

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee C
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Wednesday 5th July 2017
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Crown Banqueting, 7 Upper Trinity Street, Bordesley, Birmingham B9 4EG
Ward affected:	Nechells
Contact Officer:	Shaid Yasser, Senior Licensing Officer, 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:

To consider relevant representations that have been made in respect of an application for a Premises Licence which seeks to permit the provision of Regulated Entertainment consisting of films, live music, recorded music, performances of dance, and anything of a similar description, to operate indoors only, from 08:00am until 03:00am (Monday to Sunday).

To permit the provision of Late Night Refreshment to operate from 11:00pm until 03:00am (Monday to Sunday).

Premises to remain open to the public from 08:00am until 03:00am (Monday to Sunday).

2. Recommendation:

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

3. Brief Summary of Report:

An application for a Premises Licence was received on 15th May 2017 in respect of Crown Banqueting, 7 Upper Trinity Street, Bordesley, Birmingham B9 4EG.

Representations have been received from other persons.

4. Compliance Issues:

4.1 Consistency with relevant Council Policies, Plans or Strategies:

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

<p>5. Relevant background/chronology of key events:</p> <p>CB Midlands Limited applied on 15th May 2017 for the grant of a Premises Licence for Crown Banqueting, 7 Upper Trinity Street, Bordesley, Birmingham B9 4EG.</p> <p>Representations have been received from other persons which are attached as Appendices 1 - 3.</p> <p>The application is attached at Appendix 4.</p> <p>Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 5.</p> <p>Site Location Plans at Appendix 6.</p> <p>It should be noted that there is now a special policy in force for the Digbeth area. The effect of a special policy is to create a rebuttable presumption that applications for new licences or material variations to existing licences will normally be refused unless it can be shown that the premises concerned will not add to the cumulative impact on the licensing objectives being experienced.</p> <p>The Council will expect the applicant to demonstrate the steps it will take to promote the licensing objectives. Where relevant representations are made, the Council will consider the application on its individual merits and decide whether to apply the special policy.</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> <ul 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>Copies of the representations as detailed in Appendices 1 - 3</p> <p>Application Form, Appendix 4</p> <p>Conditions agreed with West Midlands Police, Appendix 5</p> <p>Site Location Plans, Appendix 6</p>

<p>7. Options available</p> <p>To Grant the licence in accordance with the application.</p> <p>To Reject the application.</p> <p>To Grant the licence subject to conditions modified to such an extent as considered appropriate.</p> <p>Exclude from the licence any of the licensable activities to which the application relates.</p>

Appendix 1

From: Phil Cox
Sent: 08 June 2017 09:53
To: Licensing
Subject: Objection to application Crown Banqueting B9 4EG
Attachments: band and fireworks.jpg; band blocking road.jpg; blocked road.JPG; guests in road.JPG; guests.JPG; road normal day.JPG; Upper Trinity street.JPG; wedding traffic.JPG; wedding.JPG

Good morning

I would like to make the following objection to the Crown Banqueting, 7 Upper Trinity Street, Bordesley B9 4EG, being granted a Premises License on the basis of the following. I believe the application number to be either 101669 or reference number 82065.

Objections

1 - Public Nuisance –

On the day of a function, when either the bride or groom initially arrive, the entire wedding party stand outside to welcome them, as you can imagine 600+ people blocking in a small busy road for 10 – 20 minutes caused chaos. It is a very dangerous practise to have large number of people congregating in the middle of a road, completely blocking it, my understanding is also that is a crime to Block a public highway.

As Upper Trinity has no parking restrictions on it, each day it is filled with cars top to bottom. When a wedding is on the existing car park used by Crown Banqueting is not large enough to hold the cars attending functions causing traffic chaos throughout the road, as guests park anywhere they can, ignoring dropped kerbs and white line parking restrictions.

When the Bride or groom arrives in their large car or horse drawn carriage, the top of the road need to be blocked to allow their vehicle and the several cars that follow the vehicle access up the road from the bottom of Upper Trinity Street. Again the road is blocked for up to 20 minutes plus to enable the bride and groom to arrive, their vehicle to stop in the middle of the road, them to exit, photos to be taken ect.

It is impossible for other businesses in the road to operate when the road is blocked by such things happening. Again Borshch have phoned the police on multiple occasions due to the road being blocked in such a way.

Guests attending functions have no smoking areas or outside recreation areas, so when a function is being held large number of guests (sometimes in their hundreds) spill out completely blocking the pavements and at times the road, litter is always an issue as cigarette butts and paper plates and serviettes are strewn throughout the road after a function.

Guests tend to congregate outside entrances to the Neighbouring company Borshch, s warehouses, blocking access routes and creating a danger to themselves as we have vans regularly reversing into our premises and we are throughout the day offloading wagons with stock being delivered.

There have been several near misses with young children running behind vans being reversed into our warehouses, although Borshch have staff trying to reverse the said vehicles into our premises.

On multiple occasions large industrial fireworks are let off in the street or indeed the road to celebrate weddings. Borshch have on multiple occasions contacted the police regarding this matter as both our staff and customers have either been hit or had near misses with said fireworks being let off.

Guests attending these functions will park in any space available on the road, which often results in our entrance/exit goods in shutters being blocked by cars parking on white lines, obstructing shutters. These people get aggressive when asked to move their vehicles or park elsewhere. Again Borshch have needed on multiple occasions to contact the police regarding such behaviour and guests acting in a threatening manner towards our staff and customers.

Whilst the venue inside is able to take the large numbers of people who attend functions, outside there is no room whatsoever for these numbers to gather or congregate, other than completely blocking the pavements and road at times. This has been a huge problem over the years, made worse by the fact the Street has no parking restrictions and can only handle one way traffic most of the day due to cars being able to park both sides of the road.

I have attached a small sample of photographs of some of the issues addressed here. If any of the businesses operating on Upper Trinity Street needed to call out an emergency service – Fire Brigade or Ambulance and then needed access whilst the pictured wedding traffic was blocking the Street, they would not be able to gain access to the street. This is a huge risk to public safety.

Could you please confirm that you have received my objection and let me know what is the next step with this said application

Phil Cox

Sales Director

Email :

Tel :

Mob :

Borshch Ltd: Neptune House – Upper Trinity Street – Birmingham – B9 4EG

www.borshchelectric.co.uk

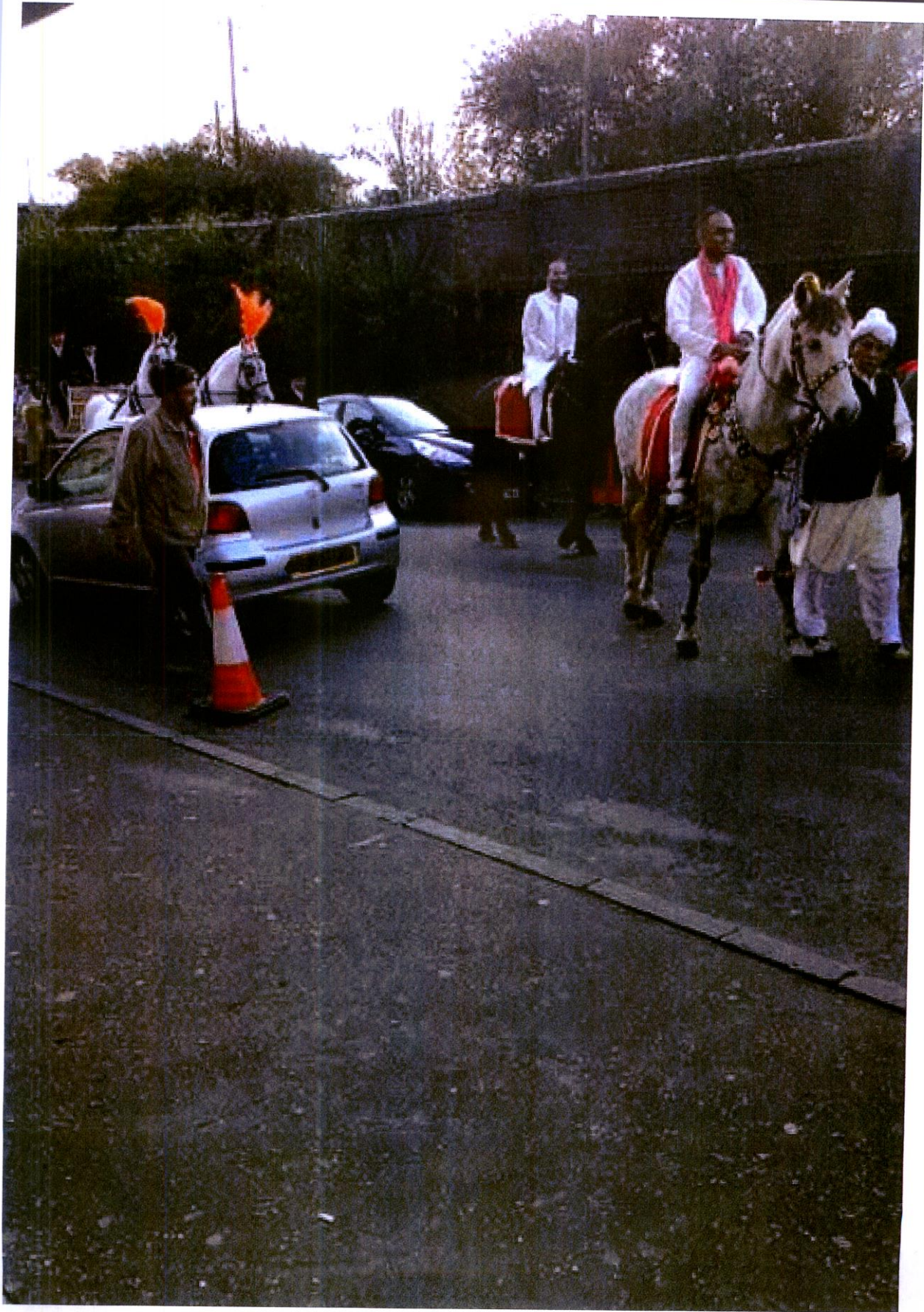
This message contains confidential information and is intended only for the named recipient. If you are not the named addressee you should not disseminate, distribute or copy this e-mail. Please notify the sender immediately if you have received this e-mail by mistake and delete this e-mail from your system. Finally, the recipient should check this email and any attachments for the presence of viruses. The company accepts no liability for any damage caused by any virus transmitted by this email.

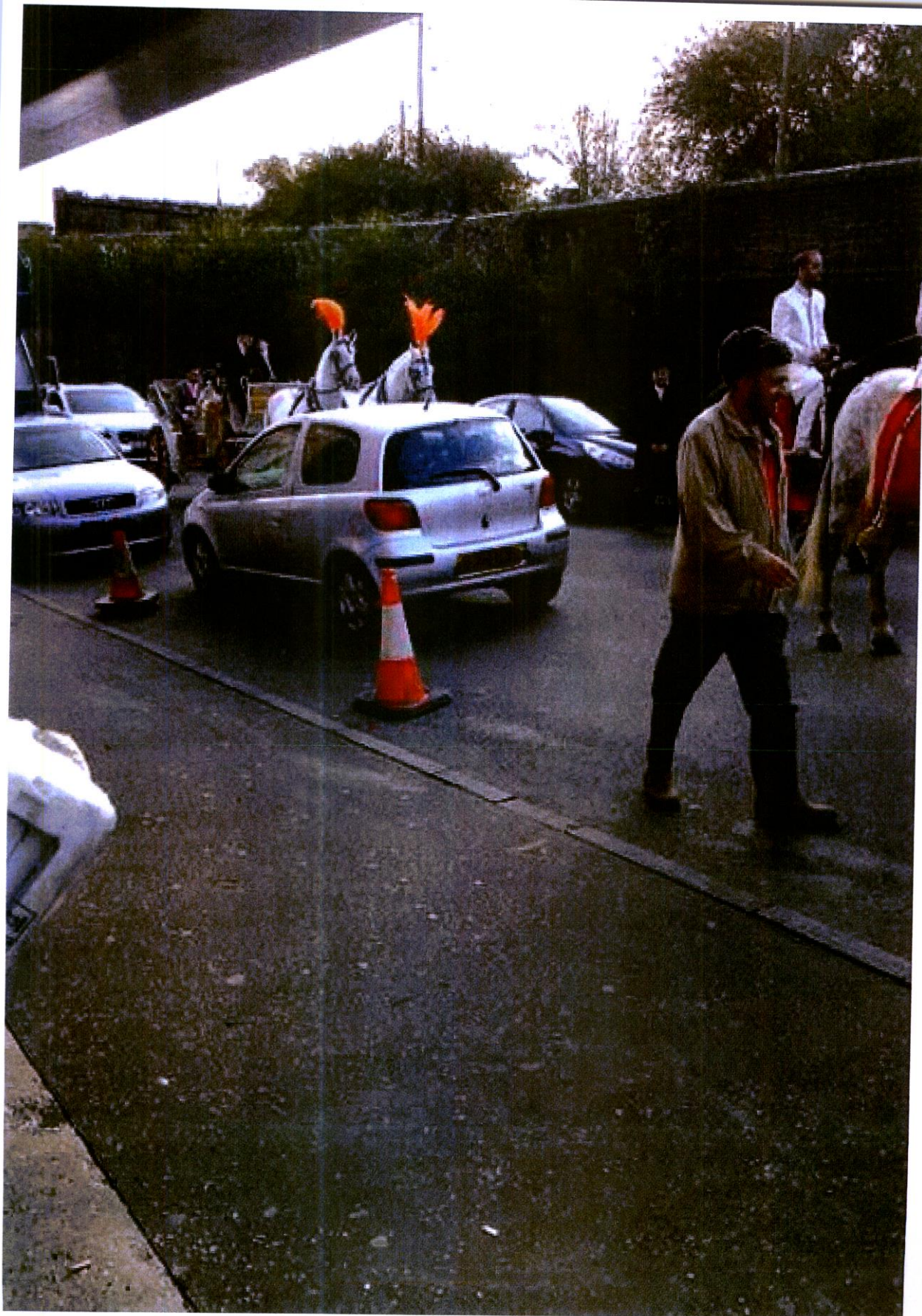
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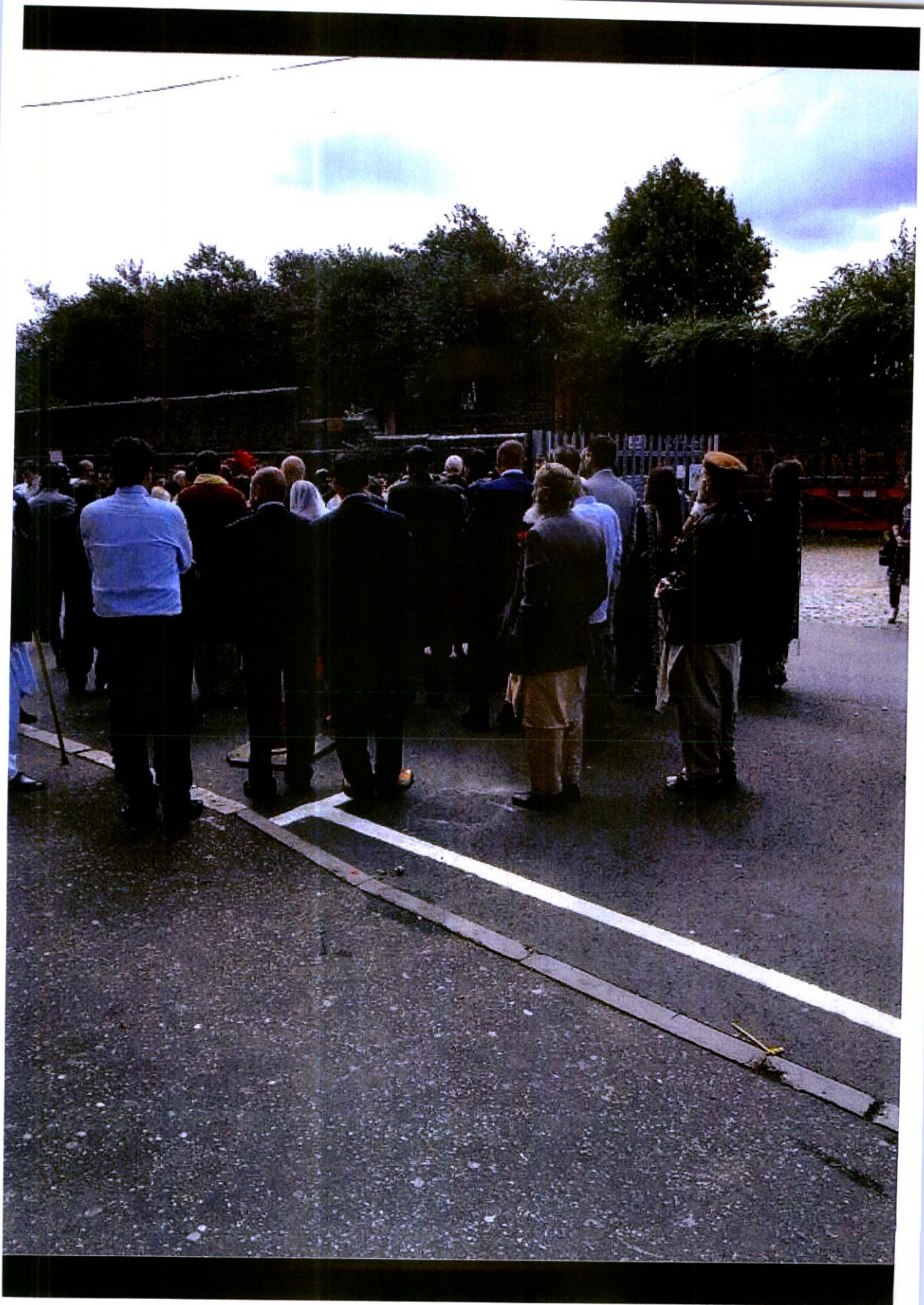
Borshch Limited is registered with company number 01641906 Registered Office: Neptune House, Upper Trinity St, Bordesley, Birmingham B9 4EG

















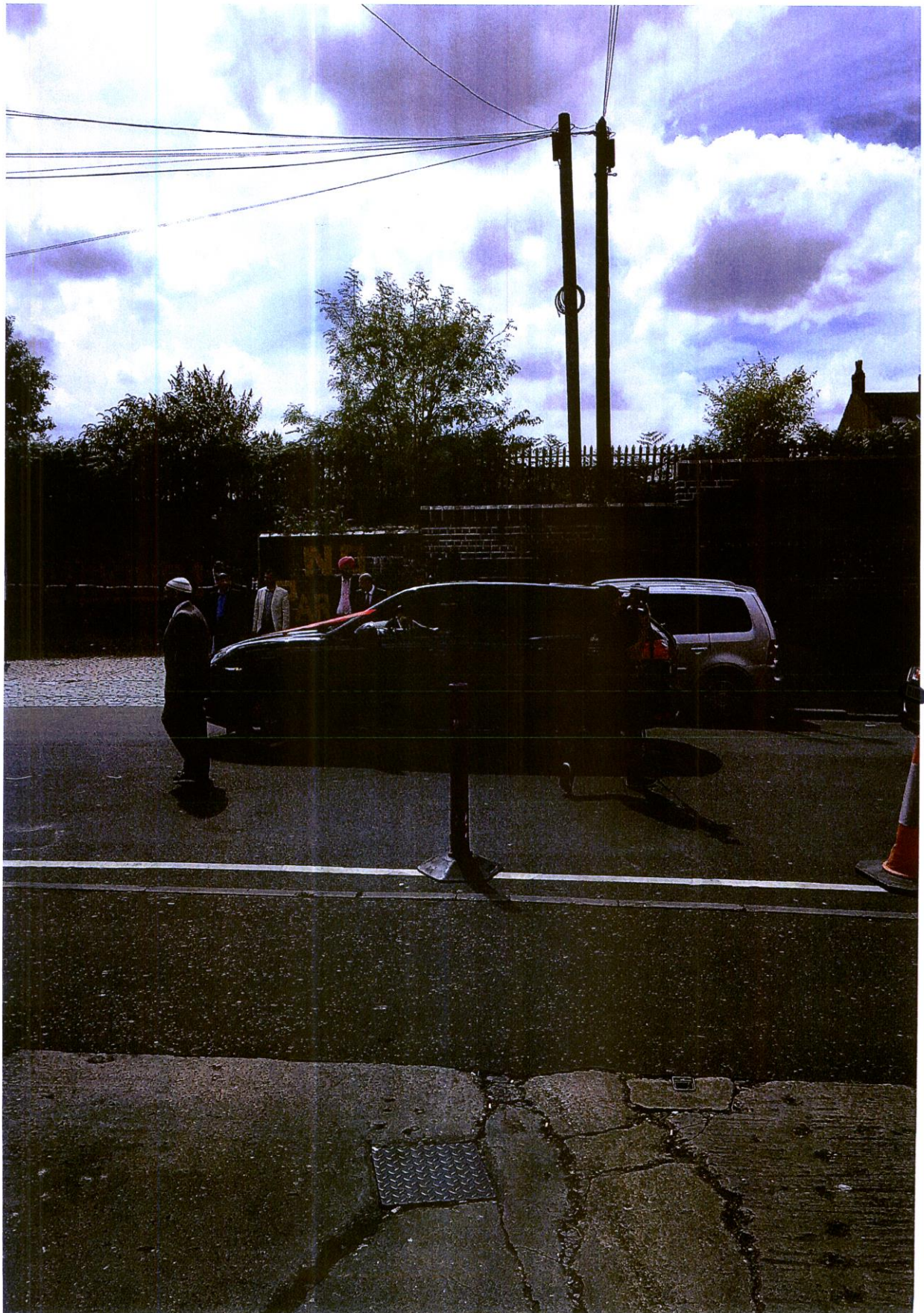


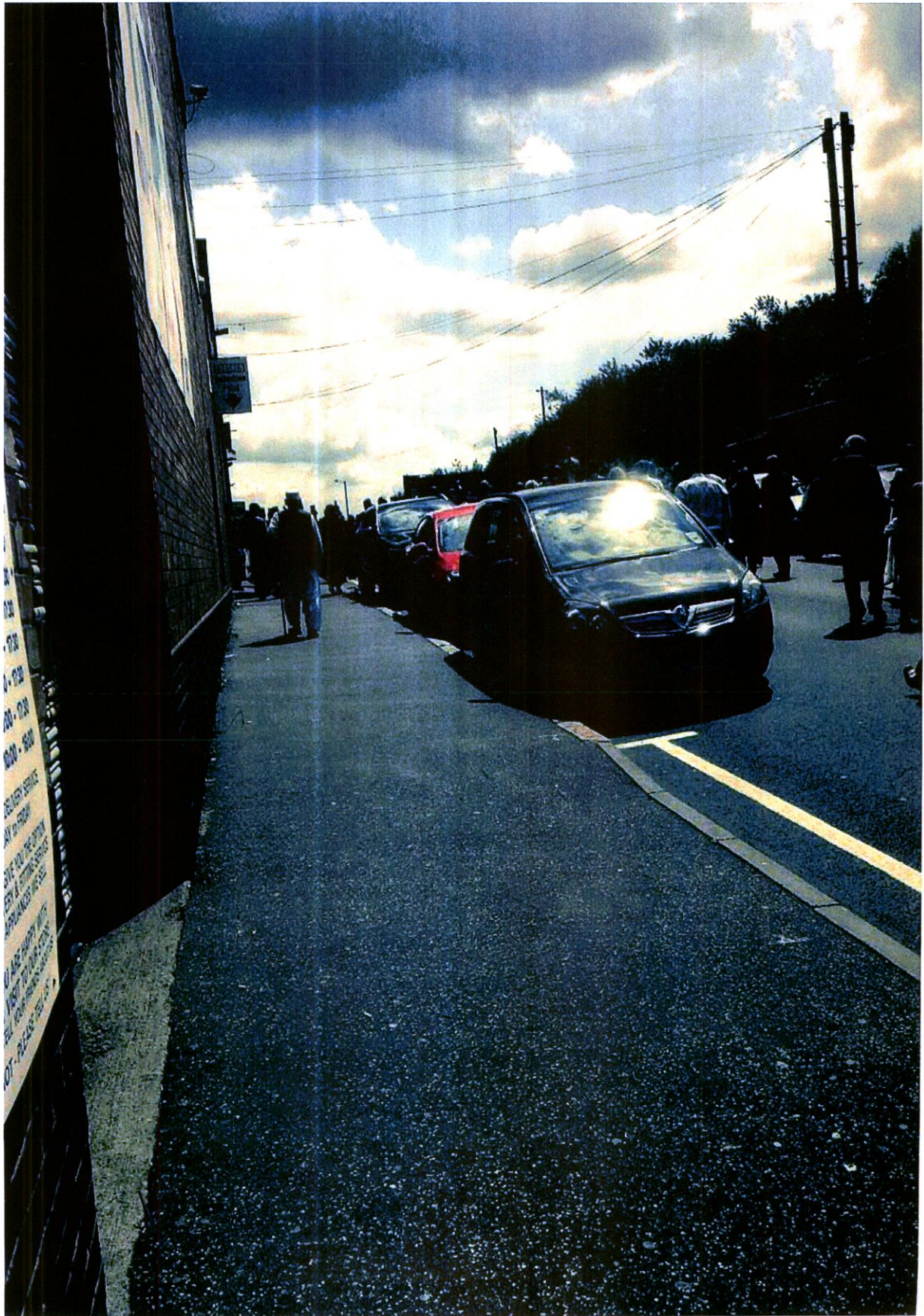












Appendix 2

From: baggaserve /
Sent: 09 June 2017 13:49
To: Licensing
Subject: Fwd: Objection to application Crown Banqueting B9 4EG

To whom it may concern

As a major landowner on Upper Trinity Street, I would like to make the following objection to the Crown Banqueting, 7 Upper Trinity Street, Bordesley B9 4EG, being granted a Premises License on the basis of the following. I believe the application number to be either 101669 or reference number 82065.

Objections

1 - Public Nuisance –

On the day of a function, when either the bride or groom initially arrive, the entire wedding party stand outside to welcome them, as you can imagine 600+ people blocking a small busy road for 10 – 20 minutes causes chaos. It is a very dangerous practise to have large number of people congregating in the middle of a road, completely blocking it, my understanding is also that is a crime to Block a public highway.

As Upper Trinity has no parking restrictions on it, each day it is filled with cars top to bottom. When a wedding is on the existing car park used by Crown Banqueting is not large enough to hold the cars attending functions causing traffic chaos throughout the road, as guests park anywhere they can, ignoring dropped kerbs and white line parking restrictions.

When the Bride or groom arrives in their large car or horse drawn carriage, the top of the road needs to be blocked to allow their vehicle and the several cars that follow the vehicle access up the road from the bottom of Upper Trinity Street. Again the road is blocked for up to 20 minutes plus to enable the bride and groom to arrive, their vehicle to stop in the middle of the road, them to exit, photos to be taken ect.

It is impossible for other businesses in the road to operate when the road is blocked by such things happening I personally rent out to and represent 5 businesses operating in Upper Trinity Street.

Guests attending functions have no smoking areas or outside recreation areas, so when a function is being held large number of guests (sometimes in their hundreds) spill out completely blocking the pavements and at times the road, litter is always an issue as cigarette butts and paper plates and serviettes are strewn throughout the road after a function.

There have been several near misses with young children running behind vans being reversed into warehouses.

On multiple occasions large industrial fireworks are let off in the street or indeed the road to celebrate weddings.

Guests attending these functions will park in any space available on the road, which often results in our entrance/exit goods in shutters being blocked by cars parking on white lines, obstructing shutters. These people get aggressive when asked to move their vehicles or park elsewhere.

Whilst the venue inside is able to take the large numbers of people who attend functions, outside there is no room whatsoever for these numbers to gather or congregate, other than completely blocking the pavements and road at times. This has been a huge problem over the years, made worse by the fact the Street has no parking restrictions and can only handle one way traffic most of the day due to cars being able to park both sides of the road.

I have attached a small sample of photographs of some of the issues addressed here. If any of the businesses operating on Upper Trinity Street needed to call out an emergency service – Fire Brigade or Ambulance and then needed access whilst the pictured wedding traffic was blocking the Street, they would not be able to gain access to the street, This is a huge risk to public safety.

Could you please confirm that you have received my objection and let me know what is the next step with this said application

Mr R Bagga

Artistic Trims

Aston House

Upper Trinity Street

Birmingham

B9 4EG

Appendix 3

From: i@muttmotorcycles.com>
Sent: 09 June 2017 15:14
To: Licensing
Subject: Crown Banqueting B9 4EG - Objection to application

To Whom it may concern,

We operate a business on the ground floor of 77 Upper Trinity Street, Bordesley, B9 4EG.

We would like to make the following objection to the Crown Banqueting, 7 Upper Trinity Street, Bordesley B9 4EG, being granted a Premises License on the basis of the following. I believe the application number to be either 101669 or reference number 82065.

We object on the basis of the public nuisance caused by the large functions held at Crown Banqueting.

Often there are several hundred guests, with no parking restrictions this means the street is blocked from end to end with cars, often parked with no regard for access to the businesses blocking access at key trading times and ignoring dropped curbs and road markings - even parking in our loading bays whilst they are in use.

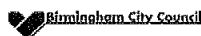
There is often an arrival or leaving procession that will completely block the street for 20-30 minutes at a time. During the events large numbers of guest congregate in the street using it as a smoking area, this can often number hundreds of people and several restrict access to our business.

The location of the Crown centre clear does not have adequate facilities to host these kind of events - no parking, no external congregation or arrival area, no smoking area etc. These issues have a severe impact on our business making it almost impossible to conduct any trade whilst an event is being held at Crown Banqueting and as such we strongly object to any continuation or extension of these events.

Regards,

MR S Jones

Mutt Motorcycles



Birmingham
Application for a premises licence
Licensing Act 2003

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

* required information

Section 1 of 21

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

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

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

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

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

Applicant Details

* First name

* 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.

Legal status

Continued from previous page...

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

Director

Home country

United Kingdom

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

48

Street

Old Walsall Road

District

Great Barr

City or town

Birmingham

County or administrative area

West Midlands

Postcode

B42 1NP

Country

United Kingdom

Section 2 of 21

PREMISES DETAILS

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

Premises Address

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

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

7

Street

Upper Street

District

Bordesley

City or town

Birmingham

County or administrative area

West Midlands

Postcode

B94EG

Country

United Kingdom

Further Details

Telephone number

Non-domestic rateable value of premises (£)

18,500

Section 3 of 21**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

CB (Midlands) Limited

Details

Registered number (where applicable)

09634483

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private, limited company

Address

Building number or name
Street
District
City or town
County or administrative area
Postcode
Country

Contact Details

E-mail
Telephone number
Other telephone number
* Date of birth

* Nationality

Documents that demonstrate entitlement to work in the UK

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

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

Provide a general description of the premises

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

It is a banqueting hall. As you walk through the entrance into the foyer on the left hand side is toilets and on the right hand side is . kitchen. Then as you walk along the foyer and walk through the double doors is the dining area and stage.

Continued from previous page...

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

Section 6 of 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes

☒ No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

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

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

Continued from previous page...

SUNDAY

Start

End

Start

End

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

☒ Indoors ☐ Outdoors ☐ Both

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

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

The music will be amplified

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 in the column on the left, list below

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

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes ☒ No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Continued from previous page...

Standard Days And Timings

MONDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

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

TUESDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

WEDNESDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

THURSDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

FRIDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

SATURDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

SUNDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

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



Indoors



Outdoors



Both

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

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

The music will be amplified

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.

Continued from previous page...

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

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

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Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Give timings in 24 hour clock.

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

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

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

☒ Indoors ☐ Outdoors ☐ Both

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

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

The music will be amplified

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.

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

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

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

TUESDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

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

Continued from previous page...

WEDNESDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

THURSDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

FRIDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

SATURDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

SUNDAY

Start 08:00

End 03:00

Start 08:00

End 03:00

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

☐ Indoors

☐ Outdoors

☐ Both

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

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.

The music will be amplified

State any seasonal variations for the performance of dance

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

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

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

Section 13 of 21

See guidance on regulated entertainment

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

☐ No

MONDAY

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

End	03:00
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End	03:00
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End	03:00
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End 03:00

End	03:00
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End	03:00
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End 03:00

End	03:00
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End	03:00
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End	03:00
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End	03:00
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End	03:00
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End	03:00
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Continued from previous page...

Will this entertainment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

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

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

The music will be amplified

State any seasonal variations for entertainment

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 entertainment at different times from those listed in the column on the left, list below

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

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

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

Continued from previous page...

THURSDAY

Start 23:00

End 03:00

Start

End

FRIDAY

Start 23:00

End 03:00

Start

End

SATURDAY

Start 23:00

End 03:00

Start

End

SUNDAY

Start 23:00

End 03:00

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 tick as appropriate. Indoors may include a tent.

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

The food will be provided incidental to events being held at the venue

State any seasonal variations

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

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

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

Section 15 of 21

Continued from previous page...

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☐ Yes

☒ No

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

☐ Electronically, by the proposed designated premises supervisor

☐ As an attachment to this application

Reference number for consent form (if known)

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

Section 16 of 21

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

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

No adult entertainment

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

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

Continued from previous page...

FRIDAY

Start 08:00 End 03:00

Start 08:00 End 03:00

SATURDAY

Start 08:00 End 03:00

Start 08:00 End 03:00

SUNDAY

Start 08:00 End 03:00

Start 08:00 End 03:00

State any seasonal variations

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

--

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

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

--

Section 18 of 21

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.

There are appropriate fire exits. Doors and windows will be closed during operating hours to prevent noise emanating from the premises. The licensing activity areas will be monitored for noise and nuisance. If any customers appear to be in breach of any of the licensing activities then they will be excluded.

b) The prevention of crime and disorder

There will be qualified security guards employed for events of entertainment.

c) Public safety

Continued from previous page...

There are appropriate fire exists. The electricity and all applicants will be served regularly.

d) The prevention of public nuisance

Doors and windows will be closed during operating hours to prevent noise emanating from the premises.

e) The protection of children from harm

No children under 16 will be allowed in unless accompanied by an adult at any time.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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

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

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

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

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

Continued from previous page...

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

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

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

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

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

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

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

Section 21 of 21

PAYMENT DETAILS

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

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

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

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 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
1 CONVICTION TO A FINE OF ANY AMOUNT.

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

☒ 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:

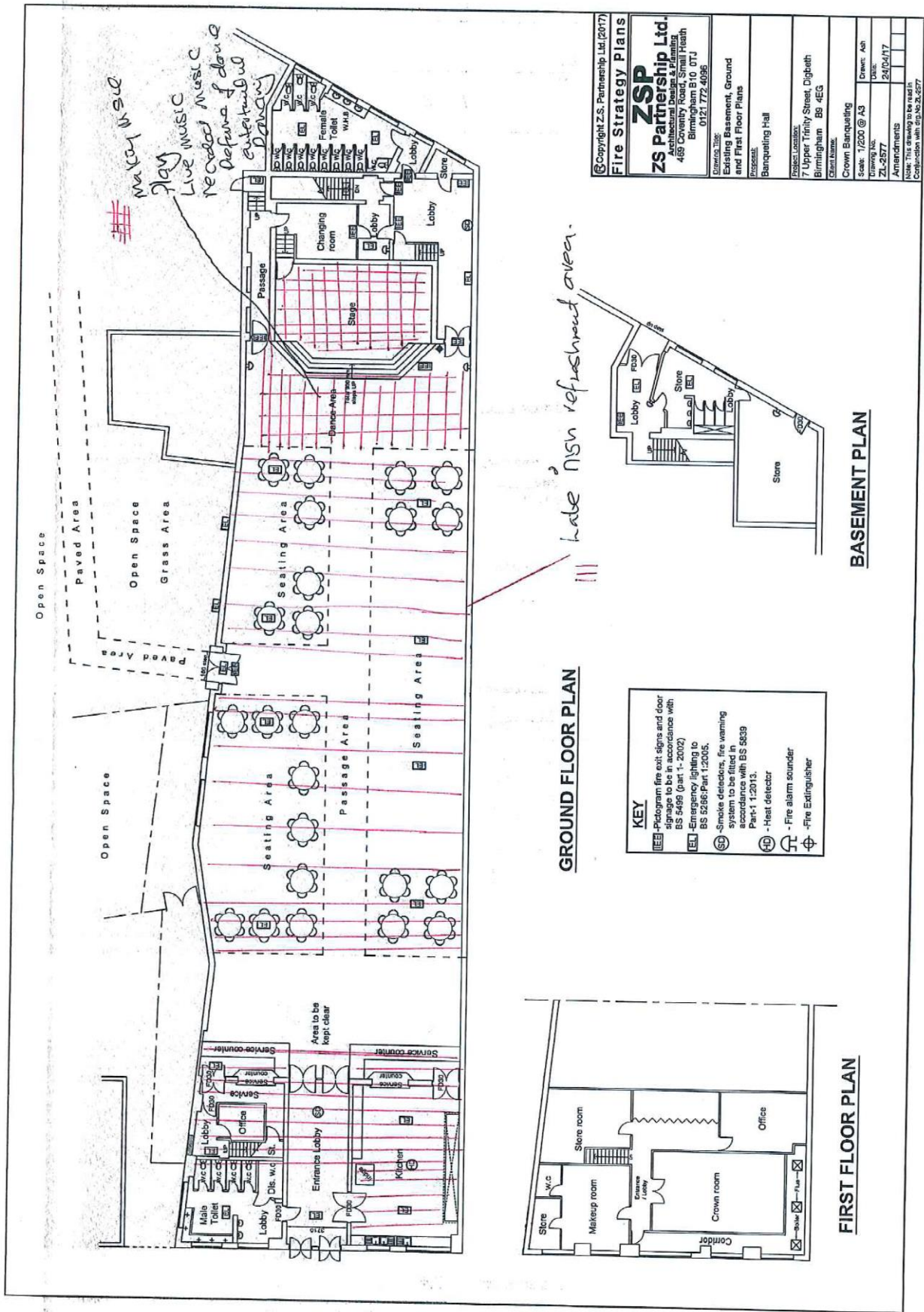
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/birmingham/apply-1> to upload this file and continue with your application.

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

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

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

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



Appendix 5

From: bw licensing <bw_licensing@west-midlands.pnn.police.uk>
Sent: 31 May 2017 10:00
To: Licensing
Cc: sham@hamsteadlaw.com
Subject: Licence application Crown Banqueting Birmingham B9 4EG

Dear Licensing,

With regard to the premises licence application for Crown Banqueting, 7 Upper Trinity Street. Bordesley. B9 4EG

West Midlands Police have reviewed this application and are happy that if the below conditions are added to the licence application then the licensing objectives will be met and promoted.

The below conditions have been agreed with the applicant via their solicitor, who is copied into this email as acceptance.

If these below conditions are imposed onto the licence then West Midlands Police have no objection to this application.

1. For any functions or events at the premises that are externally promoted then the premises must supply West Midlands Police Birmingham Central Licensing Team with a full written risk assessment. The risk assessments will include ticket sales, details of how the event is being advertised, security arrangements, names of all artists, performers and DJs – (stage, real name & dates of birth.) Names, addresses & dates of birth of the persons who have hired the premises. The risk assessment must be received by the police no later than 14 days prior to the event. Risk assessments are to be agreed with West Police Birmingham Central Licensing Team. The premises will implement all recommendations made by the police that are designed to reduce the risk to the licensing objectives. The risk assessment will form part of the premises operating conditions for that event.
2. If door staff are deployed at the premises, then the licence holder is to maintain a profile for all door staff working at the premises. The profiles will be kept for a minimum of 3 months and made available to any of the responsible authorities on request. The profiles will include a copy of the door staff's SIA badge and photographic ID either passport or driving licence. If the ID is not photographic, then the door staff must supply a copy of a unity bill dated within the last 4 months.
3. West Midlands Police reserve the right to request a full written risk assessment from the premises if alcohol is being sold on the premises by the use of Temporary Event Notice. If requested, the risk assessment will be provided to the police no later than 48 hours after the request.
4. Premises to install / update CCTV to the specifications and recommendations of West Midlands Police. CCTV to be retained for no less than 28 days. CCTV images will be downloadable and made immediately available to any of the responsible authorities on request. CCTV will show the correct time and date stamp.
5. An incident book will be maintained at the premises and will be made immediately available to any of the responsible authorities on request.
6. Regulated entertainment and late night refreshment is to take place indoors only. Doors and windows to be closed and remained closed at 22.00hrs except for access and egress.

Regards

Chris Jones 55410

Birmingham Central Licensing Team

Switchboard Tel: 101 ext. 801 1628

Direct Dial Tel: 0121 626 6099

West Midlands Police HQ

Lloyd House

Colmore Circus

Birmingham

B4 6NQ



Serving our communities, protecting them from harm
www.west-midlands.police.uk



From: Sham Uddin [mailto:sham@hamsteadlaw.com]

Sent: 31 May 2017 08:43

To: bw licensing

Cc: info@crownbanqueting.co.uk

Subject: RE: Licence application Crown Banqueting Birmingham

Chris,

Further to your clarifications and variation proposed in this email my client is content going forward with your current proposals.

Kind Regards

Mr Sham Uddin
Solicitor- Advocate & Barrister
Director

Hamstead Law Practice
48 Old Walsall Road
Hamstead
Birmingham, B42 1NP

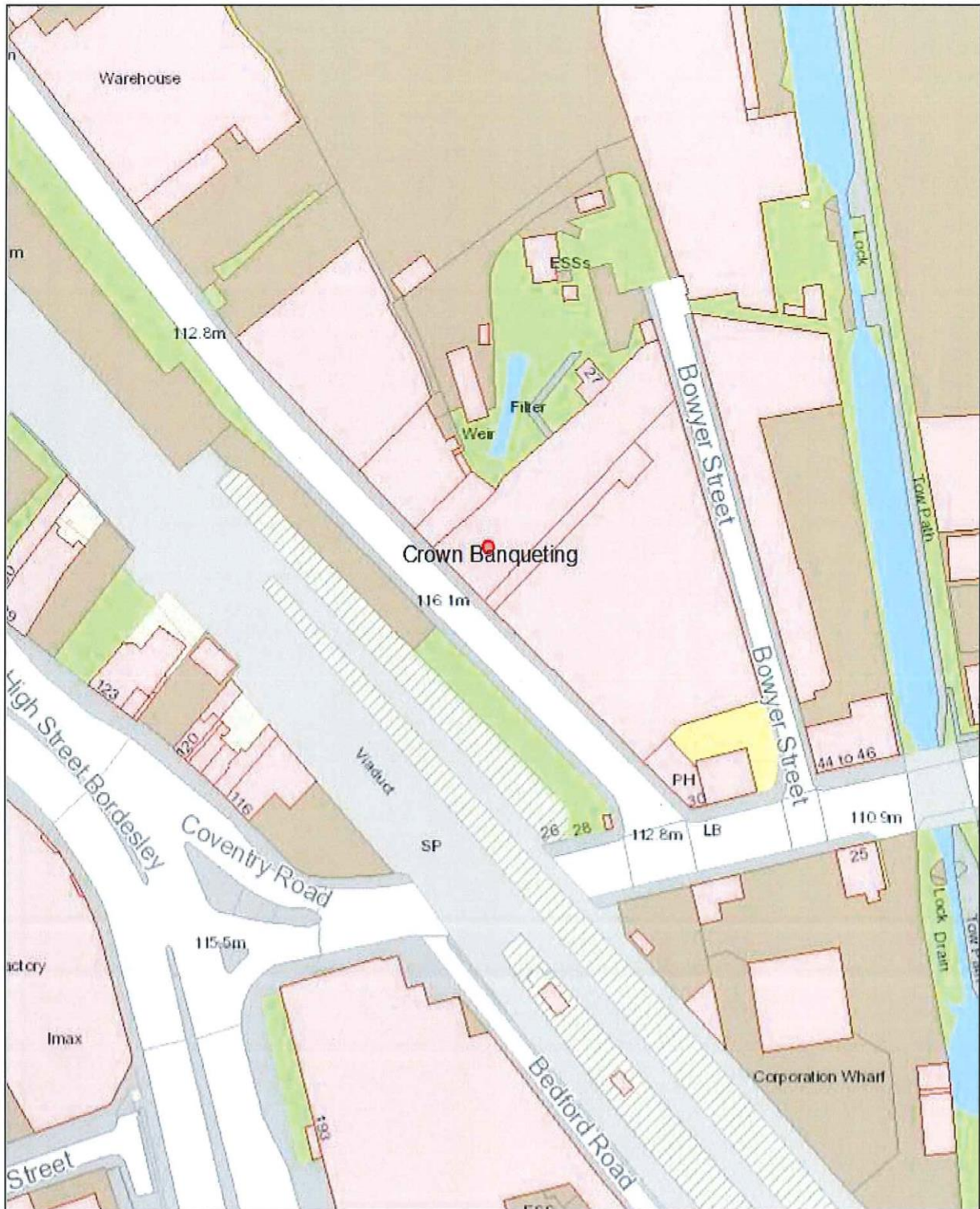
Tel: 0121 357 6500

Fax: 0121 357 7670

www.hamsteadlaw.com

PRIVILEGED LEGAL COMMUNICATION

Appendix 6



Birmingham City Council Map Created By:

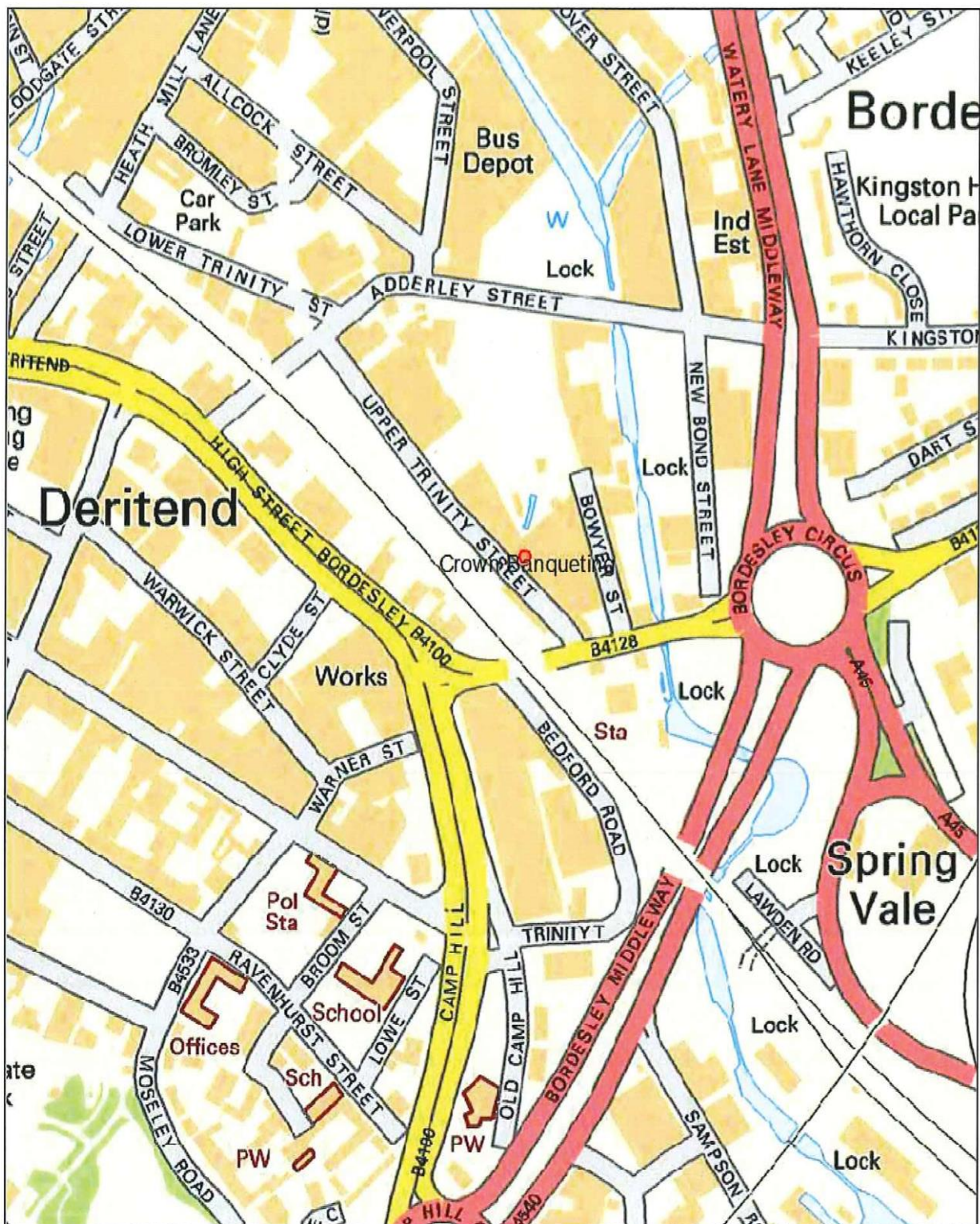
Notes

Date of Map Creation: 14/06/2017



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Birmingham City Council Map Created By:

Notes

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