

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE A

MONDAY, 08 JULY 2019 AT 09:30 HOURS
IN ELLEN PINSENT ROOM, COUNCIL HOUSE, VICTORIA
SQUARE, BIRMINGHAM, B1 1BB

Please note a short break will be taken approximately 90 minutes from the start of the meeting and a 30 minute break will be taken at 1300 hours.

A G E N D A

1 NOTICE OF RECORDING

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

2 DECLARATIONS OF INTERESTS

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

3 APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

3 - 24

4 LICENSING ACT 2003 PREMISES LICENCE – SUMMARY REVIEW **BAMBU, 1ST FLOOR KOTWALL HOUSE, WROTTESLEY STREET,** **BIRMINGHAM, B5 4RT**

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

5 OTHER URGENT BUSINESS

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

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee A
Report of:	Assistant Director of Regulation and Enforcement
Date of Meeting:	Monday 8th July 2019
Subject:	Licensing Act 2003 Premises Licence – Summary Review
Premises:	Bambu, 1st Floor Kotwall House, Wrottesley Street, Birmingham, B5 4RT
Ward affected:	Bordesley & Highgate
Contact Officer:	David Kennedy, Principal Licensing Officer, 0121 303 9896 licensing@birmingham.gov.uk

1. Purpose of report:

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

2. Recommendation:

To consider the review and to determine this matter.

3. Brief Summary of Report:

An application under Section 53A of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006) was received on 12th June 2019 in respect of Bambu, 1st Floor Kotwall House, Wrottesley Street, Birmingham, B5 4RT.

4. Compliance Issues:

4.1 Consistency with relevant Council Policies, Plans or Strategies:

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

5. Relevant background/chronology of key events:

On 12th June 2019 Superintendent Tambling, on behalf of West Midlands Police, applied for a review, under Section 53A of the Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006), of the Premises Licence granted to China Town Leisure Limited in respect of Bambu, 1st Floor Kotwall House, Wrotesley Street, Birmingham, B5 4RT.

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

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

Licensing Sub-Committee B met on 14th June 2019 to consider whether to take any interim steps and resolved that the Premises Licence be suspended pending a review of the Licence and that the DPS be removed. A copy of the decision is attached at Appendix 2.

The Premises Licence Holder was notified of the interim steps taken by the Licensing Authority and subsequently made a representation at 16:21hrs on 19th June 2019. See Appendix 3.

As a result of this representation the Licensing Sub-Committee met on 21st June 2019 and having heard from representatives of the licence holder and West Midlands Police resolved that the suspension be lifted and the current DPS be replaced.

A copy of the decision is attached at Appendix 4.

On 18th June 2019, an application was submitted to the Licensing Section to vary the Designated Premises Supervisor from Jasdeep Kaul to Callum Davis.

The review application was advertised, by the Licensing Authority in accordance with the regulations; the closing date for responsible authorities and other persons ended on the 27th June 2019.

A copy of the current Premises Licence is attached at Appendix 5.

Site location plans at Appendix 6.

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

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

6. List of background documents:

Review Application and Certificate from West Midlands Police, Appendix 1
Sub-Committee Interim Steps Meeting decision of 14th June 2019 , Appendix 2
Representations back against Interim Steps decision of 14th June 2019, Appendix 3
Sub-Committee Interim Steps Meeting decision of 21st June 2019, Appendix 4
Current Premises Licence, Appendix 5
Site location plans, Appendix 6

7. Options available:

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

In addition the Sub Committee will need to decide what action, if any, should be taken regarding the interim step imposed on the 21st June 2019, which modified the conditions of licence and policies under which the premises would operate for 3 in house events on the 22nd June 2019, 29th June 2019 and 6th July 2019.

BCC	
REGULATION & ENFORCEMENT	
LICENSING SECTION	
DATE RECEIVED	
17 JUL 2019	
REF NO.	BN
INITIALS	RECEIVED @ 3.11PM



PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I – Superintendent Tambiling

(On behalf of) the chief officer of Police for the West Midlands Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003

1. Premises details - **Bambu**
 - Postal address of premises, (or if none or not known, ordinance survey map reference or description) - **1st Floor Kotwall House, Wrotesley Street, China Town**
 - Post Town - **Birmingham**
 - Post Code (if known) - **B5 4RT**
2. Premises Licence details -
 - Name of premise licence holder (if known): **China Town Leisure Limited**
 - Number of premise licence (if known): **447**
3. Certificate under section 53A (1)(B) of the Licensing Act 2003 (Please read guidance note 1)
 - I confirm that this is a certificate has been given by a senior member of the police force for the police area above that in his/her opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm) ☒
4. Details of association of the above premises with serious crime, serious disorder or both:
(Please read guidance note 2)
 - On Monday the 10th June 2019 at 04:07hrs West Midlands Police received an emergency call from Ambulance control requesting assistance to a cardiac arrest at Bambu Nightclub.

- Officers arrived at the scene, they climbed the stairs to the first floor venue and observed dealer bags containing white powder believed to be cocaine.
- Once inside the venue main room, officers found paramedics carrying out medical treatment on a male lay on the floor. Information was that the paramedics had found the male lay on a sofa, then placed him on the floor to carryout treatment. Ambulance crew were seen to supply air through a bag whilst completing CPR, officers also assisted with CPR whilst 4 lots of adrenalin were given to the male. It was sometime later a senior paramedic declared the male deceased.
- Whilst the medical treatment was being carried out officers could see a bag of white powder close to the deceased male, they also found a further number of bags of white powder within the scene and white powder signifying drug use on the tables close by. This was all captured of the officer's body worn cameras.
- Licensing Officers have attended on the same day at 10:00 and met with investigating officers from the Force CID. Here CID Officers liaised with the duty manager who was assisting with CCTV. Licensing Officer spoke with the DPS, Mr Jasdeep Kaul who stated that he had been at the venue since 2300hrs the previous evening and that he had not seen anything un-toward or any illegal drug taking throughout the night.
- Whilst at the scene, Licensing Officers also observed evidence of drug use. There was a further bag of white powder behind the main door on the first floor. Officers have then searched through a large bin; this bin was next to the main entrance inside the venue. It was in a public area so could be accessed by anyone (staff and customers). Inside the bin officers found several empty dealer bags of what is believed to have contained cocaine. Other bins contained a nitrous oxide capsule (in the men's toilet bin), used balloons (believed used with the nitrous oxide) and an empty box which had contained 22 nitrous oxide capsules.
- Licensing officers attended the venue only 5 hours after the incident, and having spoken to the DPS, who claims he had no knowledge of the drug taking inside the venue. The evidence found, suggests that Class A drugs were being openly used in areas of the premises which would have been in full view of staff.
- West Midlands Police have viewed some CCTV footage. Police Licensing believe that there is a lack of control by the DPS, management and door supervisors to the drug abuse that was taking place. There appears to be a disregard of the public safety and prevention of crime and disorder licensing objectives. The CCTV also shows staff clearing the venue whilst Police Officers and Paramedics spend in excess of 30 minutes trying to save the man's life.
- The widespread evidence of drug use in the venue suggests that drug dealing has been taking place in the venue which would meet the criteria of serious crime as defined by section 81 of the Regulation of Investigatory Powers Act 2000.
- West Midlands Police Licensing has no confidence in any of the staff or policies they currently have in place to promote the licensing objectives. We request that this licence is suspended pending a full review.

Signature of applicant -

Date - Wednesday 12 June 2019.

Rank/Capacity - A/Superintendent, Birmingham West NPU.

Contact details for matters concerning this application - PC 1978 Walker

Address - Birmingham Licensing Police Team, Lloyd House.

Notes for guidance -

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.
 - Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:
conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.
 - Serious Disorder is not defined in legislation, and so bears its ordinary English meaning.
2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder or both.

West Midlands Police

CERTIFICATE UNDER SECTION 53A (1)(B) OF THE LICENSING ACT 2003

I hereby certify that in my opinion the premises described below are associated with serious crime.

Premises: Bambu

Premise Licence Number: 447

Premise Licence Holder: China Town Leisure Limited

Designated Premise Supervisor: Mr Jasdeep Kaul

I am a Superintendent in West Midlands Police.

- I am giving this certificate because I am in the opinion that the procedures under the Licensing Act are inappropriate in this case because the standard review procedures are thought to be inappropriate due to the seriousness of the crime, and the serious management failings of the premises concerned.
- The severity of the issues and the risk to the public (which in this case is the dealing of Class A Drugs) are significant for me to use this power. I have considered the use of the normal review procedure but I do not feel this would be appropriate in these circumstances due to the above reasons, and the fact that to maintain the licensing objective of preventing crime and disorder and public safety the normal review procedure would not be sufficient.
- The severity of the incidents is a matter that needs to be brought to the attention of the Licensing Committee immediately.
- The concern of West Midlands Police is that if immediate steps are not taken to consider the running of these premises they will continue to be used in the manner in which they were discovered in the early hours of Monday the 10th June 2019.
- I am conscious of the guidance contained with Section 182 of the licensing act 2003 and given the emphasis that is given to use of this power to tackle serious crime and disorder, my feelings that this process is deemed appropriate are further enforced.

Signed

A/SUPT 4595 TAMBLING.



BIRMINGHAM CITY COUNCIL

LICENSING SUB COMMITTEE - B

FRIDAY 14 JUNE 2019

**BAMBU 1st FLOOR, KOTWALL HOUSE, WROTTESLEY STREET, BIRMINGHAM,
B5 4RT**

The Sub Committee would like to express their condolences to the friends and family of the deceased.

That having considered the application made and certificate issued by West Midlands Police under Section 53A of the Licensing Act 2003 for an expedited review of the premises licence held by China Town Leisure Limited in respect of Bambu 1st Floor, Kotwall House, Wrotesley Street, Birmingham, B5 4RT this Sub-Committee determines:

- That the licence be suspended pending a review of the licence, such a review to be held within 28 days of receiving the Chief Officer of Police's application,
- That Jasdeep Kaul is removed as the Designated Premises Supervisor.

The sub committee heard representations from West Midlands Police and the legal representative for the licence holder in connection with the application and certificate submitted by Supt. Tambling.

Members were particularly concerned by the West Midlands Police's submissions regarding the excessive drug paraphernalia found, along with Nitrous Oxide canisters throughout the premises which suggested there was ample drug dealing and drug use which could not be at this stage, directly attributed to the death of the patron.

It was noted by the members, the West Midlands Police evidence was clear regarding the signage of drug dealing and drug use within the premises.

The legal representative for the premises explained how the staff at the venue had been deeply affected and traumatised by the death of a patron and did their best to cooperate with West Midlands Police during and after the sad event. The Sub Committee were informed that the Designated Premises Supervisor planned to step down from his role which he had held for 11 years without complaint or concern from West Midlands Police, with a view to being replaced by another member of the management team.

Members were also made aware of the on-going discussions between the two parties prior to the hearing, and of their proposal to have a further dialogue next week to explore and discuss what had happened to identify areas for improvement in order to

provide a fuller explanation of the circumstances surrounding the birthday parties held for the Vietnamese community at the premises.

Members were therefore requested to invoke a short term suspension with a view to enable both parties to have their proposed discussion and revert back to the Sub-Committee in the form of further representations against the interim step of suspension which they agreed with in principal.

The Sub-Committee also determined to remove the Designated Premises Supervisor in response to the comments made by his legal representative and considered that it was necessary and reasonable to impose these interim steps to address the immediate problems identified with the premises, in particular the likelihood of serious crime, and to promote the prevention of crime and disorder objective in the Act.

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

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

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

From: Carl Moore
Sent: 19 June 2019 16:21
To: David Kennedy; Licensing
Subject: Appeal Notice re Interim Steps against BAMBU NIGHTCLUB

Dear David,

Re: BAMBU NIGHTCLUB, 1st Floor, Kotwall House, Wrottesley Street, Birmingham, B5 4RT

Please take note that the premises license holder for Bambu Nightclub hereby makes representations against the interim steps imposed upon the license by the Licensing Authority on Friday 14th June 2019 in accordance with 53B(6) of the Licensing Act 2003.

Please, could you arrange a hearing to consider those representations within forty-eight hours accordingly.

The client has instructed myself and Sarah Clover, barrister from Kings Chambers to act as there legal representatives.

Many thanks

Carl

Carl Moore

C.N.A. Risk Management Ltd

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BIRMINGHAM CITY COUNCIL
LICENSING SUB COMMITTEE - B
FRIDAY 21 JUNE 2019

BAMBU 1st FLOOR, KOTWALL HOUSE, WROTTESLEY STREET, BIRMINGHAM,
B5 4RT

That, having considered the representations made on **by China Town Leisure Limited** in respect of **BAMBU 1st FLOOR, KOTWALL HOUSE, WROTTESLEY STREET, BIRMINGHAM, B5 4RT** in respect of the interim steps imposed on the 14 June 2019, this Sub-Committee hereby determines that the:

Suspension is lifted, and the removal of the current DPS is replaced with a new proposed DPS.

The Sub Committee heard representations from the barrister for the premises licence holder regarding the steps taken since the previous hearing to agree a set of conditions and policies with WMP.

Members were given a copy of the proposed measures agreed with WMP at this meeting, in connection with the next 3 in-house events scheduled to take place on the following dates: Saturday 22 June, and Saturday 29 June, and Saturday 6 July 2019.

Members noted the purpose of the conditions and policies was to enhance and improve the existing licence conditions and to serve as an emergency top up pending the full review hearing on 8 July.

Overall, the sub committee were quite impressed with how quickly the situation had improved and that both parties had reached a consensus. Members wished to commend the premises licence holder for enacting what was essentially promised by their representatives at the previous hearing.

Further, members were pleased to hear that WMP intended to visit the premises later today, and at tomorrow's in-house event to ensure the agreed conditions and policies are in place and effective.

The Sub- Committee is therefore satisfied that with the implementation of the agreed conditions and policies as an interim step pending the full review hearing, would enable the premises to operate in a safe and secure manner in accordance with the licensing objectives.

In reaching this decision, the Sub-Committee has given due consideration to the representations and submissions made by both parties, guidance issued by the

Home Office in relation to expedited and summary licence reviews, and the certificate including application issued by West Midlands Police for an expedited review.

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

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LICENSING ACT 2003PREMISES LICENCE

Premises Licence Number:

447 / 3

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description	
Bambu 1st Floor Kotwall House, Wrotesley Street China Town	
Post town:	Post Code:
Birmingham	B5 4RT
Telephone Number:	

Where the licence is time limited the dates
N/A

Licensable activities authorised by the licence	
E	Live music
F	Recorded music
G	Performances of dance
L	Late night refreshment
M3	Sale of alcohol by retail (both on & off the premises)

The times the licence authorises the carrying out of licensable activities			
Sunday – Thursday	10:00	-	04:00 M3
	10:00	-	04:30 E,F,G
	23:00	-	04:00 L
Friday – Saturday	10:00	-	06:00 M3
	10:00	-	08:00 E,F,G
	23:00	-	05:00 L
New Year's Day 24 hours			

The opening hours of the premises			
Sunday – Thursday	10:00	-	04:30
Friday – Saturday	10:00	-	08:00
New Year's Day 24 hours			

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 China Town Leisure Limited Kotwall House 1 Wrotesley Street	
Post town: Birmingham	Post Code: B5 4RT
Telephone Number: Not Specified	
Email N/A	

Registered number of holder for example company number or charity number (where applicable) 08091669
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Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Jasdeep Kaul	
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 5030	Issuing Authority BIRMINGHAM CITY COUNCIL

Dated 13/05/2014

Nicola Stansbie
Senior Licensing Officer
For Director of Regulation and Enforcement

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Annex 1 – Mandatory Conditions

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

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

The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises— (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to— (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise); (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective; (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective; (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner; (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

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

The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either— (a) a holographic mark, or (b) an ultraviolet feature.

The responsible person must ensure that— (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures— (i) beer or cider: ½ pint; (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and (iii) still wine in a glass: 125 ml; (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available."

(1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. 2) In this condition:— (a) "permitted price" is the price found by applying the formula $P = D + (D \times V)$, where— (i) P is the permitted price, (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol; (b) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979; (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence— (i) the holder of the premises licence, (ii) the designated premises supervisor (if any) in respect of such a licence, or (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence; (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994. (3) Where

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the permitted price would not be a whole number of pennies, the permitted price shall be taken to be the price rounded up to the nearest penny. (4) Where the permitted price on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax, the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

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

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Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

Conditions as stated below under the appropriate licensing objective.

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

The premises is to maintain door staff profiles for all door staff working at the premises and for any door staff that have worked on the premises in the last three months. The door staff profile will consist of identification for the member of staff;

- A copy of his/her SIA badge
- Passport or driving licence

If the proof of identification is anything other than the photo driving licence then the member of staff will need proof of address, which must be a copy of a utility bill dated within the last six months.

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

A CCTV system is to be installed at the premises to the specification agreed with the Licensing Department at Steelhouse Lane Police Station. CCTV is to be operational whilst the premises are open and be recording continually. If a hard drive system is used the recordings are to be kept for a minimum of 31 days. CCTV images to be made available to any responsible authority immediately on request.

If the premises use any new promoter for any event then for the first event the Designated Premises Supervisor will arrange to meet Steelhouse Lane Police Station Licensing Department at least 28 days before the first event with risk assessments for the event. The premises will not hold any new events without the agreement of Steelhouse Lane Licensing Department. Recommendations made to the Designated Premises Supervisor that satisfy the four licensing objectives will become conditions for that event on the premises licence. West Midlands Police to have a power of veto of any such event, if it's believed that any of the four licensing objectives may be compromised.

Venue to provide a standard operating risk assessment for each night of the week to include door staff numbers and deployment plan.

Venue also to provide risk assessment for all non standard events i.e. student nights.
Notice to be given as follows for certain types of events, in writing to Steelhouse Lane Police Station Licensing Department.

28 days notice required for all non standard events unless otherwise agreed with West Midlands Police.

14 days for a sporting event, student nights or student promotions.

7 days for non risk events.

Venue to implement a drugs policy and to supply Steelhouse Lane with a copy.

Venue to provide in writing a month in advance a list of all events to the Licensing Department at Steelhouse Lane Police Station.

The premises will not engage in any drinks promotion on a Friday/Saturday or Sunday night after 6pm i.e. 2-4-1, double up for less than double value, all inclusive and any other promotions which allow free drinks to be given away.

Venue to supply Standard Operating Risk Assessment for each night of the week that they are open to the Licensing Department at Steelhouse Lane Police Station.

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Venue to stop serving alcohol a minimum of 30 minutes before the venue closes.

West Midlands Police to have power of veto for any licensable activities after 4am.

Agreed capacity of venue to be clearly displayed in the foyer of the venue.

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

Sale of alcohol will cease a minimum of 30 minutes prior to the closure of premises.

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

No enforceable conditions identified from operating schedule.

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

The premises will adopt Challenge 25 policy for anyone appearing under 25 years of age.
Only 3 recognised forms of ID will be accepted.

Photo card driving licence
Passport
Pass card for over 18's

No person under 18 years will be allowed into the venue unless for a separate 'under 18' event with approval of West Midlands Police. All events for persons under the age of 18 are classed as high risk for purposes of notification. West Midlands police to have a veto over any such event (under 18 yrs).

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

Staff will be provided with training on appropriate behaviour to protect children from harm.

Children are not permitted to remain on the premises after 20:00 on Sunday to Thursday.

Children are not permitted to remain on the premises after 19:00 on Friday and Saturday.

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Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

N/A

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

N/A

3c) Committee conditions to promote public safety

N/A

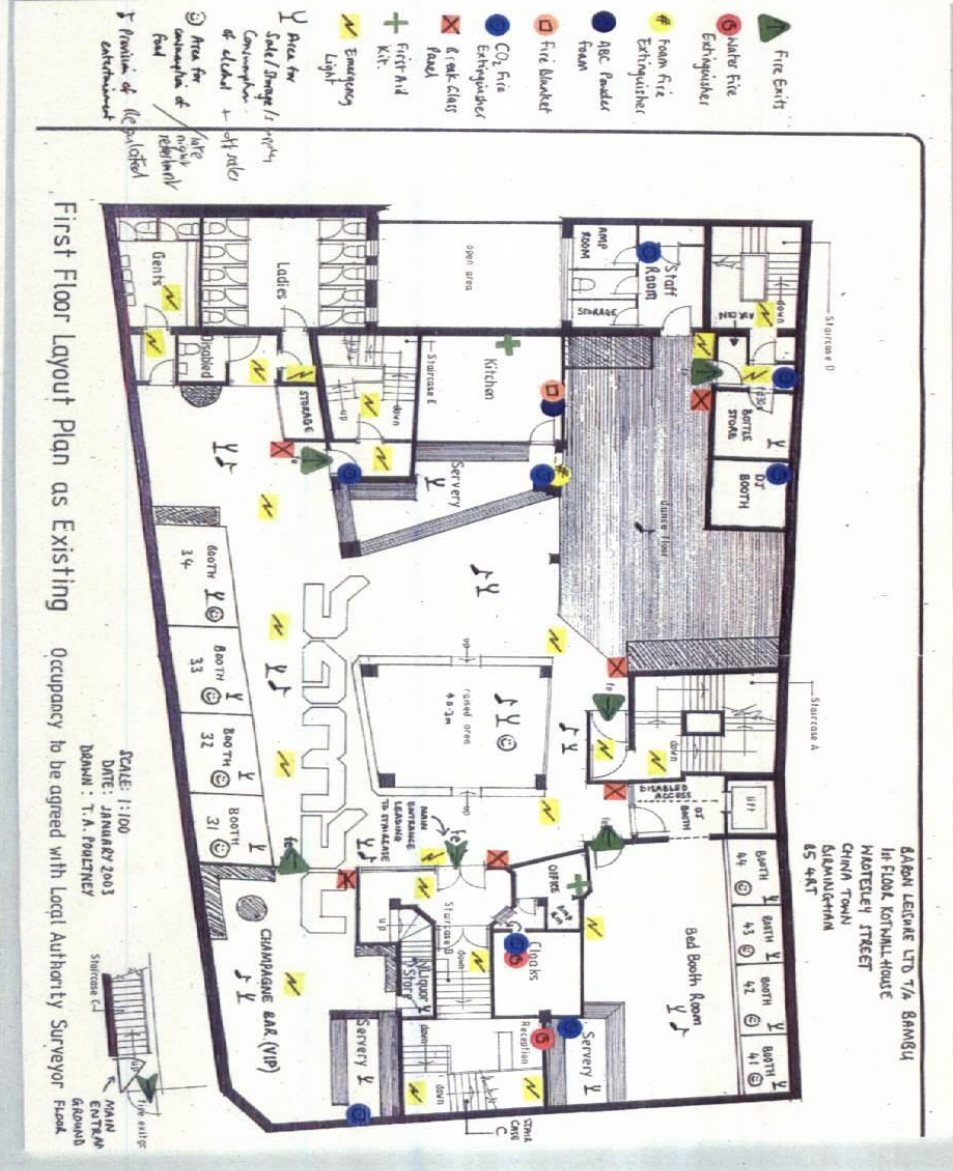
3d) Committee conditions to promote the prevention of public nuisance

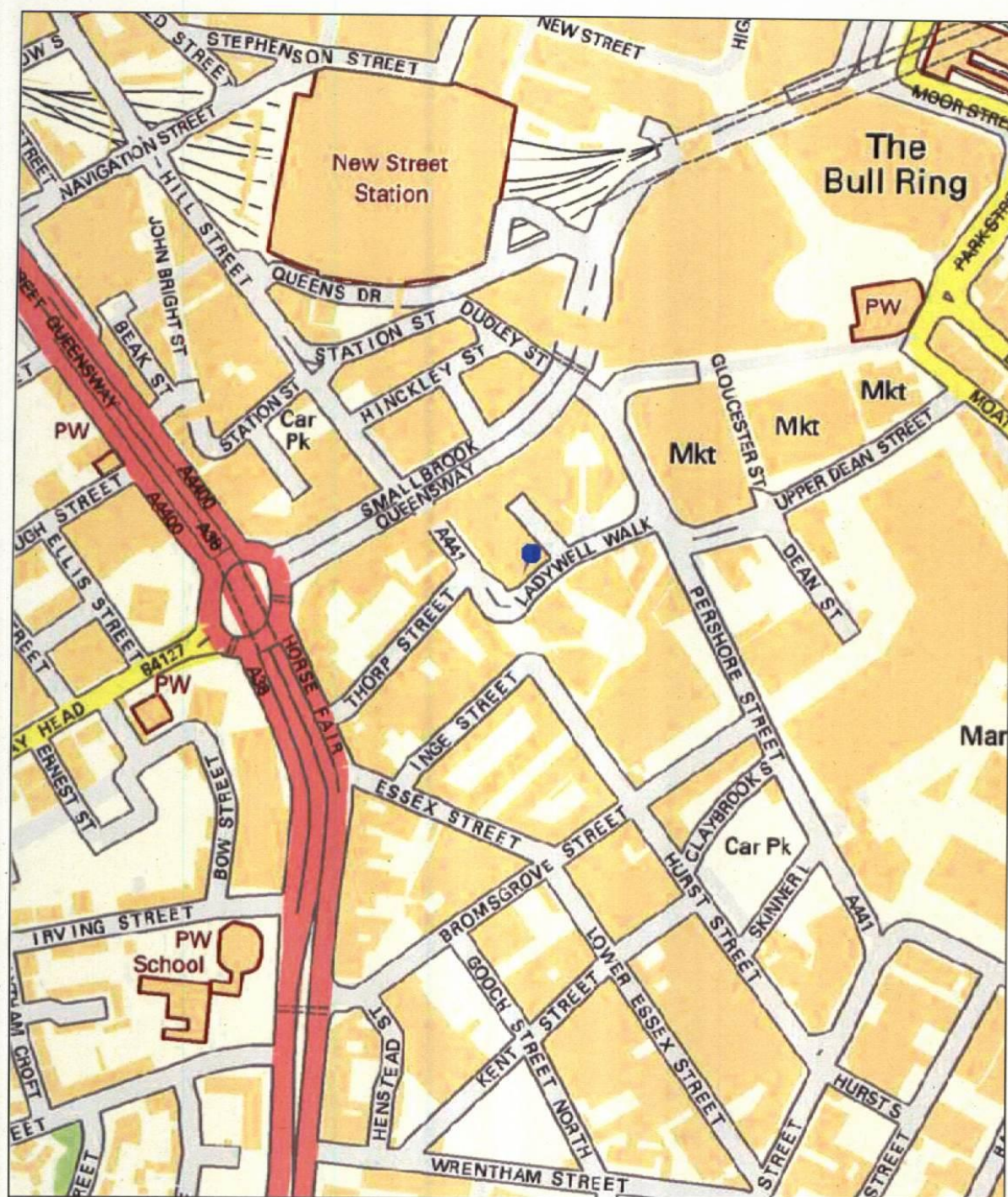
N/A

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

N/A

Annex 4 – Plans





Birmingham City Council

Map Created By:

Notes

Date of Map Creation: 11/06/2019

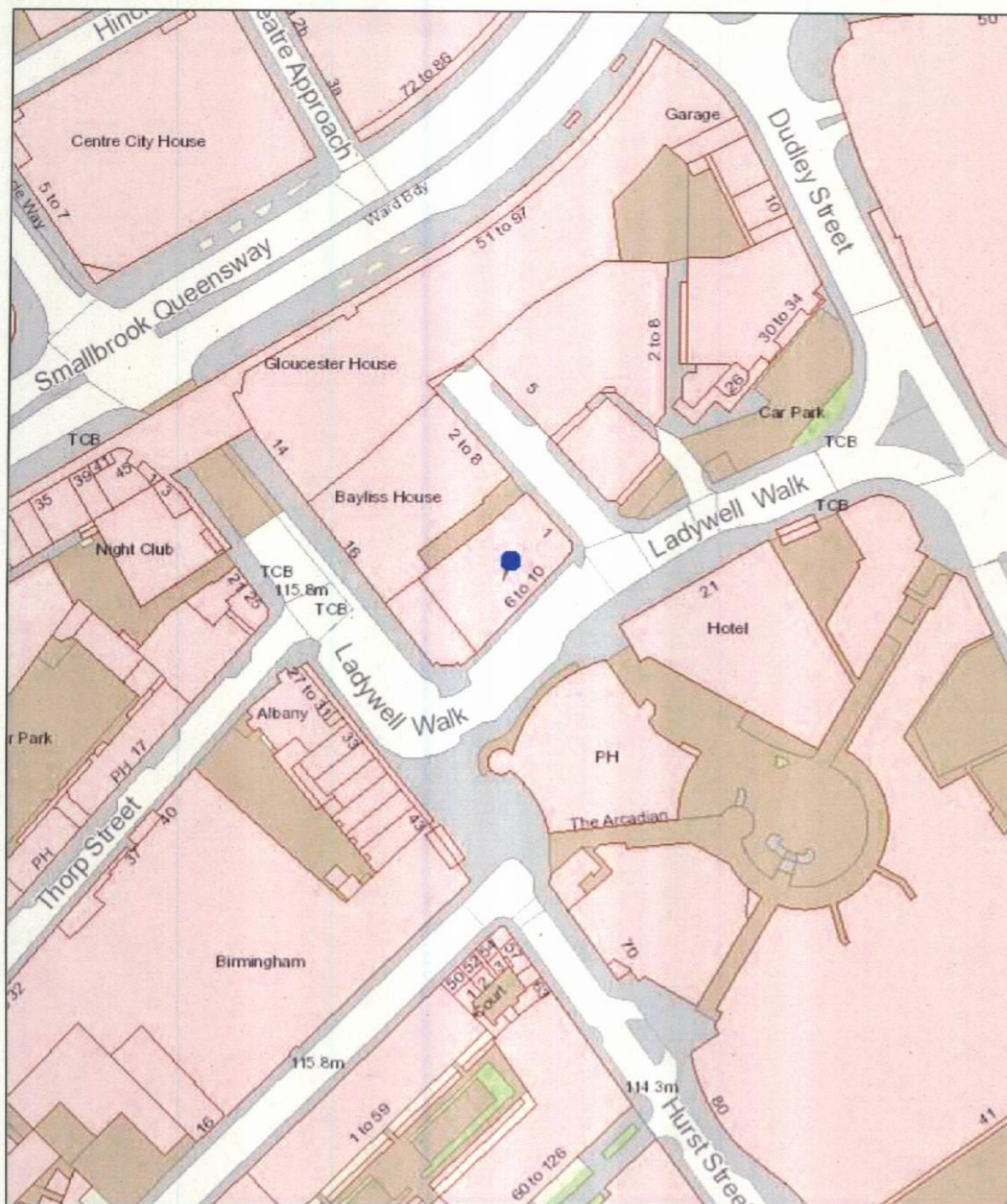


Scale:
1:4,000

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Birmingham City Council

Map Created By:

Notes

Date of Map Creation: 11/06/2019



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