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

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE C

WEDNESDAY, 11 JANUARY 2017 AT 09:30 HOURS
IN COMMITTEE ROOM 1, COUNCIL HOUSE, VICTORIA SQUARE,
BIRMINGHAM, B1 1BB

AGENDA

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 LICENSING ACT 2003 PREMISES LICENCE – GRANT ACORN, HIGH STREET, ERDINGTON, BIRMINGHAM, B23 6SJ

Report of the Acting Director of Regulation and Enforcement. N.B. Application scheduled to be heard at 09:30am on Wednesday 11 January 2017.

4 <u>LICENSING ACT 2003 PREMISES LICENCE – VARIATION SLUG & LETTUCE, 186 – 194 HIGH STREET, HARBORNE, BIRMINGHAM, B17</u> 9PP

Report of the Acting Director of Regulation and Enforcement. N.B. Application scheduled to be heard at 11:00am on Wednesday 11 January 2017.

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 C			
Report of:	Acting Director of Regulation &			
	Enforcement			
Date of Meeting:	Wednesday 11 th January 2017			
Subject:	Licensing Act 2003			
	Premises Licence – Grant			
Premises:	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 relevant representations that have been made in respect of an application for a Premises Licence which seeks to permit the Sale of Alcohol (for consumption both on and off the premises) to operate from 09:00am until 11:30pm (Monday to Sunday).

To permit the provision of Regulated Entertainment consisting of live music and recorded music, to operate indoors only, from 09:00am until 11:30pm (Monday to Sunday).

To permit the provision of Late Night Refreshment to operate from 11:00pm until 11:30pm (Monday to Sunday).

Premises to remain open to the public from 09:00am until 12:00midnight (Monday to Sunday).

2. Recommendation:

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

3. Brief Summary of Report:

An application for a Premises Licence was received on 11th November 2016 in respect of the Acorn, High Street, Erdington, Birmingham, B23 6SJ.

Representations have been received from West Midlands Police, as a responsible authority, and 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:

Star Pubs & Bars Limited applied on 11th November 2016 for the grant of a Premises Licence for the Acorn, High Street, Erdington, Birmingham, B23 6SJ.

A representation has been received from West Midlands Police, as a responsible authority, which is attached at Appendix 1.

Representations have been received from other persons, including the Edington Ward Councillors, which are attached at Appendices 2-4.

The application 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 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 – 4 Application Form, Appendix 5 Site Location Plans, Appendix 6

7. Options available

To Grant the licence in accordance with the application.

To Reject the application.

To Grant the licence subject to conditions modified to such an extent as considered appropriate.

Exclude from the licence any of the licensable activities to which the application relates.

Refuse to specify a person in the licence as the premises supervisor.

ENTONIOD PU

From:

BN Licensing

Sent:

22 November 2016 09:02

To:

Licensing Online; Pollution Team; PlanningandRegenerationEnquiries;

TradingStandards; firesafety.admin@wmfs.net; Birmingham Public Health;

Birmingham Public Health

Cc:

Jason Bonser, James Hill; Tim Woodward

Subject:

RE: Online Grant Application - The Acorn Ref: 394989

Licensing,

West Midlands Police formally make representation to the issue of a new licence to Star Pubs & Bars Ltd for the premises Acorn, High Street, Erdington B23 6SJ by Birmingham City Council.

West Midlands Police believe that if this licence is issued it would undermine the following licensing objectives -

- The prevention of crime and disorder The premises has had a long history of issues involving crime, disorder and antisocial behaviour. The premises have been subject to two licensing reviews in the past 6 years with the most recent review seeing the licensing committee revoke the licence.
- Public safety Over the past 6 years the two reviews were evidence by the amount of persons injured through drink related assaults and wounding's.

West Midlands Police believe that regardless who holds the licence or any changes in DPS at the location the issues will continue.

Regards

Deano

PC 1978 Deano Walker Licensing Officer **BN Local Federation Representative** Sutton Coldfield Police Station **Sutton Coldfield B74 2NR**

From: Councillor Gareth Moore
Sent: 10 December 2016 16:54

To: Licensing

Cc: Councillor Robert Alden; Councillor Bob Beauchamp

Subject: Objection to Licensing Application for The Acorn, High Street, Erdington

Dear Licensing

Myself and Cllrs Alden and Beauchamp wish to object to the new premises licence application that has been made for the Acorn.

The licence for the Acorn was considered by Licensing Sub-Committee C back in August following a review served by West Midlands Police on grounds of Crime & Disorder, Public Safety and Prevention of Public Nuisance. We along with local residents supported the Police with their Review due to ongoing problems that were being experienced at the premises and within the immediate vicinity. After considering all of that evidence, the Sub-Committee determined to revoke the licence.

We appreciate that this new application has been made by Star Pubs and Bars, who own the site but leased it to Sheldon Inns, who were responsible for the problems that were experienced. We have concerns that given the premises have been leased to a troublesome company already, that the same would occur and so the problems that have been experienced on the High Street would resume. The issues of public nuisance were primarily around noise, abusive language from customers, who would often be out the front of the premises drinking and smoking. This contributed to providing an unsavoury environment on the High Street, which would effect residents, shoppers and visitors.

This would especially be the case for it the Acorn was to re-open, it would immediately attract the exact same clientele who were responsible for much of the crime & disorder and public nuisance which both we and the Police receive complaints about, and was evidenced as the Sub-Committee hearing. Any re-opening of these premises will just allow the problems to continue.

However, should the Licensing Authority be minded to grant the application, it is important that proper management is put in place for the premises and efforts are undertaken to ensure that any premises operating at this site is very different to that of the Acorn.

We had the opportunity to meet with a representative of Star Pubs and Bars Ltd yesterday and made this clear to them. The utmost effort must be made to ensure any premises is a complete contract to the Acorn to avoid the same mistakes and issues occurring. As part of our discussions, it was suggested that the following would be needed as a minimum to ensure that this has the potential to be achieved:

- 1. The name of the premises be changed from the Acorn to something different, with a preference for a local name that would have meaning for Erdington.
- 2. That a refurbishment takes place of the premises to held make it look visually and aesthetically different to the Acorn

1

- 3. That some form of food provision be provided, in keeping with other pubs in the local areas such as Wetherspoons.
- 4. Only ambient background music is to be used at the premises, with the except of Fridays and Saturdays where entertainment may be provided. Any entertainment provided would need to be approved by the Police as this contributed to attracting a troublesome clientele.
- 5. Engagement takes place with local residents, with a contact for them to approach should there be any issues from the premises.

The above five proposals would go some way in making the new premises very different to the Acorn and attract a better clientele that would previously went to the premises.

Regardless of the above, we still wish to object to the above premises application that has been made and request to speak before the Licensing Sub-Committee in due course.

Cheers

Gareth

COUNCILLOR GARETH MOORE

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

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

Appendix 3

From:

Sent: 07 December 2016 22:30

To: Licensing; Councillor Robert Alden; Councillor Gareth Moore

Subject: THE ACORN, HIGH STREET ERDINGTON

Sir,

On 26 August 2016 I attended a hearing at the Council House regarding The Acorn Public House in Erdington High Street and, as a resident who lives in a nearby side street, spoke strongly in support of the revocation of the license, as proposed by West Midlands Police and fully supported by local Councillors Gareth Moore, Robert Alden and Bob Beauchamp. In spite of the Council's decision to revoke the licence following damning Police evidence that showed management incompetence at a high level which, apart from allowing the running of a disorderly house, condoned the licensee giving false evidence to the Police and destruction of potential evidence in connection with criminal activity, the Premises License Holder lodged an appeal with the Magistrates Court which is to be heard at a date sometime in February 2017.

I have since learned that the Company which owns the Acorn has made a new license application separate to the current appeal by the Premises License Holder. In effect this means that the same people hope to continue trading in the same place, except under another name, with the same customers, thus perpetuating the same serious anti-social problems which will continue to adversely affect the residents, shoppers and traders of Erdington.

The Acorn is situated halfway up the High Street close to Iceland, one of the main food supermarkets in Erdington and next to the Drop-in Health Centre, both of which attract a large number of customers. Shoppers from the number 11 bus route walk up the length of the High Street, as do school children. The premises is a blight on the High Street with its foul mouthed customers blocking the pavement, arguing, smoking, dropping cigarette packets and nub ends and, on occasion, drinking alcohol. I'm not the only woman who finds their presence intimidating and prefers to cross the road to circumnavigate the Acorn frontage, despite the fact that I live round the corner nearby!

In May 2013 the Hairy Lemon licensed premises, also on the High Street, had its license withdrawn because of serious public disorder, criminal activity and anti-social behaviour. I attended the Hearing and spoke in support of the revocation. I also made the comment at the time to the Police Licensing Officer that the clientele and the problems would migrate down the High Street to the Acorn and inevitably this has proved to be the case. Erdington has enough anti-social problems without allowing such an infamous trouble spot to continue. The area is struggling to achieve urban regeneration and the continuation of this licensed premises is detrimental to the safety and confidence of the public, the commercial interests of local traders, and future investment in the High Street.

I urge you to refuse the application for a new license for the premises of the Acorn, High Street, Erdington in the interests of the prevention of crime and disorder, anti-social behaviour and public safety.

1

ENTORED

From:

Sent:

08 December 2016 17:40

To: Subject: Licensing
Oppose license

Dear Sir

We wish to oppose the appeal for the new licensing application for the Acorn Public House, Erdington High Street for the following reasons.

We have to walk past this pub on almost a daily basis, this is usually an unpleasant experience and frequently quite intimidating. More often than not, the jukebox can be heard from our house. We know the music has come from the pub as we've walked up the road to investigate where the noise is coming from!

The entrance and pavement outside are usually littered with drunken patrons, the doormen seem reluctant to get involved. This is intimidating for passing shoppers and anyone wishing to use the walk in centre. The pavement is frequently spattered with blood.

Little children should NOT be stood on the doorstep of the pub witnessing their parents getting drunk and becoming more and more rowdy as the afternoon wears on.

We have witnessed at least two violent incidents one of which was heavily publicised on social media, not a great advert for Erdington High Street.

The Acorn pub like the Hairy Lemon before it has become a blot on Erdington High Street.

Yours faithfully

99646 - 9/12/16

Application for a premises licence to be granted 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.

IME Star Pubs & Bars Limited

(Insert name(s) of applicant)

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

Part 1 - Premises Details

Postal Acorn High S Erding	Street	ess of premises or, if none, o	ordnance surv	ey map reference or description
Post 1	lown	Birmingham	Postcode	B23 6SJ
Teleph	one nu	umber at premises		
Non-d	omestic	crateable value of premises	£28,000.00	16
	• • •	icant Details whether you are applying for a	•	nce as e tick ves
a)	an inc	fividual or individuals		please complete section (A)
b)	a pers	son other than an individual		please complete section (B)
	i.	as a limited company	\boxtimes	please complete section (B)
	ii.	as a partnership		please complete section (B)
	iii.	as an unincorporated associ	ation or 🔲	please complete section (B)
	iv.	other		
	(for ex	kample a statutory corporation		please complete section (B)
c)	a reco	ognised club		please complete section (B)
d)	a cha	rity		please complete section (B)
e)	the pr	oprietor of an educational		
	establ	lishment		please complete section (B)

-3	a health service body		please complete	section (B)
g)	а person who is registered unde	r part 2 of		
	the Care Standards Act 2000 (c	14) in		
	respect of an independent hospi	tal in Wales 🗌	please complete	section (B)
ga)	a person who is registered unde	r Chapter		
	2 of Part 1 of the Health & Socia	l Care Act		
	2008 (within the meaning of that	Part) in an		
	independent hospital in England		Please complete	section (B)
h)	the chief officer of police of a pol	lice force		
	in England and Wales		Please complete	section (B)
if you	are applying as a person describe			
•	I am carrying on or proposing to		ess which involves t	he use of the
	premises for licensable activities	or		\boxtimes
•	I am making the application purs	suant to a		
	 Statutory function or 			
	 A function discharged by 	virtue of Her Maj	esty's prerogative	
(A) IN	IDIVIDUAL APPLICANTS (fill in a	s applicable)		
(A) IN	IDIVIDUAL APPLICANTS (fill in a	s applicable)	Other Title (for	
(A) IN	DIVIDUAL APPLICANTS (fill in a	s applicable) Ms	Other Title (for	
Mr	☐ Mrs ☐ Miss ☐	Ms 🗌	Other Title (for example, Rev)	
	☐ Mrs ☐ Miss ☐		1'	
Mr Surn	☐ Mrs ☐ Miss ☐	Ms 🗌	example, Rev)	
Mr Surn	☐ Mrs ☐ Miss ☐	Ms 🗌	example, Rev)	e tick yes
Mr Surna I am	☐ Mrs ☐ Miss ☐ ame 18 years old or over	Ms First names	example, Rev)	e tick yes
Mr Surna I am Curre	Mrs Miss 18 years old or over	Ms First names	example, Rev)	e tick yes
Mr Surna I am Curre differ	Mrs Miss 18 years old or over ent postal address if rent from premises	Ms First names	example, Rev)	e tick yes
Mr Surna I am Curre	Mrs Miss 18 years old or over ent postal address if rent from premises	Ms First names	example, Rev)	e tick yes
Mr Surna I am Curre differ addre	Mrs Miss 18 years old or over ent postal address if rent from premises	Ms First names	example, Rev)	e tick yes
Mr Surn. I am Curre differ addre	Mrs Miss 18 years old or over ent postal address if rent from premises	Ms First names	example, Rev)	e tick yes
Mr Surn. I am Curre differ addre Post Dayti	Mrs Miss 18 years old or over ent postal address if rent from premises ess	Ms First names	example, Rev)	e tick yes

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr 🗆	Mrs		Miss		Ms		Other Title (for example, Rev)	
Surname					First na	mes		
I am 18 years	old or	over	 				Pleas	e tick yes
Current posta different from address								
Post Town					Postcod	9		
Daytime conta	ct tel	phone	numb	er				
E-mall address (optional)								
please give an	y regi	stered	numbe	er. In	the case	of a p	cant in full. Where artnership or othe nd address of eac	er joint ventur
Star Pubs & Ba		ited						
3 – 4 Boardway Edinburgh EH12 9JZ	Park							
Registered num SC250925	nber (v	vhere a	pplicab	le)				
Description of a etc.) Company	ipplica	nt (for	example	e, par	rtnership,	compa	ny, unincorporated	association
Telephone num	ber (if	any)			<u> </u>			
E-mail address	(optio	nal)		· ·				

Part 3 Operating Schedule	
When do you want the premises licence to start?	Day Month Year 1 0 1 2 2 0 1 6
If you wish the licence to be valid only for a limited period, when do you want it to end?	Day Month Year
Please give a general description of the premises (please read guida	ance note1)
These premises operate as a public house in Erdington, Birmingham	·
If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.	
What licensable activities do you intend to carry on from the premise	s?
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedu Licensing Act 2003)	ules 1 and 2 to the
Provision of regulated entertainment	
	Please tick yes
a) plays (if ticking yes, fill in box A)	
b) films (if ticking yes, fill in box B)	
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	
e) live music (if ticking yes, fill in box E)	Ø
f) recorded music (if ticking yes, fill in box F)	\boxtimes
g) performances of dance (if ticking yes, fill in box G)	
h) anything of a similar description to that falling within (e), (f) or (g)	
(if ticking yes, fill in box H)	
Provision of late night refreshment (if ticking yes, fill in box L)	\boxtimes
Supply of alcohol (if ticking yes, fill in box M)	\boxtimes

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)		read	Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance	Indoors Outdoors				
Day	Start	Finish	- note 2)	Both				
Mon			Please give further details her	e (please read guidan	ce note			
Tue			 					
Wed			State any seasonal variations for performing plays (pleas read guidance note 4)					
Thur			- 					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)					
Sat								
Sun			- 					

В

Films Standard days and timings (please read guidance note 6)		ead	Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors Outdoors		
Day			note 2)	Both		
Mon	on Please give fur 3)		Please give further details here 3)	g (please read guidan	ce note	
Tue						
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)			
Thur						
Fri			Non standard timings. Where premises for the exhibition of those listed in the column on the column of the column	films at different tim	es to	
Sat		***************************************	those listed in the column on the left, please list (p read guidance note 5)			
Sun						

Stand	or sporting lard days a ls (please r nce note 6)	nd ead	Please give further details (please read guidance note 3)
Day Start Finish			
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please
Fri			read guidance note 5)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and		_	Will the boxing or wrestling entertainment take place	Indoors		
Standard days and timings (please read guidance note 6)		read	indoors or outdoors or both - please tick (please read guidance note 2)	Outdoors		
Day				Both		
Mon			Please give further details here (please read guidance note 3)			
Tue			- -			
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Thur			- 			
Fri			Non standard timings. Where premises for boxing or wrestli different times to those listed	ing entertainment a	<u>it</u>	
Sat			please list (please read guidance		***************************************	
Sun			- 			

Stand	Standard days and timings (please read guidance note 6) Day Start Finish		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance	Indoors		
Day			note 2)	Both		
Mon	09:00	23:30	Please give further details here (please read guidance not 3)			
Tue	09:00	23:30				
Wed	09:00	23:30	State any seasonal variations for the performance of live music (please read guidance note 4)			
Thur	09:00	23:30				
Fri	09:00	23:30	Non standard timings. Where premises for the performance	of live music at diffe	erent	
Sat	09:00	23:30	times to those listed in the column on the left, please list (please read guidance note 5)			
Sun	09:00	23:30				

F

Recorded music Standard days and timings (please read		ind read	Will the playing of recorded music take place indoors or outdoors or both - please tick (please read guidance	Indoors		
Day	guidance note 6) Day Start Finish		note 2)	Both		
Mon	09:00	23:30	Please give further details here (please read guidance note 3) State any seasonal variations for the playing of recorded music (please read guidance note 4)			
Tue	09:00	23:30				
Wed	09:00	23:30				
Thur	09:00	23:30				
Fri	09:00	23:30	Non standard timings. Where premises for the playing of rec	orded music at diffe	rent	
Sat	09:00	23:30	times to those listed in the column on the left, please lis (please read guidance note 5)			
Sun	09:00	23:30				

Performances of dance Standard days and timings (please read guidance note 6)		nd	Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors Outdoors				
Day	Start	Finish	note 2)	Both				
Mon			Please give further details here 3)	g (please read guida	nce note			
Tue			- 					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)					
Thur			,					
Fri			Non standard timings. Where premises for the performance to those listed in the column o	of dance at differen	nt times			
Sat			to those listed in the column on the left, please list (plearead guidance note 5)					
Sun								

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read			Please give a description of the will be providing	<u>ie type of entertain</u>	ment you
_	nce note 6)			· ·	, -
Day	Start	Finish	Will this entertainment take	Indoors	
Mon			place indoors or outdoors or both – please tick (please	Outdoors	
			read guidance note 2)	Both	
Tue			Please give further details here 3)	e (please read guida	nce note
Wed					
Thur			State any seasonal variations similar description to that falls (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read		
Sun			guidance note 5)		

Late night refreshment Standard days and timings (please read		and	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read	Indoors 🖂	
guida	nce note 6	<u>)</u>	quidance note 2)	Outdoors	
Day	Start	Finish		Both	□
Mon	23:00	23:30	Please give further details her 3)	e (please read guid	ance note
Tue	23:00	23:30	- -		
Wed	23:00	23:30	State any seasonal variations night refreshment (please read		of late
Thur	23:00	23:30	-		
Fri	23:00	23:30	Non standard timings. Where premises for the provision of I different times, to those listed	ate night refreshm	ent at
Sat	23:00	23:30	please list (please read guidance		the left,
Sun	23:00	23:30	-\ - - -		

Supply of alcohol			Will the supply of alcohol be for consumption (Please tick	On the premises	
Standard days and timings (please read guidance note 6)		read	box) (please read guidance note 7)	Off the premises	
Day	Start	Finish]	Both	×
Mon	09:00	23:30	State any seasonal variations (please read guidance note 4)	for the supply of al	<u>cohol</u>
Tue	09:00	23:30			
Wed	09:00	23:30			
Thur	09:00	23:30	Non standard timings. Where premises for the supply of alc	ohol at different tim	es to
Fri	09:00	23:30	those listed in the column on (read guidance note 5)	ine ieri, piease list (please
Sat	09:00	23:30			
Sun	09:00	23:30			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name	
Address	
Personal Licence number (if known)	\neg
Issuing licensing authority (if known)	

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8) NONE

L

•		State any seasonal variations (please read guidance note 4)
ıs (please	read	
Start	Finish	
09:00	24:00	
09:00	24:00	
09:00	24:00	Non standard timings. Where you intend the premises to
09:00	24:00	be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
09:00	24:00	- - -
09:00	24:00	
09:00	24:00	
	to the purard days as (please note 6 Start 09:00 09:00 09:00 09:00 09:00	09:00 24:00 09:00 24:00 09:00 24:00 09:00 24:00 09:00 24:00

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

a) General - all four licensing objectives (b,c,d,e) (please read guidance note 9)

This application may be amended during the application period to reflect any agreements that may be reached with the responsible authorities and interested parties.

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

b) The prevention of crime and disorder

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. The Challenge 21 Policy is to be displayed at all times.

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 made available to the responsible authorities immediately upon request.

The Licence Holder or DPS will play an active part in the local pub watch scheme and work closely with other members in the watch and be represented at all prearranged meetings.

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 digitally 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.

All door staff shall be SIA trained. They will be in place from 19:00 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 florescent 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.

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.

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

c) Public safety

All emergency lighting will be checked on a monthly basis.

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

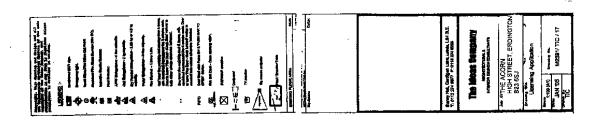
d) The prevention of public nuisance

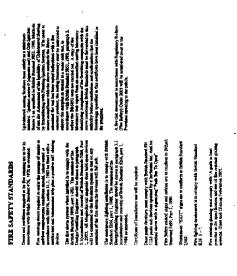
When entertainment is provided all doors and windows, save for exits, are to be kept closed. Prominent signs are to be displayed requesting customers vacate the premises quietly and have regard for local residents.

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.

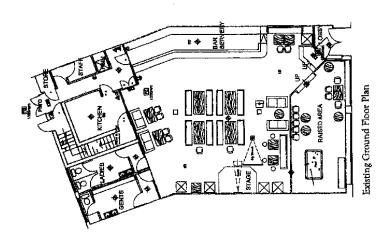
e) The protection of children from harm No one under the age of sixteen is to be allowed on the premises after 21:00.						

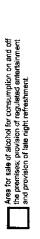
	Please tick yes							
	le or enclosed payment of the fee							
1 have sent copies of this application and the plan to responsible authorities and others where applicable								
I have enclosed the consent form completed by the individual I wish to be premises								
supervisor, if applicable								
 I understa 	understand that I must now advertise my application							
 I understa 	nd that if I do not comply with the above requirements my application will							
be rejecte	i 🗵							
STANDARD SCA	E, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE LE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A ENT IN OR IN CONNECTION WITH THIS APPLICATION							
Part 4 - Signatur	es (please read guidance note 10)							
Signature of ap guidance note 11	plicant or applicant's solicitor or other duly authorised agent (See . If signing on behalf of the applicant please state in what capacity.							
Signature	•							
Date	$\Pi \circ \Pi \circ I$							
Capacity	Solicitor							
For joint applica authorised agen please state in v	tions signature of 2 nd applicant or 2 nd applicant's solicitor or other t. (please read guidance note 12). If signing on behalf of the applicant that capacity.							
Signature								
Date								
Capacity								
Contact name (associated with the	where not previously given) and postal address for correspondence his application (please read guidance note 13)							
Karen Cochrane								
Flint Bishop LLP								
St Michael's Cou								
St Michael's Land Derby DE1 3HQ	ł							
Delby DET SHU								
Telephone numb	er (if any)							
If you would pre	fer us to correspond with you by e-mail your e-mail address							
(optional)								



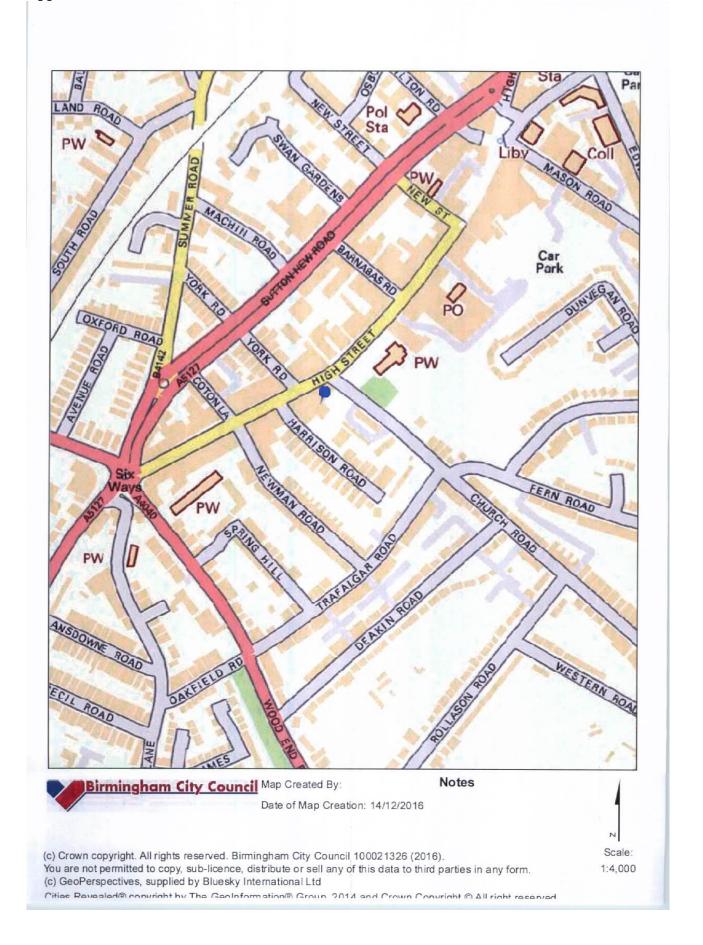




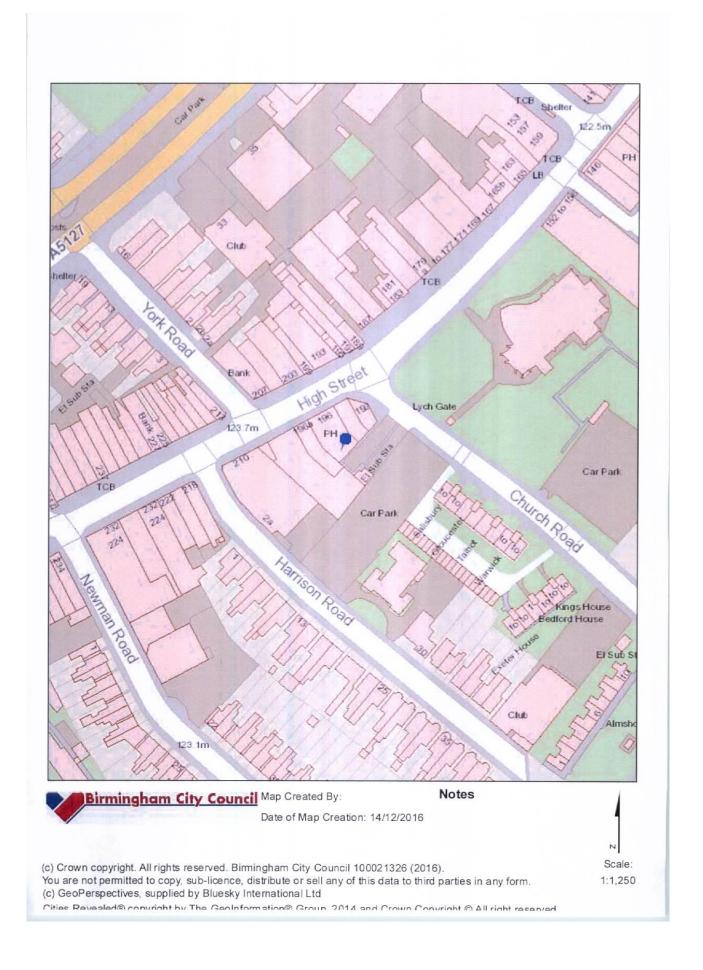




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Page 30 of 62

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee C
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Wednesday 11 th January 2017
Subject:	Licensing Act 2003 Premises Licence — Variation
Premises:	Slug & Lettuce, 186 – 194 High Street, Harborne, Birmingham, B17 9PP
Vard affected: Harborne	
Contact Officer:	David Kennedy, Principal Licensing Officer, 0121 303 9896 licensing@birmingham.gov.uk

1. Purpose of report:

To consider a relevant representation that has been made in respect of an application to vary the Premises Licence which seeks to extend the hours for the Sale of Alcohol (for consumption on and off the premises); the provision of Regulated Entertainment consisting of live music, recorded music and the performances of dance (indoors only) and the provision of Late Night Refreshment until 02.00am on Friday and Saturday.

The application also seeks to extend the provision of Regulated Entertainment consisting of Anything of a similar description to live music, recorded music and performances of dance, to operate indoors only, from 10:00am until 12:00midnight (Sunday to Wednesday), 10:00am until 01:00am (Thursday) and 10:00am until 02:00am (Friday and Saturday).

The times during which existing permitted licensable activities can take place on all other days to remain unchanged.

Premises to be open to the public from 07:00am until 12:30am (Sunday to Wednesday), 07:00am until 01:30am (Thursday) and 07:00am until 02:30am (Friday and Saturday).

The application also seeks to amend and add non-standard timings for notable days as detailed in the application form.

2. Recommendation:

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

3. Brief Summary of Report:

Variation application received on 15th November 2016 in respect of the Slug & Lettuce, 186 – 194 High Street, Harborne, Birmingham, B17 9PP.

A representation has 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:

Stonegate Pub Company Limited applied on 15th November 2016 to vary the Premises Licence for the Slug & Lettuce, 186 – 194 High Street, Harborne, Birmingham, B17 9PP.

A representation has been received from other persons, see Appendix 1.

The application is attached at Appendix 2.

The current Premises Licence is attached at Appendix 3.

Site Location Plans at Appendix 4.

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:

A copy of the representation as detailed in Appendix 1 Application Form, Appendix 2 Current Premises Licence, Appendix 3 Site Location Plans, Appendix 4

7. Options available

To grant the variation application
To refuse the whole or part of the application
To modify the conditions of the Licence

Emareo

From:

Sent:

07 December 2016 16:28

Licensing

To: Subject:

Representation regarding Change of hours Application Reference 99698

South Street

Harborne

Birmingham

B17

Birmingham City Council

Licensing Section,

P.O. Box 17013,

Birmingham, B6 9ES

7th December 2016

Ref: Representation regarding Change of hours Application Reference 99698

I am writing regarding the proposed change of Hours at the Slug and Lettuce High Street Harborne your Application reference 99698.

It is with some trepidation that I am making this representation as we are more than aware that living in such close proximity of the Hight Street, that it is inevitable, subsequently at certain times we have to be tolerant to Noise and Nuisance, and we have stood fast to this view, however this tolerance has to have some measurable perimeters, extending the hours is unacceptable.

We have had an accumulation of incidents over the last few years – rubbish and sick strewn along the street, Fighting and shouting in our street, urinating up walls and windows, noise from the venue. We accept it's something we live with, but extending this to such a late hour is not a good thing for the community, I am surprised that the operator has decided to do this, its dangerous, irresponsible and inconsiderate.

Looking carefully at the four licensing objectives stated in the Licensing Act 2003, the new proposed trading hours for this Public House raise several issues regarding The prevention of crime and disorder, Public Safety, The prevention of public nuisance and The protection of children from harm.

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Within most of four categories issues could be raised, I have therefore decided to object primarily "The Prevention of Public Nuisance" mainly from noise pollution both from the Venue and the customers leaving the Venue, as I attained to earlier the current License allows for the venue to be cleared by 1.30 at night, which is bordering on the cusp of acceptability, however extending these hours by one hour to 2.30 exasperates the situations and in reasonable terms is unacceptable with so many residential properties so close. The principle that this nuisance could extended to the other category of The Protection of Children (is it reasonable too expect a young child to be disturbed by revellers at 2.30 or 3.00 in the morning?).

Extending these thoughts too the other two categories The prevention of Crime and Disorder & Public Safety, I would also question the local police regarding the ability to contain any disturbance from the venue should it arise, historically the customers from this venue have been "Boisterous" - so taking into consideration the budget cuts having to be dealt with, along with such an isolated venue (most Young Person Late night venues are zoned) at this time in the morning, I would suggest that resources may be stretched at this time in the evening. Further to this I would like to ask the Licensing Inspector to look at the track record of this venue regarding such matters.

Harborne is a primarily a residential area, with the Slug and Lettuce currently been one of the last venues to empty, generally speaking the area has calmed down by 2.00 because of this any problems attributable to the venue are easily identifiable, again I would venture it would be an unsafe decision to grant this to be extended too 2.30/3.00.

I would also like to draw attention to the fact that the venue has shown disregard too some of its Operating conditions, a specific example is the requirement to display "Prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly" They simply don't have any - I Checked, this is among other indiscretions. We hear noise from the venue all the time.

Can you please guide me regarding this representation, and if I need to distribute it to any other parties, or whether this is something that you would deal with?

Finally I would like to thank you for your time, and assure you that I am not simply been small minded about this matter, the extending of the hours for this venue is something I am genuinely concerned about.

Kindest regards,

Birmingham City Council

Application to vary a premises licence 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.

We	Stonegate	Pub	Company	Limited
***	Otonogato	. 46	Company	

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

i.			-	 	 	 	7. 7	
I	Premises	licence n	umber		 		"	-
I	2308/6							
ŧ		 		 				

Part 1 - Premises Details

Postal address of premises or, if none, ordn	ance survey map referen	ce or description
Slug & Lettuce 186-194 High Street		
Harborne		
Post town Birmingham	Post code	B17 9PP

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£91,000.00

Part 2 - Applicant details

the state of the s			BCC	
Daytime contact telephone number		· · · · · · · · · · · · · · · · · · ·	REGULATION & ENFORCEMENT LICENSING SECTION DATE RECEIVED	
E-mail address (optional)				
Current postal address if different from premises address		Porter Tun House 500 Capability Green	n 15 ykt 550	
		4	FNO	wa w a
Post	Luton		Postcode	LU1 3LS
Town	, action		· ostobue	10,000

Part 3 - Variation Please tick yes Do you want the proposed variation to have effect as soon as possible? Ø Day Month Year If not, from what date do you want the variation to take effect? Please describe briefly the nature of the proposed variation (Please see guidance note) 1. To extend the terminal hour for films, indoor sporting events, live music, recorded music, performance of dance, provision of late night refreshment and sale of alcohol on Friday and Saturday to 02:00 the following day. 2. To extend the licensable hours for entertainment similar to live music or recorded music or dance on Sunday - Wednesday 10:00 to 00:00; on Thursday 10:00 to 01:00 the following day; on Friday and Saturday to 02:00 the following day 3. To extend the opening hours to allow the premises to close at 02:30 the following day on Friday and Saturday. 4. To amend and add non-standard timings for notable days as detailed in the application submitted to the Licensing Authority. If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please N/A state the number expected to attend

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Prov	vision of regulated entertainment	Please lick yes
a)	plays (if ticking yes, fill in box A)	
b)	films (if ticking yes, fill in box B)	◩
c)	indoor sporting events (if ticking yes, fill in box C)	V
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	
~, e)	live music (if ticking yes, fill in box E)	
f)	recorded music (if ticking yes, fill in box F)	Ø
g)	performances of dance (if ticking yes, fill in box G)	☑
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	Ø
<u>Pro</u>	vision of late night refreshment (if ticking yes, fill in box I)	团
Said	e by retail of alcoho! (if ticking yes, fill in box J)	⊴

In all cases complete boxes K, L and M

Α					
, -	Plays		Will the performance of a play take place	Indoors	
timing	Standard days and timings (please read guidance note 6)		Indoors or outdoors or both – please tick (please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read	guidance note	3)
Tue					
Wed			State any seasonal variations for performing read guidance note 4)	plays (please	e
Thur					
Fri			Non standard timings. Where you intend to for the performance of plays at different time	s to those lis	sted
Sat			<u>in the column on the left, please list</u> (please r note 5)	ead guidance	
Sun					

В Ø Will the exhibition of films take place Indoors Films indoors or outdoors or both - please tick Standard days and (please read guidance note 2) \Box Outdoors timings (please read guidance note 6) Both Finish Day Start Please give further details here (please read guidance note 3) No No Mon change change As existing. Nο Tue change change State any seasonal variations for the exhibition of films No Wed change change (please read guidance note 4) No No Thur change change Non standard timings. Where you intend to use the premises Fri No 02:00 for the exhibition of films at different times to those listed in change the column on the left, please list (please read guidance note Sat No 02:00 To remove the existing non-standard timing for Christmas Day, change Christmas Day 11:00 - 23:00. No Sun No To amend the existing non-standard timings for all Bank Holidays change change and the Sunday preceding all Bank Holidays, Christmas Eve and Boxing Day to extend the terminal hour to 02;00 to reflect the extension of hours proposed, to read: The terminal hour will be 02:00 hours the following morning on all Bank Holidays and the Sunday preceding all Bank Holidays, Christmas Eve and Boxing Day. To retain the following existing non-standard timings: New Year's eve - from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's The premises may open for licensable activities to show the broadcast televised sporting events of national or international interest outside the normal operating hours, such operating times for this purpose to be confirmed upon 14 days prior notice in writing to the Police before the premises intend to open, such notification to include opening times and the sporting event which is to be shown. To add the following non-standard timings: The terminal hour will be 02:00 hours the following morning on: St George's Day, St David's Day, St Patrick's Day. St Andrew's Day, Burns Night, Valentine's Night, Halloween, Fridays and Saturdays preceding all bank holidays, Maundy Thursday, Christmas Day, 27, 28, 29 and 30 December, Bonfire Night and New Year's Day. An additional hour to the standard and non-standard

4

commences.

timings on the day when British Summer Time

С			
event		_	Please give further details (please read guidance note 3)
Standard days and timings (please read guidance note 6)		read	As existing
Day	Start	Finish	
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Tue	No change	No change	State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed	No change	No change	
Thur	No change	No change	Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note
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Sat	No change	02:00	To amend the existing non-standard timings for all Bank Holidays and the Sunday preceding all Bank Holidays, Christmas Eve and
Sun	No change	No change	Boxing Day to extend the terminal hour to 02;00 to reflect the extension of hours proposed, to read: • The terminal hour will be 02:00 hours the following morning on all Bank Holidays and the Sunday preceding all Bank Holidays, Christmas Eve and Boxing Day. To retain the following existing non-standard timings: • New Year's eve – from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day • The premises may open for licensable activities to show the broadcast televised sporting events of national or international interest outside the normal operating hours, such operating times for this purpose to be confirmed upon 14 days prior notice in writing to the Police before the premises intend to open, such notification to include opening times and the sporting event which is to be shown.
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D

Boxing or wrestling entertainments Standard days and		•	Will the boxing or wrestling entertainment take place indoors or outdoors or both –	Indoors	
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Please give a description of the type of entertainment you will be providing As existing.
Will this entertainment take place indoors or Indoors ☑
outdoors or both - please tick (please read guidance note 2) Outdoors Both
Please give further details here (please read guidance note 3)
As existing.
State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)
Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left,
To remove the existing non-standard timing for Christmas Day, Christmas Day 11:00 - 23:00. To amend the existing non-standard timings for the Sunday preceding a Bank Holidays, to remove commencement time and extend the terminal hour to 02:00 to reflect the extension of hours proposed, to read: • The terminal hour will be 02:00 hours the following morning on the Sunday preceding all Bank Holidays. To retain the following existing non-standard timings: • New Year's eve — from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day • The premises may open for licensable activities to show the broadcast televised sporting events of national or international interest outside the normal operating hours, such operating times for this purpose to be confirmed upon 14 days prior notice in writing to the Police before the premises intend to open, such notification to include opening times and the sporting event which is to be shown. To add the following non-standard timings: • The terminal hour will be 02:00 hours the following morning on: St George's Day, St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentine's Night, Halloween, all bank holidays, Fridays and Saturdays preceding all bank holidays, Maundy Thursday, Christmas eve. Christmas Day, Boxing day, 27, 28, 29 and 30 December, Bonfire Night and New Year's Day. • An additional hour to the standard and non-standard timings on
0:00 0:00 1:00 2:00 0:00

Stand: timing	night refres ard days ar s (please re	nd ead	Will the provision of late night refreshment take place indoors or outdoors or both - please tick (please read guidance note 2)	Indoors Outdoors	<u> </u>
guidar	start	Finish	4	Both	ļ
Mon	No change	No change	Please give further details here (please read guida As existing.	1.	
Tue	No change	No change			
Wed	No change	No change	State any seasonal variations for the provision of refreshment (please read guidance note 4)	late night	
Thur	No change	No change			
Fri	No change	02:00	Non standard timings. Where you intend to use to the provision of late night refreshment at different listed in the column on the left, please list (please	t times, to the	se
Sat	No change	02:00	5) To remove the existing non- standard timing for Chris Christmas Day 11:00 - 23:00.		11016
Sun	No change	No change	To amend the existing non-standard timings for all Ba the Sunday preceding all Bank Holidays, Christmas E to extend the terminal hour to 02;00 to reflect the exterproposed, to read: • The terminal hour will be 02:00 hours the followall Bank Holidays and the Sunday preceding Christmas Eve and Boxing Day.	ive and Boxing ension of hours owing morning	Day
			To retain the following existing non-standard timings: New Year's eve — from the end of permitted he year's Eve to the start of permitted hours on the premises may open for licensable activities broadcast televised sporting events of national interest outside the normal operating hours, stimes for this purpose to be confirmed upon 1 in writing to the Police before the premises into notification to include opening times and the swhich is to be shown.	New Year's Da es to show the al or internation uch operating 4 days prior no tend to open, s	nal ntice
			To add the following non-standard timings: The terminal hour will be 02:00 hours the folio St George's Day, St David's Day, St Patrick's Day, Burns Night, Valentine's Night, Hallowee Saturdays preceding all bank holidays, Maund Christmas Day, 27, 28, 29 and 30 December, New Year's Day. An additional hour to the standard and non-stathe day when British Summer Time commence.	Day, St Andre en, Fridays and dy Thursday, Bonfire Night a andard timings	w's and

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J					,
Standa	y of alcoho ard days and (please re ce note 6)	id	Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises Off the premises	
Day	Start	Finish		Both	Ø
Mon	No	No	State any seasonal variations for the supply of al	cohol (please	read
	change	change	guidance note 4)		
Tue	No change	No change			
Wed	No change	No change			
Thur	No change	No change	Non-standard timings. Where you intend to use the supply of alcohol at different times to those to the left, please list (please read guidance note to the left, please list).	sted in the co	or lumn
Frì	No change	02:00	To remove the existing non-standard timing for Christmas Day 11:00 - 23:00.		
Sat	No change	02:00	To amend the existing non-standard timings for all B the Sunday preceding all Bank Holidays, Christmas I to extend the terminal hour to 02;00 to reflect the ext proposed, to read:	Eve and Boxing	Day
Sun	No change	No change	The terminal hour will be 02:00 hours the foll all Bank Holidays and the Sunday preceding Christmas Eve and Boxing Day.	owing morning all Bank Holida	on ays,
			To retain the following existing non-standard timings: New Year's eve – from the end of permitted Year's Eve to the start of permitted hours on The premises may open for licensable activit broadcast televised sporting events of nation interest outside the normal operating hours, times for this purpose to be confirmed upon in writing to the Police before the premises in notification to include opening times and the which is to be shown.	hours on New New Year's Daties to show the lal or internation such operating 14 days prior intend to open.	e nal otice such
			To add the following non-standard timings: The terminal hour will be 02:00 hours the foll St George's Day, St David's Day, St Patrick' Day, Burns Night, Valentine's Night, Hallowe Saturdays preceding all bank holidays. Maur Christmas Day, 27, 28, 29 and 30 Decembe New Year's Day. An additional hour to the standard and non-sthe day when British Summer Time commen	s Day, St Andro een, Fridays an ndy Thursday, r, Bonfire Night standard timing	ew's d and

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

As existing.

L			
open t Standa timings	premises to the pub ard days ar s (please r ace note 6)	i lic nd ead	State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	No change	No change	
Tue	No change	No change	
Wed	No change	No change	
Thur	No change	No change	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) To remove the existing non-standard timing for Christmas Day,
Fri	No change	02:30	Christmas Day 11:00 - 23:00. To amend the existing non-standard timings for all Bank Holidays and
Sat	No change	02:30	the Sunday preceding all Bank Holidays, Christmas Eve and Boxing Day to extend the terminal hour to 02;30 to reflect the extension of hours proposed, to read:
Sun	No change	No change	 The terminal hour will be 02:30 hours the following morning on all Bank Holidays and the Sunday preceding all Bank Holidays, Christmas Eve and Boxing Day.
			To retain the following existing non-standard timings: New Year's eve — from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day The premises may open for licensable activities to show the broadcast televised sporting events of national or international interest outside the normal operating hours, such operating times for this purpose to be confirmed upon 14 days prior notice in writing to the Police before the premises intend to open, such notification to include opening times and the sporting event which is to be shown.
			To add the following non-standard timings: The terminal hour will be 02:30 hours the following morning on: St George's Day, St David's Day, St Patrick's Day, St Andrew's Day, Burns Night, Valentine's Night, Halloween, Fridays and Saturdays preceding all bank holidays, Maundy Thursday, Christmas Day, 27, 28, 29 and 30 December, Bonfire Night and New Year's Day. An additional hour to the standard and non-standard timings on the day when British Summer Time commences.

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking None

Please tick	< yes			
I have enclosed the premises licence				
I have enclosed the relevant part of the premises licence	\mathbf{Z}			
If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below				
Reasons why I have failed to enclose the premises licence or relevant part of premises licence				
N/A				

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General - all four licensing objectives (b,c,d,e) (please read guidance note 9)

[The information provided in this box is solely for information only and not intended to be converted into conditions on the licence].

This variation primarily seeks to extend the terminal hour for licensable activities to 02:00 on Fridays and Saturdays and with closing time 30 minutes thereafter. The application also seeks to add and amend non-standard timings to reflect the proposed extension of hours, and extend hours for entertainment similar to music or dance in line with all other licensable

Given the changes proposed, the applicant has carefully considered the application, the effect of the licensing objectives and the Council's Licensing Policy. Pre-consultation has taken place with the Police Licensing Officer and Environmental Health Officer prior to submission of the application. The applicant believes the hours sought, coupled with the existing measures in place are unlikely to have an adverse effect on the licensing objectives.

Stonegate Pub Company Limited have an extensive licensing manual in place, detailing both company policies, appropriate across the whole estate, along with procedures in place at a local level to ensure that the premises operates to the highest standard and promotes the licensing objectives. These policies include: social responsibility of underage sales, which promote responsible drinking and discourage drunkenness, as well as procedures to prevent crime and disorder, and public nuisance. Stonegate take their responsibility as a premises licence holder seriously and are aware of, and will ensure compliance with, the mandatory condition on the licence regarding irresponsible drinks promotions.

Additionally, with regard to the additional hour for terminal hours sought, the premises has operated with temporary event notices to the later hour sought without any issues of note and which have not had a negative impact on the licensing objectives.

We feel, considering the above and our application, the existing measures in place are adequate to promote the licensing objectives and we do not consider further steps or conditions are required.

b) The prevention of crime and disorder	
See box a) and existing operating schedule.	

c) Public safety

14

AUTOMATICAL CONTRACTOR	
See box a) and existing operating schedule.	
d) The prevention of public nuisance	
See box a) and existing operating schedule.	
	İ
e) The protection of children from harm	<u>, ;; </u>
See box a) and existing operating schedule.	
Diagram	41 - 1
Please I have made or enclosed payment of the fee or	
the state of the state of the late of	\square
I have not made or enclosed payment of the fee because this application has	<i>(</i> -1
been made in relation to the introduction of the late night levy	듸
I have sent copies of this application and the plan to responsible authorities and	- 7
others where applicable	
! understand that I must now advertise my application	
 I have enclosed the premises licence or relevant part of it or explanation 	
I understand that if I do not comply with the above requirements my application	V
will be rejected	<u> </u>
IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEED LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING A 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION	ING ACT
Part 5 - Signatures (please read guidance note 10)	
Signature of applicant (the current premises licence holder) or applicant's solicito	r or

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature		
Date	15 November 2016	
Capacity	Poppleston Allen – Solicitors for & on behalf of the applicant	

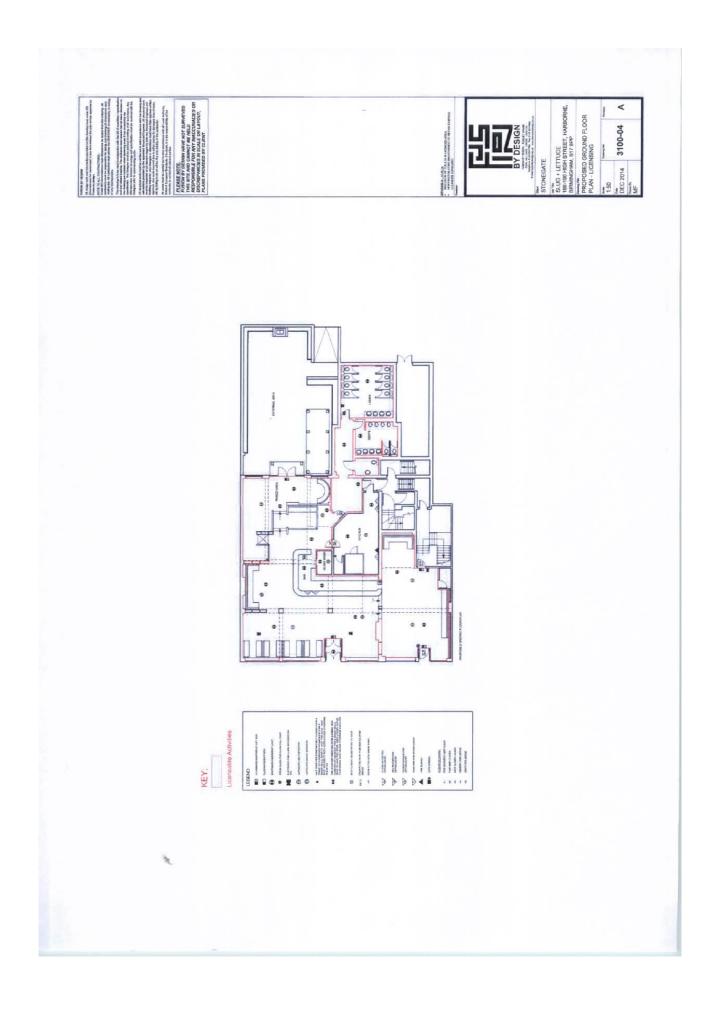
Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note12). If signing on behalf of the applicant please state in what capacity.

Signature				
Date	_			
Capacity				
37 Stoney S The Lace M	Allen Solicitors treet arket			1004415
Post town	Nottingham	1 * *	ost ode	NG1 1LS
Telephone	number (if any)			
		id with you by e-mail your	e-mai	address (opt

Notes for Guidance

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

- Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives.
 Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
- Where taking place in a building or other structure please tick as appropriate, Indoors may include a tent.
- For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
- For example (but not exclusively), where the activity will occur on additional days during the summer months.
- For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
- 7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
- 8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
- 9. Please list here steps you will take to promote all four licensing objectives together.
- 10. The application form must be signed.
- 11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- 13. This is the address which we shall use to correspond with you about this application.



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LICENSING ACT 2003

PREMISES LICENCE

Premises Licence Number:	2308 / 6
Part 1 - Premises details:	

Postal address of premises, or if none, ordnance survey map reference or description Slug & Lettuce 186-194 High Street Harborne Post town: Birmingham Post Code: Birmingham B17 9PP Telephone Number:

Where the licence is time limited the dates	
N/A	

Licensable activities authorised by the licence			
В	Films		
С	Indoor sporting events		
E	Live music		
F	Recorded music		
G	Performances of dance		
Н	Anything of similar description to that falling within (live music), (recorded music) or (performances of dance)		
L	Late night refreshment		
М3	Sale of alcohol by retail (both on & off the premises)		

Sunday - Wednesday	10:00	-	00:00	C,E,F,G,M3
, .	12:00	-	23:00	Н
	23:00	_	00:00	L
	07:00	-	00:00	В
Thursday - Saturday	10:00	-	01:00	C,E,F,G,M3
•	12:00	-	00:00	H,
	23:00	-	01:00	L
	07:00	-	01:00	В
Christmas Day:	11:00	-	23:00	
New Year's Eve - from the end of permitted				
hours to commencement of permitted hours				
on New Year's Day.				
On each Sunday preceding a Bank Holiday				
activities (H) may be provided 12:00 to				
0:00.				

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Holiday weekend, Christmas Eve and Boxing Day activities (B), (C), (E), (F), (G), and (M3) may be provided from the commencement of permitted hours to 01:00 the following morning. The premises may open for licensable activities to show the broadcast televised sporting events of national or international interest outside the normal operating hours, such operating times for this purpose to be confirmed upon 14 days prior notice in writing to the Police before the premises intend to open, such notification to include opening times and the sporting event which is to be shown.

On the Sunday and Monday of each Bank

The opening hours of the premises

above.

Sunday - Wednesday 07:00 Thursday - Saturday 07:00 N.B Opening hours may be extended to reflect any such extension of the permitted times for licensable activities as are detailed

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

On and Off Supplies

00:30 01:30

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Part 2

Name, (registered) address, telephone number licence	and email (where relevant) of holder of premises
Stonegate Pub Company Limited Porter Tun House 500 Capability Green	
Post town:	Post Code:
Luton	LU1 3LS
Telephone Number:	
N/A	
Email	
N/A	
	pany number or charity number (where applicable)
FC029833	
Name, address, telephone number of designate authorises for the supply of alcohol	ed premises supervisor where the premises licence
Ms Edwina Horan	
ma Edwina Fordin	
Post town:	Post Code:
Telephone Number:	
Personal licence number and issuing authority supervisor where the premises licence authority	of personal licence held by designated premises ses for the supply of alcohol
Licence Number	Issuing Authorit*

Dated 23/01/2015

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 x 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.

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

The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendation made: (a) By the British Board of Film Classification (BBFC), where the film has been classified by that Board, or (b) By the Licensing Authority where no classification certificate has been granted by the BBFC, or, where the licensing authority has notified the licence holder that section 20(3)(b) (s74(3)(b) for clubs) of the Licensing Act 2003 applies to the film

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

The provision of regulated entertainment and late night refreshment to take place indoors only.

No adult entertainment or services, with the exception of A.W.P. gaming machines, permitted on the premises.

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

Any person exercising a security activity as defined above shall be linked by means of text or radio pager to the Police enabling the Police to be alerted to instances of crime and/or disorder (where required).

No customers apparently carrying open bottles upon entry shall be admitted to the premises at any time the premises are open to the public.

Where C.C.T.V. is installed with recording facilities such recordings shall be retained for a period of 30 days and made available within a reasonable time upon request by the Police.

Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.

Toughened glasses shall be used for draft beer and lager at all times the premises are open to the public.

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

No enforceable conditions identified from operating schedule.

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

Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

The use of the beer garden shall cease at 23.00 on Sunday - Thursday and at midnight on Friday and Saturday.

The external doors to the beer garden to be closed at 22:00.

Prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.

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

Persons under the age of 16 will be admitted only if accompanied by an adult and are not permitted to enter the premises after 21:00 hours.

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Annex 3 - Conditions attached after hearing by licensing authority

3a) General committee conditions

Conditions as stated below under the appropriate licensing objective.

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

The Licence Holder shall install a noise limiter at the premises to be calibrated at a level set by Environmental Health.

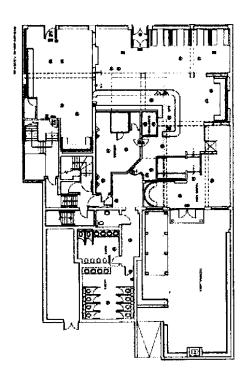
3e) Committee conditions to promote the protection of children from harm

N/A

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Annex 4 -- Plans



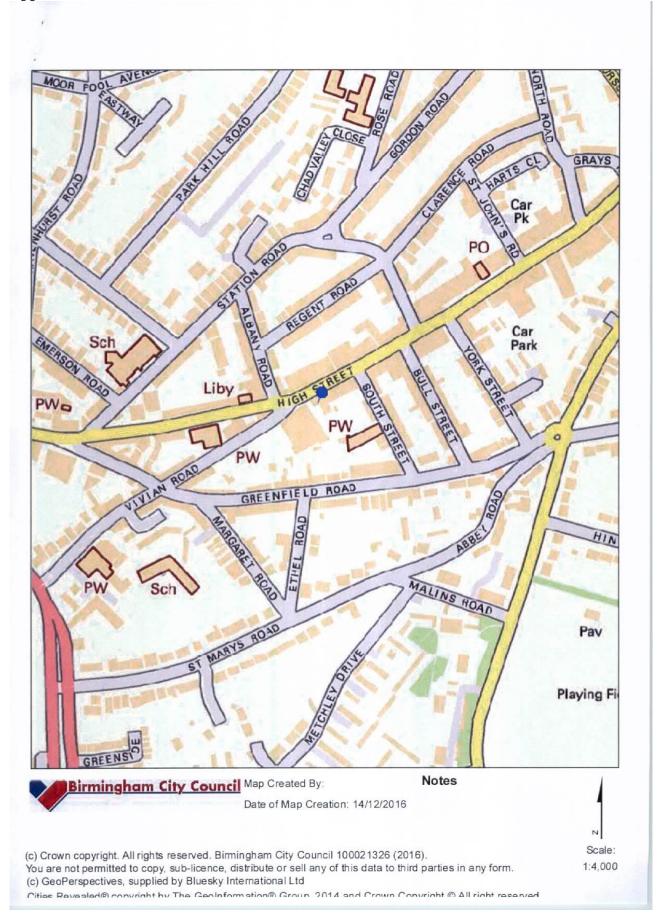




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Licensing Section, Crystal Court, Aston Cross Business Village, 50 Rocky Lane, Aston, Birmingham, B6 5RQ

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