

**REDDITCH BOROUGH COUNCIL**

**LICENSING SUB-COMMITTEE**

**30<sup>TH</sup> MARCH 2022**

**LICENSING ACT 2003**

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE**

**PINK FLAMINGO**

<b>PUBLIC HEARING</b>	
<b>Director:</b>	<b>Head of Worcestershire Regulatory Services</b>
<b>Contact Officer:</b>	<b>Graham Rowberry Technical Officer (Licensing) 01562738074 graham.rowberry@worcestersregservices.gov.uk</b>
<b>Ward(s) affected:</b>	<b>Abbey</b>
<b>Appendices:</b>	<b>Appendix 1 – Application Form Appendix 2 – Changes agreed with PC Kirsty Norris 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

**Pink Flamingo  
22 Unicorn Hill  
Redditch  
Worcestershire  
B97 4QU**

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

**2. BACKGROUND**

2.1 On 13 December 2021 an application was received from Purple Beret Ltd for grant of a premises licence in respect of

Pink Flamingo  
22 Unicorn Hill  
Redditch  
Worcestershire

B97 4QU

- 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:-

<b>Activity</b>	<b>Days</b>	<b>From</b>	<b>To</b>	<b>Indoors/Outdoors</b>
Performance of Dance	Everyday	08:00	- 06:00	
Exhibition of Films	Everyday	08:00	- 06:00	
Performance of Live Music	Everyday	08:00	- 03:00	
Late Night Refreshment	Everyday	08:00	- 04:00	
Performance of Plays	Everyday	08:00	- 06:00	
Playing of Recorded Music	Everyday	08:00	- 06:00	
Supply of Alcohol	Everyday	08:00	- 04:00	

- 2.5 The designated premises supervisor identified in the application is Mr Arfaq Hussain Khan.
- 2.6 PC Kirsty Norris has agreed with the applicant numerous changes to the opening hours and added specific conditions to the licence these agreed changes can be found at **Appendix 2**.

### **3. REPRESENTATIONS**

#### Responsible Authorities

No Objections received from any of the responsible authorities.

#### Other Persons

- 3.1 We have received one representation from a member of the public. The objection is mainly to do with the prevention of crime and disorder and public safety. A copy of the objection can be found at **Appendix 3**.

### **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.