

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee A
Report of:	Assistant Director of Regulation & Enforcement
Date of Meeting:	Monday 15th July 2019
Subject:	Licensing Act 2003 Premises Licence – Review
Premises:	Horseshoe, 1214 Stratford Road, Hall Green, Birmingham, B28 9BH
Ward affected:	Hall Green North
Contact Officer:	Shaid Yasser, Senior Licensing Officer, 0121 303 9896, licensing@birmingham.gov.uk

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

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

3. Brief Summary of Report:
Review application received on 20 th May 2019 from West Midlands Police in respect of Horseshoe, 1214 Stratford Road, Hall Green, Birmingham, B28 9BH. Representations have been received from West Midlands Police, Environmental Health, and Birmingham City Council Licensing Enforcement, as responsible authorities.

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:

<p>The Chief Constable of West Midlands Police applied on 20th May 2019 for a review of the Premises Licence under Section 51 of the Licensing Act 2003 for the Horseshoe, 1214 Stratford Road, Hall Green, Birmingham, B28 9BH.</p> <p>Representations have been received from West Midlands Police, Environmental Health, and Birmingham City Council Licensing Enforcement, as responsible authorities. See Appendices 1 – 3.</p> <p>Review application is attached. See Appendix 4.</p> <p>The Premises Licence is attached at Appendix 5.</p> <p>Site location plans are attached at Appendix 6.</p> <p>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.</p> <p>The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are: -</p> <ul style="list-style-type: none">a. The prevention of crime and disorder;b. Public safety;c. The prevention of public nuisance; andd. The protection of children from harm.

6. List of background documents:

<p>Copy of the representations as detailed in Appendices 1 – 3</p> <p>Review Application Form, Appendix 4</p> <p>Copy of Premises Licence, Appendix 5</p> <p>Site location plans, Appendix 6</p>
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7. Options available

<p>Modify the conditions of Licence</p> <p>Exclude a Licensable activity from the scope of the Licence</p> <p>Remove the Designated Premises Supervisor</p> <p>Suspend the Licence for a period not exceeding 3 months</p> <p>Revoke the Licence</p> <p>No Action</p> <p>Where the authority takes a step to modify conditions or exclude a licensable activity, it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.</p>

From: Abdool Rohomon
Sent: 10 June 2019 12:10
To: Licensing
Cc: 'Matthew Phipps'
Subject: Horseshoe - additional reps

Dear Licensing,

Following the review application submitted by West Midlands Police for the above premises, West Midlands Police seek to add the additional representation.

On the 18th May 2019, an incident took place inside the premises. West Midlands Police were called twice by people passing by indicating that there was a large fight on the car park for the premises. When officers arrived all parties had left officers informed by staff that two people were having a fisty cuff but had left. Lots of people were watching. No call was received from the premises.

On viewing the CCTV and also the door staff and incident report officers saw, the disorder starts inside the premises. There appear to be two door staff on, however only one is wearing a badge. They eject the parties and another person who is seen attacking and kicking one of the aggressors. From the CCTV you then see numerous people leave the premises and the door staff. CCTV does not cover the car park but people are constantly in and out with drinks, you can see some hostility in a far off shot but it is unclear what is happening.

It is clear that there is some disorder going on for sometime

A person is seen leaving who are extremely drunk and are walking sideways.

The incident reports indicated it was happening for 15 minutes

The incident report is of a low standard

The door staff signing in sheet indicates 4 entries. Two are for the same person all for the 17th May 2019

One of the door supervisors is not showing on the SIA website as having a valid badge.

The ejection clearly led to the continuance of the disorder outside the premises, when parties could have easily been separated inside the premises. There is no call to the Police when clearly things have escalated outside in the car park, only one of the door staff is identifiable and the door staff signing in sheet is inaccurate.

Supporting evidence will be provided for the full review hearing

The premise licence holder is aware and there representative Cc'd in this email

regards

Abs Rohomon

**PC 4075 Rohomon
BW Licensing
Police headquarters
Lloyd House
Colmore Circus
Birmingham
B4 6NQ**

From: Martin Key
Sent: 18 June 2019 15:07
To: Bhapinder Nandhra
Cc: 'bw licensing'; PlanningandRegenerationEnquiries; Licensing; 'home office'; Safeguarding Children & Licensing; Birmingham Public Health; 'Fire authority'; Pollution Team; TradingStandards; 'Matthew Phipps'
Subject: RE: Licence Review application - Horseshoe 1214 Stratford Road, Birmingham
Importance: High

Hi Bhapinder

Further to our earlier conversation I confirm that you have asked that our submission in respect of the licence review for The Horseshoe, 1214 Stratford Road which was sent yesterday should be in the form of a text document and not on the review form. I have copied the information from the form and this is produced below and I confirm that the information is exactly as the submission yesterday:-

I Martin Key, Environmental Protection Officer on behalf of Environmental Health as a responsible authority, Birmingham City Council submit the following representation relating to the prevention of public nuisance licensing objective in support of a request from West Midlands Police of 20 May 2019 for the review of the premises licence for the Horseshoe, 1214 Stratford Road.

Environmental Health has received 15 complaints (including from elected representatives on behalf of local residents) regarding noise nuisance from the above premises connected with events being held at the Horseshoe, 1214 Stratford Road, Birmingham, B28 9BH between July 2018 and April 2019 and there has been a significant impact on local residents.

In all cases the complaints referred to noise from loud music, reported nuisance caused by a DJ on a microphone and some also referred to noise and anti-social behaviour from patrons as they left events held within the banqueting hall causing disturbance (shouting, singing, the banging of car doors, car horns and the revving of car engines). The complaints related to noise between 22.00 and 07.00.

The Environmental Health section sent 5 warning letters to the Horseshoe, 1214 Stratford Road regarding the complaints alleging noise nuisance over the period July 2018 to December 2018.

A number of TENS have been served in relation to the premises. A late TEN dated 17 January 2019 was served for an event in the banqueting hall on the 26/27 January 2019 between 22:00 - 06:00hrs described as a birthday party for family and friends. This late TEN was not objected to by Environmental Health as this was an opportunity for the applicant to demonstrate that they could proceed with an event without causing nuisance.

Prior to the event a letter was sent to the DPS and the premises licence holder advising that no nuisance should be caused at any time and that Environmental Health would investigate any further complaints alleging nuisance (referring to 9 previous complaints) and possible steps to take to prevent nuisance arising were also included in the letters.

On Sunday 27 January 2019 officers on the out of hours nuisance witnessing service were called by a resident and witnessed noise nuisance emanating from the Horseshoe between 02.36 and 02.56 due to loud music being played in the banqueting hall at the Horseshoe. Further complaints were later received regarding this event alleging that the noise continued until 06.15. As a result environmental health objected to a further late TEN for a birthday party on the 2nd to 3rd February 2019 between 22:00 – 05:00hrs and a counter-notice was issued.

A further objection was made by environmental health to a late TEN regarding a birthday party on the 16th to 17th February 2019, from 22:00 – 05:00hrs and a counter notice was again issued.

A meeting was held on 19 February 2019 between environmental health and the DPS at the Horseshoe to advise that officers had witnessed noise nuisance on the 27 January 2019. Residents were reporting that they could not sleep due to the noise from the events, the loud music, the bass and noise from people as they left the premises. It was also highlighted that the close proximity of residential properties meant that there was a significant likelihood of noise nuisance arising without adequate controls. The DPS advised that measures would be implemented to prevent nuisance arising.

The DPS was advised that if further noise nuisance was witnessed, subsequent TENs would be objected to by Environmental Health and an abatement notice would be served prohibiting any further noise nuisance arising.

A late TEN for an event on the 2nd to 3rd March 2019 from 22:00 – 05:00hrs was served on 22 February 2019 and an accompanying email also stated the steps that would be taken to ensure that there were no further noise complaints. On this basis Environmental Health did not object to this event but letters were again sent to the DPS and the premises licence holder detailing that noise nuisance that had been witnessed, the measures proposed by the DPS to prevent noise nuisance and repeated information on steps that could be taken to prevent noise nuisance.

A further late TEN was served on 1 March 2019 regarding a birthday party on the 9th to 10th March 2019 from 22:00 – 05:00hrs which based on the previous agreement was not subject to an objection by environmental health.

Following the event on 2/3 March 2019 further complaints regarding noise were received from local residents alleging that they were losing sleep every time an event was held at the Horseshoe, endless thumping noise was occurring until 06.00 and noise disturbance not just from the venue but from patrons leaving.

On the 10 March 2019, officers on the out of hours nuisance witnessing service attended the property of one of the complainants at 02:30 hrs and left at 03:00hrs and witnessed a noise nuisance from drum and bass style music at the Horseshoe. Further complaints were received after the event.

On the 3 April 2019 abatement notices under the provisions of section 80 of the Environmental Protection Act 1990 were served on the DPS and the premises licence holder requiring that no further noise nuisance should be caused by the playing of amplified music or the use of a microphone.

A late TEN dated was served on 10 April 2019 for a birthday party in the banqueting hall for family and friends on the 21st to 22nd April 2019 (Easter) from 00:30 – 05:00hrs and environmental health objected to this and a counter notice was issued.

A further 4 complaints were received from local residents regarding events on 20 – 22 April 2019 stating that music went on until the early hours which could be heard until 07.00.

One complainant sent a video recording taken at 06.12 on 21 April 2019 showing a large crowd outside the Horseshoe which can be heard talking and shouting with vehicle horns frequently sounding as it appears that the event had finished and people were leaving the premises. The case officer was of the opinion that the noise was a nuisance and would interfere with the ability of residents in the vicinity to sleep.

Despite Environmental Health objecting to an event at the banqueting suite over the 21st - 22nd April 2019 the fact that 4 complaints reporting noise nuisance had been received indicated that the event may have proceeded without a formal TEN.

On 24 April 2019 a further abatement notice was served on a named individual (Tanveer Handa) as an individual acting for the DPS under the provisions of section 80 of the Environmental Protection Act 1990.

At a meeting on 7 May 2019 representatives of Greene King advised that the tenant had been written to but the company could not immediately comply with the notice as it would take around 6 months to evict the tenant and it would therefore be more expedient for Environmental Health to take action against the tenant.

In summary environmental health are not confident that the DPS and the premises licence holder are carrying on the licensed activity in accordance with the licensing objectives particularly prevention of public nuisance.

Documentation will be provided including officers' statements, residents impact statements, copies of the relevant letters, notices and correspondence referenced in this application and also a copy of the video clip made by a resident on Sunday 21/04/19 at 06.12.

Best Regards

Martin Key
Environmental Protection Officer

Environmental Health | Regulation & Enforcement Division



✉: Environmental Health, Manor House, PO Box 16977, Birmingham, B2 2AE

(Office Site: Environmental Protection, 1st Floor, 40 Moat Lane, Birmingham, B5 5BD)

🌐: www.birmingham.gov.uk/eh | Facebook: ehbbham | Twitter: @ehbbham

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♻️ Please consider the environment before printing this email

From: Martin Key

Sent: Monday, June 17, 2019 4:47 PM

To: bw licensing; Licensing; PlanningandRegenerationEnquiries; home office; Birmingham Public Health; Safeguarding Children & Licensing; Fire authority; Pollution Team; TradingStandards; 'Matthew Phipps'

Subject: RE: Licence Review application - Horseshoe 1214 Stratford Road, Birmingham

Importance: High

Hi

As a representative of the responsible authority for environmental health I submit the attached document to join the licence review requested by West Midlands Police for the Horseshoe, 1214 Stratford Road, Birmingham. I confirm I have also sent a copy by post to Greene King Brewing and Retailing Limited, Westgate Brewery, Bury St Edmunds, IP33 1QT.

Best Regards

Martin Key on behalf of Pollution Team
Environmental Protection Officer

**Birmingham City Council
Licensing Service**

Representation as a responsible authority in respect of the premises licence number 1991 granted under the Licensing Act 2003 in respect of premises known as:

- Horseshoe, 1214 Stratford Road, Hall Green, Birmingham, B28 9BH

Introduction

The current premises licence holder - Greene King Brewing and Retailing Limited, Westgate Brewery, Bury St Edmunds, Suffolk, United Kingdom, IP33 1QT

Nominated Designated Premises Supervisor - Mr Tanveer Handa, :

The premises licence currently authorises the following licensable activities:-

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

The times the premises licence authorises the carrying out of licensable activities

Sunday - Wednesday	10:00	-	00:00	E ,F ,H ,M3
	23:00	-	01:00	L
Thursday - Saturday	10:00	-	01:00	E ,F ,H ,M3
	23:00	-	02:00	L

A further additional hour into the morning every Friday, Saturday, Sunday and Monday of each statutory Bank holiday weekend and on the Thursday preceding Good Friday.

All

A further additional hour into the morning every St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to 7 days notice to, and agreement with, the Police.

All

Background Information

Greene King Brewing and Retailing Limited is the holder of the premises licence granted in respect of the Horseshoe and the premises is leased out to the current tenant operating the premises Restaurant (Midlands) Ltd (Registration number 10779202).

On 10th April 2019 the Licensing Section received an electronic application for a Temporary Event Notice. The applicant Tanveer Handa submitted the application on behalf of Restaurant (Midlands) Ltd (registration number 10779202) and proposed to carry out a temporary activity at the Horseshoe, 1214 Stratford Road, Hall Green, Birmingham, B28 9BH to start on 21st April 2019 and end on 22nd April 2019 and during 00:30 – 05:00 hours. The proposed licensable activities being:-

- The sale by retail of alcohol;
- The provision of regulated entertainment;
- The provision of late night refreshment.

The applicant stated the Temporary Event Notice application was in respect of the Banqueting Hall only and was to be used for a 37th birthday party for family and friends.

On 11th April 2019 the Licensing Section received an objection under Section 104(2) of the Licensing Act 2003 from an Officer exercising Environmental Health functions on behalf of the Local Authority.

On the 11th April 2019 a Counter Notice signed and dated by the Principal Licensing Officer was served on the applicant Tanveer Handa (copy attached). This notice confirmed there was no provision to appeal the Counter Notice and further stated:-

'Under Section 136 of the Licensing Act 2003, a person commits an offence if he carries on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or if he knowingly allows a licensable activity to be so carried on. A person convicted of such an offence is liable to imprisonment for a term not exceeding six months or to a fine of any amount, or to both.'

On 23rd April 2019 the Licensing Enforcement Team received information that on 21st & 22nd April 2019 residents living in the vicinity of the Horseshoe had experienced significant disturbance from loud music, people shouting and reported that licensable activity was carried on at the premises beyond permitted hours. Some of these complaints were received from residents directly and others forwarded via their Councillor.

The information received from a resident indicated that the morning after an event on 20th / 21st April 2019 there was litter strewn around the area and wrist bands were identified stating GYAL BAWL OUT. Information was subsequently identified on the internet advertising 'GYAL BAWL OUT' at a 'secret luxury venue' (copy attached).

Following the receipt of these reports a Licensing Enforcement Officer made a requests to Tanveer Handa (DPS) for the disclose of CCTV in order to establish if unauthorised licensable activity had taken place. West Midlands Police also made further requests to Tanveer Handa for disclosure of CCTV images.

As Tanveer Handa was unable to access or downloaded requested images West Midlands Police seized the hard drive for further inspection. The CCTV hard drive is currently awaiting police examination and the matter is still subject to investigation.

If it is established that licensable activities have taken place other than in accordance with a relevant permission this would constitute an offence under Section 136 of the Licensing Act 2003.

On the 30th April 2019 a resident provided the Licensing Enforcement Team with a video recording evidencing the noise nuisance they experienced on the morning of Sunday 21st April 2019. The footage was shared with the Environmental Health Team.

Guidance issued under Section 182 of the Licensing Act 2003 states at para:-

11.16 The 2003 Act provides a range of powers for the licensing authority which it may exercise on determining a review where it considers them appropriate for the promotion of the licensing objectives.

11.17 The licensing authority may decide that the review does not require it to take any further steps appropriate to promoting the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such informal warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the licence holder.

11.18 However, where responsible authorities such as the police or environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their own stepped approach to address concerns, licensing authorities should not merely repeat that approach and should take this into account when considering what further action is appropriate.

11.19 Where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps:

- modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;
- exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption);
- remove the designated premises supervisor, for example, because they consider that the problems are the result of poor management;
- suspend the licence for a period not exceeding three months;
- revoke the licence.

11.20 In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns that the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response to address the causes of concern that instigated the review.

11.21 For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual.

11.22 Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems that impact upon the licensing objectives.

11.23 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives or preventing illegal working. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives and for the prevention of illegal working in licensed premises. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

Recommendations to the Licensing Sub Committee

Tanveer Handa as the Designated Premises Supervisor is in a position of responsibility regarding the day to day operation of the premises and licensable activities conducted at the premises.

In February 2019 Environmental Health Officers met with Tanveer Handa to discuss complaints relating to noise and explained the potential consequences for those responsible if the problems continue - in terms of statutory nuisance and licensing.

On 11th April 2019 Tanveer Handa was served with a Counter Notice in response to his application for a Temporary Event Notice (TEN) for the proposed event at the Horseshoe on the 21st & 22nd April 2019. The Counter Notice clearly advised there was no provision to appeal the Counter Notice and further advised:-

'Under Section 136 of the Licensing Act 2003, a person commits an offence if he carries on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or if he knowingly allows a licensable activity to be so carried on. A person convicted of such an offence is liable to imprisonment for a term not exceeding six months or to a fine of any amount, or to both.'

Tanveer Handa evidently chose to disregard the Counter Notice and knowingly permitted licensable activity to be carried on at the premises other than in accordance with a relevant authorisation.

The Licensing Enforcement Team would recommend the Licensing Sub Committee consider the removal of Tanveer Handa as the Designated Premises Supervisor. The problems highlighted by the Responsible Authorities, noise nuisance, breaches of licence conditions and knowingly carrying on and allowing unauthorised licensable activities at the premises are a direct result of his poor management.

In February 2019 the Sprit Pub Company (Leased) Limited which is part of the Greene King Group was made aware of noise issues associated with the Horseshoe. At the beginning of April 2019 the Spirit Pub Company (Leased) Limited being the premises licence holder at that time was issued with an Abatement Notice under Section 80 of the Environmental Protection Act 1990. It is unknown what if any action was taken by the Premises Licence Holder following this stepped approach to address identified issues.

Borough of Poole v Hall & Woodhouse - On 3rd April 2009, the Divisional Court ruled that a pub-owning brewery that had decided to hold premises licences in its own name, rather than have them held by its tenants, was not criminally liable for breaches of licensing conditions committed by its tenant, simply by virtue of the fact that it (the Brewery) held the licence.

The Licensing Enforcement Team would recommend the Licensing Committee consider attaching the attached suggested conditions to the premises licence requiring the Premises Licence Holder and/or tenant(s) operating the premises to both evidence and take responsibility for providing relevant training in order to support and promote the licensing objectives.

The Licensing Enforcement Team would further recommend the Licensing Sub Committee consider making a statement that the exemption given to the premises following de-regulations to regulated entertainment no longer applies to the premises. The exemption which currently applies means a licence is not required for performance of live music or playing of recorded music between 08:00hrs and 23:00hrs at a premises that is licensed to sell alcohol on the premises before an audience of no more than 500 people. As a result any conditions attached to the licence relating to the provision of live music and/or recorded music are currently suspended during these hours.

By making the statement that the exemption no longer applied this would result in all conditions attached to the premises licence and aimed at preventing noise nuisance being enforceable at all times when live or recorded music is being provided at the premises.

The Licensing Enforcement Team has not made any suggestions regarding additional conditions in relation to Crime & Disorder or Public Nuisance as the Responsible Authorities that take lead in these matters will make their own informed recommendations to the Licensing Sub Committee.

Suggested Conditions

General

The Licensing Sub-Committee hereby make the statement that the live and recorded music exemption given to the premises under Section 177A (2) of the Licensing Act 2003, pursuant to Sections 177A (3) and 177A (4) of the said Act does not apply and as such all conditions relating to the playing of live and recorded music to apply.

The Premises Licence Holder will provide initial induction training for all nominated Designated Premises Supervisors in respect of the licence and to be completed within 30 days of any new appointments taking effect. The training should include but this is not an exhaustive list:-

- Their role and responsibilities regarding the day to day operation of the premises;
- The terms of the premises licence;
 - Permitted trading hours for licensable activities;
 - Conditions attached to the premises licence and how to evidence compliance with conditions where required (e.g.)
 - Staff training – content and recording of training;
 - CCTV provisions – operation of the system;
 - SIA and Police requirements when door supervisors deployed at the premises;
 - Risks and control measures to prevent noise breakout from the premise;
- Where the premises is operated by a tenant;
 - An awareness of liability in respect of offences identified in the Licensing Act 2003 and potential penalties;

The induction training provided by the Premises Licence Holder must be recorded and signed by both trainer and trainee. The training records to be retained by the Premises Licence Holder and made available for inspection by any Responsible Authority on request.

The Premises Licence Holder and/or nominated Designated Premises Supervisor will ensure all members of staff employed at the premises and involved in the sales of alcohol receive training regarding the:-

- four licensing objectives 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 proxy sales and how to competently check customers' identification where necessary; and
- permitted hours during which licensable activities can take place, and the conditions attached to the premises licence.

Staff training records detailing the training provided must be maintained for each member of staff and the training records must be sign and date by the member of staff to acknowledge they received and understood the content of the training provided.

The staff training records must be maintained at the premises and made available for inspection by any Responsible Authority on request.

The Designated Premises Supervisor will maintain a list of all members of staff authorised to make sales of alcohol and will make this list available for inspection by any Responsible Authority on request.

Protection of Children

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.

Posters or notices will be displayed at the premises and clearly visible to customers informing them that a Challenge 25 age verification policy is in operation at the premises.

Only recognised forms of photographic ID to be accepted as proof of a customer's age:-

- photographic driving licence;
- valid passport;
- military identification;
- other recognised forms of photographic identification incorporating the PASS logo; or
- any other form of identification approved by the Secretary of State

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 maintained at the premises and made available for inspection to any Responsible Authority on request.

Birmingham City Council, PO Box 17013, Birmingham, B6 9ES

PRESCRIBED FORM OF COUNTER NOTICE (LATE TEMPORARY EVENT NOTICE)

The prescribed form for a counter notice (late temporary event notice) is as follows:

Counter Notice (Late Temporary Event Notice) – Permitted Temporary Activities

On 10th April 2019 the licensing authority received from you Tanveer Handa a late temporary event notice ("the notice") in respect of proposed temporary licensable activities due to take place on 21st – 22nd April 2019 at The Horseshoe, 1214 Stratford Road, Hall Green, Birmingham, B28 9BH.

The licensing authority has received an objection under section 104(2) of the Licensing Act 2003 ("the Act").

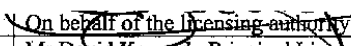
The objection which applies is indicated by an "X" in the following table.

Objection	Insert "X" as applicable
A chief officer of police for any police area in which the premises are situated is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective.	
A local authority exercising environmental health functions for the area in which the premises are situated is satisfied that allowing the premises to be used in accordance with the notice would undermine a licensing objective.	X


A copy of this notice will be sent to the chief of police and the local authority exercising environmental health functions for the area in which the premises specified in the late temporary event notice you gave is situated.

The Licensing Act 2003 does not make provision for you to appeal against this counter notice.

Under section 136 of the Licensing Act 2003, a person commits an offence if he carries on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or if he knowingly allows a licensable activity to be so carried on. A person convicted of such an offence is liable to imprisonment for a term not exceeding six months or to a fine of any amount, or to both.

SIGNATURE		DATE	11.04.2019
Name of Officer signing	Mr David Kennedy Principal Licensing Officer		



 Queen Ladi Gangsta
 @queenladi_gangsta

@queenladi_gangsta 🐼 Father Sturridge
 presents Gyal Bawl Out 🐼 Dovey Magnum
 and Kiprich live in Birmingham April 20th
 THE CROWN REALLY MAKE MI BAWL OUT,
 THE WAY IT DROP IN A MI BACK 🐼 JMGB
 #migluducgod #crazzyyy #nevalazy
 #queenwave #jamaica #sayyesyoubless
 #uplikeheaven #girlpowereveryhour
 @pouchy4417 Yes cuzzo guh shell England
 💖 kippo
 💖 82 likes ▶ 2551 views

Tuesday, 16 April 2019, 19:14:34 +0100



Birmingham City Council, PO Box 17013, Birmingham, B6 9ES

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

BCC
REGULATION & ENFORCEMENT
LICENSING SECTION
DATE RECEIVED

20 MAY 2019

REF NO

INITIALS

I Chief Constable of West Midlands Police

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club
premises certificate under section 87 of the Licensing Act 2003 for the premises described in
Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Horseshoe 1214 Stratford Road	
Post town Birmingham	Post code (if known) B28 9BH
Name of premises licence holder or club holding club premises certificate (if known) Greene King Brewing and Retailing Limited	
Number of premises licence or club premises certificate (if known) 1991	

Part 2 - Applicant details

I am

Please tick ✓ yes

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

☐

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

☒

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

☐

(please complete (A) below)

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

Please tick ✓ yes

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

Surname

First names

I am 18 years old or over

Please tick ✓ yes
☐

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

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

Police statements will follow from –

Local Police teams
Licensing Officer – Chris Jones
Pc Rohomon – Licensing Police Officer
Control logs
CCTV evidence (if back from analysis)
Plans for premises
Flyers for events

authorised)

As a result of the incidents Licensing Officer Chris Jones contacted the premises and requested copies of the incident reports for the weekend as well as the CCTV.

The DPS contacted Chris Jones advising that he would get the information and the CCTV which he could see live on his phone.

Licensing officers attended the premise, and spoke to the DPS.

Through the discussion at the premises it was discovered

- The area used for the events did not appear on the plans, and so was suspected to be unlicensed
- It was set up as a bar, with the DPS stating that was the responsibility of the premise licence holder
- CCTV was not working (has been seized for analysis)
- Booking procedures for events was poor
- Security issues
- People booking room, being allowed to sell own alcohol
- People involved in disorder just being ejected so fight could continue outside
- Incident book recording poor
- No risk assessments for TEN's when requested
- The person who had called the Police for the disorder on the 20th April was not on the list of employees working that night, and so the premises had not called the Police.

Discussions then took place with the premise licence holders and their solicitors; however agreement could not be reached on conditions to remedy the above issue.

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Chief Constable West Midlands Police C/o Birmingham Licensing department Lloyd House Birmingham
Telephone number (if any)
E-mail address (optional)

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

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

Please tick one or more boxes ✓

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

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

The premises are what are known commonly as a local pub, it has been set up to allow a good percentage of food sales and also vertical drinking.

At the rear of the premises is a converted unit that used to house a "Whacky Warehouse" – children's soft play area but this has been converted into a suite, set up with a bar, dance floor and seating.

The premise is a tenanted premises, although Greene King remain the licence holders, with the tenant Tanveer Handa being the DPS.

On the 15th January 2019 – officers from the local Police team contacted the Police licensing team, as they had been contacted by local residents and councillor indicating that the premises were operating until 0700 hours and that it was causing significant noise issues.

On the 26th January 2019 – the DPS had applied for a Late Ten notice, indicating that it was for a birthday party. It transpired that the actual event was for a member of an Organised Crime Group who had been killed. Flyers advertising the event and that they had flown artists in from the USA to perform.

Following this West Midlands Police began to have concerns that the premise was being used by members of organised crime groups. The licensing officer Chris Jones who dealt with the premises spoke to the DPS and told him that in future, any applications for a TEN would need to have a risk assessment as well, so that we could now assess the risk.

On the 28th January 2019 – the DPS applied for a further Late ten for a party on the 2nd Feb 2019, this time indicating it was for family and friends. This was going from 2200 until 0500 hours.

On the 8th February 2019 – the DPS applied for a further Late ten for a party on the 16th Feb 2019 again for a birthday party. This application was objected to by Environmental Health and so the TEN was counter noticed. There was no risk assessment with the application but as it had been counter noticed West Midlands Police did not chase this up with the DPS.

On the 10th April 2019 – the DPS applied for a Late Ten notice for the same party that had been arranged for the 8th February 2019. This event would be taking place over the Easter weekend from Sunday 21st April into Monday 22nd April 2019. This was again objected to by Environmental Health as they had served a noise abatement notice against the premise and a counter notice issued.

Over the Easter weekend several incidents happened at the premises that caused concern to West Midlands Police on how the premise was being operated.

On the 20th April at 00:31 hours a call was made from a member of public indicating that there was a large fight and potential stabbing at the premises. Officers attending identified injured persons (who would not engage with the Police) and also signs within the premises of a disorder taking place. A person was named on the Police log as the caller. It was ascertained that no stabbing had happened but officers noted that there were signs of disorder from the main section of the premises and not the area referred to as the "whacky Warehouse".

On the 21st April – WMP were aware of an event at the premises (for which a Ten had been applied but the application had been objected to and so a counter notice issued). This event from Police intelligence had been organised by known members of an organised crime group. The DPS was spoken to on the night by the duty Sgt, who confirmed the event was happening, until 0200 am, with half the security being provided by someone from the organisers.

Complaints were shared with West Midlands Police to indicate that the event that had started on the 21st had gone past the 02.00 hours as officers were told and had finished at the times that had been applied for through the Temporary Event notice (which had been counter noticed and so not

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

Please tick ✓ yes

☐

If yes please state the date of that application

Day Month Year

1	1	1	1	1	1	1	1	1	1
---	---	---	---	---	---	---	---	---	---

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

A minor variation was submitted on behalf of the premise licence holder on the 14th May 2019 to amend operating conditions.

West Midlands Police objected to this application on the 14th May 2019

Please tick ✓ yes

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

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 3 – Signatures (please read guidance note 4)

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

Signature

A/SUPT 4595 TAMBLING

Date

Monday 20th May 2019

Capacity

Duly authorised on behalf of the Chief Constable of West Midlands Police

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)
Birmingham Central Police Licensing Team
c/o Lloyd House Police Station
Snow Hill Queensway

Post town

Birmingham

Post Code

B4 6NQ

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

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

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LICENSING ACT 2003PREMISES LICENCE

Premises Licence Number:

1991 / 6

Part 1 - Premises details:

Postal address of premises, or if none, ordnance survey map reference or description	
Horseshoe 1214 Stratford Road Hall Green	
Post town:	Post Code:
Birmingham	B28 9BH
Telephone Number:	

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

- | | |
|----|--|
| E | Live music |
| F | Recorded music |
| H | Anything of similar description to that falling within (live music), (recorded music) or (performances of dance) |
| L | Late night refreshment |
| M3 | Sale of alcohol by retail (both on & off the premises) |

The times the licence authorises the carrying out of licensable activities

Sunday - Wednesday	10:00 - 00:00	E ,F ,H ,M3
	23:00 - 01:00	L
Thursday - Saturday	10:00 - 01:00	E ,F ,H ,M3
	23:00 - 02:00	L
A further additional hour into the morning every Friday, Saturday, Sunday and Monday of each statutory Bank holiday weekend and on the Thursday preceding Good Friday.		All
A further additional hour into the morning every St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to 7 days notice to, and agreement with, the Police.		All

On a maximum of 12 occasions per calendar year for events of local, national or international significance licensable activities may be provided for an additional hour, subject to 21 days notice to and agreement with the police.	All
The Police retain the right of absolute veto over any such extension.	All

The opening hours of the premises

Sunday - Wednesday	09:00	-	01:00
Thursday - Saturday	09:00	-	02:00

A further additional hour into the morning every Friday, Saturday, Sunday and Monday of each statutory Bank holiday weekend and on the Thursday preceding Good Friday.

A further additional hour into the morning every St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to seven days notice to, and agreement with, the Police.

On a maximum of 12 occasions per calendar year for events of local, national or international significance licensable activities may be provided for an additional hour, subject to 21 days notice to and agreement with the police. The Police retain the right of absolute veto over any such extension.

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

On and Off Supplies

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Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence Greene King Brewing and Retailing Limited Westgate Brewery Bury Street Edmunds	
Post town: Suffolk	Post Code: IP33 1QT
Telephone Number: Not Specified	
Email Not Specified	

Registered number of holder for example company number or charity number (where applicable) 03298903
--

Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Tanveer Singh Handa	
Post town:	Post Code:
Telephone Number: Not Specified	

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol	
Licence Number SOL/PE/1106/2009	Issuing Authority SOLIHULL METROPOLITAN BOROUGH COUNCIL

Dated 29/04/2019

Bhapinder Nandhra
Senior Licensing Officer
For Director of Regulation and Enforcement

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Annex 1 – Mandatory Conditions

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

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

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

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

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

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

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

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

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

Embedded Restrictions

Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:

a. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 11 a.m. to 11 p.m. b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 p.m. c. On Good Friday, 12 noon to 10.30 p.m. d. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m. e. On New Year's Eve, except on a Sunday, 11 a.m. to 11 p.m. f. On New Year's Eve on a Sunday, 12 noon to 10.30 p.m. g. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day, which would be 11.00 a.m. if New Year's Day falls on a weekday or 12 noon if a Sunday. The above restrictions do not prohibit: (a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel; (b) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises; (c) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered; (d) the sale of alcohol to a trader or club for the purposes of the trade or club; (e) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces; (f) the taking of alcohol from the premises by a person residing there; or (g) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or (h) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

(1) Subject to the following paragraphs, the permitted hours on weekdays shall extend until two o'clock in the morning following [three o'clock in the metropolis] [or, if an earlier hour is specified in the special hours certificate, that hour] except that – (a) the permitted hours shall end at midnight on any day on which music and dancing is not (or, in the case of casino premises, gaming facilities are not) provided after midnight; and (b) on any day that music and dancing end (or, in the case of casino premises, gaming ends) between midnight and two o'clock in the morning [three o'clock in the metropolis], the permitted hours shall end when the music and dancing end or, as the case may be, when the gaming ends. (2) In relation to the morning on which summer time begins, paragraph (1) of this condition shall have effect – (a) with the substitution of references to three o'clock in the morning [four o'clock in the metropolis] [or one hour following the hour actually specified in the certificate where the certificate currently requires closure between 1a.m. and 2a.m.] (3) Except on Sundays immediately before Bank holidays, the permitted hours on Sundays shall extend until thirty minutes past midnight in the morning following [or, if an earlier hour is specified in the special hours certificate, that hour], except that – a) the permitted hours shall end at midnight on any Sunday on which music and dancing is not (or, in the case of casino premises, gaming facilities are not) provided after midnight; (b) where music and dancing end (or, in the case of casino premises, gaming ends) between midnight on any Sunday and thirty minutes past midnight, the permitted hours on that Sunday shall end when the music and dancing end or, as the case may be, when the gaming ends. (4) On Sundays immediately before bank holidays, the permitted hours shall extend until 2 a.m. in the morning following [3 a.m. in the metropolis], except that – (a) the permitted hours shall end at midnight on any Sunday on which music and dancing is not (or, in the case of casino premises, gaming facilities are not) provided after midnight; (b) where music and dancing end (or, in the case of casino premises, gaming ends) between midnight on any Sunday and 2 a.m. [3 a.m. in the metropolis], the permitted hours on that Sunday shall end when the music and dancing end or, as the case may be, when the gaming ends. For casino premises (5) The sale of alcohol must be ancillary to the use of the premises for gaming facilities and substantial refreshment. For other premises (6) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.

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This licence is granted subject to compliance with the conditions attached to the Public Entertainment Licence, previously issued in respect of these premises, as detailed in document reference number: PEL4.7 (copies of which are available upon request from the Licensing Section)

Where the number of children attending the entertainment exceeds 100 the licensee shall ensure the provisions of Section 12 of The Children and Young Persons Act 1933 are complied with.

Licensable activities may continue beyond the times specified in the embedded restrictions up to the times the premises licence authorises the carrying out of licensable activities.

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Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

No adult entertainment or services are permitted on the premises, with the exception of AWP machines.

Regulated entertainment is permitted to take place inside the premises only.

The licence holder will ensure the premises respect Spirit Group's Approach to Responsible Drinking.

On a maximum of 12 occasions per calendar year for events of local, national or international significance licensable activities may be provided for an additional hour, subject to twenty-one days notice to, and agreement with, the Police. The Police retain the right of absolute veto over any such extension.

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

The Licence Holder will ensure CCTV system is in place that captures sufficiently clear, usable images.

Door staff will continue to be employed at the premises on Friday and Saturday evenings.

When door staff are used on the premises they will be Security Industry Authority (SIA) approved and operate in accordance with the Security Industry guidelines.

The licence holder shall ensure a zero tolerance towards illegal drugs will be enforced at all times on the premises.

If a disk jockey is used on any night at the premises, then he/she will ask patrons to leave the premises quietly.

The licence holder shall ensure that all instances of crime and disorder are reported to the police and an incident log book will be kept and maintained on the premises.

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

Maximum occupancy level:

- limited to 200 persons (lounge)
- limited to 100 persons (bar)

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

The licence holder shall ensure additional patrols are carried out by members of staff, internally and externally, to limit any noise pollution when entertainment is being offered within the premises.

Notices will be displayed on the premises, asking customers to respect local residents when leaving the premises.

The Licence Holder will ensure that text and/or radio pagers, where already used will continue to be used on the premises during the hours of operation.

Soft drinks and non-alcoholic refreshment will be available during any extended period between the cessation of the supply of alcohol and the closure of the premises.

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

Whenever children are permitted on the premises, any entertainment offered within the premises will be suitable for persons of that age.

Persons under the age of 16 must be supervised by an accompanying adult at all times.

Soft drinks and non-alcoholic drinks will be available.

Persons under the age of 18 are not permitted to play on Section 34 permitted AWP machines.

Persons under the age of 16 are not permitted in the area immediately adjacent to the bar servery.

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Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

N/A

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

N/A

3c) Committee conditions to promote public safety

N/A

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

N/A

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

N/A

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Annex 4 – Plans

The plan of the premises with reference number **110588-1991/6** which is retained with the public register kept by Birmingham City Council and available free of charge for inspection by appointment only. Please call the Licensing Section on 0121 303 9896 to book an appointment.



Birmingham City Council Map Created By:

Date of Map Creation: 17/05/2019

Notes

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Scale:
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Birmingham City Council

Map Created By:

Notes

Date of Map Creation: 17/05/2019



Scale:
1:1,250

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