

# Statutory Licensing Sub-Committee

4 October 2022

**Time** 10.30 am **Public Meeting?** YES **Type of meeting** Regulatory

**Venue** Council Chamber, 4th Floor, Civic Centre

## Membership

**Chair** Cllr Phil Page (Lab)

### Labour

Cllr Rashpal Kaur  
Cllr Gillian Wildman

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](mailto:donna.cope@wolverhampton.gov.uk)  
**Address** Democratic Services, Civic Centre, 1st floor, St Peter's Square, Wolverhampton WV1 1RL

Copies of other agendas and reports are available from:

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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 new Premises Licence in respect of Pendeford Bar &amp; Grill, Blaydon Road, Wolverhampton, WV9 5NP (Pages 3 - 42)</b>

CITY OF  
WOLVERHAMPTON  
COUNCIL

# Statutory Licensing Sub-Committee

4 October 2022

**Report title**

**Licensing Act 2003 – Application for a new Premises Licence in respect of Pendeford Bar & Grill, Blaydon Road, Wolverhampton, WV9 5NP**

**Wards affected**

Oxley

**Accountable director**

John Roseblade, Director of City Housing and Environment

**Originating service**

Licensing

**Accountable employee**

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 10 August 2022 from Wish Supply UK Ltd for a premises licence in respect of Pendeford Bar & Grill, Blaydon Road, Wolverhampton, WV9 5NP. A copy of the application is attached at Appendix 1.
- 2.2 The premises are in the Oxley ward and a location plan is attached at Appendix 2.
- 2.3 The application is in respect of supply of alcohol on and off the premises.
- 2.4 It is the understanding of the Licensing Authority that the application for the premises licence has been made properly. 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, West Midlands Police and Other Persons. Copies of the representations can be found at Appendices 3 to 7 respectively.
- 2.7 The applicant has agreed a Voluntary Undertaking with West Midlands Fire Service. A copy can be found at Appendix 8.
- 2.8 The applicant, the applicant's representative, and all those who have submitted representations have been invited to attend the hearing.

## **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/25/09/2022/1]

## **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**

- 6.1 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 Representation

8.4 Appendix 4 – West Midlands Police Representation

8.5 Appendix 5 – Other Persons Representation

8.6 Appendix 6 – Other Persons Representation

8.7 Appendix 7 – Other Persons Representation

8.8 Appendix 8 – West Midlands Fire Service Voluntary Undertaking

\* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference Not Currently In Use This is the unique reference for this application generated by the system.

Your reference DC/182/12 You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

\* First name Harminder

\* Family name Singh

\* E-mail [Redacted]

Main telephone number [Redacted]

Include country code.

Other telephone number [Redacted]

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number Wish Supply UK Ltd

Business name 11835361

If the applicant's business is registered, use its registered name.

VAT number - [Redacted]

Put "none" if the applicant is not registered for VAT.

Legal status Private Limited Company

**Continued from previous page...**

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Agent Business**

Is your business registered in the UK with Companies House?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status



**Continued from previous page...**

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 21**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

- Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

**Section 3 of 21****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

**Confirm The Following**

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

**Section 4 of 21****NON INDIVIDUAL APPLICANTS**

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

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

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

Continued from previous page...

Restaurant and bar

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

\* Date of birth   
dd mm yyyy

\* Nationality  [Documents that demonstrate entitlement to work in the UK](#)

**Section 5 of 21**

**OPERATING SCHEDULE**

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Restaurant and bar

**Continued from previous page...**

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

**Section 6 of 21**

**PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes  No

**Section 7 of 21**

**PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes  No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes  No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes  No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes  No

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes  No

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

**Section 13 of 21**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes  No

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**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

- Yes  No

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start  End

Start  End

Will the sale of alcohol be for consumption:

- On the premises     Off the premises     Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

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

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On Bank Holidays, licensable activities will be extended by 1 hour.

From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

**Name**

First name

Family name

Date of birth   
dd      mm      yyyy

Continued from previous page...

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 21**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

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.

Continued from previous page...

TUESDAY

Start  End

Start  End

WEDNESDAY

Start  End

Start  End

THURSDAY

Start  End

Start  End

FRIDAY

Start  End

Start  End

SATURDAY

Start  End

Start  End

SUNDAY

Start  End

Start  End

State any seasonal variations

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

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On the eve of Bank Holidays, on Bank Holiday Fridays and Saturdays, opening hours will be extended by 1 hour.

From the end of the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

**Section 18 of 21**

**LICENSING OBJECTIVES**

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

a) General – all four licensing objectives (b,c,d,e)



**Continued from previous page...**

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

1. Training in relation to the promotion of the licensing objectives 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.
2. Documented training records must be kept at the premises and made available to an officer of a responsible authority on request.
3. The premises licence holder shall control entry and egress from the premises including assessing the need for door supervisors.
4. The previous premises licence holders, Mr Mohammad Khalid Ali and/or Soran Rostam, will have no involvement with the operation nor management of the business.
5. A personal licence holder must be on site when licensable activities are taking place.
6. Alcohol must be purchased on site; customers are not allowed to bring their own alcohol onto the premises.

b) The prevention of crime and disorder

7. A digital Closed Circuit Television System (CCTV) will be installed and maintained in good working order and be correctly time and date stamped.
8. The system will incorporate sufficient built-in hard-drive capacity to suit the number of cameras installed.
9. The system will record and retain CCTV footage for a minimum of 28 days.
10. The system will record at all times when the premises are open.
11. 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.
12. CCTV footage must be made available to be viewed by an officer of a responsible authority during an inspection of or visit to the Premises.
13. Upon receipt of a request for a copy of CCTV footage from any officer of a responsible authority, the premises will produce that footage within 24 hours.
14. 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:
  - Time date and details of all incidents/complaints of crime and disorder or anti-social behaviour
  - All crimes reported to the venue
  - Any faults in the CCTV system, searching equipment or scanning equipment
  - Any visit by a responsible authority or emergency service
15. The incident book must be made available to officers of a responsible authority upon request or during an inspection.
16. A refusals register must be kept at the Premises and maintained up to date at all times recording the date and time, type of product refused, reasons for every refusal to sell alcohol to a customer and the name and signature of member of staff refusing the sale.
17. The refusals record must be made available to an officer of a responsible authority upon request.

c) Public safety

18. The premises licence holder shall provide safe smoking points for customers.
19. Staff will regularly collect empty drinks vessels in the premises and in the immediate vicinity outside.
20. The premises licence holder shall ensure that all emergency lighting is checked on a weekly basis. Entrances, exits and passageways shall be kept clear.
21. The premises' Fire Risk Assessment will be made available to any officer of a responsible authority upon request.
22. The premises licence holder shall ensure that the maximum number of persons on the premises at any one time shall not exceed the number agreed with Wolverhampton Fire Service.

d) The prevention of public nuisance

23. The premises licence holder will provide adequate and secure storage for refuse from the premises.
24. Signs shall be placed at all exits asking customers to respect the needs of local residents and requesting that they leave the premises quietly.

***Continued from previous page...***

25. The premises shall have an operational dispersals policy and noise management plan.

26. External doors and windows must remain closed during periods of regulated entertainment, except to permit ingress and egress of patrons.

27. The premises licence holder will ensure that adequate measures are in place to prevent litter from accumulating in the immediate vicinity of their premises and to collect this litter regularly throughout the day.

28. Between the hours of 18:00 – 08:00, the car park is to be used only for the purposes of vehicle parking for patrons of the licensed premises and not for any other business use, including as a car wash or any other service for vehicles.

e) The protection of children from harm

29. The premises will adopt the Challenge 25 scheme with appropriate signage to be placed at the entrance to the premises and adjacent to the counter area.

## **Section 19 of 21**

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

*Continued from previous page...*

**Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

**Continued from previous page...**

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

***Continued from previous page...***

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

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

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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**NOTES ON REGULATED ENTERTAINMENT**

**Continued from previous page...**

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

**Continued from previous page...**

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 21 of 21**

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £87000	£315.00
Band D - £87001 to £125000	£450.00*
Band E - £125001 and over	£635.00*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £125000	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

\* Fee amount (£)

**ATTACHMENTS**

**AUTHORITY POSTAL ADDRESS**

## DECLARATION

- \* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

THE INFORMATION GIVEN MAY BE HELD IN MANUAL OR COMPUTERISED FORM AND WILL BE SUBJECT TO THE PROVISIONS OF THE DATA PROTECTION ACT 1998

- \* This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

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**Continued from previous page...**

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

Once you're finished you need to do the following:

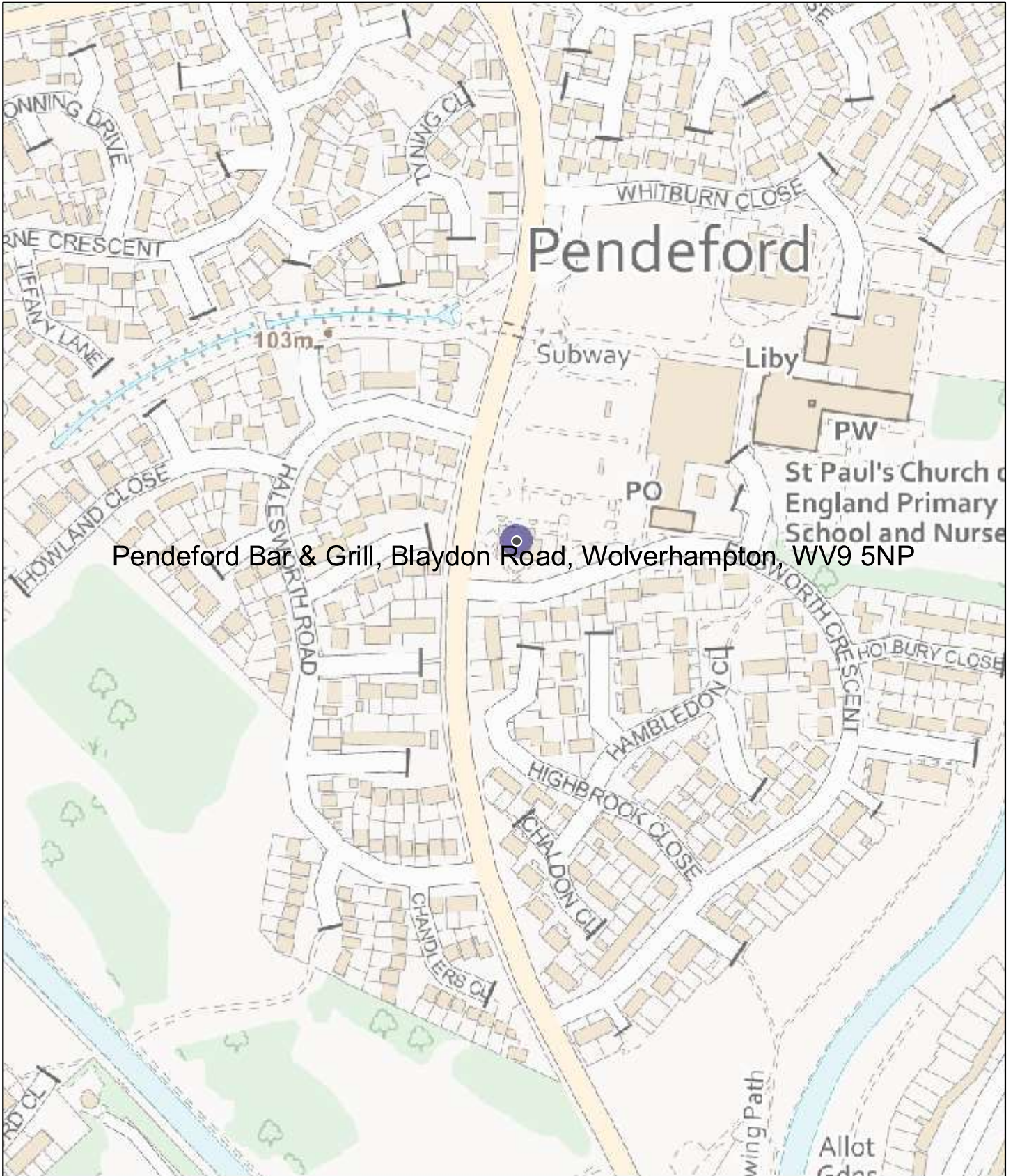
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/wolverhampton/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.





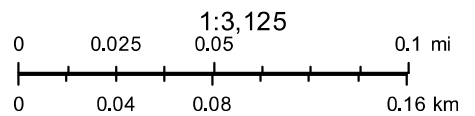
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Pendeford Bar & Grill, Blaydon Road, Wolverhampton, WV9 5NP

9/14/2022, 11:25:36 AM

 Cumulative Impact Zone



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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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**From:** Neil Aston-Baugh <[REDACTED]>  
**Sent:** 30 August 2022 13:46  
**To:** Licensing <Licensing@wolverhampton.gov.uk>  
**Cc:** [REDACTED]  
**Subject:** Fire Authority representation to a premises licence application

**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: Pendeford Bar & Grill**  
**ADDRESS: Blaydon Road Wolverhampton WV9 5NP**

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.

- The proposed standard of fire retardancy for the new seating and artificial plants could not be confirmed.
- the Kitchen door/s require changing for fire door/s.
- There is currently no fire risk assessment in place.
- 

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.

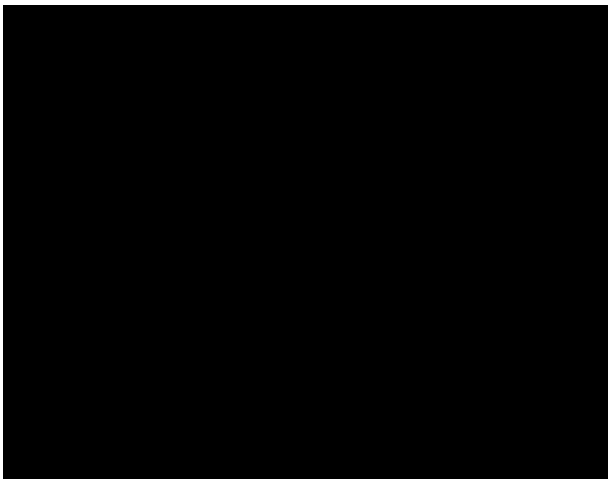
You should be aware however that failure to act in accordance with the undertaking may result in the Issue of an enforcement notice under the Regulatory Reform (Fire Safety) Order 2005 and/or a review of the premises licence.

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

*Regards*

*Neil Aston-Baugh*

Fire Safety Officer -LEEPS Team



[REDACTED]

---

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

---

**From:** WV Licensing <[REDACTED].police.uk>  
**Sent:** 01 September 2022 08:52  
**To:** Licensing <Licensing@wolverhampton.gov.uk>  
**Subject:** RE: [External]: Premises Application - Pendeford Bar & Grill, Blaydon Road, Wolverhampton, WV9 5NP - PRE1490

**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,

West Midlands police wish to make representations regarding this application under all four of the licensing objectives; Prevention of Crime and Disorder, Public Safety, Protecting Children from Harm and The Prevention of Public Nuisance. As per Section 16 of the Licensing Act 2003 (1) The following person may apply for a premise license (a) a person who carries on or proposes to carry on a business which involves the use of a premises for the licensable activities to which the application relates. The brewery do not give the applicant use of their premises and therefore he will not be able to continue to carry on a business that involves use of the premises. As the brewery have not agreed a lease tenancy agreement with the applicant to use their premises, the applicant will not be able to uphold the Licensing Objectives.

Kind regards,

Aimee Taylor  
Licensing & Regulatory Officer  
West Midlands Police  
[REDACTED]

---

[REDACTED]

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**From:** Councillor Adam Collinge  
**Sent:** 07 September 2022 17:02  
**To:** Elizabeth Gregg  
**Cc:** [REDACTED] Licensing  
**Subject:** Comments - Premises Application - Pendeford Bar & Grill, Blaydon Road, Wolverhampton, WV9 5NP - PRE1490

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

### Sensitivity: RESTRICTED

Dear Licencing

Thank-you for the consultation on the recent licence application for the Pendeford Bar & Grill, also known as the Pendulum. Of course I would wish for the Pendulum to be a successful well run establishment, that is respectful of the local community. Unfortunately, the former management of the venue in preceding years has let the local community down. Many local residents have been concerned by anti-social behaviour, noise, disorder and other nuisance and there has been recent history of multiple licence breaches and wider concerns. This is why this application is sensitive.

I also believe there may be outstanding legal matters (appeal against the previous licence revocation).

Having reviewed the licence application, consulted with licencing and received comment from a number of residents, whilst I appreciate the scope of the application is relatively modest; concerns remain.

Upon review of the application, whilst not necessarily invalid, there appears to be 3 or 4 parties to the licence application, whereby their experience or future involvement is unclear. Local concerns have also been raised that the licence application is linked to the previous licensee or venue management, under which the previous licence was revoked. From the application, it would appear the proposed Designated Premises Manager or Supervisor may be the same individual who was proposed (in an attempt to vary the licence) at the previous Licence Review heard by the Statutory Sub-Licensing Committee on 23<sup>rd</sup> June 2022 (where the committee duly decided to revoke the licence).

The four Licensing Objectives (1. Prevention of Crime and Disorder, 2. Public Safety, 3. Prevention of Public Nuisance and 4. Protection of Children from harm) can only be well-served and achieved via a strong leadership team. It is also imperative that the management team comprising the Licensee and DPS are suitably experienced and would be sufficiently present to successfully manage the venue. If the proposed leadership and management of the venue is linked to the previous management of the venue, where numerous breaches occurred, or if it is insufficiently experienced or would not be sufficiently present, I am concerned that the previous issues may be repeated.

Equally, I was of the understanding (following previous discussions with licencing officers) that positive discussions had been undertaken with the Owners of the venue and they were looking to take positive steps to improve future arrangements and management of the venue. The venue Owners in my opinion owe a duty of care to the local community given the issues that have arisen under the previous lease of the premises (and wider site uses) and associated management team and licence issues. It is unclear to me

if the Owners support this application or if this constitutes part of a vision for a well-run establishment that respects local residents.

I note that the sale of alcohol is proposed until no later than 23:00; however, the venue would subsequently close at around 23.30. Previously, nuisance associated with the venue has been reported at times at which patrons may leave the venue late at night. This is a residential area and given the previous concerns of noise, nuisance and disorder, the length of proposed opening still has the potential to be a cause for local concern, with mitigation relying on good management. On licencing matters, I believe the potential for unacceptable nuisance or disorder is considerably increased after 11pm.

I am also concerned by what may be meant by “on and off premises” alcohol supply. Morrisons supermarket is open most days until 10pm able to supply alcohol to customers. Given the recent history of the Site, I am concerned should alcohol sales be consumed off-site (in the wider local area), particularly if this was later at night, and the risk of nuisance and disorder.

Further to this, in terms of the licenced area of the venue, it should be clarified the absolute area over which alcohol could be consumed. The land around the venue comprises open verges on to public pavements and the highway or wider parking areas; this again gives potential for increased risk of nuisance and disorder. This is not a controlled environment, without appropriate demarcation and fencing. Again, given the context and history of the Site, and in order to better manage how patrons use the premises, I believe any external areas would require better control and demarcation.

Overall, whilst I want a successful establishment to emerge (as was the case some years ago), a fresh start does appear to be needed for the venue, to restore some public confidence as much as anything else. I am unclear if the licence application as presented can achieve this and whether the licencing objectives would be met for the reasons stated above. The recent history of the site is relevant; residents should be respected. The committee should assure itself that local residents can be protected from nuisance and disorder and that any concerns can be adequately mitigated and managed. If the committee cannot assure itself that the licence application meets licencing objectives, then it should not be supported.

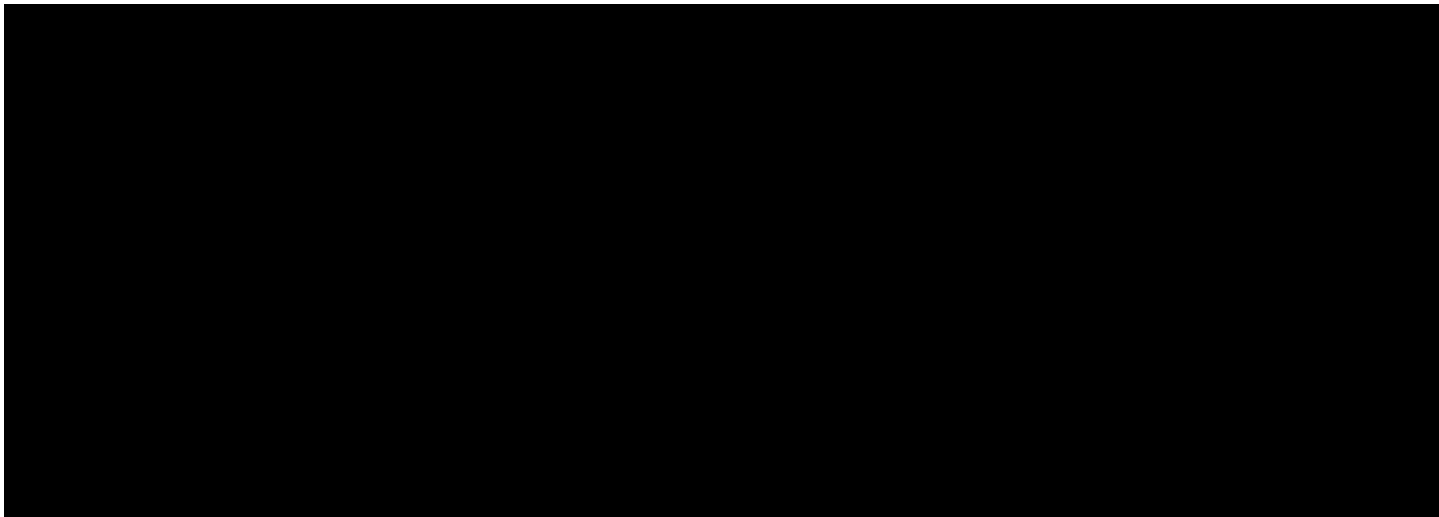
Yours Faithfully

**Cllr Adam Collinge**

Conservative Councillor for Oxley Ward  
City of Wolverhampton Council

Email: [REDACTED]

Mobile: [REDACTED]



**From:** [REDACTED]@gosschalks.co.uk>  
**Sent:** 07 September 2022 11:46  
**To:** Licensing; [REDACTED]  
**Subject:** URGENT - PENDULUM/PENDEFORD BAR & GRILL, BLAYDON ROAD,  
WOLVERHAMPTON WV9 5NP - NEW PREMISES LICENCE REPRESENTATION  
GTE:00094000018007  
**Attachments:** Freeholder Reps Letter.docx  
**Importance:** High

**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 Sirs

Please see attached formal objection to the new premises licence application for the above premises on behalf of the freehold owner.

Please can you confirm receipt of the attached representation and confirm that the same is accepted.

Kind regards

ALEX

[REDACTED] | Partner | Licensing

for and on behalf of Gosschalks LLP

Queens Gardens, Kingston Upon Hull, HU1 3DZ

DD: [REDACTED] | [www.gosschalks.co.uk](http://www.gosschalks.co.uk)

# GOSSCHALKS

BY EMAIL AND FIRST CLASS POST  
City Of Wolverhampton Council  
Licensing Services  
2nd Floor Civic Centre  
St. Peter's Square  
Wolverhampton WV1 1SH

Please ask for: [REDACTED]  
Direct Tel: [REDACTED]  
Email: [REDACTED]  
Our ref: ARG / SR / 098454.28078  
#GS4520188  
Your ref:  
Date: 7<sup>th</sup> September 2022

## WITHOUT PREJUDICE

Dear Sirs,

**Re: Licensing Act 2003 – New Premises Licence Application – Formal Representation  
Pendeford Bar & Grill , Blaydon Road, Pendeford, Wolverhampton, WV9 5NP**

We act on behalf of Ei Group Ltd. Our client is the freehold owner of these premises and we have been informed about an application for a new premises licence submitted by Wish Supply UK Ltd/Harminder Singh.

Ei Group Ltd owns approximately 3500 public houses in England and Wales. The vast majority of these premises are the subject of lease/tenancy agreements through which the tenant operates his/her/its own business out of our client's premises. The lease/tenancy agreement makes it clear that all operational responsibility for the premises lies with the tenant. There is no tenancy in favour of Wish Supply UK Ltd/Harminder Singh and they have no operational control over these premises.

Notwithstanding that the applicant does not have any legal/contractual relationship with our client and no basis to occupy the premises, there are serious concerns that the applicant may have strong links to the previous tenant/management who had their premises licence revoked on 23 June 2022. The allegations made against the previous management by the Police were extremely serious and due to the concerns that the parties may be connected, we support the Police by strongly formally objecting to the granting of the new premises licence in relation to the prevention of crime and disorder, public safety and the prevention of children from harm.

We would be grateful if you could acknowledge receipt of this representation and advise as to the date of the hearing as our client may wish to expand upon it at the hearing.

Yours faithfully

[REDACTED]  
**GOSSCHALKS LLP**

Queens Gardens, Hull, HU1 3DZ T [REDACTED] [REDACTED] DX 11902 – Hull

Gosschalks is the trading name of Gosschalks LLP, a Limited Liability Partnership registered in England and Wales with number OC431300. Our registered office is at Queen's Gardens, Hull, HU1 3DZ. We use the term "Partner" to refer to a member of the LLP or an employee or consultant who is a lawyer or with equivalent standing and qualifications. A list of the members of Gosschalks LLP is available for inspection at the above address.

Gosschalks LLP is authorised and regulated by the Solicitors' Regulation Authority under number 670070.

[REDACTED]

[REDACTED]

[REDACTED]

**From:** [REDACTED]

**Sent:** 31 August 2022 10:20

**To:** Licensing <Licensing@wolverhampton.gov.uk>

**Subject:** Pendulum Pub

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

Re the application for a licence at the Pendulum pub on Blaydon Road, Pendeford.

I see from the notice in the pub window that a licence is being applied for.

I - along with my neighbours - are against this licence being issued.

We have ongoing concerns with noise issues from this pub, which are well documented. We also have issues with the late opening allowed at this pub - especially on weekends.

Also, should you go against our wishes to refuse the licence, we object strongly to the live music aspect of the licence - and also any dj / disco clause. The area around the pub does not need to be disturbed by noise from such activities.

We also are concerned by the fact that the police wish the pub to be closed down. They, better than anyone, know their reasons for their objection to the licence and therefore we plead with you to listen to their concerns.

To protect myself and my family from any unwanted attention from this email, please redact any mention of my name or email address.

Kind regards

[REDACTED]

[REDACTED]

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**From:** Neil Aston-Baugh <[REDACTED]>  
**Sent:** 31 August 2022 14:38  
**To:** Licensing <Licensing@wolverhampton.gov.uk>  
**Cc:** [REDACTED]  
**Subject:** Fire Authority representation to a premises licence application. Mediation Document recieved

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OFFICIAL

**LICENSING ACT 2003**

**NAME OF PREMISES: Pendeford Bar & Grill**  
**ADDRESS: Blaydon Road Wolverhampton WV9 5NP**

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.**

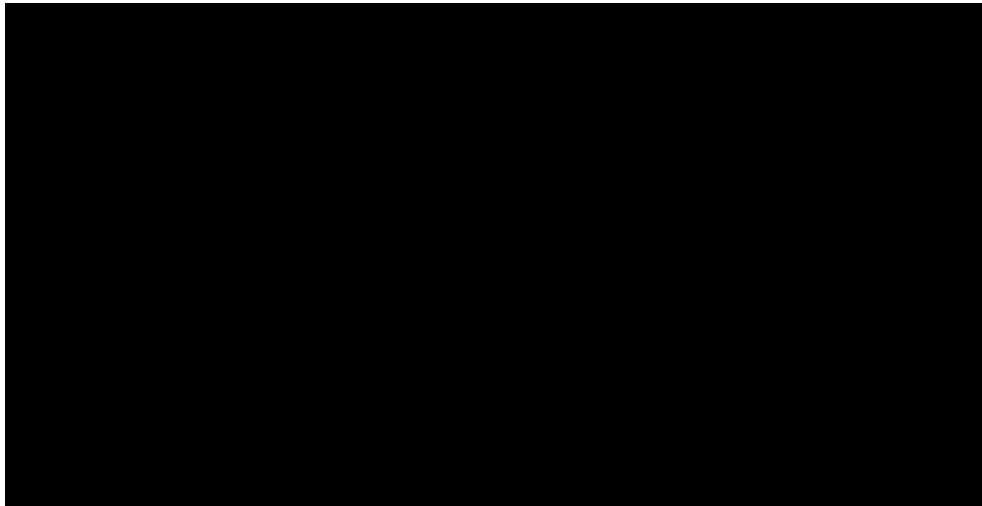
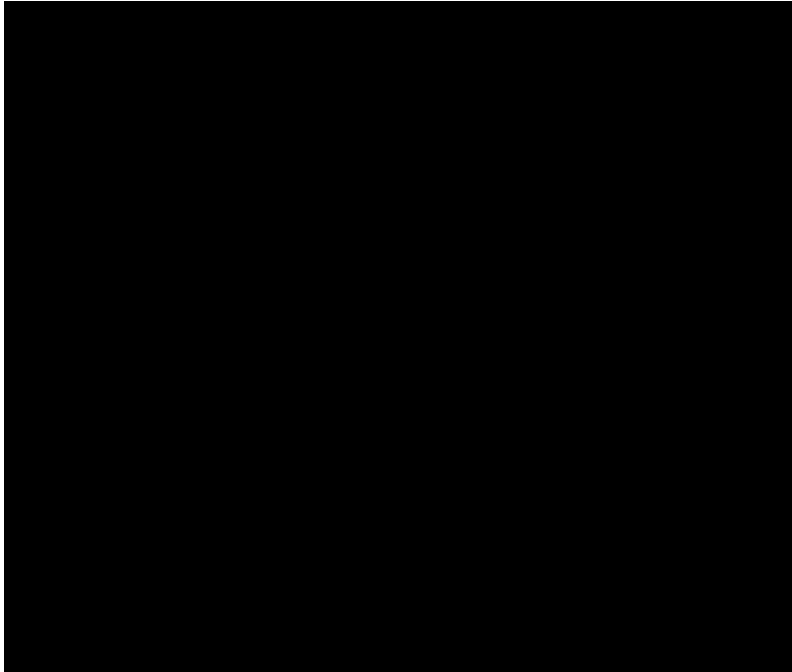
Any voluntary undertaking that the applicant gives to the Fire Authority does not constitute Licence Conditions and should not be treated as such.

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*







*LICENSING ACT 2003 - Public Safety.*

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

*NAME & ADDRESS OF PREMISES:* Pendeford Bar & Grill Bladon Road Pendeford  
Wolverhampton.

*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) The safe capacity of the premises will be limited to no more than 60 persons. In each room(including staff) Suitable management procedures will be adopted to ensure that the safe capacity is not exceeded. The above will be reflected in the Fire Risk Assessment.
2) The kitchen doors will be fire doors to FD30s standard including intumescent fire strips, smoke seals and self-closing device.
3) Upholstered bench type seating will be provided in accordance with a suitable test certificate to BS5852 crib <b>ignition source 5</b>
4) If artificial decorative effects (artificial leaves, plants etc) are to be used, they will be supplied as suitably fire retardant. A certificate of fire retardancy, will be kept, (or other suitable evidence), and will be given to the fire officer if requested.
5) A fire risk assessment will be carried out as soon as is reasonably practicable.

**APPLICANT'S SIGNATURE**  ..... **Print name** Harminder Singh.....  
(or representative authorised on behalf of the Premises Licence Holder/applicant)

**Date signed** 31/08/2022.....

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

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