



# Licensing Sub-Committee

## Committee

Tue 8 Jun  
2021  
2.00 pm

Virtual Meeting  
Microsoft Teams

**REDDITCH** BOROUGH COUNCIL

*making  
a  
difference*

[www.redditchbc.gov.uk](http://www.redditchbc.gov.uk)

If you have any queries on this Agenda please contact  
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Tel: (01527) 64252 ext 2884  
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## **GUIDANCE ON VIRTUAL MEETINGS**

Due to the current Covid-19 pandemic Redditch Borough Council will be holding this meeting in accordance with the relevant legislative arrangements for remote meetings of a local authority. For more information please refer to the Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police Crime Panels meetings) (England and Wales) Regulations 2020. The meeting is open to the public except for any exempt/confidential items. Where a meeting is held remotely, "open" means available for live viewing. Members of the public will be able to see and hear the meetings via a live stream to the Council's YouTube Channel which can be accessed using the link below:

[Link to view live stream of Licensing Sub-Committee](#)

Members of the Committee, officers and the applicant and interested parties will participate in the meeting using Microsoft Teams, and details of any access codes or passwords will be made available separately. Although this is a public meeting, there are circumstances when the committee might have to move into closed session to consider exempt or confidential information. For agenda items that are exempt, the public are excluded and for any such items the live stream will be suspended, and that part of the meeting will not be recorded.

If you have any questions regarding the agenda, please contact Sarah Sellers on 0152764252 Extn.2884 or by email at [sarah.sellers@bromsgroveandredditch.gov.uk](mailto:sarah.sellers@bromsgroveandredditch.gov.uk)

## **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 ask the Legal Advisor if there is any legal advice to be given.
16. At the conclusion of the hearing members of the Sub-Committee, the Legal Advisor and the Democratic Services Officer will withdraw from the meeting room so that the Sub-Committee can reach it's decision in private.
17. The Sub-Committee may return to the meeting room to seek clarification on any point. The Sub-Committee, Legal Advisor and Democratic Services Officer will then withdraw again.
18. 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**

19. The Sub-Committee's decision will not be announced on the day of the hearing but will be sent to the Applicants and all those parties who made representations within 5 working days.

## **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. *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

Tuesday, 8th June, 2021

2.00 pm

Microsoft Teams

## Agenda

### Membership:

Cllrs:	Salman Akbar	Michael Chalk (Reserve)
	Joanne Beecham	
	Julian Grubb	

### 1. Election of Chair for the Meeting

To elect a Councillor from the Sub-Committee to act as Chair for the meeting.

### 2. Chairs Welcome

### 3. Apologies

### 4. Declarations of Interest

To invite Councillors to declare and Disclosable Pecuniary Interests and/ or Other Disclosable Interests they may have in items on the agenda, and to confirm the nature of those interest.

### 5. Preliminary Issues

### 6. Premises Licence Application: Chillies (former Blue Inn) Far Moor Lane Winyates Redditch B98 0SD (Pages 1 - 56)

### 7. Exclusion of the Public and Press

Should it be necessary, in the opinion of the Borough Director, during the course of the meeting to consider excluding the public from the meeting on the grounds that exempt information is likely to be divulged, it may be necessary to move the following resolution:

“That, under S.100 (A) (4) of the Local Government Act 1972, the public be excluded from the meeting for the following matter(s) on the grounds that it/they involve(s) 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”.

These paragraphs are as follows:

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

- Para 1 – any individual;
- Para 2 – the identity of any individual;

# Licensing Committee

## Sub-

Tuesday, 8th June, 2021

- 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;  
and may need to be considered as 'exempt'.

**REDDITCH BOROUGH COUNCIL****LICENSING SUB-COMMITTEE****4<sup>TH</sup> MAY 2021****LICENSING ACT 2003****APPLICATION FOR THE GRANT OF A PREMISES LICENCE****CHILLIES RESTAURANT AND TAKEAWAY**

<b>PUBLIC HEARING</b>	
<b>Director:</b>	<b>Head of Worcestershire Regulatory Services</b>
<b>Contact Officer:</b>	<b>Paul Morrish Tom Phelan Licensing Officers WRS 01905 822799</b>
<b>Ward(s) affected:</b>	<b>Winyates</b>
<b>Appendices:</b>	<b>Appendix 1 – Application Form and plan Appendix 2 – Representation from Fire Service Appendix 3 – Representations from other parties</b>

**1. PURPOSE OF REPORT**

- 1.1 To consider and determine an application for grant of a premises licence in respect of

**Chillies Restaurant And Takeaway****The Blue Inn****Far Moor Lane****Redditch****Worcestershire****B98 0SD**

A copy of the application and plan of the premises is attached at **Appendix 1.**

## 2. BACKGROUND

- 2.1 On 15 March 2021 an application was received from SAM'S PROPERTIES HOLDING LTD for grant of a premises licence in respect of

**Chillies Restaurant And Takeaway**

**The Blue Inn**

**Far Moor Lane**

**Redditch**

**Worcestershire**

**B98 0SD**

- 2.2 The application contained all the requisite documentation including the fee and a plan of the premises.
- 2.3 It can be confirmed that the application has been advertised in accordance with the requirements of the Licensing Act 2003 and associated regulations and that the application has also been served on all responsible authorities.
- 2.4 The applicant is applying for the following licensable activities:-

Activity	Days	From	To	Indoors/Outdoors
Late Night Refreshment	Friday to Saturday	23:00	- 01:00	Both
Late Night Refreshment	Monday to Thursday	23:00	- 00:00	Both
Playing of Recorded Music	Sunday	07:30	- 23:00	Both
Playing of Recorded Music	Friday to Saturday	07:30	- 01:00	Both
Playing of Recorded Music	Monday to Thursday	07:30	- 00:00	Both
Sale of Alcohol	Friday to Saturday	12:00	- 01:00	Both
Sale of Alcohol	Sunday to Thursday	12:00	- 00:00	Both

- 2.5 The designated premises supervisor identified in the application is Ms Maria Lusted.
- 2.6 Records held show that the premises held a premises licence from 2005 when the premises was then known as the Campanile Hotel. In 2013 an application was received to vary the licence to authorise alcohol sales everyday from 10:00 - 02:00. This application was granted following a licensing sub committee hearing with conditions attached. The licence was then surrendered in July 2020.

### 3. REPRESENTATIONS

#### Responsible Authorities

#### 3.1 West Mercia Police

Confirmation was received from PC Norris via email that having spoken to the applicant, they have agreed to amend the hours for the sale of alcohol to;

**Sunday to Thursday, 12:00 – 22:30**

**Friday and Saturday, 12:00 – 23:30.**

It is these hours that members must now consider for the sale of alcohol.

The applicant also agreed the below conditions with the Police to be added to the licence.

- *The premise will ensure that all the doors and windows will be closed from 22:00 hrs daily apart from the main door that will be opened and closed by persons seeking entry or exit from the site.*
- *Challenge 25 scheme to be in place with appropriate signage and all staff trained in this.*
- *A refusal/incident book. Incidents that will be included in the incident book every time will be - first aid incidents, removal of persons by staff, anything that results in an injury and people that have been refused alcohol. If SIA staff are employed in the premise they will record their name and 16 digit SIA badge number and times they worked in the premise. This can be inspected and reviewed by a relevant authority seeking this request. Full training will be given to all staff on how to use the incident book and it is to be made available for viewing upon request by a police officer or other authorised officer such as fire brigade, environmental health or Worcester regulatory services.*
- *Signage asking customers to leave quietly placed in a position that is easily seen by customers.*
- *Drugs policy - The premise will ensure that there is a robust written drug policy.*  
*It will detail the following points*

*The timeframe of inspections of the toilets and other key areas in the premise that can be used for drug use.*

*The policy will outline to staff what to do if drugs are located.*

*It will detail training that will be given to all staff.*

- *Training records for staff to be kept on site and made available for viewing upon request by a police officer or other authorised officer such as fire brigade, environmental health or Worcester regulatory services.*
- 
- *SIA Staff will also be employed when it is deemed by a risk assessment that these will be required or when asked to do so by the police, local authority or any other relevant authority. This risk assessment is to be kept on site and made available for viewing upon request by a police officer or other authorised officer such as fire brigade, environmental health or Worcester regulatory services.*

*CCTV conditions below must be*

- *The system records clear images permitting the identification of individuals*
- *all recorded footage must be securely retained for a minimum of 28 days*
- *The CCTV system operates at all times while the premises are open for licensable activities. All equipment must have a constant and accurate time and date generation*
- *The CCTV system is fitted with security functions to prevent recordings being tampered with, i.e. password protected*
- *There are members of trained staff at the premises during operating hours able to provide viewable copies on request to police or authorised local authority officers as soon as is reasonably practicable but within 24 hours at the latest. The CCTV will be provided in accordance with the Data Protection Act 1998 (or any replacement legislation).*
- *Must have a play back facility that can be worked by assigned staff on site*

The police have confirmed in the email that having added the conditions and amended hours above they have no objections to the application.



### 3.2 Hereford & Worcester Fire and Rescue

A representation was received from Hereford and Worcester Fire service after a number of fire safety concerns were identified after an inspection on 24 September 2020. However should the matters be satisfactorily rectified then the objection will be withdrawn. A copy of the representation is attached at **Appendix 2**.

3.3 No other objections were received from any of the other responsible Authorities.

### 3.4 Other Persons

Sixteen objections have been received from members of the public. The main concerns relate to Public Nuisance and Prevention of Crime and Disorder. These Objections have been attached to **Appendix 3** of the report.

## 4. LOCAL POLICY CONSIDERATIONS

4.1 The Sub-Committee should have regard to the Council's Statement of Licensing Policy under the Licensing Act 2003.

4.2 The Council's Statement of Licensing Policy is available to download from the Council's website or to request a hard copy, contact Worcestershire Regulatory Services on 01905 822799 or email [enquiries@worcsregservices.gov.uk](mailto:enquiries@worcsregservices.gov.uk)

## 5. LEGAL IMPLICATIONS

5.1 The Sub-Committee is obliged to determine this application with a view to the promotion of the licensing objectives which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance;
- the protection of children from harm.

5.2 In making its decision, the Sub-Committee is also obliged to have regard to the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 and the Council's own Statement of Licensing Policy.

5.3 The Sub-Committee must also have regard to the representations made and the evidence it hears.

5.4 The Sub-Committee must take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- (a) Grant the application as requested

- (b) Modify the conditions of the licence, by altering or omitting or adding to them.
  - (c) Reject the application in whole or in part.
- 5.5 The Sub-Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.
- 5.6 All parties to the hearing will be notified of the Sub-Committee's decision in writing within five working days of the conclusion of the hearing.
- 5.7 Any party aggrieved by a decision taken by the Sub-Committee may appeal against the decision to a Magistrates' Court within 21 days of being notified of the decision in writing.
- 5.8 The hearing should be conducted in accordance with the agreed procedure.
- 6. FOR DECISION**
- 6.1 The Sub-Committee must consider and determine the application.



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

For help contact  
[enquiries@worcsregservices.gov.uk](mailto:enquiries@worcsregservices.gov.uk)  
 Telephone: 01905 82275

\* 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  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

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

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

Are you:

☒ 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant 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

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

*Continued from previous page...*

Your position in the business

Director

Home country

United Kingdom

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

Building number or name

Symbiosis House

Street

Bestmans Lane

District

Kempsey

City or town

Worcester

County or administrative area

Worcestershire

Postcode

WR5 3QA

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

Chillies Restaurant and Takeaway

Street

Far Moor Lane

District

Winyates Green

City or town

Redditch

County or administrative area

Worcestershire

Postcode

B98 0SD

Country

United Kingdom

**Further Details**

Telephone number

01527 525635

Non-domestic rateable value of premises (£)

48,000



**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****NON INDIVIDUAL APPLICANTS**

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

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

**Address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

**Contact Details**

E-mail	<input type="text"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text" value="dd"/> / <input type="text" value="mm"/> / <input type="text" value="yyyy"/>
* Nationality	<input type="text"/> Documents that demonstrate entitlement to work in the UK

**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

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.

Bar, Restaurant and Takeaway providing food and drink to the general public between the hours of 12:00 (midday) until 00:00 (Midnight) Monday-Thursday; 12:00 (Midday) - 01:00am Friday-Saturday and 12:00 midday - 23:00pm on Sundays 12:00(midday) until 01:00am on Christmas Eve and New Years Eve. which will include the sale of alcohol for consumption on or away from the premises and the provision of recorded music.

*Continued from previous page...*

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

Will you be providing recorded music?

☒ Yes

☐ No

#### Standard Days And Timings



Continued from previous page...

MONDAY

Start 07:30

End 00:00

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 07:30

End 00:00

Start

End

WEDNESDAY

Start 07:30

End 00:00

Start

End

THURSDAY

Start 07:30

End 00:00

Start

End

FRIDAY

Start 07:30

End 01:00

Start

End

SATURDAY

Start 07:30

End 01:00

Start

End

SUNDAY

Start 07:30

End 23:00

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

☐ Indoors☐ Outdoors☒ Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music where amplified for purposes of closed private functions, Christmas Eve and New Years Eve, music will never be amplified past 23:00hours in line with noise pollution laws and will never be amplified to a volume exceeding the the maximum allowance for residential areas as dictated by government legislation.

State any seasonal variations for playing recorded music

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



Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music 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.

Where New Years Eve and Christmas Eve falls on a day other than a Friday or a Saturday the provision of non-amplified recorded music will be extended to 01:00am.

### 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

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

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

Continued from previous page...

FRIDAY

Start 23:00

End 01:00

Start

End

SATURDAY

Start 23:00

End 01:00

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

☐ Indoors☐ Outdoors☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Non - Amplified recorded music will be played, during the provision of late night refreshment.

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 late night refreshments 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.

Where New Years Eve and Christmas Eve falls on a day other than a Friday or a Saturday the provision of late night refreshment will be extended until 01:00am. This will include the sale of alcohol.

### Section 15 of 21

### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes☐ No

Continued from previous page...

## Standard Days And Timings

## MONDAY

Start 12:00

End 00:00

Start

End

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

## TUESDAY

Start 12:00

End 00:00

Start

End

## WEDNESDAY

Start 12:00

End 00:00

Start

End

## THURSDAY

Start 12:00

End 00:00

Start

End

## FRIDAY

Start 12:00

End 01:00

Start

End

## SATURDAY

Start 12:00

End 01:00

Start

End

## SUNDAY

Start 12:00

End 23:00

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.



*Continued from previous page...*

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.

Where New Years Eve and Christmas Eve falls on a day other than a Friday or a Saturday the sale of alcohol will be extended to 01:00am

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  /  /

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

**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'.

Continued from previous page...

**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.

No Adult Entertainment will be provided on the premises.

**Section 17 of 21****HOURS PREMISES ARE OPEN TO THE PUBLIC****Standard Days And Timings****MONDAY**

Start 12:00

End 00:00

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 12:00

End 00:00

Start

End

**WEDNESDAY**

Start 12:00

End 00:00

Start

End

**THURSDAY**

Start 12:00

End 00:00

Start

End

**FRIDAY**

Start 12:00

End 01:00

Start

End

**SATURDAY**

Start 12:00

End 01:00

Start

End

**SUNDAY**

Start 12:00

End 23:00

Start

End

State any seasonal variations



*Continued from previous page...*

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.

Where New Years Eve and Christmas Eve falls on a day other than a Friday or Saturday then opening hours will be extended until 01:00am which will include the provision of non-amplified recorded music and the sale of alcohol for consumption on or off of the premises.

## **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)

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

A zero tolerance policy will be in place where those who display any form of anti-social behavior will face a lifetime ban and where the behavior is deemed dangerously aggressive face being reported to West Mercia Police.

While under 18s will be permitted to dine they will only be allowed to do so until 20:00pm and only when accompanied by a parent or legal guardian. Children will not be permitted service for any item at the bar (food, drink or alcohol).

The sale of alcohol will not be permitted to home delivery orders and be restricted to collection only to prevent the potential sale of it those under the age of 18.

b) The prevention of crime and disorder

Any Person(s) who display any form of anti-social behavior will be immediately asked to desist if they do not they will be ordered to leave the premises and have their name added to the list of banned customers, where the behavior is deemed a potential risk to public safety West Mercia Police will be immediately contacted.

Any person(s) suspected to be heavily intoxicated will be refused service for the sale of alcohol.

Any person(s) suspected to be under the influence of illegal substances will be refused entry to the premises and face being reported to West Mercia Police.

c) Public safety

Any person(s) who display signs of intoxication will be refused service for alcohol. All members of staff authorized to serve behind the bar will be trained by the DPS on how to spot the signs of this.

All Fire Exits are clearly marked, kept free from obstruction at all times, inspected daily and (where not used daily) will be tested weekly as part of the fire alarm testing routine. Emergency lighting is strategically placed throughout the building in all public and non public areas such as the kitchen. Full evacuation fire tests are conducted on a quarterly basis and the results recorded. (for full details of the placing of emergency lighting please refer to the schematics attached with this application).

d) The prevention of public nuisance

All staff will be trained on how to detect the signs of intoxication and trained to refuse service to those who they believe to be heavily intoxicated. All external areas of the premises where drinking and smoking is permitted are clearly designated to lessen the likelihood of patrons causing a nuisance to those in the nearby residential areas.

*Continued from previous page...*

e) The protection of children from harm

Children are not permitted access to the premises without being accompanied by a parent or legal guardian who is over the age of 18 years old. All staff will be trained on the Challenge 25 guidelines for the sale of alcohol and refuse service to any person(s) who are not able to provide valid photographic evidence proving their age(s). Where it is suspected that a person is attempting to purchase alcohol for consumption by a person/person who appear to be under the age of 18 staff will be trained to ask to see the photo I.D of the person the drink is being bought for, where they are not able to provide this the sale of the alcohol will be refused. No employee under the age of 18 is permitted to work behind the bar. All those authorized to work behind the bar will sign a document declaring they are of legal age and to confirm they are confident in the rules of the challenge 25 policy this will be counter signed by the DPS and displayed in an areas viewable by the public.

**Section 19 of 21**

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



*Continued from previous page...*

**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 you 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 (£)

315.00

**ATTACHMENTS****AUTHORITY POSTAL ADDRESS**

**Continued from previous page...**

trained member of staff. A full evacuation fire drill is undertaken quarterly and the results recorded. Emergency lighting is present throughout all public and non-public areas of the building in case of a power outage.

**d) The prevention of public nuisance**

All staff will be trained on how to spot the signs of intoxication to know when to refuse further service of alcohol to reduce the risk of instances of anti social behavior.  
Music where and when amplified will never be amplified after 23:00pm in line with noise pollution regulations.

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

Any patron of the restaurant under the age of 18 years will only be granted entry when accompanied by an appropriate adult. All staff will be trained on and abide by/enforce the challenge 25 guidelines for the sale of alcohol and refuse the service of alcohol to any person unable to provide an appropriate form of photographic identification. Where it is suspected that a person is purchasing alcohol for consumption by a person under 18 the person being bought it will also be asked to provide proof of age.

**Section 19 of 21****NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**



Continued from previous page...

**Address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

**DECLARATION**

- [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).
- The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
- \* I understand 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.
  - \* I understand that I must now advertise my application.
  - \* I understand that if I do not comply with the requirements my application will be rejected.

☐ 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	<input type="text"/>
* Capacity	<input type="text" value="Company Director"/>
Date (dd/mm/yyyy)	<input type="text" value="18/03/21"/>

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/redditch/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.

*Continued from previous page...*

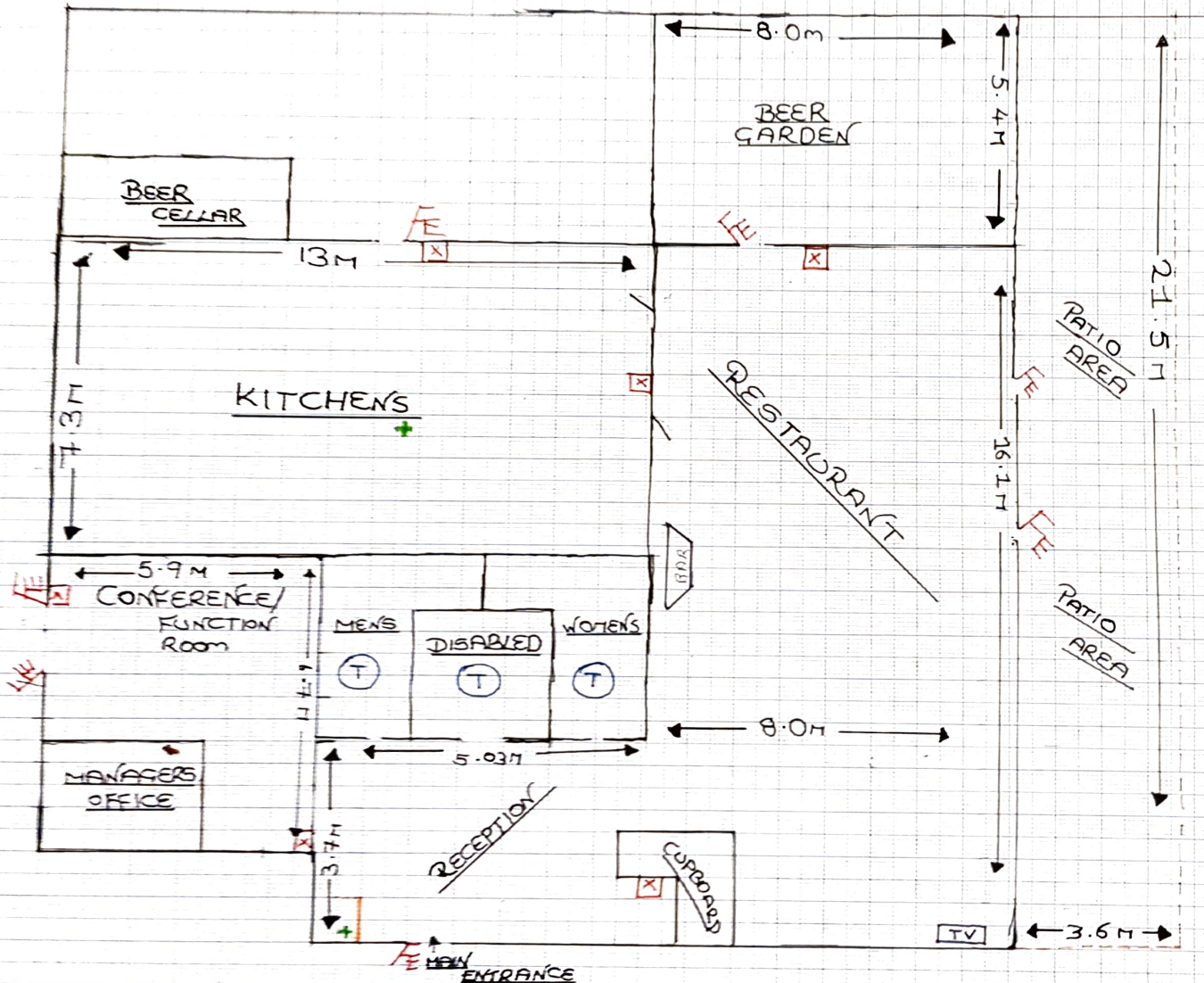
**IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**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**

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# CHILLIES INDIAN RESTAURANT & TAKE AWAY FAR MOOR LANE, REDDITCH, B98 0SD



SCALE: 1cm = 1m approx

KEY	
	FIRE ESCAPE ROUTE DOOR
	NON ENCLOSED BOUNDARY PERIMETER
	CUSTOMER TICKETS
	BAR (MAIN) BAR
	FIRST AID KIT
	TELEVISION
	FIRE CALL POINT

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**Headquarters**

Hindlip Park  
Worcester  
WR3 8SP

**Tel** 0345 122 4454

**Fax** 01905 357 466

**Web** [www.hwfire.org.uk](http://www.hwfire.org.uk)

**Email** [info@hwfire.org.uk](mailto:info@hwfire.org.uk)

**Bromsgrove Police & Fire Centre, Slideslow Drive, Bromsgrove, B60 1GN**



**HEREFORD & WORCESTER**  
**HWFR**  
**FIRE AND RESCUE SERVICE**

**LACT2**

Chief Fire Officer / Chief Executive  
Nathan Travis BA(Hons) MPA

**Sam's Properties Holding Limited**  
Symbiosis House  
Bestmans Lane  
Kempsey  
Worcestershire  
WR5 3QA

Your reference

My reference

Please ask for

Telephone

Email

Date

**Chillies Restaurant & Takeaway**

**N2702088/204156/JJ/AM**

**John Jennings**

**07881 844589**

**[lconsult@hwfire.org.uk](mailto:lconsult@hwfire.org.uk)**

**23 March 2021**

Dear Sirs

**Licensing Act 2003**

**Regulatory Reform (Fire Safety) Order 2005**

**Chillies Restaurant & Takeaway, Far Moor Lane, Winyates Green, Redditch, B98 0SD**

Further to the application dated 18 March 2021 for the grant of a premises licence in respect of the above premises, this Authority objects to the granting of the said application on the grounds of public safety. The matter(s) giving rise to this objection are detailed on the attached Schedule.

However, should the matters be satisfactorily rectified and this Authority given at least five working days notice prior to the date of the hearing, the objection will be withdrawn.

For a copy of our Service privacy notice please visit <http://www.hwfire.org.uk/assets/files/privacy-notice-business-fire-safety-may-20.pdf> and for further details about our Service data protection principles, please go to <http://www.hwfire.org.uk/your-right-to-know/data-protection/>.

Yours faithfully

Authorised Fire Safety Inspecting Officer  
on behalf of Hereford and Worcester Fire Authority

Letter via email: [samsproperties2020@outlook.com](mailto:samsproperties2020@outlook.com)  
[wrsenquiries@worcsregservices.gov.uk](mailto:wrsenquiries@worcsregservices.gov.uk)

**FIRE PRECAUTIONS****LICENSING ACT 2003**

**Chillies Restaurant & Takeaway, Far Moor Lane, Winyates Green, Redditch, B98 0SD**

**SCHEDULE:**

A Fire Safety inspection of this premises was undertaken on 24 September 2020.

At the time of this inspection a number of Fire Safety concerns were identified and a Notice of Deficiencies Letter (RRO04) was served.

For this objection to be considered, confirmation is now required that all matters in the above RRO04 Letter have now been fully addressed.

Please contact me at your earliest convenience should you wish to discuss any of the above further or to arrange a re-inspection of the premises.

①

**Tom Phelan**

---

**From:** [REDACTED]  
**Sent:** 30 March 2021 18:39  
**To:** WRS Enquiries  
**Subject:** External Email : Change of use Chillies Restaurant

**Categories:** [REDACTED] Licensing Other

---

**This email originated from outside of the organisation**

**STOP : Were you expecting this email? Does it look genuine?**

**THINK : Before you CLICK on any links or OPEN any attachments.**

---

I am objecting in the most strongest terms about the change of use to a music venue at Chillies Restaurant and takeaway. This area is mainly occupied by senior members and would be disturbed by loud noise, gatherings of rowdy drunken crowds fighting, not to mention extra traffic litter and pollution on this reasonably quiet lane. The premises in mention are already an eyesore and extremely scruffy. We don't want or need this type of venue on this doorstep. Regards Anthony Bartlam

Sent from Sky Yahoo Mail on Android

[REDACTED]

WORCESTERSHIRE REGULATORY  
SERVICES

01 APR 2021

31 March 2021

Dear Sir / Madam

Re public notice in Redditch Standard newspaper dated 26/3/21 concerning license application for Chulies Restaurant and Take Away Far Moor Lane Wingates Green Redditch Worcestershire B98 0SD

Are you aware that in Sept 2013 the above premises then called The Blue Inn, applied for a variation of their license to cover ~~similar~~ <sup>similar</sup> changes to the current request?

At the public hearing on 30 October 2013 held at Redditch Town Hall the Redditch Council provided details that over 80 residences in Kington Close had made representations against the variation of their license under the 4 licensing objectives namely 1) Crime and Disorder 2) Public Safety 3) Prevention of Public Nuisance 4) Protection of Children from Harm

- (A) The current application wants sale of alcohol for consumption on or off the premises Mon-Fri noon to midnight; Fri-Sat noon to 1AM, Sun noon to 11pm. The last bus from Redditch bus station leaves at 6pm and arrives in Wingates Green between 6.25<sub>pm</sub> and 6.35pm. Mon-Sat. There is no bus service on Sundays or public holidays. Therefore people going to Chulies Restaurant will have to come by car or taxi. The noise from this extra



late night traffic i.e. doors slamming, engines revving will impact greatly especially now we are approaching the summer where warmer day and nights will mean bedroom windows will be open.

- B) The provision of music <sup>to 11pm Sunday Mon-Thurs Fri-Sat</sup> to midnight, to 1am, likewise will impact noise wise every time the customer goes in or out of the premises the door being opened will let the noise out.

The no smoking policy indoors means more people outside usually in groups talking and after a few drinks the talking gets louder.

- C) The provision of late night refreshment Mon-Thurs 11pm to midnight, Fri-Sat 11pm - 1am will cause late night cooking smells and attract more late night customers and exacerbate the parking problems.

As you may not know the Redditch Council / Worcester County Council has put double yellow lines on parts of Far Moor Lane from the garage and partly outside the Blue Inn and extending past the Blue Inn. Where do you think the customers will park? In my opinion it will be in Kingham Close which is the nearest place without yellow lines.

Kingham Close is a residential <sup>cul de sac</sup> road comprising of houses and bungalows occupied by people with pre school age / school age children, or old age pensioners / working age people.

Who is the intended target user of the late night refreshment? Is it the potential workers of the new warehouses / factory being built in the Eastern Gateway Project?

3

If so where will it be eaten? Is outside seating being installed? If so how will noise levels be monitored and by whom? ie the owner of Chilli's Restaurant.

Who will "police" the litter? Are there provisions to install outdoor waste receptacles? Who will pay for them? Will it be the <sup>Chilli's Restaurant</sup> premises owner or will it come out of my council taxes?

Who canvassed the "potential customers" for their views on late night refreshment? How many were canvassed? Where is the evidence there is any need for one or two hour late night refreshment ~~need~~ extension?

D) Is the named person on the alcohol license going to be present at all times at the venue during opening hours as per mandatory conditions relating to alcohol license issue? The public notice only says staff will be trained in weights and measures/question those who appear under age of 25 years and those who serve alcohol will be a minimum of 18 years of age.

Whose name will be on the alcohol license - the person running the Chilli's restaurant or Sohail Mahmood of Sam's Property Holding Ltd?

E) Will there be a public meeting held when you make your decision? If so where and when will it take place?

Yours sincerely

MRS ANNE SMITH





Please don't print

**From:** Jenny Timms [mailto: ]  
**Sent:** 31 March 2021 19:10  
**To:** WRS Enquiries  
**Subject:** External Email : blue inn

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**This email originated from outside of the organisation**

**STOP :** Were you expecting this email? Does it look genuine?

**THINK :** Before you **CLICK** on any links or **OPEN** any attachments.

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I am very concerned with regards to the application from the Blue Inn for a music licence and extended closing hours. We have had to contend with all the noise from the construction of the Amazon warehouse at least that will help the employment problem. I cannot see what benefit a club on Friday and Saturday will bring to the green. Please do not let this go-ahead

Regards

Jennifer Timms

5



**WINYATES GREEN RESIDENTS ASSOCIATION (WGRA)**

THE "VOICE" OF WINYATES GREEN

n

Paul Morrish

1<sup>st</sup> April 2021

Technical Officer (Licencing)

Wyre Forest House

Finepoint Way

Kidderminster

DY11 7WF

Dear Mr Morrish

**Licence Application – Chillies Restaurant and Takeaway**

On behalf of the residents of Winyates Green the Winyates Green Residents Association object to the above application for the following reasons:-

- The location is extremely close to quiet residential housing.
- A business whose principle hours of business are late at night is not compatible with this location.
- Generally any activity involving increased numbers of people, vehicles, music and alcohol after 10.30 at night is not appropriate for a residential area and it increases the possibility

of becoming a public nuisance and significantly raises the risk of criminal and disorderly behaviour.

- There will be increased traffic on Far Moor Lane. The car park will be used for hotel guests as well as Chillies, potentially leading to overspill into the local area. This would lead to noise and disturbance when people return to their vehicles.
- Of particular concern is the proposal to allow music and alcohol **outside** the premises. This will inevitably result in public nuisance.

The property is currently extremely untidy with fencing which has been down for months and litter and branches of trees left lying around. There has allegedly been illegal smoking of cannabis and the police have been called on more than one occasion.

We would be grateful if you could consider all the above points when making a decision regarding this licence application.

Yours sincerely

Mark Crompton

Chair

Winyates Green Residents Association

⑥

**Tom Phelan**

**From:** Katherine Skermer  
**Sent:** 02 April 2021 12:58  
**To:** WRS Enquiries  
**Subject:** External Email : 21/00885/PREMLI - Objection  
**Categories:** Licensing Other

This email originated from outside of the organisation  
**STOP** : Were you expecting this email? Does it look genuine?  
**THINK** : Before you **CLICK** on any links or **OPEN** any attachments.

Dear Sirs,

We object to the above licencing application.

This business premises is situated directly opposite a residential housing.

Prior to the Covid lockdown there were occasions where (normally around the weekends) there has been noise and disruption outside the premises when fighting and swearing took place, we am assuming that the reason for these 'outbursts' was a level of intoxication. we also understand that these incidences have been brought to your attention in the past.

The addition of the playing of recorded music will highly likely filter out into the surrounding area when most residents/partents and children are settled in bed. This is not acceptable in it's own right and it will actually be on top of the addition, this coming autumn I believe, of extra noise from the opening of the 24/7 Amazon premises a few hundred yards away.

There are also cars with very noisy exhausts which drive away from the premises at a greater speed than the 30mph limit along Far Moor Lane.

We look forward to an acknowledgement of this objection.

Regards.

William & Katherine Skermer

⑦

**Tom Phelan**

**From:** Pat Wright  
**Sent:** 07 April 2021 21:19  
**To:** WRS Enquiries  
**Subject:** External Email : Objection to change of licence  
**Categories:** Licensing Other

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To whom it may concern

We would like to register our objection to ref: 21/00885/PREMLI.

The change of licence at The Blue Inn on Far Moor Lane, Winyates Green, Redditch.

Our property backs onto Far Moor Lane (Kingham Close) directly opposite The Blue Inn.

The prevention of public nuisance:

Allowing loud music both inside & outside of the premises & extended hours will undoubtedly lead to issues of disturbances with noise from both customers & the music itself. This would therefore mean a significant disruption to our quality of life (& sleep) in Kingham Close.

No doubt if this change of licence was agreed then it would encourage rowdy groups of people to congregate within the Blue Inn grounds, with people then spilling out of the premises at the end of the night, causing much upset to local residents.

Crime & disorder:

As with any premises where late night drinking is allowed, crime & disorder will increase, yet again putting local residents at risk. Winyates Green has many children & elderly residents that would also be highly affected by this if it was to go ahead.

We strongly object to this application & hope you take our quality of life into consideration. Our home & garden is where we should be able to relax & feel safe.

Thank you

Mr & Mrs Mahon

Kingham Close



⑧

**Tom Phelan**

**From:** Julie Robinson  
**Sent:** 08 April 2021 19:53  
**To:** WRS Enquiries  
**Subject:** External Email : Objection- chillies restaurant licence application, winyates green, redditch

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I wish to object to the application for a premises licence as outlined in the title of the email.


These premises are exceptionally close to a residential area. The noise that these premises would make would be totally unacceptable and the families in nearby houses with young children and other residents would undoubtedly suffer. This would have a detrimental impact on the quality of their lives, especially given the business hours of such an establishment.

The people attracted to this establishment and the possibility of drug taking and excess alcohol will increase the frequency of criminal activity and antisocial behaviour- right on residents door steps. Plus there is the extra issue of littering.

The extra visitors that this could attract would also put an extra strain on an already struggling road infrastructure. The car park will become full and this will cause extra cars to park on the already busy Far Moor Lane and residential roads.

This application is totally unacceptable for the location and the impact on the local residents quality of life would be devastating.

Kind regards  
Julie Robinson



⑨

**Tom Phelan****From:**

RSHIRE HEALTH AND CARE NHS TRUST)

**Sent:**

12 April 2021 08:57

**To:**

WRS Enquiries

**Cc:**

Paul Morrish

**Subject:**

External Email : Re: licence application Chillies restaurant and takeaway Far moor lane, Winyates Green

**Categories:**

Licensing Other

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Dear Sirs

I wish to object to this application on the grounds that it is unsuitable environmentally for the following reasons

1. The premises are very close to a quiet residential area the nearest properties within 45' of Chillies and also within approximately 100 yards of the border with a Warwickshire village. Living in Kingham close for the past 17 years I have before witnessed anti social behaviour in the early hours of the morning which have impacted on the quiet residential area. I'm sure there have been police reports to support this.
2. Late opening involving the consumption of alcohol and music with permission to be outside the potential in a residential area is likely to lead to further unsociable behaviour.
3. The hotel has already been reported to the police in January for breaches in COVID regulations. Generally any activity with increased numbers, music and alcohol after 10:30pm is increasing the possibility of further incidents of disorderly and inconsiderate behaviour ultimately causing a public nuisance and impacting on the residential area.

I would be grateful if you would view this application with regard to statutory nuisance being an unlawful interference with a person's enjoyment of their home.

Kind regards

*Alix Oldfield*

Care coordinator / CPN

REDDITCH CMHT

Hill Crest|Quinneys Lane|Redditch|Worcs|B98 7WG



**Herefordshire and Worcestershire  
Health and Care**  
NHS Trust

(10)

**Tom Phelan**

**From:** Christopher Oldfie  
**Sent:** 12 April 2021 11:48  
**To:** WRS Enquiries  
**Subject:** External Email : Re: licence application for Chillies restaurant and takeaway, far moor lane, Winyates Green.

**Categories:** Licensing Other

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Dear Sirs

I would like to place an objection to the application on the grounds that it is not suitable for the local area for the following reasons

1. The premises are only 45' from a quiet residential area. I have Lived in Kingham close for the past 17 years and I've witnessed anti social behaviour in the early hours of the morning from that property when it was last licensed. I therefore know of the impact it will have when people come and go late at night. I'm sure there are numerous police reports to supporting this.
2. The late opening allows the consumption of alcohol and playing of music to be outside as well as in, which will again lead to further unsociable behaviour due to it location.
3. The hotel has already been reported to the police in January for breaches in COVID regulations. Generally any activity with increased numbers, music and alcohol after 10:30pm is increasing the possibility of further incidents of disorderly and inconsiderate behaviour ultimately causing a public nuisance and impacting on the residential area.

I would appreciate it if you would view the application with regard to statutory nuisance being an unlawful interference with a person's enjoyment of their home.

Kind regards

Chris Oldfield

Sent from my iPhone

(11)

**Tom Phelan**

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**From:** Mark Hooks  
**Sent:** 10 April 2021 17:35  
**To:** WRS Enquiries  
**Subject:** External Email : Objection

**Categories:** Licensing Other

This email originated from outside of the organisation  
**STOP** : Were you expecting this email? Does it look genuine?  
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Regarding: Licence application for Chillie's restaurant, Winyates Green.


Whereas we appreciate businesses are struggling and trying to find ways to develop their business, we both object to the terms highlighted on this particular application for the following reasons:

- This location is too close to residential houses which will disturb the peace of the area, especially as there are many families with young children such as ourselves and older adults of retirement age in the area.
- The proposed closing times would be in stark contrast with the area it is situated within which highlights the disturbance it would cause.
- The clientele, traffic and noise and the late night closing would not be compatible with the housing area and the close proximity of Chillies, and would potentially cause an unnecessary nuisance and upset to the residents as well as affecting possible challenges to personal safety, in addition to potential damage to property and crime levels of those leaving so late and possibly intoxicated.
- possible risk of overflow parking in the housing area.

These are in addition to the existing upheaval of the development within this area. Therefore we object to this proposed licensing application.

Please consider our thoughts when contemplating this application.

With Thanks,  
Mark and Rosa Hooks





(12)

**Tom Phelan**

**From:** Tracey Curnock  
**Sent:** 10 April 2021 17:09  
**To:** WRS Enquiries  
**Subject:** External Email : Chillies Winyates Green planning application

**Categories:** Licensing Other

This email originated from outside of the organisation STOP : Were you expecting this email? Does it look genuine? THINK : Before you CLICK on any links or OPEN any attachments. We would like to object because of the noise that will carry across to the houses. We have to get up for work so losing sleep would affect our health and well being. This is an out of town housing estate and extremely quiet so music and revelry noise would carry. Also alcohol for long periods of time only leads to unsociable behaviour. People work hard to buy their houses and don't want them devalued by this! Illshaw Close.

(13)

Please don't print this em:

al Message-----

From: maureen berry [ma

Sent: 10 April 2021 10:59

To: WRS Enquiries

Subject: External Email : Chillies Restaurant property 21/00885/PREMLI

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STOP : Were you expecting this email? Does it look genuine?

THINK : Before you CLICK on any links or OPEN any attachments.

Dear Sirs

I wish to object to this application on the grounds that it is unsuitable environmentally for the following reasons

- a) the premises are very close to a quiet residential area the nearest properties within 45' of Chillies and also within approximately 100 yards of the border with a Warwickshire village.
  - b) late opening involving the consumption of alcohol and music with permission to be outside the potential in a residential area is likely to lead to unsociable behaviour.
  - c) the hotel has already been reported to the police in January for breaches in COVID regulations this shows that already recorded incidents of disorderly and inconsiderate behaviour in a residential area.
- I would be grateful if you would view this application with regard to statutory nuisance being an unlawful interference with a person's enjoyment of their home.

Thank you

Regards Cllr M Berry

Sent from my iPad

(14)

D W WILLIAMS

PR 2021

W. WESTERSHIRE REGULATOR  
SERVICES

B

7/4/21

Dear Sirs, Madam,

May I make objection to the granting of a license relating to the attached press cutting. My reason for objection are:

Probable:

- ① Antisocial behaviour.
- ② hitter
- ③ Noise
- ④ Possible resultant crime.

My personal experience with the Campinale Motel, later to become the Blue inn and now presumably Chillies takeaway is that having lived in proximity to this premises in excess of

30 years, it was of no trouble to the local residents when operating as a motel, The Campinate. Problems seemed to arise when it came under new ownership as the blue inn.

I have in recent times i.e. over the last few ~~times~~<sup>years</sup> complained to the council twice, once when they had a concert of some description and the noise was unbearably loud. I was told by a representative of the council that they were now forbidden to have any outside "music".

I believe I was not the only person to complain at that time.



Also, at that time, was told that the owner lived abroad, and therefore it seems that whoever was left in charge cared not a jot for anyone who raised objection, not lowering the infernal noise in the least.

I also complained again approximately eighteen months ago when a large (as big as a camper van!) generator was installed which drummed and pounded constantly, without any barrier or sound insulation isolating

it from domestic residences.  
Those are the two  
times I have had anything  
to do with this business.  
I am not a serial  
objector or complainer,  
and realise that the  
owners have a right to  
run their business in a  
profitable way, but,  
not to the detriment of  
long term residents.

I have also collected  
many empty beer cans  
and bottles from the  
road on Far Moor Lane  
and the grass verges.  
While not being able  
to prove that these  
emanate from the

premises in question, I find it hard to see where else they could be from.

Also people leaving the premises late at night can be heard shouting, singing, and even talking loudly carry's large distances on still nights. There are residents who have young children who need their undisturbed sleep. I fear the premises being in a fairly isolated place, with no other hostelrys nearby, may result in lock ins or drink overs or whatever



the latest terminology  
is for after hours alcohol  
consumption.

Thankyou for your time  
and consideration of this  
objection, I am

Yours Faithfully.





(15)

Mr &amp; Mrs Lee

Licensing,  
Worcestershire Regulatory Services,  
Wyre Forest House,  
Fine Point Way,  
Kidderminster,  
DY1 7WF



Dear Sir,

My family and I would like to object to the application from Chillies to sell alcohol and play music late at night at the aforementioned address. Over the years, residents have complained on numerous occasions regarding antisocial behaviour and loud music to no avail. At Christmas, there was evidence of gatherings breaking Covid-19 rules which were reported to the police. Chillies have done the minimum legally required of them to inform people of their current application - attaching a notice to a lamppost, possibly too high for some people to notice it and a notice in a local free newspaper dated 24th March, which is no longer delivered to residents in Winyates Green. Why haven't residents received notice of Chillies intentions? If the application is approved, this will be detrimental to local people in the area and yet people are unaware of it.

Regarding prevention of crime /disorder:

We believe the sale of alcohol within Chillies and to take away will have a detrimental effect on the surrounding residential area. We believe this could increase criminal activity towards local property and residents. Littering, which is already a long-suffered issue in the area, makes the premises look unkempt and not an attractive place to want to eat/drink or stay at. Many residents have taken to collecting cans/rubbish at and nearby Chillies in an attempt to keep our local area clean. The hotel is currently housing the homeless during the pandemic, which is adding to the problem as residents have been propositioned for money/ cigarettes including myself, thus creating anxiety.

Regarding protecting children from harm:

There are many young families nearby. The effects of late closing and music playing will disturb those families with young children trying to sleep. Older children may be approached by customers leaving Chillies, who may be under the influence of alcohol causing distress.

Regarding prevention of public nuisance:

Chillies is located in a residential area and allowing longer hours will cause a public nuisance from an increase in noise disturbance due to music played late at night. Also, additional noise disturbance from people using Chillies arriving/ leaving late at night via cars or on foot. Antisocial behaviour from rowdy revellers, more litter and light pollution.

Regarding the promotion of public safety:

The hedgerow in front of Chillies is extremely overgrown, with protruding brambles which can cause injury to people walking past and to and from Chillies itself. Also, the hedgerow being so intrusive, causes the path to narrow significantly, preventing two people walking past side by side at the entrance/exit. This is a public safety concern, as pedestrians have great difficulty seeing cars leaving Chillies. I myself nearly stepped out in front of a car leaving the premises, it was sheer luck that I was aware how dangerous it is and was alert to the risk. Furthermore, if customers can buy alcohol to take away, there is a risk to their safety if they are already under the influence of alcohol, or worse still they decide to drink it as they're making their way home. Their behaviour could cause harm not only to themselves but to others.

All in all, we hope you will take our very real and valid concerns on board and deny this application. Chillies is not in an appropriate location to allow the granting of this license.

Yours sincerely,

Mr & Mrs RJ Lee

(16)

**Tom Phelan**

**From:** Craig Ellicott  
**Sent:** 12 April 2021 16:57  
**To:** WRS Enquiries  
**Subject:** External Email : Objection - Ref: 21/00885/PREMLI

**Categories:** Claire Dealing, Licensing Other

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Dear Sir/Madam,

I am writing to you as a local resident objecting to the proposed new licensing for the bar/restaurant at the Blue Inn Hotel in Winyates Green, potentially enabling them to sell alcohol and play music until 1am at weekends, and still up until midnight during the week.

I strongly believe that this is simply not a suitable venue to be granted such a licence. The venue is far too close to local residents, who are bound to be unfairly disturbed. Previously, the venue has held weddings on occasions and several times these have been very loud, disturbing our sleep. This is something we can tolerate once in a while, but not every night! Also, basic work at the venue in the past has been left for months before being rectified, such as fence panels which have been blown over. As an observer, I would question the capability of the owners to be given such a responsibility.

There is no logical way that granting this licence will avoid disorder and public nuisance based on the fact that the venue, in terms of a place of entertainment, is so isolated. The only places nearby are residential and business. Where are people going to go as they leave at midnight or 1am? Taxis are not going to queue for business based on the relatively small size of this venue, yet their customers need to get home or go somewhere else once they leave. This is where I fear for us residents. I believe we will suffer from increased noise levels, littering and potential disorder if intoxicated customers leaving the venue have no transport or have to wait around for it.

The noise levels we will have to endure until so late every evening is unfair. Furthermore, the issues we will potentially have to suffer beyond closing as customers leave is even worse. It will inevitably lead to anti-social behaviour and disorder as customers walk out, then think about how to get home.

Like many local residents, we have very strong views on this and sincerely hope this application for a late licence is rejected.

Regards,  
Craig Ellicott  
Local resident - Illshaw Close

(17)

**Tom Phelan**

**From:** Paul Berr  
**Sent:** 12 April 2021 18:16  
**To:** WRS Enquiries  
**Subject:** External Email : licence application Chillies restaurant and takeaway Far moor lane, Winyates Green 21/00885/PREMLI

**Categories:** Licensing Other

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Dear Sirs

I wish to object to this application on the grounds that it is unsuitable environmentally for the following reasons

1. The premises are very close to a quiet residential area the nearest properties within 45' of Chillies and also within approximately 100 yards of the border with a Warwickshire village. Living in Kingham close for the past 10 years and being the closest resident to the entrance and building. I have before witnessed anti social behaviour in the early hours of the morning which have impacted on the quiet residential area. I'm sure there have been police reports to support this.
  2. Late opening involving the consumption of alcohol and music with permission to be outside the potential in a residential area is likely to lead to further unsociable behaviour. The music even when played inside the restaurant can be heard in our house, quite often in the past the doors to the premises have been propped open and I have phoned and visited to complain on and after the event only to be told they don't care and they have a licence for it. Despite them not having a licence for such music at the times in question.
  3. The hotel has already been reported to the police in January for breaches in COVID regulations. Generally any activity with increased numbers, music and alcohol after 10:30pm is increasing the possibility of further incidents of disorderly and inconsiderate behaviour ultimately causing a public nuisance and impacting on the residential area
  - 4 - The attending taxi drivers often prior to lockdown use the trees behind our property as a toilet. Being a quiet residential area gives them what they think is a prime place for them to relive themselves. This is a disgusting practice and a major health concern
- The trouble is by the time you've been scared as some one is creeping behind your house, realised that person is connected to the Blue Inn somehow, identified it as an adult, all you can see is them jump in the taxi with their fare and drive off. It's almost impossible to get a licence plate in the dark through trees.
- 5 We are often subjected to swearing, fighting and the smashing of bottles. I have called 101 on quite a few occasions as well as environmental health on the nights in question the problem is no one ever answers the phone at the time. So we are left trying to chase it up the following day which is usually a Saturday or Sunday and to be

honest, I have a business to run and a family time to enjoy, both my children play sports with my eldest currently on the GB Cycling Junior team selection process and I just don't have time to sit on the phone for hours and still not get any reply or resolution.

I would be grateful if you would view this application with regard to statutory nuisance being an unlawful interference with a person's enjoyment of their home.

It's painfully obvious this will be turned into a night club venue but the premises cannot accommodate safely the level of clientele they have applied for.

It is just a totally unreasonable and unrealistic application that I strongly object to on safety, environmental and locational suitability

I intend to apply to speak against the application at any formal meeting so if you can advise me of when the application will come before committee so I can attend and any protocol and procedures I need to adhere to please.

I would like to formally register my request to speak at the said meeting or for my legal representative to speak on my behalf. I am sure the applicant and the council will have their legal representative attending so feel it is only fair that as the closest resident to the building that I am allowed to bring a legal representative as well. I am waiting to hear from my household insurers to see who they have appointed to defend my statutory rights in this matter.

Yours sincerely

Paul M Berry

Kingham Close, Winyates Green B980SB

Mail: