

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee A
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Monday 7th January 2019
Subject:	Licensing Act 2003 Club Premises Certificate – Variation
Premises:	Sheldon Heath Social Club & Institute Limited, Brays Road, Sheldon, Birmingham, B26 2RJ
Ward affected:	Sheldon
Contact Officer:	Shaid Yasser, Senior Licensing Officer, 0121 303 9896 licensing@birmingham.gov.uk

1. Purpose of report:

To consider relevant representations that have been made in respect of an application to vary the Club Premises Certificate which seeks to extend the hours for the Sale of Alcohol (for consumption both on and off the premises) to operate from 10:00am until 01:00am (Monday to Sunday).

To amend the provision of Regulated Entertainment consisting of plays, films, indoor sporting events, boxing or wrestling, live music, recorded music, performances of dance and anything of a similar description to operate from 10:00am until 01:00am (Monday to Sunday).

Premises to remain open to the members and guests from 10:00am until 01:00am (Monday to Sunday).

Other dates and times as specified in the application form.

The application also seeks to remove the "Embedded Restrictions" on the Club Premises Certificate.

2. Recommendation:

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

3. Brief Summary of Report:

Variation application received on 8th November 2018 in respect of Sheldon Heath Social Club & Institute Limited, Brays Road, Sheldon, Birmingham, B26 2RJ.

Representations have been received from other persons.

4. Compliance Issues:

4.1 Consistency with relevant Council Policies, Plans or Strategies:

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

5. Relevant background/chronology of key events:

Sheldon Heath Social Club & Institute Limited applied on 8th November 2018 to vary the Club Premises Certificate for Sheldon Heath Social Club & Institute Limited, Brays Road, Sheldon, Birmingham, B26 2RJ.

Representations have been received from local Ward Councillors, see Appendices 1 – 2.

The application is attached at Appendix 3.

The current Club Premises Certificate is attached at Appendix 4.

Site Location Plans at Appendix 5.

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 - 2
Application Form, Appendix 3
Current Club Premises Certificate, Appendix 4
Site Location Plans, Appendix 5

7. Options available

To grant the variation application
To refuse the whole or part of the application
To modify the conditions of the Certificate

From: Councillor Mike Ward
Sent: 03 December 2018 19:16
To: Licensing
Cc: Councillor Paul Tilsley
Subject: Application Ref: 108761 (Variation) - Sheldon Heath Social Club and Institute Limited

Application Ref: 108761
Type of Application: Club Certificate Sub
Type of Application: Variation
Trading Name: Sheldon Heath Social Club and Institute Limited
Type of Premises: REGISTERED CLUB
Trading Address: Brays Road, Sheldon, Birmingham, B26 2RJ
Licence Application received on: 08/11/2018
Last day for comments: 06/12/2018

Please register my opposition to this application for a variation. The Club is in a residential area and as such is not a suitable venue for these activities to continue until 1am.

Please let me know the date of the hearing so that I can attend and address the Sub-Committee.

Councillor Mike Ward

From: Councillor Paul Tilsley
Sent: 03 December 2018 20:16
To: Councillor Mike Ward; Licensing
Subject: Re: Application Ref: 108761 (Variation) - Sheldon Heath Social Club and Institute Limited

Please register my objection to any extension of hours to 01.00
The Club is surrounded by housing and such hours would have a detrimental effect on residents.



Birmingham
Application for a variation to a club premises
certificate
Licensing Act 2003

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

* required information

Section 1 of 18

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

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

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

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

BCC
 REGULATION & ENFORCEMENT
 LICENSING SECTION
 Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.
 DATE RECEIVED

08 NOV 2018

Applicant Details

* First name REF NO

* Family name INITIALS

* E-mail

Main telephone number Include country code.

Other telephone number

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

Is the applicant:

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

☐ Applying as an individual

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

Applicant Business

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

* Registration number

* Business name

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

* VAT number

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

Continued from previous page...

* Legal status

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

☒ An agent that is a business or organisation, including a sole trader

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

☐ A private individual acting as an agent

Agent Business

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

* Registration number

* Business name

If your business is registered, use its registered name.

* VAT number

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

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 18

APPLICATION DETAILS

Club premises certificate number

Name of club

The above named club applies for a club premises certificate under section 84 of the Licensing Act 2003 for the premises named in this section 2 below.

Club Premises Address

☒ Address ☐ OS map reference ☐ Description

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Club Premises Contact Details

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

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

☒ Yes

☐ No

E-mail

Telephone number

Other telephone number

Name Of Person Performing Duties Of A Secretary To The Club

First name

Family name

Address Of Person Performing Duties Of A Secretary To The Club

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Secretary Contact Details

E-mail

Telephone number

Other telephone number

Section 3 of 18

VARIATION

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

☒ Yes

☐ No

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

☐ Yes

☒ No

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

Continued from previous page...

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

Describe Briefly The Nature Of The Proposed Variation

Describe the premises, For example the type of premises it is, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for people to consume these off-supplies, please include a description of where this will be and its proximity to the premises.

To extend the hours for all licensable activities for the existing premises. Removal of redundant conditions

Section 4 of 18

PROVISION OF PLAYS

See guidance on regulated entertainment

Will there be a change to the provision of plays?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure 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.

occasional performances of plays

State any seasonal variations for performing plays.

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

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Non standard timings. Where the club intends to use the premises for the performance of a play 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.

Section 5 of 18

PROVISION OF FILMS

See guidance on regulated entertainment

Will there be a change to the provision of films?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

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.

Continued from previous page...

TUESDAY

Start End

Start End

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the exhibition of films 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.

Films and shows for members and guests.

State any seasonal variations for the exhibition of film.

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

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Non standard timings. Where the club intends to use the premises for the exhibition of film at different times from those listed in the column on the left, list below.

Continued from previous page...

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

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will there be a change to the provision of indoor sporting events?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

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Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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.

Continued from previous page...

Occasional indoor sporting events including with teams from other regulated clubs

State any seasonal variations for indoor sporting events.

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

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Non-standard timings. Where the club intends to use the premises for indoor sporting events 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.

Section 7 of 18

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will there be a change to the provision of boxing or wrestling entertainments?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

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Start

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THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start 10:00

End 01:00

Start

End

SATURDAY

Start 10:00

End 01:00

Start

End

SUNDAY

Start 10:00

End 01:00

Start

End

Will the boxing or wrestling entertainment 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.

Occasional Boxing / wrestling shows for members and guests

State any seasonal variations for boxing and wrestling entertainment

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

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Non-standard timings. Where the club intends to use the premises for the boxing or wrestling entertainment 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.

Section 8 of 18

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will there be a change to the provision of live music?

☒ Yes

☐ No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 10:00

End 01:00

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.

TUESDAY

Start 10:00

End 01:00

Start

End

WEDNESDAY

Start 10:00

End 01:00

Start

End

THURSDAY

Start 10:00

End 01:00

Start

End

FRIDAY

Start 10:00

End 01:00

Start

End

SATURDAY

Start 10:00

End 01:00

Start

End

SUNDAY

Start 10:00

End 01:00

Start

End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other
structure 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.

Live music to include bands and similar entertainment for members and guests. Amplified and unamplified music

State any seasonal variations for the performance of live music

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

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Continued from previous page...

Non-standard timings. Where the club intends to use the premises for the performance of live music 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.

Section 9 of 18

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will there be a change to the provision of recorded music?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start 10:00

End 01:00

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.

TUESDAY

Start 10:00

End 01:00

Start

End

WEDNESDAY

Start 10:00

End 01:00

Start

End

THURSDAY

Start 10:00

End 01:00

Start

End

FRIDAY

Start 10:00

End 01:00

Start

End

SATURDAY

Start 10:00

End 01:00

Start

End

Continued from previous page...

SUNDAY

Start 10:00

End 01:00

Start

End

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

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure 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.

Recorded music (e.g. DJ's and similar) for members and guests at events and similar. Amplified music.

State any seasonal variations for playing recorded music

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

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Non-standard timings. Where the club intends to use the premises for the playing of recorded music 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.

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will there be a change to the provision of performances of dance?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start 10:00

End 01:00

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.

TUESDAY

Start 10:00

End 01:00

Start

End

Continued from previous page...

WEDNESDAY

Start 10:00

End 01:00

Start

End

THURSDAY

Start 10:00

End 01:00

Start

End

FRIDAY

Start 10:00

End 01:00

Start

End

SATURDAY

Start 10:00

End 01:00

Start

End

SUNDAY

Start 10:00

End 01:00

Start

End

Will the performance of dance take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

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

Give further details here

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

Performances of dance to members and guests using amplified and unamplified music

State any seasonal variations for the performance of dance

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

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Non-standard timings. Where the club intends to use the premises for the performance of dance 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.

Continued from previous page...

Section 11 of 18

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

See guidance on regulated entertainment

Will there be a change to the provision of anything similar to live music, recorded music or performances of dance?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start 10:00

End 01:00

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.

TUESDAY

Start 10:00

End 01:00

Start

End

WEDNESDAY

Start 10:00

End 01:00

Start

End

THURSDAY

Start 10:00

End 01:00

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End

FRIDAY

Start 10:00

End 01:00

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SATURDAY

Start 10:00

End 01:00

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End

SUNDAY

Start 10:00

End 01:00

Start

End

Give a description of the type of entertainment that the club will be providing

Shows, karaoke and similar entertainment for members and guests

Continued from previous page...

Will this entertainment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure 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.

Shows, karaoke and similar entertainment for members and guests using amplified and unamplified music

State any seasonal variations for entertainment

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

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Non-standard timings. Where the club intends to use the premises for entertainment 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.

Section 12 of 18

SUPPLY OF ALCOHOL

Will there be changes to the supply of alcohol by or on behalf of a club to, or to the order of a member of the club?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

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.

Continued from previous page...

THURSDAY

Start 10:00

End 01:00

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FRIDAY

Start 10:00

End 01:00

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End

SATURDAY

Start 10:00

End 01:00

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End

SUNDAY

Start 10:00

End 01:00

Start

End

Will the supply of alcohol be for consumption?

☐ On the premises

☐ Off the premises

☒ Both

If the club wishes members and their guests to be able to consume alcohol on the premises tick on, if the club wishes people to be able to purchase alcohol to consume away from the premises tick off. If the club wishes people to be able to do both tick both

State any seasonal variations

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

--

Non-standard timings. Where the club intends to use the premises for the supply of alcohol 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.

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Section 13 of 18

HOURS CLUB PREMISES ARE OPEN TO THE MEMBERS AND GUESTS

Will there be changes to the sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place?

☒ Yes

☐ No

Continued from previous page...

Standard Days And Timings

MONDAY

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

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THURSDAY

Start

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Start

End

FRIDAY

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SATURDAY

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SUNDAY

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End

State any seasonal variations

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

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

On New Year's Eve from end of normal permitted hours to commencement of permitted hours on New Year's Day

Continued from previous page...

Section 14 of 18

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the club 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.

None is planned, but where such an event is proposed all under 18's will be excluded from the area where such activity is taking place.

Section 15 of 18

CURRENT CONDITONS

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

Give details here.

We seek the removal of the whole of the first Condition (carried forward on conversion of original licence) as this will conflict with the proposed hours : The condition to be removed states :

'Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means: a. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 11 am. to 11 pm. b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 pm. c. On Good Friday, 12 noon to 10.30 pm. d. On New Year's Eve, except on a Sunday, 11 am. to 11 pm. e. On New Year's Eve on a Sunday, 12 noon to 10.30 pm. g. On New Year's Eve from the end of permitted hours to the start of permitted hours on the following day, which would be 11.00 am. if New Year's Day fell on a weekday or 12 noon if a Sunday. f. On Christmas day, as provided by the rules of the club and notified in writing by the chairman or secretary of the club to the licensing authority. The said hours shall: i. not exceed six and a half hours; ii. not begin earlier than 12 noon; iii. not end later than 10.30 pm. iv. provide for a break of at least 2 hours, including 3 pm. to 5 pm.; v. not extend for more than three and a half hours after 5 pm. The above restrictions do not prohibit the supply to, or consumption by, any person of alcohol in any premises where they are residing.'

☒ I will be submitting the club premises certificate

☐ I will be submitting the relevant part of the club premises certificate

Section 16 of 18

LICENSING OBJECTIVES

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

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

The premises are a Members Club with no history of problems, it runs under a set of Club Rules providing for discipline of members.

The Club operates a Challenge 21 Policy and CCTV is installed.

b) The prevention of crime and disorder

Continued from previous page...

CCTV is installed

c) Public safety

d) The prevention of public nuisance

The Club has notices erected to remind members and guest's leaving to be mindful of noise and those living in the area.

e) The protection of children from harm

Children are only permitted on the premises with a responsible adult

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

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

Section 17 of 18

PAYMENT DETAILS

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

Club Premises Certificate 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

* Fee amount (£)

190.00

DECLARATION

I/WE UNDERSTAND THAT IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

* I UNDERSTAND THAT I MUST NOW ADVERTISE MY APPLICATION.

* I UNDERSTAND THAT IF I DO NOT COMPLY WITH THE REQUIREMENTS MY APPLICATION WILL BE REJECTED.

* I MAKE THIS APPLICATION ON BEHALF OF THE CLUB AND HAVE AUTHORITY TO BIND THE CLUB.

☒ 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

Brian Steeles

* Capacity

Secretary

* Date

08 / 11 / 2018
dd mm yyyy

Add another signatory

BIRMINGHAM CITY COUNCIL

**LICENSING ACT 2003
CLUB PREMISES CERTIFICATE**

Club premises certificate number:

15

Club details

Name of club in whose name the certificate is granted and relevant registered postal address of club	
Sheldon Heath Social Club And Institute Limited Brays Road Sheldon	
Post town: Birmingham	Post Code: B26 2RJ
Telephone Number:	

If different from above the postal address of club premises to which the certificate relates, or if none, ordnance survey map reference or description	
N/A	
Post town: N/A	Post code: N/A
Telephone number: N/A	

Where the club premises certificate is time limited the dates
N/A

Qualifying club activities authorised by the certificate	
A	Plays
B	Films
C	Indoor sporting events
D	Boxing or wrestling entertainment
E	Live music
F	Recorded music
G	Performances of dance
H	Anything of similar description to that falling within (live music), (recorded music) or (performances of dance)
I	Provision of facilities for making music
J	Provision of facilities for dancing
K	Provision of facilities for entertainment of a similar description to that falling within (facilities for making music) or (facilities for dancing)
M4	Supply of alcohol for members & guest (both on & off) the premises

The times the certificate authorises the carrying out of qualifying club activities			
Monday – Saturday	11:00	-	23:00 All
Sunday and Good Friday	12:00	-	22:30 All
Christmas Day	12:00	-	15:00 All
	19:00	-	22:30 All
On New Years Eve: From the end of Permitted Hours on New Years Eve to the start of Permitted Hours on			

BIRMINGHAM CITY COUNCIL

the following day.

The opening hours of the club

Not Specified

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

On and Off Supplies

Dated 12/11/2005

A handwritten signature in black ink, appearing to read 'David Kennedy', written over a horizontal line.

David Kennedy
Senior Licensing Officer
For Senior Assistant Director, Regulatory Services

BIRMINGHAM CITY COUNCIL

Annex 1 – Mandatory conditions

Supply of alcohol must be made at a time when the premises are open for purposes of supplying alcohol, in accordance with the club premises certificate, to members of the club for consumption on the premises.

Any Alcohol supplied for consumption off the premises must be made in a sealed container.

Any supply of alcohol for consumption off the premises must be made to the member of the club in person.

The admission of children under the age of 18 to film exhibitions permitted under the terms of this club premises certificate 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 club premises that section (s74(3)(b)) of the Licensing Act 2003 applies to the film.

Embedded Restrictions

Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means: a. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 11 am. to 11 pm. b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 pm. c. On Good Friday, 12 noon to 10.30 pm. d. On New Year's Eve, except on a Sunday, 11 am. to 11 pm. e. On New Year's Eve on a Sunday, 12 noon to 10.30 pm. g. On New Year's Eve from the end of permitted hours to the start of permitted hours on the following day, which would be 11.00 am. if New Year's Day fell on a weekday or 12 noon if a Sunday. f. On Christmas day, as provided by the rules of the club and notified in writing by the chairman or secretary of the club to the licensing authority. The said hours shall: i. not exceed six and a half hours; ii. not begin earlier than 12 noon; iii. not end later than 10.30 pm. iv. provide for a break of at least 2 hours, including 3 pm. to 5 pm.; v. not extend for more than three and a half hours after 5 pm. The above restrictions do not prohibit the supply to, or consumption by, any person of alcohol in any premises where they are residing.

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Annex 2 – Conditions consistent with the Club operating schedule

2a) General conditions consistent with the operating schedule

No enforceable conditions identified from operating schedule.

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

No enforceable conditions identified from operating schedule.

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

No enforceable conditions identified from operating schedule.

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

No enforceable conditions identified from operating schedule.

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

No enforceable conditions identified from operating schedule.

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Annex 3 – Conditions attached after a 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

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Annex 4 – Plans

The plan of the premises with reference number **SHEL-LA-01 and SHEL-LA-02** which is retained with the public register kept by Birmingham City Council and available free of charge for inspection between the hours of 9am – 4pm Monday, Tuesday and Thursday, 10am – 4pm Wednesday and 9am – 3.30pm Friday (excluding Bank Holidays etc) at the Licensing Service, Crystal Court, Aston Cross Business Village, 50 Rocky Lane, Aston, Birmingham B6 5RQ.



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Notes

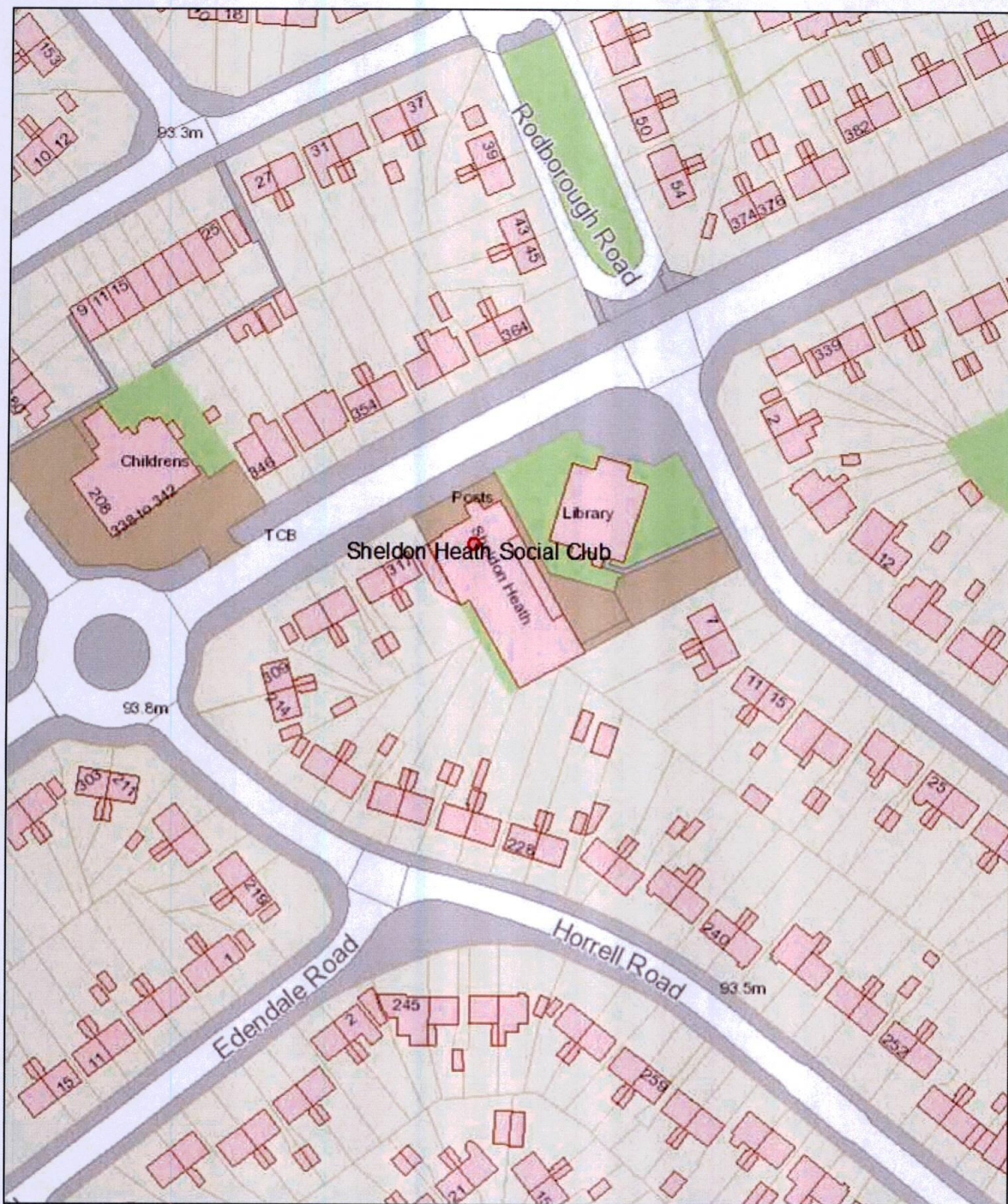
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