

Licensing Sub-Committee

Wednesday 30th October
2013
7.00 pm

Council Chamber
Town Hall
Redditch



www.redditchbc.gov.uk

Access to Information - Your Rights

The Local Government (Access to Information) Act 1985 widened the rights of press and public to attend Local Authority meetings and to see certain documents. Recently the Freedom of Information Act 2000, has further broadened these rights, and limited exemptions under the 1985 Act.

Your main rights are set out below:-

- Automatic right to attend all formal Council and Committee meetings unless the business would disclose confidential or “exempt” information.
- Automatic right to inspect agendas and public reports at least five days before the date of the meeting.
- Automatic right to inspect minutes of the Council and its Committees

(or summaries of business undertaken in private) for up to six years following a meeting.

- Automatic right to inspect lists of background papers used in the preparation of public reports.
- Access, on request, to the background papers on which reports are based for a period of up to four years from the date of the meeting.
- Access to a public register stating the names and addresses and electoral areas of all Councillors with details of the membership of all Committees etc.

A reasonable number of copies of agendas and reports relating to items to be considered in public must be made available to the public attending meetings of the Council and its Committees etc.

- Access to a list specifying those powers which the Council has delegated to its Officers indicating also the titles of the Officers concerned.
- Access to a summary of the rights of the public to attend meetings of the Council and its Committees etc. and to inspect and copy documents.
- In addition, the public now has a right to be present when the Council determines “Key Decisions” unless the business would disclose confidential or “exempt” information.
- Unless otherwise stated, most items of business before the Executive Committee are Key Decisions.
- Copies of Agenda Lists are published in advance of the meetings on the Council’s Website:

www.redditchbc.gov.uk

If you have any queries on this Agenda or any of the decisions taken or wish to exercise any of the above rights of access to information, please contact the following:

Ivor Westmore

Democratic Services

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Welcome to today's meeting.

Guidance for the Public

Agenda Papers

The **Agenda List** at the front of the Agenda summarises the issues to be discussed and is followed by the Officers' full supporting **Reports**.

Chair

The Chair is responsible for the proper conduct of the meeting. Generally to one side of the Chair is the Committee Support Officer who gives advice on the proper conduct of the meeting and ensures that the debate and the decisions are properly recorded. On the Chair's other side are the relevant Council Officers. The Councillors ("Members") of the Committee occupy the remaining seats around the table.

Running Order

Items will normally be taken in the order printed but, in particular circumstances, the Chair may agree to vary the order.

Refreshments : tea, coffee and water are normally available at meetings - please serve yourself.

Decisions

Decisions at the meeting will be taken by the **Councillors** who are the democratically elected representatives. They are advised by **Officers** who are paid professionals and do not have a vote.

Members of the Public

Members of the public may, by prior arrangement, speak at meetings of the Council or its Committees. Specific procedures exist for Appeals Hearings or for meetings involving Licence or Planning Applications. For further information on this point, please speak to the Committee Support Officer.

Special Arrangements

If you have any particular needs, please contact the Committee Support Officer.

Infra-red devices for the hearing impaired are available on request at the meeting. Other facilities may require prior arrangement.

Further Information

If you require any further information, please contact the Committee Support Officer (see foot of page opposite).

Fire/ Emergency instructions

If the alarm is sounded, please leave the building by the nearest available exit – these are clearly indicated within all the Committee Rooms.

If you discover a fire, inform a member of staff or operate the nearest alarm call point (wall mounted red rectangular box). In the event of the fire alarm sounding, leave the building immediately following the fire exit signs. Officers have been appointed with responsibility to ensure that all visitors are escorted from the building.

Do Not stop to collect personal belongings.

Do Not use lifts.

Do Not re-enter the building until told to do so.

The emergency Assembly Area is on Walter Stranz Square.

COMMITTEE PROTOCOL – LICENSING SUB-COMMITTEE

Each application that comes before this Sub-Committee will be treated on its own merits. This licensing authority will make its decision based on the merits of the application and the promotion of the four licensing objectives, namely:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance; and
- The protection of children from harm,

and will also have regard to the Guidance issued under Section 182 of the Licensing Act 2003 and the Redditch Borough Council Statement of Licensing Policy.

Members of the Sub-Committee will meet prior to the hearing to note matters to be presented, assisted by the legal and administrative support Officers only. The actual application will not be discussed.

LICENSING HEARING PROCEDURE

The Hearing

1. The Chair will open the meeting, outlining the nature of the decision to be taken, and will identify the members of the Sub-Committee and Council Officers present.
2. The Chair will then ask all parties present for that agenda item to introduce themselves.
3. The Chair will give a brief outline of the procedure to be followed at the hearing.
4. The Licensing Officer will present the report, outlining any relevant representations and relevancies to the Redditch Borough Council Statement of Licensing Policy and Guidance issued under Section 182 of the Licensing Act 2003.
5. The Licensing Officer may be questioned by members of the Sub-Committee and, if given permission by the Sub-Committee, the other parties present.

(Similar rights of questioning will apply, with the Sub-Committee's permission, in relation to paragraphs 7, 9 and 11 below.)

6. The Applicant / Licence Holder and / or his / her representative will speak in support of the application.
7. The Applicant / Licence Holder and / or his / her representative may be questioned by members of the Sub-Committee.
8. Any witnesses called, with due notice, by the applicant will, with the permission of the Sub-Committee, then make representations to the Sub-Committee.

(Similar rights will apply in relation to witnesses called by other parties.)

9. The witnesses may be questioned by members of the Sub-Committee.

10. Any person who has given notice that they wish to make representations to the Sub-Committee will be invited to do so, having stated the nature of his / her interest in the matter.
 - (a) In the case of any person who has made representations but fails to attend, the hearing will normally proceed, taking into consideration the written representations, but ensuring appropriate weight is given to the representations.
 - (b) No person wishing to make representations may raise any ground or objection at the hearing not previously referred to in the written submission, unless all parties give their consent to this.
11. Once a person making representations has concluded their case, he / she may be questioned by the members of the Sub-Committee Committee.
12. The Licensing Officer will be invited to make a closing statement.
13. Any persons who have made representations will be invited to sum up.
14. The Applicant / Licence Holder and / or his / her representative will be invited to sum up.
15. The Chair will announce an adjournment of the hearing in order for the Sub-Committee to make its decision. The decision will be made in private and the Chair will, in accordance with the legal framework given in Schedule 12A of the Local Government Act 1972 as amended by the Local Government (Access to Information) (Variation) Order 2006, move to exclude all parties present, with the exception of the members of the Sub-Committee and the legal and administrative support Officers, from the Sub-Committee's deliberations. Normally the Sub-Committee, legal adviser and committee administrator will withdraw from the room.
16. The Sub-Committee may return to the meeting room to seek clarification on any point. The Sub-Committee, legal advisor and committee administrator will then withdraw again.
17. The Chair may depart from the above procedure if he / she considers it is in the interests of natural justice to do so, either of his / her own volition or upon application by any party. Before doing so he / she shall invite the views of the parties present and consider any representations that may be made.

Decision

18. The hearing will reconvene, all parties being recalled.
19. The Chair will announce the decision, together with reasons for it in public at the conclusion of the hearing, together with any conditions placed upon the licence and the licensing objective they relate to.
20. The decision will be confirmed in writing to the Applicant / Licence Holder and his / her representative (if appropriate), and to the other parties to the hearing, and also to the Chief Officer of Police, as soon as is practicable after the hearing.

Notes

1. *Any changes in Sub-Committee membership will be given at the beginning of the meeting.*

2. *Each party will be limited to a maximum time of ten minutes in which to make representations to the Sub-Committee. This period may be extended at the discretion of the Chair. If an extension is agreed, all parties are to be allowed the same time to make representations. Where appropriate, if several parties wish to make the same representation, a spokesperson may, by consent, be appointed, in which case the spokesperson is to be allowed the same period of time as other representatives. If a spokesperson is not appointed, the amount of time must be shared between the persons wishing to make the same representation.*
3. *Any person wishing to make representations and Applicants / Licence Holders can be represented by a legal representative (at their own expense) or by a Councillor.*
4. *Late representations and evidence will only be considered with the agreement of all parties present.*
5. *Parties to the hearing will not normally be entitled to cross-examine any other party unless given permission by the Sub-Committee to do so.*
6. *The Sub-Committee may require any person attending the hearing, who in its opinion is behaving in a disruptive manner, to leave the hearing and may:*
 - *refuse to permit that person to return; or*
 - *permit that person to return only on such conditions as the Sub-Committee specify,**but such person may, before the end of the hearing, submit in writing any such information which they would have given orally had they not been required to leave.*
7. *Decisions will generally be taken regardless of whether the applicant is present.*
8. *In cases where a decision cannot be given at the end of the hearing, the Sub-Committee will make its decision within 5 working days beginning with the day or the last day on which the hearing was held, and will inform the applicant as soon as is practicable thereafter of its decision.*
9. *Applicants have a right to appeal, details of which can be obtained via the Licensing Officer.*
10. *It is not the general policy of the Council to enter into discussions or correspondence on matters relating to the hearing or any decision made at the hearing.*
11. *Any irregularity resulting from any failure to comply with any provision of the relevant Regulations before the Sub-Committee has made a determination shall not of itself render the proceedings void. In the case of such irregularity, the Sub-Committee shall, if it considers that any person may have been prejudiced as a result of such irregularity, take such steps as it thinks fit to cure the irregularity prior to determination.*
12. *Clerical errors in any document recording a determination of the Sub-Committee or errors arising in such document from accidental slip or omission may be corrected by the Sub-Committee.*
13. *Parties are not normally permitted to cross-examine or question other parties at Licensing Sub-Committee hearings except with the permission of the Sub-Committee. It is important that questions should not be hostile or seek to unfairly undermine the position of any party.*

Licensing Sub-Committee

Wednesday, 30th October, 2013

7.00 pm

Council Chamber Town Hall

Agenda

Membership:

Cllrs: Alan Mason (Vice-Chair)
Pattie Hill
Gay Hopkins
Reserve Member – To be confirmed

1. Chair's Welcome	The Chair will open the meeting and welcome all present.
2. Apologies	To receive apologies for absence and the details of any Councillor nominated to attend the meeting in place of a Member listed.
3. Declarations of Interest	To invite Councillors to declare any interest they may have in the item on the agenda.
4. Application for a variation to a premises licence under the Licensing Act 2003 - Blue Inn Hotel, Far Moor Lane, Winyates Green, Redditch, B98 0SD (Pages 1 - 40) Head of Worcestershire Regulatory Services	To consider an application for a variation to a Premises Licence made by Mr Amitabh Bradoo, Blue Inn Hotel, Far Moor Lane, Winyates Green, Redditch, B98 0SD (Report attached) (Winyates Ward)

Licensing Sub-Committee

Wednesday, 30th October, 2013

5. Exclusion of the Public and Press

Should it be necessary, in the opinion of the Chief Executive, to consider excluding the public from the meeting in relation to any items of business on the grounds that exempt information is likely to be divulged it may be necessary to move the following resolution:

“that, under S.100 I of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, the public be excluded from the meeting for the following matter on the grounds that it involves the likely disclosure of exempt information as defined in the relevant paragraphs (*to be specified*) of Part 1 of Schedule 12 (A) of the said Act, as amended.”

[Subject to the “public interest” test, information relating to:

- **Para 1 – any individual;**
- **Para 2 – the identity of any individual;**
- **Para 3 – financial or business affairs;**
- **Para 4 – labour relations matters;**
- **Para 5 – legal professional privilege;**
- **Para 6 – a notice, order or direction;**
- **Para 7 – the prevention, investigation or prosecution of crime;**
may need to be considered as ‘exempt’.]

LICENSING SUB COMMITTEE

30th October 2013

APPLICATION TO VARY A PREMISES LICENCE – BLUE INN HOTEL, FAR MOOR LANE, WINYATES GREEN

Relevant Portfolio Holder	Councillor Rebecca Blake
Portfolio Holder Consulted	No
Relevant Head of Service	Steve Jordan – Head of Worcestershire Regulatory Services.
Wards Affected	All Wards / Winyates Ward

1. SUMMARY OF PROPOSALS

- 1.1 To consider an application to vary a premises licence made by Amitabh Bradoo for Blue Inn Hotel, Far Moor Lane, Winyates Green, Redditch, B98 0SD.
- 1.2 Mr Bradoo seeks to extend the hours for playing Recorded Music from the current timings of 10:00hrs to 00:00hrs to 07:00hrs to 02:00hrs Monday – Sunday, extend the Sale of Alcohol from the current terminal hour of 00:00hrs to 02:00hrs Monday – Sunday and also provide Live Music between 16:00hrs to 23:00 Monday – Sunday (indoors & outdoors).

2. RECOMMENDATIONS

The Sub-Committee is asked to RESOLVE

- i) to grant or refuse the application for variation of the premises licence, as shown in the application form (Attached as Appendix 1); and
- ii) if the Sub-Committee is minded to approve the application,
 - a) to attach relevant Mandatory conditions; and
 - b) to consider, with due regard to the statutory licensing objectives and the relevant representations received, whether to attach any appropriate conditions.

3. KEY ISSUES

Financial Implications

- 3.1 The statutory fee of £315.00 has been paid. Should the application be refused by the Sub-committee, there is a right of appeal to the Magistrates Court. Should an appeal be successful the Magistrates may make an order for costs.

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Legal Implications

- 3.2 The statutory framework is set down by the Licensing Act 2003 ("The Act").
- (Decisions to approve applications for Premises Licences are delegated to Officers where no representations are made but Member decision is required where the application has triggered relevant representations as in this case.)
- 3.3 The Licensing Authority must have a view to promoting the four licensing objectives contained in the Act: -
- the prevention of crime and disorder;
 - public safety;
 - the prevention of public nuisance; and
 - the protection of children from harm.
- 3.4 The Human Rights Act 1998 incorporates human rights under the European Convention into English law. Article 6 provides that, in the determination of a person's civil rights, everyone is entitled to a fair and public hearing. In this respect, third parties whose property rights may be adversely affected and, of course, applicants themselves, should be allowed to address the Sub-Committee if they wish to do so.
- 3.5 Section 17 of the Crime and Disorder Act 1998 places a duty on local authorities to exercise their functions with due regard to the likely effect of the exercise of those functions on, and the need to do all they can to prevent, crime and disorder in their area.

Service/Operational Implications

- 3.6 The applicant wishes to extend the hours for Sale of Alcohol & Recorded Music as detailed at 1.2 above. The applicant also seeks to provide Live Music between 16:00hrs – 23:00hrs, 7 days a week. The Blue Inn Hotel is currently not licensed for the performance of Live Music at the premises.
- The application is attached as **Appendix 1**.
- 3.7 The Blue Inn Hotel currently holds a premises licence. A copy of the Licence is attached as **Appendix 2**.
- 3.8 All the required consultations were completed and, in accordance with the requirements of the Act, an advertisement was placed in the Public Notices of the local press and a notice was placed on the premises.

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3.9 The Licensing Authority has received 86 representations to the application. 83 of the representations have been made on a pre-printed letter and are identical save for the names and addresses of those making the representation. Copies of the representations are attached as **Appendix 3**.

3.10 There have been no representations received from any responsible authorities.

3.11 A plan to show the location of the premises is attached as **Appendix 4**.

Customer / Equalities and Diversity Implications

3.12 The Licensing Sub-Committee will ensure it has regard to the desirability of exercising its functions with regard to the need to eliminate discrimination and to increase equality of opportunity. Applications received will be treated in accordance with Redditch Borough Council's Equal Opportunities policy.

4. RISK MANAGEMENT

4.1 See paragraph 3.3 above regarding the four licensing objectives, which seek to reduce the likely risks in the areas stated.

5. APPENDICES

Appendix 1 Application form
Appendix 2 Existing Licence
Appendix 3 Representations from Residents
Appendix 4 Location Plan

6. BACKGROUND PAPERS

Guidance under section 182 Licensing Act 2003

AUTHOR OF REPORT

Name: Sayful Alom
Worcestershire Regulatory Services
E Mail: sayful.alom@worsregservices.gov.uk
Tel: (01527) 881454

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We AMITABH BRADOO

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	PREM0093 PREM0093
-------------------------	------------------------------

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
BLUE INN HOTEL FAR MOOR LANE WINYATES GREEN			
Post town	REDDITCH	Postcode	B98 0SD
Telephone number at premises (if any)	01527 [REDACTED]		
Non-domestic rateable value of premises	£44,250		

Part 2 – Applicant details

Daytime contact telephone number		01527 [REDACTED]	
E-mail address (optional)		[REDACTED]	
Current postal address if different from premises address		[REDACTED]	
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
[]	[]	[] [] [] []

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

CHANGE THE HOURS FOR THE SALE OF ALCOHOL BY RETAIL TO FINISH AT 2AM 7 DAYS PER WEEK

EXTEND THE HOURS FOR PLAYING OF RECORDED MUSIC TO FINISH AT 2AM 7 DAYS PER WEEK

PLAY LIVE MUSIC BETWEEN THE HOURS OF 4PM TO ~~MIDNIGHT~~ 11 PM 7 DAYS PER WEEK

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number

[]

expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)	
Mon				
Tue				
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)	
Sat				
Sun				

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish		
Mon			<u>Please give further details here</u> (please read guidance note 4)	
Tue				
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)	
Sat				
Sun				

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon	-----	-----	Outdoors	<input type="checkbox"/>
Tue	-----	-----	Both	<input type="checkbox"/>
Wed	-----	-----	<u>Please give further details here</u> (please read guidance note 4)	
Thur	-----	-----		
Fri	-----	-----	<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)	
Sat	-----	-----		
Sun	-----	-----		
			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)	

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) LIVE MUSIC - AMPLIFIED AND NON AMPLIFIED		
Mon	4PM 16:00	11PM 23:00			
Tue	4PM 16:00	11PM 23:00	State any seasonal variations for the performance of live music (please read guidance note 5)		
Wed	4PM 16:00	11PM 23:00			
Thur	4PM 16:00	11PM 23:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri	4PM 16:00	11PM 23:00			
Sat	4PM 16:00	11PM 23:00			
Sun	4PM 16:00	11PM 23:00			

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) Both Amplified and UNAMPLIFIED MUSIC NO MORE THAN 190 PEOPLE		
Mon	1600	2300			
Tue	1600	2300	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Wed	1600	2300			
Thur	1600	2300	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri	1600	2300			
Sat	1600	2300			
Sun	1600	2300			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	0700	2500 0200	DJ VIA DECKS, CD'S AMP AND SPEAKERS SPEAKERS VIA MP3 PLAYER / PHONE		
Tue	0700	0200			
Wed	0700	0200	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	0700	0200			
Fri	0700	0200	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	0700	0200			
Sun	0700	0200			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)</p>	Indoors	<input type="checkbox"/>
Mon	-----	-----		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	-----	-----	<p><u>Please give further details here</u> (please read guidance note 4)</p>		
Wed	-----	-----			
Thur	-----	-----	<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)</p>		
Fri	-----	-----			
Sat	-----	-----	<p><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)</p>		
Sun	-----	-----			

I

Late night refreshment Standard days and timings (please read guidance note 7)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises <input checked="" type="checkbox"/>	
				Off the premises <input type="checkbox"/>	
				Both <input type="checkbox"/>	
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	1000	0200			
Tue	1000	0200			
Wed	1000	0200			
Thur	1000	0200			
Fri	1000	0200			
Sat	1000	0200			
Sun	1000	0200			
			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

NOTHING

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	0001	0000	
Tue	0001	0000	
Wed	0001	0000	
Thur	0001	0000	
Fri	0001	0000	
Sat	0001	0000	
Sun	0001	0000	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

Extra staff have been trained to become personal licence holders so that at all times during the periods of opening, a licence holder is available or on site (available within 15 minutes to attend site) to advise or control situations that may arise

b) The prevention of crime and disorder

CCTV RECORDING HAS BEEN INSTALLED TO ASSIST WITH CRIME DETECTION AND DETERRANCE

c) Public safety

d) The prevention of public nuisance

Staff will be trained to not serve people when they are drunk and how to handle guests who are aggressive or otherwise problematic

e) The protection of children from harm

Staff training on both think 21 and think 25 will be carried out and think 25 will be implemented on site

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
I have not made or enclosed payment of the fee because this application has been made in
relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where
applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it
- I understand that if I do not comply with the above requirements my application will be
rejected.

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

Part 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	04/09/2013
Capacity	PREMESIS LICENCE HOLDER

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

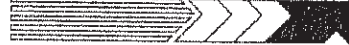
Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)

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

Existing licence.

REDDITCH BOROUGH COUNCIL



www.redditchbc.gov.uk

Redditch Borough Council, Walter Stranz Square, Redditch,
Worcestershire B98 8AH

Tel: 01527 881454 www.redditchbc.gov.uk

Redditch Borough Council Premises Licence

Premises Licence No.

PREM0093

Part 1 - Premises details

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

**Blue Inn Hotel
Far Moor Lane
Redditch
Worcestershire
B98 0SD**

This licence will take effect from **18th March 2013**

Licensable activities authorised by the licence

**Late Night Refreshment
The sale by retail of alcohol.
Recorded Music**

The opening hours of the premises are:

Monday	00:01 - 00:00
Tuesday	00:01 - 00:00
Wednesday	00:01 - 00:00
Thursday	00:01 - 00:00
Friday	00:01 - 00:00
Saturday	00:01 - 00:00
Sunday	00:01 - 00:00



Where the licence authorises the supply of alcohol, this is for consumption on or off the premises

The times the licence authorises the carrying out of licensable activities: -

Late Night Refreshment

Good Friday	23:00 - 00:00
Monday to Sunday	23:00 - 00:30
New Year	-
Christmas Day	23:00 - 00:00

The sale by retail of alcohol.

Good Friday	12:00 - 23:30
Monday to Saturday	10:00 - 00:00
New Year	
Sunday	12:00 - 23:30
Christmas Day	12:00 - 23:30

Recorded Music

Good Friday	12:00 - 23:30
Monday to Saturday	10:00 - 00:00
New Year	
Sunday	12:00 - 23:30
Christmas Day	12:00 - 23:30

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Amitabh Bradoo
Blue Inn Hotel
Far Moor Lane
Winyates Green
Redditch
B98 0SD

Name, (registered) address, telephone number and email (where relevant) of joint holder of premises licence

Name:
Address:
Post code:
Telephone:

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

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

Amitabh Bradoo



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

Licence Number: **FYPA0308**
Licensing Authority: **Fylde Borough Council**

Annex 1 - Mandatory conditions

- 1 Mandatory Conditions where licence authorises supply of alcohol.
 - 1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.
 - 2) The first conditions is that no supply of alcohol may be made under the premises licence:-
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence
 - or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
 - 3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

- 2 Mandatory Conditions: Exhibition of films
 - 1) Where a premises licence authorises the exhibition of films, the licence must include a conditions requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
 - 2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
 - 3) Where:-
 - (a) the film classification body is not specified in the licence, or
 - (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.
 - 4) In this section:-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated at the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

- 3 Mandatory Condition: Door Supervision.
 - 1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.
 - (2) But nothing in subsection (1) requires such a condition to be imposed:-
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licenses authorising plays or films), or
 - (b) In respect of premises in relation to-
 - (i) any occasion mentions in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by a club with a club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
 - (3) For the purposes of this section:-
 - (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
 - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Annex 2 – Conditions Consistent with the operating schedule

1 Conditions from Justices Residential & Restaurant Licence

1. Intoxicating liquor shall not be sold or supplied on the premises other than to

a. Persons taking table meals there and for consumption by such a person as an ancillary to his meal.

b. Persons residing there or their private friends bona fide entertained by them at their own expense and for consumption by such a person or his private friend so entertained by him either on the premises or with a meal supplied at but to be consumed off the premises.

2. Suitable beverages other than intoxicating liquor, including drinking water, shall be equally available for consumption with or otherwise as an ancillary to meals served in the premises

3. There shall be afforded in the premises for persons provided with board and lodgings for reward adequate sitting accommodation in a room not used or to be used for sleeping accommodation, for the service of substantial refreshment or for the supply or consumption of intoxicating liquor.

Restaurant /and residential lic - hours

Alcohol may be sold or supplied:

(1) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 11am to 12pm.

(2) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12 noon to 11:30pm

(3) On Christmas Day: 12 noon to 11:30pm;

(4) On New Year's Eve, except on a Sunday, 11 a.m. to midnight;

(5) On New Year's Eve on a Sunday, 12 noon to 11.30 p.m.

(6) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

The above restrictions do not prohibit:

(a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;

(b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;

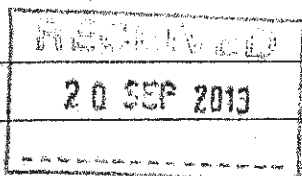
(c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;

(d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the premises.

Annex 3 – Conditions after Hearing

None

30 Oct 2013



[REDACTED] Kingham Close
Winyates Green
Redditch
[REDACTED]

16 Sept 2013

Dear Sir

Re The Blue Inn Hotel
Far Moor Lane B98 0SD

I wish to object to the application to change the terms of the license on the above business premises.

- 1) When it was first built it was a motel. A place to break one's journey to rest while travelling. It is now called a hotel and wishes to sell alcohol and play music until 2 AM 7 days a week. This will have the effect of turning it into an out of town night club with all the associated noise and nuisance.
- 2) Due to the smoking ban, smokers have to go outside. Everyone knows that after a few drinks people talk more loudly. To have people smoking outdoors after drinking until 2 AM will cause major problems for the residents of Kingham Close who live closest to the venue in my opinion.
- 3) Kingham Close is a mixed residential area - elderly living in bungalows and families living in houses. Noise pollution until after 2 AM every night is not beneficial to health.

- 4) Numerous medical studies have shown that noise leads to stress among the human population.
- 5) Whenever there is a concert / event in Arrow Valley park the noise-voices / thumping of base on the music-travels as far as my house. So I know any increase in noise from the Blue Inn will impact on my quality of life.
- 6) I also object to the lack of public consultation. The notice on the lamp post outside the Blue Inn is placed very high affecting my ability to read it. Also a number of people in Kingham Close use Dial a Ride service and due to restricted mobility do not walk past the notice. The Public Notice in the Standard was easy to miss. Each household in Kingham Close should have been notified individually in my opinion.
- 7) If the variation to the license is granted I believe there will be increased parking in Kingham Close because people will not be staying in the accommodation overnight, but will be attending weddings / parties etc at The Blue Inn because with a late night drinks license and music license the business will change from its original function. With increased parking comes the associated noise / doors slamming / raised voices etc.

Yours sincerely

[Redacted signature]

Kingham Close
REDDITCH
B98 0SA

19 SEP 2013

17.09.2013

Dear Sir/Madam

I oppose the application for
live music at the Blue Inn in
Eastmore Lane. As we are
worried about the noise application
and parking problems.

As this is a very quiet
area and would like it to
remain that way

[Redacted]

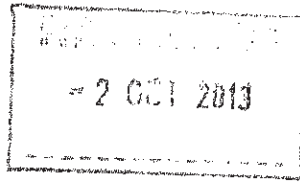
Resident of Kingham
Close.

[Redacted]

[Redacted]



Kingham Close
Winyates Green
Redditch
B98 0SA



30th September 2013

Dear Sir

Reference : Application to extend the hours in which The Blue Inn Hotel in Far More Lane, Redditch B98 0SD can sell alcohol and also play live and recorded music until 2am Monday to Sunday.

Our objections are that we have lived in Kingham Close for over 20 years and it has always been a quiet peaceful place to live with considerate and caring neighbours some of which have been here for as long or longer than myself and younger couples with children and babies and we do not want to be harassed with music at all hours of the night all week.

It's obvious it is going to be a night club and people wont want to stay in the hotel with music playing until the early hours and it will cease being a residential hotel and become a knocking shop.

This is my objection and also the view of many of the people we have spoken to living close by.

Yours faithfully

[Redacted signature block]

Kingham Close
Winyates Green
Redditch
WORCS

For the attention of Sue Garrett Licensing Manager,
Redditch Borough Council,
Town Hall,
Redditch.
B98 8AH.

Objection to Licensing Application.

Dear Sue

I/~~we~~ refer to the application, made under the Licensing Act 2003, submitted by The Blue Inn Hotel, Far Moor Lane, Redditch, B98 0SD, to change the terms and conditions of the existing Operating Schedule for the premises.

You will be aware that the proposed variation to the schedule asks that consideration be given to:

Allow the sale of alcohol for consumption on the premises until 2am Monday to Sunday.

Allow the playing of live music between the hours of 4pm and 10pm Monday to Sunday.

Allow the playing of recorded music from 7am to 2am Monday to Sunday.

Under the provisions of the **four licensing objectives**, issued by the Secretary of State, I/~~we~~ place my/~~our~~ objections to the above application for the following reasons:

1. Crime and disorder:

The Blue Inn is situated in close proximity of Kingham Close, a residential area, which comprises of a significant number of dwellings. Residents are a mixture of the elderly, people who have young children, shift workers and others that do not fall into this criteria.

Whilst, at the moment, this particular area of Winyates Green is not subject to high levels of crime and disorder, I/~~We~~ feel that if the request to variation of terms is approved, this would increase the likelihood of an rise in such behaviour.

2. Public safety:

Research conducted on various websites indicates that fire evacuation procedures at the Blue Inn have been lacking, due to insufficient knowledge of staff, and concerns have been expressed by a number of people that have been residing there as an hotel guest. Such concerns include staff not providing directions regarding safe routes away from the building and being unaware of assembly points.

3. Prevention of public nuisance:

Should the application be granted, there will undoubtedly be a massive rise in noise pollution with an increased volume of traffic, i.e. taxis, coaches, private vehicles, and pedestrians making their way to and from the premises. There are a number of footpaths that traverse Winyates Green and footfall will most certainly increase around most of the dwellings - the potential for many residents having disturbed sleep is obvious. There is also the potential for anti-social behaviour and criminal activities.

The close proximity of The Blue Inn will impact upon the quality of life of residents in Kingham Close with various forms of music being played every night of the week until the early hours of the morning. As stated previously, a wide section of the community will be adversely disrupted by the granting of this proposal.

In addition to the aforementioned issues, it is my/~~our~~ opinion that the light pollution created by the external illumination of the premises should also be considered as a detrimental factor. Taking into account all of the aforesaid points, it is clear that by approving the application, The Blue Inn will effectively change from a Hotel and Restaurant into a Night Club.

4. Protection of children from harm:

In my/~~our~~ view, whilst I/~~We~~, cannot objectively raise an issue surrounding the protection of children on the premises, the numerous children in Kingham Close will most certainly be disturbed by the significant increase in both noise and light pollution.

Conclusion:

I/~~We~~ would urge the Licensing Committee to take into account, for the reasons outlined above, the close proximity of Kingham Close residents to the Blue Inn. As previously stated, it would have an adverse impact upon the our quality of life should the application for the change in the terms of the Operating Schedule be granted.

I/~~We~~ also draw to your attention to the fact that the required blue notices have not been displayed for viewing by the public for 28 days – you have already been made aware of this. The Public Notice appeared in The Standard on Friday 13th September, 2013.

Yours Sincerely

Signed 

Print 

Date 30/9/2013

Signed.....

Print.....

Date.....

Signed.....

Print.....

Date.....

Signed.....

Print.....

Date.....

Resident's of Kingham Close that have made representations to the application for variation made by Amitabh Bradoo for the Blue Inn Hotel, Far Moor Lane, Winyates Green, Redditch.

Gary Shakles Kingham Close	J Radford Kingham Close	Kelly & Gary Wilshire Kingham Close	S Fowler Kingham Close
Donna & AJ Dance Kingham Close	C Payne Kingham Close	Linda Farrell, Keith Alcock, Chris & Sam Burbidge All listed at Kingham Close	J Clifton A Clifton Kingham Close
Julia Doddals Kingham Close	Ken & Rachel Jenkins Kingham Close	G Horne, D.K Clarke Kingham Close	Adam & J Tricklebank Kingham Close
J Ramtiow Kingham Close	G & A Morris Kingham Close	S & J Cartmale Kingham Close	D.T Holmes Kingham Close
Susan Webb Kingham Close	L M Smith Kingham Close	A & D Chawner Kingham, Close	A LesterB. Kingham Close
B.F & D Colley, L Whythe Kingham Close	A Barnwell Kingham Close	Ann Atkinson Kingham Close	Emanuela Seques- Baker, Garry Baker Kingham Close
A.J & M.T & L.J Cooke Kingham Close	Michelle & Christopher Jones Kingham Close	Jin & Morna Farquhar Kingham Close	J.A & M Higginson Kingham Close
P Griffin & D Savory Kingham Close	P & H Bishop Kingham Close	A Leeson Kingham Close	Ian Martin Kingham Close
P & BW Ring Kingham Close	SC Blakemore Kingham Close	A & C Oldfield Kingham Close	S & Stewart Higgins Kingham Close
P & AG Jarvis Kingham Close	DA & DW Wilkins Kingham Close	G & MA Sterland Kingham Close	K Grubb & G Lammas Kingham Close
Theresa & Paul Bond Kingham close	D Gale Kingham Close	P & J Hart Kingham Close	DM & James Mcnerlin Kingham Close
PE Collins Kingham Close	Valerie & James Goulding Kingham Close	N & B.J Rook Kingham Close	Joy & B Smith Kingham Close
J Ford Kingham Close	JP & ME Sutton Kingham Close	Ruslan & George Mitkov Kingham Close	P & Nadine Lees Kingham Close
Eric Aston Kingham Close	L Westwood & T Andrews Kingham Close	EA Boucher Kingham Close	A Sanders Kingham Close
BL Edginton Kingham Close	Joy Ashton Kingham close	G & K Smith Kingham Close	AJ & R Barnes Kingham Close
David Williams Kingham Close	J & R Lee, Rebecca & Jamie & Rhianne Lee Kingham Close	Craig & Lilian Stanley Kingham Close	Paul & Nikki Berry Kingham Close
P & David & Phil Sharples Kingham Close	GS & LA Prosser Kingham Close	H & J Cater SF & JR Cater Kingham Close	M & D Hargreaves Kingham Close

Steve Hunt Kingham Close	Trevor & Catherine Jowett Kingham Close	CJ Coldingay Kingham close	S Kershad & A Kemp Kingham Close
N Hemming & H Chambers Kingham Close	Hdly Jones Jan Burton Kingham Close	Peter Smart Kingham Close	Anne Smith Kingham Close
ER Locke & PS Locke Kingham Close	J & D Parsons S Felton Kingham Close	Lorna & Nick Bell Kingham Close	Louise Etheridge Paul Sewell Kingham Close
J Grogan & D Bradford Kingham Close	JA & GL Hardy Kingham Close	J & S Jeffcott Kingham close	