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**From:** Licensing  
**Subject:** FW: Proposed Conditions for Boxxed

**From:** Duncan Craig  
**Sent:** Sunday, November 13, 2016 4:58 PM  
**To:** Mark Croxford; Licensing; Chris Neville  
**Cc:** Russell Davey; Councillor Gareth Moore  
**Subject:** RE: Proposed Conditions for Boxxed

I act for Boxxed, whose premises licence has been subject to a review application by Cllr Gareth Moore.

I confirm that the premises agrees to the conditions that Mark Croxford has attached to the below email being incorporated into their premises licence with immediate effect. As such, all parties (Boxxed, BCC's Environmental Health and Cllr Moore) are in agreement about the resolution of this review application

Accordingly it will not be necessary for me to attend the forthcoming review hearing.

Kind regards

Duncan Craig

**From:** Councillor Gareth Moore  
**Sent:** Friday, November 11, 2016 4:31 PM  
**To:** Mark Croxford; Licensing; Chris Neville  
**Cc:** Russell Davey; 'Duncan.Craig'  
**Subject:** Re: Proposed Conditions for Lab 11 and Boxxed

Just to confirm I am in agreement also with the conditions as proposed

Cllr Gareth Moore - Erdington Ward  
Serving the people of Erdington on the move!

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**From:** Mark Croxford  
**Sent:** 11 November 2016 16:25  
**To:** Licensing ; Chris Neville  
**Cc:** Russell Davey ; Councillor Gareth Moore  
; Duncan Craig  
**Subject:** RE: Proposed Conditions for Lab 11 and Boxxed

Sorry conditions attached

Mark

Mark Croxford  
Head of Environmental Health  
Manor House

40 Moat Lane  
Birmingham  
B5 5BD

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

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Facebook: <http://www.facebook.com/bccenvironmentalhealth>  
Twitter: <http://www.twitter.com/ehbham>

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**From:** Mark Croxford  
**Sent:** Friday, November 11, 2016 4:24 PM  
**To:** Licensing; Chris Neville  
**Cc:** Russell Davey; Councillor Gareth Moore; 'Duncan.Craig@citadelchambers.com'  
**Subject:** RE: Proposed Conditions for Lab 11 and Boxxed

Dear all

These are the agreed conditions between EH and Duncan Craig on behalf of Boxxed and Lab 11.

Thanks

Mark

Mark Croxford  
Head of Environmental Health  
Manor House  
40 Moat Lane  
Birmingham  
B5 5BD

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**Requested licensing conditions in relation to illegal flyposting:**

1. The premises licence holder shall, as far as is reasonably practicable, ensure that events held at the premises are not in any way promoted by the use of illegal fly-posting or unauthorised advertisements attached to street furniture.
2. The premises licence holder shall ensure that agreements/contracts with promoters for the use of their premises or for events to be held at their premises prohibit the use of illegal fly-posting and/or advertisements attached to street furniture, and shall take all steps reasonable to enforce such agreement/contract terms. The Premises License Holder shall maintain a register of individuals and companies contracted with, for inspection by any Responsible Authority on request.
3. the premises licence holder shall take all reasonable precautions and exercise all due diligence to ensure that no person/company promoting or providing entertainment on the premises, nor any person acting on behalf of any promoters, shall display in an unlawful manner advertisements promoting the entertainment or the premises, in particular:
  - a) no display of advertisements should take place on street furniture;
  - b) no display of advertisements should take place on premises or structures placed on, over, in or adjacent to the highway, unless the licensee has first obtained the written consent of the owner of the premises or structure. Such consent shall be shown to a responsible authority on request.
4. The premises licence holder shall remove any unlawful advertisements of events at their premises where they become aware of them or they are advised by Birmingham City Council, its agent(s) or West Midlands Police of an illegal advertisement being displayed. Such removal shall take place within 48 hrs of receiving the said notice. If this is unachievable the licence holder should contact The Head of Environmental Health to discuss actions being taken and to agree a revised reasonable time frame.

Note: These changes from the original submission have been highlighted in yellow to assist Committee and representatives in determining the changes that we have made to our recommended conditions. This has occurred following conversations with Barristers in the whole process of these reviews and predominantly ensure that the licence holder cannot commit an offence by the action of another. These conditions enable them to take all reasonably practicable steps to avoid the offence.

