arvinder Layal
Subject: The Raven - Hodge Hill Road

Arvi

I can confirm on 23/1/20 @ 21.20 hours I carried out an inspection at the aforementioned premises in respect of the variation application to increase cat C machines from 4 to 5. The inspection was conducted in company with the manager Julie Neal and Officer Sharon Watts.

I am objecting to this application as there is insufficient floor space to accommodate a 5th machine and the machines already in situ were not being used at the time of the inspection even though the premises were quite busy.

Dot Finegan
Licensing Enforcement Officer
Birmingham City Council Licensing Enforcement
Address: Birmingham City Council, Licensing Section, P.O. Box 17013, Birmingham, B6 9ES
Website: www.birmingham.gov.uk/licensing Twitter: @BCCLicensing

"Locally accountable and responsive fair regulation for all - achieving a safe, healthy, clean, green and fair trading city for residents, business and visitors"

BIRMINGHAM CITY COUNCIL

This form is prescribed by regulation 4 of the Gambling Act 2005 (Licensed Premises Gaming Machine Permits) (England and Wales) Regulations 2007

Licensed Premises Gaming Machine Permit

No: 77 / 5

This licensed premises gaming machine permit authorises:

Star Pubs & Bars Limited

to make gaming machines, of the category and number specified below, available for use on the following premises

Raven, Hodge Hill Road, Stechford, Birmingham, B34 6DR

Number of Category C Gaming Machines authorised by this permit: **4**

Number of Category D Gaming Machines authorised by this permit: **0**

Date on which this permit takes effect or is renewed:

22/10/2015

This permit is issued by:

Birmingham City Council

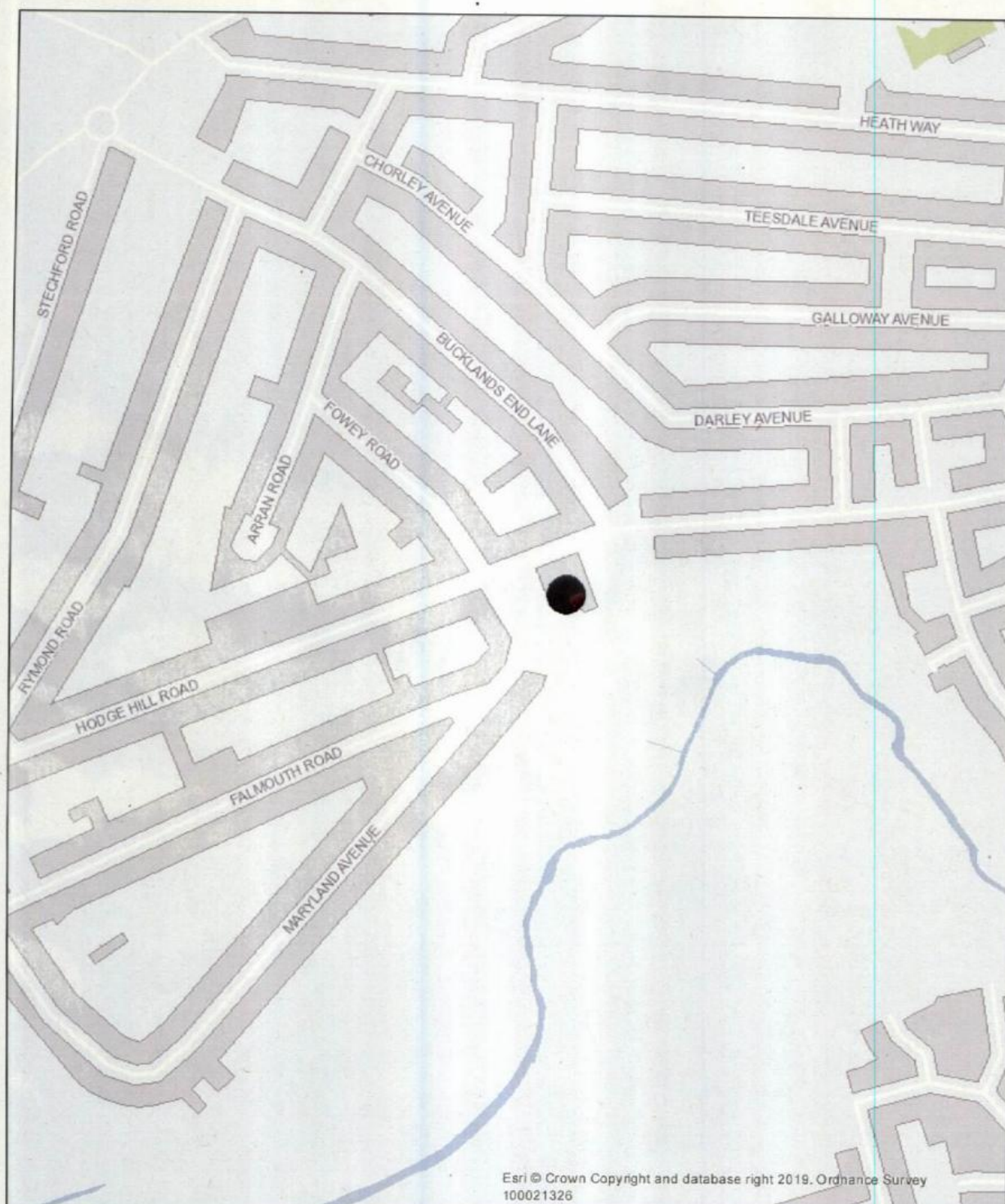
**Licensing Section, Crystal Court, Aston Cross Business Village,
50 Rocky Lane, Aston, Birmingham, B6 5RQ**

Licensing Section, Crystal Court, Aston Cross Business Village, 50 Rocky Lane, Aston, Birmingham, B6 5RQ

Gaming Machines (Fruit Machine, Slot Machine) Categories**Summary of gaming machine categories and entitlements**

Category of machine	Maximum stake (from April 2019)	Maximum prize (from Jan 2014)
A	Unlimited – No category A gaming machines are currently permitted	
B1	£5	£10,000*
B2	£2	£500
B3A	£2	£500
B3	£2	£500
B4	£2	£400
C	£1	£100
D – non-money prize	30p	£8
D – non-money prize (crane grab machines only)	£1	£50
D – money prize	10p	£5
D – combined money and non-money prize	10p	£8 (of which no more than £5 may be a money prize)
D – combined money and non-money prize (coin pusher or penny falls machines only)	20p	£20 (of which no more than £10 may be a money prize)

* With option of max £20,000 linked progressive jackpot on premises basis only



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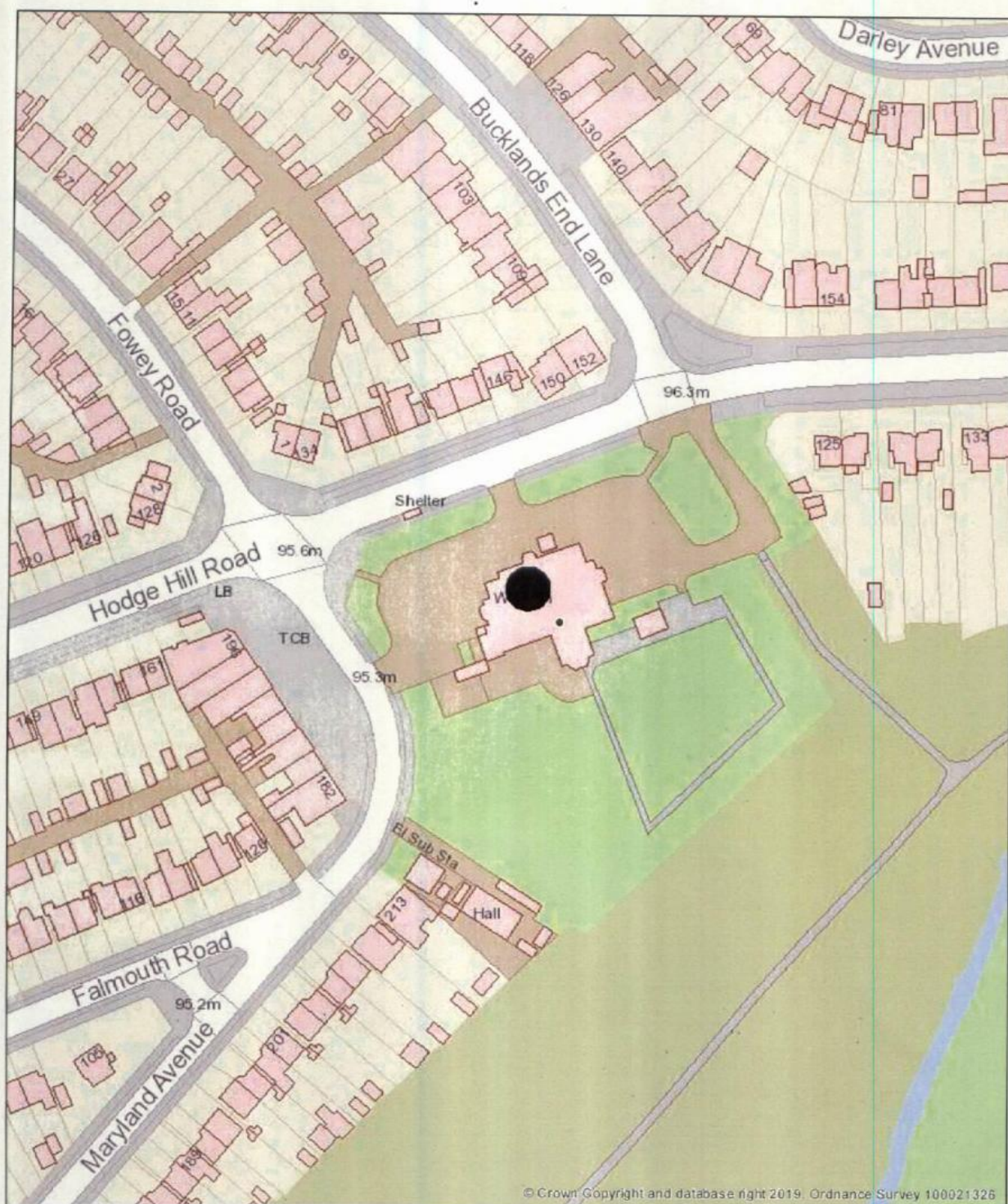
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Raven – Supporting Documents

BIRMINGHAM CITY COUNCIL



LICENSING ACT 2003 PREMISES LICENCE SUMMARY

Premises Licence Number:

1994 / 5

Premises details:

Postal address of premises, or if none, ordnance survey map reference or description

Raven
Hodge Hill Road
Stechford

Post town:

Birmingham

Post Code:

B34 6DR

Telephone Number:

Not Specified

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

- | | |
|----|--|
| B | Films |
| E | Live music |
| F | Recorded music |
| 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

Monday – Wednesday	11:00	-	00:00	B, E, F, H, M3
	23:00	-	01:00	L
Thursday – Saturday	11:00	-	01:00	B, E, F, H, M3
	23:00	-	02:00	L
Sunday	12:00	-	00:00	B, E, F, H, M3
	23:00	-	01:00	L

An additional hour into the following morning every Friday, Saturday, Sunday & Monday of each statutory Bank Holiday weekend, the Thursday preceding Good Friday & Christmas Eve.

An additional hour into the following morning every St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to 7 days notice to the Police.

New Year's Eve – from the end of permitted hours to the commencement of permitted hours New Year's Day

Reference: 112214

Page 1 of 2

Page 1 of 2

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

BIRMINGHAM CITY COUNCIL

On occasions of local, national or international significance or for charity events, limited to 12 per year, the finish time will be extended by 1 hour subject to 14 days' notice (7 days' notice in respect of activities B & L) to, & agreement with the police.
On the commencement of British Summer Time a further additional hour to the standard permitted times.

The opening hours of the premises

Sunday – Wednesday	08:00	-	01:00
Thursday – Saturday	08:00	-	02:00

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

Name, (registered) address of holder of premises licence

Star Pubs & Bars Limited
3 - 4 Broadway Park
South Gyle Broadway

Post town:

Edinburgh

Post Code:

EH12 9JZ

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

SC250925

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Robert Evans

State whether access to the premises by children is restricted or prohibited

Persons under the age of 16 must be supervised by an accompanying adult at all times.
Persons under the age of 16 are not permitted in the area immediately adjacent to the bar server.

The offence provisions of the Licensing Act 2003 (ss 145 – 153) apply to the premises.

Dated: 29/08/2019

SHAID YASSER
Senior Licensing Officer
For Director of Regulation and Enforcement

Reference: 112214

Page 2 of 2

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

BIRMINGHAM CITY COUNCIL



LICENSING ACT 2003

PREMISES LICENCE

Premises Licence Number:

1994 / 5

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description

Raven
Hodge Hill Road
Stechford

Post town:

Birmingham

Post Code:

B34 6DR

Telephone Number:

Not Specified

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

B	Films
E	Live music
F	Recorded music
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

Monday – Wednesday	11:00 - 00:00	B, E, F, H, M3
	23:00 - 01:00	L
Thursday – Saturday	11:00 - 01:00	B, E, F, H, M3
	23:00 - 02:00	L
Sunday	12:00 - 00:00	B, E, F, H, M3

An additional hour into the following morning every Friday, Saturday, Sunday & Monday of each Statutory Bank Holiday weekend, the Thursday preceding Good Friday & Christmas Eve.

An additional hour into the following morning every St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to 7 days' notice to the Police.

New Year's Eve – from the end of permitted hours to the commencement of permitted hours New Year's Day

BIRMINGHAM CITY COUNCIL

On occasions of local, national or international significance or for charity events, limited to 12 per year, the finish time will be extended by 1 hour subject to 14 days' notice (7 days' notice in respect of activities B & L) to, & agreement with the police.

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

The opening hours of the premises

Sunday - Wednesday	08:00	-	01:00
Thursday - Saturday	08:00	-	02:00

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 Star Pubs & Bars Limited 3 - 4 Broadway Park South Gyle Broadway	
Post town: Edinburgh	Post Code: EH12 9JZ
Telephone Number: 0131 528 1000	
Email N/A	
Registered number of holder for example company number or charity number (where applicable) SC250925	
Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Robert Evans	
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 CV215000182	Issuing Authority COVENTRY CITY COUNCIL

Dated 29/08/2019

SHAID YASSER
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. (3) Where

BIRMINGHAM CITY COUNCIL

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

- No adult entertainment or services are permitted on the premises, with the exception of AWP machines.
- Regulated entertainment is permitted to take place inside the premises only.
- The exhibition of films to be limited to the use of video jukebox and occasional karaoke only.
- The licensee will ensure the premises respect Spirit Group's Approach to Responsible Drinking.

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

- If a disk jockey is used on any night at the premises, then he/she will ask patrons to leave the premises quietly.
- The licensee shall ensure that all instances of crime and disorder are reported to the police and an incident log book will be kept and maintained on the premises.
- When door staff are used on the premises they will be Security Industry Authority (SIA) approved and operate in accordance with the Security Industry guidelines.
- The licensee shall ensure a zero tolerance towards illegal drugs will be enforced at all times on the premises.

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

- Occupancy figures will be no more than stated on the latest Meridian Fire Risk Assessment, which is available for inspection upon request.

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

- The licensee shall ensure additional patrols are carried out by members of staff, internally and externally, to limit any noise pollution when entertainment is being offered within the premises.
- Notices will be displayed on the premises, asking customers to respect local residents when leaving the premises.
- Soft drinks and non-alcoholic refreshment will be available during any extended period between the cessation of the supply of alcohol and the closure of the premises.

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

- Whenever children are permitted on the premises, any entertainment offered within the premises will be suitable for persons of that age.
- Persons under the age of 16 must be supervised by an accompanying adult at all times.
- Soft drinks and non-alcoholic drinks will be available.
- Persons under the age of 18 are not permitted to play on Section 34 permitted AWP machines.
- Persons under the age of 16 are not permitted in the area immediately adjacent to the bar servery.

BIRMINGHAM CITY COUNCIL

Page 7 of 8

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

The drinking-up time shall be limited to thirty minutes.

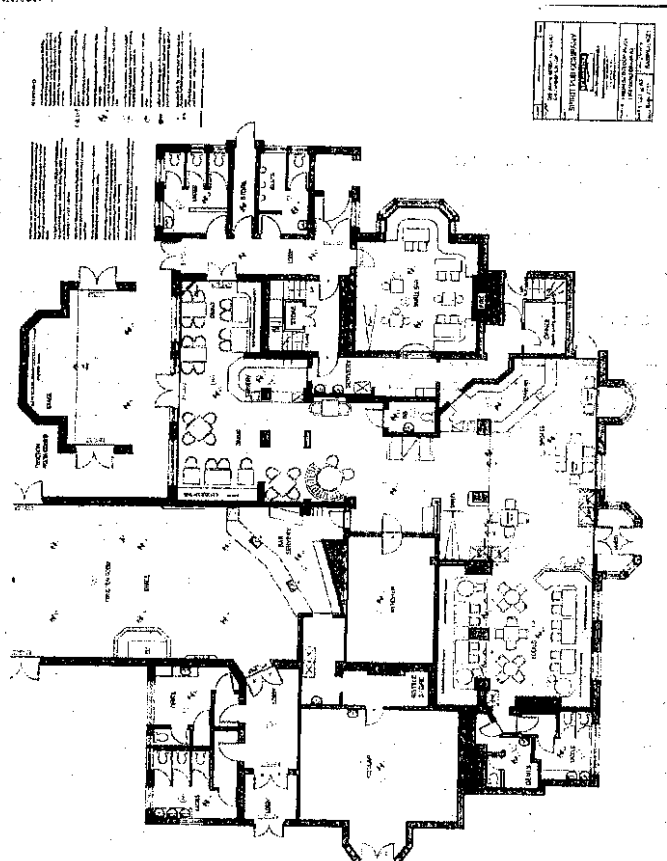
The licensee shall use their best endeavours to agree with specific taxi companies that their drivers be instructed to enter the premises to collect passengers at all times or contact clients by telephone and not to sound car horns unnecessarily.

The Licensee shall erect prominent, clear and legible signage inside the premises requesting patrons to be considerate of local residents when leaving the premises.

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

N/A

Annex 4 – Plans



Our Ref: AX/ G/

Email:

FAX NUMBER

31 January 2020

Dear

Use of Gaming Machines by persons under the age of eighteen

As you may know we are the Licensing Solicitors for Star Pubs & Bars Limited & Punch Partnerships (PTL) Limited.

You may also appreciate that the Premises Licence for your pub is held by Punch Partnerships (PTL) Limited. As a responsible Licence Holder it is felt necessary to take steps to ensure that Gaming Machines are not being played by persons under the age of eighteen and for that purpose Punch Partnerships (PTL) Limited have engaged Serve Legal to carry out an exercise to ensure that persons who appear to be under the age of eighteen are being properly challenged by either you or your staff.

I am sorry to say that as part of that operation your premises failed this test purchase on 04/10/2019 and a proper challenge was not made when an attempt to use the Gaming Machines was made by somebody who whilst over eighteen appears under eighteen.

As such, Punch Partnerships (PTL) Limited is not satisfied that sufficiently robust procedures are in force at your premises.

As an immediate action we require that you address this with all members of staff to ensure that they are aware of the legal requirements. To aid you in this we enclose with this letter the following: -

1. Gambling Commission – Guide to Gaming Machines in Pubs
2. Relevant signage to display in the vicinity of the machines
3. Incident log – for recording refusal of use of the machines

On your next business review meeting your BDM will be following up to ensure this training has been completed.

Allowing persons who are under the age of eighteen to use your gaming machines renders you and your staff liable to prosecution and the

Premises Licence is placed in danger. It is essential that proper safeguards are put in place to ensure that this does not take place.

Please also note that according to your agreement with Star Pubs and Bars Ltd you are obliged to ensure that the Premises Licence is not prejudiced in any way.

Your agreement may be terminated by Star Pubs and Bars Ltd where you are found to be in breach of your obligations, unless you can demonstrate a marked improvement in your standards of operating. Please be aware that should another failure occur, further action may be taken.

A further test purchase will take place in the future.

You should check your premises licence in order to remind yourself of the conditions contained within it, paying particular attention to those conditions relating to children and any Age Verification policy that you may be required to have in place to comply with your licence.

If you do not have a copy of your premises licence then please contact us immediately to obtain one.

If you have any queries about anything raised in this letter please do not hesitate to your BDM on

Yours sincerely

Flint Bishop LLP

6A

West Midlands Police

CERTIFICATE UNDER SECTION 53A (1)(B) OF THE LICENSING ACT 2003

I hereby certify that in my opinion the premises described below are associated with serious crime and disorder

Premises: Jam Rock

Premise Licence Number: 4911

Premise Licence Holder: Mr Rohan McKenzie

Designated Premise Supervisor: Mr Rohan McKenzie

I am a Superintendent in West Midlands Police.

I am giving this certificate because I am in the opinion that the procedures under the Licensing Act are inappropriate in this case because the standard review procedures are thought to be inappropriate due to the seriousness of the crime, and the serious management failings of the premises concerned.

The seriousness of the crime being committed warrant the use of this power. I have considered the use of the normal review procedure but I do not feel this would be appropriate in these circumstances due to the above reasons, and the fact that to maintain the licensing objective of preventing crime and disorder the normal review procedure would not be sufficient.

The severity of the incidents is a matter that needs to be brought to the attention of the Licensing Committee immediately.

The concern of West Midlands Police is that if steps are not taken to consider the running of these premises they will continue to be used in the manner in which they were discovered on the 23rd February 2020. I am conscious of the guidance on the use of "Expedited Reviews" and given the emphasis that is given to use of this power to tackle serious crime and disorder, my feelings that this process is deemed appropriate are further enforced.

Signed



SUPT 1218 GREEN 28/2/20

6B



PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing the form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary

I - Superintendent Ian Green

(on behalf of) the chief officer of Police for the West Midlands Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003

1. Premises details: **Jam Rock**
32 New John Street West

Postal address of premises, (or if none or not known, ordinance survey map reference or description):

Post Town: **Birmingham**

Post Code (if known): **B19 3NB**

2. Premises Licence details:

Name of premise licence holder (if known): **Mr Rohan McKenzie**

Number of premise licence (if known): **4911**

3. Certificate under section 53A (1)(B) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that this is a certificate has been given by a senior member of the police force for the police area above that in his/her opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm)



4. Details of association of the above premises with serious crime, serious disorder or both:

At approximately 0600 hours on the 23rd February 2020, a call was received from a hospital around a male victim that had self-presented at hospital with several stab wounds to his leg.

Indications from the victim to the hospital staff was that the incident had occurred inside the premises called Jam Rock and then continued outside.

There were calls from other parties that refused to provide details that they had seen the assault inside the premises.

It was alleged that the incident had happened at around 0500 hours.

The premises were asked to provide CCTV, door staff signing in sheets and an incident report.

The CCTV is of very poor quality and it is difficult to make out what has happened, but it is clear that the premises is fully open, with frequent activity in and out of the front door. An internal camera shows that the premises is very full, from the footage it is estimated that they premises are holding 200+ people.

The front camera does show people reacting at around 0500 hours but it is very difficult to make out what is happening.

There does not appear to be any control of the front door, the cctv shown does not show any searches taking place, although more CCTV is to be provided.

The door staff signing in sheets indicates that there are 2 door supervisors on duty, but it is impossible from the CCTV to identify them, if they are in hi-visibility coats or any form of uniform then it is not showing.

The premise licence holder has been spoken to and he has confirmed that there was a birthday party going on, that had been booked in a month before. He had no temporary event notice in place, and as such is not licensed for regulated entertainment and should have ceased at 0200 for the sale of alcohol and LNR.

He confirmed there were 2 members of door staff on, they were not from a company but people he knew as door staff and asked them to do the security.

The premise licence holder was asked for a fire risk assessment to show his capacity which he has been unable to produce but has confirmed that he did not use any clickers to show the capacity, or had any control on the tickets being sold or how many people were coming into the premises. From what can be seen on the CCTV the premises looked overcrowded.

The incident book, which has been seized indicates that something did happen inside the premises, the premise licence holder did go and find out what was happening, but then states that one male was taken outside.

A statement has been taken from the victim, who states he was attacked inside the premises receiving kicks and punches to his whole body, the victim also thought he had been hit with a bottle. In an area where he thought he had been punched it transpired that he had been stabbed.

West Midlands Police have serious concerns around the management of these premises, it is clear that a serious incident happened inside these premises and then continued outside. This has resulted in a serious crime of a section 18 wounding being crimed. This is compounded by the lack of control at the premise and the apparent lack of management for what was happening. This is shown in poor door control, control of numbers, adequate security.

The crime this has been recorded as constitutes a serious crime as defined. Due to what has happened West Midlands Police are seeking the immediate suspension of the premise licence.

(Please read guidance note 2)

Signature of applicant:



Date: 28/2/2020

Rank/Capacity: SUPERINTENDENT

Contact details for matters concerning this application: Pc 4075 Abdool ROHOMON

Address: Licensing Dept c/o Birmingham Central Police Station, Birmingham

Telephone Number(s): 0121 626 6099

E-mail - bw_licensing@west-midlands.pnn.police.uk

Notes for guidance:

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
- conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious Disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder or both.

LICENSING ACT 2003PREMISES LICENCE

Premises Licence Number:

4911 / 1

Part 1 - Premises details:**Postal address of premises, or if none, ordnance survey map reference or description**Jam Rock
32 New John Street West**Post town:**

Birmingham

Post Code:

B19 3NB

Telephone Number:

Not Specified

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licenceM3 Sale of alcohol by retail (both on & off the premises)
L Late night refreshments**The times the licence authorises the carrying out of licensable activities**Monday - Sunday 12:00 - 02:00 M3
23:00 - 02:00 L**The opening hours of the premises**

Monday - Sunday 12:00 - 02:00

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	
Rohan McKennie 32 New John Street West	
Post town:	Post Code:
Birmingham	B19 3NB
Telephone Number:	
Not Specified	
Email	
Not Specified	

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

Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol	
Rohan McKennie	
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
18/001028/LAPER	SANDWELL METROPOLITAN BOROUGH COUNCIL

Dated 25/06/2018

SHAID YASSER
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: $\frac{1}{2}$ 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. (3) Where

BIRMINGHAM CITY COUNCIL

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.

BIRMINGHAM CITY COUNCIL

Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

All training records for all staff to be maintained and to be available upon request for any responsible authority.

The premise licence holder will record all refusals in a refusals book.

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

C.C.T.V. to be operational whilst the premises are open and be recording continually.

The recordings are to be kept for minimum of 28 days.

C.C.T.V Images to be made available to any responsible authority immediately on request.

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

The premises will have an incident book and record all incidents that occur inside or immediately outside the premises.

The Incident book to be made available to any responsible authority immediately on request.

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

Notices will be displayed in prominent positions requesting that our patrons respect our neighbours.

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

The premises will adopt the Challenge 25 scheme, with appropriate signage to be placed at the entrance to the premises and adjacent to any bar service.

BIRMINGHAM CITY COUNCIL

Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

N/A

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

N/A

3c) Committee conditions to promote public safety

N/A

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

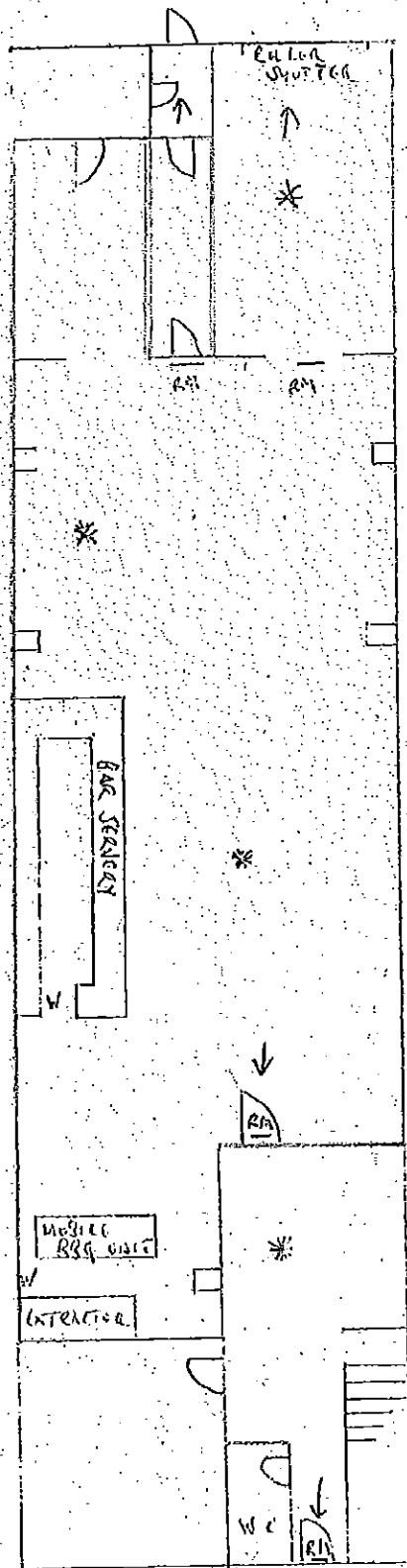
N/A

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

N/A

BIRMINGHAM CITY COUNCIL

Annex 4 – Plans

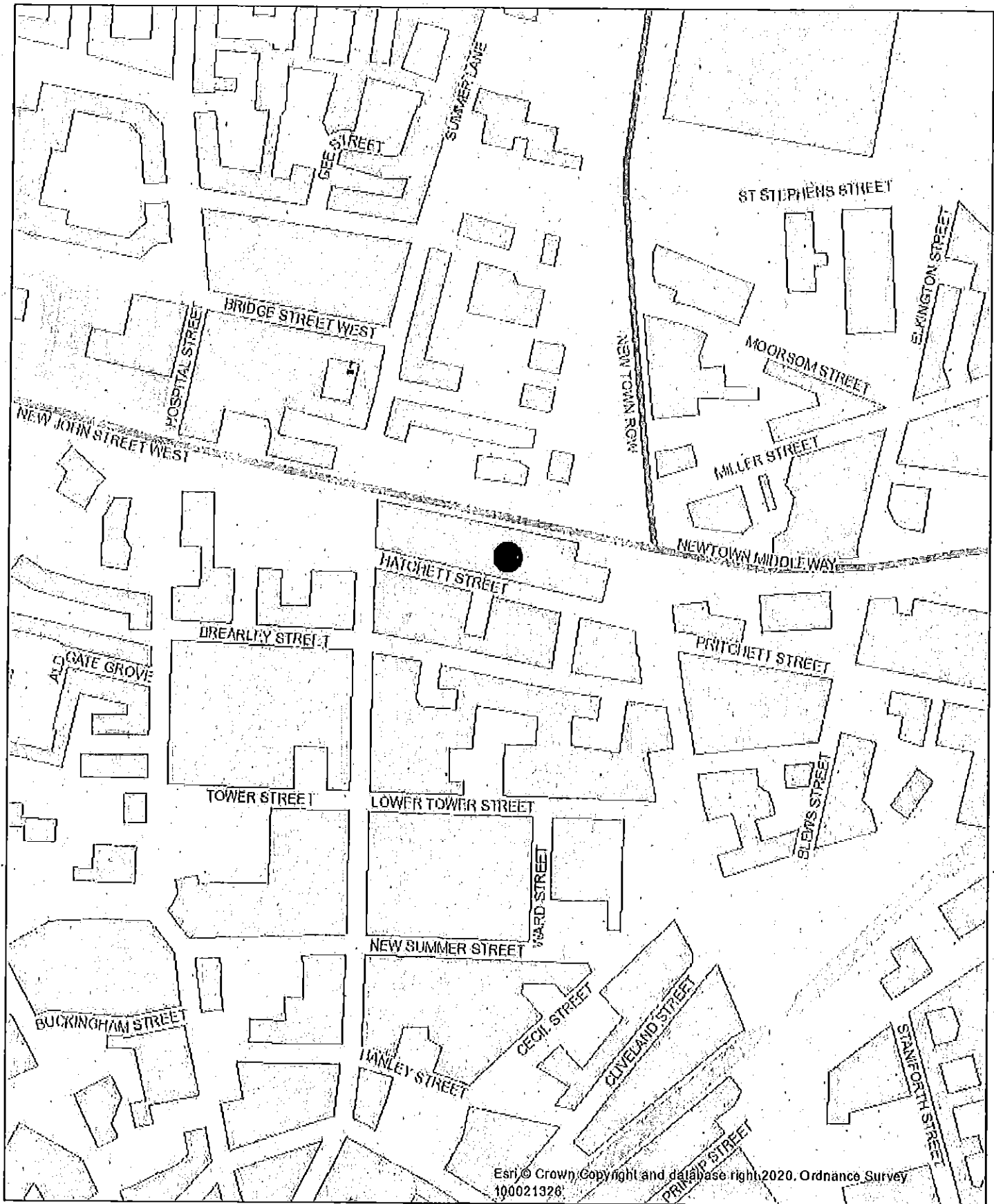


JAM ROCH,
32 NEW JOHN STREET WEST
BIRMINGHAM
B19 3NB

LEGEND

- EMERGENCY LIGHTING
- * SMOKE ALARM
- RM CUNNINGHAM'S
- W O2 FIRE EXTINGUISHER
- SALE OF ALCOHOL BY RETAIL
- LATE NIGHT REFRESHMENT

Scale 1:100



Birmingham
City Council

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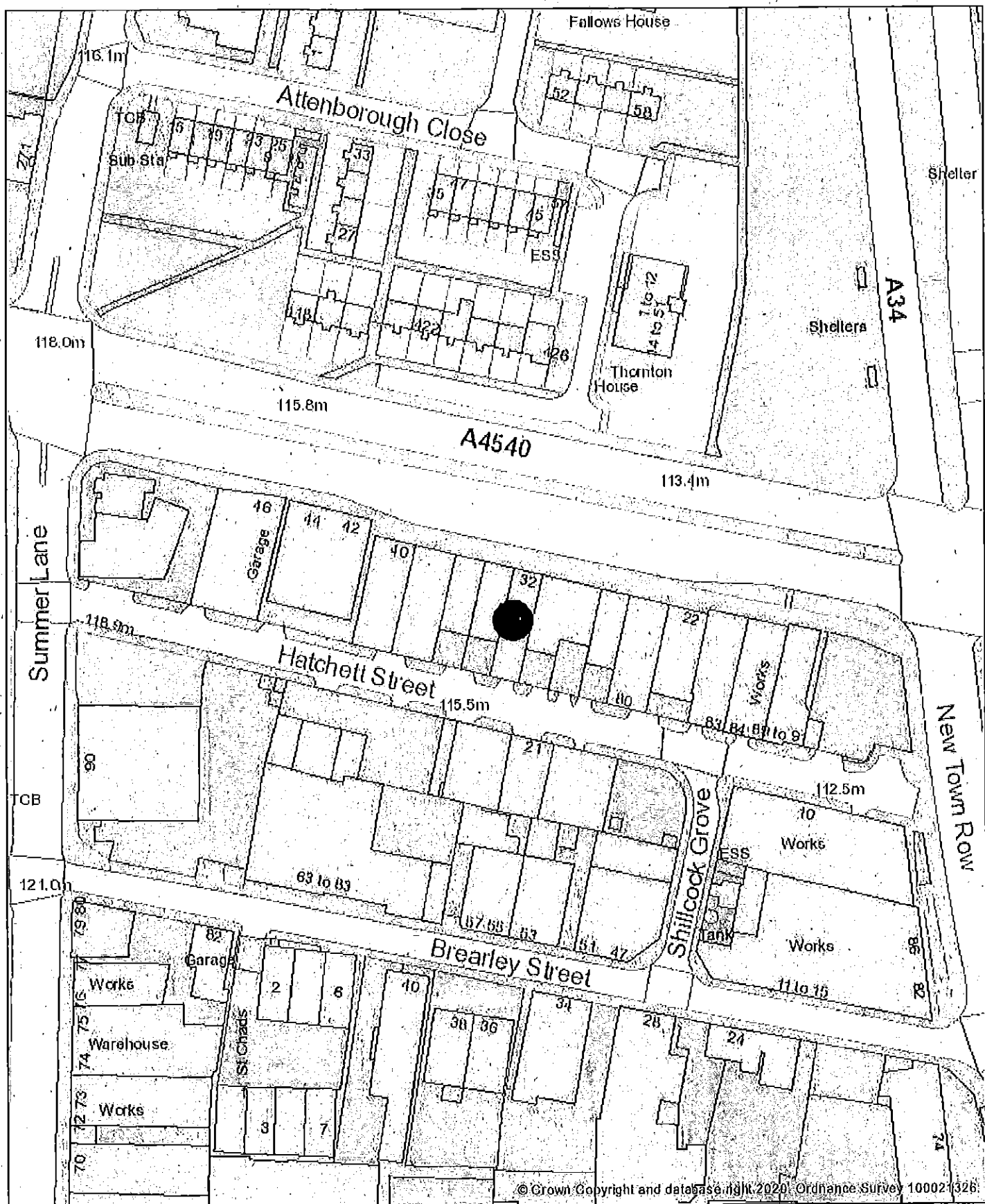
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City Council

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Date of Map Creation: 26/02/2020

Map Created By:

Scale: 1:1,250