



# Licensing Sub-Committee

## 2 July 2014

**Time** 10.00 am      **Public Meeting?** YES      **Type of meeting** Regulatory

**Venue** Committee Room 2 – Civic Centre, St Peter's Square, Wolverhampton WV1 1SH

### Membership

**Chair** Cllr Alan Bolshaw (Lab)  
Cllr Bishan Dass (Lab)  
Cllr Rita Potter (Lab)

Quorum for this meeting is two Councillors

### Information for the Public

If you have any queries about this meeting, please contact the democratic support team:

**Contact** Linda Banbury  
**Te/Email** Tel 01902 555040 or Email [linda.banbury@wolverhampton.gov.uk](mailto:linda.banbury@wolverhampton.gov.uk)  
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Wolverhampton WV1 1RL

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**Email** [democratic.support@wolverhampton.gov.uk](mailto:democratic.support@wolverhampton.gov.uk)  
**Tel** 01902 555043

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

# Agenda

*Item No.*    *Title*

## **PART 1 - ITEMS OPEN TO THE PRESS AND PUBLIC**

### **BUSINESS ITEMS**

- 1            **Apologies for absence**
- 2            **Declarations of Interest**

### **DECISION ITEMS**

- 3            **Licensing Act 2003 - application for a premises licence in respect of African Village, 179 Stafford Street, Wolverhampton (Pages 1 - 38)**

Hearing following representations from the Licensing Authority, Environmental Health (Commercial) and West Midlands Police

### **EXCLUSION OF PRESS AND PUBLIC**

- 4            **Exclusion of press and public**

To pass the following resolution:

That in accordance with section 100A(4) of the Local Government Act 1972 the press and public be excluded from the meeting for the following items of business as it involves the likely disclosure of exempt information falling within paragraph 3 of Schedule 12A to the Act information relating to the business affairs of a particular person

- 5            **Deliberations and decision**
- 6            **Re-admission of press and public**
- 7            **Announcement of decision**

## **PART 1 - ITEMS OPEN TO THE PRESS AND PUBLIC**

- 8            **Licensing Act 2003 - application for a premises licence in respect of Cute Coffee Lounge, 72 School Road, Wolverhampton (Pages 39 - 70)**

Hearing following representations from the Licensing Authority, Environmental Health (Commercial), West Midlands Police and other persons

### **EXCLUSION OF PRESS AND PUBLIC**

To pass the following resolution:

That in accordance with Section 100A(4) of the Local Government Act 1972 the press and public be excluded from the meeting for the following items of business as it involves the likely disclosure of exempt information falling within paragraph 3 of Schedule 12A to the Act relating to the financial/business affairs of a particular person

9           **Exclusion of press and public**

10          **Deliberations and decision**

11          **Re-admission of press and public**

**PART 1 - ITEM OPEN TO THE PRESS AND PUBLIC**

12          **Announcement of decision**

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## 1.0 Purpose

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

## 2.0 Background

- 2.1 The application was received on 8 May 2014 from Simeon Emeka Aguh, for a premises licence in respect of African Village 179 Stafford Street Wolverhampton WV1 1NA, for a restaurant and late bar. A copy of the application is attached at Appendix 1
- 2.2 The premises are situated in St Peters ward and a location plan is attached at Appendix 2.
- 2.3 The application is in respect of sale/supply of alcohol on the premises, and late night refreshment and regulated entertainment. The precise detail of what has been applied for can be found within the operating schedule of the application.
- 2.4 The African Village is situated within the Cumulative Impact Zone. A copy of the policy and area which it covers is attached at Appendix 3.
- 2.5 The following responsible authorities have been consulted on this application:
- Licensing Authority
  - West Midlands Fire Service
  - Planning
  - Trading Standards
  - Social Services
  - Local Health Board
  - Environmental Health (Commercial)
  - West Midlands Police
- 2.6 Representations have been received from
- Licensing Authority
  - Environmental Health (Commercial)
  - West Midlands Police

A copy of their representations are attached at Appendices 4, 5 and 6

2.7 The applicant, the Licensing Authority, Environmental Health (Commercial) and West Midlands Police, have all been invited to attend this hearing.

## 3.0 Policy implications

3.1 On 4 November 2009, based on evidence submitted by West Midlands Police, the Statement of Licensing Policy was revised to give effect to the Cumulative Impact Policy (CIP). This decision supported the view that the number, type and density of premises selling alcohol for consumption and/or Late Night Refreshment in an area within the ring road in Wolverhampton City Centre was causing problems of nuisance and disorder and

therefore causing an adverse impact on the licensing objectives of prevention of crime and disorder.

- 3.2 The Cumulative Impact Policy has been further revised on 28 April 2010 and 7 January 2011 to include the licensing objective, prevention of public nuisance.
- 3.3 The effect of this CIP is to create a **rebuttable** presumption that applications in respect of the sale or supply of alcohol and/or Late Night Refreshment for new Premises Licences, Club Premises Certificates or Provisional Statements and applications for variations of existing Premises Licences, Club Premises Certificates where the premises are situated in the City Centre Cumulative Impact Zone will be refused.
- 3.4 Essentially this means that applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives. (This policy does not act as an absolute prohibition on granting new licences in the City Centre Cumulative Impact Zone).
- 3.5 The premises are situated at 179 Stafford Street Wolverhampton WV1 1NA, which is within the City Centre Cumulative Impact Zone.
- 3.6 To rebut the presumption, explained in 3.3 above, the applicant is expected to demonstrate through their operating schedule and where appropriate with supporting evidence that the operation of the premises will not add to the cumulative impact already being experienced and not therefore have an adverse impact in the Licensing Objectives.

#### 4.0 **Legal implications**

- 4.1 Section 4(1) of the Licensing Act 2003 states that a Licensing Authority must carry out its function 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:

- i] to grant the licence subject to conditions
- ii] to exclude from the scope of the licence any of the licensable activities to which

- the application relates
- iii] to refuse to specify a person as a premises supervisor
- iv] 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 and Wolverhampton City Council's Licensing Policy statement.
- 4.4 Within Wolverhampton City Council's Statement of Licensing Policy there is reference to a Cumulative Impact Policy.
- 4.5 In order for the Cumulative Impact Policy to be relevant to this application the Sub-Committee
- i] Should be satisfied it applies due to:
    - (a) Premises being located within the Cumulative Impact Zone;
    - (b) Licensable activity applied for at the premises is to include sale of alcohol or late night refreshment and is;
    - (c) The likelihood that the activity will have an impact on the crime and disorder or prevention of public nuisance licensing objectives.
- And where the Cumulative Impact Policy is deemed to apply.
- ii]. Should refuse an application based upon the Cumulative Impact Policy unless sufficient evidence is produced, by the applicant, to rebut the presumption that a licence will not be granted or varied.
- 4.6 If the Sub-Committee are satisfied sufficient evidence has been produced to show the premises will not add to the Cumulative Impact already being experienced, the application should not be refused based upon Cumulative Impact Policy.  
[SH/13062014/R]

## 5.0 Human Rights and Equalities Implications

- 5.1 This report has human rights implications for both the applicants and the residents from the local neighbourhood. Refusal of a licence may have financial implications for a licensee's business and livelihood whereas granting a licence may have impact upon 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 and 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 the 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.

5.3 There are no equalities implications arising from this report.

6.0 **Financial implications**

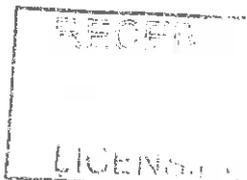
6.1 Councillors agreed fees and charges for this function on 26 February 2014; the fees are based on a cost recovery basis. The fee for this application is £190.00, and is non-refundable. [TK/13022014/Q]

7.0 **Environmental implications**

7.1 This report has environmental implications, in that there is a potential for disturbance caused by customers using the premises.

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PRE1050  
 - African Village  
 £190.00  
 Non Premises  
 Licence  
 Application



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.

LILA  
 PRAB

I/We SIMEON EMEKA AGUH  
 (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 African Village 179 STAFFORD STREET			
Post town	WOLVERHAMPTON	Post code	WV1 1NA

Telephone number at premises (if any)	01902428707
Non-domestic rateable value of premises	£13750

Part 2 - Applicant Details

Checked AH  
 8/5/14  
 Band (B) (190)

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

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)

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

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- 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)
Surname <b>AGUM</b>		First names <b>SIMEON</b>		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes
Current postal address if different from premises address		<b>179 STAFFORD STREET</b>		
Post Town	<b>WOLVERHAMPTON</b>	Postcode	<b>WV1 1NA</b>	
Daytime contact telephone number		<b>07530821250</b>		
E-mail address (optional)				

**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)
Surname		First names		

I am 18 years old or over		<input type="checkbox"/> Please tick yes			
Current postal address if different from premises address		/			
Post Town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**(B) OTHER APPLICANTS**

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

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

N/A

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
□	□	□
□	□	□
□	□	□

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

Day	Month	Year
□	□	□
□	□	□
□	□	□

Please give a general description of the premises (please read guidance note1)

THE PREMISES IS A RESTAURANT  
AND LATE BAR

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

N/A

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

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

**Provision of regulated entertainment**

Please tick yes

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

**Provision of entertainment facilities:**

- |                                                                                                             |                                     |
|-------------------------------------------------------------------------------------------------------------|-------------------------------------|
| i) making music (if ticking yes, fill in box I)                                                             | <input type="checkbox"/>            |
| j) dancing (if ticking yes, fill in box J)                                                                  | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/>            |

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

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

**In all cases complete boxes N, O and P**

**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 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

N/A

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Wed					
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 5)		
Fri					
Sat					
Sun					

M/A

C

<b>Indoor sporting events Standard days and timings (please read guidance note 6)</b>			<b><u>Please give further details</u> (please read guidance note 3)</b>
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)</b>
Wed			
Thur			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</b>
Fri			
Sat			
Sun			

N/A

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

N/A

**E**

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

N/A

**F**

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	11:00	04:30	<b>Please give further details here</b> (please read guidance note 3)		
Tue	11:00	04:30			
Wed	11:00	04:30	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur	11:00	04:30			
Fri	11:00	04:30	<b>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</b> (please read guidance note 5)		
Sat	11:00	04:30			
Sun	11:00	04:30			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	22:00	04:30	<b>Please give further details here</b> (please read guidance note 3)		
Tue	22:00	04:30			
Wed	22:00	04:30	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
Thur	22:00	04:30			
Fri	22:00	04:30	<b>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</b> (please read guidance note 5)		
Sat	22:00	04:30			
Sun	22:00	04:30			

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing  <b>AMPLIFIED MUSIC</b></p>		
Day	Start	Finish	<p><b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)</p>	Indoors	<input checked="" type="checkbox"/>
Mon	22:00	04:30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	22:00	04:30	<p><b>Please give further details here</b> (please read guidance note 3)</p>		
Wed	22:00	04:30			
Thur	22:00	04:30			
			<p><b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4)</p>		
Fri	22:00	04:30	<p><b>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</b> (please read guidance note 5)</p>		
Sat	22:00	04:30			
Sun	22:00	04:30			

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23:00	04:30	<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	23:00	04:30			
Wed	23:00	04:30	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Thur	23:00	04:30			
Fri	23:00	04:30	<b>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</b> (please read guidance note 5)		
Sat	23:00	04:30			
Sun	23:00	04:30			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption –</b> <u>please tick</u> (please read guidance note 7)	On the premises	<input checked="" 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 4)		
Mon	11:00	04:00			
Tue	11:00	04:00			
Wed	11:00	04:00			
Thur	11:00	04:00			
Fri	11:00	04:00			
Sat	11:00	04:00			
Sun	11:00	04:00	<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 5)		

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

Name	SIMEON AGUIH	
Address	S HOCKLEY HILL BIRMINGHAM	✓ Checked RH 915114
Postcode	B18 5AA	
Personal licence number (if known)	7646/1	
Issuing licensing authority (if known)	BIRMINGHAM CITY COUNCIL	

**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 8).

N/A

**L**

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11:00	04:30	<p><b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)</p>
Tue	11:00	04:30	
Wed	11:00	04:30	
Thur	11:00	04:30	
Fri	11:00	04:30	
Sat	11:00	04:30	
Sun	11:00	04:30	

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

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

- TO PROMOTE ALL FOUR LICENSING OBJECTIVES WE WILL KEEP
- STRONG MANAGEMENT CONTROLS AND EFFECTIVE TRAINING OF ALL STAFF
- NO SELLING OF ALCOHOL TO UNDERAGE PEOPLE
- NO DRUNK AND DISORDERLY BEHAVIOR ON PREMISES

b) The prevention of crime and disorder

- CCTV INSTALLED TO MONITOR ENTRANCES, EXITS AND OTHER PARTS OF THE PREMISES.
- NOT SELLING OF ALCOHOL TO DRUNK OR INTOXICATED CUSTOMERS

c) Public safety

- INTERNAL AND EXTERNAL LIGHTING FIXED TO PROMOTE THE PUBLIC SAFETY OBJECTIVES
- TRAINING AND IMPLEMENTATION OF UNDERAGE ID CHECKS

d) The prevention of public nuisance

- NOISE REDUCTION MEASURES TO ADDRESS THE PUBLIC NUISANCE OBJECTIVES
- PROMINENT CLEAR AND LEGIBLE NOTICES WILL BE DISPLAYED AT THE EXIT REQUESTING THE PUBLIC TO RESPECT THE NEEDS OF NEARBY RESIDENTS AND TO LEAVE QUIETLY

e) The protection of children from harm

- CHALLENGE 25 SIGN WHICH IS A RETAILING STRATEGY THAT ENCOURAGES ANYONE WHO IS OVER 18 BUT LOOKS UNDER 25 TO CARRY ACCEPTABLE ID 20

--

Please tick yes

- 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 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

**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**

**Part 4 – Signatures** (please read guidance note 10)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	8 <sup>th</sup> MAY 2014
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 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

<b>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)</b>			
N/A			
<b>Post town</b>		<b>Post code</b>	
<b>Telephone number (if any)</b>			
<b>If you would prefer us to correspond with you by e-mail your e-mail address (optional)</b>			

**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. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

RECEIVED  
LICENSING

Part A

Consent of individual to being specified as premises supervisor

I SIMEON EMEKA AGUH [full name of prospective premises supervisor]  
of 5 HOCKLEY HILL BIRMINGHAM  
B18 3AA [home address of prospective premises supervisor]  
hereby confirm that I give my consent to be specified as the designated premises  
supervisor in relation to the application for PREMISES LICENCE [type of application]  
by SIMEON AGUH [name of applicant]  
relating to a premises licence WIN/1400829/PRE [number of existing licence, if any]  
for AFRICAN VILLAGE 179 STAFFORD STREET  
WV1 1NA [name and address of premises to which the application relates]  
and any premises licence to be granted or varied in respect of this application made  
by SIMEON AGUH [name of applicant]  
concerning the supply of alcohol at AFRICAN VILLAGE 179  
STAFFORD STREET [name and address of premises to which application relates].  
I also confirm that I am applying for, intend to apply for or currently hold a personal  
licence, details of which I set out below.

Personal licence number 7646/1 [insert personal licence number, if any]  
Personal licence issuing authority BIRMINGHAM CITY COUNCIL  
[insert name and address and telephone number of personal licence issuing authority, if  
any]

SIMEON AGUH signed  
SIMEON AGUH name (please print)  
08/05/14 dated

PART B

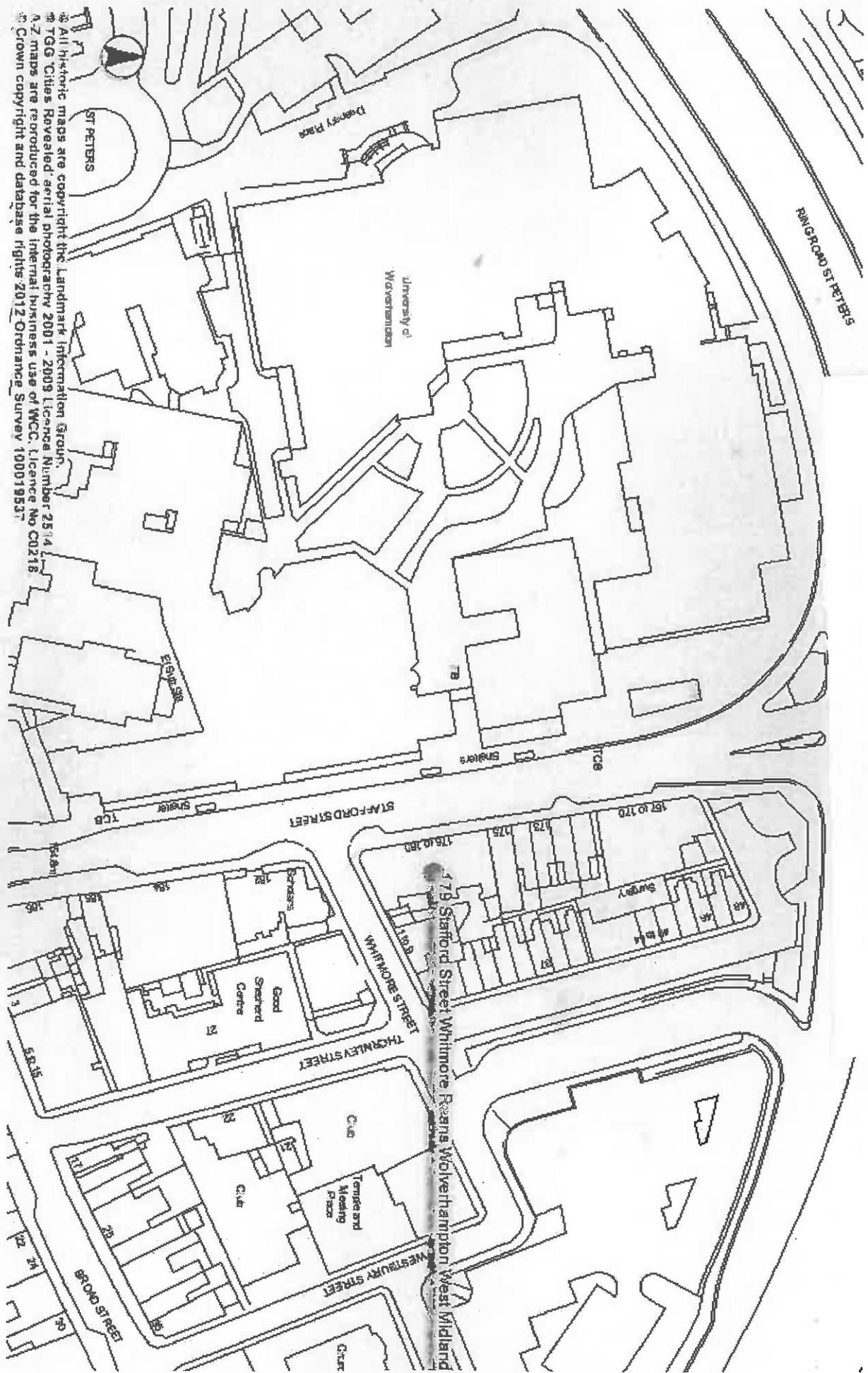
Consent of premises licence holder to transfer

~~I/we~~ ..... [full name of premises licence holder(s)]  
~~the~~ premises licence holder of premises licence number ..... [insert  
~~premises licence number~~] relating to .....  
..... [name and address of  
~~premises to which the application relates~~] hereby give my consent for the transfer of  
~~premises licence number~~ ..... [insert premises licence number]  
to ..... [full name of transferee].

~~.....~~ signed  
~~.....~~ name (please print)  
~~.....~~ dated

Date received	8/5/14
Amount	£190
Cash	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Receipt no	LIC/35000399
Initials	DH
Receipt issued by	DS

Artisan Village  
 179 Stafford Street, Wolverhampton WV1 1NA.



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## 13.2 CUMULATIVE IMPACT POLICY

Following guidance issued under the Act a cumulative impact policy was adopted on 4/11/09. A revision to the policy to include late night refreshment and an additional area was adopted on 28/4/10. Details of the cumulative impact area can be found at Appendix F.

- 13.2.1 The Council recognises that because of the number of, and density of licensed premises selling alcohol and/or Late Night refreshment in a particular area there might be exceptional problems of nuisance, disturbance and/or disorder outside or away from those licensed premises as a result of their combined effect. In these cases it may be necessary to seek controls over the issue of new licences through a "Special Cumulative Impact Policy."
- 13.2.2 The Licensing Authority is now of the view that the number, type and density of premises selling alcohol for consumption and/or Late Night refreshment in an area within the Ring Road in Wolverhampton City centre is causing problems of nuisance and disorder. This is having a greater than normal impact on the prevention of crime and disorder licensing objective. The area identified is shown in the attached plan and includes a portion of Wulfruna Street and Princess Square, Broad Street, Market Street, Lichfield Street, Pipers Row and Darlington Street. The Licensing Authority is now also of the view that this is causing cumulative impact and designates this area as the City Centre Cumulative Impact Zone in relation to premises licensed for the sale or supply of alcohol and/or Late Night Refreshment.
- 13.2.3 The effect of this Special Cumulative Impact Policy is to create a **rebuttable** presumption that applications in respect of the sale or supply of alcohol and/or Late Night Refreshment for new Premises Licences, Club Premises Certificates or Provisional Statements and applications for variations of existing Premises Licences, Club Premises Certificates (where the modifications are relevant to the issue of cumulative impact for example increases in hours or capacity) where the premises are situated in the City Centre Cumulative Impact Zone will be refused. To rebut this presumption the applicant would be expected to show through the operating schedule and where appropriate with supporting evidence that the operation of the premises will not add to the cumulative impact already being experienced. This policy does not act as an absolute prohibition on granting new licences in the City Centre Cumulative Impact Zone.
- 13.2.4 The Special Cumulative Impact Policy will not be used to revoke an existing licence or certificate and will not be applicable to the review of existing licences.



**City Centre Cumulative  
Impact Zone**



- CCCZ
- ▣ Licensed Premises 2009
- ▲ Alcohol licensed premises 'On sales'
- ▢ Non-Alcohol licensed premises
- Alcohol Licensed Premises for 'Off Sales'

Please Ask For

Mrs E Moreton

Direct Line

(01902) 555033

Facsimile

(01902) 554380

E-mail

Minicom

# Wolverhampton

## City Council



Nick Edwards  
Assistant Director  
Regeneration

Civic Centre St Peter's Square  
Wolverhampton WV1 1DA  
Main Switchboard (01902) 556556  
Website [www.wolverhampton.gov.uk](http://www.wolverhampton.gov.uk)

Your Ref.

My Ref. PRE1250

30 May 2014

Mr R Edge  
Licensing Service  
Wolverhampton City Council  
St Peter's Square  
Wolverhampton  
WV1 1DA



Dear Mr Edge

**Application of Premises Licence under Licensing Act 2003**  
**African Village, 179 Stafford Street, Wolverhampton, WV1 1NA**

I write on behalf of the Licensing Authority as responsible authority to make formal representations to the above application. Representations are made in support of the crime and disorder objective. The premises falls within the Cumulative Impact Zone and there is a rebuttable presumption that the application will be refused unless the applicant can demonstrate that there will be no negative cumulative impact on one or more of the licensing objectives.

The applicant, Simeon Emeka Aguh, has not produced sufficient evidence within his operating schedule to show how the presence of this venue will not contribute to the cumulative impact.

Mr Aguh is the premises licence holder for 179 Stafford Street, however, as there has been a material change of use for the premises by Mr Aguh from a restaurant to a restaurant/dance venue at weekends a new application has been submitted.

I understand the applicant has met with West Midlands Police and agreed proposed amendments to his operating schedule for the above premises in order to address the crime and disorder licensing objective.

The Licensing Authority would request clarification of these proposed amendments at the Licensing Sub-Committee hearing.

Continued/...



The Licensing Authority would be willing to withdraw their representations should the above issues be resolved in dialogue to the satisfaction of the Licensing Authority and/or any other responsible authority.

I shall be in attendance at the hearing should Councillors have any questions or require any further assistance.

Yours sincerely



E Moreton  
Section Leader Licensing  
On behalf of the Licensing Authority

cc. Copy to Applicant

**From:** Andrew Clarke  
**Sent:** 03 June 2014 10:29  
**To:** Licensing  
**Subject:** African Village, 179 Stafford Street NOT PROTECTIVELY MARKED

On behalf of Environmental Health Commercial, I would like to make representations on this application on the grounds that insufficient information has been provided on the application to address the licensing objective of the Prevention of Public Nuisance, based on the location of the premises within the Cumulative Impact Zone.

During a meeting at Bilston Street Police Station between the applicant, WPC Lisa Davies and myself on 02 June 2014, the applicant accepted, agreed and signed an amended set of conditions within his operating schedule to promote the licensing objectives.

My current intention would therefore be to withdraw my representations at the meeting of the Licensing Sub-Committee.

Regards,

Andrew Clarke  
Senior EHO, Education & Enterprise  
Tel. Office: 01902 555167

E-mail: [Andrew.Clarke@wolverhampton.gov.uk](mailto:Andrew.Clarke@wolverhampton.gov.uk)  
Wolverhampton City Council

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Dear All,

West Midlands Police received an new application for 'The African Village', in Stafford Street on 8th May 2014.

The venue fell within the Cumulative Impact Zone, C.I.Z. , for Wolverhampton City Centre.

Having considered the application, it was noted that the measures the applicant set out in his operating schedule did not fully promote the licensing objective for the prevention of crime and disorder.

As such, we have worked closely with the applicant Mr Simeon Aguh, in his new venture and have prepared conditions which we would wish to be added to the premise licence. We strongly believe the conditions we have prepared are pertinent to an Inner City venue within the Cumulative Impact Zone. They will contribute to the venue operating in a positive manner and assist in the, prevention of crime and disorder, demonstrate consideration to the safety of the public and to the prevention of public nuisance.

If these conditions had not been agreed to by the applicant, Police would have made formal representations under the prevention of crime and disorder licensing objective, however these would be withdrawn.

If the above has not been completed in the correct order police wish to raise representations under the following licensing objectives, The prevention of Crime and Disorder, the prevention of public nuisance and protection of Children from Harm. Given the agreed conditions police will then remove these objections.

I have attached the signed conditions above for you reference.

We would request these conditions be added to the premise licence, should the Licensing Committee be minded to grant the premise licence.

Kind Regards

**Licensing Department.  
Wolverhampton Central Police Station  
Bilston Street  
Wolverhampton  
West Midlands  
WV1 3AA**

**Switchboard - 101 Ext 7871 6880 WPC Lisa Davies  
7871 6540 CIV Beki Clarkson**

**African Village, Stafford Street, Wolverhampton,  
OPERATING SCHEDULE  
ADDITIONS/AMENDMENTS – SUPPLEMENT TO APPLICATION  
MADE ON 8/ 5 / 2014.**

THE PREVENTION OF CRIME & DISORDER	SIGNATURE
<ul style="list-style-type: none"> <li>• A CCTV system with recording equipment shall be installed and maintained at the premises.</li> <li>• CCTV should cover entry and exit points of the premise and all areas where alcohol/money is served/taken and all areas to where public have access and the immediate vicinity outside the premise.</li> <li>• Images / recordings to be downloaded in a suitable format and provided to any member of a Responsible Authority upon request and without any undue delay.</li> <li>• Images and recordings must be of evidential quality, must indicate the correct time and date and be kept for at least 31 days.</li> <li>• All staff to be trained to use the CCTV system and at least one member of staff to be on duty who is trained to download the systems images should any member of a Responsible Authority make a request</li> </ul>	
<p>An incident log must be maintained at the premises and a written record of any incident that occurs at the premises must be appropriately recorded. Where it is deemed appropriate the incident must be reported to West Midlands Police. Incident log book to be produced to a member of a responsible authority upon request.</p>	
<p>All staff to receive training and refresher training every 6 months on their responsibilities with regard to licensing legislation. This training to be documented and shown to a member of a responsible Authority upon request</p>	
<p>To ensure compliance with Challenge 25 a 'refusals book' where any sale of alcohol is refused to persons who present themselves to be under age.</p>	
<p>No person who is drunk or disorderly shall be allowed access or to be allowed to remain in the premise</p>	
<p>Documentation of refusals of sales of alcohol to persons presenting as being intoxicated,</p>	
<p>There shall be no new admissions to the premise after 02.00 hours</p>	
<p>A radio link system to be employed at the premise and used for contact with other premises in Wolverhampton and the main Wolverhampton camera facility, this to be kept in good working order and monitored by a responsible member of staff.</p>	
<p>Any door supervisor employed at the premise shall be in high-visibility attire (tabards/jackets, that have a highly reflective colour that is easily discernible from any background) and should use an electronic wand/glove or other electronic searching device in their searching process</p>	

	SIGNATURE
<b>THE PREVENTION OF PUBLIC NUISANCE</b>	
<p>After 22.00 hours on Friday Saturday and Sundays, SIA registered door supervisors, one of which will be female, shall be employed at the minimum of 1:30 customers (or part thereof) at the premises.  A register will be maintained of all persons engaged as door supervisors to include the name and SIA number of the staff and the time and date duties commenced and finished.</p>	
<p>Noise and/or vibration should not be allowed to emanate from the premises so as to cause a nuisance to nearby properties or residents.</p>	
<p>All doors and windows should remain closed at the premises during regulated entertainment, except for access to and egress from the premises.</p>	
<b>THE PROTECTION OF CHILDREN FROM HARM</b>	
<p>All staff will be trained in Challenge 25 and all appropriate ID checks will be undertaken by all staff to ensure no sale of alcohol is made to underage persons.</p>	

**I wish for this amended operating schedule to replace the operating schedule submitted in section M (in relation to Prevention of Crime and Disorder licensing objective), in the application I submitted on 8 / 5 / 2014.**

APPLICANT'S SIGNATURE.....  
(Authorised person on behalf of Applicant)

PRINT NAME/POSITION..... **SIMEON AGUH** .....

DATE..... **04/06/14** .....

AUTHORISED OFFICER SIGNATURE (WMP).....

NAME/POSITION.....

DATE.....

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# Licensing Sub-Committee

2 July 2014

**Report Title**

**Licensing Act 2003 – Application for a Premises Licence in respect of Cute Coffee Lounge, 72 School Road, Wolverhampton WV6 8ET.**

**Classification**

Public

**Wards Affected**

St Peters

**Accountable Strategic Director**

Tim Johnson, Education and Enterprise

**Originating service**

Licensing Services

**Accountable employee(s)**

Rob Edge  
Tel  
Email

Section Leader (Licensing)  
01902 55(0106)  
[rob.edge@wolverhampton.gov.uk](mailto:rob.edge@wolverhampton.gov.uk)

**Recommendation for action or decision:**

The Licensing Sub-Committee is requested to consider this application for a new premises licence.

## 1.0 Purpose of Report

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

## 2.0 Background

2.1 An application was received by the licensing authority for a new premises licence from Cute Coffee Lounge Limited of 72 School Road, Tettenhall, Wolverhampton. WV6 8ET. A copy of the application is attached at Appendix 1.

2.2 It is the understanding of the licensing authority, that the application for this premises licence has been properly made. The statutory requirement to give notice of the application has also been complied with.

The premises are located in the Tettenhall Regis ward and a location plan is attached at Appendix 2

2.3 The current application was received on 8 May 2014, and is for the sale and supply of alcohol on and off the premises, late night refreshment and regulated entertainment.

2.4 The following responsible authorities have been consulted on this application:

- Licensing Authority
- West Midlands Fire Service
- Planning
- Trading Standards
- Social Services
- Local Health Board
- Environmental Health (Commercial)
- West Midlands Police

2.5 Relevant representations have been received from

- Licensing Authority
- Environmental Health [Commercial]
- West Midlands Police
- Other Persons

Copies of the representations can be found at Appendices 3- 9

2.6 The applicant, Licensing Authority, Environmental Health [Commercial], West Midlands Police and Other Persons have all been invited to attend the hearing.

## 3.0 Legal implications

3.1 Part 4(1) of the Licensing Act 2003 states that a Licensing Authority must carry out its function 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

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

3.3 Regard shall be had to guidance issued by the Secretary of State under Section 182 and Wolverhampton City Council's Licensing Policy statement.[SH/13062014/R] .

#### 4.0 **Human Rights and Equalities Implications**

4.1 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 upon the day to day lives of residents living in close proximity to the premises.

4.2 Article 8(i) of the European Convention of Human Rights provides that everyone has the right to respect for his/her private and 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 the 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.

**5.0 Financial Implications**

5.1 The Licensing Committee agreed fees and charges for this function on 16 January 2013. The fees are based on a cost recovery basis. The fee for the application of a new licence is £190.00 and is non-refundable. [ES/07012013/V]

**6.0 Environmental Implications**

6.1 This report has environmental implications in that there is a potential for disturbance caused by patrons using the premises and nuisance caused by litter and waste originating from the premises.

PRRA

PRE

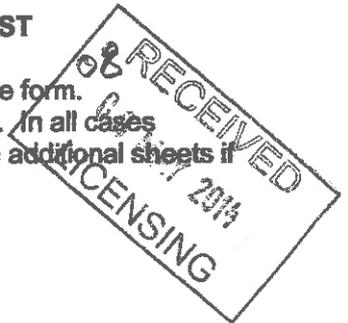
Cute coffee lounge

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 CUTE COFFEE LOUNGE LTD

(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			
CUTE COFFEE LOUNGE			
72b SCHOOL RD			
TETTENHALL WOOD			
Post town	WOLVERHAMPTON	Post code	WV68ET

Telephone number at premises (if any)	01902 746118
Non-domestic rateable value of premises	£ 3500 f74.00

Part 2 - Applicant Details

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

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)

I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

**(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	CUTE COFFEE LOUNGE LTD
Address	72 <del>1</del> SCHOOL RD TETTENHALL WOOD WOLVERHAMPTON WV6 8ET
Registered number (where applicable)	8360307
Description of applicant (for example, partnership, company, unincorporated association etc.)	LTD COMPANY
Telephone number (if any)	01902 746118
E-mail address (optional)	richard_lee@sky.com

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
01	06	2014

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

Day	Month	Year

Please give a general description of the premises (please read guidance note1)

Cute Coffee Lounge is based at the former public house "The Bird in Hand" in Tottenhall Wood. It's a ground floor Cafe/Bistro Seating 20-30 people inside and 20-30 outside, it's been recently refurbished into this new business. There are two large car parks at the premises.

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 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

**Please tick yes**

- 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 entertainment facilities:**

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	trrrr		<b>Please give further details here</b> (please read guidance note 3)		
	10:00	24:00	We intend to hold one off events such as BBQs with some live music		
Tue	10:00	24:00			
Wed			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
	10:00	24:00	NONE		
Thur	10:00	24:00			
Fri			<b>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</b> (please read guidance note 5)		
	10:00	01:00	NONE		
Sat	10:00	01:00			
Sun					
	10:00	24:00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2) <i>We intend to hold one off events such as BBQs with recorded music</i>	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	24:00	<b>Please give further details here</b> (please read guidance note 3)	Both	<input checked="" type="checkbox"/>
Tue	10:00	24:00			
Wed	10:00	24:00		<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)  <i>NONE</i>	
Thur	10:00	24:00			
Fri	10:00	01:00		<b>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</b> (please read guidance note 5)  <i>NONE</i>	
Sat	10:00	01:00			
Sun	10:00	24:00			

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23:00	24:00	<b>Please give further details here</b> (please read guidance note 3) <i>We may hold one off events that            might require serving food later.</i>	Both	<input checked="" type="checkbox"/>
Tue	23:00	24:00			
Wed	23:00	24:00	<b>State any seasonal variations for the provision of late night            refreshment</b> (please read guidance note 4)		
Thur	23:00	24:00			
Fri	23:00	01:00	<b>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</b> (please read guidance note 5)		
Sat	23:00	01:00			
Sun	23:00	24:00			

M

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)					
Mon	10:00	23:30						
Tue	10:00	23:30						
Wed	10:00	23:30						
Thur	10:00	23:30				<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 5)		
Fri	10:00	00:30						
Sat	10:00	00:30						
Sun	10:00	23:30						

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

Name	Mr Richard Leo
Address	Cute Coffee Lounge 72b School Rd Tettenhall Wood Wolverhampton
Postcode	WV6 8 ET
Personal Licence number (if known)	
Issuing licensing authority (if known)	

N

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 8)

One off parties where children will be allowed to attend after 23:00.

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	08:00	24:00	NONE
Tue	08:00	24:00	
Wed	08:00	24:00	
Thur	08:00	24:00	
Fri	08:00	01:00	
Sat	08:00	01:00	
Sun	08:00	24:00	
			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 (please read guidance note 5)
			NONE

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

**a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)**

I the premises supervisor and my staff will follow with good training the four licensing objectives

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

Good Staff training in dealing with rowdy or confrontational behaviour not selling alcohol to people how appear drunk . Premises are very secure and alarmed and have dummy cameras fitted

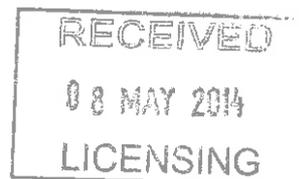
**c) Public safety**

The building has been fully refurbished to a very high standard and certified for disabled access, fire certificates, electric, gas and risk assessments with lit up out door areas.

**d) The prevention of public nuisance**

No loud music will be played outside after 23:00 or inside after 24:00 Monday-Thursday and 01:00 Friday and Saturday. Sunday after 24:00 all bins will be emptied during day.

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



We are going to adopt the challenge 25 policy. No one who appears drunk with a child will be served and children will not be allowed in premise after 24:00

Please tick yes

- 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 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

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

**Part 4 – Signatures** (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	6.5.14
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 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Date received: 8/5/14  
 Amount: £190  
 Cash  Cheque   
 Cheque no: 000065  
 Receipt no: LIC/35000385  
 Initial:   
 Receipt issued by: [Signature]



Cute Coffee Lounge  
72 School Road, WY6  
8ET

Wolverhampton City Council  
Asset Management  
Civic Centre  
St Peters Square  
Wolverhampton  
WV1 1RL

Plan Produced  
4.6.2014  
Scale 1:1,250

EMAD04 - Revised by



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**From:** Elaine Moreton  
**Sent:** 05 June 2014 12:48  
**To:** Anita Chonk  
**Cc:** Rob Edge  
**Subject:** RE: PRE1249 Cute coffee lounge, 72b School Roaf, Tettenhall Wood, WV6 8ET - NEW PREMISES APPLICATION

Anita

I write on behalf of the Licensing Authority to make formal representations to the above application for a premises licence. Representations are made in support of Crime & Disorder and the Prevention of Public Nuisance licensing objectives as there is insufficient information within the operating schedule to support these objectives. However I am currently in mediation with the applicant and will forward the mediation document to you when signed and dated.

Regards

Elaine Moreton  
Section Leader - Licensing, Education & Enterprise  
Tel. Office: 01902 555033

E-mail: [Elaine.Moreton@wolverhampton.gov.uk](mailto:Elaine.Moreton@wolverhampton.gov.uk)  
Wolverhampton City Council

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**From:** Anita Chonk  
**Sent:** 08 May 2014 16:02  
**To:** Dawn Williams; Elaine Moreton; Environmental Health; Jayne Freeman-Evans; Jayne James; Licensing; R & T Building Control; Public Health; Planning; Steve Barlow; Trading Standards; West Midland Police Licensing; West Midlands Fire Service; William Humphries  
**Cc:** Rob Edge; ICT Service Desk  
**Subject:** PRE1249 Cute coffee lounge, 72b School Roaf, Tettenhall Wood, WV6 8ET - NEW PREMISES APPLICATION

Hi all,

We have received a new premises application. The application is for regulated entertainment, late night refreshments and sale/supply of alcohol on and off the premises.

Premises Licence Holder:  
Cute Coffee Lounge Ltd  
72 School Road  
Tettenhall Wood  
Wolverhampton  
WV6 8ET

Last day for comments is: 05/06/2014

Ward: Tettenhall Regis

**ICTS:** Can you please put this on the website.

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**Cute Coffee Lounge - 72b School Rd**

Hi Rob,

Environmental Health Commercial would like to make representations to this application on the grounds that insufficient information has been provided to satisfactorily address the Licensing Objectives of Prevention of Public Nuisance. We are working with the applicant and other Responsible Authorities to try and address our concerns through mediation and agree joint proposed conditions prior to the application hearing at Licensing Sub – Committee, subject to member's approval.

The nature of the premises extension by such hours we believe to be unreasonable as in such close proximity to a number of residential properties. In addition to the potential for a public nuisance from the amplified sounds at such hours proposed on the application, we have great concern for the disturbance from general behaviour as people vacate from the premises when such background noise levels are dramatically low.

Regards,

Charlotte Rose  
District Environmental Health Officer  
Environmental Health (Commercial)  
Wolverhampton City Council  
01902 552109

**[charlotte.rose@wolverhampton.gov.uk](mailto:charlotte.rose@wolverhampton.gov.uk)**

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**Donna Hulme**

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**From:** WV Licensing <wv\_licensing@west-midlands.pnn.police.uk>  
**Sent:** 05 June 2014 17:50  
**To:** Rob Edge  
**Cc:** Lisa Davies  
**Subject:** Cute Coffee Lounge.  
**Attachments:** cute coffee lounge conditions.pdf

Dear All,

West Midlands Police received an new application for 'The Cute Coffee Lounge' Tettenhall, Wolverhampton on 8th May 2014.

Having considered the application, it was noted that the measures the applicant set out in his operating schedule did not fully promote the licensing objective for the prevention of crime and disorder.

As such, we have instigated mediation with the applicant Mr Richard Leo. Following the mediation we have prepared conditions which we would wish to be added to the premise licence we believe these conditions will contribute to the venue operating in a positive manner and assist in the, prevention of crime and disorder, and the protection of children from harm.

If these conditions had not been agreed to by the applicant, Police would have made formal representations under the prevention of crime and disorder licensing objective, however these would be withdrawn.

If the above has not been completed in the correct order police wish to raise representations under the following licensing objectives, The prevention of Crime and Disorder, the prevention of public nuisance and protection of Children from Harm. Given the agreed conditions Police will then remove these objections.

I have attached the signed conditions above for you reference.

We would request these conditions be added to the premise licence, should the Licensing Committee be minded to grant the premise licence.

Kind Regards

**Licensing Department.  
Wolverhampton Central Police Station  
Bilston Street  
Wolverhampton  
West Midlands  
WV1 3AA**

**Direct Tel - 01902 649085**

**Switchboard - 101 Ext 7871 6880 WPC Lisa Davies  
7871 6540 CIV Beki Clarkson**

**email - [wv\\_licensing@west-midlands.pnn.police.uk](mailto:wv_licensing@west-midlands.pnn.police.uk)**

**Website: [www.wolverhamptonpolice.org.uk](http://www.wolverhamptonpolice.org.uk)**

**Twitter: [www.twitter.com/wmpolice](http://www.twitter.com/wmpolice)**

**Facebook: [www.facebook.com/wolverhamptonpolice](http://www.facebook.com/wolverhamptonpolice)**

**YouTube: [www.youtube.com/westmidlandspolice](http://www.youtube.com/westmidlandspolice)**

**SERVING OUR COMMUNITIES, PROTECTING THEM FROM HARM**

**The 'Cute Coffee' Lounge, Tettenhall  
Wolverhampton,  
OPERATING SCHEDULE  
ADDITIONS/AMENDMENTS – SUPPLEMENT TO APPLICATION  
MADE ON 8/ 5 / 2014.**

THE PREVENTION OF CRIME & DISORDER	SIGNATURE
To ensure compliance with Challenge 25 a 'refusals book' where any sale of alcohol is refused to persons who present themselves to be under age.	
An incident log must be maintained at the premises and a written record of any incident that occurs at the premises must be appropriately recorded. Where it is deemed appropriate the incident must be reported to West Midlands Police. Incident log book to be produced to a member of a responsible authority upon request.	
All staff to receive training and refresher training every 6 months on their responsibilities with regard to licensing legislation. This training to be documented and shown to a member of a responsible Authority upon request.	
THE PROTECTION OF CHILDREN FROM HARM	
All staff will be trained in Challenge 25 and all appropriate ID checks will be undertaken by all staff to ensure no sale of alcohol is made to underage persons.	

I wish for this amended operating schedule to replace the operating schedule submitted in section M (in relation to Prevention of Crime and Disorder licensing objective), in the application I submitted on 8 / 5 / 2014.

APPLICANT'S SIGNATURE.....  
 (Authorised person on behalf of Applicant)  
 PRINT NAME/POSITION..... RICHARD LEO  
 DATE..... 5.5.14

AUTHORISED OFFICER SIGNATURE (WMP).....  
 NAME/POSITION.....  
 DATE.....

Geoffrey Litton

1 PENK RISE, TETTENHALL WOOD, WOLVERHAMPTON, WV6 8J.

Phone: 01902 530162 • Mobile 07973211425 • E-Mail. geofflitton@hotmail.com

Date: 31 May 2013

Licensing Services  
 Reception 14  
 Wolverhampton City Council  
 Civic Centre  
 St Peters Square  
 Wolverhampton  
 WV1 1DA



Dear Sir or Madam,

**RE: Premises Licensing Application - Cute Coffee Lounge Ltd, 72 School Road, Tettenhall Wood, Wolverhampton, WV6 8EY**

This letter is to register my objection and comments to the new premises application for the above address.

I understand that this application is for regulated entertainment (recorded and live music), late night refreshments and sale/supply of alcohol for consumption on and off the premises.

The reasons for my objections are based upon the extended opening hours, the sale of alcohol for consumption off the premises and playing of live music which has the potential to increase anti social behavior and cause disturbance to neighboring properties..

The property is located on School Road and bordered by 2 other roads, Yew Tree Lane and Penk Rise.



There are a number of recorded incidents on the Police website for these 3 roads and the results of potentially alcohol related incidents are summarized on the table below:

<b>2013 Summary of crimes reported on Police.uk for School Road, Yew Tree Lane &amp; Penk Rise</b>					
<b>Month</b>	<b>Crime reported</b>	<b>School Road</b>	<b>Yew Tree lane</b>	<b>Penk Rise</b>	<b>Month Total</b>
Jan	None				0
Feb	Criminal damage & arson	1			3
Feb	Violent & sexual offences	1			
Feb	Criminal damage			1	
March	Violent & sexual offences	1			1
April	Anti social behaviour		1		3
April	Anti social behaviour	1			
April	Anti social behaviour			1	
May	none				0
June	Vehicle crime		1		3
June	Violent & sexual offences		1		
June	Anti social behaviour			1	
July	none				
Aug	Anti social behaviour		1		2
Aug	Anti social behaviour	1			
Sept	Violent & sexual offences	1			1
Oct	Violent & sexual offences			1	1
Nov	Anti social behaviour		1		2
Nov	Violent & sexual offences		1		
Dec	Violent & sexual offences	1			1
<b>Totals</b>		<b>7</b>	<b>6</b>	<b>4</b>	<b>17</b>
<b>Percentage of total</b>		<b>41%</b>	<b>35%</b>	<b>24%</b>	<b>100%</b>
Source www.police.uk (Does not include additional vehicle crime, theft and burglary listed crimes)					

The above are potentially alcohol related incidents and are the incidents recorded by the police and do not include any no recorded incidents.

I have called the police and emergency services several times in the last year for incidents surrounding this property.

Emergency services called to attend to a man that had collapsed due to alcohol in the bus shelter directly outside the café. (Ambulance and Police attended).

Police called when a group of youths vandalized the same bus shelter



Police have been called on 3 occasions to report drug dealing (this is a regular spot for drug dealers to meet their clients).

I can be seen from the information above that there is a potential to increase the antisocial behavior in the local area if alcohol was offered for sale for consumption off the premises.

The bus shelter is also an area that youths use to congregate in poor weather and as it is directly outside the café, there is the potential for them to buy and consume alcohol outside these premises.

The property is surrounded by residential homes on 3 sides and extended opening hours with a license to play live and recorded music late into the night is likely to cause a disturbance to the adjacent properties.

As mentioned above, my objection is based on the extended opening hours with the sale of alcohol for consumption off the premises combined with live music which has the potential to increase violent, anti social behavior and criminal damage in the area. These types of incidents are often associated with alcohol consumption.

I live opposite these premises with a young family and am very happy with the improvements made since this property has been renovated and improved by converting it into a interiors shop with a café and hair dressers attached. The current businesses work social hours and do not currently do not directly cause any disturbance to the neighboring properties and I would like this to continue.

I would not object if the license was limited to provided alcohol with food in a restaurant type environment and the hours limited to 11 pm and live music was removed from the application.

Yours Faithfully

Geoffrey Litton

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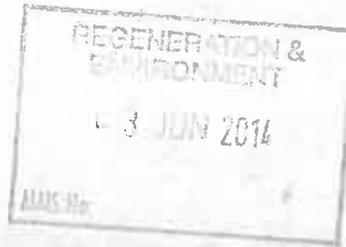
2 Providence Cottages

Dippons Lane

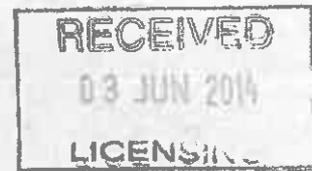
Wolverhampton

WV6 7LQ

2<sup>nd</sup> June 2014



**Re: Licence Application-CUTE COFFEE LOUNGE School Road**  
**Wolverhampton**



Dear Sirs/Madam

The space inside.

It has been brought to my attention that the Coffee Lounge opposite my house has applied for a Drinks and Music licence.

The Coffee Shop is in a residential area with families who have young children. The lounge is very small and is very cramped with six tables and relies on outside seating to augment its seating capacity.

With such a small internal airier does it mean the musicians will be playing outside? If they play inside it would reduce the seating area even more; It seems impossible that doors will not be open to allow people dining outside to hear the music. This would mean that residents would also have to listen to the music whether it was to their taste or not.

We have already had a taste of the problem on the opening night when you could not even hear your own TV for the loud music.

Previous to the development of the property it was a pub (The Bird in Hand) and in the summer on hot evenings the doors were open and this was always a problem.

It is not appropriate to have licenced premises open until 1pm in a built up area. Not everyone wants to go to bed after 1 am. This will be two nights every week and could make the local residents life hell.

I do not think it is appropriate to have music blasting out from 10pm until 1am. Customers will not leave then, but will finish their drinks and stand around talking before driving away causing further disruption.

I trust you will consider my objections.

Yours faithfully

P A Bell

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Anita Chonk

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**Subject:** FW: Cute Coffee Lounge Ltd

---

**From:** martin bellamy [mailto:martbell999@hotmail.com]  
**Sent:** 03 June 2014 17:09  
**To:** Licensing  
**Subject:** Cute Coffee Lounge Ltd

Dear sir,

We would like to complain about the alcohol and refreshment licence application for the above premises.

They are unsuitable for such use ;

The area is totally residential .The granting of such a licence would be extremely detrimental and disruptive for the area and residents.

The premises are very small and would only be suitable for up to 15 persons . The only toilets are situated in the adjoining hairdressers .

Most of the seating is outside

There is no room for live entertainment.

The people who would be attracted to such a venue would be revellers on their way home who élite the buses and taxis in the area. These people many of whom are intoxicated currently make their way home straight off the transport.

Many of the houses are only 30 metres away. ( Including ours )

When the premises operated as a pub prior to the alterations a couple of years ago, the permissions that were in force were those of a normal Public House ie, 11pm closing

The noise of the music, revellers, and vehicles would be totally out of order for a residential area

There is no such requirement for this sort of establishment by the local community

Martin and Ann Bellamy, No2 Dippons Lane, Tettenhall Wood, Wolverhampton. WV67LQ

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Licensing Services  
Civic Centre  
St Peters Square  
Wolverhampton  
WV1 1DA

02/06/2014

Mr and Mrs Lloyd  
1 Longlake Cottages  
Dippons Lane  
Wolverhampton  
WV6 7LQ



To whom it may concern,

We wanted to express our objections to the recent application made by Cute Coffee Lounge Ltd 72, School Road WV6 8EY for an Alcohol and Live music licence. Our property is situated opposite the premises. We have thus far enjoyed the new addition of the Cute hair salon and Coffee lounge. We were however subjected to music during the opening evening 12 months ago. It was very loud and imposing, we have two small children and despite having double glazing could not avoid the music until into the early hours. This had a detrimental effect on our evening, but we saw it as a one off celebration of the new businesses opening and were content to tolerate it for one night. We cannot stress enough the negative effect this would have on our home life should it become a regular occurrence.

Yours sincerely

Mr Jay Lloyd and Mrs Nicola Lloyd

Tel: 01902 743277

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