

CITY OF  
WOLVERHAMPTON  
COUNCIL

# Statutory Licensing Sub-Committee

28 April 2022

**Time** 1.00 pm **Public Meeting?** YES **Type of meeting** Regulatory  
**Venue** Online Meeting

## Membership

**Chair** Cllr Phil Page (Lab)

### Labour

Cllr Keith Inston  
Cllr Anwen Muston

Quorum for this meeting is two Councillors.

## Information for the Public

If you have any queries about this meeting, please contact the Democratic Services team:

**Contact** Donna Cope, Democratic Services Officer  
**Tel/Email** Tel: 01902 554452 Email: donna.cope@wolverhampton.gov.uk  
**Address** Democratic Services, Civic Centre, 1st floor, St Peter's Square,  
Wolverhampton WV1 1RL

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Some items are discussed in private because of their confidential or commercial nature. These reports are not available to the public.

# Agenda

## Part 1 – items open to the press and public

<i>Item No.</i>	<i>Title</i>
1	<b>Apologies for absence</b>
2	<b>Declarations of interest</b>
3	<b>Licensing Act 2003 - Application for a Premises Licence in respect of Shisha Point, Sunbeam Street, Wolverhampton, WV2 4LA (Pages 3 - 56)</b>

<b>CITY OF WOLVERHAMPTON COUNCIL</b>	<b>Statutory Licensing Sub- Committee</b> 28 April 2022
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<b>Report title</b>	<b>Licensing Act 2003 - Application for a new Premises Licence in respect of Shisha Point, Sunbeam Street, Wolverhampton, WV2 4LA</b>	
<b>Wards affected</b>	Blakenhall	
<b>Accountable director</b>	John Roseblade, Director of City Housing and Environment	
<b>Originating service</b>	Licensing	
<b>Accountable employee</b>	Debra Craner	Section Leader
	Tel	01902 556055
	Email	Debra.craner@wolverhampton.gov.uk

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**Recommendation for decision:**

1. To submit for consideration by the Statutory Licensing Sub-Committee an application for a new premises licence.

## **1.0 Purpose**

- 1.1 To submit for consideration by the Statutory Licensing Sub-Committee an application for a new premises licence.

## **2.0 Background**

- 2.1 An application was received on 21 February 2022 from Mohammed Ali for a premises licence in respect of Shisha Point Sunbeam Street, Wolverhampton, WV2 4LA. A copy of the application is attached at Appendix 1.
- 2.2 The premises are in the Blakenhall Ward and a location plan is attached at Appendix 2.
- 2.3 The application is in respect of the provisions of Live Music, Recorded Music, Performances of Dance (Indoors) and Late Night Refreshments (Indoors and Outdoors).
- 2.4 It is the understanding of the Licensing Authority that the application for the premises licence has been properly made. The statutory requirements to give notice of the application has also been complied with.
- 2.5 All responsible authorities have been consulted on this application.
- 2.6 Relevant representations have been received from West Midlands Fire Service and Other Persons. Copies of the representations can be found at Appendices 3 to 6 respectively.
- 2.7 West Midlands Fire Service have mediated with the applicant and have provided a voluntary undertaking, this correspondence including the signed voluntary undertaking from the applicant is attached at Appendix 7.
- 2.8 The applicant and all those who have submitted representations have been invited to attend the hearing.
- 2.9 The new premises licence application was considered by the Statutory Licensing Sub-Committee on the 14 April 2022 and was adjourned until a site visit was conducted. Details of the site visit can be found at Appendix 8.

## **3.0 Financial Implications**

- 3.1 There are no direct financial implications associated with the recommendations in this report. The fee for this application is £190 and is non-refundable. The fees and charges in relation to the Licensing Act 2003 are set by the Secretary of State. This was noted by the Statutory Licensing Committee on 19 January 2022 [SB/16122021/X]

## **4.0 Legal Implications**

- 4.1 Part 4(1) of the Licensing Act 2003 states that a Licensing Authority must carry out its functions under the Act with a view to promoting the Licensing Objectives, namely:
- (a) The prevention of crime and disorder

(b) Public safety

(c) The prevention of public nuisance

(d) The protection of children from harm

Section 18 of the Licensing Act 2003 provides that where a relevant licensing authority receives an application for a premises licence properly made in accordance with section 17 of the act it must grant the licence, subject to any relevant conditions. However, where relevant representations are made the authority must hold a hearing (unless all parties agree this is unnecessary) and having regard to the representations, take such of the following steps as it considers appropriate for the promotion of the licensing objectives.

The steps are:

1. To grant the licence subject to conditions
2. To exclude from the scope of the licence any of the licensable activities to which the application relates.
3. To refuse to specify a person as a premises supervisor
4. To reject the application

4.2 The general duties imposed on Licensing Authorities means proper consideration must be given to the Licensing Objectives when determining a premises licence application.

4.3 Regard shall be had to guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003 and the City of Wolverhampton Councils Licensing Policy Statement. [DA/27/04/2022/1]

## **5.0 Equalities implications**

5.1 This report has human rights implications for both the premises licence holder and the residents from the local neighbourhood. Any of the steps outlined in Section 4 of this report may have financial implications for a licensee's business and livelihood and/or may have impact on the day to day lives of residents living in close proximity to the premises

5.2 Article 8(i) of the European Convention of Human Rights provides that everyone has the right to respect for his/her private family life and his/her home (which includes business premises). This right may be interfered with by the Council on a number of grounds including the protection of rights and freedoms of others. The First Protocol – Article 1 – also provides that every person is entitled to peaceful enjoyment of his possessions and shall not be deprived of his possessions except in the public interest and conditions provided for by law. Members must accordingly make a decision which is proportionate to the hearing and endeavour to find a balance between the rights of the applicant, residents and the community as a whole.

## **6.0 All other Implications**

There are no other direct implications associated with this report

## **7.0 Schedule of background papers**

7.1 None

## **8.0 Appendices**

8.1 Appendix 1 – Premises Licence Application

8.2 Appendix 2 – Location Plan

8.3 Appendix 3 – West Midlands Fire Service Representations

8.4 Appendix 4 – Other Persons Representations

8.5 Appendix 5 – Other Persons Representations

8.6 Appendix 6 – Other Persons Representations

8.7 Appendix 7 – West Midlands Fire Service Mediation & Voluntary Undertaking

8.8 Appendix 8 – Details of Site Visit

CITY OF  
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Licensing Services, 2<sup>nd</sup> Floor, Civic Centre, St. Peter's Square, Wolverhampton, WV1 1SH

**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/We MOHAMMED ALI  
(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**

Postal address of premises or, if none, Ordnance Survey map reference or description <u>SHISHA Point, SUNBEAM STREET</u>			
<b>Post town</b>	<u>WOLVERHAMPTON</u>	<b>Postcode</b>	<u>WV2 4PF</u>
Telephone number at premises (if any)		[REDACTED]	
Non-domestic rateable value of premises		<u>£ 30,500.00</u>	

**Part 2 - Applicant details**

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

- |  |                                     |                             |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals *                    | <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual *               |                                     |                             |
| i as a limited company/limited liability partnership | <input type="checkbox"/>            | please complete section (B) |
| ii as a partnership (other than limited liability)   | <input type="checkbox"/>            | please complete section (B) |
| iii as an unincorporated association or              | <input type="checkbox"/>            | please complete section (B) |
| iv other (for example a statutory corporation)       | <input type="checkbox"/>            | 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)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
<b>Surname</b> ALI		<b>First names</b> MOHAMMED		
<b>Date of birth</b> [REDACTED]		I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes		
<b>Nationality</b> [REDACTED]				
<b>Current residential address if different from premises address</b>		56 HOSPITAL STREET		
<b>Post town</b>	WALSALL	<b>Postcode</b>	WS2 8JW	
<b>Daytime contact telephone number</b>				
<b>E-mail address (optional)</b>		[REDACTED]		

**SECOND INDIVIDUAL APPLICANT** (if applicable)

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

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

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD MM YYYY  

1	5	0	3	2	0	2	2
---	---	---	---	---	---	---	---

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

DD MM YYYY

Please give a general description of the premises (please read guidance note 1)

First Floor Premises with balcony For Shisha  
Indoor seating area for soft drinks, tea, coffee  
to be served

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

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

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

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

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

A

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

N/A

N/A

**B**

Films Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Wed			N/A		
Thur			<b>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</b> (please read guidance note 6)		
Fri					
Sat					
Sun					

N/A

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			N/A
Thur			<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> (please read guidance note 6)
Fri			
Sat			
Sun			

N/A

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>	
Mon			<b>N/A</b>	
Tue				
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 5)	
Thur				
Fri			<b>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</b> (please read guidance note 6)	
Sat				
Sun				

**N/A**

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	17:00 PM	2:00 AM	<u>Please give further details here</u> (please read guidance note 4) Music will be Played via Speakers Everyday		
Tue	17:00 PM	2:00 AM			
Wed	17:00 PM	2:00 AM	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5) N/A		
Thur	17:00 PM	2:00 AM			
Fri	17:00 PM	2:00 AM	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) N/A		
Sat	17:00 PM	2:00 AM			
Sun	17:00 PM	2:00 AM			



**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	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	17:00 PM	2:00 AM	<u>Please give further details here</u> (please read guidance note 4) Music will be Played via Speakers Everyday		
Tue	17:00 PM	2:00 AM			
Wed	17:00 PM	2:00 AM	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	17:00 PM	2:00 AM			
Fri	17:00 PM	2:00 AM	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	17:00 PM	2:00 AM			
Sun	17:00 PM	2:00 AM			

**G**

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	17:00 PM	2:00 AM	Please give further details here (please read guidance note 4) Music will be Played via Speakers Everyday		
Tue	17:00 PM	2:00 AM			
Wed	17:00 PM	2:00 AM	State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur	17:00 PM	2:00 AM			
Fri	17:00 PM	2:00 AM	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 (please read guidance note 6)		
Sat	17:00 PM	2:00 AM			
Sun	17:00 PM	2:00 AM			

**H**

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><b><u>Please give further details here</u></b> (please read guidance note 4)</p>		
Wed					
Thur			<p><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)</p>		
Fri					
Sat			<p><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)</p>		
Sun					

N/A

N/A

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)</b>		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input checked="" type="checkbox"/>
Day	Start	Finish				
Mon	23:00	2:30	<u>Please give further details here</u> (please read guidance note 4) I Will be serving Soft drinks, TEA, COFFEE			
	PM	AM				
Tue	23:00	2:30				
	PM	AM				
Wed	23:00	2:30	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)			
	PM	AM				
Thur	23:00	2:30				
	PM	AM				
Fri	23:00	2:30	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)			
	PM	AM				
Sat	23:00	2:30				
	PM	AM				
Sun	23:00	2:30				
	PM	AM				

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption</b> -- please tick (please read guidance note 8)	On the premises <input type="checkbox"/>
				Off the premises <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)	
Mon			<b>N/A</b>	
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				
			<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)	

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):

Name	
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

□□□□

**N/A**

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).

Premises will be a Shisha lounge nobody under the age of 18 will be allowed on site

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	17:00	3:00	<p><u>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</u> (please read guidance note 6)</p> <p style="text-align: center; font-size: 2em;">N/A</p>
	PM	AM	
Tue	17:00	3:00	
	PM	AM	
Wed	17:00	3:00	
	PM	AM	
Thur	17:00	3:00	
	PM	AM	
Fri	17:00	3:00	
	PM	AM	
Sat	17:00	3:00	
	PM	AM	
Sun	17:00	3:00	
	PM	AM	

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)

Challenge 25, CCTV in Place, Training Staff  
Supervision of Staff, Provision of litter bins  
outside lighting

b) The prevention of crime and disorder

Effective and responsible Management of  
Premises, Including Training and Supervision  
of Staff, CCTV in Place

c) Public safety

Provision of effective CCTV  
Regular checks on Electrics  
Regular checks on Fire Equipment  
HAVE a fire certificate FROM the fire COMPANY

d) The prevention of public nuisance

CCTV has been installed on the Premises  
External lighting

e) The protection of children from harm

Nobody under the age of 18 will be on  
the Premises at anytime as we will be  
following Challenge 25.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.


- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- 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.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [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 (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, if appropriate (please see note 15)</li> </ul>
Signature	 (director)



Date	08/02/22
Capacity	OWNER

**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.


**NO FIXED FITTINGS**  
 Everything is Movable

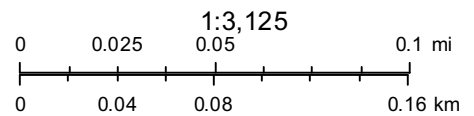
Shisha Point  
 Sunbeam Street  
 WOLVERHAMPTON  
 WU2 4PF





3/30/2022 3:58:51 PM

 Cumulative Impact Zone



© Crown copyright and database rights 2015 Ordnance Survey 100019537

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[REDACTED]

---

**From:** Neil Aston-Baugh <[REDACTED]>  
**Sent:** 04 March 2022 13:07  
**To:** Licensing <Licensing@wolverhampton.gov.uk>  
**Cc:** [REDACTED]  
**Subject:** Fw: Fire Authority response to an application for a grant of premises licence, REPRESENTATION

**CAUTION:** This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

OFFICIAL

**LICENSING ACT 2003**

**NAME OF PREMISES: Shisha Point**  
**ADDRESS: Sunbeam Street Wolverhampton**

I refer to the application for the Grant of a Premises licence made in respect of the above premises.

The premises has been inspected and there are some fire safety issues which could negatively affect the **Public Safety Objective**, if the licence is granted without remedial actions.

- A fire risk assessment has not been carried out
- There is potential for overcrowding as there is only one escape route from the premises
- Some emergency lighting was found to be faulty.

Consequently, **The Fire Authority hereby makes representation to the application.**

I can inform you that I have been in contact with the applicant and following the discussion, I can offer a voluntary undertaking to the applicant, to modify the proposed use of the premises and/or complete works to the appropriate standard. A copy of the proposed undertaking is attached.

**Should the applicant wish to agree, by signing, dating and returning the undertaking agreement to the Fire Authority, there will be no need for a hearing, providing there are no other relevant representations.**

*A scan or photograph of the completed document returned by email would be acceptable.*

- Any voluntary undertaking that the applicant gives to the Fire Authority does not constitute Licence Conditions and should not be treated as such.

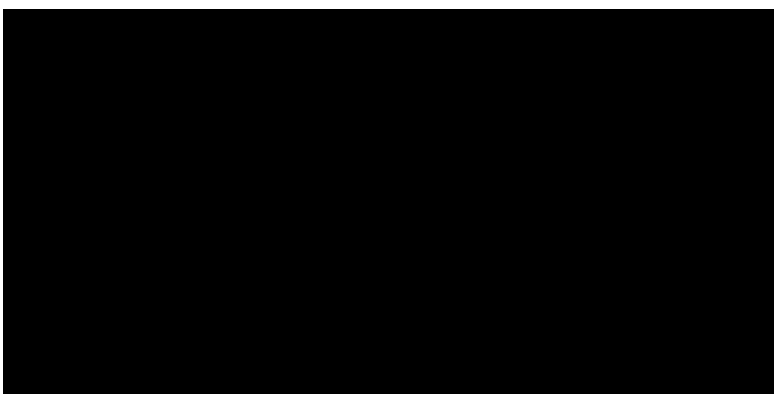
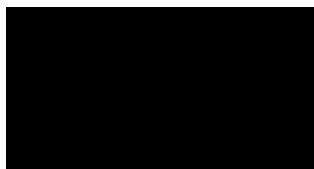
You should be aware however that failure to act in accordance with the undertaking may result in the Issue of an enforcement notice under the Regulatory Reform (Fire Safety) Order 2005 and/or a review of the premises licence.

Should you require any further information or clarification, please do not hesitate to contact me.

*Regards*

*Neil Aston-Baugh*

Fire Safety Officer -LEEPS Team





LICENSING ACT 2003

***Voluntary undertaking- Supplement to Application***

*NAME OF PREMISES: Shisha Point*

*ADDRESS: Sunbeam Street Wolverhampton WV2 4PF*

*Before signing this document, you should be aware that failure to comply with this undertaking may result in a review of the premises licence and/or enforcement action under the Regulatory Reform (Fire Safety) Order 2005*

<b>PUBLIC SAFETY</b>
1) Artificial decorative effects (such as plants, leaves, etc) will be suitably fire retardant or removed from the premises.
2) The Occupancy of the premises (both inside and outside combined) will be limited to a safe capacity of no more than <b>60 persons, in total</b> . Suitable management procedures will be adopted to ensure that the safe capacity is not exceeded.
3) A suitable Fire Risk Assessment will be undertaken as soon as possible. This will be carried out by a competent person. An action plan will form part of the fire risk assessment and any recommendations of the action plan will be carried out within a suitable time frame. One feature of the fire risk assessment will be the safe capacity as detailed in item 2 above.
4) The emergency lighting will be subjected to a suitable testing and maintenance regime. This will include a monthly test in accordance with BS5266-1 and an annual inspection by a competent engineer.

**APPLICANT'S SIGNATURE**..... **Print name**.....  
(or Authorised Officer/ Director of the Ltd Company where appropriate)

**Date**.....

*AUTHORISED OFFICER...Neil Aston-Baugh (POSITION)...Fire Safety Inspecting Officer (Authorised on behalf of West Midlands Fire Authority)*

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**From:** Councillor Paul Birch  
**Sent:** 07 March 2022 08:31  
**To:** [REDACTED] Licensing; [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** CEU planning objection  
**Attachments:** image001.jpg; image002.jpg; 2021\_11\_30\_09\_30\_03.pdf; 2021\_11\_30\_09\_32\_58.pdf

Dear Team

I am making an objection to both the planning team and licensing team in respect to licensing ref the Shisha bar Sunbeam street. It's simply unsuitable given this is an industrial estate. Within [REDACTED] of the proposed location an Organised Crime Gang are located and there is simply insufficient policing to support the activity proposed.

Please accept this as objection on behalf of the ward councillors for Blakenhall.

Kind regards

Paul Birch

Blakenhall

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**From:** [REDACTED]  
**Sent:** 04 March 2022 13:22  
**To:** Planning  
**Cc:** Elizabeth Gregg; [REDACTED]  
**Attachments:** 2021\_11\_30\_09\_32\_58.pdf; 2021\_11\_30\_09\_30\_03.pdf

**CAUTION:** This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Hi all  
Please also see in attached.

Hi All  
Please feel free to add anything you think I have missed out.

Dear Councillors,

We have seen an application for a new premises licence from Shisha Point, Sunbeam Street Wolverhampton WV2 4LA, which is situated in Blakenhall Industrial Estate.

The application is for the provision of live music & Performances of Dance indoors from Monday to Sunday 17.00 to 2.00 hours and Late-night refreshments indoor & outdoors Monday to Sunday 23.00 to 02.30 hours.

We would like to strongly object to this application being granted for the reasons listed below:-

When the retrospective planning was granted for the Shisha Bar building, there were no parking allocations given. (See section 3 and 10 of the planning application 1st attachment and section 5 of the approval 2nd attachment)  
This is because the road has a NO UNAUTHORISED PARKING ban on it.

Where are the customers or workers going to park or get to the building? This road is the only access road to the industrial estate which is in constant use in the day and sometimes at night. In the past vehicles have parked blocking entrances and across gates. Which made it very difficult to access the sites where we work.

The original retrospective planning proposal for the conversion of the building states you can see the building from the main road, public footpath, bridleway, or other public land. Which is not correct. (See section 24 of the planning application attached 1<sup>st</sup> attachment. If a fire was to break out on an evening no one passing would be able to alert the fire brigade. Causing an extremely High risk to public safety. The original fire escape created for this building has been used to create the smoking shelter and is used as an entrance and exit to the building.

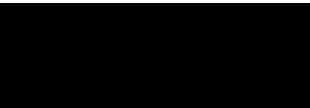
We have been actively trying to improve the area to make it more attractive for visitors of the industrial estate and to encourage new business and investors. When the bar was previously unlawfully being used before applying for retrospective permission, rubbish was being left behind in plastic open bags left to scatter across the road, beer bottles were being smashed creating a risk to public safety. We are getting fly tippers adding to the rubbish they already created. This encouraged vermin to breed and run in and out of the rubbish.

We believe the nature of the business could also encourage anti-social behaviour and criminal activities to the site. Families are residing close by and as people would be leaving at 02.30 Monday to Sunday this would create a public Nuisance for people trying to sleep, which could cause a significant drain on police resources.

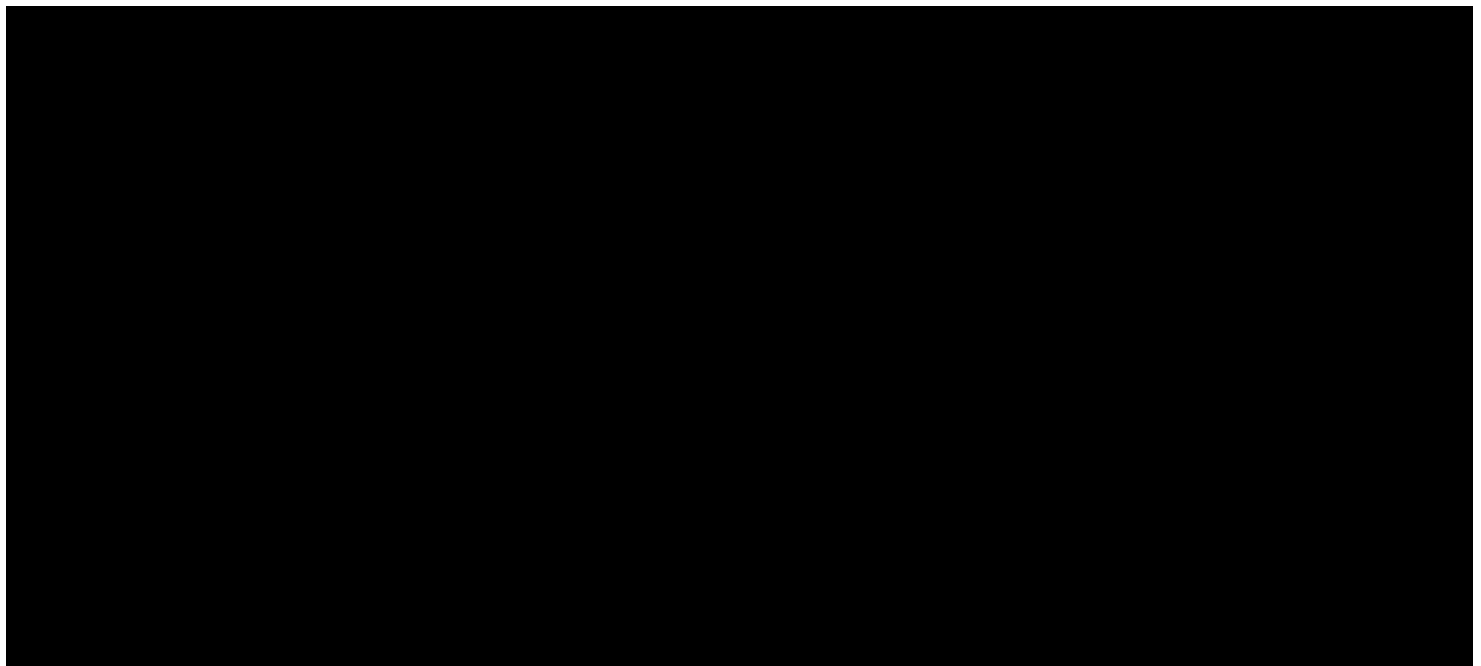
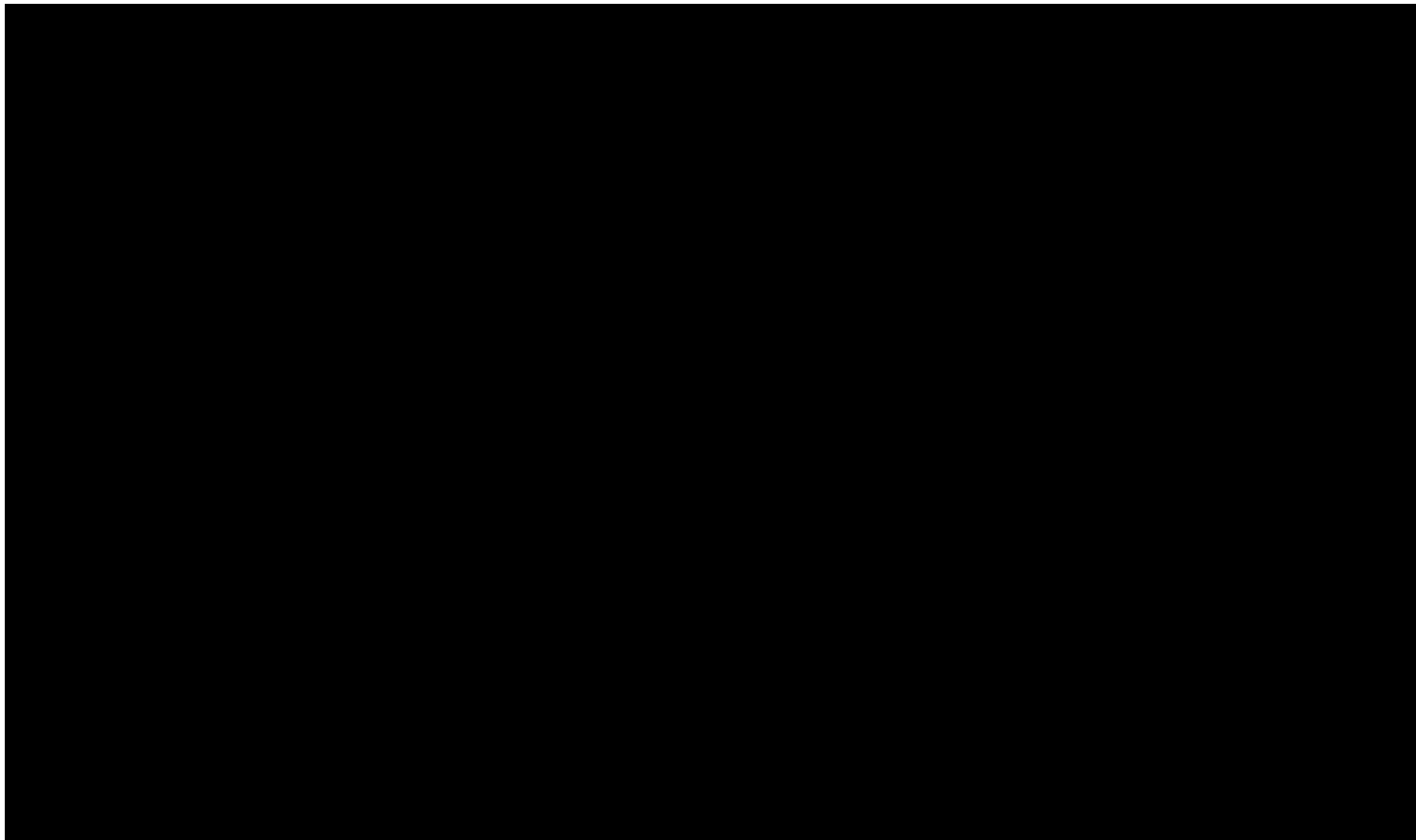
Before this application was put in and it may be a coincidence, there had been a smell of cannabis coming from the building. We did report this several times to the police and the council.

We hope you will take into consideration all objections when looking at this application.

Regards



Kind Regards,



Application for Planning Permission.  
 Town and Country Planning Act 1990

**Publication of applications on planning authority websites.**

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website.  
 If you require any further clarification, please contact the Authority's planning department.

**1. Applicant Name, Address and Contact Details**

Title:  First Name:  Surname:

Company name:

Street address:

Town/City:

Country:

Postcode:

Telephone number:

Mobile number:

Fax number:

Email address:

Are you an agent acting on behalf of the applicant?  Yes  No

**2. Agent Name, Address and Contact Details**

Title:  First Name:  Surname:

Company name:

Street address:

Town/City:

Country:

Postcode:

Telephone number:

Mobile number:

Fax number:

Email address:

**3. Description of the Proposal**

Please describe the proposed development including any change of use:

Has the building, work or change of use already started?	<input checked="" type="radio"/> Yes <input type="radio"/> No	If Yes, please state the date when the building, work, or use started:	<input type="text" value="09/10/2017"/>
Has the building, work or change of use been completed?	<input checked="" type="radio"/> Yes <input type="radio"/> No	If Yes, please state the date when the building, work, or change of use was completed:	<input type="text" value="20/11/2017"/>

#### 4. Site Address Details

Full postal address of the site (including full postcode where available)

House:  Suffix:

House name:

Street address:

Town/City:

Postcode:

Description of location or a grid reference  
(must be completed if postcode is not known):

Easting:

Northing:

Description:

#### 5. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application?  Yes  No

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title:  First name:  Surname:

Reference:

Date (DD/MM/YYYY):  (Must be pre-application submission)

Details of the pre-application advice received:

#### 6. Pedestrian and Vehicle Access, Roads and Rights of Way

Is a new or altered vehicle access proposed to or from the public highway?  Yes  No

Is a new or altered pedestrian access proposed to or from the public highway?  Yes  No

Are there any new public roads to be provided within the site?  Yes  No

Are there any new public rights of way to be provided within or adjacent to the site?  Yes  No

Do the proposals require any diversions/extinguishments and/or creation of rights of way?  Yes  No

#### 7. Waste Storage and Collection

Do the plans incorporate areas to store and aid the collection of waste?  Yes  No

Have arrangements been made for the separate storage and collection of recyclable waste?  Yes  No

## 8. Authority Employee/Member

With respect to the Authority, I am:

- (a) a member of staff
- (b) an elected member
- (c) related to a member of staff
- (d) related to an elected member

Do any of these statements apply to you?

Yes  No

## 9. Materials

Please state what materials (including type, colour and name) are to be used externally (if applicable):

**OTHER - description:**

Type of other material:

Description of *existing* materials and finishes:

Description of *proposed* materials and finishes:

Are you supplying additional information on submitted plan(s)/drawing(s)/design and access statement?  Yes  No

If Yes, please state references for the plan(s)/drawing(s)/design and access statement:

## 10. Vehicle Parking

No Vehicle Parking details were submitted for this application

## 11. Foul Sewage

Please state how foul sewage is to be disposed of:

Mains sewer	<input checked="" type="checkbox"/>	Package treatment plant	<input type="checkbox"/>	Unknown	<input type="checkbox"/>
Septic tank	<input type="checkbox"/>	Cess pit	<input type="checkbox"/>	Other	<input type="checkbox"/>

Are you proposing to connect to the existing drainage system?  Yes  No  Unknown

## 12. Assessment of Flood Risk

Is the site within an area at risk of flooding? (Refer to the Environment Agency's Flood Map showing flood zones 2 and 3 and consult Environment Agency standing advice and your local planning authority requirements for information as necessary.)

Yes  No

If Yes, you will need to submit an appropriate flood risk assessment to consider the risk to the proposed site.

Is your proposal within 20 metres of a watercourse (e.g. river, stream or beck)?

Yes  No

Will the proposal increase the flood risk elsewhere?

Yes  No

How will surface water be disposed of?

<input type="checkbox"/> Sustainable drainage system	<input checked="" type="checkbox"/> Main sewer	<input type="checkbox"/> Pond/lake
<input type="checkbox"/> Soakaway	<input type="checkbox"/> Existing watercourse	

## 13. Biodiversity and Geological Conservation

To assist in answering the following questions refer to the guidance notes for further information on when there is a reasonable likelihood that any important biodiversity or geological conservation features may be present or nearby and whether they are likely to be affected by your proposals.

### 13. Biodiversity and Geological Conservation

Having referred to the guidance notes, is there a reasonable likelihood of the following being affected adversely or conserved and enhanced within the application site, OR on land adjacent to or near the application site:

a) Protected and priority species

- Yes, on the development site                       Yes, on land adjacent to or near the proposed development                       No

b) Designated sites, important habitats or other biodiversity features

- Yes, on the development site                       Yes, on land adjacent to or near the proposed development                       No

c) Features of geological conservation importance

- Yes, on the development site                       Yes, on land adjacent to or near the proposed development                       No

### 14. Existing Use

Please describe the current use of the site:

Shisha Lounge

Is the site currently vacant?  Yes    No

If Yes, please describe the last use of the site:

Business not operating until planning issue resolved.

When did this use end (if known) (DD/MM/YYYY)?

Does the proposal involve any of the following?  
If yes, you will need to submit an appropriate contamination assessment with your application.

Land which is known to be contaminated?  Yes    No

Land where contamination is suspected for all or part of the site?  Yes    No

A proposed use that would be particularly vulnerable to the presence of contamination?  Yes    No

### 15. Trees and Hedges

Are there trees or hedges on the proposed development site?  Yes    No

And/or: Are there trees or hedges on land adjacent to the proposed development site that could influence the development or might be important as part of the local landscape character?  Yes    No

If Yes to either or both of the above, you may need to provide a full Tree Survey, at the discretion of your local planning authority. If a Tree Survey is required, this and the accompanying plan should be submitted alongside your application. Your local planning authority should make clear on its website what the survey should contain, in accordance with the current 'BS5837: Trees in relation to design, demolition and construction - Recommendations'.

### 16. Trade Effluent

Does the proposal involve the need to dispose of trade effluents or waste?  Yes    No

### 17. Residential Units

Does your proposal include the gain or loss of residential units?  Yes    No

Market Housing - Proposed					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					

Market Housing - Existing					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					



## 17. Residential Units

Market Housing - Proposed					
	Number of bedrooms				
	1	2	3	4+	Unknown
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Proposed Market Housing Total

Social Rented Housing - Proposed					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Proposed Social Housing Total

Intermediate Housing - Proposed					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Proposed Intermediate Housing Total

Key Worker Housing - Proposed					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Proposed Key Worker Housing Total

Market Housing - Existing					
	Number of bedrooms				
	1	2	3	4+	Unknown
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Existing Market Housing Total

Social Rented Housing - Existing					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Existing Social Housing Total

Intermediate Housing - Existing					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Existing Intermediate Housing Total

Key Worker Housing - Existing					
	Number of bedrooms				
	1	2	3	4+	Unknown
Bedsits/Studios					
Cluster Flats					
Flats/Maisonettes					
Houses					
Live-Work Units					
Sheltered Housing					
Unknown					

Existing Key Worker Housing Total

## 18. All Types of Development: Non-residential Floorspace

Does your proposal involve the loss, gain or change of use of non-residential floorspace?

Yes  No

### 18. All Types of Development: Non-residential Floorspace

Use Class/type of use	Existing gross internal floorspace (square metres)	Gross internal floorspace to be lost by change of use or demolition (square metres)	Total gross new internal floorspace proposed (including changes of use) (square metres)	Net additional gross internal floorspace following development (square metres)
B1 (c) - Light industrial	150	150	0	-150
Other	0	0	150	150
<b>Total</b>	<b>150</b>	<b>150</b>	<b>150</b>	<b>0</b>

For hotels, residential institutions and hostels, please additionally indicate the loss or gain of rooms:

Use Class/types of use	Existing rooms to be lost by change of use or demolition	Total rooms proposed (including changes of use)	Net additional rooms

### 19. Employment

If known, please complete the following information regarding employees:

	Full-time	Part-time	Equivalent number of full-time
Existing employees	3	3	

### 20. Hours of Opening

If known, please state the hours of opening (e.g. 15:30) for each non-residential use proposed:

Use	Monday to Friday		Saturday		Sunday and Bank Holidays		Not Known
	Start Time	End Time	Start Time	End Time	Start Time	End Time	
Other	17:00:00	23:00:00	16:00:00	01:00:00	17:00:00	23:00:00	<input type="checkbox"/>

### 21. Site Area

What is the site area?

150.00 sq.metres

### 22. Industrial or Commercial Processes and Machinery

Please describe the activities and processes which would be carried out on the site and the end products including plant, ventilation or air conditioning. Please include the type of machinery which may be installed on site:

Low carbon ventilation

Is the proposal for a waste management development?

Yes  No

If this is a landfill application you will need to provide further information before your application can be determined. Your waste planning authority should make clear what information it requires on its website.

### 23. Hazardous Substances

Is any hazardous waste involved in the proposal?

Yes  No

A. Toxic substances

Amount held on site

Tonne(s)

### 3. Hazardous Substances

#### B. Highly reactive/explosive substances

Amount held on site

<input type="text"/>	<input type="text"/>	Tonne(s)
----------------------	----------------------	----------

#### C. Flammable substances (unless specifically named in parts A and B)

Amount held on site

<input type="text"/>	<input type="text"/>	Tonne(s)
----------------------	----------------------	----------

### 24. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land?

 Yes  No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact? (Please select only one)

 The agent  The applicant  Other person

### 25. Certificates (Certificate B)

#### Certificate of Ownership - Certificate B

Town and Country Planning (Development Management Procedure) (England) Order 2015 Certificate under Article 14

I certify/ The applicant certifies that I have/the applicant has given the requisite notice to everyone else (as listed below) who, on the day 21 days before the date of this application, was the owner (*owner is a person with a freehold interest or leasehold interest with at least 7 years left to run*) and/or agricultural tenant ("*agricultural tenant*" has the meaning given in section 65(8) of the Town and Country Planning Act 1990) of any part of the land or building to which this application relates.

Owner/Agricultural Tenant	Date notice served
Name: <input type="text" value="Miss Senoer Mawloud"/>	<input type="text" value="24/05/2018"/>
Number: <input type="text"/> Suffix: <input type="text"/> House name: <input type="text"/>	
Street: <input type="text" value="Sunbeam Street"/>	
Locality: <input type="text"/>	
Town: <input type="text" value="Wolverhampton"/>	
Postcode: <input type="text" value="WV2 4PF"/>	

Title:  First name:  Surname: Person role:  Declaration date:   Declaration made

### 26. Declaration

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/ drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

 Date

**CITY OF WOLVERHAMPTON COUNCIL**  
**Town and Country Planning Act 1990**  
**Town and Country Planning (Development Management Procedure)**  
**(England) Order 2015**

**Agent**

Mr Lee Mitchell  
Spector Design Ltd  
20 Spring Lane  
WILLENHALL  
WV12 4JH

**Applicant**

Mr Osman Sarkash  
Yalda Nights  
Sunbeam House  
Sunbeam Street  
Wolverhampton  
WV2 4PF

<b>Our Ref:</b>	18/00584/FUL
<b>Site:</b>	Yalda Nights, Sunbeam Street, Wolverhampton, WV2 4LA
<b>Proposal:</b>	Use of first floor premises as restaurant and bar with the external smoking shelter

City of Wolverhampton Council as Local Planning Authority **Grant Permission** for this development, in accordance with the approved plans and drawings, subject to the following conditions:

1. This development shall commence before the expiration of three years from the date of this permission.

Reason: - Pursuant to Section 91 of the Town and Country Planning Act 1990 as amended by the Planning and Compulsory Purchase Act 2004 (PCPA).

2. This development shall accord with the following drawings: -

Plan Type	Reference	Version No.	Date Received
Various on Plan	100/813-01	-	3 December 2018

Reason: - For the avoidance of doubt.

3. Hours of opening shall be limited to Monday to Fridays from 17:00 – 23:00hours, 16:00 - 01:00hours on a Saturday and 17:00 – 23:00hours on Sunday and Bank Holidays.

Reason: In the interests of the amenity of the area.  
Relevant UDP policies B5 and EP5

Civic Centre  
St Peter's Square  
Wolverhampton  
WV1 1RP  
Telephone 01902 55561

4. Prior to the commencement of development details of the provision for the safe storage of refuse awaiting disposal shall be submitted to and approved in writing by the local planning authority. Refuse shall be stored in accordance with the approved details which should be paved with adequate drainage and must be managed in such a way as to enable them to be kept clean, and to protect against access by pests, against contamination of food, drinking water and equipment.

Reason: In the interests of the amenity of the area and residential amenity.

Relevant UDP policies B1, EP1 and EP5

5. Prior to the commencement of development, details of the extraction system shall be submitted to and approved in writing by the local planning authority prior to the use commencing. The approved extraction system shall be installed as per the approved details and thereafter maintained.

Reason: In the interests of visual amenities and high quality design.

Relevant UDP policies D6, D9 and BCCS policies CSP4, ENV3

#### Summary of Reasons for Granting Planning Permission

The premises are the upper floors of an existing industrial unit which was previously being used unlawfully as a shisha bar. The use proposed is acceptable as it has no adverse impact on local amenities and is not considered to have any impact on local centres. The proposal will bring back into use the upper floors of the industrial units, create employment and result in inward investment. The proposal is in accordance with the approved policies in the development plan including UDP policies D6, D9, B1, B5, EP1, EP5 and BCCS policies CSP4, ENV3.

#### Notes for Information

1. Any policies referred to on this decision notice are the policies of the Black Country Core Strategy (BCCS), adopted 3<sup>rd</sup> February 2011 and the saved policies of the Wolverhampton Unitary Development Plan (UDP), adopted in June 2006, unless otherwise stated. The BCCS and UDP can be viewed at the Planning and Building Control Reception on the second floor of the Civic Centre or alternatively on the Council's Website, at [www.wolverhampton.gov.uk](http://www.wolverhampton.gov.uk)
2. Please note that conditions attached to this consent may require details to be submitted to and approved by the Council. Submissions will need to be made with the appropriate fee using the form from [www.planningportal.gov.uk](http://www.planningportal.gov.uk). Also, please note that some conditions must have been discharged in writing, **before** any work on site can commence.

Civic Centre  
St Peter's Square  
Wolverhampton  
WV1 1RP  
Telephone 01902 555616

Authorised Officer:   
Date: 19 February 2019

In dealing with the application, the local planning authority has worked with the applicant in a positive, creative and proactive manner to secure a development that will improve the economic, social and environmental conditions of the area, in accordance with paragraph 38 of the National Planning Policy Framework (July 2018).

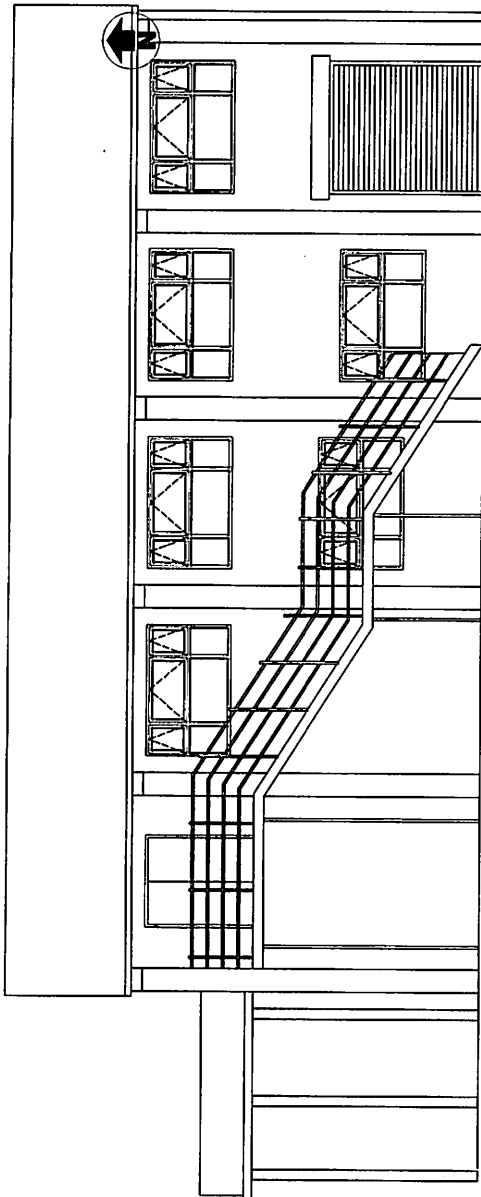
### **Appeals to the Secretary of State**

- If you are aggrieved by the decision of your local planning authority to grant subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990. You must do so within 6 months of the date of this notice on a form which you can get from the Secretary of State at Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN (Tel: 0303 444 0000) or online at <https://www.gov.uk/appeal-planning-decision>.
- The Secretary of State can allow a longer period for giving notice of an appeal but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.

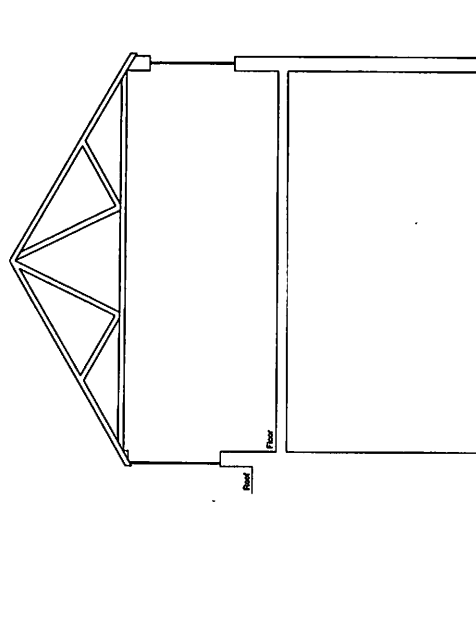
If your proposed project requires **Building Regulations Approval** or you are unsure whether it does please contact us on **01902 55595**, email [building.control@wolverhampton.gov.uk](mailto:building.control@wolverhampton.gov.uk) or visit our website [www.wolverhampton.gov.uk](http://www.wolverhampton.gov.uk) for pre-application advice.



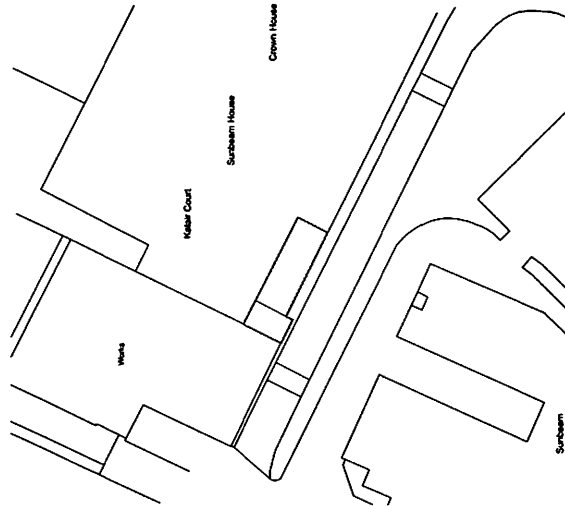
OS MAP  
Scale 1:1250



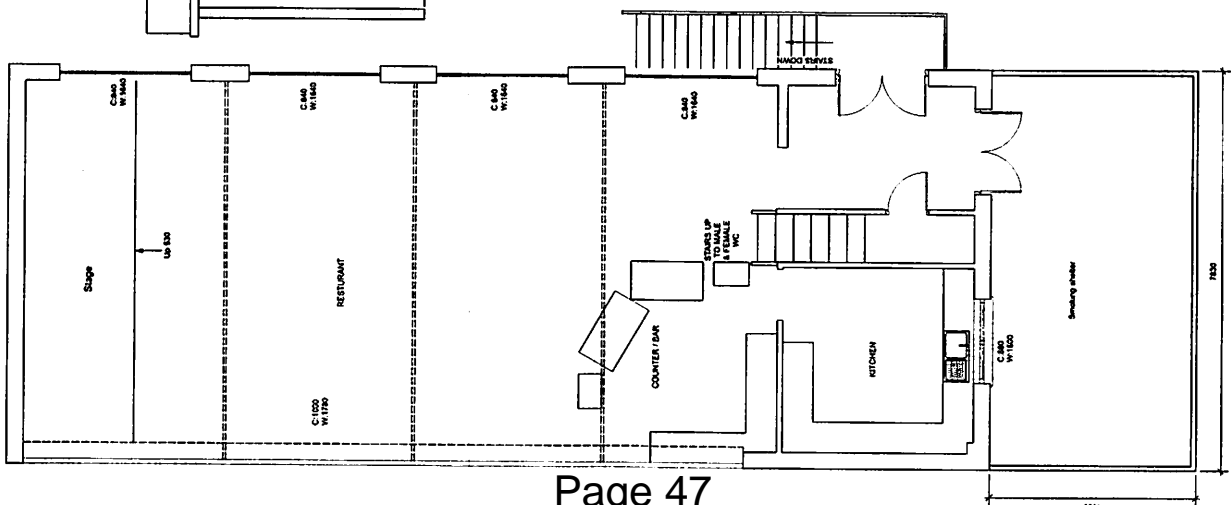
PROPOSED FRONT ELEVATION  
Scale 1:50



PROPOSED SECTION  
Scale 1:20



BLOCK PLAN  
Scale 1:500



PROPOSED GROUND FLOOR PLAN  
Scale 1:50



E: 1.600.999.9999  
M: 0785193347 T: 01902 404910

100/813 - 01

150 (B/A)

YALDA INOIRTS

100/813 - 01

100/813 - 01

100/813 - 01

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**From:** Ragbir Sahota  
**Sent:** 10 March 2022 09:18  
**To:** Licensing  
**Cc:** Planning  
**Subject:** FW: Planning Objection

Sensitivity: NOT PROTECTIVELY MARKED

Dear Colleagues

Please see below. The planning application has been granted for some time now and I believe the objections are relating to the premise licencing application.

Kind Regards

Ragbir Sahota  
Planning Officer

City of Wolverhampton Council

---

**From:** [REDACTED]  
**Sent:** 09 March 2022 13:48  
**To:** Planning <[planning@wolverhampton.gov.uk](mailto:planning@wolverhampton.gov.uk)>  
**Subject:** Planning Objection

**CAUTION:** This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

Dear Councillors,

We have seen an application for a new premises licence from Shisha Point, Sunbeam Street Wolverhampton WV2 4LA, which is situated in Blakenhall Industrial Estate.

The application is for the provision of live music & Performances of Dance indoors from Monday to Sunday 17.00 to 2.00 hours and Late-night refreshments indoor & outdoors Monday to Sunday 23.00 to 02.30 hours.

We would like to strongly object to this application being granted for the reasons listed below:-

1. We Have noticed that there has been an increase of litter including glass bottles, rubbish bags, food containers etc outside the building. We believe this will increase by allowing the permission.
2. There has been an increase of anti social behavior, ie, we have asked the shisha bar to keep the area clean and we were confronted by a number of people with an aggressive behavior.
3. We have seen multiple people smoking weed at the bottom of the stairs and the smell is horrendous.

--

Kind Regards,

[Redacted]

[Redacted]

**From:** Neil Aston-Baugh <[REDACTED]>  
**Sent:** 09 March 2022 13:43  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** Fw: Fire Authority response to an application for a grant of premises licence, REPRESENTATION  
**Attachments:** signed voluntary undertaking.jpeg

**CAUTION:** This email originated from outside of the council. Do not click links or open attachments unless you are sure the content is safe.

OFFICIAL

**LICENSING ACT 2003**  
**NAME OF PREMISES: Shisha Point**  
**ADDRESS: Sunbeam Street Wolverhampton**

I refer to the representation made by the Fire Authority regarding the application for the Grant of a Premises licence made in respect of the above premises.  
The applicant has supplied a voluntary undertaking to complete works to the appropriate standards and/or restrict the use of the premises. (As attached).  
The Fire Authority considers this undertaking is sufficient, to show that the Public Safety Objective (as it relates to Fire Safety), will be adequately promoted and confirms that there will be no need for a hearing, providing there are no other relevant representations.  
Any voluntary undertaking that the applicant gives to the Fire Authority does not constitute Licence Conditions and should not be treated as such.  
You should be aware however that failure to act in accordance with the undertaking may result in the Issue of an enforcement notice under the Regulatory Reform (Fire Safety) Order 2005 and/or a review of the premises licence.

Should you require any further information or clarification, please do not hesitate to contact me.

*Regards*  
*Neil Aston-Baugh*  
Fire Safety Officer -LEEPS Team

OFFICIAL

**WEST MIDLANDS FIRE SERVICE**

*LICENSING ACT 2003*

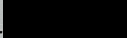
*Voluntary undertaking- Supplement to Application*

*NAME OF PREMISES: Shisha Point*

*ADDRESS: Sunbeam Street Wolverhampton WV2 4PF*

*Before signing this document, you should be aware that failure to comply with this undertaking may result in a review of the premises licence and/or enforcement action under the Regulatory Reform (Fire Safety) Order 2005*

<b>PUBLIC SAFETY</b>
1) Artificial decorative effects (such as plants, leaves, etc) will be suitably fire retardant or removed from the premises.
2) The Occupancy of the premises (both inside and outside combined) will be limited to a safe capacity of no more than <b>60 persons, in total</b> . Suitable management procedures will be adopted to ensure that the safe capacity is not exceeded.
3) A suitable Fire Risk Assessment will be undertaken as soon as possible. This will be carried out by a competent person. An action plan will form part of the fire risk assessment and any recommendations of the action plan will be carried out within a suitable time frame. One feature of the fire risk assessment will be the safe capacity as detailed in item 2 above.
4) The emergency lighting will be subjected to a suitable testing and maintenance regime. This will include a monthly test in accordance with BS5266-1 and an annual inspection by a competent engineer.

**APPLICANT'S SIGNATURE**.....  ..... Print name **MOHAMMED ALI**  
*(or Authorised Officer/ Director of the Ltd Company where appropriate)*

**Date..06/03/22.....**  
**AUTHORISED OFFICER**...Neil Aston-Baugh (POSITION)...Fire Safety Inspecting Officer (Authorised on behalf of West Midlands Fire Authority)

OFFICIAL

**Site Visit - Shisha Point, 20 April 2022, 14:00pm**

**Attendance**

**Members of the Statutory Licensing Sub-Committee**

Councillor Phil Page (Chair)

Councillor Anwen Muston

Councillor Keith Inston

**Officers**

Debra Craner            Section Leader - Licensing

David Abel             Solicitor

Paul Dosanjh         Service Manager - Trading Standards & Licensing Act

Donna Cope            Democratic Services Officer

Jacob Stokes          Democratic Services Assistant

**Applicant**

Mr Mohammed Ali

A site visit was conducted by members of the Statutory Licensing Sub-Committee at Shisha Point, Sunbeam Street, Wolverhampton, WV2 4LA on 20 April 2022 at 14:00pm.

Debra Craner, Section Leader, Licensing, outlined the purpose of the site visit and explained that the hearing had been adjourned because of the disputed facts relating to the level of enclosure provided by the balcony where smoking was to take place.

The Section Leader, Licensing outlined the site visit protocol.

Members asked the following questions:

Councillor Page - Has the artificial foliage been treated, and does this include the foliage on the roof?

Section Leader / Applicant - Yes, the fire service have visited the site and the necessary works have been carried out.

Councillor Page - Why are there hooks on the balcony roof?

Applicant - This is part of the structure and how the balcony was made.

Councillor Page - Does CCTV cover the entire balcony?

Applicant - Yes.

Councillor Page - How long are CCTV images kept?

Applicant - 28 days.

At this point the Section Leader advised the applicant that images would need to be kept for 31 days in order to remain compliant.

Councillor Page - Does the shisha equipment go onto the tables?

Applicant - No, it would go on the floor at the side of the table.

Councillor Page - Is this the normal layout?

Section Leader - Other shisha premises have similar layouts, with tables in close proximity to each other.

Councillor Page - How do customers get out from behind the tables?

Applicant - The tables are normally spaced out and are only close together because I have been cleaning up. The tables would never normally block any fire escapes either.

Councillor Page - How many shisha pipes do you have?

Applicant - We have a capacity of sixty people, which has been agreed. I have around forty or fifty pipes, but each flavour has to have a separate pipe as you can't mix the flavours.

The applicant expressed concern that this line of questioning was not relevant to the purpose of the site visit or to the Licensing application.

Councillor Page - If four people wanted different flavours, then would that mean that you would need four pipes at a table?

Section Leader - Yes, there will be a number of pipes around the table.

The applicant advised members that the maximum capacity of the venue was currently ten, due to COVID-19 measures.

Councillor Muston - Are the pipes marked for different flavours, and can we see them?

The applicant expressed concern that this line of questioning was not relevant to the application, as the site visit was primarily concerned with the balcony and its layout. He referenced an email from the council, which had outlined the exact purpose for the site visit.

Councillor Muston advised that if the applicant did not want to show members the shisha equipment, that they would have to draw their own conclusions.

The applicant advised members that the premises was currently operating from 17:00pm to 23:00pm, and that the purpose of the application was to operate beyond 23:00pm.

Councillor Page - Do the cameras cover the storeroom?

Applicant - There are cameras all over the building. Cameras cover the outside of the storeroom, but there are none in the actual room itself.

The Section Leader clarified that the cameras covered the door into the room.

Councillor Page - Does senior management control the room and stock in there, and are the pipes signed for when they are taken from the room?

Applicant - I am the one who controls the room.

Councillor Inston - Is the other room covered by cameras?

Applicant - Yes.

The applicant advised members that questions regarding the cameras were not relevant, as the purpose of the site visit was to view the balcony. He stated that he had done everything that he had been asked to do by Council and felt that the Sub-Committee did not want to issue him with the licence.

The applicant became frustrated, and at this point members of the Sub-Committee left the premises.

The site visit concluded at 14:15pm.

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