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## LICENSING SUB-COMMITTEE

Meeting to be held on: 15 March 2021 AT 10.00A.M

Meeting to be held via: Microsoft Teams

Public access to meeting via: <https://www.youtube.com/watch?v=yFJYsWafCEA>

**MEMBERSHIP:** Councillor Samra  
Councillor P Kaur  
Councillor Ward



# **A G E N D A**

## **PART I - PUBLIC SESSION**

1. Appointment of Chair
2. Welcome
3. Apologies
4. Declarations of Interest
5. Application for a premises licence review under Section 51 of the Licensing Act 2003 – King George V, Wallows Lane, Walsall, WS2 9BZ.

## **Schedule 12A to the Local Government Act, 1972 (as amended)**

### **Access to information: Exempt information**

#### **Part 1**

#### **Descriptions of exempt information: England**

1. Information relating to any individual.
2. Information which is likely to reveal the identity of an individual.
3. Information relating to the financial or business affairs of any particular person (including the authority holding that information).
4. Information relating to any consultations or negotiations, or contemplated consultations or negotiations, in connection with any labour relations matter arising between the authority or a Minister of the Crown and employees of, or office holders under, the authority.
5. Information in respect of which a claim to legal professional privilege could be maintained in legal proceedings.
6. Information which reveals that the authority proposes:
  - (a) to give any enactment a notice under or by virtue of which requirements are imposed on a person; or
  - (b) to make an order or direction under any enactment.
7. Information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.
8. Information being disclosed during a meeting of a Scrutiny and Performance Panel when considering flood risk management functions which:
  - (a) Constitutes a trades secret;
  - (b) Its disclosure would, or would be likely to, prejudice the commercial interests of any person (including the risk management authority);
  - (c) It was obtained by a risk management authority from any other person and its disclosure to the public by the risk management authority would constitute a breach of confidence actionable by that other person.





## The Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012

### Specified pecuniary interests

The pecuniary interests which are specified for the purposes of Chapter 7 of Part 1 of the Localism Act 2011 are the interests specified in the second column of the following:

Subject	Prescribed description
Employment, office, trade, profession or vocation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	<p>Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by a member in carrying out duties as a member, or towards the election expenses of a member.</p> <p>This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Regulations (Consolidation) Act 1992.</p>
Contracts	<p>Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority:</p> <p>(a) under which goods or services are to be provided or works are to be executed; and</p> <p>(b) which has not been fully discharged.</p>
Land	Any beneficial interest in land which is within the area of the relevant authority.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	<p>Any tenancy where (to a member's knowledge):</p> <p>(a) the landlord is the relevant authority;</p> <p>(b) the tenant is a body in which the relevant person has a beneficial interest.</p>
Securities	<p>Any beneficial interest in securities of a body where:</p> <p>(a) that body (to a member's knowledge) has a place of business or land in the area of the relevant authority; and</p> <p>b) either:</p> <p>(i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or</p> <p>(ii) if the share capital of that body is more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.</p>



# Appointment of Chair

# Welcome

# Apologies

# Declarations of Interest

King George V  
Wallows Lane,  
Walsall,  
WS2 9BZ



**Information to accompany notice of hearing**

**Rights of a Party**

- Subject to Regulations 14(2) and 25 \*, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.
- At the hearing, a party shall be entitled to -
  - (a) in response to a point upon which the Authority has given notice to a party that it will want clarification, give further information in support of their application, representations or notice (as applicable);
  - (b) if given permission by the Authority, question any other party; and
  - (c) address the Authority.

(\* Regulation 14(2) states “The Licensing Authority may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public.” Regulation 25 states “The Authority may require any person attending the hearing who, in their opinion, is behaving in a disruptive manner to leave the hearing and may -

- (a) refuse to permit that person to return; or
- (b) permit him to return only on such conditions as the Authority may specify.

but such person may, before the end of the hearing, submit to the Authority in writing any information which they would have been entitled to give orally had they not been required to leave”).

**Non-attendance of a party at the hearing**

- (1) If a party has informed the Authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.
- (2) If a party who has not so indicated, fails to attend or be represented at a hearing, the Authority may -
  - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date; or
  - (b) hold the hearing in the party’s absence.

- (3) Where the Authority holds the hearing in the absence of a party, the Authority shall consider at the hearing the application, representations or notice made by that party.
- (4) Where the Authority adjourns the hearing to a specified date, it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

### **Procedure to be followed at the hearing**

- At the beginning of the hearing, the Authority shall explain to the parties the procedure that will be followed and shall consider any request by a party for permission for another person to appear at the hearing.
- The hearing will usually be conducted in public, although the Sub-Committee may exclude the public from all or part of a hearing where it is considered expedient.
- The hearing will take the form of a discussion led by the Authority and cross-examination will not normally be permitted unless the Authority considers that cross-examination is required for it to consider the representations, application, or notice, as the case may require.
- The hearing will proceed as follows:-
  1. The Chair to open the meeting, introducing Members and officers to all parties, members of the public, explain the nature of the application and the procedure to be followed.
  2. The applicant or their representative; relevant Authorities or their representatives; objectors or their representative to introduce themselves to the Sub-Committee.
  3. The Chair to ensure everyone has a full copy of documents for the hearing and to deal with any preliminary issues that may affect the hearing, for example, an application for an adjournment to consider fresh or late evidence.
  4. The Licensing Officer to tender a report to the Sub-Committee, outlining the application, any relevant representations and relevancies to the Local Authority licensing policy statement and statutory guidance.
  5. The Sub-Committee or other parties to seek points of clarification from the Licensing Officer on his report, if necessary.
  6. The responsible Authorities, or their representatives, to make relevant representations in relation to the application.
  7. The applicant and other interested parties to ask questions of the responsible Authorities in relation to their representations.
  8. Sub-Committee Members to ask relevant questions of the responsible Authorities in relation to their representations.
  9. Interested parties to be invited, if they wish to, to make relevant representations to the Sub-Committee.
  10. The applicant or person representing them to ask questions of the interested parties in relation to their representations.

11. Sub-Committee Members to ask relevant questions of the interested parties in relation to their representations.
12. The applicant, or their representative, to present their case to the Sub-Committee.
13. The responsible Authorities, or their representatives, to ask questions of the applicant.
14. The interested parties, or their representative, to ask questions of the applicant.
15. The Sub-Committee to ask questions of the applicant.
16. The Chair to invite any parties making representations, and the applicant, to briefly summarise their case, if they wish.
17. The Chair will check that the parties have said all that they wish to.
18. The Sub-Committee will then decide on the matter in private and all persons, except the legal advisor and the Committee administrator, will withdraw from the hearing.
19. All the parties will then be recalled and the decision of the Sub-Committee will be delivered, including any conditions placed on the licence (if granted) and the licensing objective that they relate to.

### **Determinations**

- In most cases, the Sub-Committee will make a determination at the conclusion of the hearing. In all cases, the determination will be in writing, giving reasons for the decision.
- The Sub-Committee will consider its final decision in private, accompanied by the Legal Officer and the Committee Clerk. Any legal advice given to Members of the Sub-Committee will be repeated by the Legal Officer to the parties when the decision is announced publicly.

**Action following receipt of notice of hearing**

- (1) A party shall give to the Authority, within the period of time provided for in the following provisions of this Regulation, a notice stating -
  - (a) whether he intends to attend or be represented at the hearing;
  - (b) whether he considers a hearing to be unnecessary.
- (2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in Paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the Authority in relation to the application, representations or notice of the party making the request.
- (3) In the case of a hearing under -
  - (a) Section 48(3)(a) (cancellation of interim authority notice following police objection); or
  - (b) Section 105(2)(a) (counter notice following police objection to temporary event notice),

the party shall give the notice no later than one working day before the day or the first day on which the hearing is to be held.
- (4) In the case of a hearing under -
  - (a) Section 167(5)(a) (review of Premises Licence following Closure Order);
  - (b) Paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence);
  - (c) Paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing Club Certificate); or
  - (d) Paragraph 26(3)(a) of Schedule 8 (determination of application by holder of Justices Licence for grant of Personal Licence),

the party shall give the notice no later than two working days before the day or the first day on which the hearing is to be held.
- (5) In any other case, the party shall give the notice no later than five working days before the day or the first day on which the hearing is to be held.

### **Right to dispense with hearing if all parties agree**

- (1) An Authority may dispense with holding a hearing if all persons required by the Act to agree that such a hearing is unnecessary, other than the Authority itself, have done so by giving notice to the Authority that they consider a hearing to be unnecessary.
- (2) Where all the persons required by the Act to agree that a hearing is unnecessary have done so in accordance with Paragraph (1), the Authority, if it agrees that a hearing is unnecessary, must forthwith give notice to the parties that the hearing has been dispensed with.

### **Withdrawal of representations**

A party who wishes to withdraw any representations they have made may do so -

- (a) by giving notice to the Authority no later than 24 hours before the day or the first day on which the hearing is to be held; or
- (b) orally at the hearing.

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**LICENSING SUB-COMMITTEE**  
**ORDER OF PROCEEDINGS**

1. Introductions.
2. Licensing Officer to present report outlining the application, relevant representations and relevance to the Local Authority licensing policy statement and statutory guidance.
3. Questions to the Licensing Officer from the Sub-Committee or other parties.
4. Reviewing authority to present their case.
5. Other responsible authorities, interested parties and Sub-Committee to ask questions of the reviewing authority.
- 6.. Other responsible authorities to present their case.
7. The licence holder/representative, other responsible authorities, interested parties and Sub-Committee to ask questions.
8. The licence holder/representatives to present their case.
9. Reviewing authority, other responsible authorities, interested parties and Sub-Committee to ask questions.
10. Interested parties to make representations.
11. Licence holder/representatives, responsible Authorities and Sub-Committee to ask questions of the interested parties.
12. All parties to briefly summarise their case.
13. The Chair to check that all parties have said all they wish to.
14. The Sub-Committee to deliberate in private, all persons except the Legal Adviser and Committee Administrator, to withdraw from the hearing.
15. All parties to be recalled and advised of the Sub-Committee's decision and inform parties in regard to the right of appeal to the Magistrates Court under Section 181 of the Licensing Act 2003

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# **Walsall Council**

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## **REPORT OF THE DIRECTOR OF RESILIENT COMMUNITIES**

### **LICENSING SUB - COMMITTEE**

**15<sup>th</sup> March 2021**

## **APPLICATION FOR A PREMISES LICENCE REVIEW UNDER SECTION 51**

### **OF THE LICENSING ACT 2003**

**King George V  
Wallows Lane  
Walsall  
WS2 9BZ**

#### **1.0 Summary of Report**

- 1.1 For members of the licensing sub-committee to determine an application for a premises licence review, in respect of King George V, Wallows Lane, Walsall, WS2 9BZ
- 1.2 The review application is made by West Midlands Police, a responsible authority under the terms of the Licensing Act 2003.
- 1.3 The application cannot be determined under officer delegated authority.

#### **2.0 Recommendations**

- 2.1 That the licensing sub-committee having regard to the submitted review application and any relevant representations, determine what steps if any, it considers appropriate for the promotion of the licensing objectives.

The subcommittee may decide that the review does not require it to take any further steps appropriate to promote the licensing objectives. In addition, there is nothing to prevent the sub -committee issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time



- 2.2 The steps, set out in section 52(4) of the Licensing Act 2003, are to:
- modify the conditions of the premises licence (conditions of the licence are modified if any of them is altered or omitted or any new condition is added) either permanently or for a period not exceeding three months
  - exclude a licensable activity from the scope of the licence, either permanently or for a period not exceeding three months
  - remove the designated premises supervisor,
  - suspend the licence for a period not exceeding three months;
  - revoke the licence.

### **3.0 Background information**

- 3.1 Admiral Taverns Piccadilly Limited have been the premises licence holders for King George V since 16<sup>th</sup> November 2016. The current premises licence including the operating schedule and premises plan is attached as **Appendix 1**
- 3.2 Mr Raman Singh was nominated as the Designated Premises Supervisor (DPS) for King George V by Admiral Taverns Piccadilly Limited on the 15<sup>th</sup> February 2017.
- 3.3 In order to assist members of the Committee and those attending the Hearing a street map of the locality of King George V is provided at **Appendix 2**.

#### **West Midlands Police**

- 3.4 An application from the Chief Constable of West Midlands Police to review the premises licence for King George V was received by the licensing authority on 18<sup>th</sup> January 2021. The grounds for the review (section C of the application) relate to three of the statutory licensing objectives
- the prevention of crime and disorder,
  - public safety,
  - the prevention of public nuisance

The representation sets out a chronological sequence of events between January and December 2020 indicating the failure of the DPS Mr Raman Singh to operate the premises in line with three of the four licensing objectives

Examples of the incidents investigated by the Police include

- Customers attempting to enter the premises after closing time.
- A vehicle ramming the premises whilst individuals were inside both the vehicle and the premises.
- Alleged fights at the premises
- Allegations of the premises being operated outside of its permitted hours having 'lock ins'.
- Allegations of noise and disorder from customers leaving the premises
- Fighting and disorder occurring outside of the permitted operating hours of the Pub and involving persons at the pub and a local car wash.
- Failure by the DPS following reasonable requests to provide recordings of incidents at the pub via the CCTV system.
- Incidents involving persons being at the premises in breach of Coronavirus restrictions and Mr Singh being issued with a Fixed Penalty Notice for the breach.

- 3.5 The representation clarifies that the Police believe they have exhausted their engage, explain, encourage national procedure for dealing with noncompliance. They believe Mr Singh acted independently from Admiral Taverns and wilfully ignored the advice and encouragement given by both West Midlands Police and Admiral Taverns. They also believe Admiral Taverns as Premises Licence Holder failed to control their tenant leading to the licensing objectives being undermined.

A copy of the review application is provided at **Appendix 3**.

- 3.6 In accordance with prescribed regulation, following the submission of the review application officers arranged for a premises licence review notice to be displayed for 28 consecutive days at the premises and on the council's website.
- 3.7 The period for further written representations (of either a positive or negative nature) to be submitted from other responsible authorities and 'other persons' closed on 15<sup>th</sup> February 2021.
- 3.8 On the 18<sup>th</sup> January 2021 the licensing authority received a response from the Home Office to say that they have no record of any Immigration Offences against the premises and so will not be making any representations.
- 3.9 On the 27<sup>th</sup> January 2021 the licensing authority were in receipt of an application to Vary the DPS from Admiral Taverns. The application was made to remove Mr Singh as the DPS for the premises. At present there is no DPS in place for the premises. A copy of the application is attached as **Appendix 4**.

## Environmental Health

- 310 On the 9<sup>th</sup> February 2021 the licensing authority received a representation from John Harvey on behalf of Walsall Council's Environmental Health Service. The representation was made on the grounds of the prevention of crime and disorder and public safety.
- 3.11 The representation details investigations the Environmental Health Service have conducted as a response to complaints that the King George V was operating in contravention of Regulations intended by Government to control the spread of coronavirus. The representation shows the Council and Police working together to try and ensure the responsible persons at King George V complied with said regulations. The representation and appendices highlight the failure of the DPS Mr Raman Singh to comply with the advice provided by both organisations. Appended to the Representation are the following documents.
1. A Public Health report on the impact of Coronavirus.
  2. A copy of a letter dated 1/4/2020 sent to the responsible person at King George V asking for the person to contact Environmental health due to complaints being received regarding alleged breach of COVID regulations.
  3. Copies of a Prohibition Notice (and covering letter) dated 31<sup>st</sup> December 2020 served on Admiral Taverns Piccadilly Ltd under the Health Protection (Coronavirus, Restrictions)(All Tiers)(England) Regulations 2020 as amended. The Notice requires the responsible person to
    - i. Close any premises or part of the premises in which food or drink are provided for consumption on the premises and
    - ii. Cease providing food or drink for consumption on its premises.
  4. Copies of a Prohibition Notice (and covering letter) dated 31<sup>st</sup> December 2020 served on Mr Raman Singh under the Health Protection (Coronavirus, Restrictions)(All Tiers)(England) Regulations 2020 as amended. The Notice requires the responsible person to
    - iii. Close any premises or part of the premises in which food or drink are provided for consumption on the premises and
    - iv. Cease providing food or drink for consumption on its premises.
  5. A list of nine complaints received in relation to the premises between 30<sup>th</sup> March 2020 and 16<sup>th</sup> September 2020. A copy of the email and documents are attached as **Appendix 6**.

## **Community Protection**

- 3.12 On the 12<sup>th</sup> February 2021 the licensing authority were in receipt of a representation from Kirsty Steward on behalf of Walsall Council's Community Protection Service.

The representation supported the review application made by the Chief Constable and was made on the grounds of Prevention of Public Nuisance. The representation states that between 15<sup>th</sup> July 2020 and 19<sup>th</sup> August 2020 twelve noise nuisance and antisocial behaviour complaints were made about the premises by thirteen local residents. The complainants were concerned about noise and anti-social behaviour from persons leaving the premises, revving cars, loud music from speakers and noise from sporting events shown on a television near the garden area of the premises.

- 3.13 Two residents recorded the noise nuisance they were suffering from on a Noise App used by the Community Protection service for noise nuisance complaints. Between 14<sup>th</sup> August 2020 and 18<sup>th</sup> September 2020, 28 recordings of noise nuisance and antisocial behaviour were uploaded to the App for review by Community Protection staff. A copy of the representation is attached at **Appendix 7**.
- 3.14 No further representations have been received from any of the other responsible authorities or other persons.
- 3.15 The Licensing Authority is able to confirm that there are no annual fees currently outstanding for the premises.

### **4.0 Resource Considerations.**

- 4.1 **Financial:** Any decision taken by the Licensing Authority may be appealed to the Magistrates' Court. The Licensing Authority would have to bear the costs of defending such an appeal.
- 4.2 **Legal:** Any application for review received by the licensing authority must be relevant to the promotion of the licensing objectives namely: Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance, Protection of Children from Harm.

In determining the review application the licensing sub committee must have regard to:

- The need to promote the four licensing objectives.
- Representations made.
- Relevant sections of the Licensing Act 2003.
- Relevant sections of the statutory guidance issued under s.182 of the Act.
- The licensing authorities' policy statement.

4.3 Paragraph 10.28 of Section 182 Guidance issued under The Licensing Act 2003 states:

*The 2003 Act does not require a designated premises supervisor or any other personal licence holder to be present on the premises at all times when alcohol is sold. However, the designated premises supervisor and the premises licence holder remain responsible for the premises at all times including compliance with the terms of the 2003 Act and conditions attached to the premises licence to promote the licensing objectives.*

In determining the review application the sub committee can take such steps as it considers necessary for the promotion of the licensing objectives:

- Take no further action.
- Modify the conditions of the licence.
- Exclude a licensable activity from the scope of the licence.
- Removal of the designated premises supervisor (if applicable).
- Suspend the licence for a period not exceeding three months.
- Revoke the licence.

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.

Where the sub committee takes the step to modify the conditions of licence or exclude a licensable activity, it may provide that the modification or exclusion is to have effect for one such period (not exceeding three months) as it may specify.

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.

*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 (11.18 Guidance).*

*Where the applicant for review, holder of the premises licence or any other person who made relevant representations in relation to the application is aggrieved by the decision of the licensing authority, appeal is to magistrates court where the reasonableness or otherwise of the decision will be tested.*

*Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holders early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns. A failure by the holder to respond to such warnings is expected to lead to a decision to apply for a review. Co-operation at a local level in promoting the licensing objectives should be encouraged and reviews should not be used to undermine this cooperation.*

- 4.4 Licensing authorities should look to the police as the main source of advice on crime and disorder as stated in Section 182 of the guidance issued under the Licensing Act 2003. Section 2.5 of the guidance also states:

*“It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder”*

- 4.5 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.

- 4.6 Paragraph 11.24 of the guidance states:

*A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority’s role when determining such a review is not therefore to establish the guilt or*

*innocence of any individual but to ensure the promotion of the crime prevention objective.*

4.7 Paragraph 11.25 of the guidance states:

*Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. There is, therefore, no reason why representations giving rise to a review of a premises licence need be delayed pending the outcome of any criminal proceedings. Some reviews will arise after the conviction in the criminal courts of certain individuals, but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to attempt to go beyond any finding by the courts, which should be treated as a matter of undisputed evidence before them.*

*Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning*

4.8 It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

4.9 **Staffing:** Nothing arising from this report.

5.0 **Citizen impact**

5.1 None arising from this report.

6.0 **Community Safety.**

6.1 Is addressed through the review hearing process.

7.0 **Environmental impact**

7.1 None arising from this report.

**8.0 Performance and risk management issues**

8.1 None arising from this report.

**9.0 Equality implications**

9.1 None arising from this report.

**10.0 Consultation**

10.1 Carried out in accordance with prescribed regulation.

**11.0 Contact Officer**

11.1 Sayful Alom – [Sayful.alom@walsall.gov.uk](mailto:Sayful.alom@walsall.gov.uk)

**12.0 Appendices**

12.1 Appendix 1 – Current premises licence.  
Appendix 2 – Street map of the locality.  
Appendix 3 – Application for review.  
Appendix 4 – Vary DPS Application  
Appendix 5 – Response from Home Office  
Appendix 6 – Representation from Environmental Health  
Appendix 7 – Representation from Community Protection



**Licensing Act 2003 Premises Licence Number: WS/PRL/0236**

(Walsall Council reference WK/202101035)

**Part 1 – Premises details**

**Postal address of premises, or if none, ordnance survey map reference or description**

King George V  
Wallows Lane  
Walsall  
West Midlands  
WS2 9BZ

**Telephone number of premises**

01922 626130

**Where the licence is time limited the dates**

The licence is not time limited

**Subject to the conditions set out in this licence and its annexes, the following licensable activities are licensed:**

Exhibition of films  
Indoor sporting events  
Live Music  
Recorded Music  
Facilities for making music  
Facilities for dancing  
Late Night Refreshment  
Alcohol Sales

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

Exhibition of Films

Sunday to Thursday 10:00 – 00:00

Friday to Saturday 10:00 – 01:00

Indoor sporting events, Live Music, Recorded music, Performance of dance, Facilities for making music, Facilities for dancing, Sale of alcohol

Sunday to Wednesday 10:00 – 00:00

Thursday to Saturday 10:00 – 01:00

Late Night Refreshment

Sunday to Wednesday 10:00 – 00:00

Thursday to Saturday 10:00 – 01:00

**The opening hours of the premises**

Sunday to Wednesday 08:00 – 00:30

Thursday to Saturday 08:00 – 01:30

Plus non-standard times as detailed in operating schedule (Annex 2)

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

Both “On” and “Off”

**Part 2 – Details of Licence Holder**

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

Admiral Taverns Piccadilly Limited  
Milton Gate  
60 Chiswell Street  
London  
EC1Y 4AG

Tel:01244 321 171

**Registered number of holder, for example company number, charity number (where applicable)**

07420758

### **Part 3 – Details of Designated Premises Supervisor**

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

No DPS appointed

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol**

Personal Licence Number –  
Licensing Authority –

### **Part 4 – Licence approval**

**Approved on behalf of Walsall Metropolitan Borough Council**



David Elrington  
Regulatory Services Manager

Effective from: 27 January 2021 (*Original Licence: 24th November 2005*)

## Annex 1 - Mandatory conditions

### **The following conditions apply where relevant:**

#### **Conditions that apply to the sale of Alcohol:**

No supply of alcohol may be made under this licence;

- (a) At a time when there is no Designated Premises Supervisor in respect of this licence, or
- (b) at a time when the Designated Premises Supervisor does not hold a personal Licence or his/her personal licence is suspended

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

#### **Conditions that apply to Security:**

Each individual at the premises in order to carry out security activity must be licensed by the Security Industry Authority (SIA).

#### **Conditions that apply to the exhibition of films:**

Where a film classification body has specified that the exhibition of a film is restricted, the admission of children to the film must be restricted in accordance with the recommendations of that body.

#### **Mandatory Licensing Conditions (Amendment) Order 2014**

1. (1) 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.

(2) 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).
2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
3. (1) 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.
- (2) 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.
- (3) 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.
4. 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.”

## **Mandatory Licensing Conditions Order 2014**

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
    - (ii) 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 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.

**General Conditions:**

Unless provided for within the operating schedule, this licence is granted subject to such conditions as to reproduce the effect of the following:

- (a) Licensing Act 1964
- (b) Children and Young Persons Act 1933
- (c) Cinematograph (safety) regulations 1955
- (d) Sporting Events (control of alcohol etc) act 1985

## Annex 2 - Conditions consistent with the Operating Schedule

Indoor sporting events			
Day	Start	Finish	Non-standard times:  Christmas Eve, Christmas Day, Boxing Day 27,28,29,30 December 10.00 to 02.00. 17 March 10.00 to 02.00. Easter Monday 10.00 to 01.00. 23 April 10.00 to 02.00 May Day Bank Holiday Monday 10.00 to 01.00. Spring Bank Holiday Monday 10.00 to 01.00. August Bank Holiday Monday 10.00 to 01.00. Sundays prior to May, Spring & August Bank Holidays 10.00 to 02.00. 31 October 10.00 to 02.00. 5 November 10.00 to 02.00. Function room Monday to Sunday 10.00 to 02.00.
Mon	10:00	00:00	
Tues	10:00	00:00	
Wed	10:00	00:00	
Thurs	10:00	01:00	
Fri	10:00	01:00	
Sat	10:00	01:00	
Sun	10:00	00:00	

Exhibition of films Indoors Only			
Day	Start	Finish	Non-standard times:  Christmas Eve, Christmas Day, Boxing Day 27,28,29,30 December 10.00 to 02.00. 17 March 10.00 to 02.00. Easter Monday 10.00 to 01.00. 23 April 10.00 to 02.00 May Day Bank Holiday Monday 10.00 to 01.00. Spring Bank Holiday Monday 10.00 to 01.00. August Bank Holiday Monday 10.00 to 01.00. Sundays prior to May, Spring & August Bank Holidays 10.00 to 02.00. 31 October 10.00 to 02.00. 5 November 10.00 to 02.00. Function room Monday to Sunday 10.00 to 02.00.
Mon	10:00	00:00	
Tues	10:00	00:00	
Wed	10:00	00:00	
Thurs	10:00	00:00	
Fri	10:00	01:00	
Sat	10:00	01:00	
Sun	10:00	00:00	



Live Music  
Indoors Only

Day	Start	Finish	Non-standard times:
<b>Mon</b>	10:00	00:00	
<b>Tues</b>	10:00	00:00	<p>Christmas Eve, Christmas Day, Boxing Day 27,28,29,30 December 10.00 to 02.00.</p> <p>17 March 10.00 to 02.00. Easter Monday 10.00 to 01.00.</p> <p>23 April 10.00 to 02.00</p> <p>May Day Bank Holiday Monday 10.00 to 01.00.</p> <p>Spring Bank Holiday Monday 10.00 to 01.00.</p> <p>August Bank Holiday Monday 10.00 to 01.00.</p> <p>Sundays prior to May, Spring &amp; August Bank Holidays 10.00 to 02.00.</p> <p>31 October 10.00 to 02.00.</p> <p>5 November 10.00 to 02.00.</p> <p>Function room Monday to Sunday 10.00 to 02.00.</p>
<b>Wed</b>	10:00	00:00	
<b>Thurs</b>	10:00	01:00	
<b>Fri</b>	10:00	01:00	
<b>Sat</b>	10:00	01:00	
<b>Sun</b>	10:00	00:00	

Recorded Music  
Indoors Only

Day	Start	Finish	Non-standard times:
<b>Mon</b>	10:00	00:00	
<b>Tues</b>	10:00	00:00	<p>Christmas Eve, Christmas Day, Boxing Day 27,28,29,30 December 10.00 to 02.00.</p> <p>17 March 10.00 to 02.00. Easter Monday 10.00 to 01.00.</p> <p>23 April 10.00 to 02.00</p> <p>May Day Bank Holiday Monday 10.00 to 01.00.</p> <p>Spring Bank Holiday Monday 10.00 to 01.00.</p> <p>August Bank Holiday Monday 10.00 to 01.00.</p> <p>Sundays prior to May, Spring &amp; August Bank Holidays 10.00 to 02.00.</p> <p>31 October 10.00 to 02.00.</p> <p>5 November 10.00 to 02.00.</p> <p>Function room Monday to Sunday 10.00 to 02.00.</p>
<b>Wed</b>	10:00	00:00	
<b>Thurs</b>	10:00	01:00	
<b>Fri</b>	10:00	01:00	
<b>Sat</b>	10:00	01:00	
<b>Sun</b>	10:00	00:00	

Performance of dance  
Indoors Only

Day	Start	Finish	Non-standard times:
Mon	10:00	00:00	
			<p>Christmas Eve, Christmas Day, Boxing Day 27,28,29,30 December 10.00 to 02.00.</p> <p>17 March 10.00 to 02.00. Easter Monday 10.00 to 01.00.</p> <p>23 April 10.00 to 02.00</p> <p>May Day Bank Holiday Monday 10.00 to 01.00.</p> <p>Spring Bank Holiday Monday 10.00 to 01.00.</p> <p>August Bank Holiday Monday 10.00 to 01.00.</p> <p>Sundays prior to May, Spring &amp; August Bank Holidays 10.00 to 02.00.</p> <p>31 October 10.00 to 02.00.</p> <p>5 November 10.00 to 02.00.</p> <p>Function room Monday to Sunday 10.00 to 02.00.</p>
Tues	10:00	00:00	
Wed	10:00	00:00	
Thurs	10:00	01:00	
Fri	10:00	01:00	
Sat	10:00	01:00	
Sun	10:00	00:00	

Facilities for making music  
Indoors Only

Day	Start	Finish	Non-standard times:
Mon	10:00	00:00	
			<p>Christmas Eve, Christmas Day, Boxing Day 27,28,29,30 December 10.00 to 02.00.</p> <p>17 March 10.00 to 02.00. Easter Monday 10.00 to 01.00.</p> <p>23 April 10.00 to 02.00</p> <p>May Day Bank Holiday Monday 10.00 to 01.00.</p> <p>Spring Bank Holiday Monday 10.00 to 01.00.</p> <p>August Bank Holiday Monday 10.00 to 01.00.</p> <p>Sundays prior to May, Spring &amp; August Bank Holidays 10.00 to 02.00.</p> <p>31 October 10.00 to 02.00.</p> <p>5 November 10.00 to 02.00.</p> <p>Function room Monday to Sunday 10.00 to 02.00.</p>
Tues	10:00	00:00	
Wed	10:00	00:00	
Thurs	10:00	01:00	
Fri	10:00	01:00	
Sat	10:00	01:00	
Sun	10:00	00:00	

Facilities for dancing  
Indoors Only

Day	Start	Finish	Non-standard times:
Mon	10:00	00:00	
			<p>Christmas Eve, Christmas Day, Boxing Day 27,28,29,30 December 10.00 to 02.00.</p> <p>17 March 10.00 to 02.00. Easter Monday 10.00 to 01.00.</p> <p>23 April 10.00 to 02.00</p> <p>May Day Bank Holiday Monday 10.00 to 01.00.</p> <p>Spring Bank Holiday Monday 10.00 to 01.00.</p> <p>August Bank Holiday Monday 10.00 to 01.00.</p> <p>Sundays prior to May, Spring &amp; August Bank Holidays 10.00 to 02.00.</p> <p>31 October 10.00 to 02.00.</p> <p>5 November 10.00 to 02.00.</p> <p>Function room Monday to Sunday 10.00 to 02.00.</p>
Tues	10:00	00:00	
Wed	10:00	00:00	
Thurs	10:00	01:00	
Fri	10:00	01:00	
Sat	10:00	01:00	
Sun	10:00	00:00	

Late Night Refreshment  
Indoors Only

Day	Start	Finish	Non-standard times:
Mon	23:00	00:00	
			<p>Christmas Eve, Christmas Day, Boxing Day 27,28,29,30 December 10.00 to 02.00.</p> <p>17 March 10.00 to 02.00. Easter Monday 10.00 to 01.00.</p> <p>23 April 10.00 to 02.00</p> <p>May Day Bank Holiday Monday 10.00 to 01.00.</p> <p>Spring Bank Holiday Monday 10.00 to 01.00.</p> <p>August Bank Holiday Monday 10.00 to 01.00.</p> <p>Sundays prior to May, Spring &amp; August Bank Holidays 10.00 to 02.00.</p> <p>31 October 10.00 to 02.00.</p> <p>5 November 10.00 to 02.00.</p> <p>Function room Monday to Sunday 10.00 to 02.00.</p>
Tues	23:00	00:00	
Wed	23:00	00:00	
Thurs	23:00	00:00	
Fri	23:00	01:00	
Sat	23:00	01:00	
Sun	23:00	00:00	

**Alcohol Sales  
On & Off the Premises**

Day	Start	Finish	Non-standard times:  Christmas Eve, Christmas Day, Boxing Day 27,28,29,30 December 10.00 to 02.00. 17 March 10.00 to 02.00. Easter Monday 10.00 to 01.00. 23 April 10.00 to 02.00 May Day Bank Holiday Monday 10.00 to 01.00. Spring Bank Holiday Monday 10.00 to 01.00. August Bank Holiday Monday 10.00 to 01.00. Sundays prior to May, Spring & August Bank Holidays 10.00 to 02.00. 31 October 10.00 to 02.00. 5 November 10.00 to 02.00. Function room Monday to Sunday 10.00 to 02.00.
<b>Mon</b>	10:00	00:00	
<b>Tues</b>	10:00	00:00	
<b>Wed</b>	10:00	00:00	
<b>Thurs</b>	10:00	01:00	
<b>Fri</b>	10:00	01:00	
<b>Sat</b>	10:00	01:00	
<b>Sun</b>	10:00	00:00	

**Opening Hours**

Day	Start	Finish	Non-standard times:  An additional 30 minutes after the non-standard finish timings for the supply of alcohol.
<b>Mon</b>	08:00	00:30	
<b>Tues</b>	08:00	00:30	
<b>Wed</b>	08:00	00:30	
<b>Thurs</b>	08:00	01:30	
<b>Fri</b>	08:00	01:30	
<b>Sat</b>	08:00	01:30	
<b>Sun</b>	08:00	00:30	

**The following adult entertainment or services, activities or other matters ancillary to the use of the premises that might give rise to concern in respect of children have been highlighted by the applicant:**

Exotic Dancers 6 times per year.

**Conditions volunteered by the applicant in order to promote the licensing objectives:**

**(a) General – all four licensing objectives**

The proposed variation will not alter the style and operation of the premises.

**(b) The prevention of crime and disorder**

The premises will liaise and cooperate with the police and participate in any Pub Watch or other equivalent scheme.

A proof of age policy will operate in relation to relevant licensable activities.

A zero tolerance towards illegal drugs will operate at all times.

Any drinks promotions will not adversely affect the promotion of responsible drinking.

Customers will be encouraged to leave the premises in a quiet and orderly manner.

Staff will be trained to observe the measures necessary to promote the crime and disorder objective.

Police liaison prior to every Walsall Town Football home Match.

Liaise with Police Football intelligence unit.

**(c) Public safety**

The premises will liaise and cooperate with the responsible Authorities.

A zero tolerance towards illegal drugs will operate at all times.

Any drinks promotions will not adversely affect the promotion of responsible drinking.

Customers will be encouraged to leave the premises in a quiet and orderly manner.

Staff will be trained to observe the measures necessary to promote the public safety objective.

The existing fire safety precautions will be retained and maintained.

Walsall Town FC home match days - plastic glass, no bottles over the bar, disposable ash trays.

**(d) The prevention of public nuisance**

The premises will liaise and cooperate with Responsible Authorities.

Any drinks promotions will not adversely affect the promotion of responsible drinking.

Customers will be encouraged to leave the premises in a quiet and orderly manner.

Staff will be trained to observe the measures necessary to promote the public nuisance objective.

The premises will be adequately ventilated to prevent nuisance.

Arrangements will be made for the storage and disposal of refuse which do not cause a nuisance.

Any noise from the licensable activities provided will be monitored in order to prevent nuisance.

**(e) The protection of children from harm**

The premises will liaise and cooperate with Responsible Authorities.

A proof of age policy will operate in relation to the relevant licensable activities.

A zero tolerance towards illegal drugs will operate at all times.

Staff will be trained to observe the measures necessary to promote the protection of children objective.

Only suitable entertainment will be provided when children are present.

No person under 18 shall be admitted to any part of the premises where adult entertainment is provided.

Any restrictions on the admission of children will be displayed outside the premises or relevant part thereof.

Non-alcoholic drinks will be available.

**Conditions agreed by the applicant following mediation**

None

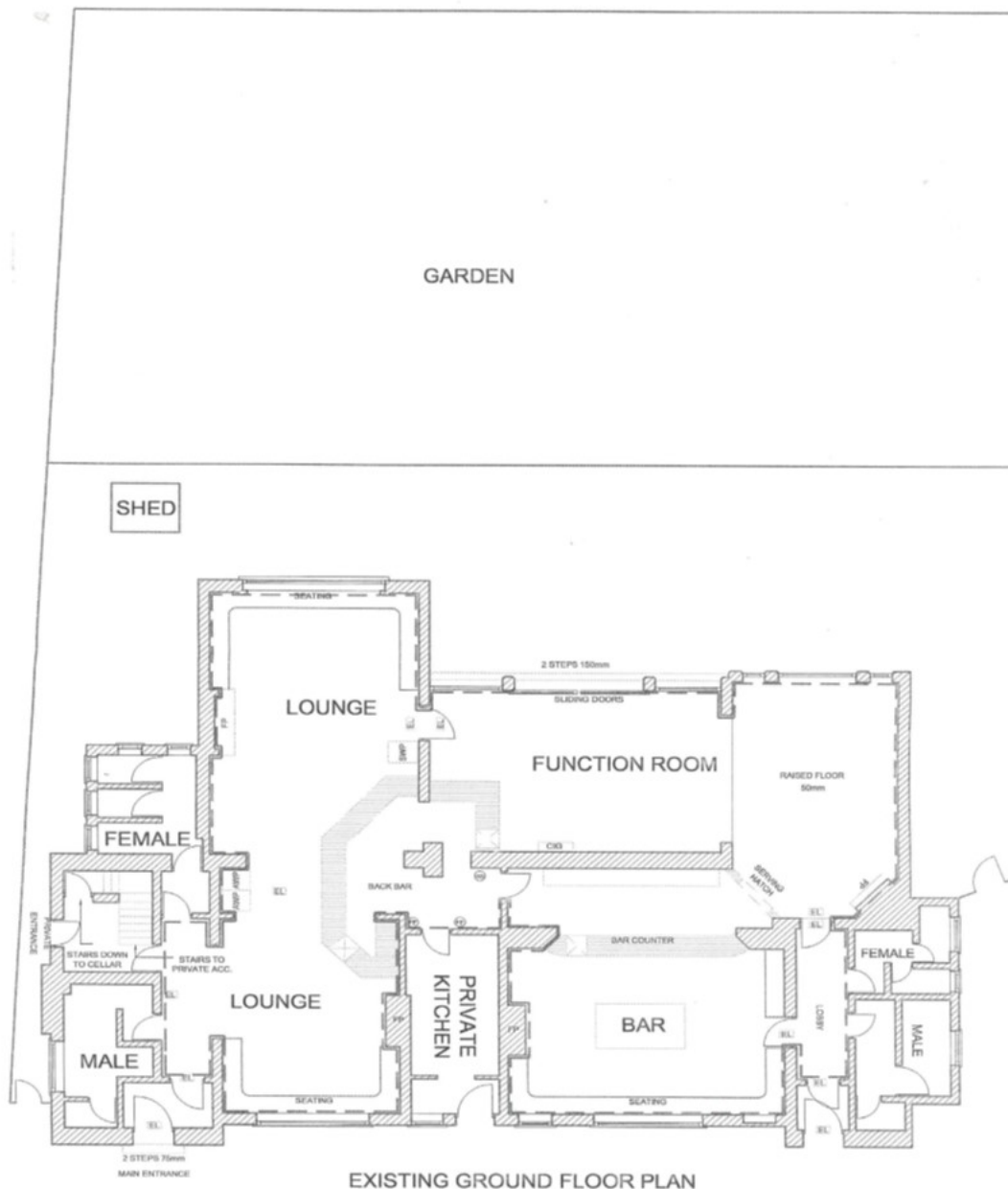
**Annex 3 - Conditions attached after a hearing by the licensing authority**

Not applicable - this application was not subject to a hearing.

**Annex 4 – Plans**

Plans detailing those aspects of the premises covered by this Licence form part of this Licence and are attached.

**End of annexes**



- KEY**
- FIRE EXTINGUISHER
  - BELL SOUNDER
  - EMERGENCY LIGHTING
  - CIGARETTE VENDING MACHINE
  - FRUIT MACHINE
  - FRUIT MACHINE
  - BAR HATCH
  - FIRE PLACE
  - DENOTES THE SALE AND CONSUMPTION OF ALCOHOL, THE PROVISION OF LATE NIGHT REFRESHMENT AND THE PROVISION OF REGULATED ENTERTAINMENT

ANY DISCREPANCIES TO BE NOTIFIED TO THE SURVEYOR IN CHARGE PRIOR TO WORKS COMMENCING. ROMANS ACCEPT NO LIABILITY FOR THE ACCURACY OF DRAWINGS / MEASUREMENTS FROM THIRD PARTIES.

1) DO NOT SCALE EXCEPT FOR PLANNING PURPOSES. USE FIGURED DIMENSIONS ONLY. ALL DIMENSIONS TO BE CHECKED ON SITE BEFORE COMMENCEMENT OF WORK.

2) WHERE APPLICABLE THIS DRAWING SHOULD BE READ IN CONJUNCTION WITH OTHER CONSULTANT'S DRAWINGS.

3) PLEASE CHECK THAT THE DRAWING IS OF THE LATEST REVISION BY CHECKING THE DRAWING REGISTER SHEET OR CALLING 02030 800716.

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5) THIS DRAWING IS THE COPYRIGHT OF ROMANS PROFESSIONAL SERVICES.

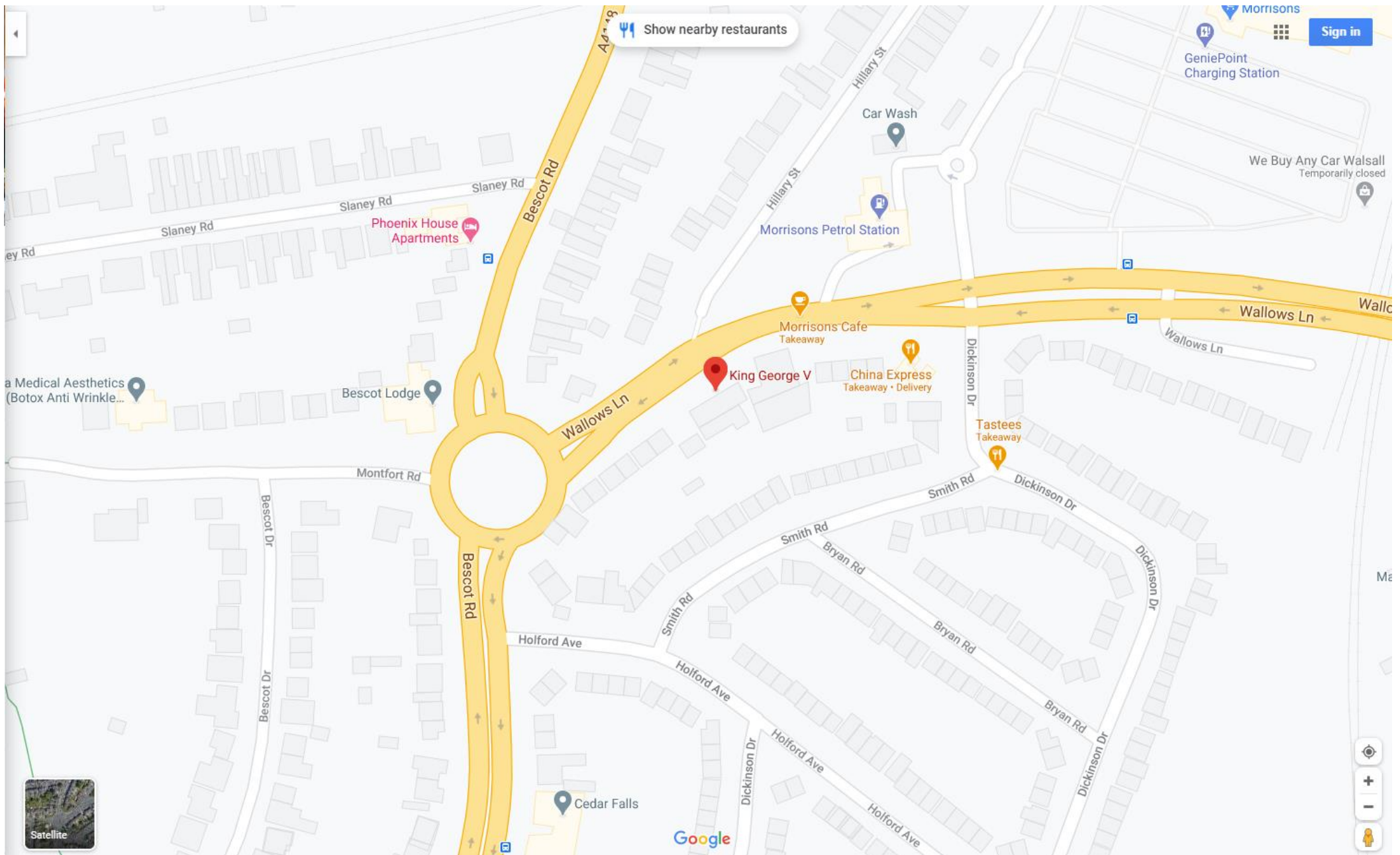
THE LOCATION AND TYPE OF ANY FIRE SAFETY AND ANY OTHER FIRE SAFETY EQUIPMENT IS SHOWN AS AT PRESENT. THIS MAY BE VARIED FROM TIME TO TIME WITH THE AGREEMENT OF THE FIRE OFFICER OR AFTER A FIRE RISK ASSESSMENT.

**RECEIVED**  
02 AUG 2005



REV	DATE	DETAILS	DRAWN
<p><b>ROMANS</b> Surveyors</p> <p>4 KING STREET LANE, WINNERSH, DORSETSHIRE, DT41 1AA TEL: 01945 500 600</p> <p>25 THE AVENUE, SOUTHAMPTON, HAMPSHIRE, SO17 1AN TEL: 01703 500 110</p> <p>124 DEATH ROAD, THORNTON, LINCOLNSHIRE, LN41 4BN TEL: 01509 500 1000</p> <p>E-MAIL: ROMANS@ROMANS.CO.UK WWW.ROMANS.CO.UK</p>			
ON BEHALF OF			
Heritage Pub Company			
PROJECT TITLE			
King George V, Wallows Lane, Walsall, WS2 9BZ			
DRAWING TITLE		SCALE	
Existing Floor Plans		1:100	
DRAWN		DATE	
SC		MAY 2005	
CHECKED		DWG NO.	
J. SHERIDAN		100	
REV		001	
ROMANS SURVEYORS ARE PART OF THE ROMANS GROUP (INCORPORATING):		The ROMANS Group	
COMMERCIAL	SURVEYORS	ARCHITECTURAL	FLUOR PTA
LAND & NEW HOMES	LETTERS	RESIDENTIAL	RELOCATIONS
REFERENCE NO:		ISO 9001	
109			







# Walsall Council

## 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.

#### I The 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

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> King George V Hotel Wallows Lane	
<b>Post town</b> WALSALL	<b>Post code (if known)</b> WS2 9BZ

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Admiral Taverns Piccadilly Limited Milton Gate 60 Chiswell Street London EC1Y 4AG
---

<b>Number of premises licence or club premises certificate (if known)</b> WS/PRL/0236
--

#### 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)

☒ X

3) a member of the club to which this application relates.  
(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)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address <b>Chief Constable of West Midlands Police</b> <b>Walsall Licensing Section</b> <b>West Midlands Police HQ</b> <b>Lloyd House</b> <b>Birmingham</b> <b>B4 6NQ</b>
Telephone number (if any) <b>101 8896331</b>
E-mail address (optional) <b>H_WALSALL_LICENSING@west-midlands.pnn.police.uk</b>

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

- |   |                                     |
|---|-------------------------------------|
|   | Please tick one or more boxes ✓     |
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety                        | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance    | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/>            |

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

These premises are a licensed hotel, a bar area on the ground floor and 6 bedrooms rooms above that operate under a Premises License. The Premise Licence Holder is Admiral Taverns who have a working relationship with the Designated Premise Supervisor in the form of a Pre-purchase agreement. The licensable area on the ground floor has a number of rooms, a large garden/patio area which backs onto residential properties and during lockdown has been open for take away meals.

The grounds for this review come from repeated failures of the DPS to work within the confines of the premise license, the boundaries of statutory nuisance together with his mismanagement of procedures throughout the Covid pandemic. This has been through the premises not following the regulation, which is a criminal offence, but also breaching the extensive guidance designed to help premises operate in a Covid secure manner. This has happened to a level that it is placing an increased risk of infection to the staff, customers attending, officers that need to enforce and the wider community. The Premise Licence Holder has been kept informed of the DPS's actions but to date offences are still occurring.

West Midlands Police can only see that this has been done for the purpose of profit and financial gain for the club at a time when other premises, both locally and nationally, have been abiding by the rules in spite of the financial hardship this has caused them.

The Covid 19 Pandemic has had a global impact with over 2 MILLION fatalities. The UK has seen a significant impact with a comparatively high level of deaths per 100,000 of population. It has seen significant hardship with three national lockdowns, tiering systems that impact on different regions designed to restrict social interaction. This has been done to try and defeat the pandemic and allow normality to resume as quickly as possible. Actions that have occurred at this premise only delayed that further to the continued detriment of others.

The infection rate in Walsall has varied throughout 2020 which has resulted in them sitting in different tiers at different times. This will be identified as we go through the time line of events.

WMP have exhausted the engage, explain and encourage elements of the nationwide 4 E approach. It is clear that the Designated Premise Supervisor is working independently to Admiral Taverns and is either wilfully ignoring what WMP and Admiral Taverns are saying or at worst neglectful as to how the premises should be operated.

This pattern of behaviour is undermining the Public Safety, Crime and Disorder and Public Nuisance licensing objectives.

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

The events which have led to this enforcement action are described below, in chronological order.

For ease, all regulations and guidance will be supplied as supplementary evidence before the hearing.

Police received a call from staff at the venue on 26<sup>th</sup> January 2020 stating customers whom they had ejected were trying to get back in. On 28<sup>th</sup> January a telephone conversation took place between PC Tolley and Mr Singh regarding 19 incidents between October and the current date. Most of these incidents occurred on a Saturday evening into Sunday morning. Measures including the employment of door staff were agreed.

On 13<sup>th</sup> March the police received an anonymous letter, given to them by local MP Valarie Vaz regarding anti-social issues connected to the King George V. On checking with Walsall Council Community Safety team they confirmed they had also received several letters of complaint going back to 2019.

On 20<sup>th</sup> March PC Tolley spoke with the Area Manager for Admiral Taverns, Neal Barnes to make him aware and followed it up with a further call.

On 3 August police received a report of a vehicle ramming the premises with males in and outside the premises.

On 7<sup>th</sup> August a fight outside the pub was reported. On officers attendance no one present was making themselves known.

On 9<sup>th</sup> August at 02:59 intelligence received stated that the pub was still open and trading which is outside the permitted hours on his Premise Licence.

On the 13<sup>th</sup> August the Licensing Officer started to receive correspondence and video footage of noise complaints and disorder at the King George V.

On 15<sup>th</sup> August a further disorder incident with customers leaving the venue at 01:28. When the Licensing Officer spoke with Mr Singh he replied "I'm just trying to make a living". The Licensing Officer advised that it is his responsibility to ensure he dispersed his customers in an orderly manner. This is undermining the crime and disorder, public safety and public nuisance licensing objective.

21<sup>st</sup> August 2020 a meeting was held between Raman Singh, Kirsty Steward, Community Protection Officer, Walsall Borough Council and Jennifer Mellor, Walsall Police Licensing Officer at the premises. The reason for the meeting was due to the number of noise complaints, crime and disorder incidents occurring at the venue when customers were leaving venue and the reports of licensable activity carrying on past the permitted hours. A number of recordings from neighbours evidencing statutory noise nuisance. Mr Singh confirmed that there have been occasions during the first lockdown, the venue had been open, selling alcohol and playing recorded music outside the permitted hours.

On 25<sup>th</sup> August a further licensing visit took place with Mr Singh, his mother and Kirsty Steward after further noise complaints and report of a fight. It was established Mr Singh had been showing a boxing fight on the TV screen inside with his customers watching from outside which had resulted in the excessive noise. CCTV was checked on Mr Singh's mobile phone at 23:45 hours but no fight was evidenced. We have since discovered the main CCTV is an hour out and this was viewed on Mr Singh's mobile, officers were therefore not shown the correct footage for the time

requested.

The licensing officer continued to receive noise complaints throughout August until on the 12<sup>th</sup> September intelligence was received of people still in the pub at 03:30 that evening. Police Licensing Officer was able to view a Walsall Council Anti-Social multi head camera which evidenced the car park full at 02:06 and a number of persons leaving the venue at 02:30 and a van leaving at 03:17. Footage has been downloaded

Due to this incident on 14<sup>th</sup> September Neal Barnes Area Manager was called to discuss the on-going issues and non-compliance. Mr Barnes agreed to speak with Mr Singh. Police also received an email from a Manager at a neighbouring council to say they had visited and were not asked to Track and Trace and there was no social distancing within the venue. Mr Barnes was made aware of this correspondence.

On 16<sup>th</sup> September the Licensing Officer and Mr Barnes spoke again. Mr Singh had told Admiral the lock ins were in the past and were a few months ago. After giving Mr Barnes the dates he said he would phone him again. The Licensing Officer suggested setting up a meeting to discuss in person at the venue

On 19<sup>th</sup> September Police attended due to an incident of disorder occurring at the car wash next door to the King George V. When the Licensing Officer was back on duty she viewed the council ASB camera. At 01:32 12 males can be seen leaving the pub to become involved in the disorder. Further fighting continues at 01:36 and at 01:32 a car mounts the central reservation to cross the carriage, At 01:46 a further car reverses back down the carriageway and then at 01:46 police arrive, At 01:58 three males are seen leaving the King George V. This is undermining the crime and disorder, public safety, public nuisance and is outside of the hours permitted on this license.

On 23<sup>rd</sup> September an email was forwarded to Mr Singh from the Police Licensing Officer relating to changes in COVID regulations including the introduction of table service from the following Thursday.

On 15<sup>th</sup> October a meeting was held at the request of the Walsall Police Licensing officer. In attendance was Neal Barnes from Admiral, Raman Singh and a number of Walsall Council officers. We tried to view the CCTV on the main TV monitor but due to the time being incorrect, Mr Singh being evasive and the system crashing the police asked to see the previous weekends evening footage at any time as Mr Singh was unable to show officer many of the times requested. It was evidenced by all officers watching the monitor customers standing at the main bar, people being served together with a lack of social distancing or masks. This was at a time when COVID regulations stated table service only. Mr Singh was given advice and we left with Admiral Taverns left to offer further support.

On December 20<sup>th</sup> officers attended the pub and saw a glimpse of a light behind a curtain at one of the front windows. Officers heard numerous voices and music playing inside premises. One officer could see multiple people through a very small gap in the curtain but it was too small to tell exactly how many. It was clear however there were more than 2 inside premises. Officers knocked on the door and window but there no initial response. When officers did gain entry and a search made of the premises, there was no trace of any persons, however upon discovering a rear open door that leads to a side gate it is highly likely that they exited the pub as officers entered. Officers have since revisited the pub to view CCTV only to be told by Mr Singh, his system only records for two weeks. Admiral Taverns and the Licensing officer on the 15<sup>th</sup> October as detailed above, have viewed footage in excess of 2 weeks therefore suggesting the officers were correct in what they saw that evening.

On December 24<sup>th</sup> officers have been on patrols past the King George V pub and noticed downstairs lights on and vehicles parked up. As officers approached the front door they were greeted by staff who were very reluctant to let officers in, The DPS's mother initially held the door shut. As officers entered 8 persons in total in were in the bar, two staff, and 6 customers, of the 6 visitors, they were from 5 different households. Therefore a clear breach. Mr Singh was issued with a Fixed Penalty Notice and others dispersed. Persons were under the influence and had alcohol on the tables within wine coolers. There was a lack of social distancing and the wearing of masks of both staff and customers.

On 31 December 2020 Walsall Council served Prohibition Notices on Mr Singh and Admiral Taverns.

WMP have worked in partnership with Walsall local authority to address the issues but the operators have disregarded guidance and support from both WMP and Walsall local authority.

For all of the reasons documented, WMP do not have the confidence in the operator and believe that the premise is not promoting 3 out of the four licensing objectives.

WMP have no confidence in the management of this premises which has shown a disregard to the licensing objectives for the sake of profit and financial gain. Admiral Taverns are the Premise Licence Holder however the evidence contained in this review suggests Admiral have a lack of control of their tenant as the breaches of their licence and the breaches in COVID-19 regulations and guidance has continued. WMP are seeking the revocation of this Premise licence or as a minimum, the removal of Mr Raman Singh, the Designated Premise Supervisor from this business.

WMP will supply a full evidence bundle for this hearing which will include –

Regulations throughout Covid 19 pandemic  
Guidance for safe operation of licensed premises  
Statements from local police officers that have engaged with the premises.  
Licensing officer statement  
Noise nuisance monitoring footage together with video's received by WMP  
Bodycam footage of attending officers and Walsall Council CCTV footage



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
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

yes

Please tick ✓

- 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 **X**
- I understand that if I do not comply with the above requirements my application will be rejected **X**

**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**


**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

Date

Capacity

  
18th JANUARY 2021  
CHIEF SUPERINTENDENT 6655 PARSONS

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 6)

Walsall Police  
Walsall Partnerships (Licensing)  
Civic Centre  
Darwall Street

**Post town**  
**WALSALL**

**Post Code**  
**WS1 1RG**

**Telephone number (if any) ) 101 ext 8896331**

**If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) H\_WALSALL\_LICENSING@west-midlands.pnn.police.uk**

**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.



**Application to vary a premises licence to specify an individual as designated premises supervisor  
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 Admiral Taverns Piccadilly Limited**  
*(full name(s) of premises licence holder)*

**being the premises licence holder, apply to vary a premises licence to specify the individual named  
in this application as the premises supervisor under section 37 of the Licensing Act 2003**

**Premises licence number**

WS/PRL/0236

**Part 1 - Premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> King George V Wallows Lane  Walsall	
<b>Post town</b>	<b>Post code (if known)</b> WS2 9BZ
<b>Telephone number (if any)</b>	

**Description of premises** (please read guidance note 1)  
PUBLIC HOUSE

part 2

**Full name of proposed designated premises supervisor**

No DPS to be appointed .

**Nationality**

**Place of Birth**

**Date of Birth**

**Personal licence number of proposed designated premises supervisor and issuing authority of that licence (if any)**

**licence number:** .

**issuing authority:** .

**Full name of existing designated premises supervisor (if any)**

Mr Raman Singh

**please tick yes**

i would like this application to have immediate effect under section 38 of the licensing act 2003

☒

i have enclosed the premises licence or relevant part of it

☒

(if you have not enclosed the premises licence, or relevant part of it, please give reasons why not)

**Reasons why i have failed to enclose the premises licence or relevant part of it**

**please tick yes**

I have made or enclosed payment of the fee

☒

I will give a copy of this application to the chief officer of police

☒

I have enclosed the consent form completed by the proposed premises supervisor

☒

I have enclosed the premises licence, or relevant part of it or explanation

☒

I will give a copy of this form to the existing premises supervisor, if any

☒

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 KNOWINGLY OR WRECKLESSLY 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.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT A VALID LEAVE TO ENTER OR REMAIN IN THE UK OR AN ADULT WHO IS SUBJECT TO CONDITIONS WHICH WOULD PREVENT THAT PERSON FROM TAKING UP EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND, PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED BY VIRTUE OF THEIR IMMIGRATION STATUS.**

**Part 3 - Signatures** (please read guidance note 2)

**Signature of applicant or applicant's solicitor or other duly authorised agent**

(See guidance note 3). **If signing on behalf of the applicant please state in what capacity.**

signature Darren Kelly

date 26th January 2021

capacity Licensing Team Leader Admiral Taverns

**For joint applicants signature of 2nd applicant 2nd applicant's solicitor or other authorised agent**

(please read guidance note 4). **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 5)

CONTACT NAME: Darren Kelly

ADMIRAL TAVERNS LIMITED  
4th FLOOR, HQ BUILDING,  
58 NICHOLAS STREET

**Post town**  
CHESTER

**Post Code**  
CH1 2NP

**Telephone number (if any)** 01244 505 427

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

darren.kelly@admiraltaverns.co.uk

Guidance notes

1. Describe the premises. For example the type of premises it is.
2. The application form must be signed.
3. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
5. This is the address which we shall use to correspond with you about this application

## Sayful Alom

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**From:** ISD Alcohol Licensing <Alcohol@homeoffice.gov.uk>  
**Sent:** 18 January 2021 14:57  
**To:** j.mellor; ISD Alcohol Licensing; Carol Boughton; Community Protection; Environmental Health; firesafety.admin; Namita Mistry; Patrick Duffy; Walsall Licensing; Licensing; planningsservices; TradingStandards  
**Cc:** r.jacques; Sayful Alom; m.shaid  
**Subject:** RE: Review - King George V, Wallows Lane, Walsall.

**CAUTION: This email originated from outside of the council. If you have any doubts do not click links or open attachments. You should never be asked to enter your username and password into an external link.**

Dear All,

Having searched our databases, we can find no record of any Immigration offences in relation to the above premises, therefore Immigration Enforcement will not be making any representations at this time.

Regards

Phil Thomas

The Alcohol and LNR Licensing Team  
Interventions and Sanctions Directorate  
Immigration Enforcement  
Home Office  
15th Floor Long Corridor  
Lunar House  
40, Wellesley Road  
Croydon CR9 2BY

Tel: +443000728896

For new applications - [Alcohol@homeoffice.gov.uk](mailto:Alcohol@homeoffice.gov.uk)

For enquiries relating to license applications or ongoing reviews - [IE.Alcoholenquiries@homeoffice.gov.uk](mailto:IE.Alcoholenquiries@homeoffice.gov.uk)

For reviews to be considered or initiated along with hearing dates - [IE.Alcoholreviews@homeoffice.gov.uk](mailto:IE.Alcoholreviews@homeoffice.gov.uk)



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**From:** Jennifer Mellor <j.mellor@west-midlands.pnn.police.uk>

**Sent:** 18 January 2021 09:39

**To:** Neal Barnes <Neal.Barnes@AdmiralTaverns.co.uk>; ISD Alcohol Licensing <Alcohol@homeoffice.gov.uk>; Carol.Boughton@walsall.gov.uk; CommunityProtection@walsall.gov.uk; EnvironmentalHealth@walsall.gov.uk; firesafety.admin@wmfs.net; Namita.Mistry@walsall.gov.uk; Patrick.Duffy@walsall.gov.uk; Walsall Licensing <H\_WALSALL\_LICENSING@west-midlands.pnn.police.uk>; Licensing@walsall.gov.uk; planningsservices@walsall.gov.uk; TradingStandards@walsall.gov.uk; darren.kelly@admiralTaverns.co.uk



**Cc:** Richard Jacques <r.jacques@west-midlands.pnn.police.uk>; Sayful Alom <Sayful.Alom@walsall.gov.uk>;  
Mohammed Shaid <m.shaid@west-midlands.pnn.police.uk>  
**Subject:** Review - King George V, Wallows Lane, Walsall.

Good morning

Please see the attached application for the Review of the Premise Licence relating to King George V,  
Wallows Lane, Walsall, WS2 9BZ

I confirm after speaking with Walsall Council Licensing electronic copies of the Review document are  
acceptable however, should you require paper copies, please contact me so this can be arranged.

Kind regards

Jennifer

Jennifer Mellor  
Walsall Licensing and Regulatory Services Officer  
Walsall Partnership Team  
Walsall Police  
Civic Centre, Walsall

Tel: 101 ext 8896324  
Mobile: 07554 415651  
Email: [j.mellor@west-midlands.pnn.police.uk](mailto:j.mellor@west-midlands.pnn.police.uk)

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[www.youtube.com/westmidlandspolice](http://www.youtube.com/westmidlandspolice)

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## Licensing Act 2003 – Representation Form

Personal Details			
<b>Title:</b>	Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>
	Ms <input type="checkbox"/>	Other <input type="checkbox"/>	(please specify)
<b>First Name:</b>	JOHN		<b>Surname:</b> HARVEY
<b>Address:</b>	Walsall Council, Environmental Health, Civic Centre, Darwall Street, Walsall		
<b>Postcode:</b>	WS1 1TP		
<b>Contact Telephone Numbers:</b>	<b>Daytime:</b> 01922 653366 <b>Mobile:</b> 07500854227		

Premises Details <i>(please give as much information as possible)</i>	
<b>Application Ref:</b>	WS/CPC/0061
<b>Name of Premises</b>	King George V
<b>Address of Premises:</b>	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ.

Reasons for Representation
<p>Please provide your reasons under the relevant licensing objective below.</p> <p>You are not required to complete all sections. Complete only those that you consider are relevant to your representation.</p>
<p><b>The Prevention of Crime and Disorder</b></p> <p>King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ. breached emergency restrictions imposed under The Health Protection (Coronavirus Restrictions) (All Tiers) (England) Regulations 2020 Regulation 8 and Part 2 of Schedule 3. Paragraph 9(1) of these Regulations where on the 24 December 2020 the club had opened its premises, or part of its premises, for the sale or consumption of food and drink. The cases of infection in both the UK and Walsall remains high and these Regulations are still effective.</p>
<p><b>The Prevention of Public Nuisance</b></p> <p>N/A</p>
<p><b>Public Safety</b></p> <p>During a national emergency King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ breached The Health Protection (Coronavirus Restrictions) (All Tiers) (England) Regulations 2020 Regulation 8 and Part 2 of Schedule 3. Paragraph 9(1) of these Regulations where on the 5th December the club had opened its premises, or part of its premises, for the sale or consumption of food and drink. The cases of infection in both the UK and Walsall remains high. This activity/gathering contravened emergency public health measures imposed to reduce the public health risks posed by the spread of COVID-19. It could also have resulted in the transmission of COVID-19 and subsequent illness or death</p>

## **The Protection of Children from Harm**

N/A

In accordance with the provisions of the Licensing Act 2003, the Licensing Authority is required to include all personal details in the Committee report. Should there be exceptional circumstances, which require the protection of your identity, please explain the reasons below:

I JOHN JAMES HARVEY, employed by Walsall Metropolitan Borough Council, Civic Centre, Darwall Street, Walsall, WS1 1TP as an Environmental Health Officer. I have been a fully qualified Environmental Health Officer for 7 years. I am an authorised Officer to enforce provisions of the Health Protection (Coronavirus, Restrictions) (England) Regulations 2020 and The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020.

Due to the emerging pandemic of coronavirus and growing number of cases throughout the UK, the Secretary of state introduced The Health Protection (Coronavirus, Restrictions) (England) Regulations 2020 on the 26th of March 2020.

These regulations were made in response to the serious and imminent threat to public health, which is posed by the incidence and spread of severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2) in England. These regulations prohibited the sale of food and alcohol for consumption on the premises.

On the 30st March 2020, Environmental Health at Walsall Council received a complaint via West Midlands Police regarding members of the public attempting to gain access to King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ whilst the UK was on its first coronavirus lockdown. In response to this complaint, on 1st of April 2020, a letter addressed to the responsible person at this premises was sent to inform them of the complaint and to draw their attention to legislation that prohibited them from trading as a pub at this time. The letter also advised that further monitoring could be undertaken by Walsall Council and/ or The Police in order to investigate allegations concerning the premises. A copy of this letter is attached in Appendix II.

The first lockdown was released in a staged approach with key sectors and industries returning at different times. On the 6th of July 2020, an amendment to the regulations allowed the hospitality sector to re-open.

Walsall Councils Environmental Health Department received a further eight complaints ranging from being open when they should not be, to poor social distancing, during the time period 28th April 2020 to 16th September 2020, the majority of which were unsubstantiated. A summary of the complaints received is given in Appendix II

On the 26th of September 2020, the government introduced , The Health Protection (Coronavirus, Restrictions) (Obligations of Hospitality Undertakings) (England) Regulations 2020 This law prevented groups of more than six persons sitting together within a licensed premises. It is also enforced a table only service whereby customers should be seated in a social distant manner at all times when at a licensed premises.

On 14 October 2020, the government introduced a three-tier approach across England, with legal restrictions varying according to government-defined tiers. Walsall was placed into tier two at this time (referred to in government statements as "Local COVID Alert Levels"Tier 2": The Health Protection (Coronavirus, Local COVID-19 Alert Level) (High) (England) Regulations 2020 (SI 2020/1104). The law specified that businesses that sell alcohol must serve all food and drink to customers seated at tables. Customers must order at the table, and must remain seated while eating and drinking.

On the 25th of October, Walsall Council Environmental Health Officers accompanied the Police on a joint visit to the King George V to assess covid compliance and security.

CCTV was viewed showing customers standing together at the bar, which was in breach of the Obligation of Undertaking Regulations. Advice was given to the Designated Premises Supervisor on customer distancing and appropriate Covid- 19 control measures. On the 5th of November, due to high levels of covid infection nationally, the Government introduced a month long national lockdown to prevent the NHS from being overwhelmed by the number of patients requiring hospitalisation. The Health Protection (Coronavirus, Restrictions) (England) (No. 4) Regulations 2020 were put into place. This again prohibited the sale of food and alcohol for consumption on the premises.

On the 2nd of December, when the national lockdown measures were removed, Walsall was placed into Tier 3 of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020. This law prohibited the sale and supply of food for consumption on premises.

On the 29th of December 2020, West Midlands Police informed Walsall Council that Police Officers had observed a lock in that had taken place within the grounds of King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ. A witness statement provided by PC0876 Symon Bytheway indicated that alcohol had been served and consumed at the premises, which contravenes The All Tier Regulations. Subsequently, on the 31st of December 2020, a Prohibition Notice was served under the provisions of Regulation 9(2) of the All Tier Regulations on both the Designated Premises Supervisor, Mr Raman Singh, and the Premises Licence Holder, Admiral Taverns Ltd. A copy of the prohibition notices and accompanying letters is given in Appendix II

I have attached to this representation form a Walsall Council Public Health COVID-19 Summary to support my representation, concerning risk posed to public safety, in relation to the breach of the Regulation 8 and Part 2 of Schedule 3. Paragraph 9(1) of The Health Protection (Coronavirus Restrictions) (All Tiers) (England) Regulations 2020 Regulation 8 and Part 2 of Schedule 3. Paragraph 9(1) by King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ. (See Appendix 1)

#### **Declaration**

I confirm that the information I have provided is true and correct.

**Signed:** John Harvey

**Dated:** 09/02/2021



# Walsall Council

## **WALSALL COUNCIL PUBLIC HEALTH COVID-19 SUMMARY**

At present we are experiencing a global Covid-19 pandemic and a national emergency with many deaths recorded and continuing to occur. With the advent of the new variant of the COVID-19 the cases of infection in the UK are increasing at an unprecedented and alarming rate. Illegal and irresponsible actions/activities such as those encountered when, during a national emergency, King George V breached The Health Protection (Coronavirus Restrictions) (All Tiers) (England) Regulations 2020 Regulation 8 and Part 2 of Schedule 3. Paragraph 9(1) of these Regulations where on the 24<sup>th</sup> December when it opened its premises, or part of its premises, for the sale or consumption of food and drink could have caused the spread of COVID-19.

It is important to note that Walsall was moved into Tier 4 on 31<sup>st</sup> December 2020 as the number of positive cases had continued to rise. There was a 35% increase in Coronavirus cases between 21<sup>st</sup> to 27<sup>th</sup> December 2020, meaning more than 900 people tested positive for the virus and the rate per 100K of the population was 312.

Walsall's cases are increasing. From 3<sup>rd</sup> to 9<sup>th</sup> January 2021 there were 2119 cases of COVID-19.

On 11<sup>th</sup> January 2021 Walsall's rate of COVID-19 per 100k of the population per week was 826 (almost doubled from previous week).

Between Thursday 5<sup>th</sup> November 2020 and 2<sup>nd</sup> December 2020, prior to the service of the Prohibition Notice, Walsall, along with England was subject to a second lockdown. National restrictions were imposed where everyone was required to stay at home, and only for a limited set of reasons could you leave the home including:

- For education;
- For work, if you cannot work from home;

- For exercise and recreation outdoors, with your household, support bubble or on your own with one person from another household;
- For all medical reasons, appointments and to escape injury or harm;
- To shop for food and essentials;
- And to provide care for vulnerable people, or as a volunteer.

The second lockdown was introduced as there was a significant increase in the number of positive COVID cases. Although the increases were initially among younger age groups, there was increasing numbers of older people with coronavirus in almost all areas of the country, including Walsall.

The number of hospitalisations started to increase, ultimately leading to a higher mortality rate. Without the lockdown and breaking the chain of transmission between person-to-person the numbers of people dying from Coronavirus would be as high as they were at the peak of the first wave of coronavirus back in April 2020.

## **Walsall Council Public Health COVID-19 Summary**

### **Transition from National restrictions to alert levels (Tiering system)**

The national restrictions (Lockdown 2) ended on the 2 December and Walsall was moved into Tier 3, the highest COVID-19 category at the time. This meant that the strict restrictions would still be in place including restrictions on meeting people outside, hospitality businesses such as pubs, cafes and restaurants only being allowed to offer takeaway or click and collect service and a rule of six outdoors being imposed.

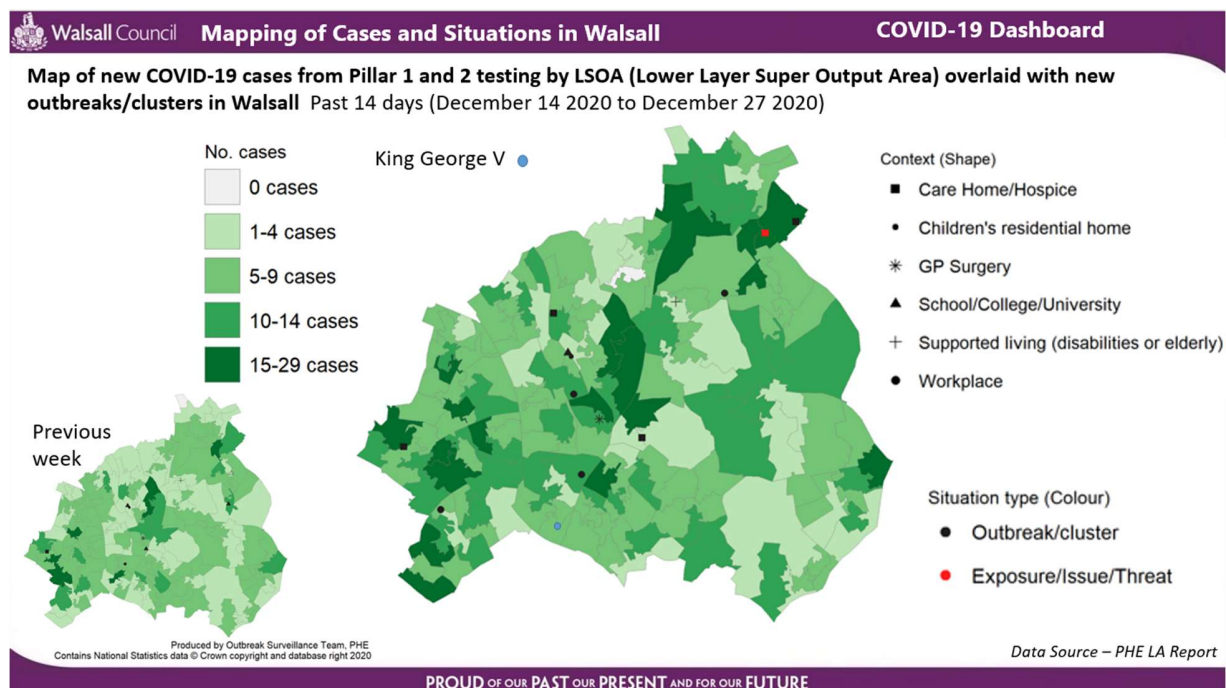
During the national restrictions there was a reduction in however the virus continued to spread in the community. The move to Tier 3 demonstrated that the rate of infection in Walsall was still too high and the restrictive measures were required locally to make sure we reduce the spread further.

Walsall was moved into Tier 4 on 31 December as the number of positive cases had continued to rise. There was a 35% increase in coronavirus cases between 21 to 27 December, meaning more than 900 people tested positive for the virus and the rate per 100K of the population was 312.

[Read the statement from the Director of public health on the Transition from national restrictions to Local COVID Alert Level Very High \(Tier 3\)](#)

## COVID-19 Data

- The rate per 100K was 308, significantly higher than the national and also regional average during this period
- In total 831 people tested positive for COVID-19 (20<sup>th</sup> to 26<sup>th</sup> December) a 25% increase compared to the previous week.
- At the time, positive case rates were on the increase as was positivity, with testing levels below the national and WM region.
- Those aged 30 to 44 years were the most prominent age groups testing positive at 29%
- The mortality rate in Walsall and the Black Country continued to increase
- The NHS was under significant pressure and Walsall Manor hospital remained extremely busy with pressure on ICU.
- The main transmission route in Walsall was household to household meaning people spending time indoors with people outside of their household or recognised support bubble. This was against Tier 3 restrictions
- The rate for Pleck ward was 308 per 100K of the population – ranked 10<sup>th</sup> highest ward for that week.



It is important to note that Walsall was moved into Tier 4 on 31 December as the number of positive cases had continued to rise. There was a 35% increase in coronavirus cases between 21 to 27 December, meaning more than 900 people tested positive for the virus and the rate per 100K of the population was 312.





# Worksheet List

Date: 09 February 2021

Worksheets selected from Worksheet Management with the current criteria



REFERENCE	ADDRESS	APPL	TASK	AREA	OFF	DATE	1st RESP	COMPLETE
WK/202013975	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 19 Business Open CP	CP	SH	16/09/2020	15/10/2020	16/10/2020
WK/202013777	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	Covid 19 Social Distancing	ENVt	JJH	14/09/2020	22/09/2020	22/09/2020
WK/202013280	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV19 H&S Complaint	BC	JJH	04/09/2020	16/09/2020	16/09/2020
WK/202009229	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	TN	PR	25/06/2020		
WK/202007761	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	Covid 19 Social Distancing	ENVt	PR	28/05/2020		
WK/202007683	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	TN	PR	27/05/2020	28/05/2020	28/05/2020
WK/202006243	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	ENVt	DE	23/04/2020	23/04/2020	23/04/2020
WK/202005141	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	ENVt	JJH	30/03/2020	01/04/2020	01/04/2020
WK/202005137	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	ENVt	JJH	30/03/2020	04/04/2020	29/04/2020

## SUMMARY

CPEH      Complaints - EH      9

9

TOTAL

# Worksheet List

Date: 09 February 2021

Worksheets selected from Worksheet Management with the current criteria



## STANDARD CRITERIA

DEPARTMENT		OUTSTANDING ONLY	No
APPLICATION	CPEH -	NEW WORKSHEETS	No
TASK		IN PROGRESS	No
OFFICER		CLOSE TO TARGET	No
DATE RANGE	10/03/2020 TO 16/09/2020	FAILED TO ACHIEVE TARGET	No

## FILTER

FIELD	SEARCH TYPE	CASE	VALUE RANGE FROM	VALUE RANGE TO
TASK	Exact Match	False	cov1	None
TASK	Exact Match	False	cov2	None
TASK	Exact Match	False	cov7	None
TASK	Exact Match	False	covc	None



# Walsall Council

## Environmental Health

The Company Secretary  
Admiral Taverns Piccadilly Limited  
Milton Gate  
60 Chiswell Street  
London  
EC1Y 4AG

Your Ref:  
Our Ref: WK/202018851  
Date: 31<sup>st</sup> December 2020  
Please ask for: Mr John Harvey  
Direct Line: 01922 653366  
E-mail: covid19reporting@walsall.gov.uk

Dear Sirs,

**Regulation 9(2) of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020; King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ.**

A copy of a Prohibition Notice is enclosed in respect of the above premises, or part thereof, which was observed to be open for the sale and consumption of alcohol in contravention of the above named Regulations.

The enclosed Notice specifically prohibits King George V from opening its premises, or part of its premises for the sale and consumption of food and drink and providing food or drink for consumption on the premises.

**Failure to comply with this Prohibition Notice, without reasonable excuse, is an offence under Regulation 10 of the Regulations, punishable upon summary conviction in a Magistrates' Court or by a Fixed Penalty Notice issued in accordance with Regulation 11 and 12 of the Regulations**

Due to the serious nature of the allegation, unannounced physical or social media monitoring will be carried out by local authority staff or West Midlands Police to ensure that the requirements of the legislation are being properly met and observed.

This monitoring will take place for the duration of the current regulations or for 3 months whichever ends sooner.

Environmental Health, Civic Centre, Darwall Street, Walsall WS1 1TP  
Tel. 01922 653366

I appreciate that this is a very difficult and uncertain time for everyone and I would signpost you to the latest Government guidance on current restrictions in relation to emergency measures in place and advice for businesses, employers and employees can be found at:

<https://www.gov.uk/government/publications/further-businesses-and-premises-to-close>

I appreciate your cooperation and assistance with this matter. My contact details are at the head of this letter should you wish to speak to me.

Yours faithfully,

A handwritten signature in blue ink, appearing to read 'J. Harvey', with a stylized flourish at the end.

John Harvey  
**Environmental Health Officer**



**Walsall Council**

**The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020, as amended<sup>1</sup> (SI. 2020 No. 1374)**

**PROHIBITION NOTICE**

**Date:** 31<sup>st</sup> of December 2020

**Notice Reference:** 202018851

**Part A**

**To:** Admiral Taverns Piccadilly Limited.

**At:** Milton Gate, 60 Chiswell Street, London, EC1Y 4AG

**Of:** Milton Gate, 60 Chiswell Street, London, EC1Y 4AG

**Trading as:** King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ.

This Prohibition Notice is served under Regulation 9(2) of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 ("the Regulations") and has immediate effect.

The Regulations impose certain restrictions to protect against the risks to public health arising from coronavirus. Failure to comply with the requirements of the Regulations, without reasonable excuse, is a criminal offence.

I, John Harvey, designated as a relevant person for the purposes of the Regulations by Walsall Council, have reasonable grounds for believing that you are contravening requirements in the Regulations as set out in Part B below and that it is necessary and proportionate to issue this Prohibition Notice to prevent continued contravention of those requirements.

**Part B. Contravention of the Restrictions**

**Regulation Contravened:** Regulation 8 of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 as amended and Paragraph 11(1) Part 3 of Schedule 3A to the Regulations which states

A person responsible for carrying on a restricted business, or providing a restricted service, must —

- (a) close any premises, or part of the premises, in which food or drink are provided for consumption on those premises, and
- (b) cease providing food or drink for consumption on its premises.

<sup>1</sup> Amended by SI 2020/1611



**Particulars of Offence:** At 20.00 hrs on the 24<sup>th</sup> December 2020 whilst on patrol PC 0876 Bytheway and PC23113 Dautovic of West Midlands Police noted activity at the premises known as the King George V. The Police Officers entered the building and confirmed that Mr Raman Singh, 19 Bescot Drive, Walsall, WS2 9DE was carrying on a business/providing a service other than as permitted by the exceptions listed, namely that he had opened its premises, or part of the premises, known as King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ for the consumption of drink on the premises.

### **Part C. Action Required**

This Prohibition Notice requires that you immediately cease the activities identified in Part B giving rise to contravention of the Regulations. The measures specified below must be taken to prevent continued contravention of the Regulations:

- 1 Close the premises, or part(s) of the premises, in which food or drink are provided for consumption on the premises; and
- 2 Cease providing drinks (alcoholic or otherwise) for consumption on the premises

### **Part D. Consequences of non-compliance with this Notice, and with the Regulations**

Failure to comply with this Prohibition Notice, without reasonable excuse, is an offence under Regulation 10 of the Regulations, punishable by a fine on summary conviction in a Magistrates' Court.

In the event of continued contravention of the Prohibition Notice, or of any requirements under Regulation 10 of the Regulations (Offences and penalties), a fixed penalty notice may be issued in accordance with Regulation 11 and 12 of the Regulations, or you may be prosecuted under regulations 10 and 13 of the Regulations.

### **Part E. Challenging this Prohibition Notice**

If you consider that the Notice should not have been issued, you can make representations to Walsall Council in writing outlining your reasons for challenging the Notice, within 21 days of the date on this Notice.

Your challenge will be processed in accordance with Walsall Councils Complaint Procedure: <https://go.walsall.gov.uk/tellus>

**Contact:** Walsall Council, Civic Centre, Darwall Street, WS1 1TP. (Tel. 01922 653366)

<sup>1</sup> Amended by SI 2020/1611

**This Notice remains in force even if you have raised a challenge.**

**Should the Local Authority's review of your challenge determine that the Notice should not have been issued, you will be notified in writing.**

**Signed:** 

**Date:** 31/12/2020

**Name:** John Harvey

**Name and Address of Local Authority:** Walsall Council, Darwall Street, Walsall, WS1 1TP

**Telephone:** 01922 653366

**Email:** [covid19reporting@walsall.gov.uk](mailto:covid19reporting@walsall.gov.uk)

**If you are not sure of your rights or the implications of this Notice, you may want to seek independent legal advice**



# Walsall Council

## Environmental Health

Mr Raman Singh



Your Ref:

Our Ref: WK/202018849

Date: 31<sup>st</sup> December 2020

Please ask for: Mr John Harvey

Direct Line: 01922 653366

E-mail: covid19reporting@walsall.gov.uk

Dear Mr Singh

**Regulation 9(2) of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020; King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ.**

A copy of a Prohibition Notice is enclosed in respect of the above premises, or part thereof, which was observed to be open for the sale and consumption of alcohol in contravention of the above named Regulations.

The enclosed Notice specifically prohibits King George V from opening its premises, or part of its premises for the sale and consumption of food and drink and providing food or drink for consumption on the premises.

**Failure to comply with this Prohibition Notice, without reasonable excuse, is an offence under Regulation 10 of the Regulations, punishable upon summary conviction in a Magistrates' Court or by a Fixed Penalty Notice issued in accordance with Regulation 11 and 12 of the Regulations**

Due to the serious nature of the allegation, unannounced physical or social media monitoring will be carried out by local authority staff or West Midlands Police to ensure that the requirements of the legislation are being properly met and observed.

This monitoring will take place for the duration of the current regulations or for 3 months whichever ends sooner.

Environmental Health, Civic Centre, Darwall Street, Walsall WS1 1TP

Tel. 01922 653366



I appreciate that this is a very difficult and uncertain time for everyone and I would signpost you to the latest Government guidance on current restrictions in relation to emergency measures in place and advice for businesses, employers and employees can be found at:

<https://www.gov.uk/government/publications/further-businesses-and-premises-to-close>

I appreciate your cooperation and assistance with this matter. My contact details are at the head of this letter should you wish to speak to me.

Yours faithfully,

A handwritten signature in blue ink, appearing to read 'J. Harvey', with a stylized flourish at the end.

John Harvey

**Environmental Health Officer**



**Walsall Council**

**The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 as amended<sup>1</sup> (SI. 2020 No. 1374)**

**PROHIBITION NOTICE**

**Date:** 31<sup>st</sup> of December 2020

**Notice Reference:** 202018849

**Part A**

**To:** Mr Raman Singh



**Of:** King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ.

**Trading as:** King George V

This Prohibition Notice is served under Regulation 9(2) of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 ("the Regulations") and has immediate effect.

The Regulations impose certain restrictions to protect against the risks to public health arising from coronavirus. Failure to comply with the requirements of the Regulations, without reasonable excuse, is a criminal offence.

I, John Harvey, designated as a relevant person for the purposes of the Regulations by Walsall Council, have reasonable grounds for believing that you are contravening requirements in the Regulations as set out in Part B below and that it is necessary and proportionate to issue this Prohibition Notice to prevent continued contravention of those requirements.

**Part B. Contravention of the Restrictions**

**Regulation Contravened:** Regulation 8 of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 as amended and Paragraph 11(1) Part 3 of Schedule 3A to the Regulations which states

A person responsible for carrying on a restricted business, or providing a restricted service in the Tier 4 area, must —

- (a) close any premises, or part of the premises, in which food or drink are provided for consumption on those premises, and
- (b) cease providing food or drink for consumption on its premises.

<sup>1</sup> Amended by SI 2020/1611

**Particulars of Offence:** At 20.00 hrs on the 24<sup>th</sup> December 2020 whilst on patrol PC 0876 Byetheway and PC23113 Dautovic of West Midlands Police noted activity at the premises known as the King George V. The Police Officers entered the building and confirmed that Mr Raman Singh, [REDACTED] was carrying on a business/providing a service other than as permitted by the exceptions listed, namely that he had opened its premises, or part of the premises, known as King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ for the consumption of drink on the premises.

### **Part C. Action Required**

This Prohibition Notice requires that you immediately cease the activities identified in Part B giving rise to contravention of the Regulations. The measures specified below must be taken to prevent continued contravention of the Regulations:

- 1 Close the premises, or part(s) of the premises, in which food or drink are provided for consumption on the premises; and
- 2 Cease providing drinks (alcoholic or otherwise) for consumption on the premises

### **Part D. Consequences of non-compliance with this Notice, and with the Regulations**

Failure to comply with this Prohibition Notice, without reasonable excuse, is an offence under Regulation 10 of the Regulations, punishable by a fine on summary conviction in a Magistrates' Court.

In the event of continued contravention of the Prohibition Notice, or of any requirements under Regulation 10 of the Regulations (Offences and penalties), a fixed penalty notice may be issued in accordance with Regulation 11 and 12 of the Regulations, or you may be prosecuted under regulations 10 and 13 of the Regulations.

### **Part E. Challenging this Prohibition Notice**

If you consider that the Notice should not have been issued, you can make representations to Walsall Council in writing outlining your reasons for challenging the Notice, within 21 days of the date on this Notice.

Your challenge will be processed in accordance with Walsall Councils Complaint Procedure: <https://go.walsall.gov.uk/tellus>

**Contact:** Walsall Council, Civic Centre, Darwall Street, WS1 1TP. (Tel. 01922 653366)

<sup>1</sup> Amended by SI 2020/1611

**This Notice remains in force even if you have raised a challenge.**

**Should the Local Authority's review of your challenge determine that the Notice should not have been issued, you will be notified in writing.**

**Signed:** 

**Date:** 31/12/2020

**Name:** John Harvey

**Name and Address of Local Authority:** Walsall Council, Darwall Street, Walsall, WS1 1TP

**Telephone:** 01922 653366

**Email:** [covid19reporting@walsall.gov.uk](mailto:covid19reporting@walsall.gov.uk)

**If you are not sure of your rights or the implications of this Notice, you may want to seek independent legal advice**



# Walsall Council

## Environmental Health

The Responsible Person  
King George V  
Wallows Lane  
Walsall  
West Midlands  
WS2 9BZ

Your Ref:  
Our Ref: WK/202005141  
Date: 01/04/2020  
Please ask for: John Harvey  
Direct Line: 01922 650000  
E-mail: John.harvey@walsall.gov.uk

Dear Sir/Madam,

### **Public Health (Control of Disease) Act 1984 The Health Protection (Coronavirus, Restrictions) (England) Regulations 2020**

I write to inform you that an allegation has been received that King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ was operating in a way that would contravene the above regulations.

Please could you contact this department using contact the details at the top of this letter to confirm that your business has put the necessary measures in place to ensure that you are complying with the requirements of the above-mentioned regulations.

Throughout Walsall random unannounced physical or social media monitoring of premises may be carried out by local authority staff or West Midlands Police to ensure that the requirements of the legislation are being properly met and observed.

This monitoring will take place for the duration of the current regulations or for 3 months whichever ends sooner.

I appreciate that this is a very difficult and uncertain time for everyone and I would signpost you to the latest Government guidance on current restrictions in relation to emergency measures in place and advice for businesses, employers and employees can be found at:



<https://www.gov.uk/government/publications/further-businesses-and-premises-to-close/further-businesses-and-premises-to-close-guidance>

I appreciate your cooperation and assistance with this matter.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'J. Harvey'.

**John Harvey**  
**Environmental Health Officer**



# Walsall Council

## Environmental Health

The Company Secretary  
Admiral Taverns Piccadilly Limited  
Milton Gate  
60 Chiswell Street  
London  
EC1Y 4AG

Your Ref:  
Our Ref: WK/202018851  
Date: 31<sup>st</sup> December 2020  
Please ask for: Mr John Harvey  
Direct Line: 01922 653366  
E-mail: covid19reporting@walsall.gov.uk

Dear Sirs,

**Regulation 9(2) of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020; King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ.**

A copy of a Prohibition Notice is enclosed in respect of the above premises, or part thereof, which was observed to be open for the sale and consumption of alcohol in contravention of the above named Regulations.

The enclosed Notice specifically prohibits King George V from opening its premises, or part of its premises for the sale and consumption of food and drink and providing food or drink for consumption on the premises.

**Failure to comply with this Prohibition Notice, without reasonable excuse, is an offence under Regulation 10 of the Regulations, punishable upon summary conviction in a Magistrates' Court or by a Fixed Penalty Notice issued in accordance with Regulation 11 and 12 of the Regulations**

Due to the serious nature of the allegation, unannounced physical or social media monitoring will be carried out by local authority staff or West Midlands Police to ensure that the requirements of the legislation are being properly met and observed.

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Environmental Health, Civic Centre, Darwall Street, Walsall WS1 1TP

Tel. 01922 653366

I appreciate that this is a very difficult and uncertain time for everyone and I would signpost you to the latest Government guidance on current restrictions in relation to emergency measures in place and advice for businesses, employers and employees can be found at:

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I appreciate your cooperation and assistance with this matter. My contact details are at the head of this letter should you wish to speak to me.

Yours faithfully,



John Harvey  
**Environmental Health Officer**





**Walsall Council**

**The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020, as amended<sup>1</sup> (SI. 2020 No. 1374)**

**PROHIBITION NOTICE**

**Date:** 31<sup>st</sup> of December 2020

**Notice Reference:** 202018851

**Part A**

**To:** Admiral Taverns Piccadilly Limited.

**At:** Milton Gate, 60 Chiswell Street, London, EC1Y 4AG

**Of:** Milton Gate, 60 Chiswell Street, London, EC1Y 4AG

**Trading as:** King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ.

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**Part B. Contravention of the Restrictions**

**Regulation Contravened:** Regulation 8 of The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 as amended and Paragraph 11(1) Part 3 of Schedule 3A to the Regulations which states

A person responsible for carrying on a restricted business, or providing a restricted service, must —

- (a) close any premises, or part of the premises, in which food or drink are provided for consumption on those premises, and
- (b) cease providing food or drink for consumption on its premises.

<sup>1</sup> Amended by SI 2020/1611

**Particulars of Offence:** At 20.00 hrs on the 24<sup>th</sup> December 2020 whilst on patrol PC 0876 Bytheway and PC23113 Dautovic of West Midlands Police noted activity at the premises known as the King George V. The Police Officers entered the building and confirmed that Mr Raman Singh, 19 Bescot Drive, Walsall, WS2 9DE was carrying on a business/providing a service other than as permitted by the exceptions listed, namely that he had opened its premises, or part of the premises, known as King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ for the consumption of drink on the premises.

### **Part C. Action Required**

This Prohibition Notice requires that you immediately cease the activities identified in Part B giving rise to contravention of the Regulations. The measures specified below must be taken to prevent continued contravention of the Regulations:

- 1 Close the premises, or part(s) of the premises, in which food or drink are provided for consumption on the premises; and
- 2 Cease providing drinks (alcoholic or otherwise) for consumption on the premises

### **Part D. Consequences of non-compliance with this Notice, and with the Regulations**

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Your challenge will be processed in accordance with Walsall Councils Complaint Procedure: <https://go.walsall.gov.uk/tellus>

**Contact:** Walsall Council, Civic Centre, Darwall Street, WS1 1TP. (Tel. 01922 653366)

<sup>1</sup> Amended by SI 2020/1611

# Worksheet List

Date: 09 February 2021

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WK/202013777	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	Covid 19 Social Distancing	ENVt	JJH	14/09/2020	22/09/2020	22/09/2020
WK/202013280	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV19 H&S Complaint	BC	JJH	04/09/2020	16/09/2020	16/09/2020
WK/202009229	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	TN	PR	25/06/2020		
WK/202007761	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	Covid 19 Social Distancing	ENVt	PR	28/05/2020		
WK/202007683	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	TN	PR	27/05/2020	28/05/2020	28/05/2020
WK/202006243	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	ENVt	DE	23/04/2020	23/04/2020	23/04/2020
WK/202005141	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	ENVt	JJH	30/03/2020	01/04/2020	01/04/2020
WK/202005137	King George V, Wallows Lane, Walsall, West Midlands, WS2 9BZ	CPEH	CV 1 Business Open EH	ENVt	JJH	30/03/2020	04/04/2020	29/04/2020

## SUMMARY

CPEH      Complaints - EH      9

9

TOTAL

# Worksheet List

Date: 09 February 2021

Worksheets selected from Worksheet Management with the current criteria



## STANDARD CRITERIA

DEPARTMENT		OUTSTANDING ONLY	No
APPLICATION	CPEH -	NEW WORKSHEETS	No
TASK		IN PROGRESS	No
OFFICER		CLOSE TO TARGET	No
DATE RANGE	10/03/2020 TO 16/09/2020	FAILED TO ACHIEVE TARGET	No

## FILTER

FIELD	SEARCH TYPE	CASE	VALUE RANGE FROM	VALUE RANGE TO
TASK	Exact Match	False	cov1	None
TASK	Exact Match	False	cov2	None
TASK	Exact Match	False	cov7	None
TASK	Exact Match	False	covc	None





## Licensing Act 2003 – Representation Form

Personal Details	
<b>Title:</b> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input checked="" type="checkbox"/> Ms <input type="checkbox"/> Other <input type="checkbox"/> (please specify)	
<b>First Name:</b>	Kirsty
<b>Surname:</b>	Steward
<b>Address:</b>	Walsall Council, Licensing Authority, Civic Centre, Darwall Street, Walsall
<b>Postcode:</b>	WS1 1TP
<b>Contact Telephone Numbers:</b>	<b>Daytime:</b> 01922 653060 <b>Mobile:</b>

Premises Details <i>(please give as much information as possible)</i>	
<b>Application Ref:</b>	
<b>Name of Premises</b>	King George V Hotel
<b>Address of Premises:</b>	Wallows Lane, Walsall, West Midlands, WS2 9BZ

Reasons for Representation
<p>Please provide your reasons under the relevant licensing objective below. You are not required to complete all sections. Complete only those that you consider are relevant to your representation.</p>
<b>The Prevention of Crime and Disorder</b>
<b>The Prevention of Public Nuisance</b> Noise complaints stemming from customers leaving the premises, revving car engines, alleged fighting and using the large garden/ patio area at the rear in a manner which is a nuisance to residents who live adjacent to the premises. Also, loud music and loud sporting events played from televisions and speakers placed near the garden entrance.
<b>Public Safety</b>
<b>The Protection of Children from Harm</b>
<p>In accordance with the provisions of the Licensing Act 2003, the Licensing Authority is required to include all personal details in the Committee report. Should there be exceptional circumstances, which require the protection of your identity, please explain the reasons below:</p> <p>n/a</p> <p>I support the review of a premises licence under section 51 or the Licensing Act 2003 for the premises described as King George Hotel, Wallows Lane, Walsall, WS2 9BZ.</p> <p>On 15th July 2020, an email complaint from a resident was received by Walsall Council that since 4th July 2020, new management had reopened the pub and the noise had</p>

become really bad. The complainant described loud music, shouting and screaming in the rear garden and anti-social behaviour on the car park at the front of the building. They described a bass speaker which allegedly shakes the complainants house and was being used until the early hours of the morning, specifically Monday 13th July 2020 where the music had continued until 01:30. The complainant claimed that the customers were arriving at the end of the night and racing up and down the road, revving engines outside the pub and blocking his drive. They claim to have been threatened by someone from the pub when they were asked to move a car from the front of the drive.

On 24th July 2020, an email complaint from a resident was received. The complainant stated that since 1965 when they moved into their home, they had never experienced noise at night like they were reporting currently. They stated that the noise was going on until 02:45 in the morning from the back lawn of the pub. They stated this was disturbing their sleep at night as their home is very close to the pub's rear garden. They said that they had been told by another resident that they had written to the pub asking them for help but had decided to sell their house and move away because they had no response.

On 27th July 2020, an email complaint from a resident was received. They describe cars revving engines outside the front of the pub and cars speeding up and down the road. They also mention customer fighting outside the pub between 03:00 and 04:00, breaking lockdown regulations by letting in customers and state they had called the Police on multiple occasions.

On 3rd August 2020, an email complaint from a resident who stated that Police had been called to a disturbance at the premises around 3am that morning. Customers from the pub were allegedly smashing up cars with crates.

On 3rd August 2020, a telephone complaint was received from a resident stating that there was 20 to 30 people shouting and swearing in the street outside the pub.

On 7th August 2020, a telephone complaint was received by a resident complaining about the incident on 3rd August 2020 and also about loud music.

On 10th August 2020, an email complaint was received by a resident stating people drinking in the pub during lockdown, drinkers shouting in the pub garden and loud music which could be heard over their television. They claimed that the pub was regularly open until 3am. This complainant stated they had reported the problems to Crimestoppers but had received no feedback.

On 17th August 2020, a telephone complaint was received by a resident reporting chanting, swearing and loud talking from the pub.

On 18th August, a telephone complaint was received from a resident stating there was loud music until 03:00, people laughing and racing cars up and down the street.

On the 18th August, an email complaint was received at 01:30 from a resident stating the the pub was open still and having a 'lock in'. They stated there was loud music and 'general rowdiness' coming from inside the pub.

On 18th August 2020, an anonymous caller made a complaint about loud music until 02:00 to 03:00. No other details given apart from they were afraid to leave their details.

On 19th August 2020, a telephone complaint was received by a resident stating that the music from the pub is louder than their television and fan.



Of the 13 residents that called or emailed to complain about noise from the pub, 2 residents made recordings through The Noise App.

The Noise App was launched in April 2019 and is offered to Walsall Council residents to use as a way of gathering evidence in noise nuisance cases. The Noise App allows the user to record up to 30 seconds of sound from their handheld device from their home. The App records the user's address and position through GPS. The App provides an intelligence base in order to further potential action by either Walsall Council or the Police.

The first resident from Wallows Lane sent one recording from 12:39 on 14th August 2020. It was of loud voices from the garden at the pub.

The second resident from Wallows Lane sent multiple recordings from 12th August 2020 to 18th September 2020 as follows:

12.08.2020 - 23:39 - loud voices  
12.08.2020 - 23:43 - loud voices  
14.08.2020 - 00:17 - loud voices  
14.08.2020 - 23:33 - loud music  
15.08.2020 - 00:52 - loud voices  
15.08.2020 - 01:33 - anti- social behaviour  
16.08.2020 - 00:36 - loud voices  
16.08.2020 - 01:08 - loud voices  
16.08.2020 - 01:32 - loud voices  
16.08.2020 - 01:40 - anti- social behaviour  
16.08.2020 - 01:43 - loud voices  
16.08.2020 - 14:47 - loud music  
16.08.2020 - 14:54 - loud music  
19.08.2020 - 00:00 - loud voices  
21.08.2020 - 20:41 - loud music  
21.08.2020 - 22:11 - loud music  
21.08.2020 - 22:19 - loud music  
22.08.2020 - 00:05 - loud voices  
22.08.2020 - 00:56 - loud voices  
22.08.2020 - 01:32 - loud voices  
22.08.2020 - 01:34 - loud voices  
22.08.2020 - 01:40 - loud voices  
22.08.2020 - 23:37 - loud voices  
22.08.2020 - 23:55 - loud voices  
29.08.2020 - 00:35 - loud voices  
29.08.2020 - 01:00 - loud voices  
29.08.2020 - 01:20 - loud voices  
18.09.2020 - 23:27 - loud voices

On the 21st August 2020, I visited the pub with Jennifor Mellor from West Midlands Police to speak with the DPS Mr Raman Singh about the complaints received about noise and ASB. Mr Raman Singh agreed to ensure his customers were not making noise in the garden after around 23:00. Mr Raman Singh admitted that he had been open and played recorded music outside of permitted hours. Mr Raman Singh agreed to employ doorstaff who would be positioned near to the entrance to the garden to ensure noise levels were reduced and manage the customers when leaving the premises at closing time. Mr Raman Singh agreed to close the garden area at 00:30 and turn all music off at the same time.

All the above was confirmed by email to Mr Raman Singh from Jennifer Mellor.

On the 25th August 2020, I visited the pub again with Jennifer Mellor following a report of a fight at the pub in the garden on the 22nd August 2020. Mr Raman Singh said that there had been a boxing match on the television and the customers were watching the screen which was angled to be seen from the rear garden. He was advised to stop showing sports events from the television that is seen from the garden to avoid the noise from the customers shouting in the future. We checked the CCTV inside the pub from Mr Raman's Singh's mobile phone and confirmed there was no fighting that night, we could see the customer getting very excited in the rear garden which would match up with Mr Singh's explanation.

On the 15th October 2020, I visited the pub with Jennifer Mellor, West Midlands Police, Paul Rooney, Environmental Health and Anthony Stewart, Environmental Health to speak again with Mr Raman Singh about multiple incidents that had been recorded by the Walsall Anti-Social Behaviour camera positioned across the road from the pub. We requested to view footage from the CCTV and Mr Raman Singh stated he was having technical difficulty with the television. We didn't manage to see the dates or times requested from him and his CCTV time stamp showed to be over an hour different. We were shown a CCTV clip what Mr Raman Singh told was a recent Saturday night. We could not hear sound but it was clearly very busy and customers did not appear to be adhering to Covid Regulations.

#### Declaration

I confirm that the information I have provided is true and correct.

Signed:

*WJ Stewart*

Dated:

*12-02-2021*