

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

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE B

TUESDAY, 19 APRIL 2016 AT 10:00 HOURS
IN COMMITTEE ROOM 1, COUNCIL HOUSE, VICTORIA SQUARE,
BIRMINGHAM, B1 1BB

A G E N D A

1 **NOTICE OF RECORDING**

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

2 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

3 **LICENSING ACT 2003 PREMISES LICENCE GRANT EURO EXPRESS,**
1851B PERSHORE ROAD, COTTERIDGE, BIRMINGHAM, B30 3DJ

3 - 26

Report of the Acting Director of Regulation and Enforcement.

N.B. Application scheduled to be heard at 10.00am on Tuesday 19 April 2016.

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4 **LICENSING ACT 2003 PREMISES LICENCE – GRANT AFRICAN
VILLAGE, BIRCHFIELD ROAD, PERRY BARR, BIRMINGHAM, B20 3JE**

Report of the Acting Director of Regulation and Enforcement.
N.B. Application scheduled to be heard at Tuesday 19 April 2016 at 11:30am

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 B
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Tuesday 19th April 2016
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	Euro Express, 1851b Pershore Road, Cotteridge, Birmingham, B30 3DJ
Ward affected:	Bournville
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 initially sought to permit the Sale of Alcohol (for consumption off the premises only) to operate from 07:00am until 12:00midnight (Sunday to Thursday) and 07:00am until 01:00am (Friday and Saturday).

Premises to remain open to the public from 07:00am until 12:00midnight (Sunday to Thursday) and 07:00am until 01:00am (Friday and Saturday).

Following discussions with West Midlands Police the applicant has modified their application which now seeks to permit the Sale of Alcohol, to operate from 07:00am until 11:00pm (Monday to Sunday) and for the premises to remain open to the public from 07:00am until 11:00pm (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 19th February 2016 in respect of Euro Express, 1851b Pershore Road, Cotteridge, Birmingham B30 3DJ.

Representations have been received from other persons.

4. Compliance Issues:

4.1 Consistency with relevant Council Policies, Plans or Strategies:

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

5. Relevant background/chronology of key events:

Alireza Nazmiyeh applied on 19th February 2016 for the grant of a Premises Licence for Euro Express, 1851b Pershore Road, Cotteridge, Birmingham B30 3DJ.

Representations have been received from other persons. See Appendices 1 & 2.

The application is attached at Appendix 3.

Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 4.

Conditions have been agreed with Birmingham City Council Licensing Enforcement and the applicant, which are 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 & 2

Application Form, Appendix 3

Conditions agreed with West Midlands Police, Appendix 4

Conditions agreed with Birmingham City Council Licensing Enforcement, 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.

From:
Sent: 17 March 2016 23:26
To: Licensing
Cc:
Subject: Objection against application for license to sell alcohol by Euro Express, 1851b Pershore Road, Cotteridge, Birmingham, B30

Dear Sir/Madame,

My reasons are based on the personal experiences of myself, my family and tenants that I act as an agent for.

Since 2007 there has been over a 75% rise in off-license premises in Cotteridge. During this period, I have witnessed a continued deterioration in the local environment as a direct result of easier access to alcohol. The situation was historically bad beforehand with the need to introduce an Alcohol Exclusion Zone in 2005 across a large swathe of Cotteridge.

There have been repeated acts of vandalism on the street I live in - much of it fuelled by alcohol. My own car was damaged in 2010, causing over £100 of damage that I had to pay for myself. I was later told that a couple of drunken men had walked the length of Midland Road kicking wing mirrors off cars, causing over £1000 worth of damage.

As an agent for properties in Cotteridge (Watford Road), I have had to repeatedly confront drunken men urinating at the rear of the properties. I most recently confronted a man in December 2015 who was drunk and urinating against a wall. He ignored my reasonable request and became abusive and threatening. All tenants, including tenants with young children, have complained to me about drunken men urinating in front of them. I have recently (26 February 2016) found bottles of urine left at the rear of the property with a bag of human faeces. We have food units operating from Watford Road and this presents a clear and present threat to public health in Cotteridge.

In December 2013 I witnessed a drunken man urinating against a flat doorway during daylight hours 20 metres away from 1851b Pershore Road when there were children around. Between March and September we have gangs openly drinking in Cotteridge centre throughout the week. I have also witnessed men lying unconscious near the Co-op store in Pershore Road (not customers of the Coop I may add). I was almost vomited on by a drunk holding a can of strong lager at 12.15pm on the 16 March 2014 at Kings Norton Station.

I am a parent of a 16 year old daughter and I do not feel comfortable with her walking through the area at any time of day now due to anti-social behaviour by men who have been drinking.

I have several photographs of discarded alcohol tins in bus shelters, broken and discarded glass bottles on the pavements and in the roads, vomit and occasionally blood on the ground. I witness this regularly on the way to work in the morning when children are walking to Cotteridge Junior and Infants School and other local schools; Cotteridge is a transport hub for several schools and colleges. Indeed, I walked through broken glass on the pavement at the end of Midland Road (junction with Pershore Road) this morning. With the proposed operating hour of 7am for 6 days of the week this proposed shop will act as a magnet to problem drinkers two hours before schools even open. In terms of underage drinking, I have personally witnessed adults buying alcohol for children in Cotteridge. My family also witnessed repeated underage drinking in Cotteridge Park during the summer of 2015 with young girls screaming and urinating at the bottom of our garden.

We have also had two benches removed from locations in Cotteridge in 2013 due to the congregation of people drinking and being abusive. One bench was removed from outside the former Neighbourhood Office and a bench was removed from Kings Norton Railway Station for the same reason. With many elderly and disabled people living in Cotteridge (a large sheltered housing scheme is located just 75 metres from 1851b Pershore Road) this has made the local area far less accessible. An increase in aggressive begging over the last three years has also made the local environment more threatening - particularly for vulnerable people. Many people begging in Cotteridge have alcohol problems.

I personally invite the Licensing Committee and Licensing staff to Cotteridge to show them at first hand the impact of easily available alcohol and to introduce them to people whose lives are being blighted by anti-social behaviour caused by alcohol abuse.

Kind regards

Midland Road
 Cotteridge
 Birmingham
 B30

Appendix 2

**The Ex Service Men's Memorial Institute
(Kings Norton Area) Ltd.**

Reg. Office: 1853a Pershore Road, Cotteridge, Birmingham, B30 3DJ

Reg. No. 8494 R. Wor.

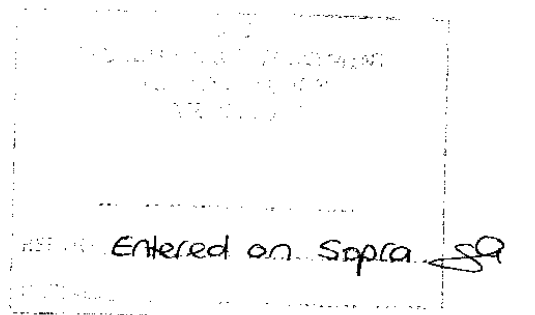
Planning Application? 1851B Pershore road

I have been requested by the above management committee to submit our objections to planning application by Euro Express for the following reasons.

1 : For many years now we have had anti social behaviour with alcoholics' and drug users at the rear of these premises, after many complaints from residents of Midland road, the city council introduced 3 steel gates and fencing to try and reduce anti social behaviour and crime, suite keys have been issued to Midland road residents also ourselves. We still have problems with people drinking and syringes at the rear of William Hills 1855 Pershore road, resulting in community police being called at regular intervals.

2 : We have regular problems with parking on the entrance road to the above club resulting in club members – delivery vehicles - guests and visiting teams unable to gain access to the clubs car park, resulting in arguments – sometimes fighting resulting in the police being called because no parking available. At the times of opening times proposed by this application we have William Hill – Spice Exchange 1849 and Cotteridge Social customers opposite all struggling for parking spaces. So where would customers of this shop park and load their vehicles ?.

3 : Last but not least we have 5 alcohol dispensers already within 300 yards of this application. An outdoor 1825 Pershore Road – Spar (24 hr) – CO-Op supermarket - newsagents corner of Rowheath Road and the recently approved outlet next to the CO-OP store. Surely this is more than enough.



94965
19/2/16 - 18/3/16



Birmingham
Application for a premises licence
Licensing Act 2003

For help contact
licensingonline@birmingham.gov.uk
Telephone: 0121 303 9896

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☒ Yes

☐ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Alireza

* Family name

Nazmiyeh

* E-mail

pmblicensing

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

☐ Applying as a business or organisation, including as a sole trader

☒ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name	1851b
* Street	Pershore Road
District	
* City or town	Cotteridge
County or administrative area	
* Postcode	B30 3DJ
* Country	United Kingdom

Agent Details

* First name	PATRICK	
* Family name	BURKE	
* E-mail	pmblicensing	
Main telephone number		Include country code.
Other telephone number		

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☒ An agent that is a business or organisation, including a sole trader
☐ A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

- * Is your business registered in the UK with Companies House? ☐ Yes ☒ No
* Is your business registered outside the UK? ☐ Yes ☒ No

* Business name	PMB LICENSING
* VAT number	- NONE
* Legal status	Sole Trader
* Your position in the business	PROPIETOR
Home country	United Kingdom

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

* Building number or name	DOG AND PARTRIDGE
* Street	136 HIGH STREET
District	BRIERLEY HILL
* City or town	DUDLEY
County or administrative area	WEST MIDLANDS
* Postcode	DY5 3BP
* Country	United Kingdom

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PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name	Euro Express
Street	1851b Pershore Road
District	
City or town	Cotteridge
County or administrative area	
Postcode	B30 3DJ
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	5,300

Section 3 of 19**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☒ An individual or individuals
- ☐ A limited company
- ☐ A partnership
- ☐ An unincorporated association
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales
- ☐ Other (for example a statutory corporation)

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 19**INDIVIDUAL APPLICANT DETAILS****Applicant Name**

Is the name the same as (or similar to) the details given in section one?

☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

☒ Yes ☐ No

Continued from previous page...

Applicant Postal Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name	<input type="text" value="1851b"/>
Street	<input type="text" value="Persnore Road"/>
District	<input type="text"/>
City or town	<input type="text" value="Cotteridge"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="B30 3DJ"/>
Country	<input type="text" value="United Kingdom"/>

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes

☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail	<input type="text" value="pmblicensing@"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

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OPERATING SCHEDULE

When do you want the premises licence to start?

<input type="text" value="19"/>	/	<input type="text" value="02"/>	/	<input type="text" value="2016"/>
dd		mm		yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end

<input type="text"/>	/	<input type="text"/>	/	<input type="text"/>
dd		mm		yyyy

Provide a general description of 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.

IT IS A BRICK BUILT BUILDING WISH TO OPEN A STORE SELLING A VARIATE OF GOODS ALL OVER EUROPE.

<p><i>Continued from previous page...</i></p> <p>If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend</p> <div style="border: 1px solid black; width: 100px; height: 20px; margin-left: 100px;"></div>
Section 6 of 19
PROVISION OF PLAYS
<p>Will you be providing plays?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
Section 7 of 19
PROVISION OF FILMS
<p>Will you be providing films?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
Section 8 of 19
PROVISION OF INDOOR SPORTING EVENTS
<p>Will you be providing indoor sporting events?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
Section 9 of 19
PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS
<p>Will you be providing boxing or wrestling entertainments?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
Section 10 of 19
PROVISION OF LIVE MUSIC
<p>Will you be providing live music?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
Section 11 of 19
PROVISION OF RECORDED MUSIC
<p>Will you be providing recorded music?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
Section 12 of 19
PROVISION OF PERFORMANCES OF DANCE
<p>Will you be providing performances of dance?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>
Section 13 of 19
PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE
<p>Will you be providing anything similar to live music, recorded music or performances of dance?</p> <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p>

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☐ Yes

☒ No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption:

☐ On the premises ☒ Off the premises ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

NONE

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

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

Continued from previous page...

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 19

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

NONE

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start 07:00

End 01:00

Start

End

SUNDAY

Start 07:00

End 00:00

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

NONE

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

ALL STAFF WILL BE TRAINED WITH REDARDS TO THE LICENCING ACT 2003, THE SERVICE OF ALCOHOL AND TOBACCO. A RECORD WILL BE KEPT OF ALL ATENTIVE PURCHASES BY UNDER 18'S. WE WILL LIASE WITH THE LOCAL POLICE LICENSING OFFICER ON A REGULAR BASIS. ALL STAFF TRAINING RECORDS RELATING THE LICENSING ACT 2003 TO BE DOCUMENTED AND SIGNED BY BOTH THE TRAINER AND TRAINEE. RECORDS TO BE MADE IMMEDIATELY AVAILABLE TO ANY OF THE RESPONSIBLE AUTHORITIES ON REQUEST. ALL MEMBERS OF STAFF WILL RECEIVE TRAINING REGARDING THE:-
FOUR LICENSING PRINCIPLES CONTAINED IN THE LICENSING ACT 2003;
RESPONSIBLE RETAILING OF ALCOHOL, AND LAW REGARDING SALES OF ALCOHOL;
PROTECTION OF CHILDREN FROM HARM AND THIS MUST INCLUDE HOW TO COMPETENTLY CHECK CUSTOMERS' IDENTIFICATION WHERE NECESSARY;
PERMITTED HOURS DURING WHICH LICENSABLE ACTIVITIES CAN TAKE PLACE, AND THE CONDITIONS ATTACHED TO THE PREMISES LICENCE.
THE TRAINING PROVIDED TO STAFF WILL BE RECORDED AND EACH MEMBER OF STAFF WILL SIGN AND DATE THE TRAINING RECORDS TO CONFIRM THEY HAVE RECEIVED AND UNDERSTOOD THE TRAINING PROVIDED.
THE STAFF TRAINING RECORDS WILL BE KEPT AT THE PREMISES AND MADE AVAILABLE TO ANY RESPONSIBLE AUTHORITY UPON REQUEST.
ALL SPIRITS EXPOSED FOR SALE WILL BE DISPLAYED BEHIND THE COUNTER AND SUPERVISED AT ALL TIMES.

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b) The prevention of crime and disorder

PROMINENT SIGNS ARE DISPLAYED WITH REGARDS TO ALCOHOL AND TOBACCO SALES.
CCTV CAMERAS ARE INSTALLED AT THE PREMISES WITH THE SPECIFICATIONS AND RECOMMENDATIONS OF THE WEST MIDLANDS POLICE. CCTV RECORDINGS AND IMAGES TO BE DOWNLOADABLE KEPT FOR A MINIMUM OF 28 DAYS AND MADE IMMEDIATELY AVAILABLE TO ANY OF THE RESPONSIBLE AUTHORITIES.
A REFUSAL BOOK IS KEPT AT THE PREMISES AND TO BE MADE IMMEDIATELY AVAILABLE TO ANY OF THE RESPONSIBLE AUTHORITIES ON REQUEST AND SIGNED OFF WEEKLY BY THE DPS.

c) Public safety

ALL EMERGENCY LIGHTING WILL BE CHECKED WEEKLY.
ENTRANCES, EXITS AND PASSAGEWAYS ARE TO BE KEPT CLEAR

d) The prevention of public nuisance

PROMINENT SIGNS WILL BE DISPLAYED REQUESTING CUSTOMERS TO HAVE REGARD FOR LOCAL RESIDENTS WHEN LEAVING THE PREMISES. ADEQUATE BINS ARE AVAILABLE FOR CUSTOMERS TO DISPOSE OF LITTER
NO ALCOHOL ALLOWED ON THE PREMISES IN OPEN CONTAINERS.
NO ALCOHOL TO BE CONSUMED ON THE PREMISES.
A NOTICE MUST BE PROMINENTLY DISPLAYED IN THE PREMISES REQUESTING THAT CUSTOMERS RESPECT THE NEEDS OF LOCAL RESIDENTS AND OTHER BUSINESSES IN THE VICINITY AND TO LEAVE THE PREMISES QUIETLY.

e) The protection of children from harm

WILL OPERATE A CHALLENGE 25 POLICY AND CCTV SIGNAGE ON THE ENTRANCE DOOR AND POINT OF SALE.--
THE PREMISES LICENCE HOLDER WILL IMPLEMENT AND OPERATE A CHALLENGE 25 AGE VERIFICATION POLICY TO PREVENT THE SALE OR SUPPLY OF ALCOHOL TO PERSONS UNDER 18 YEARS OF AGE. A COPY OF THE WRITTEN AGE VERIFICATION POLICY MUST BE SIGNED BY ALL MEMBERS OF STAFF TO CONFIRM THEY HAVE READ AND UNDERSTAND THE POLICY AND THIS SIGNED COPY MUST BE MAINTAINED AT THE PREMISES AND AVAILABLE FOR INSPECTION BY ANY RESPONSIBLE AUTHORITY ON REQUEST. A NOTICE WILL BE DISPLAYED AT THE PREMISES AND CLEARLY VISIBLE TO CUSTOMERS INFORMING THEM THAT A CHALLENGE 25 POLICY IS IN OPERATION AT THE PREMISES. THE PREMISES LICENCE HOLDER WILL MAINTAIN A REFUSALS REGISTER (OR REFUSAL BUTTON ON EPOS -ELECTRONIC POINT OF SALE) ON THE PREMISES AND ENSURE IT IS COMPLETED WHENEVER A SALE IS REFUSED TO A PERSON WHO CANNOT PROVE THEY ARE OVER THE AGE OF 18. THE REFUSAL REGISTER OR RECORD OF TILL RECORDED REFUSALS MUST BE MADE AVAILABLE TO ANY RESPONSIBLE AUTHORITY ON REQUEST.

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £87000	£315.00
Band D - £87001 to £125000	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000	£900.00
Band E - £125001 and over	£1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The

Continued from previous page...

costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000-14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39999	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name
* Capacity
* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/birmingham/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Appendix 4

From: BS Licensing
Sent: 09 March 2016 11:57
To: Licensing
Cc: BS Licensing; pmblicensing
Subject: (FAO - WENDY)Euro Express, 1851b Pershore Road, Cotteridge, Birmingham, B30 3DJ

Licensing,

Please see the email below confirming the hours agreed between ourselves, West Midlands Police and the client & solicitor for the above premises.

In short the agreed hours are now as follows:

Sale of Alcohol: Mon-Sun 07:00 x 23:00

Opening Hours: Mon-Sun 07:00 x 23:00

Please can the hours be amended on the licence once it issued. There is no change to the conditions as stated in the application as WMP are happy with them as they stand.

Regards,

Hanna O'Malley
Planning / Licensing Officer
Birmingham South
Partnerships Office

Bournville Police Station
Bournville Lane
Birmingham B30 1QX

Twitter: [@SthBhamPartners](https://twitter.com/SthBhamPartners)

<http://www.bhamsouthcommunitysafety.co.uk>

From: pmblicensing
Sent: 08 March 2016 15:39
To: BS Licensing
Subject: Re: Fw: Online app - Grant: Euro Express REF 291078

Hanna

My client is happy with the reduction in hours
Patrick

Appendix 5

From: pmblicensing
Sent: 31 March 2016 15:25
To: Licensing
Subject: Re: FW: Re: Premises Licence application - Euro Express

Wendy
My client is happy for the suggested conditions to be included in the premise license application
Patrick

Sent from my Samsung Galaxy smartphone.
----- Original message -----
From: Licensing <licensing@birmingham.gov.uk>
Date: 31/03/2016 15:19 (GMT+00:00)
To: pmblicensing/
Cc: Teresa Wilding <Teresa.Wilding@birmingham.gov.uk>
Subject: FW: Re: Premises Licence application - Euro Express

Hi Patrick

Any update on the below email please.

Please respond at your earliest convenience.

Thank you

Wendy Gayle
Licensing Officer
Birmingham City Council
Licensing Section
P.O. Box 17013
Birmingham

B6 9ES

0121 303 9896

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

From: Teresa Wilding
Sent: Tuesday, March 22, 2016 2:27 PM
To: [pmblicensing@birmingham.gov.uk](#)
Cc: [pmblicensing@birmingham.gov.uk](#)
Subject: FW: Re: Premises Licence application - Euro Express

Dear Mr Burke,

I do not seem to have had a response regarding my email below and attached conditions, can you please confirm that as the agent for the applicant that he is agreeable for the condition outlined in the attached document and highlighted in blue to be replaced with the conditions worded in black.

I would appreciate speedy response as the rep period ended on 18th March 2016 and this agreement will then form part of the Licensing Committee Report.

Yours sincerely,

Teresa Wilding

Licensing Enforcement Officer

Birmingham City Council Licensing

Ashted Lock,

Building 1-3, Ground Floor,

Birmingham Science Park Aston,

Dartmouth Middleway,

Aston,

General

The Premises Licence Holder shall ensure that all staff are trained regarding the Four Principles contained in the Licensing Act 2003. Training provided will be recorded and each staff member will sign and date the training records to confirm that they have received and understood the training provided.

All members of staff will receive training regarding the:-

- four licensing principles contained in the Licensing Act 2003;
- responsible retailing of alcohol;
- protection of children from harm and this must include how to competently check customers' identification where necessary;
- authorised hours for licensable activities and the conditions attached to the premises licence.

The training provided to staff will be recorded and each member of staff will sign and date the training records to confirm they have received and understood the training provided.

Protection of Children from Harm

The Premises Licence Holder shall ensure that a challenge 25 age verification policy will be implemented to prevent sale/supply of alcohol to persons under 18 year of age. A copy of the written age verification policy will be maintained at the premises and available for inspection to any Responsible Authority on request.

The premises will operate a strict Challenge 25 age verification policy – **No ID - No Sale**

The licence holder will have a written age verification policy (challenge 25).

A copy of the written age verification policy must be signed by all members of staff to confirm they have read and understand the policy in operation and this signed copy will be maintained at the premises and available for inspection by any Responsible Authority on request.

A notice will be displayed at the premises and clearly visible to customers advising a challenge 25 age verification policy is in operation at the premises.



Birmingham City Council

Map Created By:

Date of Map Creation: 22/03/2016

Notes

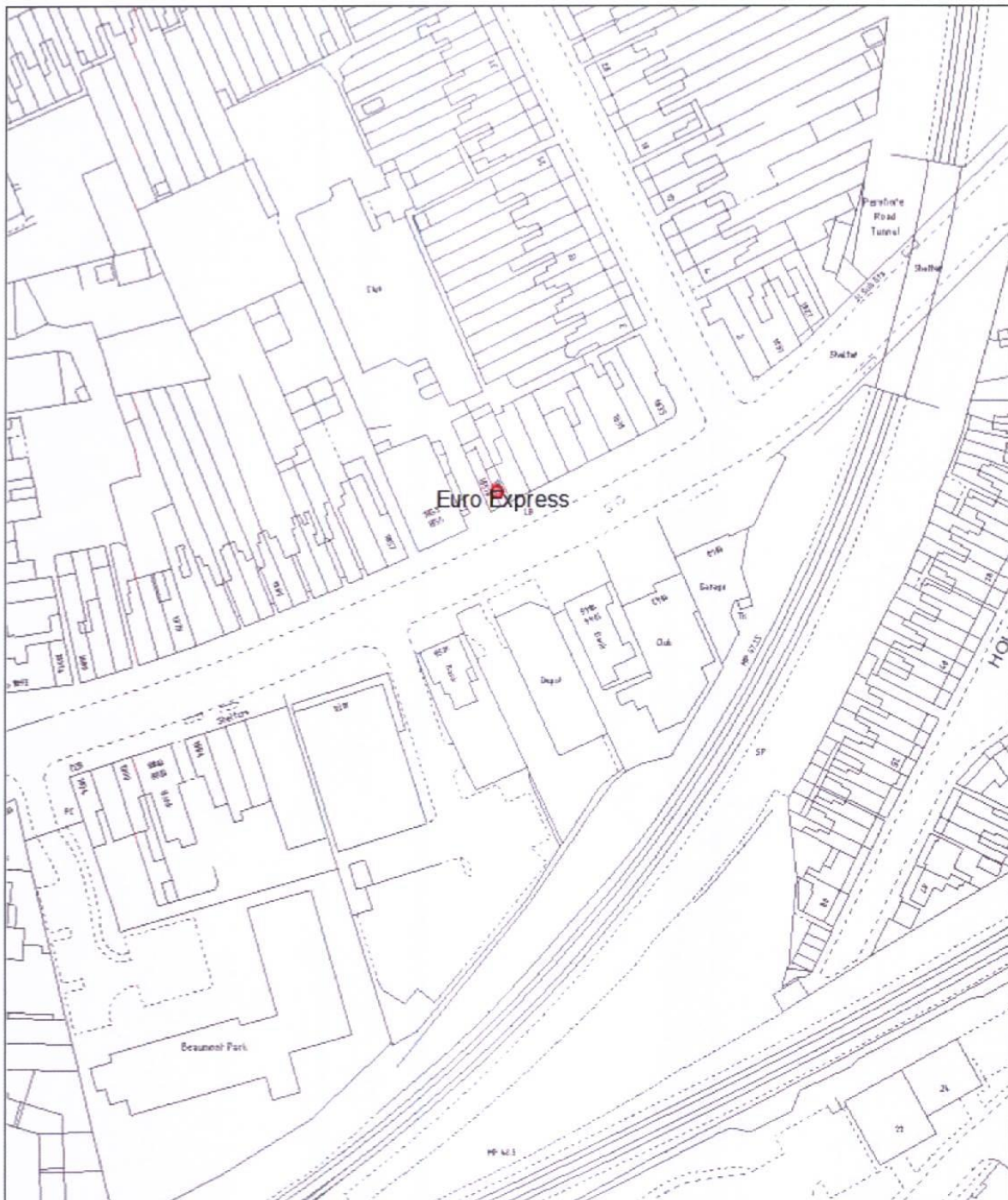


Scale:
1:2,500

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Birmingham City Council Map Created By:

Date of Map Creation: 22/03/2016

Notes



Scale:
1:1,250

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Report to:	Licensing Sub Committee B
Report of:	Acting Director of Regulation & Enforcement
Date of Meeting:	Tuesday 19th April 2016
Subject:	Licensing Act 2003 Premises Licence – Grant
Premises:	African Village, Birchfield Road, Perry Barr, Birmingham, B20 3JE
Ward affected:	Lozells & East Handsworth
Contact Officer:	Emma Rohomon, Licensing Manager, 0121 303 9896, licensing@birmingham.gov.uk

1. Purpose of report:
<p>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 on and off the premises) to operate from 1:00pm until 6:00am (Monday to Sunday).</p> <p>To permit the provision of Regulated Entertainment consisting of live music, recorded music, performances of dance and anything of a similar description, to operate indoors only, from 1:00pm until 6:00am (Monday to Sunday).</p> <p>To permit the provision of Late Night Refreshment to operate from 11:00pm until 5:00am (Monday to Sunday).</p> <p>Premises to remain open to the public from 1:00pm until 6:30am (Monday to Sunday).</p>

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

3. Brief Summary of Report:
<p>An application for a Premises Licence was received on 26th February 2016 in respect of the African Village, Birchfield Road, Perry Barr, Birmingham, B20 3JE.</p> <p>Representations have been received from other persons.</p>

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:

Bisso Assembe applied on 26th February 2016 for the grant of a Premises Licence for the African Village, Birchfield Road, Perry Barr, Birmingham, B20 3JE.

Representations have been received from other persons. See Appendices 1 & 2.

Conditions have been agreed with West Midlands Police and the applicant, which are attached at Appendix 3.

Conditions have been agreed with Environmental Health and the applicant, which are attached at Appendix 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 & 2

Copy of conditions agreed with Responsible Authorities in Appendices 3 & 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.

Appendix 1

From:
Sent: 10 March 2016 15:38
To: Licensing
Cc:
Subject: Objection to African Village Application 95047.

Dear Sir/Madam

RE-APPLICATION FOR EXTENSIONS TO EXISTING PREMISES LICENCES AT AFRICAN VILLAGE, PERRY BARR B20 3JE, UNDER LICENSING ACT 2003 - reference 95047, 26 February 2016 Mrs Bisso Assembe, Mr Simeon Aguh

I wish to object to the above re application for extending existing licensing hours.

Nuisance objections and public safety issues

The sale of alcohol both on and off the premises and entertainment between 1pm and 6am the following day every day of the week is excessive (17 continuous hours). The premises are close to residential and family households and the potential for noise and nuisance is enormous. This is not the city centre and should not be treated as such. In spite of the presence of a car park, people will be walking too and from their cars and taxis etc also creating problems. We know that alcohol consumption is a major cause of nuisance, drunkenness and bother for our already overstretched police force and residents do not want these kind of problems.

I received an e mail from Mrs Assembe when I made an objection to the original application of 18.01.2016. In it she specifically said that if customers think they only have a short time to drink things always end up badly! The e mail said " *just like with all the African villages before, we seek for longer hours to control our customers better, if you tell them that you are closing at 4am they come at 12 midnight and drink quick and get drunk badly and to leave you the doors staffs have to rush the it always ends up badly. While after 5am they are tired and ready to go the doors staffs have enough time to get everyone out gradually without precipitation, those who are eating regain strength and leave quietly.* She is actually saying that four hours to drink is not long enough because they will end up drunk and so it is a way of controlling their customers! . Well this does not sound good to me; customers need to learn responsibility first by good instruction from the applicant and behave in a way that creates good will and not antagonism. We have many other places that sell alcohol locally and there is already drunkenness and street begging; these would be bound to increase and no doubt these traders could also use the same argument. to increase their hours. I a lot of community resentment could result.

I understand that when a similar request for an African village was made in Wolverhampton the reason given for the late hours was " Africans like to go out late and stay late". This area is not suitable for that kind of night life.

I am also **not** encouraged by the huge amount of mess, overflowing trade bins, black bags of rubbish and items of furniture at the side of their premises at the moment. This is clearly seen from the main walkway to the railway station and the One Stop shopping area by pedestrians as its close to and very visible from from the path. More alcohol, more customers equals more mess. Local residents don't want to see mess all the time. It may be on African Village premises but it certainly looks like no one at the African Village is bothered.

It is for the reasons written here that I am objecting to the above licensing application, Please acknowledge your receipt of this objection.

Appendix 2

From:
Sent: 10 March 2016 10:58
To: Licensing
Cc:
Subject: Re: African Village extended hours ~ Application reference 95047
Importance: High

Dear Sir/Madam

RE-APPLICATION FOR EXTENSIONS TO EXISTING PREMISES LICENCES AT AFRICAN VILLAGE, PERRY BARR B20 3JE, UNDER LICENSING ACT 2003 - reference 95047, 26 February 2016 Mrs Bisso Assembe, Mr Simeon Aguh

We wish to oppose a re-application for a licence for these premises which if granted will allow:

- regulated entertainment - in addition to existing regulated entertainment - all week from 13.00 in the afternoon to 06.00 in the morning
- late night refreshment - in addition to existing refreshment - all week from 23.00 at night to 05.00 in the morning
- the serving of alcohol in normal hours as well as all week from 23.00 at night until 06.00 in the morning.

These hours are far too long for entertainment, refreshment and the serving of alcohol on or off premises. The premises are far too close to residences who may be bothered by noise - day and night - and areas where others may be walking to and from major transport connections. Police were constantly being called to incidents inside and outside these premises when it was the Crown and Cushion. There can be no guarantee that the same may not apply to African Village.

Objectors, whose contact details must by law be passed to the applicant, received a letter from a Mrs Aguh Safia, who did not indicate her status in relation to the original application, on 18th January 2016. It includes the following paragraph which we assume is endorsed by the current applicant/s, Mrs Bisso Assembe and Mr Simeon Aguh:

QUOTE 'When we moved to the former Crown & Cushion, because we did not know what kind of problem we will have, we had a meeting with the Neighbourhood police officers, the police licensing team and we decided to transfer the existing licence of the crown and cushions to African village, and extend the hours from 4am to 10am through what is called Temporary Event Notice for 8 weeks to see what will happen. The result are great just like with all the African villages before, we seek for longer hours to control our customers better, if you tell them that you are closing at 4am they come at 12 midnight and drink quick and get drunk badly and to leave you the doors staffs have to rush the It always ends up badly. While after 5am they are tired and ready to go the doors staffs have enough time to get everyone out gradually without precipitation, those who are eating regain strength and leave quietly.' END

Mrs Safia argued that the exceptional increase in licensing hours applied for by African Village will prevent customers getting intoxicated and make it easier to control them. This justification for seeking extended hours is unsound, unfair and even bizarre. We assume Mrs Safia's argument is agreed by the current applicants. It is an argument that could be used by any city licensee as a reason to apply for extended opening hours; in the case of African Village, to stay open until 6 in the morning. We object to the idea that the alleged drinking behaviour of a particular clientele should be used as an argument by the licensee to

seek so excessive an increase in their business hours, especially, as, if granted to the African Village, these extended hours will be a precedent for making them available to all citizens. News of such extended opening hours if granted would spread widely, even beyond the Birmingham borders.

The requested licence extensions, if granted, would not only be unfair to those living near the African Village, but to all other licencees who might wish to be allowed to extend their opening times. On all the grounds required by the licensing authority we object most strongly to this application.

Please acknowledge receipt of this email.

Yours sincerely,

From: Adam Mroczkowski <a.mroczkowski@west-midlands.pnn.police.uk>
Sent: 24 March 2016 16:10
To: Licensing
Subject: FW: African Village, Birchfield Road, Perry Barr, B20 3JE

Licensing,

Please see below the agreed conditions for African Village, Birchfield Road, Perry Barr, B20 3JE.

As these have now been agreed I would like to withdraw my objection which I previously submitted.

Children are only allowed on the premises if accompanied with a responsible adult for a seated meal. Children are not allowed on the premises after 22:00 on a Monday, Tuesday, Wednesday and Thursday. Children are not allowed on the premises after 20:00 on a Friday, Saturday and Sunday.

The Premises Licence Holder shall ensure that open containers such as glasses or opened bottles are not permitted to be taken off the premises.

The premises Licence Holder shall ensure that staff use two way communication and all instances of crime or disorder are reported to an agreed police contact.

CCTV to be installed and maintained to the satisfaction of West Midlands Police. The CCTV system to be in full working order at all times when the premises are open for licensable activities. The CCTV system shall record and store images for a minimum of 28 days. Images to be made available to West Midlands Police and Local Authority officers upon request.

A Incident Book to be in operation to record all incidents within or on the curtilage of the premises. This book is to be used for all events irrespective of whether any of the emergency services are called.

Premises to operate a 100% search policy for all customers entering the premises.

Venue to provide a standard operating risk assessment for each night of the week to include door staff number and deployment plan if required. Copies to be given to licensing department at Birmingham Central Police Station.

Smoking to take place in the smoking area only. No smoking to take place at the front of the premises.

Door supervisors working at the venue to wear fluorescent coats/tabards. All door supervisors to have current SIA badges on display at all times.

All door supervisors to sign on duty every time they work and to sign out when they finish and to include their full badge numbers. Premises to retain on the premises and in a secure location Door Supervisors Profiles. Profiles must contain proof of identity (other than the SIA badge), together with a utility bill which must not be dated longer 6 months ago. These must be available for inspection by the Police or local authority at any time. If any door supervisors leave the premises, the profile will be retained by the premises for at least three months, following their departure before returning the profile to the door company.

Premises to adopt a challenge 25 policy. Posters will be displayed inside the premises detailing the challenge 25 policy is in operation.

If the premises has any external promoter event or an event which is not part of the normal operating schedule then a separate risk assessment will be completed and forwarded to the Licensing Department at Steelhouse Lane Police Station at least 14 days before the event. Any additional conditions (in writing) required by West Midlands Police will become a condition of the premises licence for the purposes of that event.

Venue to stop selling alcohol, 30 minutes before the premises close.

The Premises Licence Holder shall ensure that children are adequately supervised, at all times.

SIA door staff will be used from 22:00 hours to closing time on Fridays, Saturdays and Sundays.

Regards

55096 Adam Mroczkowski

West Midlands Police
Birmingham West & Central Planning & Licensing Officer
Licensing Officer for: Birmingham City Centre, Oscott, Perry Barr, Handsworth Wood,
Lozells & East Handsworth, Soho, Small Heath, Kingstanding,
Nechells and Aston.

Internal: 861 3041

External: 0345 113 5000

Email: A.Mroczkowski@West-Midlands.pnn.police.uk

Twitter: @BrumLicensing

From: bisso assembe

Sent: 24 March 2016 16:01

To: Adam Mroczkowski

Subject: Re: African Village, Birchfield Road, Perry Barr, B20 3JE

Dear Officer

I have read the conditions and agree that these conditions should be added to my premises licence obligations

Bisso Assembe

Appendix 4

All,

On that basis, I withdraw my representation.

Regards,

Paul Samms
Environmental Protection Officer

Environmental Protection Unit
Environmental Health
Tyburn Road
PO Box 16978
Birmingham
B2 2AX

0121 303 9954
0121 303 9901
email paul.samms@birmingham.gov.uk

Environmental Health, Regulation & Enforcement, Birmingham City Council, PO BOX 15908, Birmingham, B2 2UD

Website: <http://www.birmingham.gov.uk/eh>
Facebook: <http://www.facebook.com/ehbham>
Twitter: <http://www.twitter.com/ehbham>
Flickr: <http://www.flickr.com/photos/envhbham>

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From: bisso assembe]
Sent: Thursday, April 07, 2016 9:56 AM
To: Paul R. Samms
Subject: Re: Representation - African Village, Crown & Cushion, Birchfield Road, Birmingham, B20 3JE.

Yes we agree to all the conditions and will implement them as advice
Bisso Assembe

From: Paul R. Samms <Paul.R.Samms@birmingham.gov.uk>;
To: Licensing <licensing@birmingham.gov.uk>;
Cc: bisso assembe
Subject: RE: Representation - African Village, Crown & Cushion, Birchfield Road, Birmingham, B20 3JE.
Sent: Thu, Apr 7, 2016 8:45:49 AM

Morning Bisso,

Further to my conversation with Safiria this morning please find revised conditions.

I confirm that I will be happy to withdraw my representation if you agree to the following conditions being attached to the premises licence.

Suggested Conditions

1. The Designated Premises Supervisor shall ensure notices shall be displayed near the entrance and exits of the smoking areas advising customers who wish to use the outside smoking facilities that they should do so with respect for the nearby residents and keep noise levels to a minimum.
2. The Designated Premises Supervisor shall be responsible for ensuring that patrons wishing to utilise the smoking shelter do so quietly and that noise from patrons moving to and from the smoking shelter is kept to a minimum.
3. The Designated Premises Supervisor shall be responsible for ensuring that the smoking areas do not create a nuisance to neighbours at the premises and if necessary restrict the number of people utilising the smoking areas at any one time.
4. All external doors and windows to be closed during regulated entertainment except for access and egress.
5. There shall be no regulated entertainment in the external areas at any time.
6. The smoking area overlooking Wellington Road shall not be used between 10pm and 8am. Prior to the area being opened outside of these times the Premises Licence holder shall obtain written approval from Birmingham City Council Environmental Health to do so. The approval shall indicate the dates the dispensation shall operate for and the hours the smoking area may be open.
7. A Noise Limiting Device (NLD) of a type approved by the Environmental Protection Unit of Birmingham City Council shall be fitted to the amplification system and set at a pre-set volume level agreed with the Environmental Protection Section, to ensure the volume of music is pre-set so as not to cause a noise nuisance to the occupiers of nearby buildings. The installation of the NLD shall be notified to the Environmental Protection Section at least 14 days before its' initial operation and shall fulfil the following criteria:
 - a) The device shall be fitted in an approved position by a competent person and once fitted shall not be moved from the approved position unless prior approval is given
 - b) The device shall be capable of cutting off the mains power to the amplification system if the volume exceeds the pre-set level determined by the Environmental Protection Unit or shall be capable of maintaining the volume of the music at the pre-set level determined by the Environmental Protection Unit and shall not restore power to the sound system until the NLD is reset by the licensee or their nominated person.
 - c) The amplification system shall only be operated through the sockets/power points linked to and controlled by the NLD at all times.
 - d) The NLD shall be maintained in full working order and at the approved pre-set volume whilst the amplification system is operational.
 - e) Any damage or malfunction to the NLD shall be reported to the Environmental Protection Unit as soon as possible and within 24 working hours of the damage occurring or malfunction being noted. The NLD shall not be used in this damaged or malfunctioning state until approval has been given by the Environmental Protection Unit.

Please bear in mind that even though you may gain the premises licence for the changes you have applied for, it will not be legal for you to do so if you do not have planning permission. Also, because you have a premises licence for the changes does not mean you will automatically gain planning permission.

Please let us know if you agree with the above conditions before close of business this Friday and I will formally withdraw my representation.

Regards,

Paul Samms

Environmental Protection Officer

Environmental Protection Unit

Environmental Health

Tyburn Road

PO Box 16978

Birmingham

B2 2AX

0121 303 9954

0121 303 9901

email [paul.samms@birmingham](mailto:paul.samms@birmingham.gov.uk).gov.uk

95047

Birmingham City Council, Licensing Section, P.O. Box 17013, Birmingham, B6 9ES

**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.

I/We

BISSO ASSEMBE

(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 address of premises or, if none, ordnance survey map reference or description	
AFRICAN VILLAGE OLD GROUND LUSHON, Birchfield Rd PERRY BOUL	
Post town	BIRMINGHAM
Postcode	B20 3TE

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 28750

Part 2 – Applicant Details

Please state whether you are applying for a premises licence as

- Please tick as appropriate
- a) an individual or individuals * ☒ please complete section (A)
- b) a person other than an individual *
- i. as a limited company ☐ please complete section (B)
- ii. as a partnership ☐ please complete section (B)
- iii. as an unincorporated association or ☐ please complete section (B)
- iv. other (for example a statutory corporation) ☐ please complete section (B)
- c) a recognised club ☐ please complete section (B)

REF NO

80007

Please tick as appropriate

INITIALS

E90 CHQ

please complete section (A)

26 FEB 2016

- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social 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 police force in England and Wales ☐ please complete section (B)

*** If you are applying as a person described in (a) or (b) please confirm:**

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input checked="" type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname ASSEMBE		First names BISSO			
I am 18 years old or over		<input checked="" type="checkbox"/> Please tick yes			
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please give a general description of the premises (please read guidance note 1)

BAR and Restaurant

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box I)

☒

Supply of alcohol (if ticking yes, fill in box J)

☒

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon				
Tue				
Wed			State any seasonal variations for performing plays (please read guidance note 4)	
Thur				
Fri				
Sat			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)	
Sun				

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	(This section is crossed out with a diagonal line)
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			<u>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</u> (please read guidance note 5)
Thur			(This section is crossed out with a diagonal line)
Fri			
Sat			(This section is crossed out with a diagonal line)
Sun			(This section is crossed out with a diagonal line)

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)			
Wed						
Thur						
			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)			
Fri						
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/>
			Outdoors <input type="checkbox"/>	Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon	13:00	06:00		
Tue	13:00	06:00	State any seasonal variations for the performance of live music (please read guidance note 4)	
Wed	13:00	06:00		
Thur	13:00	06:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri	13:00	06:00		
Sat	13:00	06:00		
Sun	13:00	06:00		

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon	13:00	06:00		
Tue	13:00	06:00		
Wed	13:00	06:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)	
Thur	13:00	06:00		
Fri	13:00	06:00		
Sat	13:00	06:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sun	13:00	06:00		

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon	13:00	06:00				
Tue	13:00	06:00				
Wed	13:00	06:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4) W / A			
Thur	13:00	06:00				
Fri	13:00	06:00	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5) W / A			
Sat	13:00	06:00				
Sun	13:00	06:00				

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	13:00	06:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	13:00	06:00	Please give further details here (please read guidance note 3)		
Wed	13:00	06:00			
Thur	13:00	06:00			
Fri	13:00	06:00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4) N/A		
Sat	13:00	06:00			
Sun	13:00	06:00			
			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 guidance note 5) N/A		

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)			
Mon	23:00	05:00				
Tue	23:00	05:00				
Wed	23:00	05:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4) N/A			
Thur	23:00	05:00				
Fri	23:00	05:00				
Sat	23:00	05:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5) N/A			
Sun	23:00	05:00				

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption -- <u>please tick</u> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4) <div style="text-align: center; font-size: 2em;">N/A</div>		
Mon	13:00	06:00			
Tue	13:00	06:00			
Wed	13:00	06:00			
Thur	13:00	06:00			
Fri	13:00	06:00			
Sat	13:00	06:00			
Sun	13:00	06:00			
			<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 5) <div style="text-align: center; font-size: 2em;">N/A</div>		

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

Name	SIMED EMEKA AGUST		
Address			
Postcode			
Personal licence number (if known)			
Issuing licensing authority (if known)	Birmingham City Council		

M

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

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

- * Strong Management and effective staff training on
- * Underage and alcohol rules
- * Disorderly behaviour on the premises area
- * Vigilance in preventing the use and sale of illegal drugs
- * Operating schedule providing the hours of operations & licensable activities during those hours.

b) The prevention of crime and disorder

- * CCTV System installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.
- * A clear & legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.
- * Staff will be well trained in asking customers to use premises in an orderly & respectful manner.

c) Public safety

- * Internal & external lighting fixed to promote the public safety objective
- * Well trained staff adhere to environmental health requirements.
- * Training & implementation of underage ID checks.
- * A log book or recording system shall be kept upon the premises in which shall be entered particulars of inspections made; those required by persons authorised by the Licensing Act 2003 or associated legislation.

d) The prevention of public nuisance

- * Noise reduction measures to address the public nuisance objective.
- * Customers will be asked not to stand around loudly talking in the street outside the premises.
- * Prominent, clear & legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.
- * Customers will not be admitted to premises above opening hours.

e) The protection of children from harm

- * 'CHALLENGE 25' sign which is a strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (i.e. passport or a photographic driving license) if they wish to buy alcohol.
- * Well trained staff about requirements for persons' identification, age establishment.
- * Log book will be kept upon the premises.

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).

N/A

L

Hours premises are open to the public
Standard days and timings
(please read guidance note 6)

Day	Start	Finish
Mon	13:00	06:30
Tue	13:00	06:30
Wed	13:00	06:30
Thur	13:00	06:30
Fri	13:00	06:30
Sat	13:00	06:30
Sun	13:00	06:30

State any seasonal variations (please read guidance note 4)

N/A

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)

N/A

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I 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 designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11).
If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	24/02/2016
Capacity	Applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

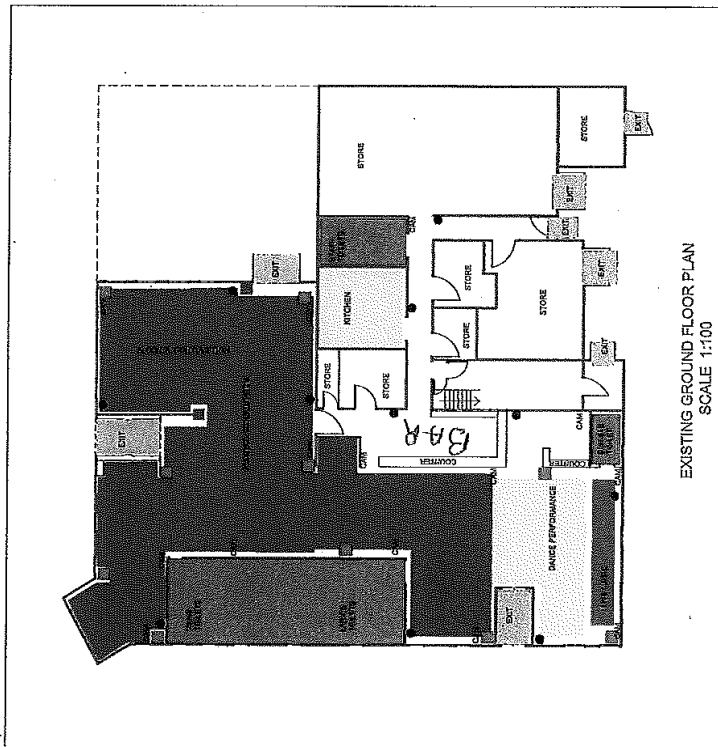
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

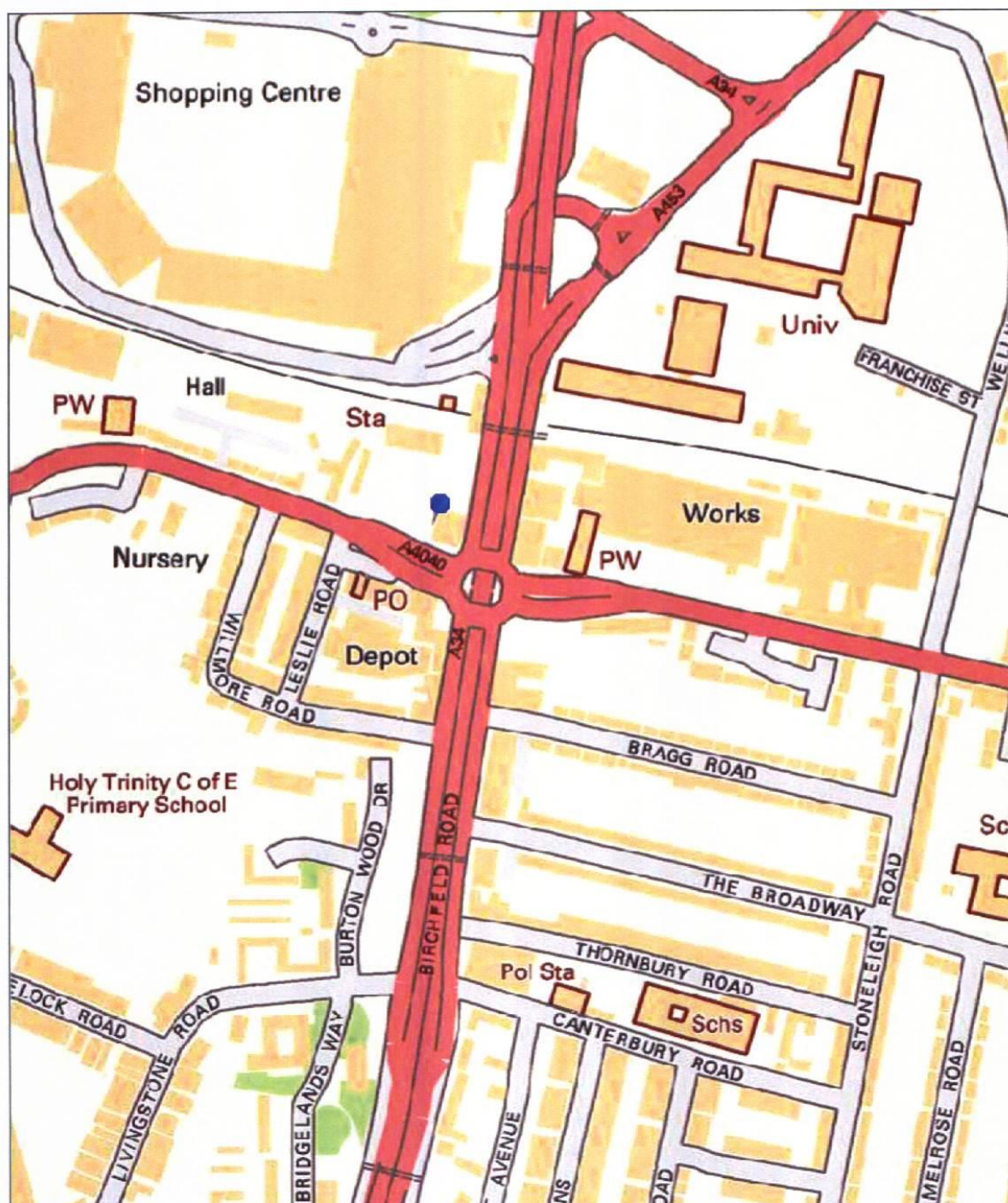
1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. 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 the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. 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, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

LEGEND	
BOUNDARY	
AUDIBLE CONSUMPTION	
KITCHEN	
LIVE MUSIC	
RECORDED MUSIC	
DOORS	
TOILETS	
WINDOWS	
STORE	
ROSE BOTTLEHOUSE	
COPY CAMERA	
DANCE PERFORMANCE	

Live Music, Recorded Music, and Dance
inside The premises only.



All dimensions are in millimeters
scale 1:100
A1 Frame
PROPERTY ADDRESS
The Crown & Oustion Public House
Birmingham Rd, Birmingham
B30 3UE



Birmingham City Council

Map Created By:

Notes

Date of Map Creation: 13/01/2016

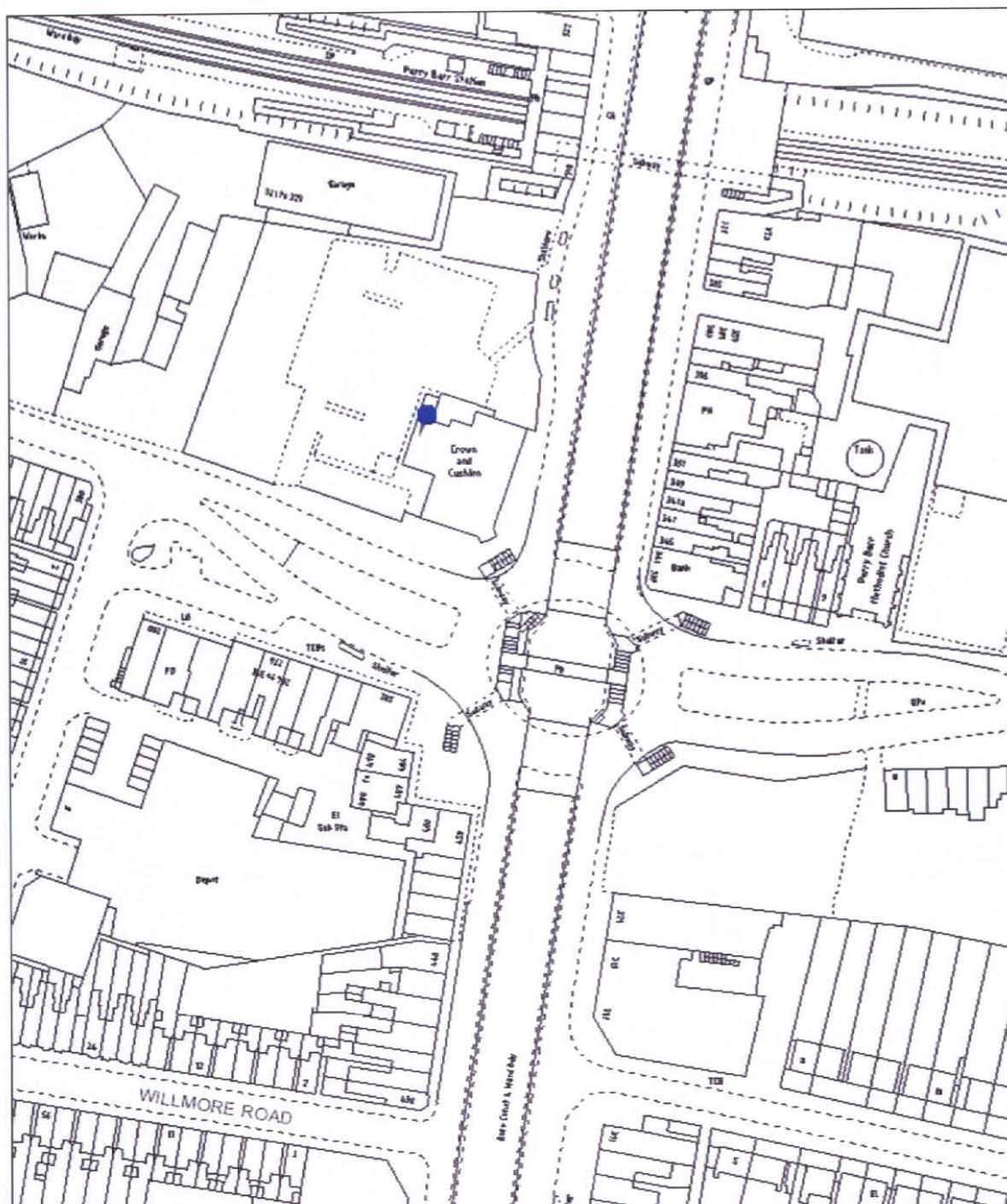


Scale:
1:4,000

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Birmingham City Council Map Created By:

Date of Map Creation: 13/01/2016

Notes



Scale:
1:1,250

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