

Minutes of Licensing Sub Committee 2

**Monday 28 November 2022 at 11.30am
at Sandwell Council House, Oldbury**

Present: Councillor Fenton (Chair)
Councillor J Giles and N Singh

Officers: Kiran Dubb (Licensing Officer)
David Elliott (Legal Advisor)
Trisha Newton (Deputy Democratic Services Manager)
Connor Robinson (Democratic Services Officer)
John Swann (Democratic Services Officer)
Tommy Billingham (applicant)
Simon Waldron (in support of applicant)

25/22 **Apologies for Absence**

No apologies for absence were received.

26/22 **Declarations of Interest**

No declarations of interest were received.

27/22 **Application for the grant of a new Premises Licence at Tividale Football Club, Packwood Road, Tividale, Oldbury**

The Sub Committee considered an application for a new Premises Licence at Tividale Football Club, Packwood Road, Tividale, Oldbury.



The applicant was present and was accompanied by his business partner.

(Meeting adjourned 11.38am to 11.50am to enable applicant to consider papers)

The Sub Committee considered an application for a new premises licence following a representation from a local resident who had raised concerns around the possibility of an increase in noise and disturbance, due to the sale of alcohol and playing of live or recorded music at the premises.

Representations had been made by Police and Environmental Health, however, these had been withdrawn following the applicant and the authorities coming to an agreement on the conditions.

The Police and the applicant had reach an agreement on a number of conditions namely:

- Reduced times for the sale of alcohol to 23.30 allowing for 30 minutes drinking up time and a closure of the premises at 12 midnight;
- CCTV be fitted/updated and managed to the specifications and recommendations of West Midlands Police Licensing Officer for the area;
- Door staff would be managed within guidelines and would be required to be signed in and possess a SIA badge and ID;
- The premises would operate a challenge 25 policy;
- Bookings for private functions should include full details of the person making the booking, details would be stored in a register and be available on request.

Environmental Health and the applicant had also reached an agreement on a number of conditions namely:

- Doors and windows would remain closed whilst any form of music was being played other than background music;
- The fire doors leading from the corridor to the toilets would remain closed at all times whilst music was playing other than in an emergency evacuation;
- No drinks would be drunk in the car park;



- There would be prominent, clear and legible notices displayed at all exits requesting the public to respect the needs of local residents and leave the premises quietly;
- The premises would take all reasonable steps to prevent children from being outside of the club building after 21.30;
- Taxis or private hire firms that are contacted by the licensee or staff to collect customers would be asked to enter the premises to collect their customers;
- The premises would ensure prominent, clear and legible notices are to be displayed outside the premises stating that the taxi and private hire drivers are not to sound horns to collect customers;
- A list of persons causing disruption would be kept and those on the list would be banned from entering;
- No amplified music would be played outside the premises;
- The agreed opening hours were:
 - Hours of Opening:
 - 11am till 11.30pm Monday to Thursday
 - 11am till 12pm Friday and Saturday
 - 11am till 11.30pm Sunday
 - Live Music
 - Friday 5pm till 11.30pm
 - Saturday 12 till 11.30pm
 - Sunday 12till 11pm
 - Recorded Music
 - 11am till 11pm Monday to Thursday
 - 11am till 11.30pm Friday and Saturday
 - 11am till 11pm Sunday
 - Alcohol Served
 - 11am till 11pm Monday to Thursday
 - 11am till 11.30pm Friday and Saturday
 - 11am till 11pm Sunday.

The Applicant addressed the Sub Committee and reiterated their acceptance of the conditions agreed with the responsible authorities. The applicant stressed that he and his business partner had newly acquired the premises and the previous management no longer had any involvement at the premises.

The applicant emphasised his experience of managing similar establishments and his success in doing so.



The applicant hoped that he had addressed the concerns raised by the local resident and stressed that he was not operating a night club but rather a family orientated space catering for sport, wakes, wedding receptions and children and senior parties. It was stated that no anti-social-behaviour would be tolerated.

The Sub Committee took advice from its Legal Advisor before adjourning to make a decision.

The Sub Committee had taken into consideration representations and had decided to grant the application of a new Premises Licence in respect of Tividale Football Club. The Sub Committee had taken into account the agreement the premises had made with the responsible authorities and believed the agreement satisfied any concerns around any potential breach in the licensing objectives.

Resolved that the application for a new Premises Licence at Tividale Football Club, Packwood Road, Tividale, Oldbury be granted subject to the conditions agreed with West Midlands Police and Environmental Health.

In making its decision the Sub Committee took into account the Licensing Act itself, the Section 182 Guidance and noted that it must carry out all its functions under the Act with a view to promoting the licensing objectives. It also took into account the Human Rights Act 1998.

Meeting ended at 12.34pm
(with an adjournment between 11.38am and 11.50am)

Contact: democratic_services@sandwell.gov.uk

