

# **BIRMINGHAM CITY COUNCIL**

## **LICENSING SUB-COMMITTEE C**

**THURSDAY, 31 OCTOBER 2019 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**

4 **MINUTES**

**3 - 6**

To note the public section of the Minutes of the meeting held 2 October 2019.

5 **LICENSING ACT 2003 PREMISES LICENCE – SUMMARY REVIEW**  
**STORIES, 30 LADYWELL WALK, BIRMINGHAM, B5 4ST**

**7 - 98**

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

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.

7 **EXCLUSION OF THE PUBLIC**

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

Exempt Paragraph 3

**P R I V A T E   A G E N D A**

1 **MINUTES**

To note the private section of the Minutes of the meeting held on 2 October 2019 and to confirm and sign the Minutes as a whole.

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

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

# BIRMINGHAM CITY COUNCIL

<p><b>LICENSING SUB - COMMITTEE C - 2 OCTOBER 2019</b></p>
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**MINUTES OF A MEETING OF  
LICENSING SUB-COMMITTEE C HELD  
ON WEDNESDAY 2 OCTOBER 2019  
AT 0930 HOURS IN COMMITTEE ROOM 1,  
COUNCIL HOUSE, BIRMINGHAM**

**PRESENT:** - Councillor Mike Leddy in the Chair;

Councillors Phil Davis and Neil Eustace.

**ALSO PRESENT:**

Chris Arundel (Drivers) Shaid Yasser (Temporary Event Notice) – Licensing Section  
Joanne Swampillai – Legal Services  
Katy Townshend – Committee Services.

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**NOTICE OF RECORDING**

01/021019 The Chairman advised the meeting that members of the press/public may record and take photographs except where there are confidential or exempt items.

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**DECLARATIONS OF INTERESTS**

02/021019 Members were reminded that they must declare all relevant pecuniary and non-pecuniary interests arising from any business discussed at the meeting. If a disclosable pecuniary interest are declared a Member must not speak or take part in that agenda item. Any declarations to be recorded in the minutes of meeting.

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**APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

03/021019 No apologies were submitted.

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**EXCLUSION OF THE PUBLIC**

04/021019 **RESOLVED:**

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

05/021019

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**ANY OTHER URGENT BUSINESS**

To Consider any items of business by reason of special circumstances that in the opinion of the Chairman are matters of urgency. That the Temporary Event Notice be considered in order to meet statutory time frames.

**LICENSING ACT 2003 – TEMPORARY EVENT NOTICE – FLAMINGO CAFÉ 7 RESTAURANT, 81-83 VILLA ROAD, BIRMINGHAM, B19 1NH.**

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

(See document No. 1)

The following persons attended the meeting.

**On behalf of the Applicant**

No one attended on behalf of the applicant.

**Those Making Representations**

Mr Martin Keys – Environmental Health (EH)

\* \* \*

The Chairman went through the procedure to be followed at the meeting. Shaid Yasser, Licensing Officer read the report.

Mr Martin Keys on behalf of EH made the following points: -

- a) The premises was located within retail shops with residents above.
- b) That there were other licensed premises locally, but nothing past midnight/ 0030 hours. The area was not a late-night activity area.
- c) That the premises previously had a TENs in 2017 and applied for premises licence at the end of 2018 which came before the Committee. In 2018 the premises had a change of use for A3 restaurant usage. EH had significant concerns and attached several conditions including restricting the house.
- d) That the premises was small but had no insulation for noise and he was not sure what separated the premises from the flats above it.



- e) That access and egress noise was a concern.
- f) That he had concerns that any regulated activity for a party could be noisy and the premises had no provisions for noise mitigation.
- g) That the premises also had the complication of 2 licences.
- h) That long list of conditions attached to the licence would be disregarded if the TEN was granted.
- i) There would be an overlap of hours.
- j) That the conditions reduced the hours, no regulated entertainment and no wider amplified music other than background music.
- k) That EH withdrew their representation for the premises licence grant application based on those conditions so to grant the TEN would disapply those conditions. As such it would have an adverse impact and would undermine the licensing objectives, so they requested a counter notice be issued.

Mr Shaid Yasser advised the Committee that the premises had surrendered one of their licences the day prior to the hearing.

In summing up Martin Keys made the following points: -

- a) That late hours had been requested and the previous history and the fact this TEN would overwrite the existing conditions gave them great concern for public nuisance as residents resided in the same building therefore, they requested that a counter notice be issued.

At 1504 the meeting was adjourned to make a decision and all parties with the exception of the Members, Committee Lawyer and Committee Manager withdrew from the meeting.

At 1507 the meeting was reconvened and all parties were invited to re-join the meeting and the decision of the Sub Committee was announced as follows:-

06/021019

**RESOLVED:-**

That, having considered the objection notice from Environmental Health in respect of the temporary event notice as submitted by Samsom Kahsay, the premises user, for an event to be held on 19<sup>th</sup>-20<sup>th</sup> October 2019 at Flamingo Café & Restaurant, 81-83 Villa Road, Birmingham B19 1NH, this Sub-Committee determines that a Counter Notice be issued under Section 105 of the Licensing Act 2003.

The Sub-Committee's reason for issuing a Counter Notice is to prevent the temporary event from taking place, in order to uphold the prevention of public nuisance licensing objective in the Act.

An officer from the City Council's Environmental Health department addressed the Sub-Committee, and explained that the concern was that the temporary event

would disapply the conditions of the Licence, and it was therefore likely that public nuisance would be caused to the residents of the flats above the premises.

The application had been submitted proposing that the event should start at 23.00 hours and operate through the night until 04.00 hours. Environmental Health observed that the noise insulation standard of the building was unknown, but in any event no effective operational controls had been proposed by the applicant. It was a concern to Environmental Health that despite the description of the event as a 'party' which would run from 23.00 to 04.00, there was no mitigation regarding the potential for noise; nor was there a dispersal policy. Moreover the other licensed premises in and around this part of Villa Road did not operate beyond 00.00 hours, so it was not an area associated with late night entertainment. Environmental Health observed that it was also likely that taxis and cars would be arriving and departing once the event ended, namely from 04.00 onwards.

The premises user did not attend the meeting, but sent written representations by email. Although due regard was given to the premises user's representations, the Sub-Committee was not confident that the premises user could overcome the concerns raised by Environmental Health. The Sub-Committee was of the opinion that to allow the event to proceed would involve an unacceptable level of risk. The Sub-Committee accepted the view of Environmental Health, namely that the proposed event would cause unnecessary disturbance to neighbouring residents as a result of noise breakout from the premises, and the noise of patrons leaving the premises in the early hours of the morning, particularly due to the close proximity of these residential properties.

The Sub-Committee has had regard to the evidence, argument and submissions placed before it, in addition to the Report, the Home Office Guidance issued under Section 182, and its own licensing policy.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision. No appeal may be brought later than five working days before the day on which the event period specified in the Temporary Event Notice begins.

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Meeting ended at 1510 hours.

..... Chairman

## BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee C</b>
<b>Report of:</b>	<b>Assistant Director of Regulation and Enforcement</b>
<b>Date of Meeting:</b>	<b>Thursday 31<sup>st</sup> October 2019</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Summary Review</b>
<b>Premises:</b>	<b>Stories, 30 Ladywell Walk, Birmingham, B5 4ST</b>
<b>Ward affected:</b>	<b>Bordesley &amp; Highgate</b>
<b>Contact Officer:</b>	<b>Shaid Yasser, Senior Licensing Officer, 0121 303 9896 <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

**1. Purpose of report:**

A review of the premises licence is required following an application for an expedited review under Section 53A of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006).

**2. Recommendation:**

To consider the review and to determine this matter.

**3. Brief Summary of Report:**

An application under Section 53A of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006) was received on 8<sup>th</sup> October 2019 in respect of Stories, 30 Ladywell Walk, Birmingham, B5 4ST.

**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:**

On 8<sup>th</sup> October 2019 Superintendent Green, on behalf of West Midlands Police, applied for a review, under Section 53A of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006), of the Premises Licence granted to New Era Birmingham Ltd in respect of Stories, 30 Ladywell Walk, Birmingham, B5 4ST.

The application was accompanied by the required certificate, see Appendix 1.

Within 48 hours of receipt of an application made under Section 53A, the Licensing Authority is required to consider whether it is appropriate to take interim steps pending determination of the review of the Premises Licence, such a review to be held within 28 days after the day of its receipt, review that Licence and reach a determination on that review.

Licensing Sub-Committee A met on 10<sup>th</sup> October 2019 to consider whether to take any interim steps and resolved that the licence be suspended pending a review of the Licence. A copy of the decision is attached at Appendix 2.

The review application was advertised, by the Licensing Authority in accordance with the regulations; the closing date for responsible authorities and other persons ended on the 23<sup>rd</sup> October 2019.

No additional representations have been received from representatives of other responsible authorities or other persons.

A copy of the current Premises Licence is attached at Appendix 3.

Site location plans at Appendix 4.

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's functions under the Licensing Act 2003 are to promote the licensing objectives: -

- 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:**

Review Application and Certificate from West Midlands Police, Appendix 1  
Sub-Committee Interim Steps Meeting decision of 10<sup>th</sup> October 2019 , Appendix 2  
Current Premises Licence, Appendix 3  
Site location plans, Appendix 4

**7. Options available:**

Modify the conditions of Licence  
Exclude a Licensable activity from the scope of the Licence  
Remove the Designated Premises Supervisor  
Suspend the Licence for a period not exceeding 3 months  
Revoke the Licence  
Take no action

In addition the Sub Committee will need to decide what action, if any, should be taken regarding the interim steps imposed on the 10<sup>th</sup> October 2019.

BCC  
REGULATION & ENFORCEMENT  
LICENSING SECTION  
DATE RECEIVED

REF NO RECEIVED @ 1453hrs  
INITIALS BN



**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 - Supt 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: STORIES**

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

**30 Ladywell Walk**

Post Town: **Birmingham**

Post Code (if known): **B5 4ST**

**2. Premises Licence details:**

Name of premise licence holder (if known): **New Era Birmingham Ltd**

Number of premise licence (if known): **3897**

**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:**

(Please read guidance note 2)

The above premise is a nightclub situated in the Southside Night time economy area of Birmingham.

On the 1<sup>st</sup> October 2019 the premises submitted as usual a risk assessment detailing what events they were having on for that week. This was sent to a Police licensing officer, and detailed that they were open for two nights that week.

Both events are indicated as being advertised and promoted internally, this means they are done by the premises and not through an external promoter. The events listed were – Friday Chapterz20 and Saturday Radio 1xtra.

The name of the DJ's for the Saturday night were there 5 normal DJ's, with one special DJ listed from Radio 1xtra. Although this DJ was listed from radio 1xtra there was no indication that this event was an official party to the Radio 1xtra concert that was happening in Birmingham on the 5<sup>th</sup> October.

This application is around the events for the Saturday (Radio 1xtra).

On Thursday 3<sup>rd</sup> October 19 the DPS phoned and spoke to a licensing officer, stating that they had added an additional dog unit to the 10 security they had on for the Saturday night.

The DPS also informed us that they had discovered that a table that had been booked and had been under false details so they had cancelled the booking as the people on that table had been involved in the serious disorder in April of this year.

On Friday 4<sup>th</sup> October 19 the DPS sent through a list of persons on their guest list for the event on the Saturday. The list consisted of 491 people (some with additional plus numbers next to them). This was received at 15.10 hours on the Friday, with the amount of people on the list and the time it was submitted West Midlands Police were unable to action any request to look at the details.

At 03.58 hours on Sunday 6<sup>th</sup> October West Midlands Police received a 999 call from the DPS stating there was a fight and he was trying to get everyone out of the premises.

As officers were being dispatched another call came from City Road Hospital.

At 04.07 hours on Sunday 6<sup>th</sup> October 2019 West Midlands Police received a 999 call from City Road Hospital, stating that a male had walked into the hospital 5 minutes before with a stab wound to the neck.

The 999 log indicates that the male has stated to hospital staff that he has stabbed and that the hospital have said "looks like someone has hit him to the back of his head with something large – can see his spinal muscle"

This injured male refused to assist officers who attended the hospital, stating he was not aware where it happened, who did it, how it was done.

Officers have then conducted enquiries at Stores following the reports of the fight and on viewing the CCTV there is serious; significant disorder occurring in the premises. Tables are used as weapons and people can be seen walking around with bottles in their hands. The way they are holding the bottles, by the neck indicates they were being held as weapons.

Footage has also been found through social media, of a person inside the premises. Careful analysis of this footage does show a male being ushered out of the premises with a clear wound to the back of his neck on the left hand side. He also appears to have Afro corn rows as a hair style.

The location of the wound and the hairstyle corroborate the physical details of the male who presented himself at hospital. Although the male will not assist the Police, officers

have looked at the pictures of the wound and their professional opinion is that the wound is the result of a knife and not a bottle.

Not all the CCTV footage has been viewed yet which will be an on-going live investigation as the wounding to the male has been crimes as an attempt murder.

However from what footage has been seen, there is clear significant disorder within the premises, people are arming themselves with bottles to use as weapons, and someone leaving the premises quickly with a neck wound to the rear left hand side of his head.

The investigation is continuing, intelligence that has been graded the highest possible has been received indicating that individuals seen on the social media footage are gang nominals and that they had also been involved in disorder at the Radio 1xtra concert.

The intelligence indicates that the disorder involved local organised crime groups and persons from London. Again this reflects that persons at the hospital with the IP indicated they had come up from London to go to the event.

Although the call from the premises was times at 03.58 to disorder on the CCTV starts at 03.40 and continues for some minutes.

The distance from Ladywell Walk to City Hospital is around 3 miles.

This is not the first time this year West Midlands Police have issued licensing proceedings against these premises. In April 2019 there was a private party booked at the venue, disorder escalated both inside and outside the premises, weapons were used including bottles and a knife was recovered.

As a result of this incident following an expedited review conditions were imposed on the licence, including bottles being tethered to tables, all door staff wearing body cams, all persons going through a metal arch.

None of these conditions are currently live on the licence as the premises have appealed that decision, but a lot of the circumstances of this event mirror what happened before.

With the history of these premises and the serious crime and disorder associated with it West Midlands Police are seeking the immediate suspension of the premise licence.

**Signature of applicant:**

**Date:** 8/10/19

**Rank/Capacity:** Supt 1218 GLEN BWR NPL

**Contact details for matters concerning this application:** Birmingham Central Licensing Dept.

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

**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.

# **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: Stories**

**Premise Licence Number: 3897**

**Premise Licence Holder: New Era Birmingham Ltd**

**Designated Premise Supervisor: Ryan Gough**

**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 disorder at the premises and that this the second such application for a similar matter.

The level and seriousness of the incidents both in terms of the crimes being committed and the serious disorder 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 circumstance 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 weekend of the 5<sup>th</sup> October 2019.. 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

12-8 OCT 8W NRU



**BIRMINGHAM CITY COUNCIL**

**LICENSING SUB COMMITTEE A**

**THURSDAY 10 OCTOBER 2019**

**STORIES, 30 LADYWELL WALK, BIRMINGHAM B5 4ST**

That having considered the application made and certificate issued by West Midlands Police under Section 53A of the Licensing Act 2003 for an expedited review of the premises licence held by New Era Birmingham Ltd in respect of Stories, 30 Ladywell Walk, Birmingham B5 4ST this Sub-Committee determines:

*That the licence be suspended pending a review of the licence, such a review to be held within 28 days of receiving the Chief Officer of Police's application.*

The Sub-Committee's reasons for imposing these interim steps are in response to representations made by West Midlands Police in relation to an incident which occurred on Saturday 5<sup>th</sup> October 2019 and involved levels of serious crime and serious disorder at the premises as outlined in the Chief Officer of Police's certificate and application.

The Sub Committee determined the cause(s) of the serious crime and serious disorder partly originated from deficient security measures and an inability of management to communicate sufficiently with the police. In particular the Sub-Committee were concerned about the use of a side entrance with insufficient security measures which, in the opinion of the committee, did not show due diligence on the part of the premises and may have caused the conditions for the serious incident which occurred.

The Sub-Committee considered the alternative interim steps which could have been taken but were of the opinion that suspension was the necessary interim step pending the full review of the premises licence. The Sub-Committee did not believe that any of these would address the totality of issues brought to their attention by the police.

It was therefore necessary and reasonable to impose these steps to address the immediate problems with the premises, in particular the likelihood of serious crime and or serious disorder, and to promote the prevention of crime and disorder objective in the Act.

In reaching its decision, the Sub Committee considered whether the proposals submitted by the premises licence holder addressed the issues identified but were not satisfied that these proposals were the necessary interim steps required pending full review. The Sub-Committee took into account the previous history of serious disorder at the premises and the conditions which had been imposed in May 2019, and subject to appeal by the venue. The Sub-Committee reasoned that

the premises had refused to accept these conditions in May and did not have confidence that the premises would impose these conditions to the extent necessary pending full review.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued by the Home Office in relation to expedited and summary licence reviews, and the submissions made by the police (and the premises licence holder) at the hearing.

All parties are advised that the premises licence holder may make representations against the interim steps taken by the Licensing Authority. On receipt of such representations, the Licensing Authority must hold a hearing within 48 hours.

All parties are advised that there is no right of appeal to a Magistrates' Court against the Licensing Authority's decision at this stage.

## BIRMINGHAM CITY COUNCIL

LICENSING ACT 2003PREMISES LICENCE

Premises Licence Number:

3897 / 4

**Part 1 - Premises details:**

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>	
Stories 30 Ladywell Walk	
<b>Post town:</b>	<b>Post Code:</b>
Birmingham	B5 4ST
<b>Telephone Number:</b>	

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

<b>Licensable activities authorised by the licence</b>	
B	Films
F	Recorded music
G	Performances of dance
H	Anything of similar description to that falling within (live music), (recorded music) or (performances of dance)
L	Late night refreshment
M3	Sale of alcohol by retail (both on & off the premises)

<b>The times the licence authorises the carrying out of licensable activities</b>			
Monday - Sunday	00:00	-	00:00
	23:00	-	05:00
			B, F, G, H, M3 L

<b>The opening hours of the premises</b>			
Monday - Sunday	00:00	-	00:00

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

BIRMINGHAM CITY COUNCIL

Part 2

<b>Name, (registered) address, telephone number and email (where relevant) of holder of premises licence</b> New Era Birmingham Ltd 20 - 22 Wenlock Road	
<b>Post town:</b> London	<b>Post Code:</b> N1 7GU
<b>Telephone Number:</b> Not Specified	
<b>Email</b>	

<b>Registered number of holder for example company number or charity number (where applicable)</b> 11213450
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<b>Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol</b> Mr Ryan Gough	
<b>Post town:</b>	<b>Post Code:</b>
<b>Telephone Number:</b> N/A	

<b>Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol</b>	
<b>Licence Number</b> 10971	<b>Issuing Authority</b> BIRMINGHAM CITY COUNCIL

Dated 01/05/2019



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 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

## **BIRMINGHAM CITY COUNCIL**

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**

All members of staff will receive training regarding the four licensing objectives contained in the Licensing Act 2003;

Responsible retailing of alcohol, and law regarding sales of alcohol.

Protection of children from harm and this must include how to competently check customers' identification where necessary.

Permitted hours during which licensable activities can take place and the conditions attached to the premises licence.

The training provided to staff will be recorded and each member of staff will sign and date the training records to confirm they have received and understood the training provided.  
The staff training records will be kept at the premises and made available to any Responsible Authority upon request.

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

The premise is to maintain door staff profiles for all door staff working at the premises and for any door staff that have worked on the premises in the last three months.

The premise is to maintain door staff profiles for all door staff working at the premises and for any door staff that have worked on the premises in the last three months.

The door staff profile will consist of identification for the member of staff; A copy of his/her SIA badge Passport or driving licence. If the proof of identification is anything other than the photo driving licence then the member of staff will need proof of address, which must be a copy of a utility bill dated within the last six months.

Door supervisors stationed outside the front of the premises will wear hi-visibility jackets/coats and will have their SIA badge held in a clear arm sleeve. Door supervisors inside the premises will wear hi-visibility arm bands, again with their SIA badge held in a clear arm sleeve.

A CCTV system is to be installed at the premises to the specification agreed with the Licensing Department at West Midlands Police.

CCTV is to be operational whilst the premises are open and be recording continually. If a hard drive system is used the recordings are to be kept for a minimum of 31 days. CCTV images to be made available to any responsible authority on request.

If the premises uses any new promoter for any external event then for the first event the Designated Premises Supervisor will inform West Midlands Police Licensing Department at least 28 Days before the first event with a risk assessment for the event. Recommendations made to the Designated Premises Supervisor that satisfy the four licensing objectives will become conditions for that event on the premises license.

The Premises to provide a standard operating risk assessment for each night of the week to include door staff numbers and deployment plan. Premises also to provide risk assessment for all non-standard events i.e. student nights.

There shall be a zero tolerance policy in relation to drugs at the premises.

The Premises to implement a drugs policy to be made available for inspection by West Midlands Police.

## BIRMINGHAM CITY COUNCIL

An incident book shall be kept at the premises and maintained on site at all times. It shall be made available on request to an authorised officer of the local authority or a member of police staff, which will record the following, all crimes reported to the venue, all ejection of patrons, any complaints received (of a criminal or Licensing nature), any incidents of disorder, seizure of drugs or offensive weapons, any faults in the CCTV system and any visit by a relevant authority or emergency service.

The Premises shall actively participate in the local Pub watch.

Staff and Management shall receive refresher training in relation to the licensing legislation, underage sales and drug policies and shall be fully conversant with the conditions contained in the Premises Licence.

The training records for staff to be stored and produced to a responsible authority on request.

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

The maximum occupancy level is to be agreed with West Midlands Fire Service, this figure may be varied from time to time subject to agreement with West Midlands Fire Service.

The Premises Licence Holder shall ensure a member of staff will be trained in first aid.

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

Regulated entertainment shall take place indoors only.

A zero tolerance policy towards drunken or anti-social behaviour is to be in operation on the premises at all times.

The Licence Holder is to provide responsible management at all times.

SIA registered security staff will oversee patrons arriving or departing the premises and not allow anti-social behaviour by individuals or groups. When necessary advice will be given to such patrons not to do anything which may cause annoyance or disturbance to the local community.

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

The premises will operate in accordance with all relevant legislation which promotes the protection of children from harm objectives.

The premises will adopt Challenge 25 policy for anyone appearing under 25 years of age. Only 3 recognised forms of will be accepted. Photo card driving licence Passport Pass card for over 18's

No person under 18 years will be allowed into the venue unless for a separate 'under 18' event with approval of West Midlands Police.

All events for persons under the age of 18 are classed as high risk for purposes of notification. West Midlands police to have a veto over any such event (under 18 years).

A proof of age scheme will be used at the venue and a refusal register will be in place.

**BIRMINGHAM CITY COUNCIL**

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

**3a) General committee conditions**

Licensing Sub Committee C resolved to modify the conditions of the Licence on 30<sup>th</sup> May 2019 following the Expedited Review of the Licence.

The Premises Licence Holder shall ensure that weekly Incident Reports are sent to West Midlands Police (Birmingham Central Licensing Team). The Reports shall include details of any incidents which have occurred at the premises, and also the details of the security staff who were on duty at the premises that week.

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

All members of security staff shall wear body cameras for the duration of their duty as directed by West Midlands Police, and the premises shall follow all Police instructions relating to retention and disclosure of footage. The body cameras must be capable of recording images and audio at all times

Each member of security staff (whether working outside the premises, or in the main reception, or in the licensable area) shall clearly display a unique number in a format approved by West Midlands Police, for the purposes of distinguishing each from the other members of the security team. Each member of the security team will have the number allocated to them when they sign on duty and this shall be recorded and retained by the premises.

A knife arch shall be installed and operated, through which all patrons shall pass when entering the premises.

SIA numbers shall be assessed on a risk assessment basis

Dog security shall be provided on a risk assessment basis

All glassware shall be polycarbonate, except for bottles; bottles shall only be supplied to those customers seated in booths, and then only provided that the said bottles are secured by chain.

**3c) Committee conditions to promote public safety**

N/A

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

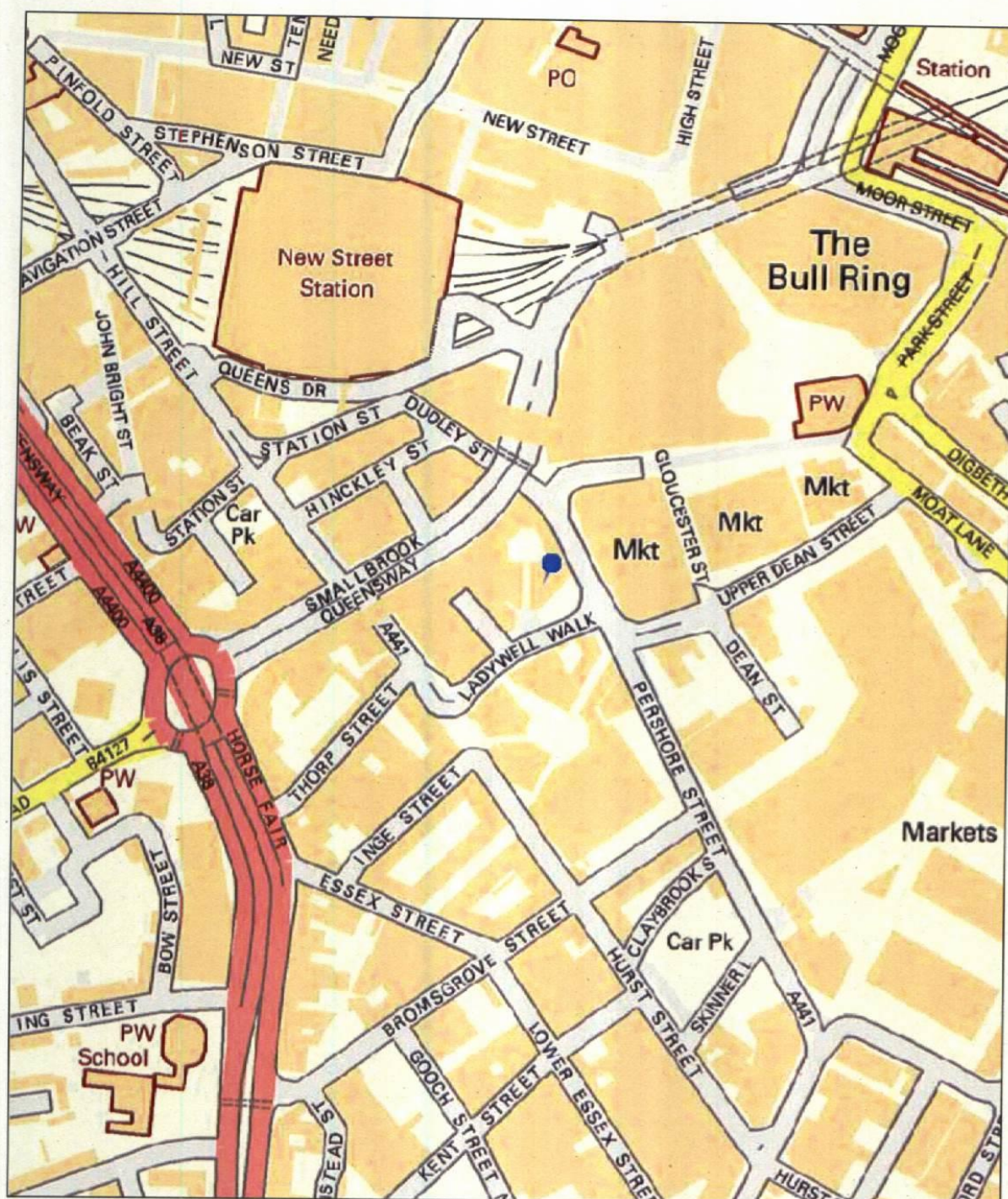
N/A

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

N/A







**Birmingham City Council**

Map Created By:

Notes

Date of Map Creation: 01/04/2019



Scale:  
1:4,000

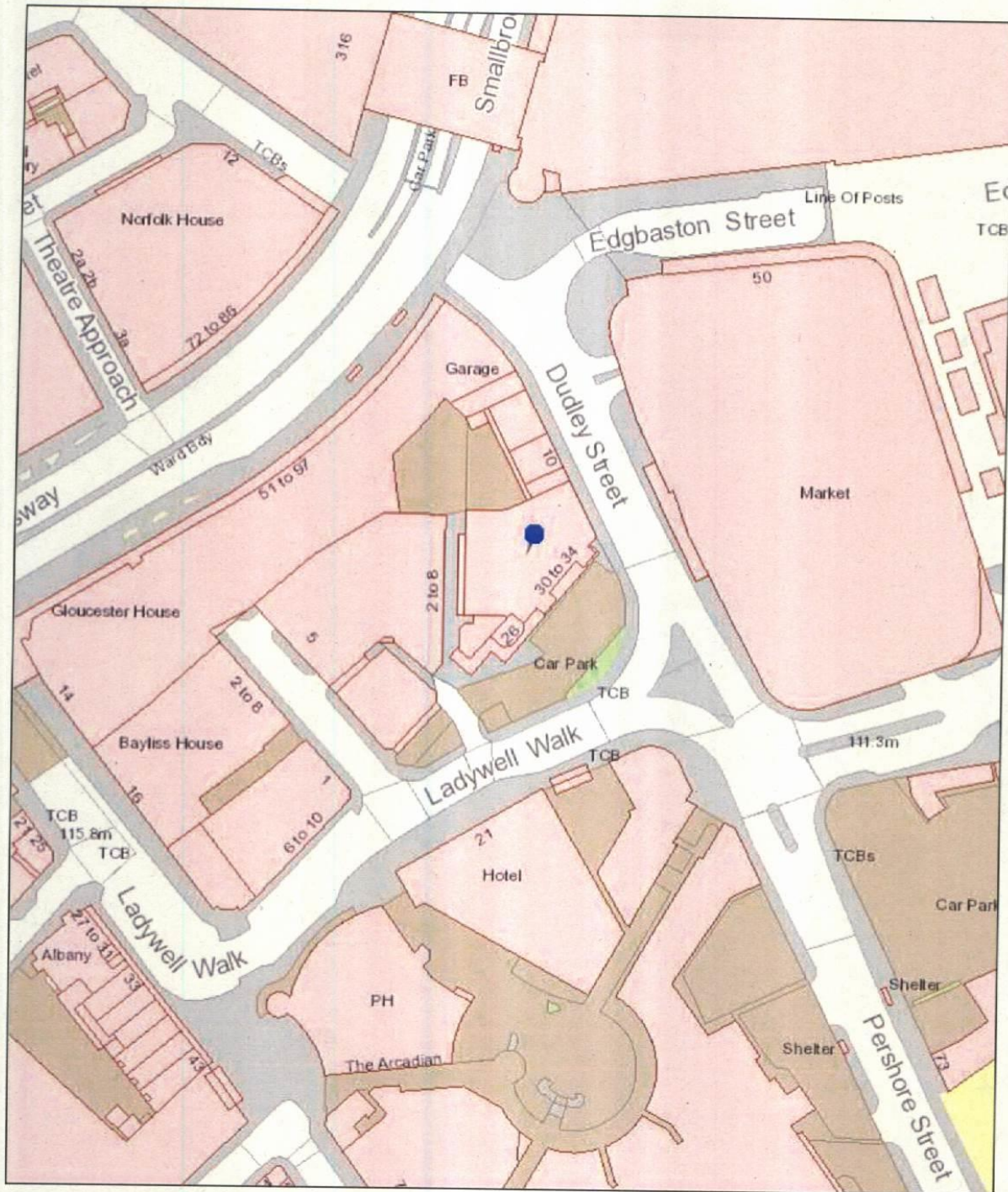
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**Birmingham City Council**

Map Created By:

Notes

Date of Map Creation: 01/04/2019



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Evidence for the  
Licensing Review of  
**Stories Nightclub**



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# 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: Stories**

**Premise Licence Number: 3897**

**Premise Licence Holder: New Era Birmingham Ltd**

**Designated Premise Supervisor: Ryan Gough**

**I am a Superintendent in West Midlands Police.**

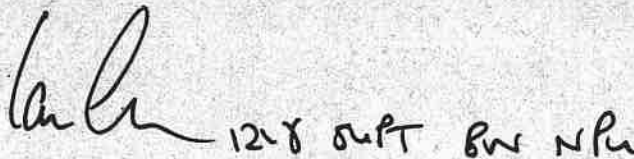
I am giving this certificate because I am in the opinion that the procedures under the Licensing Act are inappropriate in this case because the standard review procedures are thought to be inappropriate due to the seriousness of the crime and the disorder at the premises and that this the second such application for a similar matter.

The level and seriousness of the incidents both in terms of the crimes being committed and the serious disorder 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 circumstance 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 weekend of the 5<sup>th</sup> October 2019.. 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

 128 Supt BW NPL



## 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 - Supt 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: STORIES**

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

**30 Ladywell Walk**

Post Town: **Birmingham**

Post Code (if known): **B5 4ST**

**2. Premises Licence details:**

Name of premise licence holder (if known): **New Era Birmingham Ltd**

Number of premise licence (if known): **3897**

**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:  
(Please read guidance note 2)**

The above premise is a nightclub situated in the Southside Night time economy area of Birmingham.

On the 1<sup>st</sup> October 2019 the premises submitted as usual a risk assessment detailing what events they were having on for that week. This was sent to a Police licensing officer, and detailed that they were open for two nights that week.

Both events are indicated as being advertised and promoted internally, this means they are done by the premises and not through an external promoter. The events listed were – Friday Chapterz20 and Saturday Radio 1extra.

The name of the DJ's for the Saturday night were there 5 normal DJ's, with one special DJ listed from Radio 1extra. Although this DJ was listed from radio 1extra there was no indication that this event was an official party to the Radio 1extra concert that was happening in Birmingham on the 5<sup>th</sup> October.

This application is around the events for the Saturday (Radio 1extra).

On Thursday 3<sup>rd</sup> October 19 the DPS phoned and spoke to a licensing officer, stating that they had added an additional dog unit to the 10 security they had on for the Saturday night.

The DPS also informed us that they had discovered that a table that had been booked and had been under false details so they had cancelled the booking as the people on that table had been involved in the serious disorder in April of this year.

On Friday 4<sup>th</sup> October 19 the DPS sent through a list of persons on their guest list for the event on the Saturday. The list consisted of 491 people (some with additional plus numbers next to them). This was received at 15.10 hours on the Friday, with the amount of people on the list and the time it was submitted West Midlands Police were unable to action any request to look at the details.

At 03.58 hours on Sunday 6<sup>th</sup> October West Midlands Police received a 999 call from the DPS stating there was a fight and he was trying to get everyone out of the premises.

As officers were being dispatched another call came from City Road Hospital.

At 04.07 hours on Sunday 6<sup>th</sup> October 2019 West Midlands Police received a 999 call from City Road Hospital, stating that a male had walked into the hospital 5 minutes before with a stab wound to the neck.

The 999 log indicates that the male has stated to hospital staff that he has stabbed and that the hospital have said "looks like someone has hit him to the back of his head with something large – can see his spinal muscle"

This injured male refused to assist officers who attended the hospital, stating he was not aware where it happened, who did it, how it was done.

Officers have then conducted enquiries at Stories following the reports of the fight and on viewing the CCTV there is serious, significant disorder occurring in the premises. Tables are used as weapons and people can be seen walking around with bottles in their hands. The way they are holding the bottles, by the neck indicates they were being held as weapons.

Footage has also been found through social media, of a person inside the premises. Careful analysis of this footage does show a male being ushered out of the premises with a clear wound to the back of his neck on the left hand side. He also appears to have Afro corn rows as a hair style.

The location of the wound and the hairstyle corroborate the physical details of the male who presented himself at hospital. Although the male will not assist the Police, officers



have looked at the pictures of the wound and their professional opinion is that the wound is the result of a knife and not a bottle.

Not all the CCTV footage has been viewed yet which will be an on-going live investigation as the wounding to the male has been crimes as an attempt murder.

However from what footage has been seen, there is clear significant disorder within the premises, people are arming themselves with bottles to use as weapons, and someone leaving the premises quickly with a neck wound to the rear left hand side of his head.

The investigation is continuing, intelligence that has been graded the highest possible has been received indicating that individuals seen on the social media footage are gang nominals and that they had also been involved in disorder at the Radio 1 extra concert.

The intelligence indicates that the disorder involved local organised crime groups and persons from London. Again this reflects that persons at the hospital with the IP indicated they had come up from London to go to the event.

Although the call from the premises was times at 03.58 to disorder on the CCTV starts at 03.40 and continues for some minutes.

The distance from Ladywell Walk to City Hospital is around 3 miles.

This is not the first time this year West Midlands Police have issued licensing proceedings against these premises. In April 2019 there was a private party booked at the venue, disorder escalated both inside and outside the premises, weapons were used including bottles and a knife was recovered.

As a result of this incident following an expedited review conditions were imposed on the licence, including bottles being tethered to tables, all door staff wearing body cams, all persons going through a metal arch.

None of these conditions are currently live on the licence as the premises have appealed that decision, but a lot of the circumstances of this event mirror what happened before.

With the history of these premises and the serious crime and disorder associated with it West Midlands Police are seeking the immediate suspension of the premise licence.

Signature of applicant:



Date: 8/10/19

Rank/Capacity: Supt 1218 Green SW NPU

Contact details for matters concerning this application: Birmingham Central Licensing Dept.

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

Telephone Number(s): 0121 626 6099

E-mail - bw\_licensing@west-midlands.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.

- A STORIES FILM INC. PRODUCTION -

PREMIERING

# STORIES

- NIGHTCLUB -

**BBC**  
RADIO

**Extra** DJ

**DJ CHARLESY.**

**C**  
DJCONNORS

**SHAO**  
FIVE

**GT**

**SATURDAY 5TH OCTOBER**

**CÎROC**  
ULTRA PREMIUM VODKA

MORE INFORMATION: 0121 769 0322 | @STORIESNIGHTCLUB | NO ID NO ENTRY  
50 LADYWELL WALK BIRMINGHAM B5 4ST



scor 1-10-17.

# STORIES

## Standard Operating risk assessments

**Week Commencing – 30.09.19**

Monday – Closed

Tuesday – Closed

Wednesday – Closed

Thursday – Closed

Friday – Stories Friday – Chapterz 20

Saturday – Stories Saturday – BBC Radio 1xtra

Sunday – Closed

# STORIES

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4	Details of Entertainment	6
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# STORIES

## 1. INFORMATION

<b>INFORMATION PROVIDED</b>	Days of standard operation Friday Saturday
-----------------------------	--

## 2. PERSONNEL FROM STORIES

<b>HOLDER OF PREMISES LICENCE</b>	New Era
<b>DPS OF STORIES</b>	Ryan GOUGH Mobile No: [REDACTED]

## SECURITY PROVIDERS

<b>SECURITY PROVIDERS</b>	Name:RG8Group Contact: [REDACTED] Office: [REDACTED] Mobile: [REDACTED] E-Mail: [REDACTED]
---------------------------	--

## PROMOTERS/ORGANISERS DETAILS

<b>PROMOTERS/ORGANISERS NAME</b>	Name: in-house nights
<b>CONTACT NUMBER</b>	Mobile:
<b>HOME ADDRESS</b>	
<b>PROMOTERS E-MAIL</b>	
<b>BUSINESS ADDRESS</b>	
<b>LAST 3 EVENTS HELD IF ANY</b>	1. Stories
<b>TYPE OF EVENT</b>	

### 3. DETAILS OF EVENT

<b>VENUE/S</b>	<ul style="list-style-type: none"> <li>• STORIES</li> </ul>
<b>DATE/S</b>	<ul style="list-style-type: none"> <li>• Friday – 04/10/19</li> <li>• Saturday – 05/10/19</li> </ul>
<b>EVENT HOURS</b>	<ul style="list-style-type: none"> <li>• Friday – 10 – 4</li> <li>• Saturday 10 – 5</li> </ul>
<b>ENTRANCE</b>	<ul style="list-style-type: none"> <li>• The entrance being used is situated at the front of the premises</li> </ul>
<b>ADDMISION</b>	<ul style="list-style-type: none"> <li>• Guestlist is available</li> <li>• Door entry from £15</li> <li>• Table Entry</li> </ul>
<b>LAST ADDMISSION</b>	<ul style="list-style-type: none"> <li>• 2am</li> </ul>
<b>TYPE OF CUSTOMER</b>	<ul style="list-style-type: none"> <li>• 21yrs and over age range being targeted</li> </ul>
<b>TYPE OF MUSIC</b>	<ul style="list-style-type: none"> <li>• Mixture of Hip Hop, Soul, Oldskool, RnB &amp; Bashment</li> </ul>
<b>DRESS CODE</b>	<ul style="list-style-type: none"> <li>• Smart casual</li> </ul>
<b>ANTICIPATED NUMBERS</b>	<ul style="list-style-type: none"> <li>• 100-150 people Friday</li> <li>• 300+ people Saturday</li> </ul>
<b>CAPACITY OF PREMISES</b>	<ul style="list-style-type: none"> <li>• 550</li> </ul>
<b>DRINKS PROMOTIONS</b>	<ul style="list-style-type: none"> <li>• Friday – house spirit mixers - £2.50 singles, £5 double, Jagerbombs £1.50, Ciroc Bottles £120 – Ladies offered free drinks for an hour between 12:30-1.30, only 1 drink allocated per person each serving</li> </ul>
<b>PUBLICISING THE EVENT</b>	<ul style="list-style-type: none"> <li>• Social Media/Internet/fliers handed – Via social media.</li> </ul>
<b>TICKETS</b>	

#### 4. DETAILS OF ACT/DJ's

For Fridays djs please see events risk assessment

DJ/ACT	PHOTO	DETAILS/COMMENTS(If Required)
A.D.B		Name: Aden Date of Birth: [REDACTED] Information: [REDACTED] Date at venue: Friday 04/10/19
DJ Fourty		Name: Fortune Sibanda Date of Birth: [REDACTED] Information: [REDACTED] Date at Venue: Friday 04/10/19
DJ Connor G		Name: Connor Date of Birth: [REDACTED] Information: [REDACTED] Date at venue: 05.10.19
Continental GT		Name: Lee Date of Birth: [REDACTED] Information: [REDACTED] Date at Venue: 05/10/19
ShaqFive Dj		Name: Shaquille Date of Birth: [REDACTED] Information: [REDACTED] Date at venue: 05/10/19
Dj Charlsey		Name: [REDACTED] Date of Birth: [REDACTED] Information: [REDACTED] Date at venue: 05/10/19

## 5. SECURITY DEPLOYMENT FOR STORIES

5 SIA TRAINED DOOR SUPERVISORS FOR STORIES – Friday	
DEPLOYMENT AREAS	SECURITY DEPLOYMENT
<b>Search Team &amp; Security at Main Entrance:</b> (Door supervisor will wear Hi-Vis Security Jackets)	<b>2 Door Supervisors to be assigned to this area</b> <ul style="list-style-type: none"> <li>• 2 Door supervisors (1 &amp; 2) to control flow of queue will also meet &amp; greet patrons whilst conducting ID, suitability checks and searches on all persons entering STORIES.</li> <li>• They will also maintain a sterile area immediately outside the main doors.</li> <li>• Purpose built Metal barriers will be used for this, and to control queuing.</li> <li>• One of the door supervisors will wear a bodycam</li> </ul>
<b>Reception Area</b> (Door supervisor will wear Hi-Vis Security tabard)	<b>(1) Door supervisor to be assigned to this area</b> <ul style="list-style-type: none"> <li>•</li> </ul>
<b>Main room Ground Floor– Main Bar area</b> (Door supervisor will wear Hi-Vis Security tabard)	<b>0 Door Supervisors to be assigned to this area.</b> <ul style="list-style-type: none"> <li>• This area is closed, however the 2 roaming upstairs will keep an eye on the area.</li> </ul>
<b>Main room Mezzanine– Bar area</b> (Door supervisor will wear Hi-Vis Security tabard)	<b>1 Door Supervisors to be assigned to this area.</b> <ul style="list-style-type: none"> <li>• 2 Door supervisors (4) to monitor both the bar area &amp; the main room.</li> <li>• To identify any potential hotspots</li> </ul>
<b>Smoking Terrace :</b> (Door supervisors will wear Hi-Vis security tabard)	<b>1 Door supervisors to be assigned to this area</b> <ul style="list-style-type: none"> <li>• 1 Door supervisor (5) on smoking terrace to identify any potential hotspots.</li> <li>• To control the number of people in the smoking area.</li> <li>• To discourage customers from bringing drinks outside.</li> <li>• To monitor Fire exits on outside of premises for any unwanted guests attempting to gain entry.</li> </ul>

# 10 SIA TRAINED DOOR SUPERVISORS FOR STORIES – Sunday

DEPLOYMENT AREAS	SECURITY DEPLOYMENT
<b>Search Team &amp; Security at Main Entrance:</b> (Door supervisor will wear Hi-Vis Security Jackets)	<b>3 Door Supervisors to be assigned to this area</b> <ul style="list-style-type: none"> <li>• 3 Door supervisors (1, 2 &amp; 3) to control flow of queue will also meet &amp; greet patrons whilst conducting ID, suitability checks and searches on all persons entering STORIES.</li> <li>• They will also maintain a sterile area immediately outside the main doors.</li> <li>• Purpose built Metal barriers will be used for this, and to control queuing.</li> <li>• One of the door supervisors will wear a bodycam</li> </ul>
<b>Reception Area</b> (Door supervisor will wear Hi-Vis Security tabard)	<b>1 Door supervisor to be assigned to this area</b> <ul style="list-style-type: none"> <li>• 1 supervisor (4) will monitor the reception area and not allow any large coats or jackets through into the venue and will be left in the cloakroom.</li> </ul>
<b>Main room Ground Floor– Main Bar area</b> (Door supervisor will wear Hi-Vis Security tabard)	<b>1 Door Supervisors to be assigned to this area.</b> <ul style="list-style-type: none"> <li>• 1 Supervisor (5) will monitor this area</li> <li>• Identify any potential hotspots</li> <li>• Regularly check toilets</li> <li>• Monitor fire exit</li> </ul>
<b>Main room Mezzanine– Bar area</b> (Door supervisor will wear Hi-Vis Security tabard)	<b>6 Door Supervisors to be assigned to this area.</b> <ul style="list-style-type: none"> <li>• 6 Door supervisors (6, 7, 8, 9) to monitor both the bar area &amp; the main room.</li> <li>• To identify any potential hotspots</li> </ul>
<b>Smoking Terrace :</b> (Door supervisors will wear Hi-Vis security tabard)	<b>1 Door supervisors to be assigned to this area</b> <ul style="list-style-type: none"> <li>• 1 Door supervisor (10) on smoking terrace to identify any potential hotspots.</li> <li>• To control the number of people in the smoking area.</li> <li>• To discourage customers from bringing drinks outside.</li> <li>• To monitor Fire exits on outside of premises for any unwanted guests attempting to gain entry.</li> </ul>

## 6. SECURITY ARRANGEMENTS

<b>SECURITY DUTIES</b>	<ul style="list-style-type: none"><li>• All Door Supervisors will be briefed by their respective Designated Premises Supervisor, as to their duties during their tour of duty at the event.</li><li>• No door supervisor will be engaged to work at the premises if he/she is not in possession of a current SIA licence.</li><li>• No door supervisor will be engaged to work at the premises if the management at STORIES are not supplied with a current profile of the Door supervisors.</li><li>• All members of security will wear a unique number to identify them.</li></ul>
<b>SEARCHING</b>	<ul style="list-style-type: none"><li>• STORIES will operate searches for all those entering the premises, which will include the use of a hand held search device.</li><li>• A knife arch will be used on the front door.</li></ul>
<b>EJECTIONS FROM THE PREMISES</b>	<ul style="list-style-type: none"><li>• All ejections will be conducted via the front entrance of STORIES.</li><li>• No other exit will be used, unless it is deemed impractical for safety reasons.</li></ul>
<b>IDENTIFICATION</b>	<ul style="list-style-type: none"><li>• 'Challenge 25' will be adopted, and only the following ID documents will be accepted as proof of age. PASSPORT/DRIVING LICENCE</li></ul>
<b>CAMERAS</b>	<ul style="list-style-type: none"><li>• The venue is equipped with CCTV, as per licence conditions.</li><li>• Body cams will also be in operation. One on front door, one on mezzanine level.</li></ul>
<b>TOILETS</b>	<ul style="list-style-type: none"><li>• Toilets will be checked periodically by Door supervisors covering inside the venue. Toilets are also monitored all night by a toilet attendant.</li></ul>
<b>RADIO COMMUNICATION</b>	<ul style="list-style-type: none"><li>• Radio's will be issued to all door &amp; bar supervisors who in turn will be able to contact any door /bar supervisor or management in the premises</li></ul>
<b>SMOKING AREA</b>	<ul style="list-style-type: none"><li>• A smoking terrace is situated at the rear of STORIES.</li></ul>
<b>FIRST AID</b>	<ul style="list-style-type: none"><li>• There will be a trained first aider on duty on the premises during this event</li><li>• All members of staff have been made aware of the defibrillators in the area.</li></ul>
<b>INCIDENT REGISTER</b>	<ul style="list-style-type: none"><li>• All incidents will be recorded in the premises Incident register</li><li>• Designated Premises Supervisor will ensure all incidents are recorded</li></ul>

## 6. SECURITY ARRANGEMENTS

<b>DRUGS POLICY</b>	<p>STORIES have an absolute "Zero Tolerance" in relation to misuse of Drugs.</p> <p>a). Persons suspected of being in possession of unlawful drugs will be asked to submit to a search prior to entering the premises. If they decline the search, they will not be permitted access. Signage will be in place to state this</p> <p>b). Any person within the premises suspected of being in possession of unlawful drugs will be asked to submit to a search. If they decline they will be removed from the premises. Any "minor" possession (as per guidelines i.e. non dealing quantity) discovered under these circumstances will lead to the suspect drugs being seized and the person in possession and anyone accompanying him/her being refused entry.</p>
<b>DPS AREA OF RESPONSIBILITY</b>	<ul style="list-style-type: none"><li>• The DPS is ultimately responsible for his premises and ensuring all conditions are adhered to.</li><li>• They are fully aware of their responsibilities.</li><li>• The DPS or there nominated supervisor for STORIES will make periodic visits to the front entrance ensuring correct supervision of the door supervisors.</li></ul>



## 7. DETAILS OF POTENTIAL RISK FACTORS

<b>VIOLENCE towards floor &amp; Bar Staff, Security &amp; members of Public</b>	<ul style="list-style-type: none"> <li>• All staff will have received training in the four licensing objectives.</li> <li>• All members of staff will be briefed prior to the event on possible dangers.</li> <li>• The bars will have a supervisor on duty who will have radio communication with security and management.</li> <li>• Staff will be trained to spot potential trouble makers &amp; to defuse potential tense situations if safe to do so.</li> <li>• CCTV will be in working order, and have a recording facility of 31 days.</li> <li>• All incidents will be entered into an incident register/book and kept on the premises.</li> <li>• Overcrowding will not be permitted in any area of the venue. Door supervisors &amp; Management will ensure this is the case.</li> <li>• Drink will not be sold to any person who appears to show signs of drunkenness.</li> <li>• Glass collectors will be used to keep the venue clear of empty glasses, and to keep the venue clean &amp; safe from spillages.</li> </ul>
<b>DRUNKENNESS issues</b>	<ul style="list-style-type: none"> <li>• All staff will have received training on how to spot a member of the public who appears to be drunk and how to deal with them.</li> <li>• If members of the public appear to be drunk then refusal of any further drinks will be made.</li> <li>• If improper behaviour is being displayed, ejection from the venue will be made.</li> </ul>
<b>QUEUING arrangements</b>	<ul style="list-style-type: none"> <li>• Customers arriving at the venue will be ushered into two queues, one for standard entry. And another queue for tables..</li> <li>• A Knife arch is present at the front door that customers will be made to walk through, if they do not, they do not gain entry</li> </ul>
<b>UNSUITABLE CLIENTILE</b>	<ul style="list-style-type: none"> <li>• Customers who turn up at the venue but are not suitably dressed for STORIES will be politely refused entry.</li> </ul>
<b>SLIPS/TRIPS HAZARDS inside premises</b>	<ul style="list-style-type: none"> <li>• All carpet flooring is in good condition.</li> <li>• There is adequate lighting on all steps.</li> <li>• Staff have been identified to clean any spillages as soon as they have occurred.</li> <li>• Staff will have been instructed how to clean the spillage up as per Health &amp; Safety instructions.</li> </ul>



## 8. ADVICE

<b>ADVICE GIVEN TO Ryan GOUGH</b>	<p>Mr GOUGH the Designated Premises Supervisors, is aware that there is a potential risk in holding any event, however, with all parties subject to this risk assessment complying with all conditions , then the risks can all but be eliminated</p> <p>The DPS will have consulted with the Security Provider, and the Police before the event/Promotion goes ahead. Conditions in this assessment to be adhered to also conditions in the following documents:</p> <ul style="list-style-type: none"><li>• <b>Conditions of Premises Licence for STORIES</b></li><li>• <b>Fire Risk Assessment for the Premises</b></li><li>• <b>Drugs Policy</b></li><li>• <b>Dispersal Policy</b></li></ul>
<b>VARIATIONS OF CONDITIONS IN RISK ASSESSMENT REPORT</b>	<p>Any variation regarding the conditions in the Event Risk Assessment report will only be changed after consultation with the DPS and Security Provider.</p>

## Incident 467 of the 06/10/2019

Log Details CLOSED					
<b>Urn</b>	467	<b>Date</b>	06/10/2019 04:07	<b>Owner</b>	BVSP1
<b>Initial Classification</b>	CONCERN 4SAFETY	<b>Response</b>	P1 IMMEDIATE	<b>Last Updated</b>	06/10/2019
<b>Reported by</b>	CALL 999 [REDACTED]				
<b>Brief Incident Details</b>	HAD A WALK IN STABBING TO THE NECK, NO DETAILS AT THE MOMENT. YOUNG BLACK MALE JUST WALKED IN - IT IS BAD...				
<b>Location of Incident</b>					
<b>Feature</b>	CITY HOSPITAL NHS TRUST,DUDLEY ROAD HOSPITAL,MAIN HOSP				
<b>Street</b>	DUDLEY ROAD				
<b>Area</b>	WINSON GREEN,BIRMINGHAM,WEST MIDLANDS				
<b>Postcode</b>	B18 7QU				
<b>Beat</b>	BWJD				
<b>OSGR</b>	404669 287856				
<b>Location Ref</b>	2/2/472/1				
<b>Caller</b>					
<b>Name</b>	[REDACTED]	<b>Title</b>			
<b>House</b>	*EXT* CITY HOSPITAL NHS TRUST				
<b>Street</b>	DUDLEY ROAD				
<b>Area</b>	BIRMINGHAM, B18 7QU				
<b>Telephone Number</b>	[REDACTED]	<b>Ex-Directory</b>			
<b>Warning Markers</b>					
<b>Crime Number</b>	[REDACTED]				
<b>Status</b>	CLOSED				
<b>Date Closed</b>	06/10/2019				
<b>Result</b>	REPORT - CRIME				
<b>Final Incident Type</b>	RECORDED CRIMERECORDED CRIME				
<b>Closing Qualifiers</b>	NONE				
<b>Free Text</b>					
<b>Number of Arrests</b>	0				

Log Updates				
Date	Time	User	Terminal	Text
06/10/2019	04:08	58929	WBCHF6	Routed To Radio Operator(s)
06/10/2019	04:08	58929	WBCHF6	CLI data:
06/10/2019	04:08	58929	WBCHF6	SANDWELL & WEST BIRMINGHAM NHS, *EXT* CITY
06/10/2019	04:08	58929	WBCHF6	HOSPITAL NHS TRUST, DUDLEY ROAD, BIRMINGHAM, B18 7QU
06/10/2019	04:08	59543	BWR1	Incident Transfer Accepted by terminal BWR1
06/10/2019	04:08	58929	WBCHF6	MALE HAS JUST WALKED IN 5 MINS AGO
06/10/2019	04:08	58929	WBCHF6	
06/10/2019	04:08	58929	WBCHF6	HE WAS ON HIS OWN
06/10/2019	04:08	58929	WBCHF6	

Date	Time	User	Terminal	Text
06/10/2019	04:08	58929	WBCHF6	JUST SAID 'IVE BEEN STABBED'
06/10/2019	04:08	58929	WBCHF6	.
06/10/2019	04:08	58929	WBCHF6	LOOKS LIKE SOMEONE HAS HIT HIM TO THE BACK OF HIS
06/10/2019	04:08	58929	WBCHF6	HEAD WITH SOMETHING LARGE - CAN SEE HIS SPINAL
06/10/2019	04:08	58929	WBCHF6	MUSCLE
06/10/2019	04:08	58929	WBCHF6	.
06/10/2019	04:08	59543	BWR1	Invalid pluscode entry
06/10/2019	04:08	59543	BWR1	RCV12 Automatic STM notification generated
06/10/2019	04:08	59543	BWR1	RCV12 Allocated to Incident
06/10/2019	04:09	58929	WBCHF6	STATING HE WILL NEED TO GO TO QE HOSPITAL AS IT IS A
06/10/2019	04:09	58929	WBCHF6	BAD TRAUMA
06/10/2019	04:09	58929	WBCHF6	.
06/10/2019	04:09	58929	WBCHF6	UNSURE HOW HE GOT THERE
06/10/2019	04:09	58929	WBCHF6	.
06/10/2019	04:09	58929	WBCHF6	AND THEY HAVE NO OTHER DETAILS OF HIM YET
06/10/2019	04:09	58929	WBCHF6	.
06/10/2019	04:10	59543	BWR1	RCM82 Automatic STM Notification generated
06/10/2019	04:10	59543	BWR1	RCM82 Despatched
06/10/2019	04:14	59543	BWR1	RCF80 Redeployed from Incident 373 06/10/19
06/10/2019	04:14	59543	BWR1	RCF80 Automatic STM Notification generated
06/10/2019	04:14	59543	BWR1	RCF80 Despatched
06/10/2019	04:14	9948	WebOASIS	RCV12 - (1) UNIT TO HOSPITAL PLEASE SEE IF AN ACCOUNT
06/10/2019	04:14	9948	WebOASIS	CAN BE OBTAINED (2) CCTV CHECKS AT THE HOSPITAL
06/10/2019	04:14	9948	WebOASIS	PLEASE, TO CONFIRM DID PATIENT 'WALK IN' OR DID THEY
06/10/2019	04:14	9948	WebOASIS	DRIVE OR WERE THEY DRIVEN? (3) ANY OTHER PERSONS WITH
06/10/2019	04:14	9948	WebOASIS	THE PATIENT AT THIS TIME?
06/10/2019	04:14	9948	WebOASIS	(4) DS CHARLOTTE PARKES TO BE NOTIFIED.
06/10/2019	04:18	RCM82	Airwave	RCM82 Arrived at Incident
06/10/2019	04:20	RCF80	Airwave	RCF80 Arrived at Incident
06/10/2019	04:20	9948	WebOASIS	POINT 4 COVERED.
06/10/2019	04:20	59543	BWR1	MALE IN RESUS WILL BE MOVED TO QE
06/10/2019	04:23	22160	IncApp	[REDACTED]
06/10/2019	04:24	58583	BWR4	PNC - [REDACTED]
06/10/2019	04:24	58583	BWR4	*** PNC screen captured - 1 to Log
06/10/2019	04:24	58583	BWR4	*** PNC screen captured - 2 to Log
06/10/2019	04:24	58583	BWR4	*** PNC screen captured - 3 to Log
06/10/2019	04:28	58583	BWR4	M82 - 15 INCH CLICE BACK OF NECK - -1 CM AWAY FROM

Date	Time	User	Terminal	Text
06/10/2019	04:28	58583	BWR4	ARTERY - HOSPITAL HAVE DISCLOSED THIS IS LIFE
06/10/2019	04:28	58583	BWR4	THREATENING.
06/10/2019	04:28	58583	BWR4	**
06/10/2019	04:28	53123	BWR2	FROM RCM82 - THIS IS A DEEP CUT, IT IS ABOUT 1 CM
06/10/2019	04:28	53123	BWR2	AWAY FROM THE CAROTID AND IT IS DEEMED AS LIFE
06/10/2019	04:28	53123	BWR2	THREATENING.
06/10/2019	04:28	53123	BWR2	STAFF HAVE CONFIRMED THAT THE MALE WAS WITH SOMEONE
06/10/2019	04:28	53123	BWR2	WHO HAS GONE. OFFICERS ARE TRYING TO GET HIS NAME
06/10/2019	04:29	53123	BWR2	RCV12 Already Informed of this Incident
06/10/2019	04:29	53123	BWR2	Incident Allocation - Processing abandoned
06/10/2019	04:29	53123	BWR2	V12 AWARE
06/10/2019	04:29	59543	BWR1	M82 GOING TO QE
06/10/2019	04:29	59543	BWR1	F80 - CCTV MALE HAS WALKED FROM DUDLEY RD ACROSS
06/10/2019	04:30	59543	BWR1	AMBO BAYS, UNSURE IF HE ARRIVED IN VEHICLE AS NOT
06/10/2019	04:30	59543	BWR1	COVERED
06/10/2019	04:30	0141	WebOASIS	R13 - CAN YOU SWITCH THIS TO RTIC PLEASE
06/10/2019	04:30	59543	BWR1	Incident Switch to Terminal
06/10/2019	04:30	59543	BWR1	INC2,YMINTL,INC1,INC3,INC4,INC5,INC6,INC7
06/10/2019	04:30	59543	BWR1	ANY INTEL ON MALE
06/10/2019	04:30	59543	BWR1	Incident Switch
06/10/2019	04:31	5130	WebOASIS	DC LEECH ATTENDING
06/10/2019	04:31	59543	BWR1	F80 - 4 MALES HAVE TURNED UP IN RELATION, MAY BE
06/10/2019	04:31	59543	BWR1	FRIENDS OR FAMILY
06/10/2019	04:34	59589	BWRA	Resources Dealing with this Incident Enquiry
06/10/2019	04:34	58583	BWR4	Resource Despatch Processing abandoned
06/10/2019	04:34	58583	BWR4	PS HINTON ON THE WAY TO CITY HOSPITAL
06/10/2019	04:38	59589	BWRA	PNC - [REDACTED]
06/10/2019	04:38	59589	BWRA	*** PNC screen captured - 4 to Log
06/10/2019	04:38	22160	IncApp	SCENE LOG STARTED AT 0423 HRS CITY HOSPITAL FOR IP
06/10/2019	04:38	22160	IncApp	AND TRANSFERRED TO QE. CODE 6 QE
06/10/2019	04:38	59589	BWRA	*** PNC screen captured - 5 to Log
06/10/2019	04:39	22160	IncApp	UNABLE TO GET INITIAL ACCOUNT FROM IP AT PRESENT.
06/10/2019	04:39	22160	IncApp	WILL ENDEAVOUR TO DO THIS ASAP AS SOON AS HIS
06/10/2019	04:39	22160	IncApp	CONDITION AND TREATMENT ALLOWS
06/10/2019	04:41	58583	BWR4	RCM82 - TA QW
06/10/2019	04:41	58583	BWR4	CORRECTION - TA QE
06/10/2019	04:42	21444	WebOASIS	IMS LOG DATED 02/10/19 ###ON TUESDAY 22ND OCTOBER THE

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Date	Time	User	Terminal	Text
06/10/2019	05:22	21190	IncApp	VICTIM.
06/10/2019	05:24	21190	IncApp	THE ABOVE LIVES [REDACTED]
06/10/2019	05:24	21190	IncApp	HE HAS COME FROM LONDON WITH OTHER MALES TO ATTEND
06/10/2019	05:24	21190	IncApp	THE GRIME EVENT AT NIA. HE SAYS HE BRIEFLY SAW THE
06/10/2019	05:24	21190	IncApp	VICTIM AT THE EVENT BUT WOULD NOT ELABORATE.
06/10/2019	05:36	5130	WebOASIS	OFFICERS AT THE QE HAVE SEIZED THE IP'S CLOTHING
06/10/2019	05:37	22896	IncApp	F80 - ACTIONS COMPLETED -CCTV VIEWED IN CITY HOSPITAL
06/10/2019	05:37	22896	IncApp	SHOWING IP WALKING FROM DUDLEY ROAD (JUST OFF CAMERA
06/10/2019	05:37	22896	IncApp	SHOT, UNKNOWN IF HE WAS FROM A VEHICLE OR BY FOOT)
06/10/2019	05:37	22896	IncApp	ACROSS AMBULANCE BAYS INTO THE HOSPITAL BY HIMSELF. -
06/10/2019	05:37	22896	IncApp	SPOKE WITH AROUND 5 IC3 MALES WHO TURNED UP AT A&E
06/10/2019	05:37	22896	IncApp	WHO DID NOT IDENTIFY THEMSELVES OTHER THAN FRIENDS OF
06/10/2019	05:37	22896	IncApp	THE IP. THEY WOULD NOT GIVE ANY DETAILS OF HOW THE IP
06/10/2019	05:37	22896	IncApp	GOT HIS INJURIES. THEY WERE IN A [REDACTED]
06/10/2019	05:37	22896	IncApp	[REDACTED] BUT WERE NOT ABLE TO IDENTIFY HIM. - SPOKE WITH
06/10/2019	05:37	22896	IncApp	NURSES AND RECEPTION STAFF WHO STATED THAT THE MALE
06/10/2019	05:37	22896	IncApp	PRESENTED HIMSELF STATING 'I HAVE A STAB WOUND TO MY
06/10/2019	05:37	22896	IncApp	NECK' BUT NOTHING MORE. - AREA SEARCH IN THE AREA
06/10/2019	05:37	22896	IncApp	WHERE THE IP WALKED FROM (ALONG DUDLEY ROAD AND
06/10/2019	05:37	22896	IncApp	THROUGH THE BUSHES ON THE GRASS AREA OUTSIDE CITY
06/10/2019	05:37	22896	IncApp	HOSPITAL) FOR ANY SIGNS OF A SCENE HOWEVER THIS WAS
06/10/2019	05:37	22896	IncApp	NO TRACE. - ONE MALE WHO STATED HE HAD BEEN IN THE
06/10/2019	05:37	22896	IncApp	[REDACTED] IN THE DIRECTION FROM WHERE THE IP
06/10/2019	05:37	22896	IncApp	WALKED FROM. LOOKING THROUGH THE WINDOWS THERE WAS NO
06/10/2019	05:37	22896	IncApp	BLOOD ON ANY OF THE SEATS SO THIS IS POSSIBLY
06/10/2019	05:37	22896	IncApp	UNRELATED. WHEN LEAVING THE AREA, THERE WERE TWO SUS
06/10/2019	05:37	22896	IncApp	VEHICLES STOP IN THE MIDDLE OF DUDLEY ROAD. ONE IC3
06/10/2019	05:37	22896	IncApp	MALE GOT OUT OF ONE OF THE VEHICLES AND WALKED UP
06/10/2019	05:37	22896	IncApp	DUDLEY ROAD TOWARDS WINSON GREEN. HE APPEARED
06/10/2019	05:37	22896	IncApp	SIMILARLY DRESSED TO THE OTHERS WHO TURNED UP BEFORE.
06/10/2019	05:37	22896	IncApp	HE GOT OUT OF A BLACK AUDI Q6. THE OTHER VEHICLE
06/10/2019	05:37	22896	IncApp	WHICH REMAINED STATIONARY IN THE MIDDLE OF DUDLEY
06/10/2019	05:37	22896	IncApp	ROAD OUTSIDE THE HOSPITAL WAS A BLACK RANGE ROVER
06/10/2019	05:37	22896	IncApp	EVOQUE SPORT VRM [REDACTED]
06/10/2019	06:15	7107	WFSD10	ATTEMPT MURDER [REDACTED]
06/10/2019	06:19	20183	IncApp	SPOKE TO OFFICERS AT HOSPITAL, HAVE REQUESTED THEY

Date	Time	User	Terminal	Text
06/10/2019	06:19	20183	IncApp	ASK FOR PRE BLOOD TRANSFUSION SAMPLE IF HOSPITAL ARE
06/10/2019	06:19	20183	IncApp	TO DO BLOOD TRANSFUSION.
06/10/2019	06:21	20183	IncApp	[REDACTED]
06/10/2019	06:21	20183	IncApp	[REDACTED]
06/10/2019	06:21	20183	IncApp	[REDACTED]
06/10/2019	06:21	20183	IncApp	[REDACTED]
06/10/2019	06:24	20183	IncApp	[REDACTED]
06/10/2019	06:24	20183	IncApp	[REDACTED]
06/10/2019	06:24	20183	IncApp	[REDACTED]
06/10/2019	06:24	20183	IncApp	[REDACTED]
06/10/2019	06:24	20183	IncApp	[REDACTED]
06/10/2019	06:24	20183	IncApp	[REDACTED]
06/10/2019	06:27	22160	IncApp	[REDACTED]
06/10/2019	06:27	22160	IncApp	[REDACTED]
06/10/2019	06:35	59536	CF4	SOCO Enquiry - No Update made
06/10/2019	06:38	5130	WebOASIS	[REDACTED]
06/10/2019	06:38	5130	WebOASIS	[REDACTED]
06/10/2019	06:38	5130	WebOASIS	[REDACTED]
06/10/2019	06:38	5130	WebOASIS	[REDACTED]
06/10/2019	06:41	59536	CF4	This incident added to SOCO list for section BW
06/10/2019	06:43	22127	IncApp	[REDACTED]
06/10/2019	06:43	22127	IncApp	[REDACTED]
06/10/2019	06:44	22896	IncApp	[REDACTED]
06/10/2019	06:44	58515	BWR3	22127 Automatic STM Notification generated
06/10/2019	06:44	58515	BWR3	22670 Automatic STM Notification generated
06/10/2019	06:44	58515	BWR3	22127 Despatched
06/10/2019	06:44	58515	BWR3	22670 Despatched
06/10/2019	06:45	5130	WebOASIS	[REDACTED]
06/10/2019	06:45	5130	WebOASIS	[REDACTED]
06/10/2019	06:45	5130	WebOASIS	[REDACTED]
06/10/2019	06:45	5130	WebOASIS	[REDACTED]
06/10/2019	06:45	5130	WebOASIS	[REDACTED]
06/10/2019	06:45	22127	IncApp	[REDACTED]
06/10/2019	06:45	22127	IncApp	[REDACTED]
06/10/2019	06:45	22127	IncApp	[REDACTED]
06/10/2019	06:45	22127	IncApp	[REDACTED]
06/10/2019	06:45	22127	IncApp	[REDACTED]
06/10/2019	07:00	22127	IncApp	[REDACTED]

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Date	Time	User	Terminal	Text
06/10/2019	08:01	21322	BWRA	RCV12 Dealt With Incident
06/10/2019	08:24	59584	BWR4	Incident Transferred by terminal BWR4 to BVSP1
06/10/2019	08:24	59584	BWR4	FOR UPDATES
06/10/2019	08:24	59584	BWR4	Incident Transfer
06/10/2019	08:24	52628	BVSP1	Incident Transfer Accepted by terminal BVSP1
06/10/2019	08:24	52628	BVSP1	NOTED
06/10/2019	11:12	22851	IncApp	IP HAS BEEN LOOKED UP ONLINE, ACCORDING TO BBC
06/10/2019	11:12	22851	IncApp	WEBSITE FOR NEW ARTISTS HE HAS CONNECTIONS TO [REDACTED]
06/10/2019	11:12	22851	IncApp	[REDACTED] INFORMING OF THIS INCIDENT [REDACTED]
06/10/2019	11:12	22851	IncApp	ALL [REDACTED] HAVE BEEN TRACKED, KREPT [REDACTED] [REDACTED]
06/10/2019	11:12	22851	IncApp	[REDACTED] THEREFORE A POSSIBILITY THAT INCIDENTS ARE
06/10/2019	11:12	22851	IncApp	LINKED - EITHER RETALIATION OR FURTHER FIGHT? MALE IN
06/10/2019	11:12	22851	IncApp	HOSPITAL REFUSING TO ENGAGE WITH OFFICERS AND
06/10/2019	11:12	22851	IncApp	DETECTIVES, JUST STATING THAT HE CAN'T REMEMBER
06/10/2019	11:12	22851	IncApp	ANYTHING
06/10/2019	11:14	52628	BVSP1	NOTED
06/10/2019	12:11	22022	WebOASIS	[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
06/10/2019	12:11	22022	WebOASIS	[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
06/10/2019	12:11	22022	WebOASIS	CIB/01: LEFT TRAINER: 0069205
06/10/2019	12:12	22022	WebOASIS	CIB/02: RIGHT TRAINER: 0069238
06/10/2019	12:12	22022	WebOASIS	CIB/03: TROUSERS: 0069206
06/10/2019	12:12	22022	WebOASIS	CIB/04: SHORTS: 0069207
06/10/2019	12:13	22022	WebOASIS	CIB/05: TEE SHIRT: 069321
06/10/2019	12:14	22022	WebOASIS	[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
06/10/2019	12:14	22022	WebOASIS	22022 BAUM
06/10/2019	12:17	51239	YMR2	22127 Was Not Allocated This Incident - Cannot Have
06/10/2019	12:17	51239	YMR2	Dealt With It
06/10/2019	12:17	51239	YMR2	FOR BOOK OFF
06/10/2019	12:17	51239	YMR2	Resources Dealing with this Incident Enquiry
06/10/2019	12:17	51239	YMR2	22127 Cancelled
06/10/2019	12:25	22723	IncApp	CAN THIS BE CHECKED TO SEE IF THERE IS AN ETA FOR FSI
06/10/2019	12:25	22723	IncApp	AS SCENE HAS BEEN OPEN FOR 8 HOURS SO FAR
06/10/2019	12:31	52309	BVSP3	Incident Switch to Terminal
06/10/2019	12:31	52309	BVSP3	CF4,CF6,CF2,CF7,CF8,CF9,CF3,CF5,CF1
06/10/2019	12:31	52309	BVSP3	ANY ETA PLEASE AS PER LAST UPDATE? THANKS.
06/10/2019	12:31	52309	BVSP3	Incident Switch
06/10/2019	12:31	57502	CF6	Incident Switch Accepted By CF6

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Date	Time	User	Terminal	Text
06/10/2019	13:44	53148	WFSD6	23048 Despatched
06/10/2019	13:44	53148	WFSD6	22682 Despatched
06/10/2019	13:44	53148	WFSD6	23048 Arrived at Incident
06/10/2019	13:44	53148	WFSD6	22682 Arrived at Incident
06/10/2019	14:05	57063	CF4	IF58 Automatic STM notification generated
06/10/2019	14:05	57063	CF4	IF58 Allocated to Incident
06/10/2019	14:35	52158	CF2	IF58 Automatic STM Notification generated
06/10/2019	14:35	52158	CF2	IF58 Despatched
06/10/2019	15:22	23048	IncApp	[REDACTED]
06/10/2019	15:22	23048	IncApp	[REDACTED]
06/10/2019	15:22	23048	IncApp	[REDACTED]
06/10/2019	15:22	23048	IncApp	[REDACTED]
06/10/2019	16:07	57063	CF4	[REDACTED]
06/10/2019	16:07	57063	CF4	FSI WHELAN COMPLETED AT SCENE
06/10/2019	20:35	Syscon	SYSCON3	Overdue Time Reached
06/10/2019	20:43	Syscon	SYSCON3	Overdue Time Reached
06/10/2019	20:43	Syscon	SYSCON3	Overdue Time Reached
06/10/2019	20:44	53123	BVSP1	All Resources Leave Scene/Dispatch Cancelled etc
06/10/2019	20:45	53123	BVSP1	Resources Dealing with this Incident Enquiry
06/10/2019	20:45	53123	BVSP1	Incident Closed By Terminal BVSP1
06/10/2019	20:45	53123	BVSP1	Incident End (Result / Close)

## Incident Response THRIVE+ Assessments

Grade		Date	Time	Operator	Terminal
Original, Current	P1 IMMEDIATE Decision	06/10/2019	04:08	58929	WBCHF6
	THRIVE+ Assessment	06/10/2019	04:08	58929	WBCHF6
STABBING PATIENT GONE INTO HOSPITAL.					

## Log Resources

Rank	Name	Collar No	Dispatched	Arrived	Left	Cancelled	Informed	Informed Cancelled	Dealt With	Call Sign
INSP	BAKER	9948					06/10/2019 04:08		06/10/2019 08:01	RCV12
PC	HERGENHAHN	21190	06/10/2019 04:10	06/10/2019 04:18	06/10/2019 07:58					RCM82
PC	PATEL	22160	06/10/2019 04:10	06/10/2019 04:18	06/10/2019 07:58					RCM82
PC	SCOLLEN	22896	06/10/2019 04:14	06/10/2019 04:20	06/10/2019 07:49					RCF80



Rank	Name	Collar No	Dispatched	Arrived	Left	Cancelled	Informed	Informed Cancelled	Dealt With	Call Sign
INSP	SWALLOW	6178					06/10/2019 04:45		06/10/2019 07:47	AV3
PS	AHMED	4012	06/10/2019 04:53	06/10/2019 04:53	06/10/2019 05:10					RCR21
PC	FOULDS	22127	06/10/2019 06:44			06/10/2019 12:17				22127
PC	HAYWARD	22670	06/10/2019 06:44	06/10/2019 07:45	06/10/2019 07:45					22670
PC	HURRELL	22723	06/10/2019 07:25			06/10/2019 07:34				22723
PC	INGRAM	22618	06/10/2019 07:25			06/10/2019 07:34				22618
PC	MERVYN	22682	06/10/2019 13:44	06/10/2019 13:44	06/10/2019 20:44		06/10/2019 13:39			22682
PC	ROSE-LAING	23048	06/10/2019 13:44	06/10/2019 13:44	06/10/2019 20:44		06/10/2019 13:39			23048
CIV	WHELAN	56702	06/10/2019 14:35			06/10/2019 20:44	06/10/2019 14:05			IF58

## PNC Results

**Warning** the PNC information shown here represents the information extracted from PNC at the time of the check, and should be used only as a record of the information available at that time. The information may now be out-of-date, and consideration should be given to making a new check to obtain up-to-date information.

- 1 - PNC - # [REDACTED]
- 2 - PNC - # [REDACTED]
- 3 - PNC - # [REDACTED]
- 4 - PNC - # [REDACTED]
- 5 - PNC - # [REDACTED]
- 6 - PNC - # [REDACTED]
- 7 - PNC - # [REDACTED]
- 8 - PNC - # [REDACTED]
- 9 - PNC - # [REDACTED]
- 10 - PNC - # [REDACTED]

## Vehicle Recovery System

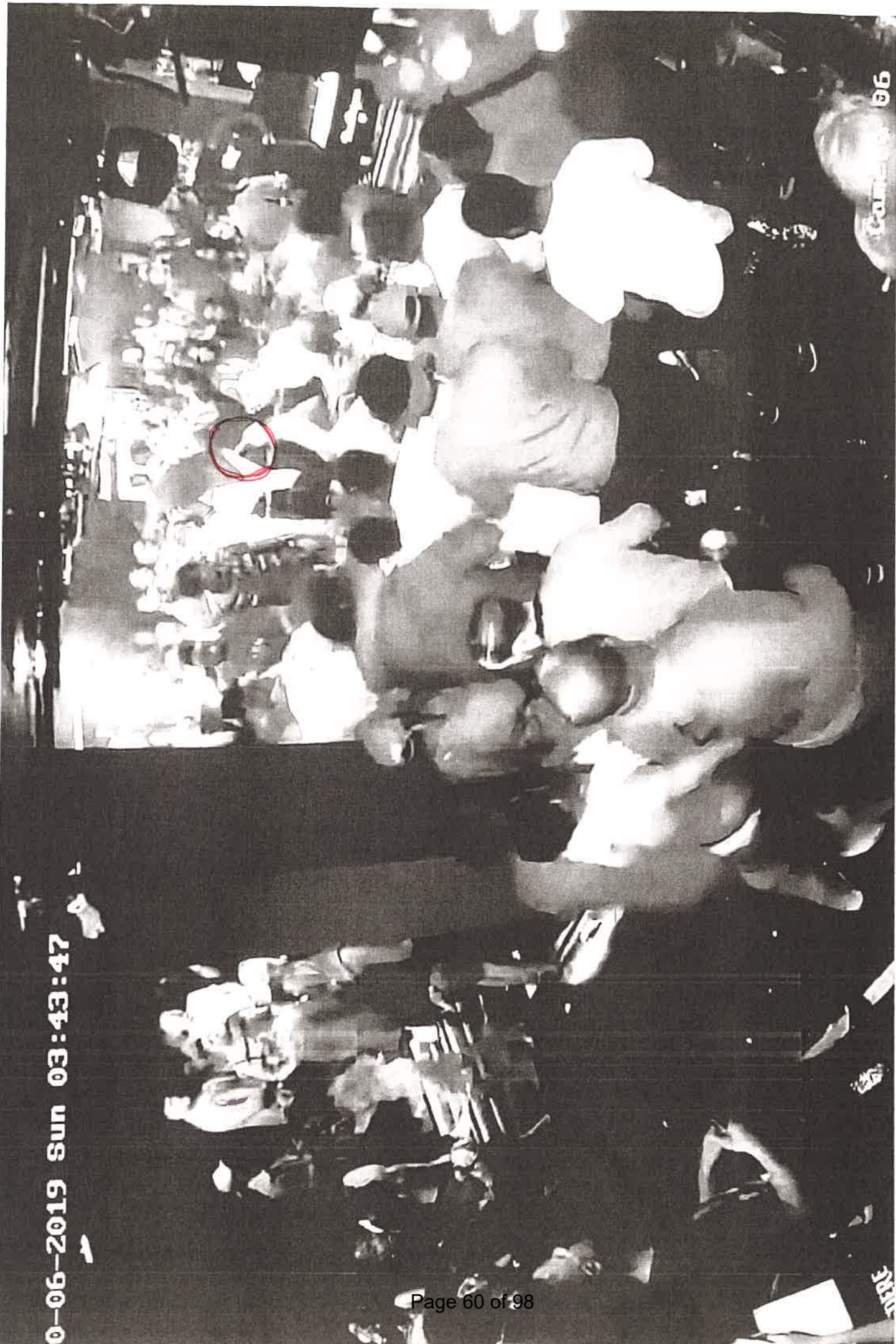
No Elvis records are associated with this incident

Incorrect use of this facility may be an offence under the Computer Misuse Act 1990 and the data displayed is subject to the provisions of the Data Protection Act 1998.  
Version: 3.0.2.0





0-06-2019 Sun 03:43:47





0-06-2019 Sun 03:43:47



COM-13 66

## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of Abdool Rohomon

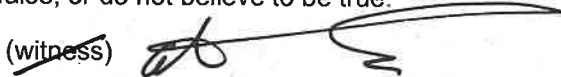
Age if under 18 +18 (if over 18 insert "over 18")

Occupation Police Officer

This statement (consisting of 6 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature:

(witness)



Date 28/11/19.

Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am the above named person, currently a serving police officer within West Midlands Police. I am based in Birmingham City centre where I have been for my service of just over 28 years. For the last 17 years I have been a licensing officer based in Birmingham.

I hold numerous qualifications, in relation to risk management, risk assessments, science of people movement, Biab, inspection of licensed premises.

This statement is in relation to a nightclub called Stories. Stories is located on Ladywell Walk, and is housed in the premises that was originally Legs 11 (a lap dancing venue). On the 2nd August 2018 New Era Birmingham Ltd, applied to transfer the premise licence, which was granted on the 16th August 2018.

Stories is not a lap dancing premises and has to be described as a vertical drinking nightclub. Although this statement is in relation to the events that happened in the early hours of the 6th October 2019, it is important to reflect on the history of these premises since the new licence holders took over the premises.

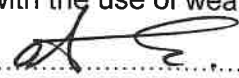
In February 2019 West Midlands Police served review papers against the premises as they had been found during Christmas operations to have been selling Nitrous oxide balloons to customers. Whilst conditions were imposed at the final hearing, the premises also submitted a minor variation to impose the same conditions.

The premises argued that even though they had put in the minor variation themselves the conditions had not become binding on the premises and so were no enforceable, when an incident in April took place. Whilst they may not have been enforceable they were volunteered by the premises themselves and to show that they were promoting the licensing objectives fully, it is not unreasonable to have expected them to be complying with these new conditions.

In May 2019 West Midlands Police issued a notice under Sec 53(a) of the Licensing Act, due to a party that had occurred in the premises getting out of hand and serious disorder ensuing with the use of weapons

Signature .....

Signature witnessed by .....



03/2016

OFFICIAL – (when complete)

(34)

Crime No. URN 

Statement of Abdool Rohomon

inside the premises.

This incident took place on the 29th April 2019, and can be summarised as follows. Officers were on patrol and noticed a scuffle outside the premises, when they went over to investigate, members of staff said there was a large fight inside and they needed assistance. As this was happening a male was brought out of the premises with what is described as a slash wound to the head. Officers tried to administer first aid but were thwarted by the clientele from the premises and faced a significantly hostile crowd.

This was for an event that the Police had not been notified about.

At the final hearing the licensing committee resolved to add additional conditions to the premise licence namely (summarised) –

- Weekly incident reports to be submitted
- Body cams to be used by all door staff
- Numbers on vests/jackets
- Knife arch for all patrons
- Sia numbers to be determined by risk assessment
- Dog security to be determined by risk assessment
- All glassware shall be polycarbonate with the exception of bottles, provided to customers in seated booths, which shall be secured by a chain

Stories exercised their right under Schedule 5 to appeal the decision of the licensing committee and in doing so the conditions of the licensing committee did not come into effect.

If I deal with the appeal first, I am aware that a fellow licensing officer (Chris Jones) was present at a pub watch meeting where the DPS of Stories Ryan Gough was critical of the decision made by the committee and how he had beaten the Police. This was said when the appeal process was still on going.

During the recent interim steps meeting, the premises Counsel indicated that the appeal was dead and would be dropped, however at the next pre trial hearing which occurred 4 days after the interim steps meeting the premises did not abandon their appeal and is listed for a trial in December.

As I will explain as this goes along there is a pattern of the premises saying one thing and then doing something completely different.

Turning the attention to the events of October 2019. A risk assessment was submitted for the forthcoming

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

(35)

Crime No. URN 

Statement of Abdool Rohomon

week (a practice that the premise had adopted for some time). This risk assessment showed 2 events for the that week, on the Friday an event called Chapterz 20 and then on the Saturday BBC Radio 1xtra.

West Midlands Police were informed that this was not an official after party for the Radio 1xtra event that was happening in Birmingham on that night. There was a DJ that played on Radio 1xtra but he was not at the main Birmingham event. The risk assessment indicated it was an in house promotion, there were 6 people on the Act/DJ list, with 300+ expected and the main entrance being used. This was sent on the 1st October 2019.

During the week, another officer from the licensing team was notified by the DPS that they had discovered that a table that had been booked had been booked by a party that had been involved in the disorder in April had also booked a table for the event on the Saturday (Radio 1xtra) and they had decided to cancel that booking. What was not clear at this point was how someone who had been involved in the serious disorder in April had managed to book and reserve a table for the event in October.

On the Friday after before the event on the Saturday the premises supplied a list (which contained names of 491+ people) to West Midlands Police. Due to the lateness of the submission and lack of detail on the list West Midlands Police were unable to do anything with the list.

The incidents that happened at the Radio 1xtra main event have been well publicised and I am not going to draw on those as they are subject to a separate investigation. However at a meeting held with myself and Chris Jones, the premises indicated that they were aware at between 10.15pm and 11pm that there had been trouble at the other event, and that the event had been stopped early.

I have documented the facts surrounding the incident within the expedited review application and refer to that for detail.

In terms of the CCTV for this incident, I and other officers have reviewed the CCTV numerous occasions and we are under the professional opinion that the following happened –

- A fight starts inside the premises
- This spreads very quickly into a mass brawl
- Bottles are used as weapons and people can be seen carrying them by the bottle neck
- A male is rushed out of the premises with a clear neck wound to the left hand side of his head
- On at least 3 occasions we believe persons are either seen with a sharp pointed object or do a slashing motion that is indicative of a knife or sharp pointed implement being used

Signature .....

Signature witnessed by  .....

03/2016

OFFICIAL – (when complete)

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Crime No. URN 

Statement of Abdool Rohomon

•A metal rope pole is raised above someone's head

This information has been ascertained by continually watching the CCTV images.

At the expedited meeting the premises stated the following –

It was not an official after party, they had done the risk assessment and then identified that a table had been booked by persons involved in the disorder in April. They had removed them and cancelled the booking.

The security had as much as they could do within the law, the bigger problem is nationally with gang crime and knives. They also stated that no information had been passed by the Police around the 1xtra event, which I will deal with now.

The premises have since admitted they knew about the problems at the Radio 1xtra event, as they had been told by their security. What the Police did not know about and was not included in any risk assessment was the fact artists that had been playing at the Radio 1xtra event were now coming to the premises. I have statement from the Police sergeant on the night time economy who stated he was informed that a group of 20-30 had been allowed entry into the back of the premises, and when he challenged the premises on this he was told it was someone called "Cano" who had been allowed in. There is no other mention of any other artists attending.

By allowing persons from another event (where there had been significant disorder) into these premises it changes the dynamic of the risk assessment, something which the premises do not seem to understand or act upon.

However at the interim steps meeting the premises were quick to criticise the Police. They also stated that they had increased the security from 10 to 13 plus a dog, this increase of security occurred before the event and before the problems at the other venue and so is not a reaction to what had happened.

The premises then indicated that the injury to the male was caused by the use of a metal rope pole and that the bottom of one had been found with blood on it. Whilst this has been seized by the investigating officers I raise doubt about the pole being the implement that caused the significant injury to the male.

I say this for the following reasons, by looking at the wound, which for clarity is about 12cm in length, is as deep that the spinal cord muscle can be seen. The bottom of the cut is very clean in terms of the cut to the skin, with the top of the skin ruffled up. The location of the wound is in the slightly recessed part of the head, where the neck joins the head to the body. To inflict a wound of this size and in this location would require a scything action if you were using a pole. What can be seen from the CCTV was the number of people involved in the disorder it would be very difficult to swing a pole of the size that the metal poles are and

Signature .....

Signature witnessed by 

03/2016

OFFICIAL – (when complete)

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Crime No. URN 

Statement of Abdool Rohomon

obtain that clean cut and not hit anyone else in the process. The premises admitted in the interim steps meeting that the venue was very busy

With the other CCTV we have seen that does indicate that either knives or sharp objects were used at the premises.

The premises also stated that the appeal was based on the wording of the conditions and not the principal of what they were intended for. Again I find this hard to believe, with the evidence what the DPS said at a pub watch meeting and also that the appeal is still live, and they have had a court hearing since the interim steps were imposed.

I have had a meeting with the premises, which I attended with my colleague Chris Jones.

There was a clear change of tact by the premises, I am aware from the first expedited review back in May the blame was placed on the Police, this was used again at the interim steps in October, however at this meeting the premises had changed saying they were not blaming the Police.

What they did say was the security had let them down, all though they did say it was not all their fault. They said they had witnessed issues with the security although this was the first I was being told about this which I found strange considering the amount of time Police licensing officers have been engage with this premises.

They also indicated that 2 groups had been let into the venue that night and had not gone through the front entrance. This was different to the comments made at the interim steps meeting where they indicated only one had been allowed in at that had been through a side door at the front of premises.

There is clear evidence that 2 groups were allowed in by different entrances, there is no CCTV in these areas to show that they were searched and the premises did not use the body cam they had on the head doorman to show that they had been searched.

We discussed how the booking process was completed as I was concerned that a booking had been made that turned out to be individuals involved in the April disorder and that it had got through the process. It transpires that when a booking is made they take the head persons details arrange a fee and how many will be attending. Send out the terms and conditions and then a deposit is taken from the person making the booking.

It is very clear that this is a substandard process easy to abuse and manipulation. The other issues that raised significant concern related to

•Management of the outside area

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

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Crime No. URN 

Statement of Abdool Rohomon

- People being allowed entry through unrecognised routes
- People it is attracting to the venue
- Table bookings
- Risk assessments and very quick changes

In terms of what the premise attracts in terms of the clientele, I am aware that gang nominals have been identified as being involved in the disorder in October which has been backed up with the highest grade intelligence. This is a major concern again that the premises are attracting gang nominal to the premises and that they have been involved in the serious disorder.

It is known again from the highest grade intel that gang nominals from both London and Birmingham were involved in the disorder on October. It is not known how these individuals got in or if they were searched.

This is now the 3rd review at this one premises within the space of 14 months. 2 of those reviews have been for the most serious of disorders and crimes, which is the most serious application the Police can make against a premises. It seems to me that they are quick to blame others and not themselves or how the style of the premises operates and what they attract.

I am aware that the premises are preparing documents for us to review in terms of their operation. These are due to us on Wednesday (with the final hearing being on Thursday). Whilst I can not comment on what those documents say, we have made it clear that there would have to be a fundamental change to operation, hours and style for West Midlands Police to be content to advise the Licensing committee that they premises could continue to retain its premise licence.



Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

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**WITNESS STATEMENT**

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN Statement of **Spencer HUNT**

Age if under 18 O/18 (if over 18 insert "over 18")

Occupation **Police Constable**

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: **Spencer HUNT** (witness)Date **17/10/19**Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am police constable 4743 **Spencer HUNT** of the West Midlands Police, Currently attached to the organised crime team.

On the 5th and 6th October 2019 I was on a pre-planned operation based in the city centre. Due to the operation I was committed on, at about 0010hrs on the 6th October 2019 I was involved in the stop of a vehicle in Bath Passage in Birmingham City Centre along with officers from our road policing department.

Whilst dealing with this I noticed a large group of Afro Caribbean males congregating around a green fire escape tyre door in the pedestrian area on Bath Passage. The door was open and the group were entering the building via the door. The group consisted of around 20 to 30 people. I could not see any of the group being searched.

As I was aware that there was an event occurring at Stories Night club, the fact that they were not being searched was raised via my police radio to Control. After a short time a message was passed back via control stating that Sgt GREGORY had attended Stories Night club and had been informed that the people entering via the side door were the artists who were performing and they would be searched once inside. This was documented on police log 2826 05/10.

I have now completed a booklet of three photos documenting which entrance I saw the group entering through. I can produce the document of three photos as ( SH/1 )

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

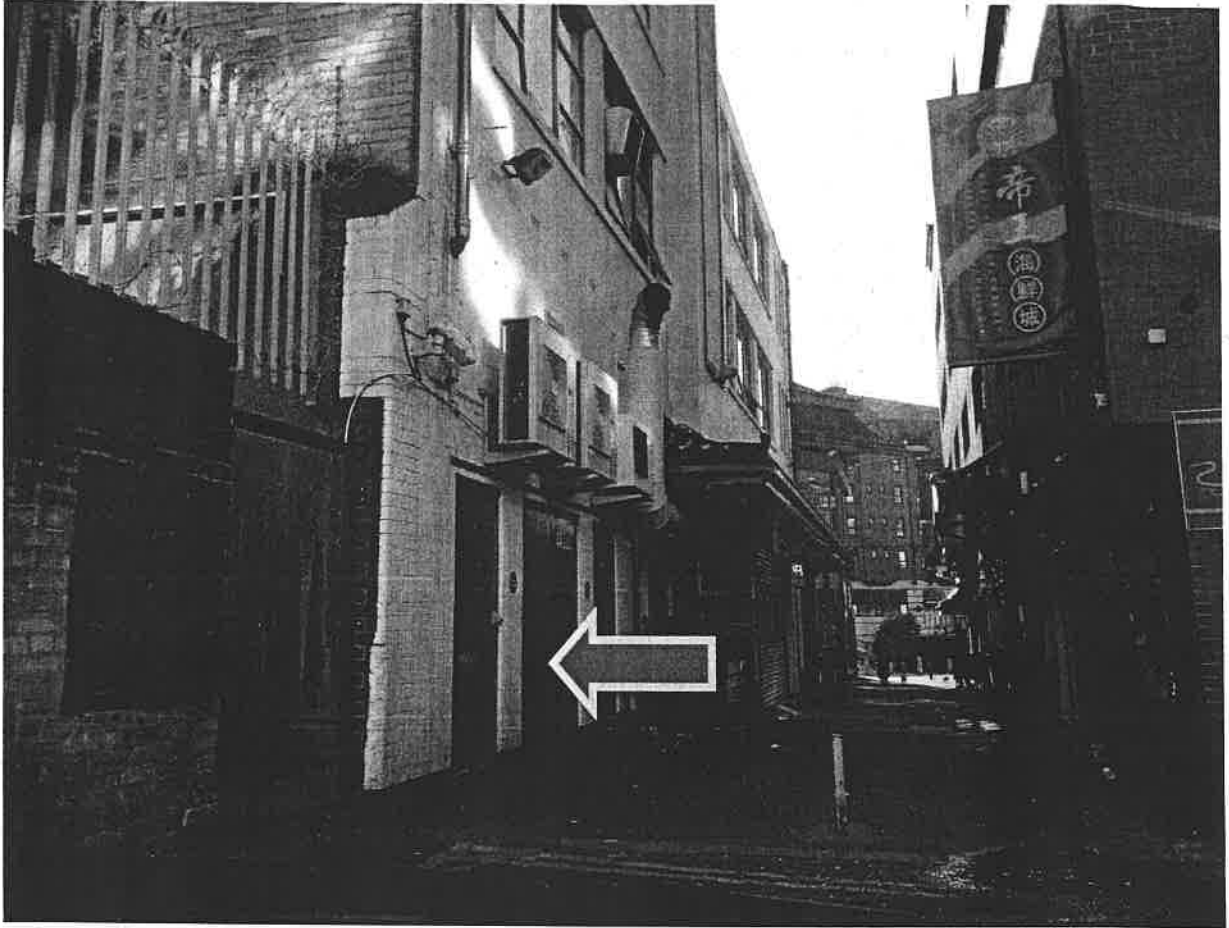
40

## Stories Night Club

Exh: ( SH/1 )



#Red arrow is pointing at where the group was seen to entre Stories Night .



**#Red arrow is pointing at where the group was seen to entre Stories Night .**



**#Close up of doors where group was seen to entre Stories night club.**

## WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN 

Statement of David Gregory

Age if under 18 Over 18 (if over 18 insert "over 18")

Occupation Police Sergeant 0060

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: D.J.Gregory PS 0060 (witness)

Date 22/10/19

Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am Police Sergeant 0060 David Gregory of the West Midlands Police, currently stationed at Digbeth Police Station, Birmingham. At about 00:10 hours on Saturday 5th October 2019 I was on duty in full uniform working in the Southside area of Birmingham on Ladywell Walk on the night time economy. At this time a nightclub club called Stories on Ladywell Walk was hosting an event which I believe was an after party following a BBC Radio 1xtra event. I heard over my police radio a transmission from Police Constable 4743 Hunt stating that a group of IC3 (black) males had been allowed entry into Stories nightclub Ladywell Walk through a back door without having the appropriate checks been carried out. At this point I then attended the front doors of the venue and spoke with one of the owners of the venue named Jerome. I explained that officers had just witnessed a group of males enter the venue through a back door and that it was believed that they had not been subject to the necessary checks. Jerome stated to me that the males who were allowed in were the artists that were playing on the evening. He named the artist as "Kano" who I know to be ~~Kano~~, a British rapper and actor. Kano is a significant contributor to grime music and he is one of the main actors in Top Boy a television series streamed exclusively on Netflix.

Jerome explained that due to the celebrity status of Kano, it was felt more appropriate for Kano and the other artists to be allowed entry through the back door to avoid a commotion on the front door. At the time the front door was very busy and a large queue had formed while customers were waiting to attend. Jerome assured me that all of the artists would be searched when they had entered the venue. I was not shown the door or area where the artists were allowed in.

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

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## WITNESS STATEMENT

Page No

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN

Statement of 55410 Christopher Andrew Jones

Age if under 18 Over 18 (if over 18 insert 'over 18').

Occupation Licensing Officer

This statement (consisting of One page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature

Date: 28<sup>th</sup> October 2019Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I and currently based at Lloyd House, West Midlands Police HQ, Birmingham City Centre as part of the police licensing team that covers the whole of the Birmingham city council area.

On Wednesday 25<sup>th</sup> September 2019 at 14.00hrs I attended a meeting in a licensed premises (Theatrix) at the request of my sergeant, Talib Hussain. The meeting was arranged to discuss the changes to the police licensing team. Licenced premises within the city centre were invited to attend. There were approximately 30 people at the meeting some of which I have seen or met before and others I didn't know.

I had no intention to speak at the meeting and was not expected too.

Talib gave a short presentation and then offered to take any questions.

One of the questions or comments (I don't know who started the conversation) concerned licensing hearings and reviews and the fact that in their opinion the police were too quick to call for reviews and hearings. It was also stated that in their opinion the police also asked for draconian conditions which were too difficult and expensive for premises to carry through.

With this Ryan Gough – (DPS of Stories, Ladywell Walk) started to boast to the whole room how he had beaten the police in their last review with the conditions request by them at their most recent licensing hearing. Ryan's whole manner and tone of voice appeared very dismissive of the police and whole hearing process to the point where I felt impelled so say something and remind him of the process.

I informed Ryan that the police are a responsible authority that make recommendations to the licensing committee after the premises have had their chance to put their case forward in mitigation. I also reminded him of the fact that it was the licensing committee that decided what if any conditions or action should be taken against the premises which they believe is appropriate and proportionate after hearing both side a reviewing the evidence put forward to them. Ryan made no reply.

In my opinion Ryan's comments and attitude were both totally inappropriate and unprofessional for such a meeting. Ryan attempted to belittle the police and dismiss the review process, seemingly disregarding the large scale disorder at his premises which triggered the review in the first place.

Signature

Signature Witnessed By

2006/07(1)



# BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee A</b>
<b>Report of:</b>	<b>Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Monday 15<sup>th</sup> April 2019</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Review</b>
<b>Premises:</b>	<b>Stories, 30 Ladywell Walk, Birmingham, B5 4ST</b>
<b>Ward affected:</b>	<b>Bordesley &amp; Highgate</b>
<b>Contact Officer:</b>	<b>Bhapinder Nandhra, Senior Licensing Officer, 0121 303 9896, <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

### **1. Purpose of report:**

To consider an application to review a Premises Licence.

### **2. Recommendation:**

To consider and determine the review application.

### **3. Brief Summary of Report:**

Review application received on 19<sup>th</sup> February 2019 from West Midlands Police in respect of Stories, 30 Ladywell Walk, Birmingham, B5 4ST.

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

### **4. Compliance Issues:**

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

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

## **5. Relevant background/chronology of key events:**

The Chief Constable of West Midlands Police applied on 19<sup>th</sup> February 2019 for a review of the Premises Licence under Section 51 of the Licensing Act 2003 for Stories, 30 Ladywell Walk, Birmingham, B5 4ST.

Review application is attached, see Appendix 1.

A representation has been received from Public Health, as a responsible authority, which is attached at Appendix 2.

The Premises Licence is attached at Appendix 3.

Site location plans are attached at Appendix 4.

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:**

Review Application Form, Appendix 1  
Copy of the representation as detailed in Appendix 2  
Copy of Premises Licence, Appendix 3  
Site location plans, Appendix 4

## **7. Options available**

Modify the conditions of Licence  
Exclude a Licensable activity from the scope of the Licence  
Remove the Designated Premises Supervisor  
Suspend the Licence for a period not exceeding 3 months  
Revoke the Licence  
No Action

Where the authority takes a step to modify conditions or exclude a licensable activity, it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

Birmingham City Council, PO Box 17013, Birmingham, B6 9ES

**Application for the review of a premises licence or club premises certificate under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

**I The Chief Constable of West Midlands Police**

(Insert name of applicant)

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

**Part 1 – Premises or club premises details**

Postal address of premises or, if none, ordnance survey map reference or description Stories 30 Ladywell Walk	
Post town Birmingham	Post code (if known) B5 4ST

Name of premises licence holder or club holding club premises certificate (if known) New Era Birmingham LTD
--

Number of premises licence or club premises certificate (if known) 3897	<p>BCC REGULATION &amp; ENFORCEMENT LICENSING SECTION DATE RECEIVED</p> <p>19 FEB 2019</p> <p>REF NO ..... INITIALS ..... Please tick ✓ yes</p>
--	---

**Part 2 - Applicant details**

I am

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

☐

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

☒

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

☐

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

Please tick ✓ yes

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other title  
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ✓ yes  
☐

Current postal  
address if  
different from  
premises  
address

Post town

Post Code

Daytime contact telephone number

E-mail address  
(optional)

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Licensing Department West Midlands Police HQ Lloyd House Birmingham B4 6NQ
Telephone number (if any)
E-mail address (optional)

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

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

**Please tick one or more boxes ✓**

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

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

The premises are a nightclub that operates within a special policy area in Southside, Birmingham city centre. It has not been operating in its current format for very long (representation end date for the licence transfer was 16<sup>th</sup> August 2018)

It currently has a 24 hour licence for a number of licensable activities including the sale of alcohol.

The premises used to be Legs 11 which operated under an SEV. The conditions on the premises licence are appropriate to such an operation and not for a nightclub.

The grounds for this application are the prevention of crime and disorder and promoting public safety.

During a licensing compliance visit on 26<sup>th</sup> December 2018, a licensing officer witnessed customers using balloons to inhale nitrous oxide. This nitrous oxide had been openly supplied by an employee of the venue.

The DPS was challenged over this supply in the manager's office in the presence of the licence holders, it was admitted that the venue were supplying nitrous oxide and balloons for customers to consume, that they knew it was wrong and that they would stop. CCTV has been retained for this incident.

The supply of nitrous oxide is covered by Psychoactive Substances Act 2016.

A further visit over the weekend of 16<sup>th</sup> February highlighted further licence breaches around maintaining profiles for security staff.

The premises do not appear to be operating in a manner which gives WMP confidence that the licensing objectives are being complied with. They have allowed offences to take place inside the premises and have failed to comply with conditions.

WMP believe it is necessary and proportionate to bring this licence back before a licensing subcommittee.

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

Further evidence will be supplied in the evidence and disclosure bundle which will include CCTV of the events on Boxing Day.

Evidence from city centre Sgts who have attended and observed breaches of conditions.

Details of any relevant incidents linked to the premises.



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

Please tick ✓ yes

☐

If yes please state the date of that application

Day Month Year

1	1	1	1	1	1	1	1
---	---	---	---	---	---	---	---

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

Please tick ✓ yes

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

**IT IS AN OFFENCE, 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.**

**Part 3 – Signatures** (please read guidance note 4)

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

Signature ..... [Signature] .....

Date ..... 19/11/19 .....

Capacity ..... CHIEF SUPERINTENDENT 2233 D. E. N. E. Y. .....

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 6) Licensing Department West Midlands Police HQ Lloyd House	
<b>Post town</b> Birmingham	<b>Post Code</b> B4 6NQ
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>	

**Notes for Guidance**

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

**Reminder: Members must declare all relevant personal and/or prejudicial interests relating to any items of business to be discussed at this meeting**

**BIRMINGHAM CITY COUNCIL**  
**LICENSING SUB-COMMITTEE C**

**Friday 3 May 2019 at 0930 hours in**  
**Ellen Pinsent Room, Council**  
**House, Birmingham**

**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**

**Attached**

**4     STORIES, 30 LADYWELL WALK, BIRMINGHAM B5 4ST - LICENSING ACT 2003 AS AMENDED BY THE VIOLENT CRIME REDUCTION ACT 2006 - APPLICATION FOR EXPEDITED REVIEW OF PREMISES LICENCE: CONSIDERATION OF INTERIM STEPS**

N.B. Application scheduled to be heard at 0930 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 Stories, 30 Ladywell Walk, Birmingham B5 4ST. 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

**5      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.

4A

## 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:** Stories, 30 Ladywell Walk, Birmingham B5 4ST

**Premise Licence Number:** 3897

**Premise Licence Holder:** New Era Birmingham LTD

**Designated Premise Supervisor:** Mr Ryan Gough

**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. The standard review procedures are thought to be inappropriate due to the seriousness of the disorder at the premises.

I have carefully considered the use of the normal review procedure but I do not feel this would be appropriate in these circumstances. I am aware of the fact the premises has recently been reviewed and that they applied to have conditions imposed on the licence, but chose not to share the risk assessment with the Police for this event.

Due to the above reasons and to maintain the licensing objective of preventing crime and disorder, the normal review procedure would not be sufficient.

The concern of West Midlands Police is that if steps are not taken to consider the running of these premises they will continue to operate in the manner in which lead top the incident in the early hours of 29<sup>th</sup> April. I am conscious of Home office guidance contained within the Sec 182 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

Duly authorised on behalf of the Chief Constable of West Midlands Police

4B



**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

**1 - Supt 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:  
Storles  
30 Ladywell Walk  
Birmingham  
B5 4ST

2. Premises Licence details:

Name of premise licence holder (if known): **New Era Birmingham LTD**  
Number of premise licence (if known): **3897**

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)



BCC  
REGULATION & ENFORCEMENT  
LICENSING SECTION  
DATE RECEIVED  
02 MAY 2019  
REF NO. Receives 012061  
INITIALS BI





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

Stories is a night club in the Southside area in the city centre. It sits within the Southside NTE zone.

Stories has recently come to the attention of the licensing committee when they were found to be selling nitrous oxide in the premises. As a result of this application for a review, the premises put in a minor variation on the 8<sup>th</sup> April 2019, with the licence being approved on the 1<sup>st</sup> May.

That variation sought to put numerous conditions onto the premise licence, including risk assessments for new events and standard assessments for other events.

The venue is licensed for multiple activities, including the sale of alcohol twenty four hours a day, seven days a week.

At approximately 02.45 am on 29<sup>th</sup> April 2019, officers were on patrol and noticed a couple of males shoving and pushing each other outside Stories nightclub.

They went over to sort the situation with the parties dispersing. Staff from the premises then approached the officers stating that there had been a large scale disorder inside the premises, where everyone was fighting and requested assistance.

As the officers were low in number the Police Sergeant informed the staff that they would have to utilise their door staff, at this point a male is carried out of the premises, by a number of other males, and is covered in blood.

It transpires that he has a slash wound to his head. As officers have tried to administer first aid they are thwarted by the persons who had carried him out, as they were hostile to the officers.

Officers reported more disorders taking place, and requested more officers and the assistance of the Police dog units, other persons were being brought out of the premises covered in blood, with officers reporting that they believed one to be unconscious.

Officers were faced with dealing with a very hostile crowd, and trying to administer first aid to the injured parties that were coming out of the premises.

Officers were requesting assistance, with 3 dog units deployed and officers having to deploy their "Parva" to protect themselves.

The sergeant on duty has described the event as one of the worse disorders he has ever witnessed, having been in the city centre for 14 months and not been met with such carnage.

The disorder continued for some time with an officer also being assaulted during the disorder.

There is significant CCTV that will be reviewed, from Police officers, to the premises and other cameras.

Camera that have been viewed from the locality shows pockets of disorder and the officer being assaulted.

West Midlands Police have spoken to the premise licence holders agent and asked why the risk assessment was not sent to us. He stated that they didn't have to as the 21 day period for appeal was not up, following the first review.

Considering the conditions were already on the licence through the minor variation they applied for West Midlands Police dispute this. However whichever the case may be what it shows is the lack of co-operation by the premises with WMP, they knew they had an event coming up and chose not to share it with WMP

This matter has been crimed as a violent disorder (section 2 public order act 1986) which is a serious crime as defined in Section 81 of the regulation of Investigatory Powers Act 2000

West Midlands Police have serious concerns over how the event was managed at these premises.  
In light of the seriousness of the crime committed and the lack of control of customers, West Midlands Police are requesting the immediate suspension of the premises licence pending a full review hearing.

**Signature of applicant:**

**Date:** 2/5/2019

**Rank/Capacity:** SUPT BW NPU

**Contact details for matters concerning this application:** PC 2413 Ben Reader

**Address:** Licensing Dept c/o Lloyd House Police HQ

**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.

4C

LICENSING ACT 2003PREMISES LICENCE

Premises Licence Number:

3897 / 4

**Part 1 - Premises details:**

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

Stories  
30 Ladywell Walk

Post town:

Birmingham

Post Code:

B5 4ST

Telephone Number:

Where the licence is time limited the dates

N/A

**Licensable activities authorised by the licence**

B	Films
F	Recorded music
G	Performances of dance
H	Anything of similar description to that falling within (live music), (recorded music) or (performances of dance)
L	Late night refreshment
M3	Sale of alcohol by retail (both on & off the premises)

**The times the licence authorises the carrying out of licensable activities**

Monday - Sunday	00:00 - 00:00	B, F, G, H, M3
	23:00 - 05:00	L

**The opening hours of the premises**

Monday - Sunday	00:00 - 00:00
-----------------	---------------

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

On and Off Supplies



**BIRMINGHAM CITY COUNCIL**

**Part 2**

<b>Name, (registered) address, telephone number and email (where relevant) of holder of premises licence</b> New Era Birmingham Ltd 20 - 22 Wenlock Road	
<b>Post town:</b> London	<b>Post Code:</b> N1 7GU
<b>Telephone Number:</b> Not Specified	
<b>Email</b>	

<b>Registered number of holder for example company number or charity number (where applicable)</b> 11213450
--

<b>Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol</b> Mr Ryan Gough	
<b>Post town:</b>	<b>Post Code:</b>
<b>Telephone Number:</b> N/A	

<b>Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol</b>	
<b>Licence Number</b> 10971	<b>Issuing Authority</b> BIRMINGHAM CITY COUNCIL

Dated 01/05/2019

\_\_\_\_\_  
**SHAIQ 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**

All members of staff will receive training regarding the four licensing objectives contained in the Licensing Act 2003;

Responsible retailing of alcohol, and law regarding sales of alcohol.

Protection of children from harm and this must include how to competently check customers' identification where necessary.

Permitted hours during which licensable activities can take place and the conditions attached to the premises licence.

The training provided to staff will be recorded and each member of staff will sign and date the training records to confirm they have received and understood the training provided.

The staff training records will be kept at the premises and made available to any Responsible Authority upon request.

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

The premise is to maintain door staff profiles for all door staff working at the premises and for any door staff that have worked on the premises in the last three months.

The premise is to maintain door staff profiles for all door staff working at the premises and for any door staff that have worked on the premises in the last three months.

The door staff profile will consist of identification for the member of staff, A copy of his/her SIA badge Passport or driving licence. If the proof of identification is anything other than the photo driving licence then the member of staff will need proof of address, which must be a copy of a utility bill dated within the last six months.

Door supervisors stationed outside the front of the premises will wear hi-visibility jackets/coats and will have their SIA badge held in a clear arm sleeve. Door supervisors inside the premises will wear hi-visibility arm bands, again with their SIA badge held in a clear arm sleeve.

A CCTV system is to be installed at the premises to the specification agreed with the Licensing Department at West Midlands Police.

CCTV is to be operational whilst the premises are open and be recording continually. If a hard drive system is used the recordings are to be kept for a minimum of 31 days. CCTV images to be made available to any responsible authority on request.

If the premises uses any new promoter for any external event then for the first event the Designated Premises Supervisor will inform West Midlands Police Licensing Department at least 28 Days before the first event with a risk assessment for the event. Recommendations made to the Designated Premises Supervisor that satisfy the four licensing objectives will become conditions for that event on the premises license.

The Premises to provide a standard operating risk assessment for each night of the week to include door staff numbers and deployment plan. Premises also to provide risk assessment for all non-standard events i.e. student nights.

There shall be a zero tolerance policy in relation to drugs at the premises.

The Premises to implement a drugs policy to be made available for inspection by West Midlands Police.

## BIRMINGHAM CITY COUNCIL

An incident book shall be kept at the premises and maintained on site at all times. It shall be made available on request to an authorised officer of the local authority or a member of police staff, which will record the following, all crimes reported to the venue, all ejection of patrons, any complaints received (of a criminal or Licensing nature), any incidents of disorder, seizure of drugs or offensive weapons, any faults in the CCTV system and any visit by a relevant authority or emergency service.

The Premises shall actively participate in the local Pub watch.

Staff and Management shall receive refresher training in relation to the licensing legislation, underage sales and drug policies and shall be fully conversant with the conditions contained in the Premises Licence.

The training records for staff to be stored and produced to a responsible authority on request.

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

The maximum occupancy level is to be agreed with West Midlands Fire Service, this figure may be varied from time to time subject to agreement with West Midlands Fire Service.

The Premises Licence Holder shall ensure a member of staff will be trained in first aid.

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

Regulated entertainment shall take place indoors only.

A zero tolerance policy towards drunken or anti-social behaviour is to be in operation on the premises at all times.

The Licence Holder is to provide responsible management at all times.

SIA registered security staff will oversee patrons arriving or departing the premises and not allow anti-social behaviour by individuals or groups. When necessary advice will be given to such patrons not to do anything which may cause annoyance or disturbance to the local community.

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

The premises will operate in accordance with all relevant legislation which promotes the protection of children from harm objectives.

The premises will adopt Challenge 25 policy for anyone appearing under 25 years of age. Only 3 recognised forms of will be accepted. Photo card driving licence Passport Pass card for over 18's

No person under 18 years will be allowed into the venue unless for a separate 'under 18' event with approval of West Midlands Police.

All events for persons under the age of 18 are classed as high risk for purposes of notification. West Midlands police to have a veto over any such event (under 18 years).

A proof of age scheme will be used at the venue and a refusal register will be in place.



**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

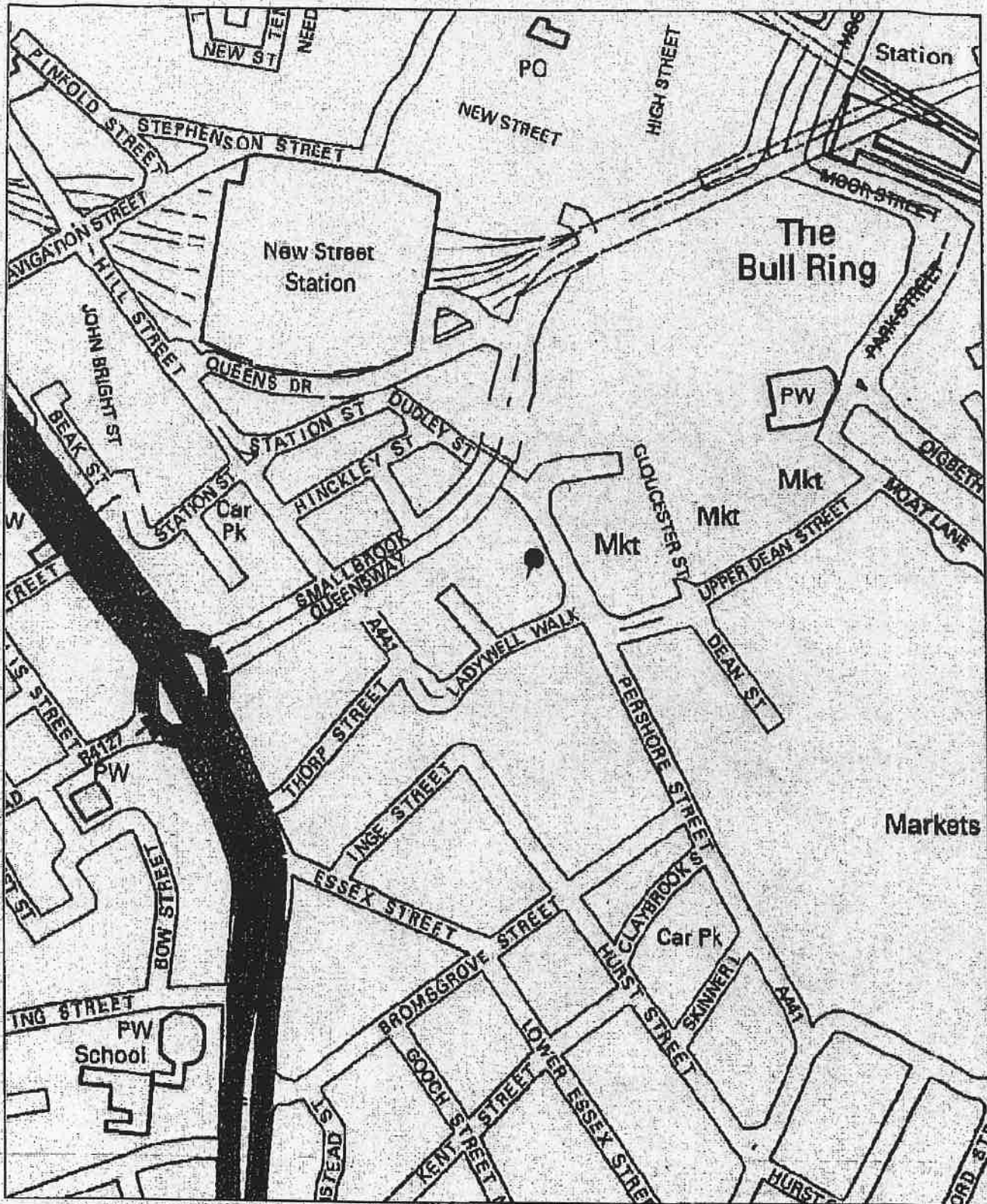
**3e) Committee conditions to promote the protection of children from harm**

N/A





4D



**Birmingham City Council**

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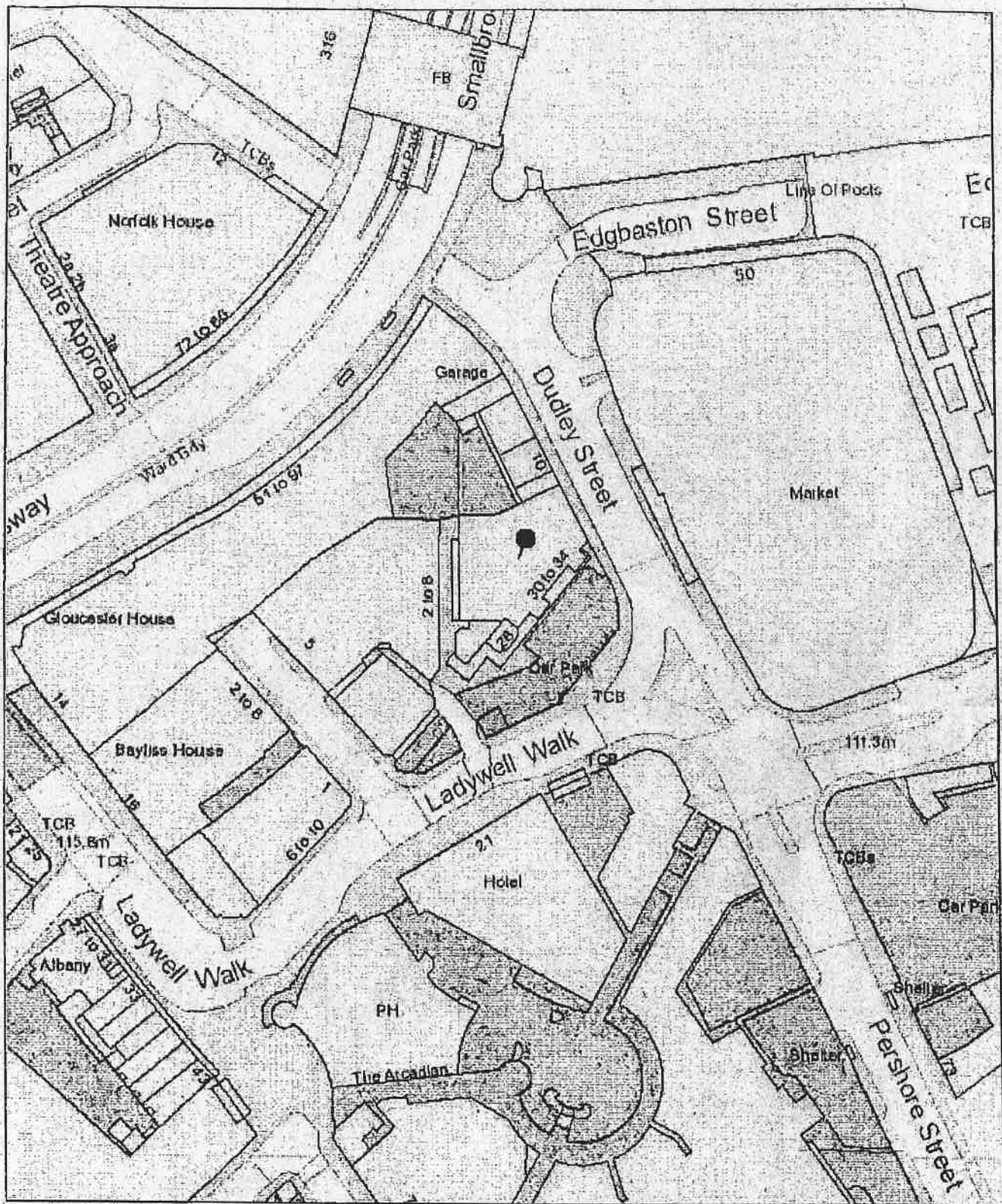
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1:1,250