

# Agenda

## Licensing Sub Committee 2

**Friday 7 October 2022 at 2.30 pm**  
**in Committee Room 1 - Sandwell Council House, Oldbury**

- |          |   |               |
|----------|---|---------------|
| <b>1</b> | <b>Apologies for Absence</b>  | <b>5 - 6</b>  |
|          | To receive any apologies for absence.   |               |
| <b>2</b> | <b>Declarations of Interest</b>   | <b>7 - 8</b>  |
|          | Members to declare any interests in matters to be discussed at the meeting.   |               |
| <b>3</b> | <b>Application for the grant of a new Premises Licence at The Turks Head, 25-26 Lower High Street, Wednesbury, WS10 7AQ</b> | <b>9 - 72</b> |
|          | To consider the application for a new premises licence for The Turks Head, 25-26 Lower High Street, Wednesbury, WS10 7AQ.   |               |



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**Distribution**

Councillors Allen, Fenton and Z Hussain

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## Licensing Sub Committee 2

### Apologies for Absence

To receive any apologies for absence from the members of the Committee.



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## Licensing Sub Committee 2

### Declarations of Interests

Members to declare any interests in matters to be discussed at the meeting.



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## Report to Licensing Sub Committee 2

**22 September 2022**

<b>Subject:</b>	Application for the grant of a new Premises Licence at The Turks Head, 25-26 Lower High Street, Wednesbury, WS10 7AQ
<b>Director:</b>	Director – Borough Economy – Alice Davey
<b>Contact Officer:</b>	Geeta Bangerh Licensing Officer licensing_team@sandwell.gov.uk

### 1. Recommendations

1. Consider the application for the grant of a new premises licence under section 17 of the Licensing Act 2003 in respect of The Turks Head, 25-26 Lower High Street, Wednesbury, WS10 7AQ.
2. Each application must be considered on its merits taking into account the evidence presented at the hearing, and the Guidance issued under Section 182 of the Licensing Act 2003 and the Council’s Licensing Policy. The options that can be considered once evidence has been heard are detailed at section 5.


### 2. Reasons for Recommendations

- 2.1 The Licensing Sub Committee is asked to make a decision on the application based on any evidence presented at the hearing taking into account the Guidance issued under Section 182 of the Licensing Act 2003 and the Council’s own Statement of Licensing Policy and to give reasons for their decision.



2.2 To consider an application for the grant of a new premises licence in respect of The Turks Head, 25-26 Lower High Street, Wednesbury, WS10 7AQ, following receipt of a representation from the local resident and responsible authorities, objecting to the grant of the application due to public safety, public nuisance and the prevention of crime and disorder issues.

### 3. How does this deliver objectives of the Corporate Plan?

	<p><b>A strong and inclusive economy</b> Investing in people and jobs. Licensed premises provide employment in the Borough and help to support the Borough's economy.</p> <p>It is the Authority's aim to offer a wide choice of high quality and well managed entertainment and cultural venues within a safe, orderly and attractive environment; valued by those who live here, work here and come to visit. We want to ensure that businesses operate responsibly and safely so that our residents live in decent neighbourhoods and have a good quality of life.</p>
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### 4. Context and Key Issues

- 4.1 Under the Licensing Act 2003, a responsible authority or any other person may make representations in respect of the application which must be relevant to one or more of the four licensing objectives, namely:
- The Prevention of Crime and Disorder
  - Public Safety
  - The Prevention of Public Nuisance
  - The Protection of Children from Harm
- 4.2 Representation has been received from received from a local resident, Licensing Police, Licensing Environmental Health and Licensing Enforcement. A copy of the representations is attached at Appendix 4.

#### CURRENT POSITION

4.3 An application has been made by Mr Anthony Edward Melia for the grant of a new premises licence.



- 4.4 A copy of the full application is attached at Appendices 1 and 3.
- 4.5 Licensable Activities are Films, Indoor Sporting Events, Live music, Recorded Music and Performance of dance (Indoors) – Sunday to Thursday – 09:00 to 00:00. Friday and Saturday – 23:00 to 02:00.
- 4.5 Late Night Refreshment (Indoors) – Sunday to Thursday – 23:00 to 00:00. Friday and Saturday – 23:00 to 02:00.
- 4.6 Supply of alcohol (on/off the premises) – Sunday to Thursday – 09:00 to 00:00. Friday and Saturday – 09:00 to 02:00.
- 4.7 The proposed hours the premises will be open to the public Sunday to Thursday – 09:00 to 00:30. Friday and Saturday – 09:00 to 02:30.
- 4.8 Seasonal variations for Licensable activities are extended from the end of permitted hours on New Year’s Eve to the start of Permitted hours on New Year’s Day. On Bank Holidays, licensable activities will be extended by 1 hour.
- 4.9 This licence is varied to permit the premises to open for licensable activities during the broadcast of televised sporting events of national or international interest outside the licensed hours such opening times to be confirmed in writing to the police 7 (seven) days before the premises intend to open, such notification to include the opening times and the sporting event which is to be shown.
- 4.10 The applicant has stated the premises will be opening as a Bar/Pub.

#### 4. 11 **Operating Schedule/Proposed Conditions**

##### **General**

1. The licence holder shall ensure that at all times when they are carrying on licensable activities there are sufficient, competent staff on duty at the premises for the purpose of fulfilling the conditions of the licence and for preventing crime and disorder.
2. No customers seen carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public. Alcoholic



and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.

## CCTV

3. A digital Closed Circuit Television System (CCTV) will be installed and maintained in good working order and be correctly time and date stamped.
  - i. The system will incorporate sufficient built-in hard-drive capacity to suit the number of cameras installed.
  - ii. CCTV will be capable of providing pictures of evidential quality in all lighting conditions, particularly facial recognition.
  - iii. Cameras will encompass all ingress and egress to the premises, the immediate area outside the frontage of the Premises and all areas where the sale/supply of alcohol occurs.
  - iv. The system will record and retain CCTV footage for a minimum of 28 days.
  - v. The system will record at all times when the Premises are open.
  - vi. The system will incorporate a means of transferring images from the hard-drive to a format that can be played back on any desktop computer.
  - vii. The Digital recorder will be password protected to prevent unauthorised access, tampering, or deletion of images.



- viii. There will be at all times, when the premises is open, a member of staff on duty with access to the CCTV system who is trained in the use of the equipment.
- ix. Upon receipt of a request for a copy of CCTV footage from Police, or Officers or any other Responsible Authority, the member of staff will produce the footage within 24 hours, or less if urgently required for investigations of serious crime.
- x. CCTV footage must be made available to be viewed by West Midlands Police or an Officer of a Responsible Authority upon request.

## INCIDENT BOOK

4. An incident book must be kept at the Premises and maintained up to date (no later than 24 hours after the incident) at all times and will record the following:
  - i. Time date and details of all incidents/complaints of crime and disorder or anti-social behaviour
  - ii. All crimes reported to the venue
  - iii. Any faults in the CCTV system, searching equipment or scanning equipment
  - iv. Any visit by a responsible authority or emergency service

The incident book must be kept at the premises and made available to West Midlands Police or an Officer of a Responsible Authority on request.

## REFUSALS REGISTER

5. A refusals register must be kept at the Premises and maintained up to date at all times recording the date, time, type of product refused, reasons for every refusal to sell alcohol to a customer and the name and signature of the member of staff refusing the sale.



6. The refusals record must be made available to West Midlands Police or an Officer of a Responsible Authority on request.
7. The Premises Licence Holder or the Designated Premises Supervisor must monitor the Refusals Register every month and must sign and date the Refusals Register when this has been completed, or if the Refusals Register is electronic the check and date and time of the check must be clearly recorded.

## TRAINING

8. Training in relation to the Licensing Objectives and the conditions on the premises licence, Challenge 25, underage sales, sales to adults on behalf of minor (proxy sales), sales to intoxicated persons, refusals registers, incident records dispersal policy, the premises' drugs policy must be provided and undertaken by all members of staff (whether paid or unpaid) before he/she makes a sale or supply of alcohol and at least every six months thereafter.
9. Documented training records must be completed in respect of every member of staff and must include the name of the member of staff trained, date, time, and content of the training. The record must be signed by the member of staff who has received the training, the Designated Premises Supervisor, the Premises Licence Holder or external training providers.
10. Documented training records must be kept at the premises and made available to West Midlands Police or an Officer of a Responsible Authority on request.

### **The prevention of crime and disorder**

1. A minimum of three SIA registered staff will be employed and in attendance on Friday and Saturday nights from 23:00hrs onwards. They will monitor entry to the premises and the inside and outside of the premises. At all other times, the number of the door staff will be risk



assessed by the premises. This risk assessment will be made available to any of the responsible authorities immediately on request.

Door staff will sign on and off duty. The premises will keep a profile of all door staff which will include a copy of their SIA licence and photographic ID. (If photographic ID is not available then a utility bill no older than 3 months will be acceptable.) The signing-in and out sheets and profiles will be kept on the premises for a minimum of 3 months and made immediately available to any of the responsible authorities upon request. Door staff will wear a fluorescent coat, jacket, or waistcoat while on duty at the premises. Door staff will remain on duty until all the customers have dispersed and this will form part of the premise's dispersal plan.

## **Public Safety**

The premises licence holder shall conduct a risk assessment for the general operation of the premises. This will include fire, health and safety and emergency evacuation. It will cover all areas of the premises, including the bar/restaurant, basement, and any outside areas.

The premises' fire risk assessment will be made available to any responsible authority immediately upon request.

Fire doors within the licensable area shall be fitted with a device whereby bar staff are alerted to the unauthorised or non-emergency use of such doors.

The premises licence holder shall ensure that all emergency lighting is checked on a weekly basis. Entrances, exits and passageways shall be kept clear.

## **The Prevention of public nuisance**

The Premises Licence Holder shall ensure notices are displayed at all entrances and exits of the premises advising customers to have respect for the nearby residents and keep noise levels to a minimum as they depart.



Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

## **The Protection of children from harm**

The premises licence holder shall adopt the Challenge 25 scheme and appropriate signage will be placed at the entrance to the premises and adjacent to any bar server. The premises will operate a policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. The ID that will be accepted is a passport or driving licence with a photograph.

The premises licence holder shall display Challenge 25 posters in prominent positions within the premises, including at the point of sale and the entrance to the premises.

Children under the age of 16 shall not be permitted to enter the premises after 22:00. No persons under the age of 18 shall be permitted to enter or remain on the premises (including external drinking areas) beyond 22:30.

4.11 A location map of the premises is attached at Appendix 3

### **4.12 Consultation (customers and other stakeholders)**

A notice has been published in a local paper and a public notice has been displayed at the premises outlining the application and inviting comments/representations to be sent to the Licensing Authority, detailing a closing date for these to be received. Details of the application were also published on the Council's website.

## **5. Alternative Options**

5.1 The options available to the Licensing Sub-Committee having considered all the relevant information are as follows:

- to grant the licence subject to conditions consistent with the operating schedule accompanying the application, and any mandatory conditions which must be included in the licence





- to exclude from the scope of the licence any of the licensable activities to which the application relates;
- to refuse to specify a person in the licence as the premises supervisor;
- to reject the application

5.2 Conditions may be altered or omitted, or any new condition added.

5.3 Additional conditions or restrictions to licensable activities and/or times should only be imposed if considered appropriate for the promotion of the licensing objectives. If other law already places certain statutory responsibilities on a premise, it would not be appropriate to impose similar duties.

5.4 Members of the Sub Committee should be advised that the applicant, or any other person who made relevant representations in relation to the application, may appeal against the decision made to the Magistrates' Court within 21 days of the date on which they were notified.

## 6. Implications

<b>Resources:</b>	<p>There are no direct strategic resource implications associated with this application.</p> <p>In respect of premises licence applications, we do not foresee any issues in respect of sustainability of proposals.</p> <p>The application relates to a privately owned property.</p>
<b>Legal and Governance:</b>	<p>Members of the Licensing Sub Committee when making their decision on the application must take into account the four licensing objectives, the Guidance issued under Section 182 of the Licensing Act 2003 and the Council's own Statement of Licensing Policy. The applicant and those who have made relevant representations have the right to appeal the decision made by the Licensing Sub Committee to the Magistrates Court, so the Committee are asked to give reasons for their decision wherever possible.</p>



	Members of the Sub-Committee should not allow themselves to predetermine the application or to be prejudiced in favour or opposed to the applicant and/or the licence holder and shall only determine the application having had an opportunity to consider all relevant facts.
<b>Risk:</b>	<p>The Police are a statutory consultee for all Licensing Act 2003 applications. Prevention of Crime and Disorder is one of the four licensing objectives and applicants have to demonstrate how they will achieve this objective by volunteering measures in the operating schedule submitted with the Licence application.</p> <p>The Police have made a representation to this application.</p> <p>Whilst full details of the application and any representations have been shared with the committee members, only information that is in the public domain has been made available for the reports that have been made public online, in line with data protection protocols.</p>
<b>Equality:</b>	<p>The Equality Act 2010 legally protects people from discrimination in the workplace and in wider society.</p> <p>The operators of this premises are responsible for complying with all relevant legislation.</p>
<b>Health and Wellbeing:</b>	This is not applicable to applications for premises licences submitted under the Licensing Act 2003.
<b>Social Value</b>	This is not applicable to applications for premises licences submitted under the Licensing Act 2003.

## 7. Appendices

- Appendix 1 – Premises Grant Application
- Appendix 2 – Premises Plan
- Appendix 3 – Location Plan
- Appendix 4 – Representations
- Appendix 5 – Police Evidence



## 8. Background Papers

- Sandwell Metropolitan Borough Council Licensing Policy
- Guidance issued under Section 182 of the Licensing Act 2003
- The Licensing Act 2003 (Hearings) Regulations 2005



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## Application for a premises licence to be granted under the Licensing Act 2003

### Please read the following instructions first

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

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

I Anthony Edward Melia  
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

### Part 1 – Premises details

The Turks Head 25-26 Lower High Street			
Post town	Wednesbury	Postcode	WS10 7AQ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 7,500

### Part 2 - Applicant details

Please state whether you are applying for a premises licence as **appropriate** **Please tick as appropriate**

a)	an individual or individuals *	X	please complete section (A)
b)	a person other than an individual *		
	i as a limited company/limited liability partnership		please complete section (B)
	ii as a partnership (other than limited liability)		please complete section (B)
	iii as an unincorporated association or		please complete section (B)
	iv other (for example a statutory corporation)		please complete section (B)

c)	a recognised club		please complete section (B)
d)	a charity		please complete section (B)
e)	the proprietor of an educational establishment		please complete section (B)
f)	a health service body		please complete section (B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section (B)
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England		please complete section (B)
h)	the chief officer of police of a police force in England and Wales		please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

**(A) individual applicants** (fill in as applicable)

<input checked="" type="radio"/> Mr	<input type="radio"/> Mrs	<input type="radio"/> Miss	<input type="radio"/> Ms	<input type="text" value="Other Title (for example, Rev)"/>
<b>Surname</b> Melia		<b>First names</b> Anthony		
<b>Date of birth</b> [REDACTED]		I am 18 years old or over <input type="checkbox"/> Please tick yes X <input type="checkbox"/>		
<b>Nationality</b>		British		
Current residential address if different from premises address		[REDACTED]		
Post town	[REDACTED]	Postcode	[REDACTED]	
<b>Daytime contact telephone number</b>		[REDACTED]		
<b>E-mail address (optional)</b>	[REDACTED]			

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)

**Second individual applicant** (if applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b> or over		I am 18 years old		Please tick yes	
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service: (please see note 15 for information)					

**(B) Other applicants**

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

Name
------

Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
02	08	2022

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

<p>Please give a general description of the premises (please read guidance note 1)</p> <p>Bar/Pub</p>
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If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
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a)	plays (if ticking yes, fill in box A)	
b)	films (if ticking yes, fill in box B)	X
c)	indoor sporting events (if ticking yes, fill in box C)	X
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	
e)	live music (if ticking yes, fill in box E)	X
f)	recorded music (if ticking yes, fill in box F)	X
g)	performances of dance (if ticking yes, fill in box G)	X
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	

<b><u>Provision of late night refreshment</u></b> (if ticking yes, fill in box I)	X
<b><u>Supply of alcohol</u></b> (if ticking yes, fill in box J)	X

**In all cases complete boxes K, L and M**

**A**

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

**B**

Films Standard days and timings (please read guidance note 7)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	X
Day	Start	Finish		Outdoors	
				Both	
Mon	09:00	00:00	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue	09:00	00:00			
Wed	09:00	00:00	<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)  New Years Eve - Licensable activities extended from the end of permitted hours on New Years Eve to the start of Permitted hours on New Years Day.  On Bank Holidays, licensable activities will be extended by 1 hour.		
Thur	09:00	00:00			
Fri	09:00	23:59	<b><u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
	00:00	02:00			
Sat	09:00	23:59			
	00:00	02:00			
Sun	09:00	00:00			

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4)
Day	Start	Finish	
Mon	09:00	00:00	
Tue	09:00	00:00	<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed	09:00	00:00	New Years Eve - Licensable activities extended from the end of permitted hours on New Years Eve to the start of Permitted hours on New Years Day.  On Bank Holidays, licensable activities will be extended by 1 hour.
Thur	09:00	00:00	<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)
Fri	09:00	23:59	This licence is varied to permit the premises to open for licensable activities during the broadcast of televised sporting events of national or international interest outside the licensed hours such opening times to be confirmed in writing to the police 7 (seven) days before the premises intend to open, such notification to include the opening times and the sporting event which is to be shown.
	00:00	02:00	
Sat	09:00	23:59	
	00:00	02:00	
Sun	09:00	00:00	

**D**

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

**E**

Live music Standard days and timings (please read guidance note 7)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	X
Day	Start	Finish		Outdoors	
				Both	
Mon	09:00	00:00	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue	09:00	00:00			
Wed	09:00	00:00	<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)  New Years Eve - Licensable activities extended from the end of permitted hours on New Years Eve to the start of Permitted hours on New Years Day.  On Bank Holidays, licensable activities will be extended by 1 hour.		
Thur	09:00	00:00			
Fri	09:00	23:59	<b><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
	00:00	02:00			
Sat	09:00	23:59			
	00:00	02:00			
Sun	09:00	00:00			

**F**

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	X
Day	Start	Finis h		Outdoors	
				Both	
Mon	09:00	00:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	09:00	00:00			
Wed	09:00	00:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)  New Years Eve - Licensable activities extended from the end of permitted hours on New Years Eve to the start of Permitted hours on New Years Day.  On Bank Holidays, licensable activities will be extended by 1 hour.		
Thur	09:00	00:00			
Fri	09:00	23:59	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
	00:00	02:00			
Sat	09:00	23:59			
	00:00	02:00			
Sun	09:00	00:00			

**G**

Performances of dance Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	X
Day	Start	Finish		Outdoors	
				Both	
Mon	09:00	00:00	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue	09:00	00:00			
Wed	09:00	00:00	<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)  New Years Eve - Licensable activities extended from the end of permitted hours on New Years Eve to the start of Permitted hours on New Years Day.  On Bank Holidays, licensable activities will be extended by 1 hour.		
Thur	09:00	00:00			
Fri	09:00	23:59	<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
	00:00	02:00			
Sat	09:00	23:59			
	00:00	02:00			
Sun	09:00	00:00			



# H

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

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	X
				Outdoors	
Day	Start	Finish		Both	
Mon	23:00	00:00	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue	23:00	00:00			
Wed	23:00	00:00	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)  New Years Eve - Licensable activities extended from the end of permitted hours on New Years Eve to the start of Permitted hours on New Years Day.  On Bank Holidays, licensable activities will be extended by 1 hour.		
Thur	23:00	00:00			
Fri	23:00	23:59	<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
	00:00	02:00			
Sat	23:00	23:59			
	00:00	02:00			
Sun	23:00	00:00			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	
				Off the premises	
Day	Start	Finish		Both	X
Mon	09:00	00:00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)  New Years Eve - Licensable activities extended from the end of permitted hours on New Years Eve to the start of Permitted hours on New Years Day.  On Bank Holidays, licensable activities will be extended by 1 hour.  <b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Tue	09:00	00:00			
Wed	09:00	00:00			
Thur	09:00	00:00			
Fri	09:00	23:59			
	00:00	02:00			
Sat	09:00	23:59			
	00:00	02:00			
Sun	09:00	00:00			

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

<b>Name</b>	To Follow
<b>Date of birth</b>	
<b>Address</b>	
<b>Postcode</b>	

Personal licence number (if known)
Issuing licensing authority (if known)

**K**

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

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)  New Years Eve - Licensable activities extended from the end of permitted hours on New Years Eve to the start of Permitted hours on New Years Day.  On Bank Holidays, licensable activities will be extended by 1 hour.
Day	Start	Finish	<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)  This licence is varied to permit the premises to open for licensable activities during the broadcast of televised sporting
Mon	09:00	23:59	
	00:00	00:30	
Tue	09:00	23:59	
	00:00	00:30	
Wed	09:00	23:59	
	00:00	00:30	
Thur	09:00	23:59	
	00:00	00:30	

Fri	09:00	23:59	events of national or international interest outside the licensed hours such opening times to be confirmed in writing to the police 7 (seven) days before the premises intend to open, such notification to include the opening times and the sporting event which is to be shown.
	00:00	02:30	
Sat	09:00	23:59	
	00:00	02:30	
Sun	09:00	23:59	
	00:00	00:30	

## M

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

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

1. The licence holder shall ensure that at all times when they are carrying on licensable activities there are sufficient, competent staff on duty at the premises for the purpose of fulfilling the conditions of the licence and for preventing crime and disorder.
2. No customers seen carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public. Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.

### CCTV

3. A digital Closed Circuit Television System (CCTV) will be installed and maintained in good working order and be correctly time and date stamped.
  - i. The system will incorporate sufficient built-in hard-drive capacity to suit the number of cameras installed.
  - ii. CCTV will be capable of providing pictures of evidential quality in all lighting conditions, particularly facial recognition.
  - iii. Cameras will encompass all ingress and egress to the premises, the immediate area outside the frontage of the Premises and all areas where the sale/supply of alcohol occurs.
  - iv. The system will record and retain CCTV footage for a minimum of 28 days.

- v. The system will record at all times when the Premises are open.
- vi. The system will incorporate a means of transferring images from the hard-drive to a format that can be played back on any desktop computer.
- vii. The Digital recorder will be password protected to prevent unauthorised access, tampering, or deletion of images.
- viii. There will be at all times, when the premises is open, a member of staff on duty with access to the CCTV system who is trained in the use of the equipment.
- ix. Upon receipt of a request for a copy of CCTV footage from Police, or Officers or any other Responsible Authority, the member of staff will produce the footage within 24 hours, or less if urgently required for investigations of serious crime.
- x. CCTV footage must be made available to be viewed by West Midlands Police or an Officer of a Responsible Authority upon request.

#### INCIDENT BOOK

4. An incident book must be kept at the Premises and maintained up to date (no later than 24 hours after the incident) at all times and will record the following:
  - i. Time date and details of all incidents/complaints of crime and disorder or anti-social behaviour
  - ii. All crimes reported to the venue
  - iii. Any faults in the CCTV system, searching equipment or scanning equipment
  - iv. Any visit by a responsible authority or emergency service

The incident book must be kept at the premises and made available to West Midlands Police or an Officer of a Responsible Authority on request.

#### REFUSALS REGISTER

5. A refusals register must be kept at the Premises and maintained up to date at all times recording the date, time, type of product refused, reasons for every refusal to sell alcohol to a customer and the name and signature of the member of staff refusing the sale.

6. The refusals record must be made available to West Midlands Police or an Officer of a Responsible Authority on request.
7. The Premises Licence Holder or the Designated Premises Supervisor must monitor the Refusals Register every month and must sign and date the Refusals Register when this has been completed, or if the Refusals Register is electronic the check and date and time of the check must be clearly recorded.

#### TRAINING

8. Training in relation to the Licensing Objectives and the conditions on the premises licence, Challenge 25, underage sales, sales to adults on behalf of minor (proxy sales), sales to intoxicated persons, refusals registers, incident records dispersal policy, the premises' drugs policy must be provided and undertaken by all members of staff (whether paid or unpaid) before he/she makes a sale or supply of alcohol and at least every six months thereafter.
9. Documented training records must be completed in respect of every member of staff and must include the name of the member of staff trained, date, time, and content of the training. The record must be signed by the member of staff who has received the training, the Designated Premises Supervisor, the Premises Licence Holder or external training providers.
10. Documented training records must be kept at the premises and made available to West Midlands Police or an Officer of a Responsible Authority on request.

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

1. A minimum of three SIA registered staff will be employed and in attendance on Friday and Saturday nights from 2300hrs onwards. They will monitor entry to the premises and the inside and outside of the premises. At all other times, the number of the door staff will be risk assessed by the premises. This risk assessment will be made available to any of the responsible authorities immediately on request.
2. Door staff will sign on and off duty. The premises will keep a profile of all door staff which will include a copy of their SIA licence and photographic ID. (If photographic ID is not available then a utility bill no older than 3 months will be acceptable.) The signing-in and out sheets and profiles will be kept on the premises for a minimum of 3 months and made immediately available to any of the responsible authorities upon request. Door staff will wear a fluorescent coat, jacket, or waistcoat while on duty at the premises. Door staff will remain on duty until all the customers have dispersed and this will form part of the premises dispersal plan.

#### **c) Public safety**

1. The premises licence holder shall conduct a risk assessment for the general operation of the premises. This will include fire, health and safety and emergency evacuation. It will cover all areas of the premises, including the bar/restaurant, basement, and any outside areas.
2. The premises' fire risk assessment will be made available to any responsible authority immediately upon request.
3. Fire doors within the licensable area shall be fitted with a device whereby bar staff are alerted to the unauthorised or non-emergency use of such doors.
4. The premises licence holder shall ensure that all emergency lighting is checked on a weekly basis. Entrances, exits and passageways shall be kept clear.

**d) The prevention of public nuisance**

1. The Premises Licence Holder shall ensure notices are displayed at all entrances and exits of the premises advising customers to have respect for the nearby residents and keep noise levels to a minimum as they depart.
2. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

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

1. The premises licence holder shall adopt the Challenge 25 scheme and appropriate signage will be placed at the entrance to the premises and adjacent to any bar servery. The premises will operate a policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. The ID that will be accepted is a passport or driving licence with a photograph.
2. The premises licence holder shall display Challenge 25 posters in prominent positions within the premises, including at the point of sale and the entrance to the premises.
3. Children under the age of 16 shall not be permitted to enter the premises after 2200. No persons under the age of 18 shall be permitted to enter or remain on the premises (including external drinking areas) beyond 22.30.

**Checklist:**

**Please tick to indicate agreement**

•	I have made or enclosed payment of the fee.	X
•	I have enclosed the plan of the premises.	X
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	X



•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	
•	I understand that I must now advertise my application.	X
•	I understand that if I do not comply with the above requirements my application will be rejected.	X
•	[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).	

It is an offence, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

It is an offence under Section 24b of the Immigration Act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under section 15 of the Immigration, Asylum and Nationality Act 2006 and pursuant to Section 21 of the same act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified.

**Part 4 – Signatures** (please read guidance note 11)

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

<b>Declaration</b>	<ul style="list-style-type: none"> <li>[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).</li> <li>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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
Signature	Duncan Charles Craig
Date	04.07.2022
Capacity	Barrister and Duly Authorised Agent

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

### Notes for Guidance

1. Describe 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.
2. 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:
  - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - 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.
  - 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.
  - 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.
  - 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:
  - 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.
  - 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.
  - 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.

- 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:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - 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;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  4. For example the 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.
  5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  7. Please 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.
  8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
  9. Please 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 or the presence of gaming machines.
  10. Please list here steps you will take to promote all four licensing objectives together.
  11. The application form must be signed.
  12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
  13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
  14. This is the address which we shall use to correspond with you about this application.
  15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be issued to an individual or an individual in a partnership which is not a limited liability 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 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 the right 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 which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.
- 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).

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

As an alternative to providing a copy of original documents, 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.

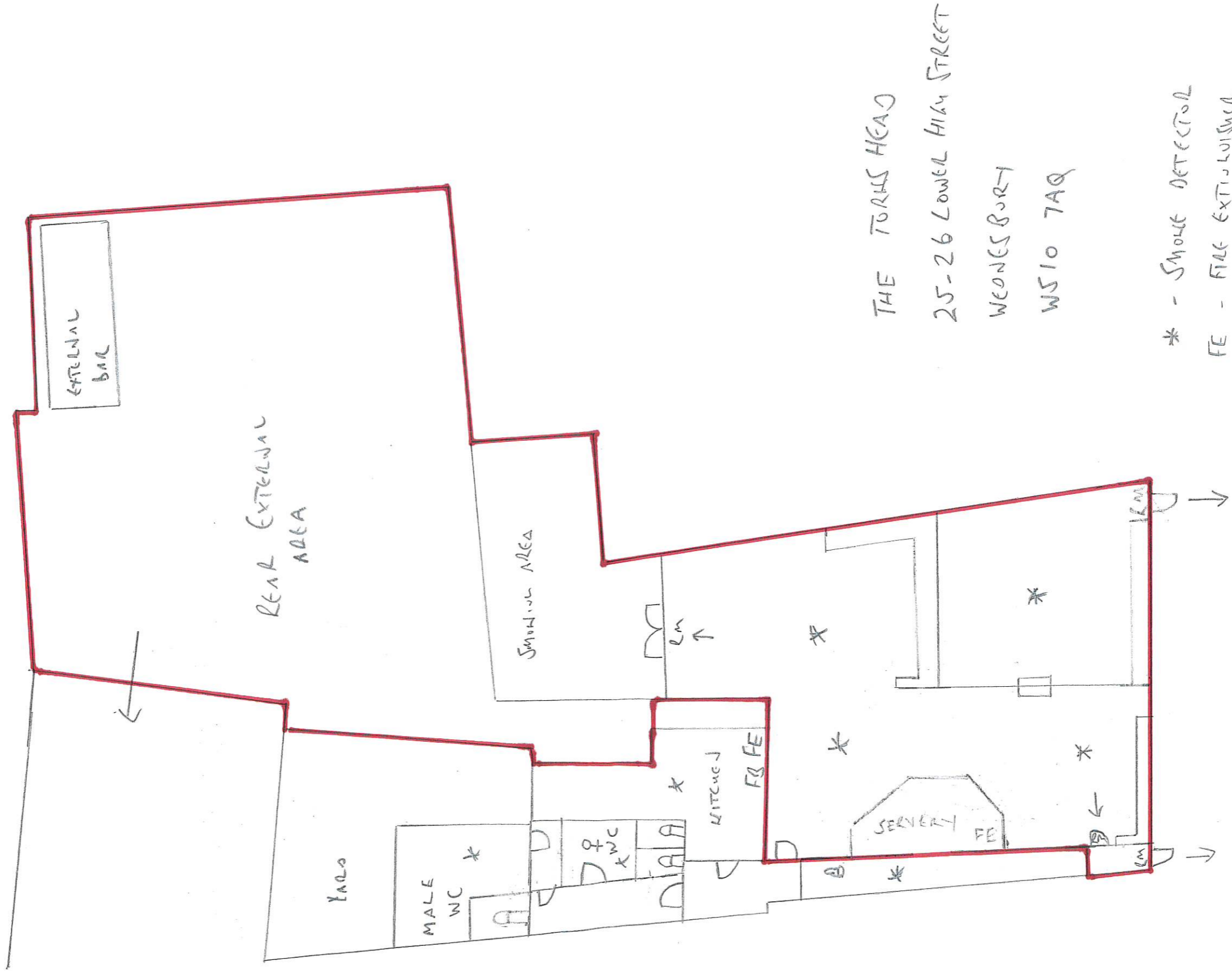
To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth, will 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 shared digitally. 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 copies of documents as set out above.

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.

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THE TOWERS HEAD  
 25-26 LOWELL HIGH STREET  
 WENNESBORO  
 WS10 7AQ

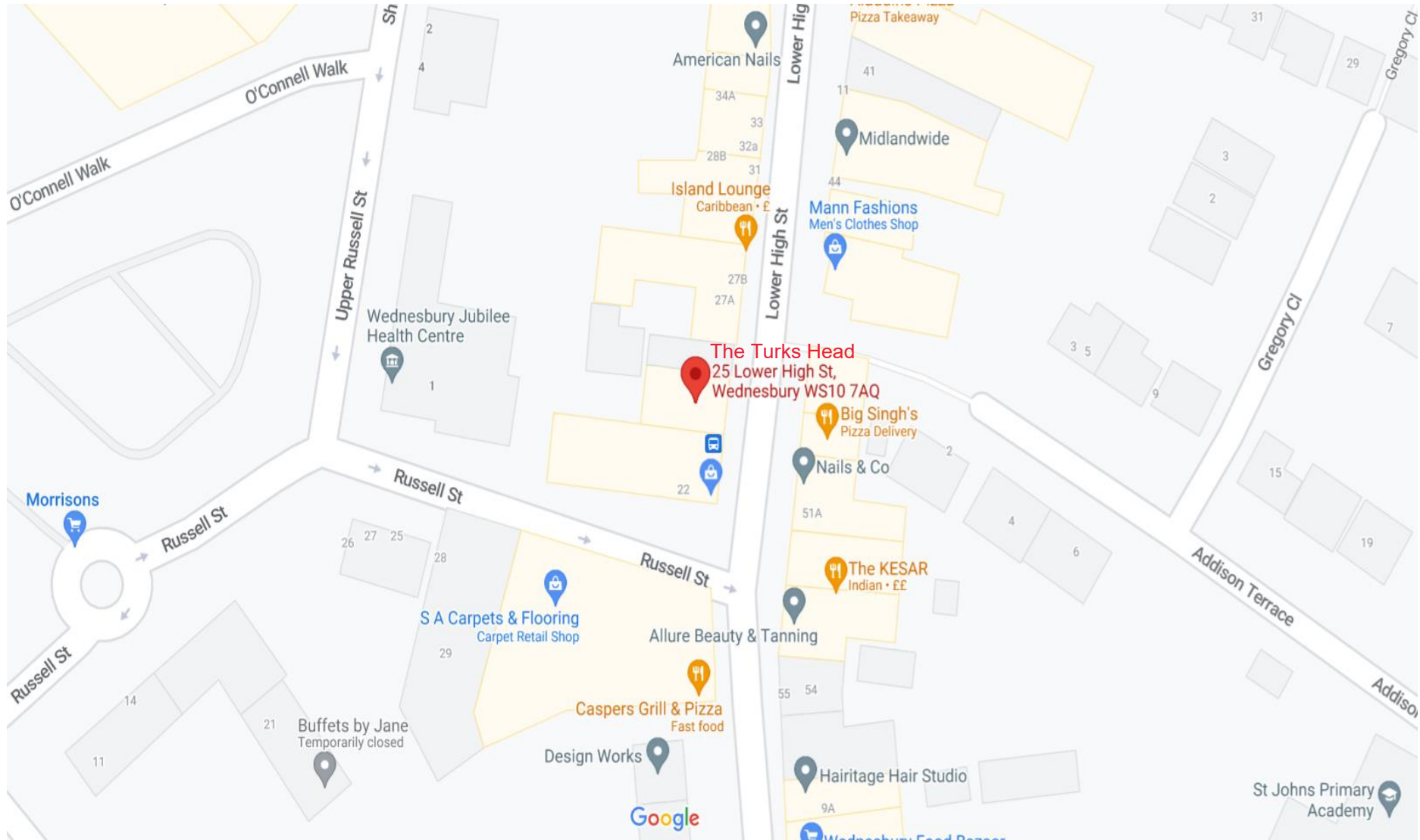
- \* - SMOKE DETECTOR
- FE - FIRE EXTINGUISHER
- FB - FIRE BLANKET
- RM - ROOM NO. SHOWN
- B - FIRE BOARD

— LICENSENSIBLE AREA

SCALE 1:50

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## Representation 1 – Police

**From:** Nicola Stansbie

**Sent:** 23 August 2022 14:14

**To:** Licensing Team for Alcohol & Gambling <Licensing\_Team@sandwell.gov.uk>

**Cc:**

**Subject:** Application for a Premises Licence to be granted - Turks Head, Lower High Street, Wednesbury

**CAUTION: This email originated from outside of the Council / Children's Trust. Do not click links or open attachments**

I refer to the above application and can confirm West Midlands Police object to this application for a Premises Licence to be granted.

West Midlands Police applied for an expedited review of the licence for this venue in May 2022 under its previous name of Seven Bar. The expedited review was as a result of a stabbing at the venue and a series of violent incidents at the Premises. The Licensing Sub Committee revoked the licence and maintained the interim step of the suspension of the licence to prevent the venue from re-opening. No appeal was made against that decision however prior to the hearing, the barrister acting for the Premises Licence Holder, Harjinder Bagri (who is also the landlord of the Premises) put forward the name of Mr Melia as a prospective new tenant for the business and asked if this would make a difference to the Police position of requesting revocation. West Midlands Police confirmed they still sought revocation.

The new application made by the same barrister who acted for the venue on the review, seeks the same times as the previous licence and offers few conditions or reassurances given the previous serious issues at the venue.

It is concerning that on viewing the conditions attached to the previous licence (attached) and the latest operating schedule, you will see very little by way of new conditions that are offered. The application is limited in addressing the serious concerns about this venue or offering anything to address how it will prevent a reoccurrence of the previous serious incidents. Additionally there is no DPS nominated on the application to also give an indication of who will be in control on a day to day basis.

The venue attracted crime and disorder when open prior to revocation and that is evidenced in the review papers attached, the statement made to the Committee by the Neighbourhood Team Sergeant and the volume of violent crimes connected to the venue and its customers. Given the application seeks for the venue to operate the same times as previously, has the same layout and would appear to be a similar style of operation, it is difficult to see how the venue will deter the previous problems.

West Midlands Police have no confidence that the re-opening of this venue will promote the licensing objectives and contests that it will seriously undermine the prevention of crime and disorder objectives within the Act.



**Nicola Stansbie**

**Licensing Officer**

**West Bromwich Police Station,**

**Moor St,**

**West Bromwich,**

**B70 7AQ,**

**Ring 101**

**Ext -**

**Mobile –**

**Email:**

## Representation 2 – EHO

**From:** [REDACTED]  
**Sent:** 18 August 2022 13:28  
**To:** Geeta Bangerh  
**Cc:**  
**Subject:** RE: NEW PREMISES APPLICATION - The Turks Head, 25-26 Lower High Street, Wednesbury, WS10 7AQ

Hi Geeta,

In response to the new premises application. I comment as follows:

Between year 2016 and 2020, Environmental health received noise complaints relating to noise from patrons playing loud music in their cars outside the premises, loud music from the premises, reports of fighting, shouting as patrons left the premises in the early hours of the morning. These complaints were not substantiated to be statutory nuisance.

The complainants were residents living in the flats that are in close proximity. There is a risk of noise disturbance to these residents, particularly if this premises is allowed to operate until late.

I therefore object to the premises license to prevent public nuisance.

Kind regards

[REDACTED]

**From:** Helen Brimelow  
**Sent:** 19 August 2022 15:17  
**To:** Licensing Team for Alcohol & Gambling <Licensing\_Team@sandwell.gov.uk>  
**Cc:** Shane Middleton  
**Subject:** NEW PREMISES APPLICATION - The Turks Head, 25-26 Lower High Street, Wednesbury, WS10 7AQ

Attached (PLEASE SEE BELOW) is the representation from Environmental Health (including previous comments) in respect of The Turks Head Licence Application.

Best regards

Helen Brimelow

Environmental Health Officer - Citizen and Consumer Protection Team

“Between year 2016 and 2020, Environmental Health received a number of complaints relating to noise from the premise. The complainants were residents living in flats in close proximity. There is a risk of continued noise disturbance to these residents should the licence be granted.

**I therefore object to the premises license to prevent public nuisance.**

**Below are complaints made by residents to Environmental Health**

**Complainant 1 from Lower High St:** ‘Noise and fighting, spilling out onto streets, gangs fighting, cars trying to run people down. It’s not on. You expect a bit of noise but not like this.’

**Complainant 2 from Lower High St:** ‘Wednesbury is overrun from 9pm until 3am on Fridays and Saturdays, with people fighting, being sick, urinating, blasting music from cars. There is also, underage drinking, 16-year-old girls in pubs including Wetherspoons and Seven Bar. Shouting, singing, music from cars (drink driving potentially).’

**Complainant 3 from Lower High St:** ‘This problem is an ongoing issue. The pub has a late-night closing of 2am so drinkers move on to the pub after normal closing time at other pubs. The issues range from disorderly behaviour, noise issues and people staying on at the pub later than 2am, often up to 4am.

**Complainant 4 from Lower High St:** ‘Fighting, shouting, revving cars on the street. Can hear the music, not as bad as fighting, but audible. Police have been out a few times. They have a DJ on weekends, have door staff but they take no notice, 5 or 6 staff. Children are terrified, someone had a machete from a car, throwing beer bottles, 15 on 1 fighting, weekly occurrences. The noise and fighting are worse than ever, it’s every weekend. They are open till 3 am.’ “

### **Representation 3 – Licensing Enforcement**

**From:** Paul Franks

**Sent:** 22 August 2022 14:58

**To:** Licensing Team for Alcohol & Gambling <Licensing\_Team@sandwell.gov.uk>

**Subject:** Turks Head, 25-26 Lower High Street, Wednesbury, WS10 7AQ, Application for the Grant of a Premises Licence

I write in respect of the above premises, I note that the application for the grant of a new licence is for the same licensable hours and for the same style of operation as the previous premises licence, which was revoked by the Licensing Sub Committee in June 2022. Therefore, there is a concern that the venue will attract the same issues of disorder as previously experienced, owing to this the Licensing Authority object to the granting of a premises licence as it would undermine the licensing objective of Prevention of Crime and Disorder.

#### **Paul Franks**

Licensing Enforcement Officer

**Sandwell Council...working for you**

E: Licensing\_Team@sandwell.gov.uk

Sandwell Council

Council House

Oldbury

B69 3DE

W: [www.sandwell.gov.uk](http://www.sandwell.gov.uk)

#### **Representation 4 – Local Resident**

**From:**

**Sent:** 19 August 2022 15:43

**To:** Licensing Team for Alcohol & Gambling <Licensing\_Team@sandwell.gov.uk>

**Cc:**

**Subject:** Turks Head 25-26 Lower High Street Wednesbury WS10 7AQ

**CAUTION: This email originated from outside of the Council / Children's Trust. Do not click links or open attachments**

Dear Sir

I do hope you do consider the residents who live in Lower High Street before you consider any licences. The residents are elderly and vulnerable and young families.

As you are fully aware of the incidents which have been happening due to your own responsibilities' when issuing licences, you try to pass related incidents over to the police. These premises since they had been operating, incidents were being reported to the police nearly every other week and especially the weekends. I do not need to report those incidents as yourselves are fully aware.

I do also hope CCTV is in operational and monitored. I would also like to know the businesses in the street that have suffered due to the street being closed after incidents happening at these premises' late nights early hours of the mornings, are yourselves going to compensate them due to loss of trade. Also, residents being forced from their homes not to cross the road. (This happened when two young women were run over by speeding car driving on pavement public footpath.) I do hope you have made all of those people who have been the victims from these premises aware of licence you are about to consider.

Kind Regards

**Continued email**

**From:**

**Sent:** 19 August 2022 17:05

**To:** Licensing Team for Alcohol & Gambling <Licensing\_Team@sandwell.gov.uk>

**Cc:**

**Subject:** Re: Turks Head 25-26 Lower High Street Wednesbury WS10 7AQ

**CAUTION: This email originated from outside of the Council / Children's Trust. Do not click links or open attachments**

Dear Geeta

I have emailed you before as well regarding the incidents involving these premises. You and your department are aware of the problems and incidents which have occurred involving these premises.

I am reminding you and your department, when making any decision please consider the residents and businesses in the street, just do not turn a blind eye like you have done in the past.

Coming to the points you are making concerning CCTV. These premises have had CCTV installed and when you needed any coverage you were running around in the street looking for CCTV coverage, as these premises had no coverage or cameras were not working. What makes you think this will not happen again? This is the same with the incident book. This is nothing new.

My point is if any incident happens, are you and your department going to hold your hands up and pay compensation to the victims or turn a blind eye as this is what has been happening.

Kind Regards





## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

**I - Ian Green, Chief Superintendent**

**(on behalf of) the chief officer of Police for the West Midlands Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003**

**1. Premises details: Seven Bar**

Postal address of premises,(or if none or not known, ordinance survey map reference or description):

**25 Lower High Street  
Post Town: Wednesbury,  
West Midlands**

Post Code (if known): **WS10 7AQ**

**2. Premises Licence details:**

Name of premise licence holder (if known): **Harjinder Singh Bagri**

Number of premise licence (if known): **007649**

**3. Certificate under section 53A (1)(B) of the Licensing Act 2003 (Please read guidance note 1)**

I confirm that this is a certificate has been given by a senior member of the police force for the police area above that in his/her opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm)



4. Details of association of the above premises with serious crime, serious disorder or both:  
(Please read guidance note 2)

**On 13<sup>th</sup> May 2022 at 23:12 hours, West Midlands Ambulance Service passed details of an alleged stabbing incident at the licensed Premises located at 25 Lower High Street.**

**At 23:15 hours, West Midlands Police received a call from the DPS of the venue stating 'there was a fight in pub; one male was waiting for ambulance to attend and that the offender was still inside the Premises'.**

**On attendance, a 22 year old male was found with a stab wound to his lower back. The male was slumped over the bar and had suffered significant blood loss. The victim subsequently required an operation to stop the bleeding as the stab wound had caught an artery.**

**The offence in this case is a Section 18 wounding with intent and would therefore constitute a serious crime for the purposes of utilising the summary review powers contained within the Licensing Act 2003. West Midlands Police contend that the Premises are involved in serious crime.**

**For ease of reference, the tests to determine the kinds of conduct that amount to serious crime are set out in section 81(2) and (3) (a) and (b) of the Regulation of Investigatory Powers Act 2000.**

**Those tests are that the conduct:**

**(a) constitutes an offence for which a person who is 21 years of age or over with no previous convictions could reasonably be expected to be sentenced to imprisonment for 3 years or more; or**

**(b) Involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.**

**Force CID Officers accompanied by the local Neighbourhood Policing Sergeant attended the venue on 14<sup>th</sup> May 2022 and obtained the CCTV footage available at the venue. Aside from the seriousness of the incident, a number of other concerns have come to light from viewing the CCTV:**

- 1) The venue has 16 cameras, 4 of which were not working. Additionally, the time stamp on footage is incorrect and the time on the footage is approximately 1 hour and 3 minutes slow. It is also noted from viewing the footage that the area where the incident takes place has no CCTV coverage. The CCTV of the garden area of the venue is of poor quality and the coverage of the outside area is poor.**
- 2) Whilst the victim is slumped over the bar area, customers continue to be served alcohol by the bar staff despite it being evident someone is seriously injured and blood is pouring from a wound. The lights remain off or at a low level indicating that normal trading is continuing despite the incident.**
- 3) At one point door staff lock the entrance to the venue however the CCTV shows there is no active management of the door and customers unlock the door and leave and at one point, new customers are allowed into the venue. Alarming some customers who were near or potentially involved in the incident, are also allowed to re-enter the venue and the venue allows this in the full knowledge that the victim is still on site and being treated and that potentially an offender/offenders in this venue have weapons on**

them. There is no active management in place from the venue or door staff to ensure that there is no further risk to the customers on site.

- 4) The offence takes place at a time when the venue is not full, it has 4 door staff on site and yet disorder still takes place resulting in a male being stabbed.
- 5) Whilst viewing the footage, officers see two males who they suspect are making an exchange of drugs.
- 6) The venue has a sign outside and advertises on its social media that 'No baseball caps, no tracksuits, no man bags and no hoods' yet the CCTV of the night in question shows that the venue does not follow its own admission policy as the majority of customers are wearing tracksuits, some have caps on, males are seen walking around the venue with hoods up and numerous males are wearing man bags'. Clearly the venue knows the risks of its customer base yet chooses to ignore this and allow entry anyway.

West Midlands Police remain concerned that the venue has had a number of incidents in 2022 which involve violence and disorder and this latest matter shows an escalation of incidents given the use of weapons within the venue and at a time when the venue is relatively quiet.

**Signature of applicant:**

**Date:** 19<sup>th</sup> May 2022

**Rank/Capacity:** Chief Superintendent

**Contact details for matters concerning this application:** Nicola Stansbie, Police Licensing Officer

**Address:** Licensing Department, West Bromwich Police Station, Moor St, West Bromwich, B70 7AQ,

**Telephone Number(s):**

**E-mail - :**

**Notes for guidance:**

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly

state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
- conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious Disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder or both.

# **West Midlands Police**

## **CERTIFICATE UNDER SECTION 53A (1)(B) OF THE LICENSING ACT 2003**

I hereby certify that in my opinion the premises described below are associated with serious crime and disorder

**Premises: Seven Bar, 25 Lower High Street, Wednesbury, WS10 7AQ**

**Premise Licence Number: 007649**

**Premise Licence Holder: Harjinder Singh Bagri**

**Designated Premise Supervisor: Anuj Panwar**

**I am a Chief Superintendent in West Midlands Police.**

I am giving this certificate because I am of the opinion that the standard review procedures under the Licensing Act 2003 are inappropriate in this case due to the seriousness of the incident on site and the failings of the venue management and door staff.

The incident that has occurred is a serious crime and despite previous incidents on site, the venue continues to operate in a manner that is of concern.

The severity of the incident and the conduct of the venue is a matter that needs to be brought to the attention of the Licensing Committee immediately.

The concern of West Midlands Police is that if steps are not taken to address this matter and the conduct of the premises, further violence and incidents of this nature will continue. West Midlands Police are concerned that the premises style of operation, its customers base and the lack of control and pro-active management compromise the Crime and Disorder objective contained in the Licensing Act 2003.

I am conscious of the Home Office guidance on the use of "Expedited Reviews" and given the emphasis that is given to use of this power to tackle serious crime and disorder, my feelings that this process is deemed appropriate are further enforced.

Signed

Ian Green  
Chief Superintendent for Sandwell NPU



## **Appendix 2**

### **Date of incident 24/04/22 Crime Number 20/433880/22 - Section 18 – Assault with intent to cause grievous bodily harm**

At approximately 02:09hours IP and friend have left Seven Bar and been approached by a group of unknown males and got into a fight. IP suffered a cut to the leg from a knife. IP and his friend reluctant engage or pursue matter.

### **Date of incident 01/04/22 – Section 18 – Assault with intent to cause grievous bodily harm**

IP was out drinking with friends in the rear beer garden of Seven Bar. The female offender known to the IP, was acting hostile towards her and the offender then lined up two glass bottles. Offender threw one bottle at IP which missed and then another was thrown at IP which hit her and caused a fractured eye socket, cut to forehead and a broken nose. IP delayed reporting incident as she admitted in retaliation she threw bottles and glasses at offender. Footage of this incident is available and will be shown to the Licensing Committee.

### **Date 26/02/22 at approx. 02:13hours Crime number 20/251984/22 – Common assault**

IP was heavily intoxicated and has been involved in a verbal altercation with two males outside the location, following the altercation the IP was chased by two offenders. The IP fell to the floor and was kicked by the offenders. Offence was witnessed by police officers parked nearby in a police van and were in area to target the increase in violence at this time and at location. Offenders detained. IP refused to engage with officers and was abusive to officers. The officers had to disperse a large crowd of people from the street who had left Seven Bar.

### **Date 23/01/22 at 02:16 hours**

Officers were called to Lower High street, Wednesbury after reports of assaults taking place in the street between multiple people following them leaving Seven Bar. Two intoxicated offenders were arguing with each other and shouting obscenities in the street, placing others in fear of violence and causing distress. The male was arrested for breach of the peace and further de-arrested at his home address

### **Date 23/01/22 at 02:00 hours – Crime Number 20/666547/21 - Wounding with intent to cause grievous bodily harm**

Officers have been called to a large disorder on Lower High Street, Wednesbury. Also present in this disorder was IP who presented with a sliced open thumb and his hand covered in blood. IP intoxicated and states had been in Seven Bar and states one of the females' present had took a packet of cigarettes out of his pocket. Whilst trying to find out who had taken the cigarettes and arguing with multiple people, something has been thrown at him and he put his hand up to protect his face and the item hit is hand and sliced open his thumb. IP adamant it was a knife despite seeing no knife. IP refused

ambulance despite intoxication was fully aware of the risks of not going to hospital and showed he had capacity to make decision. Male refused to leave the area and had to be arrested for breach of peace and taken to his home address as no taxi would take him due to intoxication and blood and removing him from area prevented further issues.

**Date of incident 22/01/22 Crime Number 20/134/6029/21 – Section 20 Assault involving grievous (or really serious) bodily harm**

Log came in at 00:13hours from Ambulance Service reporting an assault at the venue and they were en-route to incident. Officers on arrival found IP on back of ambulance being treated and assessed. IP had been drinking in Seven Bar when numerous males have approached the IP. The males have begun to repeatedly punch the IP to his face before then kicking him once he was on the ground. The IP has sustained a considerable swelling, bruising and cuts to the left eye/ cheek area of his face which was bleeding upon officers speaking to him. He also sustained minor bruising to his nose and other parts of his face.

**Date of incident 15/01/22 Crime Number 20/141170/22 – Section 18 – Assault with intent to cause grievous bodily harm**

Multiple calls to the Police, first at 02:08hours reporting large scale fight in Lower High Street outside of venue. Police then receive a further 4 logs reporting incident.

IP of this states they had been drinking Seven Bar when trouble started inside the venue between others and everyone ended up outside venue and IP was trying to diffuse situation when a car had pulled up and males begin fighting. IP was then set upon by approximately 15 males, some with weapons. IP sustained a broken jaw that required surgery. Footage from social media shows this disorder taking place and the scale of disorder in the street.

**Date of incident 25/12/21 at 01:55hours**

Reports of large disorder in street and someone has been run over. On attendance there is an IP who had his vehicle driven into. Various people detained for an affray. One of the offender's states when formally interviewed that they were in Seven Bar and they go regularly and know most people in there and there was a fight in there but this was nothing out of the ordinary as there is a fight in there every week.

**Date of incident 24/12/21 Crime Number 20/716234/21 – Common assault**

IP has been punched by an unknown male in the pub



**Date of incident 24/12/21 Crime number 20/1987841/21 – Section 47 Assault occasioning actual bodily harm**

IP states that at around 23:30hours she was in the bar whilst standing by the DJ stand when she became aware there was an altercation outside by the smoking area. IP states that without provocation a male, mid 20's has punched her in her face causing injury.

**Date of incident 05/12/21 Crime Number 20/469831/21 at 02:30hours**

Officers attended reports of a female being assaulted by a male on the High Street. Male arrested on suspicion of assault and he disclosed he had been assaulted earlier on in the evening in Seven Bar by unknown males.

**Date of incident 04/12/21 Crime Number 20/1933144/21 – Section 47 Assault occasioning actual bodily harm**

IP had been drinking in the venue when she was approached by a male she knew of and verbal argument took place and without warning the offender punched the IP to the face several times causing the victim to be knocked unconscious. The IP was taken by ambulance to Sandwell Hospital.

Multiple logs reported disorder in street and on attendance no disorder occurring and security at Severn Bar spoken to who stated that there had been no issues inside the pub, but believes the issues were that they emptied the premises at the same time as a neighbouring bar, MJ'S and the two groups had come together although he hadn't seen any fighting. Officer attended the hospital to speak to victim who confirms she had been drinking in Seven Bar and incident occurred inside the venue. Time of logs is 02:20hours

**Date of incident 22/11/21 – Crime number 20/1901738/21 criminal damage**

Officers attend the location to reports of an alarm going off inside the Premises. The caller who reports this states the window of the pub is smashed. Officers attend and speak to owner who states the window was smashed 3 weeks ago by customer of pub.

**Date of incident 19/11/21 – Assault**

Officers deployed to Police the night time economy venues and conduct checks of licensed venues, attend Seven Bar at 23:25hours and observe a male known to them with an injury to his face. The known male was shouting at a male and female and it appears there is ongoing disorder between the group. Officers remove the male from the venue to prevent matters escalating. Witnesses state IP was acting in a threatening manner to male and female and shouting abuse at them and so male offender punched IP to face.

**Date of incident 09/11/21 Crime Number 20/1883403/21 - Section 20 Assault involving grievous (or really serious) bodily harm**

IP attends venue and after earlier having a verbal altercation with offender in West Bromwich over a taxi. 30 minutes after the IP arrived at the venue, offender arrives at venue and punches IP twice to the face causing the IP to suffer a split lip.

**Date of incident 18/09/21 – Affray**

At 02:15 hours officers are deployed to High Street, Wednesbury following a report that there were 70 people fighting outside of Seven Bar.

On arrival at the location, officers have found a number of small groups of people clustered together across the High Street however it was clear that tensions were still high. Officers have then located a female who was heavily intoxicated who had visible injuries to her face including a number of small cuts to her forehead and bridge of her nose and also swelling and bruising to her left eye. Also present and even more intoxicated was the mother of this female. On speaking to them they highlighted a female who had just walked off as the person responsible for causing the injuries.

Officers have then located a female matching the description and she confirmed that she had been one of the females involved. She stated that both her and her friend had been in the toilet at Seven Bar when both other females proceeded to start an argument with one of her friends. Female has become involved and younger female has thrown a drink over both her and her friend. She stated that the mother of female has then become involved and has picked up a glass. Fight then ensued and female with injuries was punched.

**Date of incident 14/08/21 – At 01:56 hours log reporting hit and run outside of Seven Bar. Further log received stating 'all kicking off'. On attendance adult male is conscious and breathing and car made off in another direction. Officers attending the incident are told that disorder happened at Seven Bar between IP and offender before the car was driven into IP outside venue.**

Officers in attendance are told by door staff that the manager of Seven Bar instructed them to remove a person out of the pub due to reports of him having a hammer on his person. The door supervisor has removed the person but has not seen a hammer. This was crimed as possession of an offensive weapon.

**Date of incident 07/08/21 – Common assault**

Officers have been directed to a female, who has slapped another female in the venue, females are related. The offender has slapped IP to the face following an altercation. Offender has then turned back up after being ejected and has been shouting back in to the pub.

On arrival a very intoxicated female was being held up by bar staff (IP) and she would not engage with officers to the point she would not even tell officers her name.

**Date 31/07/21 Crime Number 20/599457/21 – Section 20 assault with injury/malicious wounding**

IP has been in Seven Bar drinking with friends and states he felt a smash and then a warm sensation to the back of his head. IP realised he had been glassed. IP was heavily intoxicated at time and when walking home his family call the Police and an ambulance and IP was conveyed to Walsall Hospital

IP unwilling to say who he was with in venue and unwilling to pursue matter

**Date 27/07/21 Crime Number 20/1477737/21- Robbery**

Unknown offenders have entered into a verbal altercation with IP at location - Seven Bar, Wednesbury. Offenders have discharged an unknown substance, described as 'Pepper Spray' hitting IP's face, causing IP to be temporarily disorientated. A piece of jewellery has been taken from around the IP'S neck – jewellery worth approximately £7,000. Offenders have made good their escape on foot from location. On viewing the footage, officers see incident and confirm offender is drinking in the venue most of the evening.

**Date 11/07/21 Crime Number 20/1333315/21 Attempted murder X 2**

A verbal altercation/fight broke out in Seven Bar and a male involved was ejected from the venue. At closing time, the two females leave the venue accompanied by a male and a car was driven at them by the male that had earlier been ejected from the venue. Car hits two young females. Offender has since been convicted. Offender is a 21 year old male.

**Date 04/07/21 Crime Number 20/1290354/21 – Assault Occasioning actual bodily harm**

IP has been in Seven Bar and has gone to the male toilets before leaving at the end of the night. As IP has entered the toilets, a male has "warned" him that there is "a mixed-race bloke throwing punches in the air". IP has gone to use the toilet when a male matching this description has come over to the IP and punched him in the face. IP states that this was completely unprovoked. Suspect knocked IP's glasses onto the floor and caused IP to stumble but not fall to the floor. IP went out of the toilets and told the bouncer what had happened and states that the bouncer said that the suspect had done similar before and he was trouble.

**Date 30/05/21 Crime Number 20/955819/21 - Section 18 – Assault/wounding with intent to cause grievous bodily harm**

Incident started inside the Seven Bar where IP tried to break up a fight where the IP's friend was attacked. As both males walked away to get into a taxi, the IP was called back thinking that the two known males were going to speak with him. As one spoke with the IP, the second male has smashed a hammer into the face of the IP breaking both sides of his jaw and the offenders have made good their escape.

**Date 30/05/21 Crime Number- 20/920430/21 Section 18 – Assault/wounding with intent to cause grievous bodily harm**

Call to Police at 01:04hours reporting disorder outside Seven Bar and 20 -30 people fighting. On arrival officers find disorder on side street near Severn Bar where a male was being assaulted and on seeing officers', others made off. IP located and onlookers state he was hit with a hammer and the male had a large lump to the left side of the head. Male refused ambulance and wanted to leave area. IP refusing to engage.

**Date 30/05/21 Crime Number – 20/920427/21 – Assault occasioning ABH**

Male punched to face in venue and sustained bruising to eye but refused to engage further.

**Date 17/04/21 Crime Number – 20/231252/21 Assault**

Officers on licensing checks have driven down Lower High Street and large fight was occurring in the street. Upon arrival bottles and missiles were being thrown across the street. Officers have separated the fight in which a male has made off immediately from officers. Upon talking to witnesses it appears that an altercation has started in Seven Bar and then has continued out on the street. Numerous people have been involved in an attempt to break up the fight and have suffered injuries from this.

CCTV from the venue shows approximately 8 males come to the front of the bar and the fight has then came outside and it can be seen that all male offenders have their hoods up.

Second victim in the above incident sustained a bite mark during incident. Crime number 20/266290/21 for second victim

Another victim was kicked to the head when trying to intervene, crime number 20/231250/21

**Date 08/02/20 Crime Number 20SW/35039C/20 – Grievous bodily harm**

IP found outside the venue on the floor with a laceration to his head. IP sustained a 2 – 3 inch curved laceration to head that required stitching. IP has no recollection. Witness who called Police states the IP was drinking in the pub and he went to the outside area. 2 young males threw a glass bottle at IP's head causing it to smash off his head and IP fall to floor. Offenders made their escape from venue and 4 males came outside and crowded around IP on floor and were laughing and making comments that the IP deserved what he got. On ambulance arrival they report 4 males matching the description were seen going back inside venue.

**Date 25/01/20 Crime Number 20SW/35039C/20 – Malicious wounding**

On arrival officers find IP sat on floor with cut to eyebrow and a swollen eye. IP extremely intoxicated. IP states he had been assaulted by bar staff in venue. On viewing the CCTV in the venue, it shows the IP trying to get in venue, door staff prevent him from entering due to his

level of intoxication and IP tries to push past door staff who then nudge him away. All of a sudden, a group of males come rushing out of venue and chase the IP a short distance down the road.



WITNESS STATEMENT

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

Crime No. [ ]

URN [ ]

Statement of

Age if under 18 Over 18 (if over 18 insert 'over 18')

Occupation Police Sergeant

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

Signature:

(witness)

Date 07/06/22

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

This statement is in relation to The Seven Bar, 25-26 LOWER HIGH STREET, WEDNESBURY. I have been the Neighbourhood Sergeant covering Wednesbury Town Centre for nearly a year now and in that time the venue has been a regular source of serious violence, disorder and anti-social behaviour.

My first meeting with the local MP : was to discuss the venue and in particular the serious incident on the 11 July 2021 where two young females were driven at and a male was charged with two counts of attempted murder. The suspect in this matter was found to have been under the influence of drink and drugs and was continuing an argument which had started inside the venue.

From that point I have been closely monitoring the pub and working with partners and local councillors to try and reduce the impact it causes on the wider community. I have conducted licencing checks at the venue as well as others in Sandwell and despite having the usual requirements of CCTV and door staff incidents of the most serious violence continue to occur regularly. From the footage I have seen of these incidents I have serious concerns that both management at the venue and the quality and organisation of the doorstaff is not actively working to promote the licencing objectives of preventing crime and disorder, promoting public safety and the prevention of public nuisance.

As the local police sergeant I am willing to work with the venue around its licencing commitments. But following a visit on 18 January 2022 I am not confident there is the desire to improve to the standards necessary to ensure the safety of the members of the public using the venue. This visit was prompted following another serious disorder in the street involving weapons which resulted in another serious assault to a male who had previously been drinking at the venue. The footage of this incident saw hundreds of people pushed out of the venue into a busy street by doorstaff where the fight erupted.

I have some body cam footage of our conversations on the 18 January where I make it very clear to the DPS the concern that the pub was causing me and risk involved in not actively changing their approach to

Signature

Signature witnessed by

03/2016

OFFICIAL – (when complete)

OFFICIAL – (when complete)

MG11

Crime No.

URN

Statement of

running the pub. Although the visit was arranged with the DPS, Simon BAGRI who described himself as the manager also attended bringing with him the head of security both of whom did the majority of the talking about the venue. At one point we made it very clear the potential outcomes, such as licencing reviews, which could occur should improvements not be made, which led to the security lead to imply that were they to look to alter their entry codes they would likely have no customers. He referred to MJs in particular. This is a pub locally which had previously had issues around violence but which has made considerable improvements to its running, changing its clientele which has led to me having no current concerns with the venue.

I left the meeting unclear as to who was in charge at the venue. There was a lack of transparency as to who would be leading any improvements, what roles each party played and who retained overall charge. This appears to be the case in the most recent incident where when I spoke with the DPS he appeared to want to delegate responsibility for managing the door and the clientele being allowed in to the door supervisors. The CCTV then shows door supervisors let in members of the public who breach each of their self imposed dress code conditions; no caps, no tracksuits, no hoods and no manbags.

Reviewing the venue since this most recent stabbing I found that 4 of the 16 CCTV cameras were not working, these included the toilet corridor and the outside cameras which were previously working earlier this year but which were not on covering the incident. It meant that the offence location was not covered by any cameras a situation which significantly reduces my ability to investigate the offence at hand.

Downloading the CCTV was also incredibly difficult with me having to bring a particular piece of equipment with me to allow me to download footage from their system. This piece of equipment I own solely for the purpose of obtaining cctv from the Seven Bar. The CCTV is set up in such a way as you have to have two people stretching at arms length to use it. CCTV which is not readily viewable and easily downloaded is not an aid to policing, however the pub can still be described as having cctv.

Reviewing the footage for the most recent incident and another from earlier in the year there is obvious and outright evidence of drug dealing in the venue, sometimes right under the noses of doorstaff who appear either uninteresed in proactivley managing the venue or willfully blind to the activity going on about them.

Under 25 violence is a priority for Sandwell and the West Midlands more generally. At this time the Seven Bar, whilst it is open and operating in the manner it has been since I have been in post, causes me considerable concern as a risk location for the most serious violence. I do not have confidence that members of the public are safe at the venue, I do not believe that it is being run with a focus on reducing crime and serious violence, and that with the long list of incidents which have been recorded at the venue they have the will or desire to make the changes necessary to keep people safe.

Signature .....

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)



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