



# Walsall Council

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## LICENSING SUB-COMMITTEE

Meeting to be held on: **16 March 2022 at 10.00 am**

Meeting to be held at: **Walsall Council House, Lichfield Street, Walsall, WS1 1TW**

**MEMBERSHIP:** Councillor S. Cooper  
Councillor S. Samra  
Councillor K. Sears

# 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 under Section 17 of the Licensing Act 2003 in respect of the Leoo Shop 68 Bridge Street, Walsall, WS1 1JG.

## **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>

**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. The responsible Authorities to make relevant representations in relation to the application.
5. The applicant, interested parties and Sub-Committee to ask questions of the responsible Authorities.
6. Interested parties to make representations.
7. The applicant, responsible Authorities and Sub-Committee to ask questions of the interested parties.
8. The applicant to present their case.
9. Responsible Authorities, interested parties and Sub-Committee to ask questions of the applicant.
10. All parties to briefly summarise their case.
11. The Chair to check that all parties have said all they wish to.
12. The Sub-Committee to deliberate in private, all persons except the Legal Adviser and Committee Administrator, to withdraw from the hearing.
13. 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

# Appointment of Chair

# Welcome

# Apologies

# Declarations of Interest

**APPLICATION FOR A  
PREMISES LICENCE  
UNDER SECTION 17 OF  
THE LICENSING ACT  
2003**

**Leoo Shop, 58 Bridge  
Street, Walsall**



**REPORT OF THE DIRECTOR OF RESILIENT COMMUNITIES TO THE**

**LICENSING SUB – COMMITTEE**

**16 March 2022**

**APPLICATION FOR A PREMISES LICENCE UNDER SECTION 17 OF THE**

**LICENSING ACT 2003**

**Leoo Shop  
58 Bridge Street  
Walsall  
WS1 1JG**

**1. Summary of Report**

- 1.1. The purpose of this report is for the Licensing and Safety Sub-Committee to determine an application made under Section 17 of the Licensing Act 2003 for a new premises licence in respect of Leoo Shop, 58 Bridge Street, Walsall, WS1 1JG
- 1.2. The application is made by Gina-Camelia Pirvu of 40 Peake Road, Walsall, WS8 7BY and was submitted on her behalf by agent Minajur Rahman of Optimised Training, 1 Guildford Street, Birmingham, B19 2HN.
- 1.3. During the consultation period the licensing authority received the two representations, objecting to the grant of the licence.

**2. Options**

- 2.1. The Sub-Committee is required to consider the application and all relevant information, and determine whether to:
  - grant the licence as applied for
  - grant the licence with modifications or conditions; or
  - refuse the application.

### 3. **Background Information**

- 3.1. The application for a premises licence, attached as **Appendix 1**, was received by the Licensing Authority on 10 January 2022.
- 3.2. A summary of the licensed activities and times applied for is provided in the table below:

<b>Licensable Activities</b>	<b>Days</b>	<b>From</b>	<b>To</b>
Supply of Alcohol for consumption off the premises	Monday to Sunday (inclusive)	08:00	22:00
Public Opening Times	Monday to Sunday (inclusive)	08:00	22:00

- 3.3. Location plans of the locality are attached as **Appendix 2**.
- 3.4. In accordance with the prescribed application criteria specified in the Licensing Act 2003, the application was served on all statutory 'responsible authorities'.
- 3.5. The Licensing Act 2003 specifies that new premises licence applications must be advertised in the following ways:
- a) by way of a blue site notice displayed on the premises for a statutory consultation period of 28 consecutive days, starting the day after the application is complete and valid. The last day for representations was 7 February 2022.
  - b) by the publication of a licensing notice placed in a newspaper circulating within the area of the premises, by the tenth working day of the consultation period; and
  - c) the Licensing Authority must advertise the application on its website for the duration of the consultation period.
- 3.6. This combination of requirements ensures that 'other persons', regardless of their status or geographic proximity to the premises, are aware that an application for a premises licence has been made and of their right and opportunity to comment, should they wish to do so.
- 3.7. The blue notice was displayed and the newspaper notice published in accordance with the requirements of the Licensing Act 2003.

- 3.8. Any responsible authority, or other person, may submit a representation to the Licensing Authority however, only relevant representations, received during the advertised consultation period, may be considered when determining the application.
- 3.9. The applicant has nominated herself as the Designated Premises Supervisor (DPS) who holds a personal licence with Walsall Council.

#### 4. **Representations**

##### 4.1. **Representations/Responses from Responsible Authorities**

The Licensing Authority received the following responses to the consultation from responsible authorities:

###### Community Protection

On 3 February 2022 the Community Protection Team confirmed that they had no comments or concerns in respect of the application. The email response is attached as **Appendix 3**.

###### Public Health

On 26 January 2022 the Public Health Team confirmed that they had no comments or concerns in respect of the application. The email response is attached as **Appendix 4**.

###### West Midlands Police

On 28 January 2022 the Police Licensing Officer confirmed that West Midlands Police **objected** to the grant of the licence on the grounds that it would undermine the following Licensing Objectives:

- Crime and Disorder
- Public Nuisance

A copy of the representation is attached as **Appendix 5**.

###### Other responsible authorities

No comments were received from any other responsible authorities in relation to this application.

##### 4.2. **Representations from 'other persons'**

One representation objecting to the grant of the licence was received from 'other person', on the of **crime and disorder**. A copy of the representation is attached as **Appendix 6**.

## **5. Cumulative Impact Policy**

- 5.1. The concept of “Cumulative impact” has been described within the Government Guidance issued under Section 182 of the Licensing Act 2003 has been used by licensing authorities within their statements of licensing policy since the commencement of the Act.
- 5.2. ‘Cumulative impact assessments’ were introduced into the Licensing Act by the Policing and Crime Act 2017, with effect from 6 April 2018. A cumulative impact relates to the potential impact on the promotion of the licensing objectives of a number of licensed premises concentrated in one area.
- 5.3. As the premises with which this application is concerned falls within the Council’s cumulative impact area, the cumulative impact policy must be considered in relation to this application.
- 5.4. A cumulative impact policy applies in specified areas where there is a high saturation of licensed premises, such as those selling alcohol or providing late night refreshment, where serious problems of nuisance and disorder may arise in the general locale. Such problems generally occur as a result of, or can be exacerbated by, large numbers of drinkers being concentrated in an area, for example when leaving premises at peak times or when queuing at fast food outlets or for public transport (14.22 of the Section 182 guidance).
- 5.5. Tension among queuing customers often leads to conflict, disorder and anti-social behaviour. Moreover, regular large concentrations of people can also attract criminal activities such as drug dealing, pick pocketing and street robbery.
- 5.6. Local services such as public transport, public lavatory provision and street cleaning may not be able to meet the demand posed by such concentrations of drinkers, leading to issues such as street fouling, littering, traffic and public nuisance caused by concentrations of people who cannot be effectively dispersed quickly (14.22 of the guidance).
- 5.7. Section 12 of the Walsall Councils licensing policy statement sets out the cumulative impact policy. The cumulative impact policy was reviewed in 2021 following a cumulative impact assessment which showed that licensed premises within the WS1 post code area were having a cumulative impact and the licensing objectives were being undermined. The premises concerned does fall within the cumulative impact area.
- 5.6 12.6 of the policy states: “In light of the findings, the Authority, proposed a cumulative impact policy (amended in 2021) in respect of applications relating to the sale or supply of alcohol for consumption ‘on and off’ the premises’ and for the provisions of late-night refreshment in a defined area of Walsall”.

- 5.7 12.7 of the policy states: “In this area applicants will be required to demonstrate how the granting of their licence will not have a cumulative impact on the licensing objectives. Where relevant representations are received to the application, the matter will be referred to the Licensing Sub-Committee to make a decision on the application”.
- 5.8 12.8 of the policy states: “Walsall Council recognises that any special policy regarding cumulative impact is not absolute and where licence applications will not add to cumulative impact and no relevant representations received, the licence/certificate will be granted as applied for”.
- 5.9 12.10 of the policy states: “In determining an application, Walsall Council will have particular regard to the licensing objectives, the cumulative effect, and any adverse impact that may arise from the saturation of premises in the defined area”.
- 5.10 12.12 of the policy states: “Walsall Council recognises the difference between cumulative impact and the commercial need for premises in an area. Need and market forces are not matters for the Authority to consider as part of its licensing function”.

## **6. Walsall Council Licensing Policy**

- 6.1. Please click this link to access Walsall Council’s Statement of Licensing Policy or copy the URL address into a search bar:

[https://go.walsall.gov.uk/business/licensing\\_and\\_regulation/beer\\_and\\_entertainment/premises\\_licence](https://go.walsall.gov.uk/business/licensing_and_regulation/beer_and_entertainment/premises_licence)

## **7. Resource Considerations**

- 7.1. **Financial:** Application fees are set by central government and are non-refundable. The Licensing Authority would have to cover the cost of any successful appeals made to magistrate’s court.
- 7.2. 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.
- 7.3. **Legal:** Any representations received must be relevant to the likely effect on the promotion of the licensing objectives in respect of the application received, namely: Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance, Protection of Children from Harm. Representations which are not relevant must be rejected.

- 7.4. The Licensing Authority upon receipt of relevant representations and only if it is considered to be appropriate to promote the licensing objectives may consider attaching additional conditions, modifying existing conditions as given in the operating schedule, or to reject the application.
- 7.5. Any conditions further imposed by the committee must be appropriate and should be tailored to the size, style, characteristics and activities taking place at the premises. They should not be merely aspirational and should not go further than what is needed for that purpose.
- 7.6. Walsall Council has stated that at all times the Licensing Authority will try to strike a fair balance between the benefits to the community of a licensed venue and the risk of disturbance to local residents.
- 7.7. The Licensing Sub Committee must have due regard to the licensing authorities licensing policy statement and the statutory guidance issued under section 182 of the Licensing Act 2003.

**8. Section 182 Guidance:**

- 8.1. The section 182 guidance issued under the licensing act 2003 states: "Licensing authorities should look to the police as the main source of advice on crime and disorder."
- 8.2. In respect of the 'need' for licensed premises. Section 14.19 - There can be confusion about the difference between the "need" for premises and the "cumulative impact" of premises on the licensing object "Need" concerns the commercial demand for another pub or restaurant or hotel and is a matter for the planning authority and for the market. This is not a matter for a licensing authority in discharging its licensing functions or for its statement of licensing policy.
- 8.3. Section 8.43 of the guidance states: "Applicants are expected to include positive proposals in their application on how they will manage any potential risks. Where specific policies apply in the area (for example, a cumulative impact policy), applicants are also expected to demonstrate an understanding of how the policy impacts on their application; any measures they will take to mitigate the impact; and why they consider the application should be an exception to the policy.
- 8.4. Paragraph 9.4. A representation is "relevant" if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives.

## 9. Relevant Representations

9.1. In determining whether a representation is 'relevant', and may therefore be taken into account, the Sub-Committee must have regard to Sections 18(6) and 18(7) of the Licensing Act 2003, which state:

9.2. 18 (6) For the purposes of this section, "relevant representations" means representations which—

- (a) are about the likely effect of the grant of the premises licence on the promotion of the licensing objectives;
- (b) meet the requirements of subsection (7);
- (c) if they relate to the identity of the person named in the application as the proposed premises supervisor, meet the requirements of subsection (9); and
- (d) are not excluded representations by virtue of section 32 (restriction on making representations following issue of provisional statement).

18 (7) the requirements of Section 18 subsection (7), referenced above, are—

- (a) that the representations were made by a responsible authority or other person] within the period prescribed under section 17(5)(c);
- (b) that they have not been withdrawn; and
- (c) in the case of representations made by a person who is not a responsible authority , that they are not, in the opinion of the relevant licensing authority, frivolous or vexatious

### 9.3. Licensing Objectives

The Licensing Objectives are:

- The prevention of crime and disorder;
- The prevention of public nuisance;
- The protection of children from harm; and
- Public Safety.

9.4. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant.

9.5. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For

representations in relation to variations to be relevant, they should be confined to the subject matter of the variation.

- 9.6. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.
- 9.7. Should the Sub-Committee decide to grant the licence with additional conditions, such conditions must comply with the requirements specified in the Section 182 Guidance - specifically:

1.16 Conditions on a premises licence or club premises certificate are important in setting the parameters within which premises can lawfully operate. The use of wording such as “must”, “shall” and “will” is encouraged. Licence conditions:

- must be appropriate for the promotion of the licensing objectives;
  - must be precise and enforceable;
  - must be unambiguous and clear in what they intend to achieve;
  - should not duplicate other statutory requirements or other duties or responsibilities placed on the employer by other legislation;
  - must be tailored to the individual type, location and characteristics of the premises and events concerned;
  - should not be standardised and may be unlawful when it cannot be demonstrated that they are appropriate for the promotion of the licensing objectives in an individual case;
  - should not replicate offences set out in the 2003 Act or other legislation;
  - should be proportionate, justifiable and be capable of being met;
  - cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff, but may impact on the behaviour of customers in the immediate vicinity of the premises or as they enter or leave; and
  - should be written in a prescriptive format.
- 9.8. Conditions must be targeted on deterrence and preventing crime and disorder including the prevention of illegal working in licensed premises (see paragraph 10.10). For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally.

Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and

it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.

- 9.9. The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 9.10. Applicants have the opportunity to demonstrate how they intend to promote the licensing objectives through the operating schedule, section 8.41 of the guidance states: “in completing an operating schedule, applicants are expected to have regard to the statement of licensing policy for their area.

They must also be aware of the expectations of the licensing authority and the responsible authorities as to the steps that are appropriate for the promotion of the licensing objectives, and to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives. Licensing authorities and responsible authorities are expected to publish information about what is meant by the promotion of the licensing objectives and to ensure that applicants can readily access advice about these matters. However, applicants are also expected to undertake their own enquiries about the area in which the premises are situated to inform the content of the application”.

- 9.11. Applicants are expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand:
- the layout of the local area and physical environment, including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;
  - any risk posed to the local area by the applicants’ proposed licensable activities; and
  - any local initiatives (for example, local crime reduction initiatives or voluntary schemes including local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks.
- 9.12. Applicants are expected to provide licensing authorities with sufficient information in this section to determine the extent to which their

proposed steps are appropriate to promote the licensing objectives in the local area. Applications must not be based on providing a set of standard conditions to promote the licensing objectives and applicants are expected to make it clear why the steps they are proposing are appropriate for the premises.

- 9.13. Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.
- 9.14. The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.
- 9.15. The 2003 Act requires that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises concerned. Conditions should be determined on a case-by-case basis and standardised conditions which ignore these individual aspects should be avoided. For example, conditions should not be used to implement a general policy in a given area such as the use of CCTV, polycarbonate drinking vessels or identity scanners where they would not be appropriate to the specific premises.
- 9.16. The Licensing Sub Committee may grant the application as requested, grant with additional/modified conditions attached to the premises licence or reject the application.
- 9.17. Where the applicant, responsible authority, or other persons 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.

**10. Staffing issues:**

None arising from this report.

**11. Citizen Impact**

- 11.1. Residents or businesses ('Other Persons') within the licensing authorities' area are able to submit 'relevant representations'

**12. Community Safety**

- 12.1. Issues raised in relation to potential public safety are addressed by committee through the decision-making process.

**13. Environmental Impact**

13.1. Nothing arising from this report.

**14. Performance and Risk Management Issues**

14.1. Nothing arising from this report.

**15. Equality Implications**

15.1. Nothing arising from this report.

**16. Consultation**

16.1. Consultation/advertising is carried out in accordance with prescribed statutory regulation.

**17. Associated Papers**

Appendix 1 – Application.

Appendix 2 – Location Plans

Appendix 3 – Community Protection Response

Appendix 4 – Public Health consultation response

Appendix 5 – Representation from West Midlands Police

Appendix 6 – Representation from Other Person

**18. Contact Officer**

Sayful Alom, Team Leader (Licensing), [Sayful.alom@walsall.gov.uk](mailto:Sayful.alom@walsall.gov.uk)

# Premises Licence Application Appendix 1



**Walsall**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[licensing@walsall.gov.uk](mailto:licensing@walsall.gov.uk)  
 Telephone: 01922 653050

\* required information

## Section 1 of 21

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

System reference

Not Currently In Use

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

Your reference

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

Are you an agent acting on behalf of the applicant?

- Yes       No

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

### Applicant Details

\* First name

Gina-Camelia

\* Family name

Pirvu

\* E-mail

Main telephone number

Include country code.

Other telephone number

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

Is the applicant:

- Applying as a business or organisation, including as a sole trader  
 Applying as an individual

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

Continued from previous page...

### Address

* Building number or name	<input type="text" value="40"/>
* Street	<input type="text" value="Peake Road"/>
District	<input type="text"/>
* City or town	<input type="text" value="Walsall"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text" value="WS8 7BY"/>
* Country	<input type="text" value="United Kingdom"/>

### Agent Details

* First name	<input type="text" value="Mijanur"/>
* Family name	<input type="text" value="Rahman"/>
* E-mail	<input type="text" value="info@otctraining.org"/>
Main telephone number	<input type="text" value="07804124736"/>
Other telephone number	<input type="text"/>

Include country code.

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

Are you:

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

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

### Agent Business

Is your business registered in the UK with Companies House?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Registration number	<input type="text" value="7021919"/>
Business name	<input type="text" value="Optimised Training Centre"/>
VAT number	<input type="text" value="-"/>
Legal status	<input type="text" value="Private Limited Company"/>
Your position in the business	<input type="text" value="Manager"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

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

The country where the headquarters of your business is located.

Continued from previous page...

**Agent Registered Address**

Address registered with Companies House.

Building number or name	Optimised Training Centre
Street	1 Guildford Street
District	
City or town	Birmingham
County or administrative area	
Postcode	B19 2HN
Country	United Kingdom

**Section 2 of 21**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

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

- Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name	Leoo Shop
Street	58 Bridge Street
District	
City or town	Walsall
County or administrative area	
Postcode	WS1 1JG
Country	United Kingdom

**Further Details**

Telephone number	
Non-domestic rateable value of premises (£)	7,100

## Section 3 of 21

### APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

### Confirm The Following

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

## Section 4 of 21

### INDIVIDUAL APPLICANT DETAILS

#### Applicant Name

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

- Yes  No

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

First name

Family name

Is the applicant 18 years of age or older?

- Yes  No

Continued from previous page...

### Current Residential Address

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

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

Yes  No

Building number or name	<input type="text" value="40"/>
Street	<input type="text" value="Peake Road"/>
District	<input type="text"/>
City or town	<input type="text" value="Walsall"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="WS8 7BY"/>
Country	<input type="text" value="United Kingdom"/>

### Applicant Contact Details

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

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

Yes  No

E-mail	<input type="text" value="REDACTED"/>
Telephone number	<input type="text" value="REDACTED"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text" value="REDACTED"/> dd mm yyyy
* Nationality	<input type="text" value="Romania"/>
Right to work share code	<input type="text" value="REDACTED"/>

Documents that demonstrate entitlement to work in the UK  
Right to work share code if not submitting scanned documents

## Section 5 of 21

### OPERATING SCHEDULE

When do you want the premises licence to start?  /  /   
dd mm yyyy

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

Provide a general description of the premises

*Continued from previous page...*

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Convenience store, Food and drink

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

**Section 6 of 21**

**PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes  No

**Section 7 of 21**

**PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes  No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes  No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes  No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes  No

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

[See guidance on regulated entertainment](#)

*Continued from previous page...*

Will you be providing recorded music?

- Yes  No

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes  No

**Section 13 of 21**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes  No

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

- Yes  No

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises     Off the premises     Both

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

State any seasonal variations

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

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

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

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

**Name**

First name

Family name

Date of birth  /  /   
dd      mm      yyyy

Continued from previous page...

**Enter the contact's address**

Building number or name	<input type="text" value="40"/>
Street	<input type="text" value="Peake Road"/>
District	<input type="text"/>
City or town	<input type="text" value="Walsall"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="WS8 7BY"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text" value="Walsall Council"/>

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

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

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

Reference number for consent form (if known)

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

**Section 16 of 21**

**ADULT ENTERTAINMENT**

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

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

Page 37 of 82

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

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

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

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

**Section 18 of 21**

**LICENSING OBJECTIVES**

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

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

*Continued from previous page...*

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

A Challenge 25 policy will be strictly followed by all staff.  
Staffs are trained as appropriate in respect of relevant licensing law.  
CCTV cameras are installed which covers both inside and outside the shop.

b) The prevention of crime and disorder

CCTV to be installed inside and outside the premises. CCTV to be recording at all times the premises are open for any licensable activities. Images will be retained for a period of at least 31 days and will be made available to any of the responsible authorities to view or copies produced on request. If for any reason the CCTV hard drive needs to be replaced the previous / old hard drive will be kept on site for a minimum of 31 days and made immediately available to any of the responsible authorities on request. The CCTV system will be checked prior to licensable activity taking place each day and the identity of the person checking the system and the result of the check will be recorded in the Incident Book,

All staff other than personal license holders will receive training in the Licencing Act 2003, and the Licencing objectives. No staff will work at the premises until this training has been completed and the required refreshments have been completed. Refresher training should take place every 6 months.

All staff training under the Licensing Act 2003 and Licensing Objective training will be documented and signed by both the trainer and trainee. No staff to work at the premises until this training has been completed. Training records to be made available to any of the responsible authorities on request.

An Incident Book will be maintained at the premises and made available to any of the appropriate authorities on request.

A Refusals Book will be maintained at the premises and all refusals to serve alcohol will be recorded in this book. It will be made available to any of the appropriate authorities on request.

The company will operate the Challenge 25 Policy. The only acceptable forms of identification will be a passport, photo driving license, military id card or PASS id card with the hologram logo.

Any person who appears drunk will not be served alcohol and refusal shall be recorded in the refusal register.

c) Public safety

A fire alarm system will be installed to meet BS 5839 Part 1 current standards  
An emergency lighting system will be installed to meet BS 5266 current standards  
Firefighting equipment will be available in the premises to meet BS 5306 current standards  
Floor staff will conduct physical sweep inside the premises to remove hazardous objects/waste as deemed necessary by the management.  
The Designated Premises Supervisor is aware of his responsibilities to the staff and customers in respect of public safety and will take all reasonable steps to ensure the maintenance of all provided safety arrangements and equipment in accordance with the requirements of current installations.

d) The prevention of public nuisance

Notices will be displayed at the exit of the premises asking patrons to leave the premises quietly.  
All deliveries will be conducted prior to 7pm to control noise nuisance.  
In conjunctions with the steps proposed for the prevention of crime and disorder objectives, the Licensees and staff will at all times remain responsible for the prevention of public nuisance in and around the premises.  
The Designated Premises Supervisor will arrange to monitor levels of noise from both inside and outside the premises and remedial action will be taken as appropriate.  
Doors and windows will be kept closed as deemed necessary by the Designated Premises Supervisor.

e) The protection of children from harm

*Continued from previous page...*

The Designated Premises Supervisor and staff will at all times remain aware of their responsibilities under the objective, including that alcohol shall not be sold to anyone under the age of 18.  
Staff on duty will be trained and made aware of these requirements and the need to demand an acceptable form of age id.  
The premises will operate Challenge 25 policy.  
No adult entertainment is permitted at these premises.

## Section 19 of 21

### NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

#### **Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

#### **Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

*Continued from previous page...*

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

*Continued from previous page...*

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

### **Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

## **Section 20 of 21**

### **NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

*Continued from previous page...*

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 21 of 21**

**PAYMENT DETAILS**

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

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

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

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00\*

Band E - £125001 and over £635.00\*

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

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

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

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

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

\* Fee amount (£)

190.00

**DECLARATION**

*Continued from previous page...*

I/WE UNDERSTAND IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT. 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 LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO 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.

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

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

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

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

1. Save this form to your computer by clicking file/save as...
  2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/walsall/apply-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

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

**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 LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO 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**

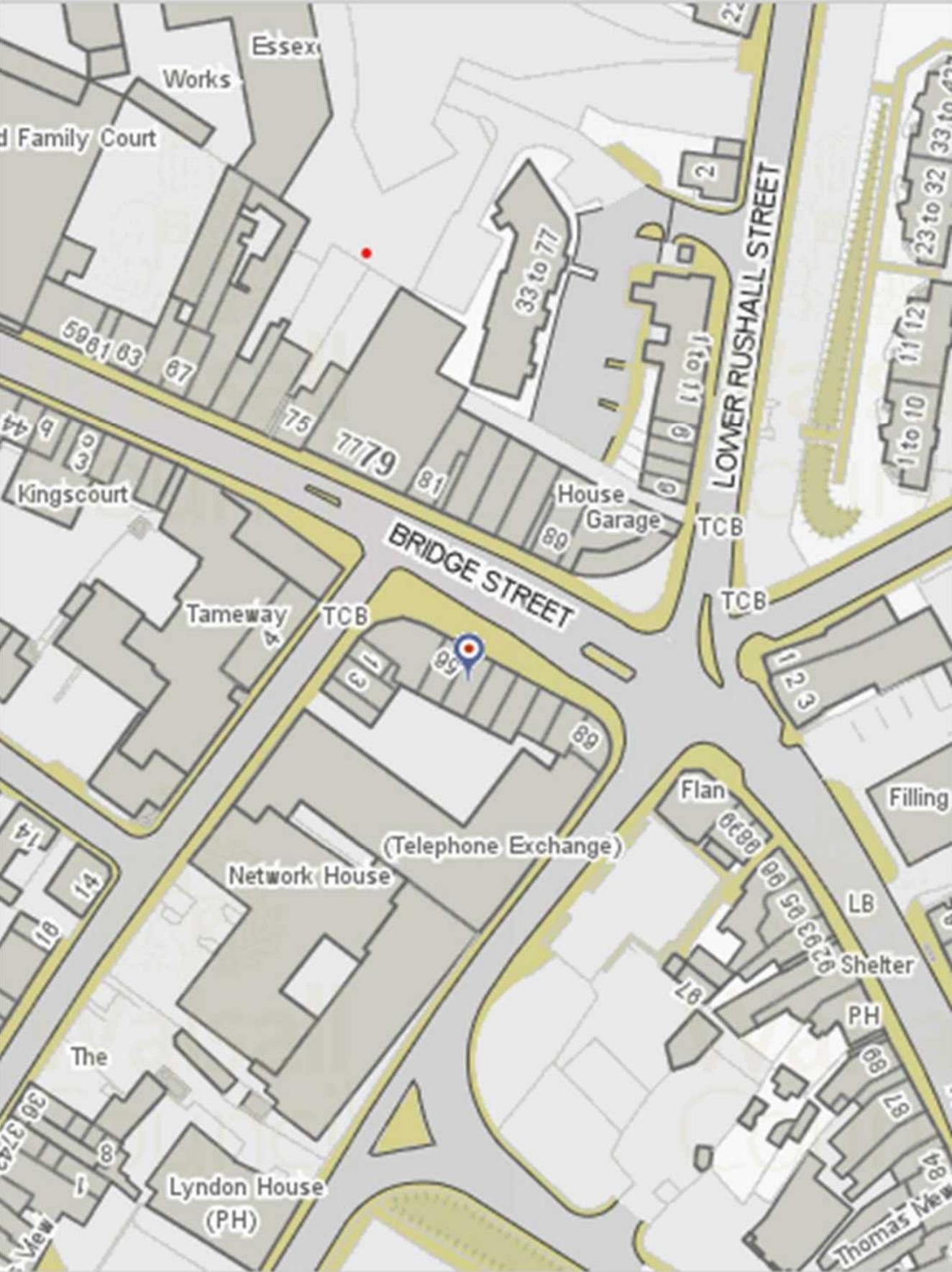
**OFFICE USE ONLY**

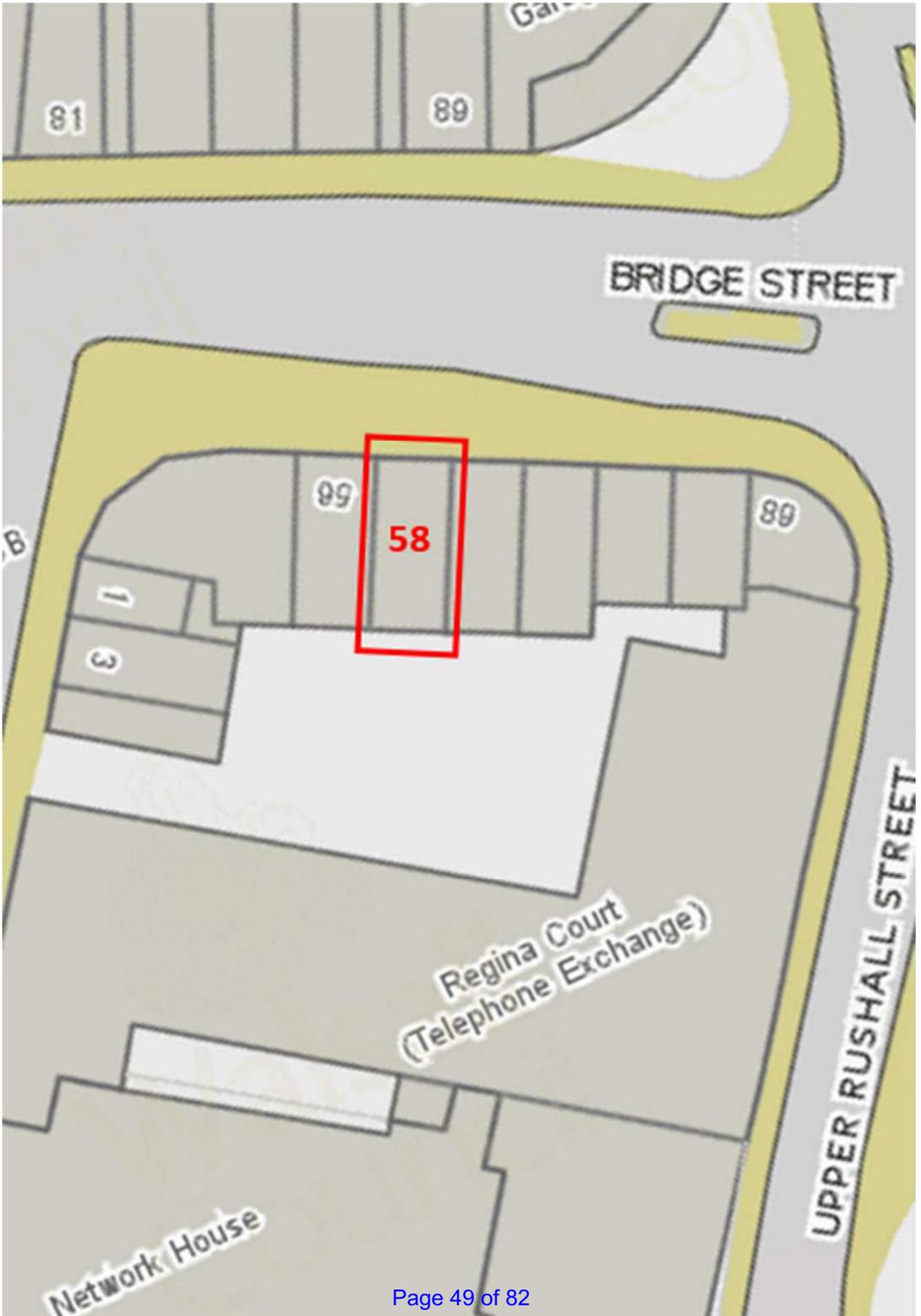
Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)

# Location Plan

## Appendix 2





# Community Protection Response Appendix 3

## Reba Danson

---

**From:** Sarah Heath  
**Sent:** 03 February 2022 14:06  
**To:** Licensing; Walsall Licensing; alcohol@homeoffice.gsi.gov.uk; firesafety.admin; Community Protection; TradingStandards; Environmental Health; Namita Mistry; planningsservices; Rebecca Warren; Janice Rowley; Neil Aston-Baugh  
**Subject:** RE: New Premises Licence - Leoo Shop, 58 Bridge Street

Hi

there are no concerns/comments regarding this application from community protection

regards

sarah

Sarah Heath-Marshall **ICA QA(RCO)**

**Please note** that all advice given concerning the Coronavirus and the pandemic is correct at the point of this email being sent, in line with government guidelines at the time. Where documentation has been provided by you although we may make comments or suggestions, please be aware that enforcement agencies cannot validate or in any way approve your document or risk assessments. It is the recipient's responsibility to keep up to date with the changing guidelines surrounding Covid-19. Such advice can be found at [www.gov.uk/coronavirus](http://www.gov.uk/coronavirus) or [www://go.walsall.gov.uk/covid-19\\_information](http://www://go.walsall.gov.uk/covid-19_information) or [www.hse.gov.uk/coronavirus/working-safely/index.htm](http://www.hse.gov.uk/coronavirus/working-safely/index.htm). Alternatively you can contact the the department by email at: [Covid19reporting@walsall.gov.uk](mailto:Covid19reporting@walsall.gov.uk) for Covid-19: advice and complaints. **Although you may have responded to a request for information or in answer to a specific complaint, the authority may still choose to make unannounced inspection(s) to premises to check ongoing compliance with the relevant legislation (e.g. Coronavirus compliance and/or health and safety).**

Community Protection Officer  
Community ProtectionTeam  
Walsall Council  
2nd floor Zone 2H Civic centre  
Darwall Street  
Walsall  
WS1 1TP

Telephone 01922 653043  
Mobile 07984279297  
Fax 01922 630697

[sarah.heath@walsall.gov.uk](mailto:sarah.heath@walsall.gov.uk) [Chat with me in Teams!](#)

Website: [www.walsall.gov.uk](http://www.walsall.gov.uk)

**For the latest information regarding COVID-19 including service disruptions and how to get help visit [https://go.walsall.gov.uk/covid-19\\_information](https://go.walsall.gov.uk/covid-19_information)**

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# Public Health Response Appendix 4

## Rapinder Kaur Kler

---

**From:** PHBusinessSupport  
**Sent:** 26 January 2022 08:30  
**To:** Licensing  
**Subject:** RE: New Premises Licence - Leoo Shop, 58 Bridge Street

Dear Ruby

We can see no reason to object to this application.

Kind Regards

*Janice*



[Chat with me in Teams!](#)

Janice Rowley  
Service Improvement Manager  
Public Health Service  
Walsall MBC  
Zone 2G 2<sup>nd</sup> Floor Civic Centre  
Darwall Street  
Walsall WS1 1TP

Tel: 07795 450 547

**Please note: My hours are 08:00-18:00 Mon-Wed; 08:00-12:30 Thurs; 08:00-12:00 Friday**

The Public Health Team are working differently during the Coronavirus crisis and you will not be able to contact us by office telephone. We are here to help and can be contacted by our email address or individual mobile phone numbers. For up to date advice on Coronavirus go to [www.gov.uk/coronavirus](http://www.gov.uk/coronavirus) or <https://go.walsall.gov.uk/covid-19> information. Alternatively you can contact our local team for assistance on 01922 658065 or by email at [walsall.healthprotection@nhs.net](mailto:walsall.healthprotection@nhs.net)

[Janice.rowley@walsall.gov.uk](mailto:Janice.rowley@walsall.gov.uk)  
[Janice.rowley@nhs.net](mailto:Janice.rowley@nhs.net)  
[www.healthywalsall.co.uk](http://www.healthywalsall.co.uk)  
[@phwalsall](#)

Website: [www.walsall.gov.uk](http://www.walsall.gov.uk)

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---

**From:** Rapinder Kaur Kler <Rapinder.Kler@walsall.gov.uk> **On Behalf Of** Licensing

**Sent:** 11 January 2022 10:16

**To:** Walsall Licensing <H\_WALSALL\_LICENSING@west-midlands.pnn.police.uk>; alcohol@homeoffice.gsi.gov.uk; firesafety.admin <firesafety.admin@wmfs.net>; Community Protection <CommunityProtection@walsall.gov.uk>; TradingStandards <TradingStandards@walsall.gov.uk>; Environmental Health <EnvironmentalHealth@walsall.gov.uk>; Namita Mistry <Namita.Mistry@walsall.gov.uk>; planningservices <planningservices@walsall.gov.uk>; Rebecca Warren <Rebecca.Warren@walsall.gov.uk>; Janice Rowley <Janice.Rowley@walsall.gov.uk>; Neil Aston-Baugh <Neil.Aston-Baugh@wmfs.net>

**Subject:** New Premises Licence - Leoo Shop, 58 Bridge Street

Dear Colleague,

I hope this email finds you well.

I am writing to notify you that the Council has received a New premises licence application for the premises below:

**Leoo Shop, 58 Bridge Street, Walsall, WS1 1JG.**

Just to make you aware this premises falls under the CIP area.

The application and premises plan with DPS consent forms are all attached.

The consultation period commences on 11 January 2022 and the **last day for representations is 7 February 2022**

Please let me know if you require any further information and I will be pleased to assist.

With regards

Kind regards

**Rapinder Kaur Kler (Ruby)**  
**Licensing Officer**

**Resilient Communities**  
**Economy Environment & Communities**  
**Walsall MBC,**  
**Licensing Unit**  
**Civic Centre,**  
**Darwall Street**  
**Walsall,**  
**WS1 1TP**

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

**Website:** <https://go.walsall.gov.uk>

**For the latest information regarding COVID-19 including service disruptions and how to get help visit**  
**<https://go.walsall.gov.uk/covid-19> information**

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# Police Objection

## Appendix 5

## Rapinder Kaur Kler

---

**From:** Jennifer Mellor  
**Sent:** 28 January 2022 14:57

**Subject:** RE: [External]: New Premises Licence - Leoo Shop, 58 Bridge Street AMEDED NOTICE OF REPRESENTATION

**CAUTION: STOP and THINK - This email originated from outside of the council. If it looks suspicious it probably is and you should NEVER enter your council username and password into an external link or open attachments.**

Further to receipt of the attached new Premise Licence West Midlands Police wish to make representations to this application on the following grounds:

Crime and Disorder (added for clarity)  
Public Nuisance (added for clarity)

Bridge Street sits within the Cumulative Impact Policy (CIP). This CIP has been scrutinised and accepted by Walsall Council in September 2021 which West Midlands Police supported, we therefore believe the CIP to be proportionate, timely and evidenced based.

Under the Home Office Guidance, issued under section 182 of the Licensing Act 2003, the definition of Cumulative Impact is:

Cumulative impact is the potential impact on the promotion of the licensing objectives of a number of licensed premises concentrated in one area.

Therefore by allowing an additional licenced premise in an already concentrated area of such premises does have the potential to impact on crime and disorder.

In relation to this application, if authorisation was granted we would have an additional venue in the CIP having the ability of alcohol sales up to 10pm of an evening. This could impact on the early night time economy when this recovers from the regulations placed on us during the COVID-19 pandemic and therefore has the potential of impacting on crime and disorder. We also do have street drinkers in the town centre, by having this additional premise, this could displace them which is a concern.

West Midlands Police believe this application should be placed before the sub-licensing committee for their determination. I have out of courtesy today spoken with the agent and advised him of our position.

Kind Regards

Jennifer

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

Tel: 101 ext 8896324  
Mobile: 07826 956933  
Email: [j.mellor@west-midlands.pnn.police.uk](mailto:j.mellor@west-midlands.pnn.police.uk)

**Sign-up** for neighbourhood policing alerts at [www.wmnow.co.uk](http://www.wmnow.co.uk)

**Follow us on social media**  
[www.twitter.com/wmpolice](http://www.twitter.com/wmpolice)

---

**From:** Rapinder Kaur Kler <[Rapinder.Kler@walsall.gov.uk](mailto:Rapinder.Kler@walsall.gov.uk)> **On Behalf Of** Licensing

**Sent:** 11 January 2022 10:16

**To:** Walsall Licensing <[H\\_WALSALL\\_LICENSEING@westmidlands.police.uk](mailto:H_WALSALL_LICENSEING@westmidlands.police.uk)>; [alcohol@homeoffice.gsi.gov.uk](mailto:alcohol@homeoffice.gsi.gov.uk);  
firesafety.admin <[firesafety.admin@wmfs.net](mailto:firesafety.admin@wmfs.net)>; Community Protection <[CommunityProtection@walsall.gov.uk](mailto:CommunityProtection@walsall.gov.uk)>;  
TradingStandards <[TradingStandards@walsall.gov.uk](mailto:TradingStandards@walsall.gov.uk)>; Environmental Health <[EnvironmentalHealth@walsall.gov.uk](mailto:EnvironmentalHealth@walsall.gov.uk)>;  
Namita Mistry <[Namita.Mistry@walsall.gov.uk](mailto:Namita.Mistry@walsall.gov.uk)>; planningservices <[planningservices@walsall.gov.uk](mailto:planningservices@walsall.gov.uk)>; Rebecca Warren  
<[Rebecca.Warren@walsall.gov.uk](mailto:Rebecca.Warren@walsall.gov.uk)>; Janice Rowley <[Janice.Rowley@walsall.gov.uk](mailto:Janice.Rowley@walsall.gov.uk)>; Neil Aston-Baugh <[Neil.Aston-Baugh@wmfs.net](mailto:Neil.Aston-Baugh@wmfs.net)>

**Subject:** [External]: New Premises Licence - Leoo Shop, 58 Bridge Street

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Dear Colleague,

I hope this email finds you well.

I am writing to notify you that the Council has received a New premises licence application for the premises below:

**Leoo Shop, 58 Bridge Street, Walsall, WS1 1JG.**

Just to make you aware this premises falls under the CIP area.

The application and premises plan with DPS consent forms are all attached.

The consultation period commences on 11 January 2022 and the **last day for representations is 7 February 2022**

Please let me know if you require any further information and I will be pleased to assist.

With regards

Kind regards

**Rapinder Kaur Kler (Ruby)**  
Licensing Officer

**Resilient Communities**  
Economy Environment & Communities

Page 58 of 82

Walsall MBC,  
Licensing Unit  
Civic Centre,  
Darwall Street  
Walsall,  
WS1 1TP

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

Website: <https://go.walsall.gov.uk>

*For the latest information regarding COVID-19 including service disruptions and how to get help visit [https://go.walsall.gov.uk/covid-19 information](https://go.walsall.gov.uk/covid-19_information)*

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Supporting Documentation relating to:

58 Bridge Street, Walsall Licensing Sub Committee Hearing.

1<sup>st</sup> March 2022

**Contents**

Page 1	Licensing Officer Jennifer Mellor Statement
Page 3	Inspector Hobday Statement – Walsall Partnerships
Page 6	Police Reference Number JRM/WMP001 – Crime Figures



**WITNESS STATEMENT**

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. N/AURN N/A

Statement of Jennifer Mellor

Age if under 18 over 18 (if over 18 insert "over 18")

Occupation Walsall Licensing & Regulatory Service  
Officer, West midlands Police

This statement (consisting of 3 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: (witness)

Date 21 February 2022

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am Jennifer Mellor 60384, Walsall Licensing and Regulatory Services Officer currently stationed at Walsall Police Station.

This statement supports the representations made by West Midlands Police for a new Premise Licence at 58 Bridge Street, Walsall and its purpose is to provide supporting evidence to be discussed at the forthcoming Licencing hearing on 1st March 2022. The information has been gained from speaking with police officers and officers of Walsall Borough Council.

This premise is situated within the Cumulative Impact Area which was only renewed and agreed in September of last year. During the review of the Councils licensing policy and the Cumulative Impact Policy (CIP), off sales have been included for the first time. Evidence would have been provided to support this change prior to the consultation taking place. The application for 58 Bridge Street not only sits within the CIP, it is surrounded by licensed premises in one of the main areas that attracts people into the town of an evening. There are a number of nightclubs, Sports bar and venues offering take away services within the same street, one of these nightclub has a capacity of over a 1000 persons. Having another licensed premises not only within the CIP but in close proximity to this densely populated street of licensed premises has clear potential to impact on crime and disorder and public nuisance.

Under the Home Office Guidance, issued under section 182 of the Licensing Act 2003, the definition of Cumulative Impact is: "Cumulative impact is the potential impact on the promotion of the licensing objectives of a number of licensed premises concentrated in one area." Cumulative impact has been described as the "stress" that a large number of licensed premises can have on crime and disorder and public nuisance. I believe it is the accumulation of the premises and the people attending them that creates the increased problems and demands on many services.

Signature .....

Signature witnessed by .....

03/2016OFFICIAL – (when complete)



Crime No. N/A

URN N/A

Statement of Jennifer Mellor

On Saturday 12th February between the hours of 17:00 hours and 21:30 hours an event was held at a venue in Bridge Street. This event forms part of the recovery of the night time economy as detailed in the original representations dated 28th January 2022. This event had been occurring prior to the regulations imposed on us by the Government due to the COVID-19 pandemic.

During these times police evidenced on Bridge Street, disorder, drunkenness, a theft and an assault on a Police Officer. Police also received a report of a male offering drinks to children present in the street and on further inspection this male had a bottle of sprits on him together with an offensive weapon. Empty glass bottles were seen on the floor which officers' believed could have contained alcohol, gas canisters and balloons were seen in the street and officers noticed a smell of cannabis in the air. All these incidents occurred within yards of 58 Bridge Street and at a time when sales of alcohol could be taking place should this application be granted.

On 15th February 2022 I attended a Town Centre Operational meeting, it was at this meeting amongst other issues, that current street drinkers were discussed. This is a concern for Walsall and work is taking place to engage and support with these people. The public nuisance caused by these persons are further exasperated by the additional people who congregate with them. By having an additional licensed premise on Bridge Street has the potential to displace the street drinking adding further to public nuisance.

I exhibit (JRM/WMP001) Crime figures as referenced in Insp Hobday's statement.

The guidance issued under Section 182 of the Licensing Act 2003, Crime and Disorder 2.1 states Licensing authorities should look to the police as the main source of advice on crime and disorder. We believe with the information above, the existence of the CIP and the evidence provided at the time, the exhibited crime figures together with Inspector Hobdays statement there is overwhelming evidence for the committee to refuse this application.

Signature .....

Signature witnessed by .....

03/2016



**WITNESS STATEMENT**

**Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

Crime No.

URN

Statement of Nicholas James HOBDAV

Age if under 18 (if over 18 insert "over 18")

Occupation Police Inspector 2228

This statement (consisting of page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: (witness)

Date 19/02/2022

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am Inspector 2228 HOBDAV of West Midlands Police. My current role is with the Neighbourhood Policing Unit for Walsall borough, where I lead on harm reduction work with partner organisations - this includes overseeing our licensing work. The sale of alcohol is a regulated activity because of the well proven links between this and crime and harm. Public policy and legislation realises that not all of the harm underpinned by the sales and the consumption of alcohol can be directly traced back to any one specific individual sale, person or premises and so allows for the designation of both Public Space Protection Orders (PSPO) and Cumulative Impact Zones (CIZ) by public authorities responsible for public safety. Walsall town centre is currently designated as both of these, due to the nature and scale of crime and harm occurring in the location.

The PSPO has been in effect for a number of years, and was recently renewed due to the continuation of these problems. Despite the best efforts of public bodies this has not helped us reduce the levels of crime and harm in the town centre to acceptable levels, so the Cumulative Impact Policy (CIP) was introduced. Both restrictions involve public consultation and detailed scrutiny of the need for their use, balanced against the impact they will have on businesses and the public. Despite these restrictions Walsall town centre continues to be the hotspot for violent crime in the borough, as well as the hotspot for overall volume of all crime in the borough. This is a public health and public safety issue all public bodies in Walsall are focussed on tackling in partnership. Both the Safer Walsall Partnership and the Walsall Safeguarding Partnership have adopted reducing violence and exploitation as priorities for the borough. The elected members of Walsall Council are firmly behind this work, and represent the will of Walsall residents. Partners are currently collaborating on developing a new delivery plan to accelerate this work.

Signature .....

Page 66 of 82

Signature witnessed by .....

03/2016



Crime No.

URN

Statement of Nicholas James HOBDAV

Levels of crime and harm in Walsall town centre were obviously low during the pandemic, when much of the hospitality trade was severely restricted and vastly reduced numbers of people visited public spaces, especially those with traditional high footfall. However, Walsall continues to be blighted by these problems. When we look deeper we can see that we have a particular problem around Bridge Street and the surrounding environs, peaking within the night time economy (10pm to 5am, Friday into Saturday and Saturday into Sunday). Unsurprisingly this coincides with a high concentration of both on and off sales of alcohol.

Since September 2021 West Midlands Police have put additional resources into high visibility foot patrol in the above locality. This is both specifically to cope with the night time economy, but also more widely to cope with increased violence. This is at significant cost, clearly financially but also at the cost of policing attention and support in other localities. We are so concerned about this problem that we are even changing the shift pattern of Neighbourhood Constables to increase our presence overnight on a Friday and Saturday night - again depleting our presence in other areas. It is therefore a priority of the partnerships to maximise the use of other methods for reducing crime, violence and harm in our town centre. Chief amongst these are the use of licensing controls such as the CIP.

It should also be noted that the town centre is also special for the borough, as it is the most visible location for the public and has the highest concentration of retailers, hospitality and visitors to the borough. It is the towns 'shop window' to the public, and therefore not only are crime and violence issues the most visible here, they also have the biggest impact on the towns reputation. Bad publicity has a negative impact on the commercial health of the town centre, which in turn leads to less footfall, empty retail premises, leading to an increased feeling of neglect and danger to the public. Reduced tax income also mean less public funds to tackle these issues, and a downward spiral of health and prosperity can ensue. Other issues closely connected to alcohol sales, such as anti-social behaviour, homelessness and begging, can also make a very visible impact on the publics perception of the town centre.

One example of easily available information on the internet that shows Walsall in this light can be found at 'https://crimerate.co.uk/west-midlands' which today states "Out of all of the West Midlands's larger towns and cities, West Bromwich is the most dangerous. The next most dangerous is Walsall, and Birmingham

Signature ..... Page 68 of 82 ..... Signature witnessed by .....



Crime No.

URN

Statement of Nicholas James HOBDAV

comes in as third most dangerous

For all the reasons laid out above it is essential that we restrict the overall availability of alcohol in Walsall's town centre, making full use of the benefits accorded to us by the Cummunitive Impact Policy (CIP). This is in addition to robustly challenging any premises we identify as specifically being responsible for the increase in crime and harm to the public. This applies throughout the Zone and at any time of the day or night.

For these reasons, on behalf of West Midlands Police I support the represenations made and request the sub-licensing committee to refuse the granting of this new premises licence for the premises Leoo Shop, 58 Bridge Street, Walsall, WS1 1JG.

Signature .....

Signature witnessed by .....



# The West Midlands Crime Statistics

Home • West Midlands

## Crime in the West Midlands

The West Midlands is the third safest county in England, Wales, and Northern Ireland. The overall crime rate in the West Midlands in 2021 was 45 crimes per 1,000 people, and the most common crimes were violence and sexual offences, which happened to roughly every 22 out of 1,000 residents.

Out of all of the West Midlands's larger towns and cities, West Bromwich is the most dangerous. The next most dangerous is Walsall, and Birmingham comes in as third most dangerous. There are safer parts of the West Midlands, starting with Sutton Coldfield which ranks as the safest area in West Midlands, followed up by Solihull in second place, and Stourbridge in third place.

## Crime Map of The West Midlands

## West Midlands Crime Summary

Crime ▲ ▼	Count ▲ ▼	Rate ▲ ▼
Anti-Social Behaviour	18,644	6.37
Bicycle Theft	819	0.28
Burglary	6,963	2.38
Criminal Damage and Arson	10,903	3.72
Drugs	3,073	1.05

6



Crime ▲ ▼	Count ▲ ▼	Rate ▲ ▼
Other Crime	2,872	0.98
Other Theft	7,454	2.55
Possession of Weapons	1,832	0.63
Public Order	13,527	4.62
Robbery	2,733	0.93
Shoplifting	4,757	1.62
Theft From the Person	976	0.33
Vehicle Crime	11,091	3.79
Violence and Sexual Offences	64,589	22.05

## The West Midlands's Population Centres

Name ▲ ▼	Total Crimes ▲ ▼	Crime Rate ▲ ▼	Rate Difference from West Midlands
<a href="#">Aldridge</a>	1,143	29	55% safer
<a href="#">Bilston</a>	1,917	57	21% more dangerous
<a href="#">Birmingham</a>	57,545	50	9% more dangerous
<a href="#">Bloxwich</a>	2,533	48	7% more dangerous
<a href="#">Brierley Hill</a>	1,428	44	1.1% safer
<a href="#">Brownhills</a>	787	37	21% safer
<a href="#">Castle Bromwich</a>	377	33	36% safer
<a href="#">Chelmsley Wood</a>	926	67	33% more dangerous
<a href="#">Coseley</a>	892	38	17% safer
<a href="#">Coventry</a>	15,258	40	13% safer
<a href="#">Darlaston</a>	934	44	0.99% safer
<a href="#">Dudley</a>	3,990	47	4.5% more dangerous
<a href="#">Fordbridge</a>	474	54	17% more dangerous
<a href="#">Halesowen</a>	1,656	28	62% safer
<a href="#">Kingshurst</a>	9	1.1	4022% safer
<a href="#">Kingswinford</a>	1,262	25	82% safer
<a href="#">Oldbury</a>	1,264	49	9% more dangerous
<a href="#">Rowley Regis</a>	1,434	40	12% safer
<a href="#">Sedgley</a>	905	29	55% safer
<a href="#">Smethwick</a>	2,210	41	9% safer
<a href="#">Smith's Wood</a>	546	50	11% more dangerous
<a href="#">Solihull</a>	2,920	27	67% safer
<a href="#">Stourbridge</a>	1,950	49	49% safer



Name ▲ ▼	Total Crimes ▲ ▼	Crime Rate ▲ ▼	Rate Difference from West Midlands
<a href="#">Sutton Coldfield</a>	2,575	24	88% safer
<a href="#">Tipton</a>	2,091	46	2.7% more dangerous
<a href="#">Walsall</a>	3,836	52	14% more dangerous
<a href="#">Wednesbury</a>	946	49	8% more dangerous
<a href="#">West Bromwich</a>	4,443	56	20% more dangerous
<a href="#">Willenhall</a>	2,230	42	7% safer
<a href="#">Wolverhampton</a>	11,262	46	1.7% more dangerous

### Crime Trends in the West Midlands

Crime	Crime Rate Per 1,000 Residents				Trend
	2018	2019	2020	2021	
Anti-Social Behaviour	15	12	18	6	Safer
Bicycle Theft	1.1	0.88	0.78	0.28	Safer
Burglary	10	8	7	2.4	Safer
Criminal Damage and Arson	9	8	7	3.7	Safer
Drugs	1.5	1.9	2.0	1.0	Safer



Crime	Crime Rate Per 1,000 Residents				Trend
	2018	2019	2020	2021	
Other Crime	1.2	1.5	1.9	0.98	Safer
Other Theft	8	7	6	2.6	Safer
Possession of Weapons	0.78	1.0	1.1	0.63	Safer
Public Order	4.8	6	8	4.6	Safer
Robbery (inc. mugging)	2.7	3.0	2.3	0.93	Safer
Shoplifting	6	6	3.9	1.6	Safer
Theft From the Person (inc. pickpocketing)	1.1	1.1	0.74	0.33	Safer
Vehicle Crime	13	11	9	3.8	Safer
Violence and Sexual Offences	26	33	41	22	Safer

Last updated: 09 Apr 2021

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# Paul Gordon

## Appendix 6



Licensing Act 2003 – Representation Form

Personal Details	
Title: Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other <input type="checkbox"/> (please specify)	
First Name:	Paul
Surname:	Gordon
Address:	Walsall Council, Licensing Authority, Civic Centre, Darwall Street, Walsall
Postcode:	WS1 1TP
Contact Telephone Numbers:	Daytime: <span style="background-color: black; color: black;">XXXXXXXXXX</span> Mobile:

Premises Details (please give as much information as possible)	
Application Ref:	
Name of Premises	Leoo Shop
Address of Premises:	58 Bridge Street, Walsall, WS1 1JG.

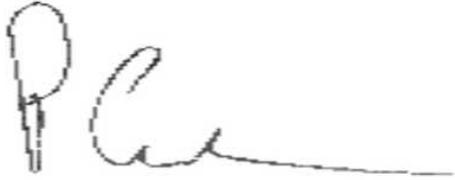
Reasons for Representation
<p>Please provide your reasons under the relevant licensing objective below. You are not required to complete all sections. Complete only those that you consider are relevant to your representation.</p>
<p><b>The Prevention of Crime and Disorder</b></p> <p>As part of the 2020 review of the Statement of Licensing Policy Responsible authorities provided evidence that the WS1 post code area for Walsall was saturated with licensed premises ('on/off licences' and late night refreshment) and the level of saturation was having a significant cumulative effect, which undermined the licensing objectives.</p> <p>In light of the number of licensed premises with both off sales/on sales and also late night refreshments an additional premises within this area, having another off licence would merely add to an already saturated location.</p> <p>Having reviewed the application for this premises, I do not believe that the applicant has taken the necessary steps to ensure that the premises does not have a further detrimental impact on the issues currently within the cumulative impact policy area. Therefore, I feel that the granting of this licence would undermine the licensing objectives as they relate to Crime &amp; Disorder and Public Nuisance as it will encourage the gathering of additional people within the area covered by the Cumulative Impact Policy.</p>
<p><b>The Prevention of Public Nuisance</b></p>
<p><b>Public Safety</b></p>

**The Protection of Children from Harm**

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:

**Declaration**

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

**Signed:** 

**Dated:** 4/2/2022