

Members are reminded that they must declare all relevant pecuniary and non-pecuniary interests relating to any items of business to be discussed at this meeting

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE C

WEDNESDAY, 03 AUGUST 2016 AT 10:00 HOURS
IN COMMITTEE ROOM 1, COUNCIL HOUSE, VICTORIA SQUARE,
BIRMINGHAM, B1 1BB

A G E N D A

1 **NOTICE OF RECORDING**

Chairman to advise meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

3 - 60

3 **LICENSING ACT 2003 PREMISES LICENCE – REVIEW THE ACORN, HIGH STREET, ERDINGTON, BIRMINGHAM, B23 6SJ**

Report of the Acting Director of Regulation and Enforcement
N.B. Application scheduled to be heard at 10:00am on Wednesday 3 August 2016

4 **OTHER URGENT BUSINESS**

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

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee C
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Wednesday 3rd August 2016
Subject:	Licensing Act 2003 Premises Licence – Review
Premises:	The Acorn, High Street, Erdington, Birmingham, B23 6SJ
Ward affected:	Erdington
Contact Officer:	David Kennedy, Principal Licensing Officer, 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:
To consider an application to review a Premises Licence.

2. Recommendation:
To consider and determine the review application.

3. Brief Summary of Report:
Review application received on 14 th June 2016 from the Chief Constable of West Midlands Police in respect of The Acorn, High Street, Erdington, Birmingham, B23 6SJ
Representations have been received from other persons.

4. Compliance Issues:
4.1 Consistency with relevant Council Policies, Plans or Strategies:
The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.

5. Relevant background/chronology of key events:

The Chief Constable of West Midlands Police applied on 14th June 2016 for a review of the Premises Licence under Section 51 of the Licensing Act 2003 for The Acorn, High Street, Erdington, Birmingham, B23 6SJ.

Representations have been received from other persons, see Appendices 1 – 6.

Review application is attached, see Appendix 7.

At the time of writing this report West Midlands Police have submitted supporting evidence. Due to the size of the supporting evidence bundle they have not been included into the main body of this report but are published on the authorities CMIS webpage as:

Appendix 8 West Midlands Police – Supporting Evidence.

Appendix 9 West Midlands Police – Intelligence Reports.

Appendix 10 West Midlands Police – Recorded Crime

All documents in relation to The Acorn review hearing are accessible via the authorities website using the following link: <https://birmingham.cmis.uk.com>

The Premises Licence is attached at Appendix 11.

Site location plans are attached at Appendix 12.

When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003.

The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are: -

- a. The prevention of crime and disorder;
- b. Public safety;
- c. The prevention of public nuisance; and
- d. The protection of children from harm.

6. List of background documents:

Copy of the representations as detailed in Appendices 1 - 6

Review Application Form, Appendix 7

West Midlands Police Supporting Evidence, Appendices 8 – 10

Copy of Premises Licence, Appendix 11

Site location plans, Appendix 12

7. Options available

Modify the conditions of Licence

Exclude a Licensable activity from the scope of the Licence

Remove the Designated Premises Supervisor

Suspend the Licence for a period not exceeding 3 months

Revoke the Licence

No Action

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

Appendix 1

From: Councillor Gareth Moore
Sent: 11 July 2016 12:13
To: Licensing
Cc: Councillor Robert Alden; Councillor Bob Beauchamp;

Subject: Representations for Premises Licence Review - The Acorn, High Street, Erdington

Dear Licensing

Myself and Cllrs Alden and Beauchamp wish to make representations with regards to the premises licence review that has been submitted for the Acorn by West Midlands Police. We support the review and would ask that the premises licence be revoked on the grounds of Prevention of Crime & Disorder, Public Safety and Prevention of Public Nuisance.

The Acorn is one of several premises within the High Street which we receive complaints from local residents, visitors and shoppers and local businesses. Such complaints have been as recent as the last meeting of the Erdington Ward Committee, where concerns were raised by members of the public in attendance. Many of the complaints also originate from residents of Church Road and other nearby residential roads as they live in close proximity to the premises.

Several of the allegations made to us have included criminal and drug-related activity. Issues regarding the Acorn have been discussed with the Police on a number of occasions over the last few years. The Section 182 Guidance states that the Police should be considered the experts in relation to Crime & Disorder, and they will have access to more evidence and information to demonstrate how this Objective is not being complied with. However, we support the Police and the revocation of the premises licence will prevent further crime and disorder from taking place.

Notwithstanding the above, the premises is also contravening the Objectives of Public Safety and Prevention of Public Nuisance through its operation. Many of the clientele who attend this premises are particularly unsavoury, engaging in loud, drunken raucous both during the day and in the evenings. This includes loud, aggressive behaviour and excessive swearing and profanity. This activity has created an intimidatory atmosphere around the premises, which is made worse by this clientele often standing outside on the pavement drinking and smoking. This has a direct impact of shoppers and visitors to the High Street, who are not able to avoid being witness to this behaviour and many are forced into the road or to cross the street when passing the premises.

Such behaviour is the same as to that witnessed at the former Hairy Lemon pub, which was located just up the High Street. That premises had its licence revoked following a review submitted by the Police. It would therefore be consistent for the Acorn to have its licence revoked on the same grounds so that this troublesome premises can be removed from our High Street.

Cheers

Gareth

COUNCILLOR GARETH MOORE

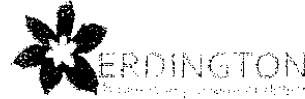
Serving Abbey Fields, Court Farm, Erdington Village, Pitts Farm, Short Heath & Wylde Green - Working for ERDINGTON all year round!!!

Shadow Lead Member - Licensing & Public Protection Committee | Conservative Group Treasurer
The Council House, Victoria Square, Birmingham, B1 1BB

Appendix 2

BCC
REGULATION & ENFORCEMENT
LICENSING SECTION
DATE RECEIVED

REF NO _____
INITIALS _____



Erdington Town Centre Partnership
Suite B, Eldon House
Central Square
High Street
Erdington B23 6RY

11 July 2016

Birmingham City Council
Licensing Section,
Ashted Lock, Build 1 – 3, Ground Floor,
Birmingham Science Park Aston,
Dartmouth Middleway, Aston,
Birmingham, B7 4AZ.

Reference: Premises Licence Review: The Acorn public house, High Street, Erdington.

In my role as BID Manager for the High Street area of Erdington, I wish to make the following points about the above public house for the Premises Licence Review:

- a) The Acorn has for some years now been the source of anti-social behaviour and public safety issues in the town centre.
- b) Obviously inebriated individuals can be seen daily in groups on the pavement outside the premises presenting an intimidating picture to passers-by.
- c) I have had numerous complaints from shoppers and visitors about The Acorn, to the degree that many avoid going to that part of the town centre, or have stopped shopping in the area due to harassment and anti-social behaviour.
- d) There is no doubt that The Acorn has played a large part in deterring shoppers from the High Street, and recent examples of anti-social behaviour, including fights outside the premises, has reinforced this view for many.
- e) The poor reputation that The Acorn has is long running, and shows no sign of improving.
- f) My role includes trying to attract not only shoppers but also investors to the town centre, and The Acorn's reputation has always preceded my efforts.
- g) My view is that The Acorn's reputation and the ongoing behaviour of drinkers there has also affected our chances of creating some semblance of a night-time economy in Erdington. I live local to the High Street myself, and the area around this public house at night is always intimidating.
- h) Businesses nearby have long complained to me about the issues at The Acorn, several refusing to make official complaints because of fear of reprisal.

I would be happy to discuss the content of this letter at the review.

Erdington Town Centre Partnership

Registered in England: 04428948 Vat 929 2769 77
Registered Office: Eldon House, Central Square, High Street, Erdington, Birmingham, B23 6RY
Directors: R Alden, W Byrne, C Green, J Guest, J Hollyoak,

Appendix 3

From:
Sent: 07 July 2016 10:44
To: Licensing
Subject: The Acorn Pub

I am a resident of Church Rd, I live in one of the flats at the top of the Road, I for one would love to see the Acorn closed down, I have been a resident for twenty years but I have to say in the last 18 months this part of the high street has been a no go area for me, I do not use Iceland because it means passing the Acorn I use the one in Sutton Coldfield, for me (I am 71yrs old) I find it very intimidating and worrying to pass this pub, I have taken to having taxi's home or if I do catch the bus I get off the stop before six ways at Barnabus Rd and walk onto the high street and then I cut through the church yard. It comes to something when I have to plan my journey out and back before I even step outside my home.

Thank you

Appendix 4

From:
Sent: 10 July 2016 11:19
To: Licensing;
Subject: REVIEW OF PREMISES LICENCE, THE ACORN, HIGH STREET ERDINGTON

Sir,

I wholeheartedly support West Midlands Police and our local Councillors in their aim to revoke the licence of The Acorn Public House, High Street, Erdington in line with the licensing objectives of Prevention of Crime & Disorder, Public Safety and the Prevention of Public Nuisance.

On 12 November 2012 I attended a Licensing Sub-committee hearing at Birmingham Council House to complain about the anti-social behaviour concerning the Hairy Lemon Public House on Erdington High Street and succeeded, on 1 May 2013 at another hearing, in helping to achieve the revocation of the licence of that premises. I mentioned to the Police Licensing Officer, Sergeant Walker, at the time that the clientele and the problems would migrate down the High Street to the nearby Acorn and inevitably this has proved to be the case.

I live in the flats situated at the top of Church Road, some fifty yards around the corner from the Acorn and am all too familiar with the problems it causes. The clientele stand outside The Acorn smoking, drinking, using foul language, arguing, littering the pavement with nub ends and cigarette packets, and impeding the progress along the High Street of decent people going about their ordinary business by blocking the pavement with their intimidating presence, despite the Public Space Protection Order in place. It is simpler to cross the road to circumnavigate the Acorn frontage.

Another problem which I believe is likely to be linked to The Acorn is drug users utilising the churchyard of St Barnabas and even the grounds of the flats where I live. (I have found cannabis wraps in the back garden.)

Erdington is a multi-cultural area which is struggling to achieve urban regeneration. The presence of such a licensed premises on the High Street is detrimental to both the commercial interests of local retail outlets and residents alike. I urge you to revoke the licence in support of West Midlands Police and the residents of Erdington .

Appendix 5

From:
Sent: 09 July 2016 19:12
To: Licensing
Subject: Acorn Pub,Erdington High Street

Dear Sir/Madam,I am writing with regards to the application by the Police to have the license at the above named premises revoked.Ihave lived in Erdington for 37 years(not all that far from The Acorn),and I can honestly say that the level of antisocial behaviour associated with the pub has never been as bad as it has in the last few years.It has got to the stage where my wife and a lot of other women that we know,simply will not walk past the pub,and cross the road to avoid it.There always seems to be a crowd of people outside using foul language,even when there are children around,people are subjected to rude and /or sarcastic remarks,and the pavement is almost always covered in discarded cigarette ends,because the customers who go outside to smoke can't be bothered to use the bins provided.I think most local people would be pleased if the license was revoked. Yours Sincerely

Appendix 6

From:
Sent: 07 July 2016 11:15
To: Licensing
Subject: The Acorn Pub, Erdington, license.

From:

I write somewhat in the defence of the Acorn Pub License continuing.

While I can see obliquely, why The Cross Keys had its License to present entertainment pulled. I only attended there on Sunday Evenings and noted a slight air of disturbance through a white 'thuggish' element in the crowd.

The Acorn though is a different 'kettle of fish' - a mixed white and black crowd (especially on Friday and Saturday Evenings), with young people there and old persons, with the group of 30-40 year olds missing to a large extent, for whatever reason.

I would dispute the Police's assertion that there is fighting within the Pub. I would ask that they prove that. I go there extremely often and have never seen a fight within the Pub. You will always get minor disputes outside a Pub, as with every Pub.

Of the other charges placed, I can say that I have never been offered anything stolen to buy, if that occurs. I am white and older - maybe that is why.

From:
Sent: 07 July 2016 12:00
To: Licensing
Subject: Acorn Pub license (continuation of my earlier e-mail of today)

From:

It seems to me that the wider picture needs to be taken into account. I have no commercial interest in any of the Pubs in Erdington or elsewhere; I submit only as a consumer; where I quote a person - that person has said that directly to me, and I attest that is what they said.

Martin & Chris (can't quite remember Martin's last name at the moment, though begins with a B). I have it written down somewhere, owned the Hairy Lemon. They took strong umbrage when I said it was closed down the second time for drugs - they said that was not true, in the second instance it was for fighting. They had had the Pub for a short time, according to them and were trying to get it under control from any fighting - they run numerous other pubs, Dubella in Boldmere and a second Dubella (in Brindley Place, near to the Bank bar restaurant) - so they are experienced in the Pub trade.

So Hairy Lemon lost, Cross Keys - now with limited music; and now the possibility of the Acorn Pub to be closed down on Erdington High street, so what would Erdington be left with - no single Pub on the High Street with entertainment. Where will people go? Fights on Street, perhaps. Music entertainment is a harmless way to let off steam after a week of working for all.

The strength of the Acorn needs to be taken into account - white and black people side by side, happy and tolerant, every night of the week. Any trouble I have seen outside of the Pub or any Pub has always been - one girl/bloke jealous of another; too much drink; the security people do a good job, in a friendly manner, of asking anyone who acts like trouble to leave. What the expelled then subsequently do in the High Street cannot be fairly held at the Licensee's head. Often, persons are told 'you have too much - no more drinks to be served to you'.

The Police have listed a litany of 'crimes' in a hysterical way 'a catalogue of' crime. The Conservatives have now run with this - by putting a flyer through every letterbox based on encouraging fear. I am sure most people who will vote to revoke will have never seen any problem in or out of the Acorn. Erdington is a working class area.

Appendix 7

[Insert name and address of relevant licensing authority and its reference number (optional)]

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I The Chief Constable of West Midlands Police

(Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description	
Acorn High Street,	
Post town - Erdington	Post code (if known) - B23 6SJ

Name of premises licence holder or club holding club premises certificate (if known)
Sheldon Inns Limited

Number of premises licence or club premises certificate (if known)	BCC REGULATION & ENFORCEMENT LICENSING DIVISION DATE RECEIVED
2724	

Part 2 - Applicant details

I am

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

☐

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

☒

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

☐

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

Please tick ✓ yes

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

Surname

First names

I am 18 years old or over

Please tick ✓ yes

☐

Current postal
address if
different from
premises
address

Post town

Post Code

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address West Midlands Police Licensing Sutton Coldfield Police Station Lichfield Road Sutton Coldfield B74 2NR
Telephone number (if any)
E-mail address (optional)

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

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

Please tick one or more boxes ✓

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

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

The grounds for this application are that the licensing objectives in terms of the prevention of Crime and Disorder, public safety and the prevention of public nuisance are being undermined in that:

Over the past year the premises has seen a catalogue of crime and disorder take place which has included disorder, fights, anti-social behaviour, intelligence informing police of drug dealing and stolen property from local shops being sold in the premises.

Some of the incidents that have occurred have also involved weapons ranging from a knife taken by a customer from the premises kitchen onto to the High Street following a fight involving intoxicated customers from the pub. Also quite recently information was passed to the police that a regular drug dealer had entered the location and was in possession of a gun.

Over the months both the licensing officer and the local neighbourhood policing team have attempted to work closely with all the DPS's and the licence holder to address the issues at the location and most recently addressing the licence conditions imposed by the licensing committee following a review in October 2010. It is also suspected that the current DPS has had a blasé attitude to reporting crime and disorder at the location.

It is quite evident that management at the premises is inadequate and falls below the standard expected of responsible operators. The current DPS's has not met their responsibilities to the role in ensuring that the licensing objectives are being promoted. This has been evident in their time at the location, incidents have occurred and no staff have called for the police and there have been occasions when the DPS has been far from truthful when giving incident details to the police.

By reason of the matters aforesaid, it is felt that it would be a necessary and proportionate response to request a review of the premises licence. West Midlands Police believe that due to the history of the premises there are no solutions to its problems as they were addressed at the last review in October 2010. Conditions were put in place then in an attempt to quell the issues but it is evident that this has not worked. It has also been shown that the last two DPS's that have been put in place by the licences holder resulting in the reviews has also had no bearing on the way the location has been run or reduced the crime and disorder that's taken place. West Midlands Police respectfully request that the licensing committee use all the options available to them when assessing the evidence and making a decision on the future of this licence.

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

The following incidents have been noted by Police:

Over the past 1 months the location has seen:

1. All incidents relate to the location and have been seen as under the control of the premises. They have included drunken violent crime, disorder and anti-social behaviour.
2. Reports of crime which include criminal damage, assaults, drunk & disorderly, wounding.
3. Intelligence logs which contain information of drug dealers frequenting the location, information regarding assaults and wounding and information that stolen property from local shops are being sold in the pub.
4. Also over these months the conditions have been breached on several occasions, this being:
 - Customers being allowed to drink at the front of the premises
 - Customers being served to excess.
 - On occasions when responsible authorities request CCTV it's taken days to be supplied as staff have no knowledge of its use.
 - Staff training records have not been produced and it's believed that they didn't exist.

It is the submission of West Midlands Police that since March 2011 these premises have become associated with alcohol fuelled disorder and serious crime which has been caused by poor management at the location. Attempts have been made to work with management to eradicate the problems associated with the location.

The licensing objectives are therefore being undermined in terms of crime and disorder, public safety, the prevention of public nuisance and it is at the expense of financial gain for the premises.

Please tick ✓ yes

☐

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

If yes please state the date of that application

Day			Month			Year		
1	1	1	1	1	1	1	1	1

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

In October 2010 West Midlands Police requested a review on the licence as there was a catalogue of events which included crime and disorder, anti-social behaviour.

As a result of this hearing the management were removed and various conditions were placed on the licence.

Please tick ✓ yes

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

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 4)

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

Signature

.....

Date - 13th June 2016

.....

Capacity - Local Policing Superintendent for Birmingham North LPU

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Notes for Guidance

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

Appendices 8 – 10 West Midlands Police Supporting Evidence attached separately on the authorities webpage.

Appendix 11

BIRMINGHAM CITY COUNCIL

LICENSING ACT 2003

PREMISES LICENCE

Premises Licence Number:

2724 / 4

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description The Acorn High Street Erdington	
Post town: Birmingham	Post Code: B23 6SJ
Telephone Number:	

Where the licence is time limited the dates N/A

Licensable activities authorised by the licence	
E	Live music
F	Recorded music
H	Anything of similar description to that falling within (live music), (recorded music) or (performances of dance)
I	Provision of facilities for making music
L	Late night refreshment
M3	Sale of alcohol by retail (both on & off the premises)

The times the licence authorises the carrying out of licensable activities			
Monday – Sunday	09:00	-	23:30 E,F,H,I,M3
	23:00	-	23:30 L

The opening hours of the premises	
Monday – Sunday	09:00 - 00:00

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

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Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence Sheldon Inns Limited 51 Clarke Grove Road	
Post town: Sheffield	Post Code: S10 2NH
Telephone Number: Not Specified	
Email N/A	

Registered number of holder for example company number or charity number (where applicable) 08139867
--

Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Jacqueline Vinning	
Post town:	Post Code:
Telephone Number:	

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	Issuing Authority

Dated 13/11/2013

David Kennedy
Senior Licensing Officer
For Director of Regulation and Enforcement

BIRMINGHAM CITY COUNCIL

Annex 1 – Mandatory Conditions

No supply of alcohol may be made under the premises licence (a) at a time when there is no designated premises supervisor in respect of the premises licence, or (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol:-

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 a holographic mark.

Where any of the following alcoholic drinks is sold or supplied for sale or 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) the responsible person shall ensure that it is available to customers in the following measures:-

1. Beer or cider - ½ pint;
2. Gin, rum, vodka or whisky - 25ml or 35ml; and
3. Still wine in a glass - 125ml; and

The responsible person must also ensure that customers are made aware of the availability of the aforementioned measures.

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

BIRMINGHAM CITY COUNCIL

Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

The provision of entertainment facilities (H and I) and late night refreshment is to take place indoors only.

No adult entertainment or services to be provided under the authority of this licence.

All staff are to be trained on the requirements of the Licensing Act 2003 so as to promote the four licensing objectives.

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

Prominent signs are to be displayed informing customers of the requirement for "Proof of age for the purchase of alcohol and tobacco".

There is to be no right of entry or re-entry after 23:00.

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

All emergency lighting is to be checked on a monthly basis.

Children are to only be allowed in the Beer Garden under adult supervision.

Staff are to be required to be alert and attentive with regard to broken glass etc.

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

When entertainment is provided all doors and windows, save exits, are to be kept closed.

Prominent signs are to be displayed requesting customers vacate the premises quietly and have regard for local residents.

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

No one under the age of 16 is to be allowed on the premises after 21:00.

BIRMINGHAM CITY COUNCIL

Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

N/A

CCTV -

The CCTV system at the premises is to be installed to the satisfaction of West Midlands Police. It must include additional cameras in the bar area and on the main door entrance both inside and out. It will be digital recorded for up to 31 days and must be made immediately available on request to all responsible authorities. It must be in operation during opening hours with one hour overlap an hour before opening and an hour after closing. All members of staff are to be trained in the operation of the complete system.

DOOR STAFF -

All door staff shall be SIA licensed. They will be in place from 1900hrs on Friday and Saturday evenings and up to 30 minutes after closing. They will also be in place for any function night, either private or run by staff from the location. All door staff will wear as a minimum a fluorescent/high visibility tabard jacket which will display "Door Supervisor" to the front and rear. All door staff must book on and off duty and their profiles must be recorded on the premises, this record to be made available on request by any responsible authority.

EVENTS -

The local policing team and police licensing officer must be informed of any events and be given 28 days notice in writing. Details should include the nature of the event, name and address of booking party, number of persons attending and a full risk assessment for each event. If the police have any concerns with the event in relation to the four licensing objectives, then the police shall have the ability to veto the event.

PUBWATCH -

The licence holder or the Designated Premises Supervisor must play an active part in the local Pubwatch, work closely with other members in the watch and must be represented at all pre-arranged meetings.

CHALLENGE 21 POLICY -

The premises shall promote the Challenge 21 policy by training staff on different ID methods. This training will be carried out monthly and be recorded on the premises.

STAFF TRAINING -

All staff shall be trained monthly both on signs of drug abuse on persons and how to look for signs of use on the premises. Training will also be given on signs of persons drinking to excess. A training record must be kept on the premises and be made available to responsible authorities immediately on request.

CAPACITY - The premises must have a full risk assessment carried out by a responsible authority or company. The capacity must be assessed by West Midlands Fire Service and then displayed at the front of the premises.

SIGNAGE - The Challenge 21 policy is to be on display at all times. Signage advising customers to "Respect local residents, please leave quietly" is to be displayed around the premises and especially at the exit.

WIND DOWN TIME - Music levels will be reduced considerably 30 minutes before last drinks are served, to encourage customers to begin to leave the location as this will indicate the night is ending. It will also reduce noise escaping from the premises through the opening and closing of the main door when customers leave, thereby reducing annoyance to local residents.

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

N/A

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3c) Committee conditions to promote public safety

N/A

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

N/A

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

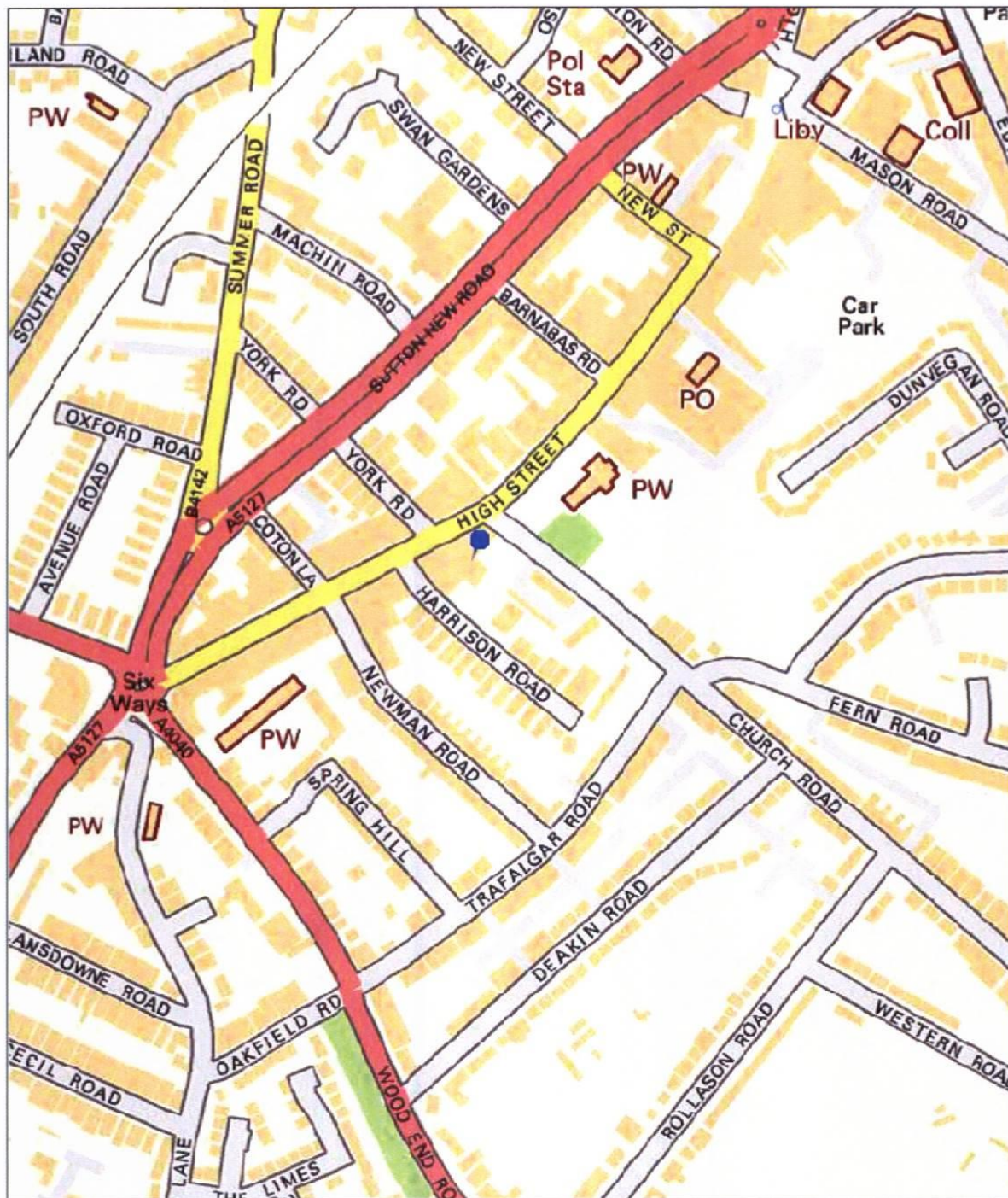
N/A

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Annex 4 – Plans

The plan of the premises with reference number **83368-2724/4** which is retained with the public register kept by Birmingham City Council and available free of charge for inspection between the hours of 9am – 4pm Monday, Tuesday and Thursday, 10am – 4pm Wednesday and 9am – 3.30pm Friday (excluding Bank Holidays etc) at the Licensing Service, Crystal Court, Aston Cross Business Village, 50 Rocky Lane, Aston, Birmingham B6 5RQ.

Appendix 12



Map Created By:

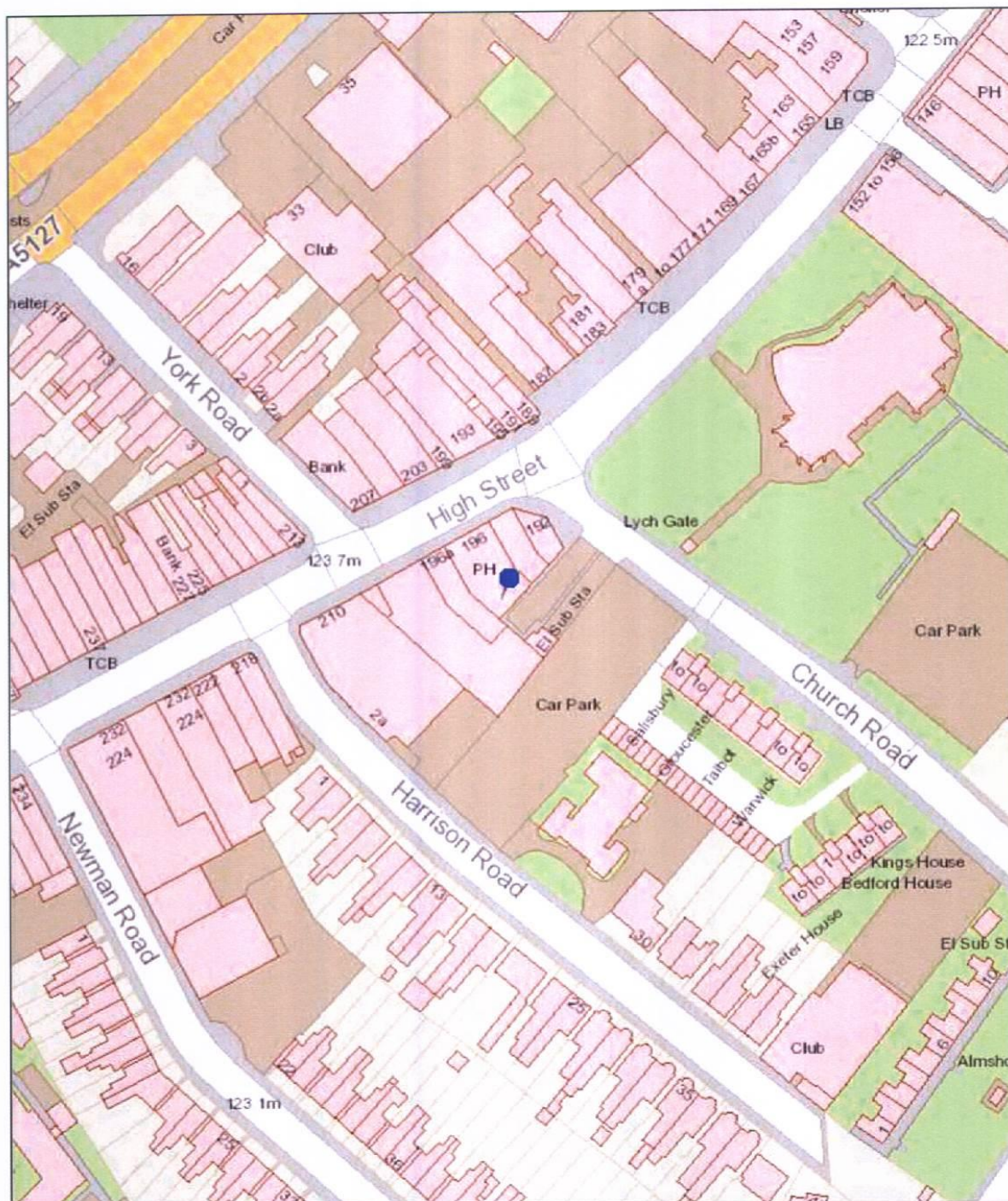
Notes

Date of Map Creation: 06/07/2016



Scale:
1:4,000

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Birmingham City Council Map Created By:

Date of Map Creation: 06/07/2016

Notes



Scale:
1:1,250

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Summary of Resident's issues and actions

Ward: Erdington

Date of meeting: 17th 2016, 7.30pm St Barnabas Church

Present: Councillors Robert Alden, Bob Beauchamp and Gareth Moore
Officer Lesley Bannister – Community Governance Manager

There were approximately 15 residents in attendance.

Election of a Ward Chair – Councillor Alden was elected by his fellow Councillors as Ward chair for 2016/17.

Local News from Councillors

- Councillor Alden updated the forum on local planning issues including the Central square development and recent planning applications.
- Councillors Moore and Beauchamp – declared that they were both members of the planning committee and therefore would not be taking part in any discussion on planning matters
- Councillor Alden introduced the Ward Litter Plans. The assembled group were asked to comment on and give suggestion for the following three questions:-What are the top five issues for cleaner streets; Five suggestion for improved recycling and what support do local business want?
- Councillor Alden introduced plans for a proposed pedestrian refuse and road marking at Moor End Lane and Spring Lane, the scheme was discussed by the Councillors and the local residents the following concerns were raised :
 1. Residents felt that motorists do not slow down for the crossing so they didn't believe they would slow down for road marking.
 2. Some residents requested traffic lights Cllr Alden said that wasn't possible on the grounds of suitability and cost.
 3. Residents were very concerned with the illegal parking by parents in the whole area of St Barnabas School.

At the end of the discussion it was agreed to move to formal consultation.

Summary of Resident's issues and actions

Ward: Erdington

Date of meeting: 17th 2016, 7.30pm St Barnabas Church

Resident's issues and concerns

- The junction of Tyburn Road and Kingsbury Road by the Lidl store. Residents complained that motorists are making illegal turns at this junction and suggested that the junction needed more road marking.
- The residents raised concerns over ASB on Erdington High Street which the residents felt was alcohol related, the Councillors gave the group an update on the public space protection order and an update on the current licensing issues and policies.
- The residents and councillors discussed the Boundary Commissions response to the issues raised at the last Ward meeting some of which have been addressed to the Wards satisfaction. The assembled group agreed they wanted the Commission to consider further proposals, the group voted and agreed on a further motion to the Commission which was to be actioned on their behalf by the Community Governance manager.

The meeting concluded at 8.30pm

Summary of Resident's issues and actions

Ward: Erdington

Date of meeting: 17th 2016, 7.30pm St Barnabas Church

NO.	Resident or Forum or Residents group Details	Concern/issue	Type of action to be taken (if any)	Officer or Member with responsibility
1	Residents and Councillors in attendance	The residents were concerned that the response from the Boundary Commission had not taken all their concerns into account a vote was taken and a further submission was made on the Wards behalf	Submission to the Boundary Commission re residents' concerns	Lesley Bannister Completed
2	Residents	Planning application at Osbourne Rd south. Objections were raised on the grounds of out of keeping, over intensive, parking and loss of trees.	Objection to planning ---- Application has since been WITHDRAWN	Lesley Bannister Completed
3	Residents	Ward Litter Plan –The residents gave feedback to the Councillors on :- The 5 top issues for cleaner streets, 5 suggestions for recycling and Support for business for local business	Feedback to Environmental service	Councillor Alden
4	Residents and Councillors	Agreed to go to consultation on the proposed pedestrian refuse and the road markings.	District Engineers to consult Residents	Councillor Alden to discuss with District Engineers.

Summary of Resident's issues and actions

Ward: Erdington

Date of meeting: 17th 2016, 7.30pm St Barnabas Church

5	Residents and Councillors	At the junction of Tyburn Road and Kingsbury Road –issues raised by residents over concerns at the number of illegal turns at the junction .Could the road layout and marking be altered to eliminate confusion	Cllr Alden to consult with the District Highways Engineers.	Councillor Alden
6	Residents	Residents complained that the bench outside Ladbrooks Book makers on Erdington high street was attracting a lot of anti - Social behaviour ,littering ,discarded cigarette numbs and drunkenness .	Cllr Alden to rise with the local Police team.	Councillor Alden.
7	Residents	Residents raised the issue of ASB on the high street specifically mentioning the area outside the ACORN pub and people both inside and standing on high street causing ASB and abuse and street drinking	Cllr Alden to rise with the local Police team.	Councillor Alden.

Summary of Resident's issues and actions

Ward: Erdington

Date of meeting: 17th 2016, 7.30pm St Barnabas Church

Summary of Resident's issues and actions

Ward: Erdington

Date of meeting: 17th 2016, 7.30pm St Barnabas Church

Proposed draft Conditions

The Acorn, High Street, Erdington, Birmingham

Prevention of Crime and Disorder

1. The Premises Licence Holder shall ensure that all staff members engaged or to be engaged, in selling alcohol at the premises shall receive the following induction training. This training will take place prior to the selling of such products:

- The lawful selling of age restricted products
- Refusing the sale of alcohol to a person who is drunk

Further verbal reinforcement/refresher training covering the above will be carried out thereafter at intervals not to exceed 8 weeks, with the date and time of the verbal reinforcement/refresher training documented.

All such training undertaken by staff members shall be fully documented and recorded. All training records shall be made available to West Midlands Police, officers of the local authority and officers from the Trading Standards team upon request.

2. An incident log will be maintained by the premises showing a detailed note of incidents that occur in the premises. The log will be inspected and signed off by the DPS (or a person with delegated authority) at least once a week. The log book should be kept on the premises and be available for inspection at all times the premises are open by authorised officers of the Licensing Authority or the police. An incident will be defined as being one which involves an allegation of a criminal offence. Any refusals made for alcohol service e.g. underage, will also be recorded in writing and feedback given to staff as relevant.
3. No open vessels, bottles or other type of container will be allowed outside the front of the premises and notices prominently displayed to this effect.
4. Any person who is barred from the premises shall be forthwith reported to PubWatch and to West Midlands Police with a description if possible.

Protection of Children from Harm

5. The premises will operate a "Challenge 25" policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. The recommended forms of ID that will be accepted are passports, official Photographic Identity Cards issued by EU states bearing a hologram or ultraviolet feature, driving licences with a

photograph, photographic military ID or proof of age cards bearing the 'PASS' mark hologram. The list of approved forms of ID may be amended or revised with the prior written agreement of West Midlands Police, the Licensing Authority and Trading Standards without the need to amend the licence or conditions attaching to it.

6. Signage advertising the 'Challenge 25' policy will be displayed in prominent locations in the premises.

POSITION STATEMENT

The Acorn Public House, High Street, Erdington

1. Sheldon Inns Limited has two directors namely Martin Cartwright and Michael Howard a sleeping director. All day to day running of the company and decisions are made by Mr Cartwright who has 30 years' experience in the trade and the company has 27 pubs under management from various pub companies namely Greene King, Wadworths, Enterprise Inns, Punch Taverns, Admiral Taverns and Star Pubs and Bars. Currently Sheldon have 5 pubs under management from Star.
2. In respect of the Acorn Sheldon has a three year tenancy agreement with Star as landlords and they run it and pay rent to Star and pay for all their beer to Star and they are responsible for paying all bills on a landlord and tenancy arrangement.
3. Sheldon have had the Acorn since September 2009 and dealt with a previous application for a review dated 6th September 2010 and confirm that by the hearing on 26th October before the Committee Sheldon had dismissed Teresa O'Meara following consultation with Deano Walker of West Midlands Police. She was replaced by Mairead Friel on 5th October who proved unsuitable and she was replaced on 22nd October 2010 by Jacqueline Vinning.
4. It is written into Sheldon's agreement that they must not do anything to jeopardise the licence and if this was to happen Sheldon would potentially incur a severe financial penalty.
5. Between October 2010 and now there has been very little contact with West Midlands Police (WMP) and the only formal contact was an email from Mr Walker of 31st December 2015 stating "If the obstructions continue we will put a formal request to you to replace the DPS and if that won't be done then we will request Birmingham City Council Licensing Committee to consider it at a review". As a matter of record Sheldon have received no such formal request and following receipt of the email mentioned above Mr Cartwright spoke to Mr Walker on the telephone about it and again assured him that Miss Vinning would be competent to use the CCTV and be as cooperative as possible in the future.
6. So far as replacement of the CCTV is concerned Sheldon upgraded the Matrix and installed two additional cameras to fully cover the front of the pub and the entrance and replaced an existing camera that did not work in the pub. This was carried out on 9th December 2015 for a sum of £1,550 which goes some way to explain why Miss Vinning was uncomfortable with the new system in the month of December 2015.

7. At the hearing in October 2010 there was some discussion prior to the hearing where the hours of the premises were reduced and the door was left open to Sheldon to reapply to get the hours back to midnight. As a matter of record no such application was ever made as it was clear after a short while that the Police would prefer them to keep the new hours imposed by the Committee despite the fact of a drop in turnover of £1,500 - £2,000 per week. This only goes to show that to Sheldon money is "not paramount".
8. Miss Vinning lives in the flat above the Acorn on her own and is the DPS. She is aged 57 years and has been in the licensed trade for about 20 years. All of those as licensee and she has run a number of difficult pubs including the Pelham Arms in Alum Rock and others in Smethwick and Brownhills. She has an exemplary record as a publican and obtained a Personal Licence in 2005 under grandfather rights.
9. As will be seen above she applied for a change of DPS at the Acorn which took effect on 22nd October 2010 and she has held that position ever since. She had already carefully looked at the Acorn having previously been at the Lad in the Lane nearby and decided to take it on. She knew it was going to be a challenge and she got herself some good staff. So far as contact with the Police is concerned she is of the considered opinion that the premises were far harder to run in the early days than now. She now finds things difficult due to having cleared the bad element out in the early days but is of the opinion that that does not stop those people coming back and being a nuisance outside the premises. In addition things are worse outside since the Hairy Lemon closed about three years ago.
10. She strictly enforces the conditions on the licence and in particular has a comprehensive CCTV system with 11 cameras and four outside covering the front and rear of the premises. She has numerous notices in the pub as is shown on the photographs relating to Challenge 21 and drugs and she does not allow any children in the premises at all. She attends almost every Pubwatch meeting and has also asked the Police to have a drug sniffer dog walk through the premises on a Friday evening which they are unable to do due to lack of government funding. She has door control provided by Safetynet who were recommended by Mr Walker and they are at the premises as per conditions every Friday and Saturday from 7pm to 12 midnight. They are more or less the same persons and they do a good job and there have been recent meetings with Safetynet and Mr Walker and his Sergeant Hill who are happy with the running of the door. In the papers there are unsubstantiated allegations about drug dealing in the premises. Miss Vinning states categorically that this does not take place and the toilets are regularly checked. There is a similar suggestion about stolen goods ending up in the Acorn and being sold to customers and staff and this is just not true and if people should come in with bags Miss Vinning asks them to leave. In her opinion she has an exceptional staff who have been with her for three to five years and they are regularly reminded not to serve people who are intoxicated. It is her view that they do a good job. As a matter of record

one other employee Tina Barrett also has a Personal Licence and Adele Sweeney has just applied for hers. As a general rule there is always Tina or Miss Vinning behind the bar and in charge.

11. So far as contact with the Police is concerned Miss Vinning has attended most Pubwatch meetings. Sometimes no one else is there and Mr Walker is usually there on behalf of the Police and he has never said anything to Miss Vinning about the running of the pub. Over the six years she has been there she has not met him in the pub nor at the station. On one occasion last year he mentioned to her that he was going to talk to Mr Cartwright about a review but she cannot remember why it was. That is the only time she has heard review mentioned and there has been nothing in writing or by email to her.
12. Sheldon have dealt with the installation of the upgraded CCTV which was in early December 2015 at a substantial cost. As stated, for a time, Miss Vinning did not know how to download but Mark the installer came in on a couple of occasions and he gave her full guidance on a one-to-one basis so she could download at a Police request. Thereafter Miss Vinning trained Tina and if ever there was a problem Mr Cartwright could get Mark down to help.
13. Miss Vinning has never been told there has been a prosecution for anything that has happened at the public house and if the decision is made to remove her as DPS she will be out of work and would lose her accommodation above the premises and in a situation where she would find it difficult to secure a similar position.
14. Following a meeting between Mr Cartwright and Mr Walker and SafetyNet at Erdington Police Station on 20th May 2016 Miss Vinning has in discussion with Mr Cartwright reduced the entertainment to only Friday and Saturday each week, stopping such entertainment on Sunday, Monday and Wednesday as in Sheldon's view entertainment acts as an added reason for people to try to obtain entrance to the premises.
15. So far as the incident on 6th June 2016 is concerned Miss Vinning only knew about the earlier problem with a child being manhandled to which the Police were called. She was in the flat for part of the day as it was her day off and later went to collect her dog and was away for about half an hour returning with her dog as shown on the camera. She did not know anything at the time about the incident with the knife and did say to the Police she had been in the flat the whole time but that is not true as she had been away for about an hour to collect the dog. She thinks the Police came the following day to view the CCTV footage and they did operate it as they wanted to do it themselves and she could have done it herself. At no stage did Miss Vinning give a statement to the Police as is stated in their evidence about this incident.

16. Referring to page 2 of Mr Walker's statement "Although there is no specific information that customers drink alcohol purchased from the Acorn". Sheldon do not really understand what he is saying so far as people are being intimidated by people stood outside the premises and they are probably drinking alcohol purchased elsewhere. The Acorn does not and never has sold cans and certainly does not allow glasses outside when customers go for a smoke to the only place available namely the High Street. As will be seen from photograph number 3 taking drinks outside is forbidden.
17. So far as reprisals are concerned Sheldon question why there would ever be any as there is no evidence of this and it is a company that runs 27 pubs and welcomes all constructive criticism.
18. Referring to paragraph 2 of the statement of Mr Walker there is no evidence that the lady in the white trousers was hidden by staff when she came back inside the premises. She may have been in the downstairs staff lavatory. The only one who may have known she was there was Miss Vinning's sister Tracy who was an employee. As a matter of record Miss Vinning has dismissed her sister Tracy and her daughter Natalie the lady in the white trousers in the video is barred from entering the premises.
19. So far as page 3 of Mr Walker's statement is concerned in the second paragraph Mr Cartwright did not say the DPS was not on site or even in her accommodation as he did not know. He did not know that she had received a call about the incident.
20. So far as the DPS remaining in place Mr Cartwright only knew what was being alleged in detail when Mr Potts the company's solicitor, attended at Erdington Police Station on the afternoon of 21st July by arrangement to pick up the two bundles of evidence which Mr Cartwright has now read and decided that Miss Vinning remains in place as the best person to run this difficult site. Mr Cartwright who has been in the trade for many years does not accept the management of the premises has been inadequate. He refers to records on his telephone and it shows contact with Mr Walker in December 2014 and then there was none until January 2016 when Mr Cartwright phoned Mr Walker to discuss the premises. Sheldon deny that they have ever put profit above public safety as is alleged.
21. Overall Mr Cartwright does stand by his decision to keep Miss Vinning in place for six years as the best person to run the Acorn. He is also of the considered opinion that it is not proportionate to apply for a review and revoke the Premises Licence in all the circumstances of this case and having considered the evidence put forward by WMP.

Sheldon Response to WMP Crime Index

Tag	Date	Sheldon's response and comment
1	23 May 2015	No evidence alcohol was a factor.
2	6 July 2015	There is no evidence that both parties had been drinking.
3	8 September 2015	The person outside was the person under the influence of alcohol not the person in the Acorn.
4	30 September 2015	This person was waiting for a taxi outside the Acorn and there is no connection between her and the Acorn.
5	8 October 2015	No evidence in the log of alcohol being a factor in the case.
6	16 October 2015	This is an item of theft and alcohol does not appear to have been a factor. We have been unable to take instructions in the short time at our disposal as to the comments about the CCTV.
7	31 October 2015	Again this is a matter of theft and there is no mention of alcohol being a factor. We have been unable to take instructions in the short time at our disposal as to the comments about the CCTV. Again there is criticism about CCTV not being available immediately but the offer was it would be available on Monday.
8	4 December 2015	This appears on the face of it to be a serious incident that could have happened anywhere. This should have immediately been brought to Mr Cartwright's attention. So far as CCTV is concerned this was the December period of difficulty with the CCTV. We have as yet been unable to take instructions on this one but will do so before the

		hearing.	
9	27 December 2015	Here there is criticism that staff failed to support Police by making a statement	
10	6 June 2015	This is dealt with elsewhere.	

Sheldon Response to WMP intelligence Index

Tag	Date	Sheldon's response and comment
1	21 August 2015	There is no evidence that this person was going to sell the Polish cheese in the Acorn.
2	9 October 2015	How is this the fault of the DPS's family?
3	16 November 2015	Although this is quoted as good intelligence there is no evidence of the existence of a gun being offered for sale in the Acorn. Again there is no evidence that the male is dealing drugs in the Acorn. They merely went into the Acorn.
4	21 November 2015	No evidence of drug dealing they merely went into the Acorn.
5	22 November 2015	This man is unknown and how can the Acorn be expected to know that he was intending to drive. It appears from the log that he started drinking lager at home.
6	4 December 2015	Again there is no evidence whatever throughout the papers of stolen property being sold in the Acorn.
7	5 December 2015	What were the breaches here and was it Mr Cartwright who met Mr Walker?
8	14 December 2015	Again no action was taken by Police about drug dealing or was it?

9	20 December 2015	This has already been dealt with elsewhere and there is no evidence whatever of the Johnson Crew who are known to the DPS being present in the Acorn.
10	23 December 2015	There is no evidence throughout the papers that the Johnson Crew or other gangs are in the Acorn.
11	6 May 2016	Again there is no evidence of gangs and there is no question of anyone being frightened to report anything and as stated above the DPS knows of gang members and their identity.
12	11 May 2016	Again there is no evidence and here the CCTV was produced and a phone number produced to the Police so this is evidence of cooperation.
13	13 May 2016	Again there is no evidence of drugs or possession of firearms in the Acorn.

Sheldon Response to WMP Incident Index

Tag	Date	Sheldon's response and comment
1	18 June 2015	This man was quite correctly refused service.
2	9 July 2015	On the police's account this was false or malicious or someone was injured and had left the scene. There is no evidence that the Acorn was a fault here.
3	24 July 2015	This connection with the Acorn was only suspected and no disorder was taking place at the time.
4	26 July 2015	A male and his friend are on a stag do and have not been in the Acorn.
5	1 August 2015	A male appears to have been quite rightly refused entry by the door staff.
6	10 August 2015	There is absolutely no proof that stolen property was taken into the Acorn and sold to customers or even staff.
7	17 August 2015	There is no evidence whatsoever she had been into the pub or at all.
8	19 September 2015	This man appears quite properly to have been refused entry.
9	30 September 2015	All this happened on the street outside the Acorn and how can the Acorn be blamed for this.

10	8 October 2015	Where is the evidence of intoxication in the log?
11	23 October 2015	There is no evidence that both were heavily intoxicated.
12	30 October 2015	The Police comments state it is "believed" that this female was a customer but having looked at the log there is no connection with the Acorn at all and the lady is opposite the public house.
13	28 November 2015	The question whether staff served excessively is a matter of opinion.
14	4 December 2015	It is denied that the landlady was unhelpful.
15	19 December 2015	There is no evidence of a fight. This could have been a malicious call.
16	27 December 2016	There is no evidence of serving existing customers to excess or failure to cooperate in the logs.
17	15 January 2016	They do not say this in the logs that they were served to excess by staff.
18	3 March 2016	The comment in the logs is "Arrived at incident and no issues and no trace" therefore there is no evidence of drug dealing.

19	12 March 2016	There is no evidence that staff served male to excess.
20	12 March 2016	
21	18 March 2016	Again there is no evidence in the log that he was served to excess in the Acorn.
22	30 March 2016	There is no evidence that this male was served to excess or that that stolen property is sold in the Acorn Public House.
23	22 April 2016	There is no evidence that this male who had been drinking had been in the Acorn.
24	5 May 2016	There is no evidence that this caller had been served to excess in the publ.
25	5 May 2016 11:45 am	There is no evidence that this person was selling stolen goods in the Acorn.
26	17 May 2016	Again there is no evidence that those people who were drinking outside the Health and Wellbeing Centre and allegedly smoking drugs had been in Acorn.
27	21 May 2016	Even the Police comment is "not know if this male had been served earlier in the Acorn"
28	6 June 2016	There is no evidence to connect the Iceland meat to the Acorn. Where is the evidence that stolen property is sold in the pub, there is none!
29	6 June 2016	This whole incident is commented on elsewhere.

KEY TO PHOTOGRAPHS

1. Acorn Public House
2. Notice at front of premises "Strictly No Children Permitted"
3. Notice prominently displayed on the entrance "No drinks are to be taken outside".
4. Notices in the premises including Summary of the Licence and Challenge 21 and CCTV notification adjacent to the bar and similar notices are throughout the premises.
5. Ditto
6. SafetyNet and other training folders and records in use in the premises.
7. View of front of the Acorn, Iceland and the Erdington Health and Wellbeing Centre.
8. View up Church Road
9. Hairy Lemon which closed about three years ago.
10. Letter with attachment from local councillors inviting objections with four responses as is shown in the Agenda with three against and one for the premises.



2

THE ACORN
STRICTLY NO
CHILDREN
PERMITTED

3

Warning
Wet paint

**NO
DRINKS
ARE TO BE
TAKEN
OUTSIDE**

THANK YOU FOR YOUR
CO-OPERATION

GUINNESS
MADE
OF MORE
PUSH
2013 LINE HERE

4



IF YOU ARE SLOPPY
ENOUGH TO LOOK UNDER
26 YOU WILL BE ASKED
TO PROVE THAT YOU ARE
AGED 18 OR OVER WHEN
YOU BUY ALCOHOL.
IF YOU ARE UNDER 18
YOU ARE COMMITTING
AN OFFENCE

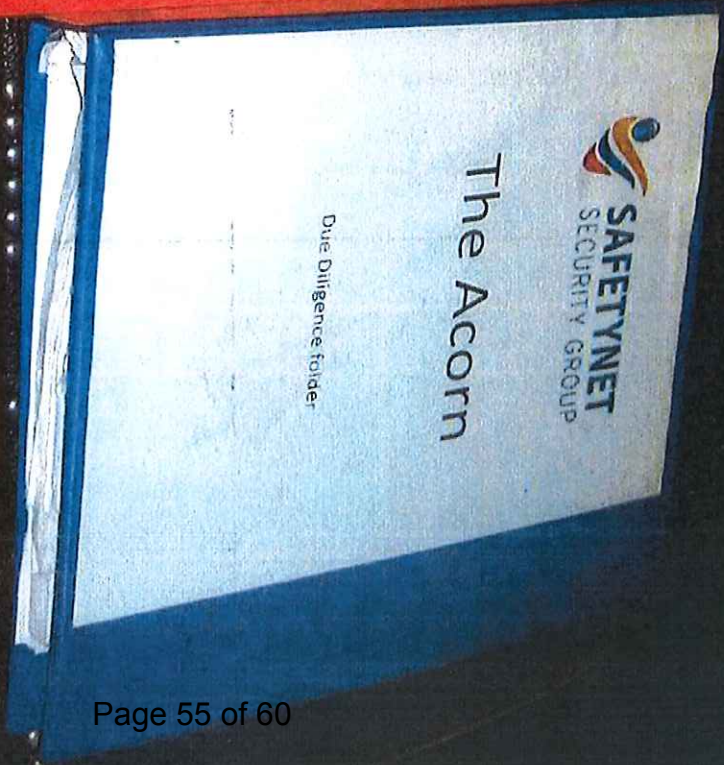
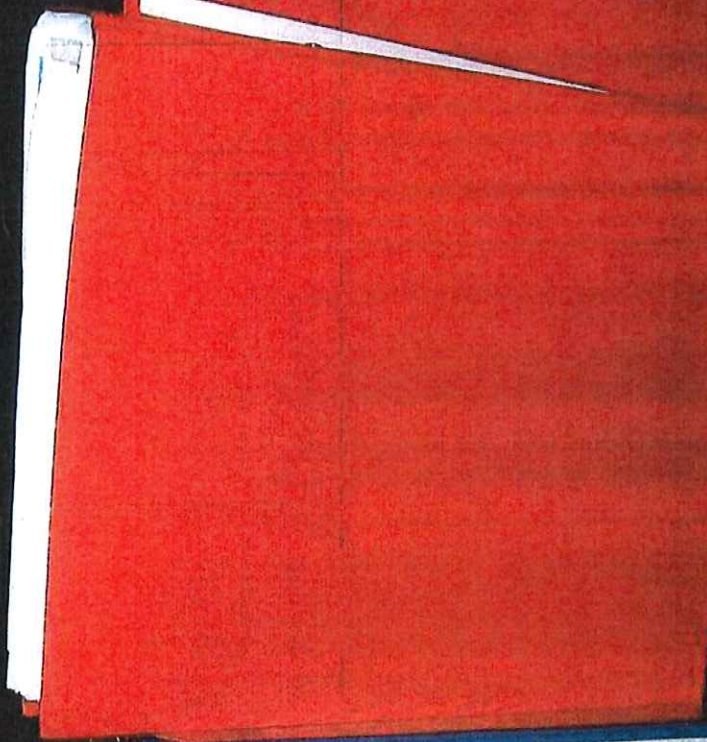
Under 21



**ANTI-DUG
POLICY
ZERO TOLERANCE**

6

THE ACORN
SAFETYNET SECURITY GROUP
2010-2011







9

LOCKED TOILET
ALL ENTRIES
0121 237 4850
cjd@lockdown.com

NIGHTCLUB
AT THE GOLD LADDER
ENTRANCE AT PEAR

LOCKED TOILET
ALL ENTRIES
0121 237 4850
cjd@lockdown.com

Hairy Lemon

Money Shop
pawnbroker

The Hairy Lemon

REBEL





10

ERDINGTON WARD
CONSERVATIVE
COUNCIL HOUSE
VICTORIA SQUARE
BIRMINGHAM
B1 1BB

Councillor Gareth Moore
Tel: 07557 287435
Gareth.Moore@birmingham.gov.uk

Councillor Robert Alden
Tel: 0121 303 2130
Robert.Alden@birmingham.gov.uk

Councillor Bob Beauchamp
Tel: 0121 325 1859
Bob.Beauchamp@birmingham.gov.uk

Review Submitted for The Acorn Pub

Dear Resident

You may be aware that the Police have submitted a licence review for The Acorn having built up a substantial file on the criminal activity and anti-social behaviour (ASB) that have been taking place at the premises over the last few years.

We will be making representations to the Licensing Department in support of the review and we will be seeking revocation of their premises licence. To assist us and the Police, it would be helpful if local residents could also make representations to the Council detailing some of their experiences, in line with the Licensing Objectives of **The Prevention of Crime & Disorder, Public Safety and the Prevention of Public Nuisance.**

The deadline for submissions is **Tuesday 12th July 2016** and a copy of the Review Notice is included on the reverse of this leaflet. The Licensing Department can be emailing at licensing@birmingham.gov.uk. The Council will hold a hearing in due course where the licence will then be reviewed.

Should you have any questions regarding the above or would like to raise another issue, please do not hesitate to contact us.

Yours sincerely

Gareth

Cllr Gareth Moore

Robert

Cllr Robert Alden

Bob

Cllr Bob Beauchamp

Erdington Ward Councillors working for YOU all year round

10

BIRMINGHAM CITY COUNCIL
Review of Premises Licence
The Acorn, High Street, Erdington,
Birmingham, B23 6SJ

A notice for review of the premises licence has been made in respect of: The Acorn, High Street, Erdington, Birmingham, B23 6SJ

Grounds for review relate to the following licensing objective(s):

The Prevention of Crime & Disorder, Public Safety and the Prevention of Public Nuisance.

Reasons: A review of the Premises Licence is being sought by The Chief Constable of West Midlands Police as a result of a catalogue of crime & disorder incidents having taken place at the premises over the past year, as detailed in the application, including disorder, fights, anti-social behaviour, intelligence informing police of drug dealing & stolen property from local shops being sold in the premises.

The application for review of the above premises may be inspected, by appointment, at the **Licensing Section, Ashted Lock, Building 1 – 3, Ground Floor, Birmingham Science Park Aston, Dartmouth Middleway, Aston, Birmingham B7 4AZ.** The **Licensing Register** can be viewed at: **www.birmingham.gov.uk/licensing**

Any representations by other persons or responsible authorities regarding the review must be made in writing between the following dates:

15 June 2016 to 12 July 2016

It is an offence, liable on summary conviction to a fine up to Level 5 (£5000) on the standard scale to knowingly or recklessly make a false statement in connection with the application.