

Report to:	Licensing Sub Committee A
Report of:	Interim Assistant Director of Regulation & Enforcement
Date of Meeting:	Monday 31st January 2022
Subject:	Licensing Act 2003 Premises Licence – Variation
Premises:	Walmley Cricket and Sports Club, Eldon Drive, Walmley, Sutton Coldfield, B76 1LT
Ward affected:	Sutton Walmley and Minworth
Contact Officer:	Bhapinder Nandhra, Senior Licensing Officer, licensing@birmingham.gov.uk

<p>1. Purpose of report:</p> <p>To consider relevant representations that have been made in respect of an application to vary the Premises Licence, which seeks to increase the licensed area inside the premises and to add external licensed areas including covered terraces and grassed areas adjacent to the building as shown on the revised plan attached to the report at Appendix 75.</p> <p>The current premises licence only permits one licensable activity being the sale of alcohol (for consumption on & off the premises) to take place within the Function Room of the premises as per the existing plan attached to the current licence as shown at Appendix 77.</p> <p>The application also seeks to add the provision of Regulated Entertainment consisting of films, indoor sporting events and recorded music, to operate indoors only, from 11:00am until 11:45pm (Monday to Thursday), 11:00am until 01:00am (Friday and Saturday) and 11:00am until 10:30pm (Sunday) with live music to operate indoors only from 11:00am until 11:00pm (Monday to Sunday).</p> <p>To add the provision of Late Night Refreshment, indoors only, from 11:00pm until 11:45pm (Monday to Thursday) and 11:00pm until 01:00am (Friday and Saturday).</p> <p>The applicant is not seeking to vary the licensable times for the Sale of Alcohol, under the scope of this application but is seeking to permit the activity to take place within the increased internal and additional external licensed areas.</p> <p>The premises to remain open to the public from 08:00am until 12:00midnight (Monday to Thursday), 08:00am until 01:30am (Friday and Saturday), and 08:00am until 11:00pm (Sunday).</p> <p>The application also seeks to remove and update several conditions on the premises licence.</p> <p>These conditions are detailed in the application form.</p> <p>Other dates and times are specified in the application form.</p>

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

<p>3. Brief Summary of Report:</p> <p>Variation application received on 10th December 2021 in respect of Walmley Cricket and Sports Club, Eldon Drive, Walmley, Sutton Coldfield, B76 1LT .</p> <p>Representations have been received from other persons.</p>
<p>4. Compliance Issues:</p> <p>4.1 Consistency with relevant Council Policies, Plans or Strategies:</p> <p>The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.</p>
<p>5. Relevant background/chronology of key events:</p> <p>The Walmley Cricket and Tennis Club Limited applied on 10th December 2021 to vary the Premises Licence for Walmley Cricket and Sports Club, Eldon Drive, Walmley, Sutton Coldfield, B76 1LT.</p> <p>Representations have been received from other persons, which are attached at Appendices 1 - 74</p> <p>The application is attached at Appendix 75.</p> <p>Conditions have been agreed with Environmental Health and the applicant, which are attached at Appendix 76.</p> <p>The current premises licence is attached at Appendix 77</p> <p>Site Location Plans at Appendix 78</p> <p>When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003. The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are:-</p> <ol style="list-style-type: none"> a. The prevention of crime and disorder; b. Public safety; c. The prevention of public nuisance; and d. The protection of children from harm.

<p>6. List of background documents:</p> <p>Copy of the representations as detailed in Appendices 1 - 74 Application Form, Appendix 75 Conditions agreed with Environmental Health, Appendix 76 Current Premises Licence, Appendix 77 Site Location Plans, Appendix 78</p>
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<p>7. Options available</p> <p>To grant the variation application To refuse the whole or part of the application To modify the conditions of the Licence</p>

From:

Sent: 12 December 2021 17:57

To: Licensing

Subject: Application for Walmley Cricket club to extend their opening hours

To whom it may concern

We wish to object to the request for extended opening hours at Walmley Cricket Club for social purposes. We live behind the cricket club and can hear music and people shouting when there are social events on. We have never complained as the music stops at 11pm but we would not want this to be extended as it would disturb ours and our children's ability to sleep. It is situated in a built up residential area and therefore this is not appropriate.

Regards

Penns Lake Road. B76

From: n
Sent: 14 December 2021 19:11
To: Licensing >
Subject: Walmley cricket club licence extention

I would like to object to said changes to the clubs licence conditions. On the grounds of noise ,parking is already an issue on that site .Crime will increase as intoxicated youths are pushed out into an area mostly inhabited by older vulnerable people I could go on

From:

Sent: 15 December 2021 15:00

To: Licensing

Subject: Walmley cricket ground.

We are objecting to this application to extend the licensing plan. This is a residential area We do not want loud music till the early hours. Weve had ongoing problems before with this club with antisocial behaviour. Eg bottles glasses dumped on our grass verges. Couple's fighting and arguing people urinating while waiting for taxis. The noise from this club is loud now that's why we are objecting to this extension with outside food and music. Thanks

From:

Sent: 16 December 2021 12:20

To: Licensing

Subject: Walmley Cricket Club change of Licensing

With regards to the application to change the Licensing at Walmley Cricket Club.

I have concerns regarding noise particularly during the week days if music events are allowed although at present I am not disturbed by any existing events.

My main concern is parking in Penns Lake Road. People who attend cricket/football training park with no consideration to driveways along Penns Lake Road park close to the household exit driveways and opposite and in my case I cannot reverse back out of my drive and then pull forward as usually cars do not consider the household driveways.

The people tend to park in Penns Lake Road rather than the cricket club and I can imagine if they hold events at the club the attendees will park here also. Difficult access from our driveway and yes possibly increased noise late at night if they are returning to their cars.

Penns Lake Road

From:
Sent: 17 December 2021 10:40
To: Licensing
Subject: Walmley Cricket Club Licence request 5223

Dear Licensing Department,

It has been brought to my attention by a good neighbour that Walmley Cricket Club have put an A4 sign on their gate about an application to change their licence.

They have not communicated as a Club to anyone backing onto their field and club house who would be affected by the change and I would say the timing of 7th January as a cut off for objections gives those concerned little time to take action as I am sure your offices are closed during the holiday period and the postal service is under pressure too at this time of year. I note your contact telephone number is not active due to Corona so again, this makes objection to the license difficult.

My objection is that the Club should not remain open after 11pm and certainly music should not be played after 10pm, also loud music during daytime is not acceptable especially on Saturdays and Sundays when we like to be in our garden.

The use of floodlights after 10pm should be stopped as the light pollution is annoying. We can hear the music and diesel floodlight generators and find it difficult to sleep when the club are active, I have two children who need their sleep and the noise is a real problem for us.

I understand that the police have been called out about fights and unsocial behaviour near the entrance to the club. Loud shouting is noticeable in the Summer when the club uses its tented area which again is a nuisance.

Thank you

Penns Lake Rd, Walmley, B76

Appendix 6

From:
Sent: 17 December 2021 12:02
To: Licensing
Subject: Licence number 5223 walmley cricket club

I would like to object to extend the licensing hours . I can here all music and general noise this in my house with all windows closed and in the summer I feel I am there .
welcombe drive B76

From:

Sent: 17 December 2021 20:53

To: Licensing

Subject: Walmley C.C Licence 5223

Please accept this email to register our oposal to any additional licensing for Walmley Cricket Club.

1. This is no longer just a cricket club with the outside activities for a pre-determined period each year. It now operates also as a football club throughout the year with the use of generator powered floodlights in the darker days. This light creates glare on windows and noise pollution affecting us and numerous adjoining residents.
2. Incessant shouting and other noise is already a constant issue throughout each & every activity session both day & night. This easily is heard inside the house.
3. Music volumes are frequently increased to unacceptable levels. These loud sounds resonate & vibrate throughout our home despite closing all doors and windows. We have on many occasions also heard music playing outside of licensing hours.
4. We can frequently hear patrons within club grounds screaming, shouting, swearing and behaving in an antisocial manner until the early hours. Management must be aware of many of these instances due to having c.c.t.v. Bottles and discarded items have on various occasions also been deposited in our garden over the fence.
5. Individuals can frequently be heard using foul language whilst standing by the fence at the end of our adjoining garden. This problem intensifies greatly in the warmer days and is totally unacceptable. Visiting children are often present and witness this time and time again, completly spoiling our enjoyment of our own garden.
6. Vehicles that are unable to park at club utilize nearby roads and park in a manner that would impede the access to any of the emergency services. Pavements are also frequently used creating walking hazards and obscure views of oncoming traffic.

We belive that the above mentioned issues fall within the criteria for objecting.

To allow any additional freedom in the clubs application will only serve to promote DISORDER, NUISANCE, and impact upon SAFETY.

Both my husband and myself feel the situations may well ultimately affect mental health and children's well being.

Penns Lake Road.

From:

Sent: 18 December 2021 10:16

To: Licensing

Subject: Licence number 5223 Walmley cricket club

Hello,

I'm writing to object the request from Walmley cricket club. I think this would only lead to more crime and disorder and therefore people living around will be affected.

At the moment, it is already difficult to sleep when there's music played there but because they stop around 11pm, it is still acceptable (although it is hard for young kids). Another example of nuisance is in the summer when with windows opened, we cannot watch TV without turning the volume considerably up due to the noise. Again extended time would only make it more difficult to have a normal life for the neighbourhood.

I really hope you will be able to turn this request down for the well being and safety of the community.

Best wishes

Milverton close

B76

From:
Sent: 18 December 2021 16:44
To: Licensing
Subject: LICENCE 5223 Walmley Cricket Club

I am emailing to object to the proposed licence changes for Walmley Cricket Club on the grounds of noise and light pollution.

The Club is no longer a cricket club, it is also a sports club and there are many activities that cause lights and noise which affect our evenings. There are football matches up against our fences and portable lights that shine through our bedroom windows. There is also nowhere for residents to park their cars. Parties there are extremely loud and there are drugs sold to visitors of the club.

We have been advised to complain previously and now we get abuse from the managers of the club - we need official help. I therefore object.

We are writing to object to the planning licencing change at Walmley Cricket Club for the following reasons:-

1. Noise pollution - loud music, cars, taxi's, drunk people at night
- 2.

Kind Regards

From:
Sent: 19 December 2021 17:22
To: Licensing
Cc:
Subject: Walmley Cricket Club

> Dear Sirs
>
> We live at Eldon Drive and myself and my husband object to the extended licence application due to
> "prevention of public nuisance".
>
> The reasons being as follows :-
>
> 1. Parking
>
> 2. Unsociable behaviour from non- residents
>
> 3. Noise pollution from Monday to Sunday at unsociable hours
>
> 4. Depreciation of property value
>
> The owners/committee members who have applied for the extended licence do not live in the vicinity
> and therefore the unsociable behaviour and noise pollution will not affect them.
>
> Kind regards

From:
Sent: 19 December 2021 18:29
To: Licensing
Subject: Variation License for Walmley Cricket Club

Dear Sir/Madam

We are objecting to the variation of the premises licence at Walmley Cricket and Sports Club, Eldon Drive, Walmley B76 1LT for the following reasons.

1...The club is in close proximity to residential property with flats and houses on 3 sides.

2...Noise nuisance from loud music and people sitting outside the club. The extra hours of music inside and outside plus extra activities during the day and evening will make it unbearable for residents. We have had to complain about loud music playing until 1am/2am but it still keeps happening.

A sound limiting device was fitted to the music system due to a previous complaint by a resident. This is on the Public Licence Register Report issued on 30/07/2020. Can you investigate to see if this device is still in place as since the clubhouse was refurbished during covid lockdown we have been subjected to loud music and noise nuisance from the club.

3...It is unacceptable to have an extension of late night refreshments as this will cause more antisocial behaviour.

4...Noise, air and light pollution from diesel generated floodlights which are in close proximity to dwellings.

5...Public nuisance from daytime and evening activities with the volume of traffic as the entrance to the club is through our estate and this can bring our estate and the main road to a standstill. This is a public safety issue.

6...We ask you to consider our quality of life as being in such close proximity to the club means we cannot have our windows open in the summer due to the noise and even in the winter with the windows closed we can hear the thumping base of loud music. We hope these concerns can be taken fully into account when considering the variation to the licence.

Yours Sincerely

From:
Sent: 19 December 2021 18:47
To: Licensing
Subject: Walmley Cricket Club license change

Dear Sir / Madam

I am objecting to the licence variation at Walmley Cricket Club, Walmley, Sutton Coldfield.

The world cup gave a taster of the noise & anti social behaviour we as residents in Eldon Drive had to endure recently. It was a public nuisance.

I could not have my windows open due to the noise of the very loud music & the bass vibrating in my lounge even though it was very hot. People were sitting outside swearing & shouting. Some people must have had their children with them they were also there way past 9pm when I thought children were not allowed on licensed premises.

People waiting for taxis late at night shouting at the top of their voices to each other. This went on well into the early hours. Even when the doors may have been shut people were drinking on the benches outside and they were very loud.

Cars were parked on the grass verge & not inside the cricket club car park as it is full of pot holes & it is quicker for them to leave if they park outside.

A lot of people drive there and use residents parking spaces.

The room where the music is played is not sound proofed & not built for loud music.
A residential area is not a place for late night drinking & excessively loud music to be played.
Antisocial behaviour is all too common with loud music & football matches or other sporting events being screened as we witnessed in the summer.

There is outside seating where people can sit & drink & this is where my bedroom backs onto & many other residents bedrooms too.

I did not buy my property for it to go down in value by a late night drinking venue right outside my bedroom.

There are plenty of venues in Sutton Coldfield to accommodate late night music & they are not next to residential areas.

It caused me a great deal of anxiety to hear this application was to be heard & I strongly disagree & want to object to it.

Yours sincerely
Eldon Drive
Walmley
B76

From:
Sent: 19 December 2021 20:49
To: Licensing
Subject: Objection to Walmley cricket club

Welcombe Drive
Walmley
B76

I object to the proposal of the opening hours of Walmley cricket club. The noise from this club is already disruptive. Why does a cricket club need to serve alcohol so late into the evening. We all know when people get drunk their behaviour goes out the window. People should be able to feel safe in their own homes. This affects public nuisance, public safety and prevention of crime and disorder.

From:
Sent: 20 December 2021 09:21
To: Licensing
Subject: Objection to Licence Number 5223 Walmley Cricket Club

Subject: Objection to Licence Number 5223 Walmley Cricket Club

Dear Sir/Madam

I write to formally, strongly oppose the application by Walmley Cricket Club to extend their licences (Licence Number 5223) for the following reasons:

1. Prevention of crime and disorder
2. Public safety - the club has insufficient parking for it's current use resulting in dangerous parking by users of the club as pavements are often utilised, forcing wheelchair users, children and parents to walk in the road. Parking on corners such as Penns Lane is extremely dangerous and also can obstruct emergency vehicle access.
3. Prevention of Public Nuisance - anti social behaviour and criminal damage as longer drinking hours can create more problems with this. They generate a lot of noise already late at night with no consideration for residents which keeps us awake into the early hours as the noise carries.
4. Protection of children from harm - we frequently smell drugs being smoked in that area and long hours can encourage this

In Walmley, we already have The Fox public house and Walmley Social Club within walking distance for those who wish to drink, we do not need another establishment of this nature.

I would be obliged if you would acknowledge receipt of our objections. If you require any further comment/information from us, please do get in touch.

Yours faithfully

Welcombe Drive
Walmley
Sutton Coldfield
B76

Date: Monday 20 December 2021

From:
Sent: 20 December 2021 14:58
To: Licensing
Subject: LICENSE NUMBER 5223 WALMLEY CRICKET CLUB

Re` Objection to change of license conditions for Walmley Cricket Club License Number 5223

As a local resident, I object to what I believe are proposed changes to the license for Walmley Cricket Club on the following grounds:

- 1 They will increase both day and night time noise pollution nuisance.
- 2 They will increase night time light pollution nuisance.
- 3 They will increase traffic causing further possible danger to local young children and elderly residents.
- 4 They will increase the possible danger of crime and disorder by giving the opportunity for people to drink more - especially by non local residents, who may become club members for that specific purpose..
- 5 They would encourage the cricket club to become a primarily entertainment centre rather than a sporting venue and thus detract from its present acceptable nature and status.

.
,Wrens Park Avenue,
Walmley,
Sutton Coldfield,
B76

From:

Sent: 20 December 2021 15:36

To: Licensing

Subject: Walmley Cricket Club

We wish to register our objection to the application for a licence extension for Walmley Cricket Club, as posted on their premises gates.

Our objections are based on, 1 Prevention of crime and disorder, and 2 Prevention of public nuisance.

We live in Penns Lane, in effect , part of Eldon Drive, and have experienced in the past, drunken rowdy behaviour by people leaving the club in the early hours of the morning. This has, in the past even involved people fighting over taxis etc, leaving broken beer glasses, and so on.

This club is in the centre of a residential estate. In the Summer months, residents can not open windows, because of excessive noise coming from the club, thus causing a massive nuisance.

Penns Lane
Walmlet
B76

From:

Sent: 20 December 2021 15:37

To: Licensing

Subject: licensing

Dear Bhapinder Nandra thank you for getting back so promptly.

Objection to ; Type of of application; **Variation** Application 123628

This is slight misinformation. It is **extended** hours.

Licensing trading times are being extended from 23.45 till 01.00 on Friday and Saturday.

I object to these extended ours primarily on nuisance value, public safety and crime and disorder.

Please note I live at 36 Eldon Drive in a block of flats where there are many extremely worried residents that the already unacceptable noise will become impossible to bear.

Finding one's way through to the right contact has been very difficult and some residents have found it impossible.

Speaking for myself and some of the residents we do not wish be 'moaning minis' and complain just for the sake of it. We do want the Walmley cricket club to be able to entertain members particularly as some of us are members.

However the serving drinking starts at 11am and I see know reason why it should continue beyond the present 23.45hrs.

Thank you for reading this notice.

Regards.

Eldon Drive

B76

From:

Sent: 20 December 2021 17:02

To: Licensing

Subject: Walmley Cricket Club licence no.5223

Dear Sir/Madam,

I am writing to object to the proposal of a new licence at this club, allowing them more latitude for their activities. I am local to the club and materially affected by any changes that might happen.

In 20008 I campaigned for the club to remain here, because I believed it gave good opportunities to young people, and still believe that. However, since that time, the club seems to have deteriorated somewhat. My objections to a new licence follow:-

1. Noise from the club, late at night, is already unbearable for those wanting to sleep. This noise includes loud music, cars arriving / departing , shouting goodbyes, and general anti-social behaviour, fuelled by alcohol.
2. Floodlights illuminate our bedroom windows.
3. I believe that allowing youngsters to stay very late on licenced premises is actually child neglect.
4. The club has avoided publicity on their application by posting 2 copies of the application on their own gate. No one except members would see them, and they are extremely difficult to read. Fortunately one eagle eyed resident did spot them and alerted residents.
5. The club has always been aware of the cramped nature of the Eldon Drive site, being so close to flats and houses, as it sold the land in the late fifties for residential development by " Wimpey" builders. Surely the club cannot expect to ignore residents as it has always known that the site is so close to approximately 200 dwellings of mixed style and size.

Cricket Club parking on our road is already a problem, please do not make it impossible for residents to park outside our own homes.

Please reject this application.

Yours faithfully,

From:

Sent: 21 December 2021 10:20

To: Licensing

Subject: 5223 Walmley Cricket Club

I would like to object to the extension of the license at Walmley cricket club

Reasons for objecting

Public safety, prevention of nuisance, protection of children, prevention of crime and disorder.

We live very close to the Cricket club and the noise carries quite loudly.

Our road is mostly older couples.

Allendale Rd
Walmley
Sutton Coldfield
B76

From:
Sent: 20 December 2021 18:27
To: Licensing
Subject: Walmley Cricket Club Change of License

To whom it may concern

I have recently found that Walmley Cricket Club have applied for a change to its licensing conditions for both inside and outside its club house, the cricket club have kept their proposed changes very low key as they know it will cause their neighbours much nuisance and distress. I personally like to be in bed by 10.00pm as I have to be up at 05.30am for work. There are also many families with young children on the Penns Lake estate and old people who live in the apartments close to the cricket club who will be badly affected by this.

It is totally unreasonable to expect neighbours of the cricket club to have to put up with the additional noise and disruption this will cause into the early hours of the morning 7 days a week. It will also cause additional parking problems in the surrounding roads, I live in Penns Lake Road which is a narrow road and already suffers with inconsiderate parking from people visiting the cricket club. It is only a matter of time before there is an accident or the access for fire engines blocked if ever there was a fire on the Penns Lake estate.

Longer licencing hours will also bring an increase in crime and disorder by people who have had too much to drink.

Penns Lake Road
Walmley
Sutton Coldfield
West Midlands
B76

21/12/21 13:47 BCGESAMA

General Licensing Regulation & Enforcement
 PO BOX 17831
 Birmingham
 B2 2HQ

17th December 2021



Dear Sir/Madam

LICENCE NUMER 5223 - WALMLEY CRICKE CLUB

We understand that Walmley Cricket club has applied to you for a change in its licencing.

We would like to object to this for the following reasons: -

1. Has anyone from the Licencing office actually been to see the site?
2. It's located in a residential area with narrow access to the club enclosed by flats and houses with a large number of older people in residence.
3. To get to the club you need to navigate a narrow road with limited parking so they park in our road (Penns Lake Road)– at times our road becomes so congested its impossible to get down the road or even access your own drive
4. The noise from the club at present goes on till late – this means again cars parked in our road and late-night revving of engines, shouting and general anti-social behaviour. Extension to the Clubs licence would exacerbate this
5. There have been instances of fireworks being let off after 2.00pm in the club grounds
6. There is rubbish left floating about for us to clean up after an evening at the Cricket club
7. As regarding outside floodlights and outside evening events this would have a huge impart particularly on those properties whose houses and gardens and flats back on to the site in particular light pollution and noise late in to the night.
8. Because of this proposed change to their licence, it will mean more noise, if we wanted to sell our house the noise pollution from the cricket club would devalue our home
9. We bought our house because it was a quiet and peaceful area – if the licence is granted people would think again about buying

It was reported that the cricket club was looking to move a few years ago to a more appropriate site – but that's never happened. I enclose a copy of a letter to the Birmingham Development Plan Programme office from Jon Flowith Specialist Property consultants on behalf of the Cricket club with the relevant items marked

We would ask you to seriously reconsider granting this licence. It's not the ideal place for this sort of thing

Yours faithfully

Penns Lake Road
 Walmley B76

Enc

Jon Flowith & PARTNERS

SPECIALIST PROPERTY CONSULTANTS
Residential Development, Hotels, Commercial Property,
Leisure and Development Land

Mr Ian Kemp
Programme Officer
Birmingham Development Plan 2031/ Examination
49 All Saints Place
Bromsgrove
Worcestershire
B61 0AX

5th September 2014

Dear Mr Kemp

Walmley Cricket & Tennis Club Limited & Birmingham Development Plan 2031

We are writing to you on behalf of our Clients Walmley Cricket & Tennis Club Limited to supplement the submission made to BCC dated 27th February 2014.

The Club was founded in 1886.

It has been located at Eldon Drive, Walmley, for circa 95 years and caters for approaching 500 cricketers, male and female, between the ages of 6 and 60 plus and is very well supported.

This success means that the Club have to play their matches across four grounds in North Birmingham and training is also undertaken in various locations, borrowed on an ad hoc basis.

Given this success story and the Club's growth, the Club's ground has for some years been totally inadequate for their current needs, limited to just 4 acres, having an odd shape and surrounded by existing housing. They have hosted international teams in the past, but their current facilities would now make that impossible.

One further inadequacy of their existing facility is its lack of car parking space, which causes obstruction to neighbouring roads, causes safety issues when there are many children using the ground and causes overspill traffic congestion onto the nearby Penns Lane which is a major thoroughfare.

The Club have attempted to relocate on several occasions to create the much needed additional pitches etc over the last decade or so, the last being a potential move to within the site of the Langley Sustainable Urban Extension(SUE) in 2009 / 2011, but that relocation in the end did not proceed.

Jon Flowith & Partners, Mill Chambers, Mill Lane, Little Aston, Staffordshire, WS9 0NB
Tel: 01922 743 555 Fax: 01922 743 311 www.flowithpartners.co.uk

A full list of partners names is available for inspection at the above address



The Club has 3 problems:

1. If the Club does not create the necessary additional pitches and other facilities, its future growth and the sustainability of the Club are at risk.
2. To relocate to a new site some distance from the existing ground will threaten and undermine the very existence of the Wainley Cricket & Tennis Club as demonstrated elsewhere with other sports clubs which have moved away and failed. Accordingly the only location where such relocation would be possible is the Langley SUE, and ideally as close to the existing ground as possible, in development block area J.
3. The Club have spent years searching for an alternative site with no success. They have reviewed all potential sites.

Relocation to the Langley SUE is therefore the Club's last and only chance for growth and sustainability. Finding sites for housing is not location sensitive. The Club's requirement is very location sensitive.

The Club would be looking for a site of 8 ha to allow development including 3 full size cricket pitches, cricket pavilion, indoor cricket facility and car park as set out more fully in the submission made to BCC dated 27th February 2014.

Following the submission in February to BCC, officers have subsequently given informal verbal support to the Club's ambition to relocate to the Langley SUE, which is helpful.

However no formal response has been given and the Area C Indicative Land Uses chart attached at Appendix A (which we are advised remain the latest figures available), refers to a green corridor and strategic public open space including "recreation".

The Chart however remains silent upon playing fields and particularly a dedicated and allocated facility for the Club for them to use and share with other local sports clubs as part of their community centred, outward facing approach.

It is true that 7.5ha of 'open' areas are currently identified within the site but:

- o None of these open areas are within development block area J which lies closest to their existing ground and would be most suitable
- o None of the 'open' areas currently identified would be physically suitable for cricket pitches being linear strips or uneven sloping ground or affected by environmental factors such as existing tree belts or watercourses
- o Whilst Policy GA5 suggests unspecified playing fields and allotments should also be included within the development, this seems to represent only a "wish list" and is totally inadequate for the specific needs of the Club which needs a single large 8ha site. Such a site is quite clearly not provided for currently.

It is appreciated that such allocation may emerge through the Master Planning process but as this is the Club's last chance, the Club are looking for an absolute commitment at this stage to ensure the Master Planners' brief includes a specific allocation as close to the Club's existing ground as possible, ideally within area J. Without that commitment at this initial stage, it is feared that other competing demands on land may remove the ability to provide such a site and close off the Club's final opportunity to relocate.

21/12/21 13:48 BCESAMA

Given the extensive support for such new facilities in both NPPF, the BDP and elsewhere, it is clear that without such specific commitment to relocate the Club, the Plan cannot be found sound.

I attach two statements for Matter E (Appendix B) and Matter M (Appendix C).

Yours sincerely

Elizabeth Flowth BSc (Hons) MRICS

Appendix A

Area C indicative land uses

Land areas (in hectares) are approximate and the sum of land uses is therefore less than the total land area

TOTAL AREA	273
Existing residential*	-12
Existing roads	-5
TOTAL 'DEVELOPABLE' LAND	256

DEVELOPMENT BLOCKS AREA	172
A	9
B	45
C	14
D	14
E	10
F	16
G	14
H	5
I	5
J	45

DEVELOPMENT BLOCKS LAND USES

Local POS & play areas, allotments	3
New Secondary School (with pitches)	5
New Primary School x 2	4
Local centre uses & public realm (shops, business, health, pubs, cafes, community buildings, etc)	4
RESIDENTIAL	156 @400d/ha = 6240 dwellings

OTHER LAND OUTSIDE DEVELOPMENT BLOCKS

Green corridor / river other strategic public open space valleys (ecological, landscape, heritage, drainage, recreation and/or movement value land buffer planting to A38)	75
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* Langley Hall (grade 2 listed), Langley Gorse, Langley Heath Farm (grade 2 listed), Fox Hollies (grade 2 listed), Brockhurst Farm, The Oaks (Lindridge Road), Ash Cottage & Vew Trees Cottages (Waimley Ash Road)

Appendix B - Matter E - Walmley Cricket & Tennis Club Limited

Matter E: Green Belt policy, the Langley Sustainable Urban Extension [SUE] allocation and the Peddimore employment allocation (BDP policies TP10 & GA5-6)

Questions

We would wish to comment upon questions 4a and 5.

The NPPF makes it clear that in order to be found sound the Plan must be:

- o **positively prepared** – based on a strategy which seeks to meet objectively assessed development and infrastructure requirements
- o **justified** – the most appropriate strategy when considered against the reasonable alternatives, based on proportionate evidence;
- o **effective** – deliverable over its period and based on effective joint working on cross-boundary strategic priorities; **and**
- o **consistent with national policy** – able to achieve sustainable development in accordance with the NPPF's policies.

The NPPF confirms (Para 70) planning policies and decisions should plan positively for the provision and use of community facilities such sports venues, and access to opportunities for sport, and recreation (Para 73) can make an important contribution to the health and well-being of communities. So planning policies should be based on up-to-date assessments of the needs for sports and recreation facilities and opportunities for new provision and should identify specific needs.

Development of sports facilities is supported inter alia by Sport England, the England & Wales Cricket Board and the BDP - Policy TP11 (Sports facilities):

"Proposals for new facilities or the expansion and/or enhancement of existing facilities will be supported subject to compliance with other relevant planning policies."

The BDP at para 6.58 confirms:

"Participation in sport has physical and mental health benefits and promotes community cohesion and the City Council's approach is to ensure facilities reflect need. The policy focuses on sports facilities that are used directly by members of the public."

The BDP at para 6.60 confirms:

"The City Council recognises the important role that sport and physical activity facilities have in terms of providing wider health and social benefits."

The BDP at para 6.62 confirms:

"The City Council is endeavouring (with its key partners) to increase the levels of participation and formal sport and informal physical activity within its various assets across the City."

Notwithstanding the above policy support at both national and local level the BDP remains silent upon this specific identified local and historic need and no commitment to identify a specific allocation as close to the existing ground as possible is given.

As such the Plan is not positively prepared, nor justified, nor consistent with national policy.

The answer to questions 4a and 5 is no.

Remedy

The BOP be required to identify through the Master Planning brief a suitable level single 8ha site, free from environmental and other restrictions within the Langley SUE, and ideally as close to the existing Cub ground as possible, in development block area J.

From:

Sent: 21 December 2021 16:10

To: Licensing

Subject: Walmley Cricket Club

I wish to object to the application made by the Walmley Crocket Club on the following grounds access to the club is gained via the small housing estate which consist of three story blocks of maisonettes. The access to the club is via narrow two lane road which is reduced to one lane due to parking. This making traversing in and out of the club to the main Penns lane hazardous at the best of time. Although the club has a car park visitors often park in such a manner as to cause obstruction to residents garages and to the highway.. This nuisance would be increased

Late night extended hours would not only cause obstruction and danger to other road users but would increase the noise levels and interrupt residence sleep patterns and thereby cause anxiety. Not just from activity in the road, but from the light and noise from the premises.

Another consequence would be an increase in crime and to public order, due to conflict between residence and visitors to the club.

The level of nuisance in the area would increase from the activities I have already outlined. Many residence are of an age that such behaviour created by late night hours will would have an adverse effect on their health and wellbeing.

There are also implications for the emergency services, not just because of access but of conduct that late opening hours create. This is evidence by other such areas in the City. Late night extended hours would also effect children who live in the area and of children visiting the premises themselves. I can also speak from experience as a retired Police Officer of the West Midlands Policed

I would be obliged if you would acknowledge receipt of my objection.

My name and details are as follows.:-

Eldon Drive,
Walmley,
Sutton Coldfield.
Birmingham
B76

From:

Sent: 21 December 2021 17:14

To: Licensing

Subject: 5223 Walmley Cricket Club - Objection to licensing changes

Good Afternoon

I am writing to you to object to Walmley Cricket Club's application to extend their license hours. We live 2 roads away from the club and we can hear the music and night cricket games when they are on. At the moment during the current hours this is not a problem and we regularly attend cricket matches there. However should the hours be extended this will cause a huge nuisance to residents over a very large area. Events inside the cricket club are usually very quite but the club use loud speakers outside when having evening cricket games. I attend a lot of these games myself and support the cricket team, however use of the speakers outside until 23:45 on a week day would cause a nuisance to a lot of residents.

At the moment the club does not have the space to deal with the events it does host in terms of a car park and an area for taxis to pull in, therefore parked cars and taxis cause a safety risk by parking on Penns Lane and the surrounding roads so any extension in hours would only worsen this problem.

I hope the you will take these things into consideration whilst making a decision on this proposal.

Kind Regards

From:

Sent: 21 December 2021 18:16

To: Licensing

Subject: Licensing Act 2003 - Application Ref 123628

I refer to the above application for Walmley Cricket & Sports Club, Eldon Drive, Walmley, Sutton Coldfield, B76 1LT. My premises are situated on Penns Lane and I have line of site to the club house.

I am familiar with the current licence conditions and consider that these are in fact not adequate to control the nuisance that results from the operation of cricket clubhouse as social club with open access. For instance traffic flow into and out of the premises is particularly difficult with events, as vehicles try to arrive and depart at the same time having delivered guests to the premises. Parking of guests outside the curtilage of the premises is also an issue.

Access is through a residential estate with many properties within a few metres of the premises, so that at closing time it is impossible to control the noise level of guests leaving when residents are trying to sleep. This is inevitably exacerbated by the level of alcohol that has been consumed.

I note that there is a current condition to control noise, namely 'During late night events with entertainment, the bar manager shall monitor noise breakout from the premises in order to ensure that a nuisance is not caused to occupiers in the vicinity.' I consider this condition is inadequate, as it only requires the manager to monitor noise breakout not to prevent it exceeding a level that would cause nuisance.

I now turn to the current application and welcome the reduced hours being requested in relation to live music as I consider this is in keeping with the environment in which the premises is located. However, in my opinion sporting events can give rise to significant noise levels from cheering and shouting encouragement to the participants. I can see no reason why there should be any later finishing time for indoor sporting events to live music.

Other than for live music, the application is seeking to extend the hours the premises are open to the public to 23:45 Monday to Thursday and to 01:30 on Friday and Saturday. I have looked at the licences for other 'open access' premises in the vicinity and none of them have licence conditions with a closing time of 01:30. I consider this is unacceptable and will inevitably result in both nuisance and disturbed sleep for those in the vicinity with a consequential adverse impact on mental health. Furthermore it is likely to encourage irresponsible drinking.

In summary my comments on this application are as follows.

- The current licence operating hours and licence conditions are not preventing nuisance to those living in the vicinity.
- I have no problem with the expansion of activities that will be permitted as set out in the application.
- I strongly object to the extension of the operating hours as this will lead to increase nuisance to those living in the vicinity.
- The request to extend closing time to 01:30 on Fridays and Saturdays is beyond that which has been licenced for other similar premises and should not be allowed. It will only encourage irresponsible drinking.
- The current condition to simply monitor sound break out should be strengthened to prevent sound break out exceeding a level that would cause nuisance.

Finally, in the current licence, I notice the following condition relating to activity times.

2.2 Activity Times

The times of day during which the activities listed in 3.1 are permitted. Where the start time is later than the end time, the period of activity spans mid-night. Where the start time is equal to the end time, the period licensed is 24 hours.

I cannot find any activities listed in 3.1 and wonder whether this should in fact refer to section 2.1 instead.

With regards,

From:
Sent: 21 December 2021 20:20
To: Licensing
Subject: Warmley cricket club Licence extension application

Dear Sir/Madam

Since living at Penns Lane, located in Eldon Drive, I have witnessed many problems with the Cricket club.

1 Prevention of Crime and Disorder

The way to prevent crime and disorder is NOT to extend the licence. Eldon Drive residents have enough problems with the Cricket club as it is. Would you want drunks shouting, tramping over your gardens and been sick on your property plus keeping you awake in the middle of the night. All of the above might and I think will happen if the Licence is extended.

3 Public nuisance

When there is an event at the club the parking situation is absolutely awful as they park anywhere within Eldon Drive.

This means the people who live here have, most of the time, no spaces to park.

On one occasion the police were called as there had been a birthday party at the cricket club. The guests looked to being in their 20s. When the party was over they did not disperse but gathered in the grounds, of Eldon Drive, walking over the gardens and making plenty of noise. When the police arrived they were moved on.

From Penns Lane,

From:

Sent: 21 December 2021 21:44

To: Licensing <

Cc:

Subject: OBJECTION to Walmley Cricket Club, Eldon Drive, B76 1LT (Licence Number 5223) - Application for the variation of a premises licence

Dear Sir / Madam,

RE: Walmley Cricket Club, Eldon Drive, B76 1LT (Licence Number 5223) - Application for the variation of a premises licence

I am writing to object strongly to the above application which correspond with the grounds for refusal as set out under the Licensing Act 2003. I am the owner and resident of Penns Lake Road, Walmley, Sutton Coldfield, B76 1LL, and the rear of my property including the garden is adjacent to the Walmley Cricket Club.

I live with my wife and 2 very young children at this property and believe the granting of this application has a direct impact on the well-being of my infant children, in particular protection from psychological, moral, and/or physical harm. My wife and I have personally heard and witnessed strong language, anti-social and violent behaviour coming from the Walmley Cricket Club both during the day and into the late hours of the night, which is directly associated with the sale and consumption of alcohol by the members/customers of the club. This is not only disturbing but I fear that my children will be exposed to further harm should this application to vary and expand the usage of the premises be granted.

The Walmley Cricket Club has had various activities and functions where flashing lights and loud music has continued beyond hours on weekdays and weekends. The noise and vibration from the crowds and high volume music severely effects settling our children to sleep. It is also affecting me and my wife from going to sleep. We are both working professionals and need to get the children ready in the morning to drop them off to Nursery so that we can start work on time, but the constant noise situation and sleep deprivation is having an affect on us and our children. My wife works for the NHS and is subject to working shifts and therefore any additional permissions granted for this application will have a direct impact on us and also the upbringing of our children.

There is also increased litter and alcohol smell in the air after venues are being held by the applicants. We have found and cleared, empty beer cans, cigarette buds, and general litter that has been thrown into the back of our garden on a number occasions by the customers of the club. We generally do not like to complain about our adjacent neighbours but I fear that the extension of the use of the premises will result in more litter and air pollution for us and the residents in the vicinity of the Walmley Cricket Club.

We have recently noticed an increase in burglaries and violent behaviour in this area and I am suspicious that this could be associated to the promotion of entertainment being provided to youngsters and the general public by the Club, including those that are not local to this area. There have been several reports made to the police about this, including an attempted burglary incident that I reported to the police in December 2020, where two men accessed my premises from the Walmley Cricket Club into the early hours of the night. It is likely that the Walmley Cricket Club is attracting attention from the late night venues being held which is then creating further opportunity for criminals to burgle local resident houses.

There have been several instances where members/customers of the Club have trespassed into our garden by jumping over the fence to collect cricket balls without our permission. This is a very scary experience for adults but more so for our children who will be be frightened at the sight of strangers in their garden.

In addition to this, the functions being held by the Walmley Cricket Club is crowding the local area with numerous cars being parked inappropriately, blocking resident driveways and access to Penns Lane, and local roads like Eldon Drive. This can cause restrictions for Emergency Services like the Ambulance to attend emergency calls if the access to the roads are being obstructed by customers of the Walmley Cricket Club. I also fear these crowds will only lead to more violence and late night nuisance if the application is granted.

Given the above, I would kindly request that the Birmingham City Council rejects the application from the Walmley Cricket Club and supports the local residents to prevent crime, nuisance, and harm to their children.

I would appreciate confirmation of receipt of this objection email and that it has been accepted.

I look forward to hearing from you soon.

Best regards

From:
Sent: 22 December 2021 11:12
To: Licensing
Subject: Objection to Walmley Cricket Club application
Importance: High

Sir,

As a resident at Eldon Drive, I wish to register my objection to the application that I understand Walmley Cricket Club has made for extended licensing hours. Although my own flat is so situated such that I am less affected than most by noise etc from the club, I am concerned for other residents, many of whom are elderly.

I am objecting on several grounds:

Firstly regarding the prevention of public nuisance: There is one, single, quite narrow entrance to both the Eldon Drive estate and the cricket club and already there are problems with traffic and parking. Longer hours, especially later at night, will only exacerbate the problems. Longer hours will also inevitably mean more noise disturbance for longer - into the early hours of the morning. This is quite unacceptable given the proximity of many of the Eldon Drive properties to the club. Further, longer licensing hours, inevitably means excess consumption of alcohol with the potential of rowdy behaviour which all too often is associated with over-drinking. If one's neighbours occasionally held a late-night celebration, one could probably accept that but in this case it will mean regular disturbance not only at the weekends but also during the week to a large number of residents of the estate. Such disturbance would most likely be reported as unacceptable if it happened elsewhere and so frequently. Refusing to extend the license would help to prevent this. Since the cricket club has extended its remit to cater for other sports, there has already been an escalation in disturbance and further nuisance must be avoided.

Then, there is also the issue of public safety: As mentioned above, the entrance to the cricket club is shared with the entrance to the Eldon Drive residential estate. Already, this is causing problems. I have previously raised with the residents' association the difficulty of any emergency vehicles gaining proper access to the estate and with more people attending the club for social - rather than sporting - activities in the evenings, late evenings and early morning, this will only be exacerbated. More cars driving through the estate, especially when drivers may have had some alcohol is not a situation that should occur on a private residential estate. It could lead to accidents.

Finally, I would mention the matter of crime and disorder: This is related to the former two objections and might be considered as the almost inevitable result of them were the licensing hours extended. Where there are more people, drinking for longer hours in a relatively limited area close to residential properties with the added problems of parking and the temptation / danger of people who have been drinking also driving could all too easily escalate beyond disorder even into a crime scene, partly because the option to continue drinking will almost certainly attract the wrong kind of person and not just faithful sporting supporters of the club. Again this is totally inappropriate in what is otherwise a quiet residential area. Lastly, I would like to challenge those who have made this application. How would they react to a rowdy, noisy club right next to their house? Every evening of every week and worse at the weekends when many will want to rest? How would it affect their children? If they have elderly relative living with them, how would they be affected? Of course, after 2 years of restriction, everyone wants a little more freedom to celebrate and socialise - BUT this should NOT be at the expense of others.

Yours faithfully,

Eldon Drive
Walmley

From:
Sent: 22 December 2021 11:29
To: Licensing
Cc:
Subject: Walmley Cricket and Tennis Club - Licence Change

Dear Sir/Madam

I wish to raise my objections to the proposed licencing hours extension at Walmley Cricket and Tennis Club on Eldon Drive.

I live on Eldon Drive directly overlook the entrance gates to the club, over the past 2 years the noise levels and behaviour of people leaving the club has deteriorated greatly.

I feel that my objections cover all the relevant areas:-

Prevention of crime and disorder

Public Safety

Prevention of public nuisance

Protection of children from harm

There are far more people around late at night and this makes many residents feel unsafe in their own homes. People are frequently hanging around the garage areas leaving excessive amounts of litter and cigarette ends which could ignite and cause serious damage to property. Empty bottles and glasses are frequently found thrown on gardens and pushed into bushes. Noise and lights from the club cause pollution that is unacceptable after 11pm, except on a rare occasion like New Year's Eve, rather than daily. If the licence includes late night serving/drinking to 11.45pm Mon-Thurs it means that people will not be leaving until 12.30 at the earliest. Serving/drinking until 1am on Friday and the weekends is also totally unacceptable, people leaving at 2am and later! This will be of particular concern in the summer when the nights are warmer and people sit outside to drink with the additional noise from music and shouting. These extended hours will promote the club as a late-night drinking venue right in the heart of a, once very quiet, residential area.

When friends of mine were staying here in the summer their car was damaged by another leaving the club and I believe 2 others were damaged in the car park, no note was put on the windscreen but fortunately someone came back the next day. This meant that the car was unavailable for a pre booked holiday! Car parking is a problem in the area as the club car park is not large enough to accommodate everyone which means residents are unable to park as cars are frequently parked both on Eldon Drive and Penns Lake Road, both during the day and evenings. Cars are sometimes parked on pavements or far too close to road junctions causing pedestrians to walk in the road, including Penns Lane, a very busy thoroughfare, as well as blocking the view for other road users. While this may not be illegal, it causes a hazard to other road users.

Directors and many members of the club do not live in the local area and have no idea of the impact of the club on our daily lives, be it noise, anti-social behaviour, or excessive parking.

Residents feel that property prices will be affected by extended licensing hours and cause problems when wishing to sell. This can then lead to mental health issues for residents in the area. I do know of one resident who sold and moved from Eldon Drive in a short space of time due to the traffic and noise from the club, and this was before all the recent changes to the club house.

I understand from a neighbour that after he sent his email, he received a form to complete?

Contact Details –

Eldon Drive, Walmley, B76

Yours faithfully

From:

Sent: 22 December 2021 11:53

To: Licensing

Subject: Reference : Licence Number 5223 Walmley Cricket CLUB

This is an objection for the application from Walmley Cricket Club for a change to its licensing for recorded music, sporting events and films for inside and outside the building.

This change of licence will affect me and my family (including my dog) in many ways.

Noise: the increase in noise during the day and particularly at night, would be an issue and a disturbance as our area is very quiet.

Parking: there are already parking issues in and around the local roads when events are held at the Club with people parking on corners and kerbs which causes major obstructions so with more events and more people, this would majorly increase the problem.

Unsocial behaviour and criminal damage : this would be a real concern with an increase in problems with people's conduct from the longer drinking hours.

All the above are my reasons for objection.

My contact details are:

Tel:

Email:

Address: Alder Close
Walmley
B76

Regards

From:

Sent: 22 December 2021 12:10

To: Licensing

Subject: Extended Drinking Hours Walmely Cricket Club

I would like to object to the proposed extension of drinking hours at Walmely Cricket Club. As a resident of Eldon Drive those accessing the cricket club drive directly through our small estate to access the club. This already causes difficulties for residents due to the overspill from the club using the private resident parking and often parking in inconsiderate and at times dangerous. Also any resident returning home on nights when the club is open are often unable to park and are having to park off the estate away from their homes which can make them feel unsafe, particularly lone women and the elderly. The club has an open area where people drink and socialise this backs directly onto residents properties and already causes noise. Any extension to this would be totally disruptive and unacceptable. Children are often left unsupervised running and playing on the cricket ground into the night which is again causes noise pollution and with the heavy traffic the club causes is also dangerous for those children.

From:
Sent: 22 December 2021 15:13
To: Licensing
Subject: Walmley cricket and sport club licence variation

OBJECTION TO APPLICATION FOR VARIATION OF LICENCE

We are writing to object about to proposed extension to the licensing hours at Walmley Cricket club .We already suffer from noise from this establishment ,which frequently extends into the early hours of the morning ,disturbing our sleep . Customers spill out onto the grounds from the club , socialise in the outdoor marquee , play loud music and watch football matches together with associated cheering and singing etc and their offspring frequently run round the grounds, unsupervised ,shouting and screaming into the early hours. .

Customers park on the road, and even on our grounds and create a lot of noise and banging of car doors when they depart .The thought of all this carrying on even later is very disturbing especially to our own mental and physical health due to lack of sleep and disturbance of our lives as we directly overlook this property .we consider our objections fall into the following categories :-

2. Public Safety 3 Prevention of public nuisance 4 Protection of children from harm

Eldon Drive ,Walmley ,Sutton Coldfield .B76

From:
Sent: 22 December 2021 19:25
To: Licensing
Subject: Walmley cricket club license extension application.

Dear Sirs,

It has come to my attention that Walmley cricket club have applied to extend their opening hours to 1am at the weekends and 11.45pm during the week. I wish to register my objections.

I am a resident of Eldon Drive, and a club member and the extended licensing hours will be intolerable. Parking is already a problem for residents, as the parking at the club is inadequate. When there is a match or a function at the club parking overflows into Eldon Drive and onto Penns Lane. This causes problems for emergency vehicles to gain access to any residents of the flats.

Late night drinking will attract the wrong type of person leading to antisocial behaviour. There will be added noise resulting in residents both young and old being unable to sleep.

I sincerely hope that you refuse the license hour's extension.

Yours sincerely

Eldon Drive
Walmley
Sutton Coldfield
B76

From:
Sent: 22 December 2021 20:22
To: Licensing
Subject: Walmley Cricket Club

Dear Sirs

As residents of Eldon Drive, we strongly object to the licence variation application submitted.

This would increase anti-social behaviour and harassment to residents many of whom are elderly.

Traffic would increase causing increased risk of accidents particularly as many residents are elderly and many have young children, also there is insufficient parking which results in blocking of residents parking, illegal parking on corners causing obstructions and preventing emergency vehicle access.

The noise levels would increase at all hours causing disturbance to resident's sleep patterns and would increase the risk of crime and vandalism across the estate.

There are already issues with loud music and anti-social behaviour and disturbances when people are leaving the venue when had they have had too much to drink and taxi drivers sounding their horns.

We therefore strongly object to this and trust you will ensure that our views are taken into consideration.

Eldon Drive

From:

Sent: 22 December 2021 22:46

To: Licensing

Subject: Objection to License variation for Walmley Cricket club B76 1LT

Good morning,

Please note that we **object** the licence variation for Walmley Cricket club to extend hours to play live music and night drinking.

The main reasons are concerns around noise and loud music which is disturbing to our quite neighbourhood and safety on the streets and concerns of crime going up. During summers this can be more problematic when windows are opened for fresh air and music playing loud.

This is already an issue as music currently playing without any sound proofing and people chanting during matches. The drinking late night can also attract a lot of issues and socially it would be unsuitable for my children to grow near such environment, when sleep is crucial to their mental wellbeing and development. We have moved to this locality paying a premium price and cannot agree to late night music being played for longer than it already is. I strongly believe this will affect the local community negatively and significantly leading to long term issues if this goes ahead.

If you have any further queries, please contact to us using the details below:

Penns Lake Road,
Walmley
B76

Many thanks

From:
Sent: 23 December 2021 11:03
To: Licensing
Cc:
Subject: FW: Licence Number 5223 Walmley Cricket club

Hello,

Penns Lake Road B76

I would like to make objection to the application of Walmley Cricket Club extending their licence .
We live directly on the back of the cricket field .

I have children and already they are kept awake and sleep disturbed by the music and people shouting late of a night , if the licence was extended this would bring more distress to our family . One of my children is already struggling tremendously with sleep due to the noise , I don't want to increase their anxiety further .

My fear, as with all late night drinking establishments, there is a real potential to attract the wrong type of people who are already drunk want to carry on drinking somewhere . Drunk people are can sometimes make very bad decisions and at time act aggressively . I know this as I have had 1st hand experience . For this to be happening close to my home fills me with more anxiety , which I already have . Its very dark late of a night and anyone who wanted to has easy access into my garden which makes me feel unsafe in my own home . My elderly mother-in-law who is 76 is very worried for her safety . I need to protect my children and family . And already there has been a noticeable rise in crime in our area .

The rubbish over the Cricket club has increased and we have had rubbish in our gardens that would have only got there from people throwing it over . There has also been drug paraphernalia around the field which isn't very good for the children who play football and cricket over their in the day . We need to protect the children from being exposed to this as it is unacceptable .

The cricket club used to be very family orientated now it seem that it wants to be a nightclub . I would never have chosen to live here if I knew this was what was going to happen and should it go ahead will have a huge impact on our safe neighbourhood and the value of our home which we depend upon during these uncertain times.

There is inadequate parking for the people that use the cricket club at the moment as it is . Patrons park in Penns Lake Road on both sides, which would cause a problem should the emergency service need to access a house further down the road . and on the pavement forcing us an especially my children to walk in the road . They are on the corners and obscure visibility to oncoming traffic which is dangerous .

The staff at the cricket club do not live in our area and are not impacted by the distress this is causing , it stressful and affecting our families mental health worrying about our safety . I live with my husband , 2 children and mother in law .

I would like to make the strongest objection to the change in this licence

Kind regards

Penns Lake Road, Walmley , B76

From:
Sent: 23 December 2021 11:24
To: Licensing
Subject: Walmley Cricket Club License Extension Application

To whom it may concern,

My name is _____ and I live at _____ Milverton Close, Sutton Coldfield, England, B76 _____. I would like to object to the application made by Walmley Cricket Club to extend their licence on the grounds of the prevention of public nuisance. As a family we are already kept awake at night when events are held at the cricket club, loud music beyond 12 midnight and noise nuisance from voices and car doors slamming well after 1am. My children are regularly woken by the noise. An extension to the license would make the late night noise intolerable and such a license is completely inappropriate in a totally residential area.

Regards

From:

Sent: 23 December 2021 11:51

To: Licensing

Subject: Objection for walmley cricket club

To Whom this may concern

I would like to object to the license extension at Walmley Cricket Club on the grounds of Prevention of public nuisance as we are already kept awake from the noise into the early hours which is totally unacceptable.

I don't want this problem made worse than it already is.

milverton close

Walmley

B76

From:

Sent: 23 December 2021 12:59

To: Licensing

Subject: Walmley Cricket Club request for extending licence

Good afternoon,

I understand that Walmley Cricket Club have requested an extension to their current licence.

My name is _____ and I live at _____ Moxhull Drive, Sutton Coldfield, B76 _____, we live
Three roads away from the Club.

There are three adults in the home and our son regularly visits the club to watch the Cricket
And he always enjoys his visit.

However, when functions are held, we can clearly hear the music, and the noise of a DJ and party goes.

Parking is also an issue, as the car park is very small the the vehicles spill out onto adjoining roads
Which are quite narrow in some cases.

We also have issues of anti social behaviour and vehicle tampering around this area, and having
Really late night facilities would definitely impact on the surrounding residents.

You can write to me, or e mail me, if you would like me to make any further comments.

Kindest regards

From:
Sent: 23 December 2021 15:21
To: Licensing
Subject: Walmley cricket club

Dear sir's

We would like to object to the recent licensing application by Walmley cricket club, to extend its drinking hours during the week and weekends.

We lodge the objection on the grounds of the following.

Prevention of crime and disorder.

Public safety.

Prevention of public nuisance.

We currently cannot open our rear windows or sleep in the rear bedroom because of the noise generated from the club into the early hours, children running riot unsupervised over the field and estate grounds, shouting and bad language from people who park on the estate from the club taking up residents parking spaces. Bad language drug drug taking on the actual cricket field.

We feel that if the application is approved it will make matters worse and unbearable.

Eldon Drive

Sutton Coldfield

B76

From:
Sent: 26 December 2021 10:21
To: Licensing
Subject: Walmley Cricket Club

This venue is a Cricket Club and not a Night Club which is what the new proposals will make it. In the past the noise from functions that have been held there have been accompanied by intolerable level of noise from the excessively loud music and shouting from the people using the venue. They have no consideration for residents that might have to be up early to go to their place of employment, the elderly, the sick or residents that have children who are in bed. We already have young people screaming and shouting in the grounds when there isn't any function on. We have walked round during the summer when there isn't a match taking place and the area is used by teenagers for disgusting behaviour, smoking drugs and illegal drinking. It isn't wise to approach these people as their language and gestures are very intimidating. These people roam around before going to the area and make a thorough nuisance of themselves. The cricket club should be for everyone to enjoy a friendly competition between cricket teams not a venue for yobs to enjoy the after hours drinking and disgusting anti social behaviour. The residents should be considered before the club and their lifestyle and quality of life put before inconsiderate users of the cricket club.

Not only is there the human disruption there will also be cars and taxis arriving late to ferry home all the people who have been drinking excessively several hours who need to get home. Who is going to monitor the parking of visitors vehicles. At the moment they park wherever there is a space regardless of whether they are impeding pedestrians on the footpath with small children, prams or people that have to use mobility aids. This proposal should be rejected and tighter restrictions put on the existing running of the club. I look forward to your response to this email. Yours sincerely , Welcome Drive, Walmley, Sutton Coldfield. B76

From:
Sent: 27 December 2021 11:16
To: Licensing
Subject: Objection: Walmley Cricket Club Licence Extension

To whom it may concern

Please accept this email as my objection to Walmley Cricket Club extending their licensing hours. I believe this will increase the potential for crime and disorder along with being a public nuisance. There is already music audible until at least midnight especially through the summer months/weekends to the point that I have to close windows/patio doors so that I can't hear it.

My contact details are:

Eldon Drive
Walmley
B76

Kind regards

From:
Sent: 28 December 2021 13:22
To: Licensing
Subject: Walmley cricket club licence number 5223

penns lake rd
Walmley
B76

We have lived happily here for 30 years but recently we have thought about moving and its all down to the noise and pollution and the parking from walmley cricket club. Since it became a sports and social club our quiet happy neighbourhood has changed, nearly every evening we come home to shouting and screaming from the club, light and fumes from 9 diesel floodlights and later on the smell of drugs being smoked at the bottom of our garden which backs on to the club, one of these diesel generators is positioned 3 meters from our fence.

Now the club is trying to extend its licenced hours thats a laugh as its many nights the drinking and shouting goes on till 2 or 3 in the morning and sometimes even fighting with police being called. The other problem is parking, there is not enough space so people park anywhere they can even on penns lane a very busy road and cause chaos and on our road, a narrow road sometimes delivery trucks cant get through, sometimes cars are left overnight as people have had too much to drink. Another thing i notice are very young children running around outside the club till very late in the dark while there parents are inside drinking. maybe the best thing we could do is move. It is sad to see what has happened to a nice neighbourhood.

From:
Sent: 28 December 2021 15:04
To: Licensing
Subject: Licence Number: 5223 Walmley Cricket Club
Importance: High

Dear Sirs

I am writing on behalf of my husband and myself to formally object to the proposed extended licensing hours at the above premises inside the building and outside.

We moved into our bungalow at on 30th April 2021. We chose the location as it is convenient for my disabled husband and is a nice quiet residential road.

We think the longer licensing hours will impact on the area with increased noise, parking and anti-social behaviour due to more alcohol consumption.

This is a very residential area with a lot of senior citizens and young families and is not conducive to late night partying. The club is a cricket club with its own social club for use by its members and their families, it is not a nightclub. We are also worried about the increased volume of noise and disruption detracting from the value of the properties in the surrounding roads. Please acknowledge receipt of this e-mail.

Yours faithfully

Allendale Road, Walmley Sutton Coldfield B76

From:
Sent: 28 December 2021 12:39
To: Licensing
Subject: Walmley Cricket Club

Good Afternoon,

My name is _____ and I live on Penns Lake Road, with our back garden backing onto Walmley Cricket Club and we wanted to send a message of concern regarding the license extension of the bar.

We have lived here for over 30 years and have always loved the cricket club and have had no complaints until this point however we have seen a real change since the club became a sports and social club, specifically:

- noise pollution; we have experienced lots of people on the premises screaming, swearing and shouting through the night which is a concern of ours given we have young grandchildren. There is also a lot of noise generated from the large floodlights, one of which is situated less than 6 feet from our fence. There is also a lot of fumes generated from the floodlights.

- light pollution: see attached photograph, there are 9x floodlights that are being used semi-permanently which are at times pointing towards our house and this has resulted in us purchasing black-out blinds and moving grandchildren to front bedrooms where noise can still be heard.

- anti-social behaviour; we are finding people are urinating at the end of our garden which is a huge health risk and there is a presence of drug paraphernalia along with increased litter and also police activity at the club where they have been called for people fighting and arguing.

- impact on value of our home; we have found in our time here that the area is now far less desirable than it was which will impact the value of our property. There is also cars parked at the top of our road nightly which would make it impossible for emergency vehicles to access our estate.

- we would also like to mention the use of the summer house/gin palace that seems to be where people are naturally congregating and playing loud offensive music, smoking drugs and littering and this has become a particular worry of mine where I have been afraid to leave my garden at night.

The club currently closes at 11:45pm but it seems that people are still hanging around the club til after 2am each weekend screaming and shouting - this will only get worse with increased licensing,

I have left my contact details below if you'd like to talk further or have any questions or need further photographs.



From:
Sent: 29 December 2021 19:16
To: Licensing
Subject: Re: License application for Walmley Cricket Club

Dear Sirs

I am writing in connection with the application to extend music / licensing hours at the Cricket Club on Eldon Drive, B76 1LT.

I am quite horrified at the hours requested by the club... live music can be very loud as can the sound of people enjoying themselves. I don't object to either but extending the time for such activities past midnight every weekend and virtually up to midnight every weeknight is just too much.

Please consider that during the summer I can hear the hit of the ball on the bat and the subsequent appeals etc from the players... I don't object to that at all but you can see how noise can travel and how noisy it will be if socialising is allowed so late every night.

I am opposed to the extension, being a resident who will be affected by the noise from the club. If the council gave a licence to extend the music / drinking hours on a few limited occasions through the year it wouldn't be so bad but I cannot imagine why such activities are necessary for a cricket club in a residential area in effect every night of the year.

Please note my opposition and sincere hope that the applications will be turned down.
Thanking you in anticipation of your consideration.

Wrens Park Avenue, Walmley, B76

From:
Sent: 02 January 2022 15:28
To: Licensing
Subject: Walmley Cricket Club - Objection to Licence Application

Good Morning Birmingham Licensing

I have been made aware of the application for Walmley Cricket Club to extend its opening hours and also its music licence which will have a severe detrimental impact on the surrounding houses and neighbourhood as follows;

- The club already operates until midnight under the current licence and is in the middle of a residential area
- The existing noise from the premises late on in the evening is already causing a nuisance to the neighbours
- The crime & disorder from this establishment is already high with anti-social behaviour witnessed on most weekends.
- In addition the amount of foul & abusive language aimed at residents when we approach to ask them to reduce the noise is abhorrent
- The safety of residents not to mention the children who live within walking distance of this club is also a major concern due to the use of drugs and alcohol blatantly used in public areas including the cricket field
- The additional noise generated by this extension will have a severe impact on the neighbourhood and may result in increased mental health issues for the elderly residents who live nearby
- The increased parking in local roads namely Penns Lake Road where the patrons of the Cricket Club park across grass verges, dropped kerbs, and park dangerously on the corner of Penns Lane & Penns Lake Road which will block emergency vehicles from getting on to this road
- On many occasions children & mothers with prams & pushchairs are often required to walk in the road in order to get past vehicles parked across pavements and kerbs. This is a real danger to children & parents.
- A number of accidents has already happened on the junction of Penns Lake Road & Penns Lane due to inconsiderate parking by motorists visiting this club and surrounding houses
- In the interests of public safety this application should be rejected as this venue will become a late night drinking venue for people rolling out of local pubs in search of a late bar and music until the early hours
- If this application is approved the noise & anti-social behaviour will increase to the early hours as patrons leaving after a 1.00 am bar closure will still be on the premises at 01.30 am - 02.30 am as they wait for taxis etc

I am a very concerned neighbour who already has to endure the noise, parking issues, anti-social behaviour from this establishment with the current licensing hours and wish to oppose any extension of their current licence. The owners and directors of this business DO NOT live in this area and so will not be adversely affected by the increase in anti-social and drunken behaviour from patrons leaving in the small hours of the morning.

I am happy to attend any meeting or planning application meeting to share my views; my details are as follows;

Penns Lake Road
Walmley
Sutton Coldfield
West Midlands
B76

In the interests of living a quiet & peaceful existence please reject this application

Regards

From:

Sent: 02 January 2022 15:44

To: Licensing

Subject: Fw: Walmley Cricket Club - Objection to Licence Application

Please find attached.

This email is being forwarded on behalf of a Penns Lake Road resident who has been unable to directly send to you.

Could you please acknowledge receipt of same.

Many thanks.

Good Morning Birmingham Licensing

I have been made aware of the application for Walmley Cricket Club to extend its opening hours and also its music licence which will have a severe detrimental impact on the surrounding houses and neighbourhood as follows;

- The club already operates until midnight under the current licence and is in the middle of a residential area
- The existing noise from the premises late on in the evening is already causing a nuisance to the neighbours
- The crime & disorder from this establishment is already high with anti-social behaviour witnessed on most weekends.
- In addition the amount of foul & abusive language aimed at residents when we approach to ask them to reduce the noise is abhorrent
- The safety of residents not to mention the children who live within walking distance of this club is also a major concern due to the use of drugs and alcohol blatantly used in public areas including the cricket field
- The additional noise generated by this extension will have a severe impact on the neighbourhood and may result in increased mental health issues for the elderly residents who live nearby
- The increased parking in local roads namely Penns Lake Road where the patrons of the Cricket Club park across grass verges, dropped kerbs, and park dangerously on the corner of Penns Lane & Penns Lake Road which will block emergency vehicles from getting on to this road
- On many occasions children & mothers with prams & pushchairs are often required to walk in the road in order to get past vehicles parked across pavements and kerbs. This is a real danger to children & parents.
- A number of accidents has already happened on the junction of Penns Lake Road & Penns Lane due to inconsiderate parking by motorists visiting this club and surrounding houses
- In the interests of public safety this application should be rejected as this venue will become a late night drinking venue for people rolling out of local pubs in search of a late bar and music until the early hours

- If this application is approved the noise & anti-social behaviour will increase to the early hours as patrons leaving after a 1.00 am bar closure will still be on the premises at 01.30 am - 02.30 am as they wait for taxis etc

I am a very concerned neighbour who already has to endure the noise, parking issues, anti-social behaviour from this establishment with the current licensing hours and wish to oppose any extension of their current licence. The owners and directors of this business DO NOT live in this area and so will not be adversely affected by the increase in anti-social and drunken behaviour from patrons leaving in the small hours of the morning.

I am happy to attend any meeting or planning application meeting to share my views; my details are as follows;

Penns Lake Road
Walmley
Sutton Coldfield
West Midlands
B76

From:

Sent: 03 January 2022 15:24

To: Licensing

Subject: Walmley Cricket and Sports Club, Eldon Drive, Walmley - Appeal against application to extend licensing arrangements

Walmley Cricket and Sports Club, Eldon Drive, Walmley - Application to extend licensing arrangements

Appeal against the above application.

Please find attached a PDF file of my appeal against the application.

Name:

Address: Eldon Drive, Walmley, Sutton Coldfield, West Midlands. B76 (Sole resident at this address)

Regards

Walmley Cricket and Sports Club, Eldon Drive, Walmley - Application to extend licensing arrangements

Appeal against the above application.

Overview

I write to oppose the above application. I live directly in front of the Cricket Ground in a group of apartments and maisonettes often collectively known as Lawnswood. This is a heavily residential area, with an emphasis on peaceful family life. The residents are a diverse mixture of very elderly people, younger pensioners and retirees, working adults and families with school age children and clearly an extension of the licensing arrangements would be absolutely inappropriate. I should emphasise however, that the application would adversely affect other neighbouring streets and possibly even the entire area including Penns Lane. For the above and the following reasons I would urge you not to grant this application.

The details of my appeal are as follows:

Prevention of public nuisance/Prevention of crime and disorder/Public Safety

(a) Disruption and Anti-Social Behaviour

There is already considerable noise and sometimes disruption from the Cricket Club after social events late at night - very occasionally there is an overspill of youngsters playing football among the garages rather than within the confines of the club, and some loitering. No parental guidance appears to be in evidence and I have never seen any club officials attempt to stop such behaviour.

Summer clubs are held outside on the cricket ground during the day in the school summer holidays and they are so noisy that you are reluctant to open the windows - there is screaming, shouting, and shrieking all day with no apparent attempt made by the club to keep the noise down.

In the autumn, floodlit cricket matches are held, bringing both noise and light pollution into our homes in the evenings, as well as an increase in traffic/parking issues (see below)

The proposed extension to the licence has the potential to increase all of this very significantly - especially given the attraction of live music and alcohol and the intention to hold an increased number of indoor and outdoor events. I fear that there would be no escape from the constant disruption to our lives should the application be allowed.

(b) Parking

Parking is already an ongoing issue with patrons from the Cricket Club and has been for many years. Although the Cricket Club has a designated car park, patrons habitually use Lawnswood residents' car park as an overspill on a daily basis, which often means that residents are unable to park their cars at their own homes. There have also been occasions when patrons have parked in front of residents' garages blocking access - and although some attempt has been made to restrict this latter behaviour it has impacted the residents more than the club patrons. To my knowledge the Club has never attempted to rectify patrons' behaviour in this respect.

There are also issues during the late spring and summer months, when patrons attempting to leave or enter the Cricket Club cause absolute gridlock around our homes, often spilling out onto the main road, mounting, and occasionally parking on grass verges, etc. This latter can be a very common occurrence during the main cricket season. As well as a nuisance, it has health and safety issues especially when there are children playing on site, and also because it can cause gridlock on the main road around the entrance to Eldon Drive (often at peak times for commuters).

Littering (bottles, junk food wrappers etc) are often left lying around after late night events - very occasionally, 'For Sale' signs have been torn up and thrown around (though this latter is relatively rare).

I fear that any extension of the licensing agreement would make these issues significantly worse.

Protection of children from harm

Many residents have young children and so this is a particular concern. Any extension to licensing arrangements with its potential for additional noise and disruption would impact adversely upon their established sleep patterns and school attendance/achievements.

Thank you for your consideration.

3 January 2022

From:

Sent: 03 January 2022 15:39

To: Licensing

Subject: Extending Licensing Hours to W.C.C. 5223.

We live opposite Eldon Drive ,We get late nights taxi headlights shinning into our windows We also get taxis on the opposite side of the road waiting to pick people up some of the people are noisy and drunk wondering up and down Eldon drive we also found glasses and bottles left on the footpath after late night activities .

car congestion caused by additional parking up and down Penns Lane and outside residences Drives. As I stated the facts from my perspective .I do not want the opening hours extended. Penns lane is busy enough during the day and we do not want the hassle and the problems that goes with it .We are Objecting to the cricket club application.

This email is for licensing Dept only .

From

Penns Lane

From:

Sent: 03 January 2022 18:03

To: Licensing

Subject: Representation for the objection to the Variation of a Premises License at Walmley Cricket & Sports Club.

Please find Representation for the objection to the Variation of a Premises License at Walmley Cricket & Sports Club, Eldon Drive, Walmley, West Midlands B76 1LT

Dated 11/12/2021

Eldon Drive
Walmley
West Midlands
B76

Representation for the objection to the Variation of a Premises License at Walmley Cricket & Sports Club, Eldon Drive. Walmley. West Midlands B76 1LT

Dated 11/12/2021

Licensing Objectives related to Prevention of crime and disorder and Prevention of public nuisance.

- Over last few years the site has extended from a cricket club to provide and increase more noise and light related sport activities throughout the day and evening much to the distress of surrounding residents. The club is in a location surrounded in close proximity of residential homes and is entered and exited by a small public road through a residential estate passing within feet of living accommodation and therefore unsuitable for any change in the licensing hours and additional services indoor and outside that would increase a disturbing situation here and within surrounding areas with additional light and noise, crowd disturbance and congestion that would occur into the early hours.
- Extending the licence would incorporate later night drinking for and promote the club as a late night drinking venue with additional noise and disturbance from music, televised sports, inside and out of the premises with people coming and going late into the early hours, plus additional noise from Taxis and other vehicles collecting guests and do not feel that any consideration is given to local residents mental wellbeing with the given stress and anxiety that this would create.
- The extension of licencing hours to also include refreshments throughout day and night would make the present inadequate and disorganised club car parking facilities worse, struggling to accommodate the number of increasing visiting cars especially when club's activities times are overlapped and late night club events are active, causing stress and anxiety within the local community, causing parking in local roads including tight parking which could impede access for emergencies services also parking in residential designated parking areas, on public pavements, impeding residential garages access and onto the estate garden grassed areas.
- The hours could attract additional people when other venues would have closed and who do not necessarily have the interest or purpose of the cricket club at the forefront.

- More anticipated litter dumped outside the club gate and local surrounding areas by exiting guests
- With the proposed closing licencing bar hours, it would in reality deliver longer additional disrupted hours when allowing for clearing and closing up of the club and leaving the site.

This objection is not aimed at the purpose of the club but at the disrupted and concerning licencing extension submitted, feel that the concerns and the mental wellbeing of local residences concerning previous noise and light pollution have been ignored and also do not consider this application would be in the best interest of the club or the local community. It in no way disrespectful to the selected volunteers and members who have worked hard over the years giving time and effort to provide a local community Cricket club over many years.

Eldon Drive
Walmley
West Midlands
B76

From:

Sent: 03 January 2022 18:36

To: Licensing

Subject: Walmley Cricket Club Application

I am writing to object to the extension of licensing hours at Walmley Cricket Club to 1am on weekends and to 11.45pm on weekdays.

Parking facilities at the Club are very restricted, and patrons frequently park on Penns Lake Road. Cars are parked inconsiderately on the pavement, and randomly along the road narrowing the room available for cars and emergency vehicles to pass. In addition, cars parked close to the junction with Penns Lane make force drivers to approach the junction on the wrong side of the road, which is extremely dangerous due to restricted sight lines and the speed of traffic on Penns Lane. I therefore believe that any extension of licensing hours will exacerbate parking problems in the vicinity of the Club, and result in issues relating to public safety.

Penns Lake Road
Sutton Coldfield
B76

From:
Sent: 04 January 2022 11:45
To: Licensing
Subject: Objection to any further licensing

Please find below objection letter from
with reference to Walmley Cricket Club.

Dear Sir/Madam

I am resident at Allendale Road, Walmley, Sutton Coldfield, B76 . I believe the rear of my property is in direct line with Walmley Cricket Club premises and grounds.

The outside activities during the day can be heard if I am in my garden, and the late night noise of shouting and loud music playing can be heard in my house.

These events are forcing me to shut up all the windows in order to enable me to sleep and prevent me being comfortable on my own home. During summer time months the noise generated from the club is escalated and goes on well into the early hours.

All the noise nuisance has been increasing over recent years, and I object very strongly to any extended hours applications or additions.

I can be contacted by writing to the above address.

From:
Sent: 04 January 2022 16:56
To: Licensing
Subject: LICENCE NUMBER 5223 - WALMLEY CRICKET CLUB

Good afternoon,

Re. LICENCE NUMBER 5223 – WALMLEY CRICKET CLUB

I am objecting to Walmley Cricket Club's application for variation to their premises licence.

Please find attached my reasons for non-approval which I believe are valid.

I request that this application be refused – please confirm your refusal.

Many thanks.

Kind regards,

Penns Lane
Sutton Coldfield
West Midlands
B76

Penns Lane
Walmley
Sutton Coldfield B76

4th January 2022

General Licensing Regulation & Enforcement
PO Box 17831
Birmingham B2 2HJ

Dear Sir/Madam,

Re: **Licence Number 5223 – Walmley Cricket Club**

A small notice on the gates of the Walmley Cricket Club in Eldon Drive says that they are applying for the variation of a premises license under the Licensing Act 2003 to allow extension of licensed area inside and out of the Club's premises to include Recorded Music/Indoor Sporting Events/Films and Live Music from 11:00 up until 01:00 in the morning (on some days) plus Late Night Refreshments. Undoubtedly the purpose of this application is to attract a greater number of patrons to the Club.

The Walmley Cricket Club is surrounded by residential properties, including blocks of flats, which means that a large number of people will be affected by these changes. As a nearby resident myself, I'm objecting to this licensing variation for the following reasons:-

Public Safety

The only access to Walmley Cricket Club is along Eldon Drive off Penns Lane. Eldon Drive is a narrow road which also serves three blocks of flats and it is restricted to a single vehicle width on account of vehicles parked along it. An increase in the number of vehicles turning off and onto Penns Lane and traversing this access road up until the early hours of the morning is just not safe.

Prevention of Nuisance

Noise pollution during the day from 11:00 and into the night up until 01:00 sometimes (that's 14 hours) with loud music, people on the cricket grounds, more cars visiting the road, taxis turning up late at night – and that's up until 01:00, plus clearing out time.
Light pollution as the club may use flood lights for sporting events up until 23:45.
Unsocial behaviour and criminal damage as result of longer drinking hours.

Protection of Children

Children using the sports facilities will see more adults drinking at the Club and more people smoking in the summer house. As a grandparent, this concerns and worries me.

Prevention of Crime and Disorder

Longer drinking hours will create more problems with people's conduct in this area.

I believe that the above are valid reasons for non-approval and that this application should be refused.

Yours faithfully,

From:
Sent: 04 January 2022 20:05
To: Licensing
Subject: Cricket Club

With regard to the proposed application for extended licence to incorporate both day and night we would suggest that our objection would fall in the Prevention of Public Nuisance category . We feel that this is inappropriate to have in a residential area .We have e-mailed Andrew Mitchell and informed him of the situation .We personally feel it is unlikely that planning permission will be granted .

Penns Lane
Walmley B76

From:
Sent: 05 January 2022 09:41
To: Licensing
Subject: walmley cricket club

I Do object to the proposed longer drinking hours at the cricket club in eldon drive I am a resident in eldon drive I have witnessed antisocial behaviour drug abuse and fights outside the club and on the estate Would also like to object to the floodlights late at night for noise and can't have the windows open because of the smell of diesel fumes

thank you my name is
ELDON DRIVE

From:
Sent: 05 January 2022 10:58
To: Licensing
Subject: Re Walmley Cricket Club/Social Club

Re the above

The area in which the Cricket Club is situated is highly residential comprising many elderly persons, should the extended hours be permitted the noise, traffic, parking plus people from other areas will cause stress which is totally unacceptable to this highly recommended area which could stem the flow and the value of peoples property.

This is not an acceptable way for people to respond to a serious infringement of their rights by email, a proper meeting should be organised. It has taken a resident to inform householders as a small notice was put up outside the Club that is a disgrace, we as rate payers have rights as to what happens in our area which is held in high regard.

I would appreciate a response as there was no one on the telephone just an answerphone, for Birmingham City Council this is sadly lacking even allowing for COVID.

Yours

From:

Sent: 05 January 2022 12:31

To: Licensing

Subject: licensing changes at Walmley Cricket club

Objections to Walmley Cricker Club's application for extended Licensing hours

I live in Eldon Drive in a flat directly behind those who look over the cricket club. We are an flat so have a good view of the club and can hear excess noise from it.

This Noise Aspect is My main objection. I know other residents on different parts of the estate as well as Penns Lake Road will add other objections to this which affect them.

Not so long ago the club had extended licensing hours which caused ill feelings and problems. The application was placed in an obscure place which meant that many were not aware of it.. The application was approved. The noise levels then at times were not acceptable (I include music and TV in this) and I would not like to see them revert to those hours and noise levels again.

Loud noise (ASB) after 11pm is unreasonable. Just because the serving of drinks stops at 11pm/12pm does not imply that the noise level will drop!! People still 'drink up' and then have to vacate the club. Does the club use Noise Limiters on amplification equipment? I think not.

Alcohol not only impacts on a person's health, but on the levels of noise people make and the anti social behaviour it brings, The noise is not just made within the club, but on the veranda and awning which is on the far side of the club. As night falls so the noise level seems exacerbated.

Everyone has a right to enjoy the comforts of their own home. Extending the Licensing hours is not going to promote this. Please leave them as they are!!

Eldon Drive B76

From:

Sent: 05 January 2022 13:33

To: Licensing

Subject: Walmley Cricket Club Planning Application Ref: 123628,(licence no.5223)

Dear Sir/Madam,

I am contacting you with reference to Walmley Cricket Club Planning Application Ref: 123628,(licence no.5223).

We are greatly concerned at the prospect of alcohol being served until 1 a.m. on weekends and the opening times being extended as the noise levels can be currently disruptive impacting our sleep and being able to have our windows open in Summertime due to the volume of both music and from the shouting of patrons. Our house is only a stone's throw from the club house (Penns Lane-Arbor Court), and the Cricket club has shown scant regard in the past towards the behaviour of their patrons in respect to noise levels and litter that has been thrown over the fence. Not to mention that revellers there on one occasion actually broke off part of our separating fence and set fire to it.

Their car park is also inadequate for the number of visitors they have , and we have discovered on occasion that some of their patrons have used our car park.

They have also leased part of their car park to a building company, thus reducing the spaces and spoiling the view with large construction vehicles, cherry-picker etc.

the club has been challenged on these points before and have shown little interest or consideration, so that is why we are earnestly appealing to you to not extend bar and opening hours.

Yours faithfully,

Objection to Planning application ref 123628 (Licence number 5223)**Re application to vary the premises licence of The Walmley Cricket and Tennis Club Limited trading as Walmley Cricket and Sports Club.**

I wish to object to the application on the grounds that it will increase public nuisance to local people and to neighbouring residents.

The variation of the licence will mean the club will be allowed to:

- serve late night refreshments, play recorded music and show sporting events and films until 23:45 on Monday to Thursday and until 22.30 on Sunday. In addition, the club will be able to do all of these things from 11.00 a.m. on a Friday morning until 1.00 a.m. on a Saturday morning and the same again concerning Saturday and Sunday
- hold live music events until 23.00 every night of the week

I object because the new licence conditions will allow:

- more noise pollution for neighbouring residents
- more parking problems late into the night (presently visitors park on and in front of residents' properties in Eldon Close)
- light pollution late into the night as the club will be allowed to use its floodlights until 23:45

Residential area

I wish to make you aware that the club is situated right in the middle of a residential area and is surrounded by flats and houses on three sides, containing a mixture of elderly people and those of working age who need to have an undisturbed night's sleep.

Public nuisance

Even when the club was basically a cricket and sports ground, there used to be nuisance from traffic with visitors parking on and in front of local residents' property.

But the requested change of licence will mean that local residents will have to suffer loud noise and music even later into the night than is already the case.

It is unthinkable to consider granting the requested extension of activities and hours to a premises so surrounded with residential properties.

During the last 18 months the club has often operated with all its doors and windows open, so living in a neighbouring property has meant no peace at all. Currently on Saturday nights, the noise is horrendous and continues all night until the club closes.

If the club is granted this variation of licence to extend its activities and hours of operation, then this will change the nature of the club from being essentially a place for the playing of cricket and other sports to become basically an entertainment and drinking establishment open late every night of the week. There is no need for the

club to engage in these activities, as there is already sufficient provision for all day and late-night entertainment in the area at the Fox public house and at Walmley Social Club. Both of these venues in Walmley village have an extensive parking area and do not adjoin or interfere with neighbouring residential properties.

The club has a history of being a bad neighbour and generally ignores any complaints from its residential neighbours. Any extension of its activities will simply make these problems even worse for the residents.

Objection to Planning application ref 123628 (Licence number 5223)

Re application to vary the premises licence of The Walmley Cricket and Tennis Club Limited trading as Walmley Cricket and Sports Club.

I wish to object to the application on the grounds that it will increase public nuisance to local people and to neighbouring residents.

The variation of the licence will mean the club will be allowed to:

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I object because the new licence conditions will allow:

- more noise pollution for neighbouring residents
- more parking problems late into the night (presently visitors park on and in front of residents' properties in Eldon Close)
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During the last 18 months the club has often operated with all its doors and windows open, so living in a neighbouring property has meant no peace at all. Currently on Saturday nights, the noise is horrendous and continues all night until the club closes.

If the club is granted this variation of licence to extend its activities and hours of operation, then this will change the nature of the club from being essentially a place for the playing of cricket and other sports to become basically an entertainment and drinking establishment open late every night of the week. There is no need for the

club to engage in these activities, as there is already sufficient provision for all day and late-night entertainment in the area at the Fox public house and at Walmley Social Club. Both of these venues in Walmley village have an extensive parking area and do not adjoin or interfere with neighbouring residential properties.

The club has a history of being a bad neighbour and generally ignores any complaints from its residential neighbours. Any extension of its activities will simply make these problems even worse for the residents.

From:

Sent: 05 January 2022 21:08

To: Licensing

Subject: Objection to Walmley Crickey Club application

Dear Sir/Madam

I am emailing to voice my objection to the recent application for Walmley Cricket Club to extend their licences.

The house I grew up in backs onto the cricket club and I was lucky enough to live there from 1992 until 2012. We spent a lot of time at the club as a family and we always felt safe there and part of a community. My parents still live there and I regularly visit them with my two young children aged 3 and 2. Recently, I have been alarmed at the state of the club and the consequent impact it is having on my parents. These current issues will no doubt only increase in severity if the proposed changes are allowed to happen.

We have been forced to avoid staying overnight during weekends with my children, due to the noise and light pollution that now comes from the club late into the night. We even tried to move them into the front bedroom but the noise can still be heard, particularly from people who are drawn away from the club itself and towards the scoreboard (which is at the end of my parents' garden) and continue to make a lot of noise. Floodlights are regularly being used and are often placed directly at the end of the garden, causing a huge amount of light pollution.

During walks around the cricket pitch with my two children there is often litter, empty glasses and even evidence of drug use such as empty cannabis packets. Shockingly, there have also been potentially dangerous items such as a car battery, sharp sheets of metal and a gas canister. I have attached photos of these to this email. I cannot express to you my absolute dismay upon seeing these items discarded in a place I spent so much time whilst I was a child and always felt safe. I do not allow my children to walk around the cricket pitch unless they are being closely supervised due to my fears for their safety.

There have also been several instances of overhearing foul language from those using the cricket club, as well as people urinating behind the scoreboard at the end of the garden. This is both a huge safety risk for my children and my parents, and extremely disgusting.

Parking at the end of the road has also become a hazard. Due to the amount of people being drawn to the club and parking not being sufficient there, people decide to park along side roads near to the club. There have been several times where I have been unable to get a pram along the pavement due to the way cars have parked and have had to walk into the road with a pushchair and toddler. It has also been dangerous to enter or exit the road onto the busy main road due to cars parked poorly and obstructing visibility.

I am deeply concerned that if the proposed changes to the licences are granted, then all of the above will only worsen. The current approach is already causing dire problems and strained relationships with the local community, who were once very supportive of the club. To extend the licence would without doubt create more serious problems and danger. I have also seen a huge impact on the mental health of both my mum and dad. They are both incredibly stressed about the activity that is going on at the cricket club currently and how things will inevitably decline if licences are extended. My mum is often worried about her own safety, but also about the safety of her grandchildren. It has been heart breaking for her not to have them visit as often overnight due to the noise and light pollution, as well as not being able to enjoy the cricket club as a family which we so often used to do whilst I was growing up. They have always been ardent supporters of the cricket club itself, allowing cricketers to enter the garden to retrieve lost cricket balls and my dad has fixed various items for those keeping the grounds on countless occasions. For those who live around Walmley cricket club and their families; to extend the licence would be absolutely disastrous.

Kind regards,

My address:
Longford Lane,
Longford,
Gloucestershire,

Parents' address:
Penns Lake Road
Sutton Coldfield, B76









From:
Sent: 05 January 2022 21:39
To: Licensing
Subject: Walmley Cricket Club -

AMENDED EMAIL
PREVIOUSLY FORWARDED INCORRECTLY DATED

Arbour Court
Walmley
Sutton Coldfield,
West Midlands,
B76

5th January 2022

Dear Sir/Madam

Re: WALMLEY CRICKET CLUB
Objections to All Additional Licensing No. 5223

My property is located near to the cricket club grounds and I have for some years already been affected in many ways by the club, its members and its visitors. Regretfully there has been very little regard shown for residents and our families in the past issues we have experienced.

The club now hosts all manner of venues in addition to its normal daily operation, both in the day time and night time. This creates constant noise and disturbances which impacts on the quality of our time spent in our homes, and, out in our gardens.

In addition to all the organised daytime events the cricket club grounds are constantly utilised as a public park which results in many balls coming over the adjoining fence into gardens. Individuals, without permission, will often arrive on bicycles and trespass all over our private property gardens in order to retrieve thier lost balls.

Many visitors to the club are unable to park thier vehicles on club grounds, indiscriminant parking is the result on nearby roads & pavements. The signs outside our properties clearly show that the land is private land, however, this does not deter and cars are parked in front of residents garage doors, on residents allocated parking spaces, and, wherever else drivers can find to leave thier vehicle. I have on numerous occasions challenged people, who have either just ignored me or responded that there was no place to park at the club.

People attending the club come onto our land and hang around our buildings, smoking, drinking, littering and displaying rowdy and unsociable behaviours.

Those attending venues at the club discard numerous items of rubbish including bottles and wrappers from items purchased earlier from the club. The unwanted rubbish is deposited over fences that adjoin our properties, and is left in gardens whilst trespasssing our land. Our private land is also regularly utilised as a cut through to the main road by people exiting the club grounds.

Screaming and antisocial behaviour is also often heard well after official closing, these persons are not moved out of the club grounds on closing of premises, and as a result remain on site for hours.

What was originally just a cricket club is now utilised for every money making opportunity. During the past year a football club has also been hosted, operating both in summer and in winter months, aided by a flood lit pitch.

I work at Birmingham Childrens Hospital in the city centre, and need to be up at 5am in order to commute and cover my shift. Late night music being played along with flashing lights and many noisy revellers inside & outside club grounds frequently disturb my sleep and are impacting upon my capabilities of doing my job.

An already intolerable situation for residents will be exacerbated and promote more anti social behaviour, serving to create dangerous incidents if the applications applied for are granted.

Unlike the club management, members, visitors and other users, we, the residents, cannot escape from these problems, our lives are being blighted and considerably affected by Walmley C.C.

Should you wish to contact me, I can be contacted in writing at the address above.

Yours faithfully



From:
Sent: 05 January 2022 22:12
To: Licensing
Subject: Licence Number 5223 Walmley Cricket Club

Dear Sirs

We wish to object to the proposed extension of licensing hours at Walmley Cricket Club.

Firstly, may we say that we do consider the Club to currently provide an excellent community service as a sports club, providing access to numerous sports (cricket, football, fitness) for young and older members of the area. However, this good provision is as a sports club and should not extend to the club becoming primarily a social club. There are plenty of social club and drinking facilities already in the area, and so the Club should concentrate on what it does best - providing sports activities at reasonable times of the day. The Club already has inadequate parking facilities, which leads to blockages and inconsiderate/unsafe parking around local roads. This traffic and parking problem has worsened in recent times with the Club hosting more football activities (matches etc) for children on weekend mornings, which has resulted in more cars parking on pavements on main roads which causes safety problems for both other road users and pedestrians. Extension of opening hours will only result in similar problems to occur throughout the day and night, leading to potential public safety problems, due to insufficient resources at the Club to accommodate increased numbers of visitors.

The Club is also situated in a built up area with poor access through a residential area. Many of the local residents, in the maisonettes on Eldon Drive, are elderly and the increased noise pollution that will result from drinking up to 1am and beyond will cause significant upset to these residents. The current license allowing music up to 11pm already causes distress to some residents, who experience disturbed sleep, so an increase beyond these time seems completely inappropriate as it will increase resident distress whilst serving no positive purpose whatsoever to a sports club (which can play no sports at that time of night). The increased noise from the Club, as well as from people leaving the Club late and taxis picking people up after closing time, is completely unnecessary in such a residential area. There are already numerous social clubs in the area which do not stay open as late as it is proposed, so why should a sports club in a residential area be allowed to open until 1am (or even need to be open that late).

As we have said, the Club is a great sporting facility and provides numerous services but it is already clear that it has sufficient membership and activities to support itself and so does not require to open for longer periods in order to generate extra funds.

Therefore, on the basis that this extension will lead to an impact on public safety, due to increased traffic issues, plus increased noise pollution for local residents then it should be rejected.

Yours faithfully,

Penns Lane, Sutton Coldfield, B76

From:
Sent: 06 January 2022 11:31
To: Licensing
Subject: Licence 5223 Walmley Cricket Club

Dear Sir/Madam
Reference Licence 5223 Walmley Cricket Club

I would like to register a complaint with regards to the above application. My reasons being:

1. The increase in licensing hours will promote the club as a late-night drinking venue rather than a community cricket club; by the time the club is vacated it will be the early hours of the morning, increasing traffic and parking in the area. We already have late night drinking and entertainment available at the Fox on Walmley Road and Walmley Club in Fox Hollies Road and for that matter Pype Hayes Golf Club all of which have ample parking for patrons.
2. The cricket club has insufficient parking available for their current day and evening events as cars regularly fill the side roads Trident Close for example and this last season this has increased to parking actually on Penns Lane either fully on the road or half on and off the pavement making passage for pedestrians difficult and impossible if using mobility aids or pushing a pram or pushchair. Penns Lane is narrow at this end and with the level of traffic using the road not suitable for parking cars for a number of hours.
3. The noise from the club can be heard in the front bedrooms of my home and with the advent of covid and more need for ventilation this has increased.
4. Presumably the floodlights will be in use during the licensed hours increasing light pollution not to mention the regular use of fireworks. Alongside this I feel that the noise form the Summer House will also increase as people use it for smoking.
5. The longer drinking hours will also increase the chances of over consumption and possible antisocial behaviour that can be associated with excess alcohol consumption.

We are a quiet peaceful area with no other drinking establishments on Penns Lane. The Cricket Club is surrounded by housing and whilst the cricket club and members are welcome opening the establishment to outside booking etc with increased licensed hours is not welcome. Following the relaxing of Covid restrictions it was noticeable that the amount of antisocial littering increased -cans bottles glasses etc In the past Penns Hall may have shared the blame but alas the blame must be directed to the Cricket Club as the only licensed venue on Penns Lane Penns Hall is no longer an entertainment venue.

Regards

Penns Lane Walmley B76

From:
Sent: 06 January 2022 13:02
To: Licensing
Subject: Objection to Walmley Cricket Club Licence Extension

To whom this may concern,

I have recently been notified that Walmley Cricket Club have applied for a licence extension. It appears that the extension includes;

- **Late night drinking until 1am on weekends and 11.45pm Monday to Thursday**

This will evidently have a tremendous impact on the residents who live near the cricket ground and will effect;

Prevention of crime and disorder

With the extension of drinking times this will certainly have an increase in drunken behaviours and public disorder in the area

Public safety

The safety of those in the area could easily be affected with the increase cars parking near junctions, in front of homes, making driving in and out of your own road or drive, more hazardous with the possibility of damage to vehicles

Individuals will feel less safe with the increased unwanted influence of any drunken behaviour and aggression towards residents

Young people, women and vulnerable individuals will be adversely affected and may not feel safe to even walk past the cricket club because of the potential antisocial behaviour and the crowds who gather

Public nuisance

The potential blocking of driveways, crowded roads full of vehicles, making homeowner and potential emergency service access difficult, chanting, shouting, excessive noise etc, will certainly be a nuisance to residents. The impact of the excessive and prolonged noise will affect individuals and families especially children. Residents who work in front line and other services (NHS, Teaching, Communications etc) will be affected due to the lack of rest because of the excessive noise.

During the Football European Cup, the noise from the cricket ground was easily heard throughout the surrounding roads and whilst this was tolerable because of the special occasion this is certainly unwanted if it is a regular occurrence.

I myself vehemently object to any extension of a licence to Walmley Cricket Club, that affects me, my family or neighbourhood negatively.

Yours sincerely,

Milverton Close
Walmley
Sutton Coldfield

From:
Sent: 06 January 2022 19:20
To: Licensing
Cc:
Subject: Licence number 5223 Wallet Cricket Club

Dear Sirs

I am emailing with reference to the above licensing act for Walmley Cricket Club. I would like to appose this licence. My reasons are as follows 1. Over spill of parking , the street I reside in is already frequently used by people visiting the club making it awkward getting on and off my drive. I feel that the situation would only get worse.

2. Litter, i feel that the disposing of litter will not be monitored correctly resulting in the streets looking unkempt and also encourage vermin.

3. Noise, if a late licence is granted for entertainment I believe this will affect my sleep and also my mental health and as a lady in my 80's I believe this will put a drain on my physical health too.

If you would like to contact me regarding these issues please could you contact my son on

Regards

Penns lake Road
Walmley
B76

From:
Sent: 06 January 2022 21:40
To: Licensing
Subject: License number 5223 Walmley Cricket Club

I have recently discovered that Walmley Cricket Club have applied for a change to their license. I would like to add my thoughts to these changes, and hope this is the correct format.

I believe that they are hoping to extend their operating hours, show recorded events, and live music.

In general I support the club, it adds to the amenities of the village and enhances the community. However I am of the opinion that the proposed changes have the potential to detrimentally affect those of us living in close proximity.

I am concerned with the potential for late night noise pollution increasing. I have lived at my address for 7 years and never had any issue with the club, however in the last year or so I have noticed small changes beginning to have an impact. From my garden I am often able to make out the words to music being played in the clubhouse, during evening events. I am also concerned about the potential for evening sports and live music events to increase and therefore significant light pollution from the floodlights.

There have been anecdotal reports of a heavier drinking culture within the club, and this is borne out by the (drunken) singing and shouting heard during evenings. I fear that this will only increase with an increase in licensing hours. I know of a number of people that have either changed their attendances, or stopped going to the club because of the influx of newer members, and their rowdy behaviour. This also concerns me as the father of 2 young children.

I do hope that you will consider the above points when making your decision on the application. Thank you for taking the time to read.

regards

Penns Lake Road
Walmley
B76

From:
Sent: 06 January 2022 21:45
To: Licensing
Subject: Walmley Sports Club

Details of objections to Walmley Sports Club application to extend their licence by
Penns Lane
Sutton Coldfield B76

Objection:

- 1 noise later at night by smokers on veranda
- 2 language last time was bad
- 3 noise leaving thro estate
- 4 in Winter by taxis waiting with engine running
- 5 groups walking thro estate (impossible to get inebriated people to be quiet)
- 6 there is now on noise limiter as required by current license

From:
Sent: 06 January 2022 21:55
To: Licensing
Subject: Walmley cricket club.

I am aware that the licensing of the above club is about to change, but feel as a resident of Eldon drive I'm worried about the noise and public nuisance around the club. We have a parking problem and this may make it worse. The club is only small and friendly and not a night club

From:

Sent: 06 January 2022 22:52

To: Licensing

Subject: Objection to Licence Extension Application - Walmley Cricket and Tennis Club Limited

Penns Lake Road
Walmley
Sutton Coldfield B76

Dear Sir/Madam,

I write with reference to the notice given by the Walmley Cricket and Tennis Club ('the Club') seeking a variation to their existing premises licence and to formally express my objection to this variation.

The Licence Act 2003 expressly encourages greater community involvement in licencing decisions and to voice legitimate concerns over the potential impact that such decisions can make to the wellbeing of the local community.

The Club is a significant asset of Walmley, providing the local community the opportunity to participate in sports from grassroots through to competitive leagues and the ability to offer a wider basis of social activity.

However, the extension of the licencing hours to allow the social aspect of the club to remain open, serve late night refreshment until 1:00am each Friday and Saturday and to enable live music entertainment until 11:00pm will tip the balance of community wellbeing for the following reasons:

The Prevention of Public Nuisance/Crime and Disorder

The Club is situated at the end of Eldon Drive off Penns Lane which is a small cul-de-sac and is home to a significant level of apartments and maisonettes directly adjacent to the Club. In addition the Club ground backs onto the gardens of circa 15 properties on Penns Lake Road. The Penns Lake estate holds over 100 homes.

The noise of live music and club members and their guests, and or the use of the premises for private parties will naturally create a significant level of noise that will impact on residents' quiet enjoyment, certainly after current licencing hours. This will be exacerbated during Summer months as patrons seek to socialise outside of the Club and potentially wander around the extensive grounds of the Club or use the marquee that has been erected at the side of the club with tables and benches (and thereby encouraging outside socialising). By the constant opening of doors to allow Patrons to enter and exit the Club, the live and or recorded music noise will travel and be heard by the adjacent apartments on Eldon Drive and the Penns Lake estate.

This will lead to undue noise and impact on those residents who do not wish to be disturbed at such hours. This is not merely a hypothesis as such previous noise disturbances have been reported to the City Council's environmental health department in the previous year to address whether noise inhibitors were being adequately employed by the Club and whether as per the current licencing requirements that the doors must be closed whilst music is being played.

In addition as it is a cul-de-sac as the only means of access and egress to the club, it will inevitably lead to further traffic from the sizeable car park at extremely unsociable hours, causing further disturbance at a time when it is reasonable for residents to expect to be able to sleep without undue disturbance.

The ability to drink alcohol and remain on the premises until 1:00am in the morning could lead to anti-social behaviour which is not isolated to the club premises alone, especially as individuals could wander the grounds and be in close vicinity of resident gardens. Whilst the Club would expect good behaviour of members, it will have less control over the hire of the premises for private parties, which I would fully anticipate will be the Club's ambitions.

Public Safety/Protection of Children from Harm

As a club, rather than public house, it has a greater propensity to accommodate children on the Premises through the day and into late evening. As set out above, the Club will use the Premises for both existing members and private functions where children will attend.

There is a potential risk therefore that should children be allowed to play outside of the Club into the Club's grounds, they might be potentially injured by not seeing any particular hazards, during the dark, within the Grounds i.e. Scorebox, Tool Shed, Cricket Nets and the 10-12 temporary floodlight columns pepperpotted across the grounds.

This will be a difficult issue for the Club management to control.

It is for these reasons that I ask the Licence Authority to reject the application.

Please acknowledge safe receipt of this e-mail.

Kind Regards

From:

Sent: 07 January 2022 11:21

To: Licensing

Subject: License number 5223 Walmley Cricket Club

I wish to lodge my objection to the proposed changes to the above license.

My reasons being if this is approved it will set a dangerous precedent for other venues in residential areas. I live close to New Hall hotel and we are detrimentally affected by noise from there most weekends in the summer and that is considerably further from my property than the cricket club is from neighbouring properties. Late night noise pollution leads to adverse mental health issues and disturbed sleep.

I consider that the location of the cricket club within a highly built up residential area is completely inappropriate for such extended hours for music to be played. This would also lead to additional traffic in an already congested area and further disturbance beyond the proposed licensed hours as people leave the location.

Regards

From:

Sent: 07 January 2022 12:41

To: Licensing

Subject: FW: Extended Licensing Hours - Walmley Cricket Club - OBJECTION

I am writing to confirm that the objections raised below are as a “private citizen” and not as an employee of Birmingham City Council. (I acknowledge that my “questions” regarding process have been responded to, but that my objections stand)...

Dear Sirs,

I am in receipt of a notification from a neighbour that Walmley Cricket Club have requested an extension to their licensing hours. I have many concerns and objections regarding this.

I am a resident, my property backs onto the cricket club – but I have NOT received notification of this licensing extension request directly, the only reason I found out about any of this was due to the good will and efforts of a neighbour who copied the notification and posted it through residents doors. For reasons that I will come onto, these proposals impact EVERY resident of Eldon Drive and the apartments that face onto Penns Lane.

Not having received direct communication, I am having to go off what neighbours have posted, which appears to be along the lines of the Cricket Club wanting to extend their licensing hours to 1am Fridays / Saturdays and 23:45 Monday-Thursday and Sundays 23:30 – for a combination of alcohol, music and sporting events.

I CATEGOTICALLY OBJECT TO / DO **NOT** SUPPORT THIS APPLICATION.

CURRENT LICENSING HOURS:

I do not know what the current licensing hours are – this would be useful for comparison, especially given the many on-going issues we have ‘now’ – which is why there is such a strong residents objection to the proposals to extend the Clubs licensing hours – it is only going to exacerbate the situation.

PARKING ISSUES:

There is extremely limited parking in the Eldon Drive cul-de-sac - when the Cricket Club host events their car park is insufficient and their ‘guests’ park on Eldon Drive causing residents to have to park in totally different roads. The residents of Eldon Drive / Penns Lane are mixed in ages, but many are elderly and some have young families, they should not be having to park several roads away, because the Cricket Club does not have enough parking.

The Cricket Club does allow residents to use their car park – but that does not work when the car park is already full beyond capacity.

This in itself leads to “dodgy” parking in Eldon Drive, which is unsafe for residents and visitors. The management agent for the estate did bring in a parking enforcement company, but the only people who have lost out to that so far are the residents!

NOISE:

As stated above, this is a mixed community, some retired, some young families and the majority still working – and working shifts. Just because a license finishes at 1am, does not mean the club empties at 1am, it will be well into the early hours of the morning by the time people / vehicles have left the venue. I do not want to be awake at 2am (or later) because of noise, if I have a shift starting a 6am, for which I will need to be up at 5am. I am talking from a work perspective, but obviously many people just want, and have a right to, a decent nights sleep.

Additionally, to my knowledge, none of the Directors of the Club live in the vicinity – they do not have to put up with ANY of the noise and parking/traffic problems already in existence!

When I purchased my property I backed onto “Walmley Cricket Club”. The club has already diversified to other sports, football, and many children’s clubs. I am not naïve to the need to widen their business offer to stay afloat, BUT there is already a massive difference to living next to a nice cricket club and a now fully utilised sports club with associated events – and sadly that difference is not a positive one.

I very much look forward to receiving confirmation of my OBJECTION to these licensing proposals being registered.

Kind regards

Resident – Eldon Drive

From:

Sent: 07 January 2022 19:31

To: Licensing

Subject: Walmley Cricket Club - objection

We object to the licensing application by the Walmley Cricket Club as we see that this would cause several issues/problems to local residents and the area in general:

1) Crime and disorder: Creating a new party venue in a normally quiet residential area will bring in unwanted crowds to the area. Many properties backing onto the club have very light fencing and with a lot of movement on the grounds it would be much easier for burglars etc to access houses, especially after dark. Our house is well fenced off but being behind containers and storage tents at one of the corners is totally out of sight from the club house, which of course is of great concern.

2) Public safety: The road from Penns Lane to the club is narrow and usually full of cars that are half parked on the pavement. This means walking isn't very safe, especially for children who are difficult to see and who move quickly/unpredictably. During busy games/events people also park on Penns Lake Road on both sides including the bend 100 metres from the corner (!) which makes it difficult to get in/out of this cul-de-sac area.

3) Protection of children: Many children, who mainly live in close proximity to the club, use the field as a playground when there aren't events on would feel less comfortable to do so if there are adults drinking on the premises. Parents would also be somewhat reserved to let their kids go there.

4) Public nuisance: To have a venue serving alcohol until midnight and longer at weekends really is a nightmare scenario and completely out of place in a setting like Walmley. Closing time doesn't equal people immediately leaving and end of loud people, brawls, cars etc. We have nothing against occasional events like the flood lit cricket games, which we've enjoyed ourselves, but to have to endure constant party traffic week in week out is unbearable. We also feel for the many elderly people living in the block of flats next to the club. As owners we also have to think about the impact on property value and general vibe in the area.

Best regards,

Penns Lake Road, B76

From:

Sent: 07 January 2022 21:30

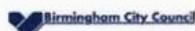
To: Licensing

Subject: Walmley cricket club wish to extend licensing hours

I live and quarrels in a house 30yards away from the rear of the club's licensed bar. With times as at present I am often subjected to many midnight examples of horseplay, loud shouting and singing,arguments and quarrels from people(many not members or even friends, I believe) tempted there by late drinking. I am certain the extended hours sought would make the rowdyism and noise far worse and far more long lasting as drunkenness would be much increased as drinkers around the area would be attracted in in much larger numbers. I pray the longer hours will not be granted for the sake of all us elderly who live in such close proximity.

Penns Lane Sutton Coldfield.

PS. I can always be contacted via the email address of this email



Birmingham
Application to vary a premises licence
Licensing Act 2003

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

* required information

Section 1 of 18

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

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

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

Are you an agent acting on behalf of the applicant?

Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

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

Is the applicant:

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

Applying as an individual

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

Applicant Business

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

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

Registration number

Business name

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

VAT number

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

Continued from previous page...

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

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

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

A private individual acting as an agent

Agent Business

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

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

Registration number

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 18

APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

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

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable
value of premises (£)

10,000

Section 3 of 18

VARIATION

Do you want the proposed
variation to have effect as
soon as possible? Yes No

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

Yes No

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

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

Describe Briefly The Nature Of The Proposed Variation

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

The Premises currently operates as the club house and offices to The Walmley Cricket and Tennis Club. The applicant has recently acquired the premises license. The current Club Certificate will be surrendered. The membership which has been in place will still be operated at the premises.

The applicant will be seeking the following variations:

1. To vary the premises license to extend the licensed area in and outside the premises. (refer to plan). New Licensing plans have been drawn up and are attached showing the licensed area and the boundary line of the Cricket club.

The applicant is also seeking to have the following licensable activities for the licensed area.

2. Recorded Music/Live Music/Indoor sporting events/Films and Late Night Refreshments.

3. Hours for Recorded Music/Indoor sporting events/Films : Monday to Thursday 11:00hrs to 23:45hrs. Friday to Saturday 11:00hrs to 01:00hrs. Sunday 11:00hrs to 22:30hrs.

4. Hours for Live Music: Sunday to Saturday 11:00hrs to 23:00hrs.

5. Late Night Refreshments: Monday to Thursday 23:00hrs to 23:45hrs. Friday to Saturday 23:00hrs to 01:00hrs

To have removed the following conditions which will have a negative effect on the operating of the licensed area inside & out.

* The Function Room, which is the licensed area, will be open to the public for the purposes of pre- arranged events only.

* No members of the public will be allowed access to the Members Bar other than for means of escape or safety in situations of emergency. (The applicant is seeking to have freedom to use any licensed area inside the premises for members or non members.)

Continued from previous page...

- * Plastic cups to be given for outside drinking.
- * The designated smoking area shall be in front of the main entrance of the club during pre booked functions.
- * The bar manager shall supervise the smoking area during pre booked functions to ensure that patrons using the smoking area do not cause a nuisance to neighbours of the premises.
(The applicant is looking to locate the smoking area in a more suitable area with limited effect on noise).

Conditions to be replaced:

- * (Plastic cups to be given for outside drinking). WITH THE FOLLOWING CONDITION.
 - * All drinks to be served in Polycarbonate glasses in the outside areas except for Champagne, Wines & spirits.
-
- * (The bar manager shall supervise the smoking area during pre booked functions to ensure that patrons using the smoking area do not cause a nuisance to neighbours of the premises). WITH THE FOLLOWING CONDITION.
 - * Management shall supervise the smoking area periodically to ensure that patrons using the smoking area does not cause a nuisance to neighbours.

New Licensing plans have been drawn up and are attached showing the licensed area and the boundary line of the Cricket club.

Section 4 of 18

PROVISION OF PLAYS

See guidance on regulated entertainment

Will the schedule to provide plays be subject to change if this application to vary is successful?

- Yes No

Section 5 of 18

PROVISION OF FILMS

See guidance on regulated entertainment

Will the schedule to provide films be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Continued from previous page...

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the exhibition of films take place indoors or outdoors or both?

Indoors

Outdoors

Both

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

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

State any seasonal variations for the exhibition of film.

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

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed above, list below.

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

*From the end of permitted hours on New Year's Eve, to the start of permitted hours on New Year's Day.
*At the start of British Summertime, the terminal hour for all licensable activities shall be extended by one hour.
*Each Sunday preceding a Statutory Bank Holiday - the terminal hour for licensable activities may be extended to 01:00

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Continued from previous page...

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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

State any seasonal variations for indoor sporting events.

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

Continued from previous page...

Non-standard timings. Where the premises will be used for indoor sporting events at different times from those listed above, list below.

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

*From the end of permitted hours on New Year's Eve, to the start of permitted hours on New Year's Day.
*At the start of British Summertime, the terminal hour for all licensable activities shall be extended by one hour.
*Each Sunday preceding a Statutory Bank Holiday - the terminal hour for licensable activities may be extended to 01:00

Section 7 of 18

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

Yes No

Section 8 of 18

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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

Indoors

Outdoors

Both

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

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

State any seasonal variations for the performance of live music

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

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above below.

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

*From the end of permitted hours on New Year's Eve, to the start of permitted hours on New Year's Day.
*At the start of British Summertime, the terminal hour for all licensable activities shall be extended by one hour.
*Each Sunday preceding a Statutory Bank Holiday - the terminal hour for licensable activities may be extended to 01:00

Section 9 of 18

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

Yes

No

Standard Days And Timings

Continued from previous page...

MONDAY

Start

End

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

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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

- Indoors Outdoors Both

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

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

State any seasonal variations for playing recorded music.

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

Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

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

- *From the end of permitted hours on New Year's Eve, to the start of permitted hours on New Year's Day.
- *At the start of British Summertime, the terminal hour for all licensable activities shall be extended by one hour.
- *Each Sunday preceding a Statutory Bank Holiday - the terminal hour for licensable activities may be extended to 04:00

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes No

Section 11 of 18

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

See guidance on regulated entertainment

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes No

Section 12 of 18

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start 23:00

End 23:45

Start

End

THURSDAY

Start 23:00

End 23:45

Start

End

FRIDAY

Start 23:00

End 01:00

Start

End

SATURDAY

Start 23:00

End 01:00

Start

End

SUNDAY

Start

End

Start

End

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

- Indoors Outdoors Both

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

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

State any seasonal variations.

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

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

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

*From the end of permitted hours on New Year's Eve, to the start of permitted hours on New Year's Day.

Continued from previous page...

*At the start of British Summertime, the terminal hour for all licensable activities shall be extended by one hour.

*Each Sunday preceding a Statutory Bank Holiday - the terminal hour for licensable activities may be extended to 01:00

Section 13 of 18

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start 11:00

End 23:45

Start

End

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

TUESDAY

Start 11:00

End 23:45

Start

End

WEDNESDAY

Start 11:00

End 23:45

Start

End

THURSDAY

Start 11:00

End 23:45

Start

End

FRIDAY

Start 11:00

End 01:00

Start

End

SATURDAY

Start 11:00

End 01:00

Start

End

SUNDAY

Start 11:00

End 22:30

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

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

State any seasonal variations.

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

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

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

*From the end of permitted hours on New Year's Eve, to the start of permitted hours on New Year's Day.
*At the start of British Summertime, the terminal hour for all licensable activities shall be extended by one hour.
*Each Sunday preceding a Statutory Bank Holiday - the terminal hour for licensable activities may be extended to 01:00

Section 14 of 18

ADULT ENTERTAINMENT

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

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

Non

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

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

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations.

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

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

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

- *From the end of permitted hours on New Year's Eve, to the start of permitted hours on New Year's Day.
 - *At the start of British Summertime, the terminal hour for all licensable activities shall be extended by one hour.
 - *Each Sunday preceding a Statutory Bank Holiday - the terminal hour for licensable activities may be extended to 01:00

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

- 8. The Function Room, which is the licensed area, will be open to the public for the purposes of pre- arranged events only.
 - 12. No members of the public will be allowed access to the Members Bar other than for means of escape or safety in situations of emergency.
 - 21. The designated smoking area shall be in front of the main entrance of the club during pre booked functions.
 - 22. The bar manager shall supervise the smoking area during pre booked functions to ensure that patrons using the smoking area do not cause a nuisance to neighbours of the premises.

Continued from previous page...

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Premises License is with Birmingham City Council Licensing Authority

Section 16 of 18

LICENSING OBJECTIVES

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

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

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

1. All staff will receive training in their responsibility under the Licencing Act 2003 and the four Licencing objectives.
2. No staff will work at the premises while it is carrying out licensable activity until this training has been completed.
3. Refresher training will be conducted a minimum of every 12 months. Staff training will be documented and signed by both the trainer & trainee. Training records to be made immediately available to any of the responsible authorities on request.
4. A Personal Licence Holder will be on the premises at all times.
5. The premises licence holder shall ensure there is sufficient members of staff to cover opening times and busy periods.

b) The prevention of crime and disorder

6. The premises will install / update CCTV to the recommendations and specifications of West Midlands Police Central Licensing Team. There will be at least one camera that covers the frontage of the premises. This camera will have the capability of capturing evidential quality images in low light conditions. CCTV images/recordings will be held for a minimum of 31 days, display the correct time & date stamp and be downloadable immediately on request of any of the responsible authorities. If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 31 days and made immediately available to any of the responsible authorities on request.
7. An Incident Book will be maintained at the premises and made available to any of the responsible authorities immediately on request. The premises will record all incidents of crime or anti-social behaviour irrespective of whether any of the emergency services are contacted. The premises licence holder will sign off the incident on a weekly basis.
8. The premises will carry out risk assessments in relation to these events.
9. For any event the premises risk assess of being medium risk or above the premises will supply West Midlands Police Central Licensing Team (via email) a risk assessment a minimum of 14 days prior to the event.
10. The DPS will regularly risk assess the requirement for door staff or door monitors and provide door staff/monitors if required by the risk assessment. If door staff/monitors are deployed on the premises they will sign on and off duty. The premises will keep a profile of all door staff to include a copy of their SIA badge and photographic ID. If photographic ID is not available, then a copy of a utility bill (no older than 3 months old may be used.) Profiles and signing in/out sheets will be kept on the premises for a minimum of 3 months and made available to any of the responsible authorities on request.
11. All drinks to be served in Polycarbonate glasses in the outside areas except for Champagne, Wines & spirits.

Continued from previous page...

c) Public safety

12. The premise licence holder shall ensure the outside area will be monitored regularly and remove rubbish and any items deemed dangerous (E.G remove umbrellas when not in use).

d) The prevention of public nuisance

13. The premises licence holder shall display signage to request patrons to leave the site quietly and consider residents. The premises licence holder shall ensure a good relationship with Neighbourhood Watch and Police.
14. The premises licence holder shall monitor noise levels regularly.
15. The DPS shall, within 3 months of the date of issue of this licence, submit in writing a noise management plan to Environmental Protection Unit of Birmingham City Council. The noise management plan shall outline the measures to be adopted to reduce the noise impact of activities associated with the premises including, smoking area, customer access and egress (include parking) and dispersal of customers from the surrounding area at the end of the night. All operational controls and management actions required by the approved noise management plan shall be instigated at all times. The noise management plan shall be updated regularly and all staff shall be adequately trained in their role in implementing the plan
16. Whenever there is music, live entertainment or sporting events in the function rooms, the doors and windows of the function room/s where any of these activities are taking place shall be fixed closed, except for access and egress.
17. The premises licence holder shall ensure that an agreement is made with a reputable taxi company and will have a pick up point close to the entrance of the club room. Customers who require a taxi from the site shall be advised by staff to use the taxi company specified by the premises licence holder.
18. Notices shall be displayed within the licensed premises for customers to view giving details of taxi arrangements and companies to use.
19. Management shall supervise the smoking area periodically to ensure that patrons using the smoking area does not cause a nuisance to neighbours.
20. During late night events with entertainment, the bar manager shall monitor noise breakout from the premises in order to ensure that a nuisance is not caused to occupiers in the vicinity.
21. During pre booked functions no children under the age of 16 shall be allowed outside the premises after 21.00 save for access and egress.
22. Music sound levels shall be controlled by a sound limiting device, which shall be set at a level agreed with Birmingham City Council Environmental Health.
23. The premises will operate Challenge 21 at all times and notices displayed to that effect.
24. Signage will be erected reminding customers to "Respect Local residents, and leave quietly". The signs will be located at the exit from the ground.

e) The protection of children from harm

25. A challenge 25 policy will be operated by the premises with notices informing customers of the policy. The only forms of acceptable identification shall be a photographic driving license, a valid passport, a recognised form of photographic identification incorporating the PASS logo or a valid military identification. Challenge 25 posters will be displayed at the premises.

Continued from previous page...

26. All Staff selling alcohol will receive training in relation to Challenge 25.
27. A refusals book will be kept on site and completed by any member of staff who refuses a sale of alcohol. The refusals book will be signed off by the DPS each month.
28. No person under the age of 18 years will be allowed on the premises after 22:00 hours unless accompanied by an adult.
29. No children behind the bar at any times.
30. All Hazardous substances to be kept locked away.
31. Parents to be responsible for their children.

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

Section 18 of 18

PAYMENT DETAILS

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

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

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

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00*

Band E - £125001 and over - £635.00*

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

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

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

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

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

Capacity 5000-9999 - £1,000.00

Capacity 10000-14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

* Fee amount (£)

190.00

DECLARATION

1

Continued from previous page...

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

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name
* Capacity
* Date / /
dd mm yyyy

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

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

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

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="Vary premises License to update plan"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

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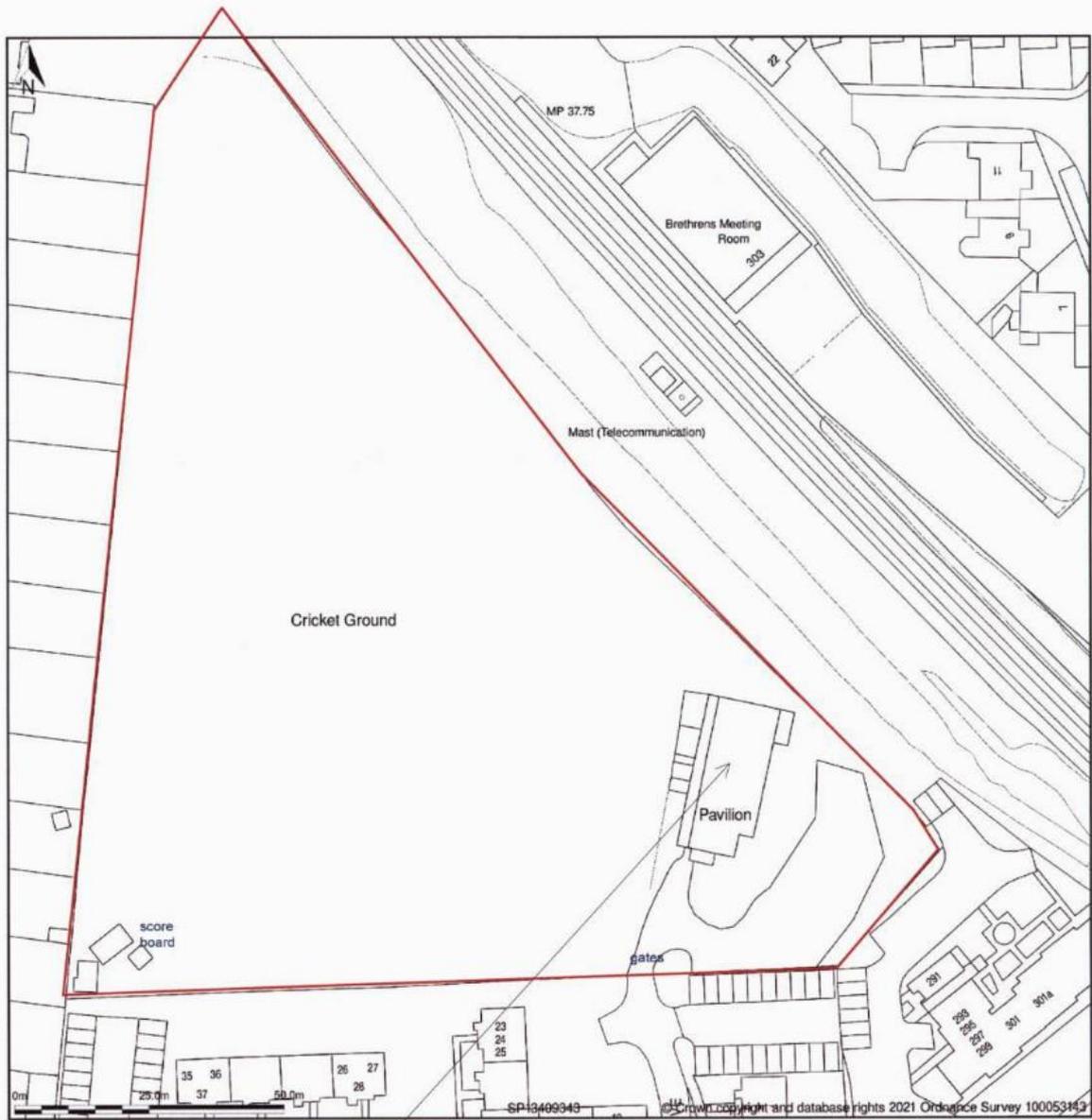
CCTV ON SCORE BOX



LICENSING PLAN
 WALMLEY CRICKET AND SPORTS CLUB
 ELDON DRIVE
 SUTTON COLDFIELD
 BIRMINGHAM B76 1LT
 SCALE 1:100
 OCTOBER 2021



AREA FOR THE SALE AND CONSUMPTION OF ALCOHOL
 THE PROVISION OF REGULATED ENTERTAINMENT
 AND LATE NIGHT REFRESHMENT



Licensed Premises



SITE AREA
WALMLEY CRICKET AND SPORTS
CLUB ELDON DRIVE
SUTTON COLDFIELD
BIRMINGHAM B76 1LT
SCALE
OCTOBER 2021

From: Carl Moore
Sent: 06 January 2022 11:04
To: Jane Dunsford
Subject: Re: Walmley Cricket Club Eldon Drive - Proposed conditions agreed

Morning Jane,

I have spoken to my client. He has had sight of your proposed conditions and agrees to have them included onto the Premises License.

C1– Prior to any entertainment involving amplified music, speech or sound taking place, a Noise Limiting Device (NLD) of a type approved by the Environmental Protection Unit of Birmingham City Council shall be fitted to serve any area of the premises used for amplified music, speech or sound. The NLD shall be set at a level agreed with the Environmental Protection Section to ensure that the volume is controlled to avoid noise nuisance to the occupiers of nearby buildings. The installation of the NLD shall be notified to the Environmental Protection Section prior to use and shall meet the following criteria:

1. ***a) The device shall be fitted in an approved position by a competent person and once fitted shall not be moved from the approved position or tampered with in any manner unless prior approval is given,***
2. ***b) The device shall be capable of either:-***
 3. ***i) cutting off the mains power to the amplification equipment if the volume exceeds the pre-set level determined by the Environmental Protection Unit and shall not restore power to the amplification equipment until the NLD is reset by the DPS or their nominated person, or***
 4. ***ii) otherwise maintaining the volume of the music at the pre-set level determined by the Environmental Protection Unit,***
5. ***c) where the NLD operates by cutting off the mains power to the amplification equipment, amplification equipment shall be operated through the sockets/power points linked to and controlled by the NLD at all times,***
6. ***d) The NLD shall be maintained in full working order and at the approved pre-set volume whilst the amplification equipment is operational,***
7. ***e) Any damage or malfunction to the NLD shall be reported to the Environmental Protection Unit as soon as possible and within 24 working hours of the damage occurring or malfunction being noted. The NLD shall not be used in this damaged or malfunctioning state until approval has been given by the Environmental Protection Unit.***

***C2- The hours all external areas will be open to customers for drinking are as follow:
11am to 9pm Sunday to Thursday and 11am to 10pm Friday and Saturday.***

C4- Customers will only smoke in the designated smoking area outside the Umpires room, there shall be no seating or tables in this area.

C5- Whilst regulated entertainment takes place in the function room the door to the members bar shall remain shut.

Regards

Carl

On 04/01/2022 16:55 Jane Dunsford wrote:

Dear Carl,

Thank you to you and the site staff for seeing me today, as discussed I would like to add the following conditions to the new license, please advise if you are happy with these:

C1- Prior to any entertainment involving amplified music, speech or sound taking place, a Noise Limiting Device (NLD) of a type approved by the Environmental Protection Unit of Birmingham City Council shall be fitted to serve any area of the premises used for amplified music, speech or sound. The NLD shall be set at a level agreed with the Environmental Protection Section to ensure that the volume is controlled to avoid noise nuisance to the occupiers of nearby buildings. The installation of the NLD shall be notified to the Environmental Protection Section prior to use and shall meet the following criteria:

a) The device shall be fitted in an approved position by a competent person and once fitted shall not be moved from the approved position or tampered with in any manner unless prior approval is given,

b) The device shall be capable of either:-

i) cutting off the mains power to the amplification equipment if the volume exceeds the pre-set level determined by the Environmental Protection Unit and shall not restore power to the amplification equipment until the NLD is reset by the DPS or their nominated person, or

ii) otherwise maintaining the volume of the music at the pre-set level determined by the Environmental Protection Unit,

c) where the NLD operates by cutting off the mains power to the amplification equipment, amplification equipment shall be operated through the sockets/power points linked to and controlled by the NLD at all times,

d) The NLD shall be maintained in full working order and at the approved pre-set volume whilst the amplification equipment is operational,

e) Any damage or malfunction to the NLD shall be reported to the Environmental Protection Unit as soon as possible and within 24 working hours of the damage occurring or malfunction being noted. The NLD shall not be used in this damaged or malfunctioning state until approval has been given by the Environmental Protection Unit.

C2- The hours all external areas will be open to customers for drinking are as follow:

11am to 9pm Sunday to Thursday and 11am to 10pm Friday and Saturday.

C4- Customers will only smoke in the designated smoking area outside the Umpires room, there shall be no seating or tables in this area.

C5- Whilst regulated entertainment takes place in the function room the door to the members bar shall remain shut.

Regards

Jane

Jane Dunsford

Environmental Protection Officer

Environmental Protection Unit

Regulation & Enforcement

City operations Directorate

LICENSING ACT 2003**PREMISES LICENCE**

Premises Licence Number:

5223 / 2

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description	
Walmley Cricket & Sports Club Eldon Drive Walmley	
Post town:	Post Code:
Sutton Coldfield	B76 1LT
Telephone Number:	

Where the licence is time limited the dates
N/A

Licensable activities authorised by the licence
M3 Sale of alcohol by retail (both on & off the premises)

The times the licence authorises the carrying out of licensable activities			
Monday - Thursday	11:00	-	23:45 M3
Friday - Saturday	11:00	-	01:00 M3
Sunday	11:00	-	22:30 M3
Bank Holidays	11:00	-	00:45 M3
Christmas Eve	11:00	-	00:45 M3
New Year's Eve	11:00	-	02:45 M3

The opening hours of the premises			
Monday - Thursday	09:00	-	00:00
Friday - Saturday	09:00	-	01:30
Sunday	10:00	-	23:00
Bank Holidays	09:00	-	01:00
Christms Eve	09:00	-	01:00
New Year's Eve	09:00	-	03:00

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

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence The Walmley Cricket and Tennis Club Ltd John Findlay Memorial Ground Eldon Drive, Penns Park Walmley	
Post town: Sutton Coldfield	Post Code: B76 1LT
Telephone Number:	
Email	

Registered number of holder for example company number or charity number (where applicable) : : 00455718
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Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Miss Suzanna Griffin	
Post town:	Post Code:
Telephone Number: N/A	

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol	
Licence Number 7821	Issuing Authority BIRMINGHAM CITY COUNCIL

Dated 13/12/2021

SHAID YASSER
Senior Licensing Officer
For Director of Regulation and Enforcement

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

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

Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

All staff will receive training in their responsibility under the Licencing Act 2003 and the four Licencing objectives. No staff will work at the premises while it is carrying out licensable activity until this training has been completed. Refresher training will be conducted a minimum of every 12 months. Staff training will be documented and signed by both the trainer & trainee. Training records to be made immediately available to any of the responsible authorities on request.

A Personal Licence Holder will be on the premises at all times

The premises licence holder shall ensure there is sufficient members of staff to cover opening times and busy periods.

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

The premises will install / update CCTV to the recommendations and specifications of West Midlands Police Central Licensing Team. There will be at least one camera that covers the frontage of the premises. This camera will have the capability of capturing evidential quality images in low light conditions. CCTV images/recordings will be held for a minimum of 31 days, display the correct time & date stamp and be downloadable immediately on request of any of the responsible authorities.

If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 31 days and made immediately available to any of the responsible authorities on request.

An Incident Book will be maintained at the premises and made available to any of the responsible authorities immediately on request. The premises will record all incidents of crime or anti-social behaviour irrespective of whether any of the emergency services are contacted. The premises licence holder will sign off the incident on a weekly basis.

The Function Room, which is the licensed area, will be open to the public for the purposes of pre- arranged events only. The premises will carry out risk assessments in relation to these events. For any event the premises risk assess of being medium risk or above the premises will supply West Midlands Police Central Licensing Team (via email) a risk assessment a minimum of 14 days prior to the event.

The DPS will regularly risk assess the requirement for door staff or door monitors and provide door staff/monitors if required by the risk assessment.

If door staff/monitors are deployed on the premises they will sign on and off duty. The premises will keep a profile of all door staff to include a copy of their SIA badge and photographic ID. If photographic ID is not available, then a copy of a utility bill (no older than 3 months old may be used.) Profiles and signing in / out sheets will be kept on the premises for a minimum of 3 months and made available to any of the responsible authorities on request.

No members of the public will be allowed access to the Members Bar other than for means of escape or safety in situations of emergency.

Plastic cups to be given for outside drinking.

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

The premise licence holder shall ensure the outside area will be monitored regularly and remove rubbish and any items deemed dangerous (E.G remove umbrellas when not in use).

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

The premises licence holder shall display signage to request patrons to leave the site quietly and consider residents.

The premises licence holder shall ensure a good relationship with Neighbourhood Watch and Police.

The premises licence holder shall monitor noise levels regularly.

The DPS shall, within 3 months of the date of issue of this licence, submit in writing a noise management plan to Environmental Protection Unit of Birmingham City Council. The noise management plan shall outline the measures to be adopted to reduce the noise impact of activities associated with the premises including, smoking area, customer access and egress (include parking) and dispersal of customers from the surrounding area at the end of the night. All operational controls and management actions required by the approved noise management plan shall be instigated at all times. The noise management plan shall be updated regularly and all staff shall be adequately trained in their role in implementing the plan

Whenever there is music, live entertainment or sporting events in the function rooms, the doors and windows of the function room/s where any of these activities are taking place shall be fixed closed, except for access and egress.

The premises licence holder shall ensure that an agreement is made with a reputable taxi company and will have a pick up point close to the entrance of the club room. Customers who require a taxi from the site shall be advised by staff to use the taxi company specified by the premises licence holder.

Notices shall be displayed within the licensed premises for customers to view giving details of taxi arrangements and companies to use.

The designated smoking area shall be in front of the main entrance of the club during pre booked functions.

The bar manager shall supervise the smoking area during pre booked functions to ensure that patrons using the smoking area do not cause a nuisance to neighbours of the premises.

During late night events with entertainment, the bar manager shall monitor noise breakout from the premises in order to ensure that a nuisance is not caused to occupiers in the vicinity.

During pre booked functions no children under the age of 16 shall be allowed outside the premises after 21.00 save for access and egress.

Music sound levels shall be controlled by a sound limiting device, which shall be set at a level agreed with Birmingham City Council Environmental Health.

The premises will operate Challenge 21 at all times and notices displayed to that effect.

Signage will be erected reminding customers to "Respect Local residents, and leave quietly". The signs will be located at the exit from the ground.

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

A challenge 25 policy will be operated by the premises with notices informing customers of the policy. The only forms of acceptable identification shall be a photographic driving license, a valid passport, a recognised form of photographic identification incorporating the PASS logo or a valid military identification.

Challenge 25 posters will be displayed at the premises.

All Staff selling alcohol will receive training in relation to Challenge 25.

A refusals book will be kept on site and completed by any member of staff who refuses a sale of alcohol. The refusals book will be signed off by the DPS each month.

No person under the age of 18 years will be allowed on the premises after 22:00 hours unless accompanied by an adult.

No children behind the bar at any times.

All Hazardous substances to be kept locked away.

Parents to be responsible for their children.

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

