

BIRMINGHAM CITY COUNCIL

**LICENSING SUB-
COMMITTEE
MONDAY 17 SEPTEMBER,
2018**

**MINUTES OF A MEETING OF THE LICENSING
SUB-COMMITTEE A HELD ON, 17 SEPTEMBER,
2018 AT 0930 HOURS, IN ELLEN PINSENT
COMMITTEE ROOM, COUNCIL HOUSE,
BIRMINGHAM**

PRESENT: - Councillor Barbara Dring in the Chair.

Councillors Bob Beauchamp and Mike Leddy

ALSO PRESENT

Bhapinder Nandhra, Licensing Section
Joanne Swampillai, Committee Lawyer
Louisa Nisbett, Committee Manager

NOTICE OF RECORDING

1/170918

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

2/170918

DECLARATION OF INTERESTS

Members were reminded that they must declare all relevant and 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 to be recorded in the minutes of the meeting.

APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

3/170918

There were no apologies received.

MINUTES

- 4/170918 The public section of the Minutes of the meeting held on 8 June, 2018 having been previously circulated were confirmed and signed by the Chairman.
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LICENSING ACT 2003 PREMISES LICENCE (GRANT) – SADLER’S BREWHOUSE, 77 HIGH STREET, HARBORNE, BIRMINGHAM, B17 9NS

The following report of the Director of Regulation and Enforcement was submitted:-

(See document no. 1)

The following persons attended the meeting:-

On behalf of the Applicant

Jim Pycraft - Applicant
Corrigan Lockett – Lockett & Co Consultants

There were no persons making representations in attendance.

Following introductions by the Chairman, the main points of the report were outlined by Bhapinder Nandhra, Licensing Section.

The following 2 additional documents were submitted showing photographs of the premises and a plan of the area to be licensed for licensable activities:-

(See document no, 2)

Corrigan Lockett made the following points with regards to the application and in response to questions from Members:-

1. The premises was a second one to an already successful business running in Quinton. Some pictures of the Quinton premises were viewed as an example. The quality of the premises could be seen in the pictures.
2. A £2M investment had been made into the brewery. They would sell speciality handcrafted beers, crabtree ciders etc.
3. CCTV was installed, staff would be trained professionally on a regular basis by Lockett & Co.
4. The menu was included in the pictures.
5. A copy of the plan showed the layout of the premises and the area to be licensed for all licensable activities.
6. As part of the expansion of the licence they would sell specialist beers, ciders, gin and spirits. A gin distillery would be installed. In the premises in

Quinton experience days took place within the premises run as an educational course. Those taking part were able to make and take home their own gin.

7. Use of the outside area of the building would be kept to a minimum using a few table and chairs.
8. There would be training for staff, a challenge 25 policy, a refusals log and incidents log. They would require strict proof of ID.
9. They had agreed conditions with West Midlands Police prior to the meeting. Once staff were trained an employment handbook would be kept on site as a training record for viewing.
10. The premises were previously a licensed café/restaurant up until March when the lease had been surrendered back to the landlord.
11. With regard to anti-social behaviour, they had spoken to the police and explained that the type of clientele they would attract were middle aged, husband and wives etc. who could afford the price of the drinks there as they were not cheap. They would not expect to have issues with anti-social behaviour. The premises at Quinton had been trading since June with no issues.
12. It was noted that none of the objectors were present at the meeting. They had contacted the objectors hoping to mediate with them however they had not responded.
13. In relation to the prevention of crime and disorder, the applicant was an experienced operator. He had run the business in Quinton with no issues even though residents lived above the premises. There would be no-one living above the premises in Harborne.
14. They would comply with all the licensing objectives and keep written records.
15. The cellar was on ground level. There was rear access for deliveries. The outside area will be a smoking area. There would be polite notices on the outside of the building and the area would be policed.
16. Full capacity for the premises was 55 people over 3 floors. The 3rd floor would not be in use to customers. The chef would be on the 3rd floor kitchen. Bar staff would be on the ground floor.
17. The distillery would run on the ground floor on a small scale. The spirits were from 'City of London' company. The gin distillery will be on the ground floor and was a visual kit only. The distillery would not be used during trading hours.

18. The staff team would consist of the manager, the deputy manager, the keyholder and 3 part time staff. There would be 4 staff on duty on a Saturday with 6 staff on busy days The Licence holder is the manager,
19. The Sub-Committee were shown a copy of the training manual which would be refreshed every 6 months. The handbook would also add to the manual.
20. At 2200 to 2230 hours the windows and doors would remain closed to eliminate the noise.
21. There was additional storage on the ground floor cellar for the spirits.
22. There was no space for large bands. There would most likely be a single musician or background music.
23. Casks and kegs would be used for the beers. They did not intend to have weekend door staff but would monitor the situation.
24. The Manager was also the DPS. The Premises Licence Holder was the same as the Quinton premises and was aware of their responsibilities. Sadler's was part of a bigger corporation called Halewoods.

During his summing up Corringan Lockett informed that the applicant was looking to open a second venue following the success of the premises in Quinton. They would operate in line with the conditions of Licence and hoped that it would be a success.

At 1020 hours the Chairman requested all present, with the exception of the Members, the Committee Lawyer and the Committee Manager withdraw from the meeting.

After an adjournment and at 1040 hours, all parties were recalled to the meeting and the decision of the Sub-Committee was announced as follows:-

RESOLVED:-

That the application by Sadler's Brewhouse Limited for a premises licence in respect of Sadler's Brewhouse, 77 High Street, Harborne, Birmingham, B17 9NS **BE GRANTED.**

Those matters detailed in the operating schedule, and the relevant mandatory conditions under the Licensing Act 2003, will form part of the licence issued, together with those conditions agreed between the applicant and West Midlands Police in advance of the hearing.

The Sub Committee deliberated the operating schedule put forward by the applicant and the likely impact of the application, including the agreed conditions, and concluded that by granting this application, the four Licensing Objectives contained in the Act will be properly promoted.

Members carefully considered the written representations made by other persons, but were not convinced that any adverse effect on the Licensing Objectives was likely to arise. The applicant confirmed that the conditions required by West Midlands Police had been accepted. The applicant was an experienced operator and had been running similar premises in Quinton without problems. The Sub-Committee found the proposed operating schedule and management arrangements to be satisfactory.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State, the application for a premises licence, the written representations received and the submissions made at the hearing by the applicant and their adviser.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.

OTHER URGENT BUSINESS

There was no other urgent business.

EXCLUSION OF THE PUBLIC

That in view of the nature of the business to be transacted which includes exempt information of the category indicated that the public be now excluded from the meeting:-

Minutes – Exempt Paragraphs 3 and 4.