

Supplementary Papers for Licensing Sub-Committee

Date: Wednesday, 14 August 2024



5. The Governor, 364 Lymington Road, Highcliffe, BH23 5EY

Additional evidence received from the applicant

3 - 12

Published: 12 August 2024

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From: [Andrew Hill](#)
To: [Sarah Rogers - Licensing](#)
Cc: [Ellie King](#)
Subject: Supplementary Information for the Governor 364 Lymington Road, Highcliffe.
Date: 09 August 2024 06:54:49
Attachments: [image001.jpg](#)
[image002.png](#)
[Meeting with Police and Environmental Health.msg](#)
[RE Meeting with Police and Environmental Health.msg](#)
[RE Meeting with Police and Environmental Health.msg](#)
[Canceled The Governor Meeting with Statutory Authorities .msg](#)
[The Governor Meeting with Statutory Authorities .msg](#)

Dear Mrs Rogers

I wish to provide some supplementary information for consideration by the Licensing Subcommittee at the forthcoming review hearing for The Governor, 364 Lymington Rd Highcliffe BH23 5EY which is due to take place on the 14th of August 2024.

There has been no communication from the premises licence holder Ms Syeda Ruzina Khatun or her appointed agents/ management since the 10th of July 2024 when a telephone call was received by Mr Syed Rahman querying why a meeting with the police, representatives from BCP council licensing team as well as myself from the Environmental Health team, had been cancelled for later that day. A number of emails was sent to Mr Rahman requesting his confirmation of the meeting which I had set up with the relevant regulatory authorities asking him to confirm his attendance at this meeting. No response was received to confirm attendance at this meeting and therefore the decision was taken to cancel the meeting. Please find attached a copy of these emails

During this telephone conversation, I was however advised that the intention for the premises is to operate as a restaurant providing tapas and to move away from the traditional vertical drinking establishment. I was further advised that the premises has been closed so that the required refurbishments can be undertaken. I was asked whether the review hearing would still take place and I confirmed that it would.

I have undertaken a number of visits to the premises subsequent to this conversation and can confirm that during the day when visits have been undertaken that the premises remains closed. I am unable to confirm whether the premises is still trading at nights however I have received no complaints from members of the public in relation to noise or anti-social behaviour emanating from the premises.

Whilst I have been advised that the intention for the premises is to operate as a restaurant thus far the premises does not seem to be trading as such. I can confirm that our Food Hygiene Team did inspect the kitchen of the premises on 8th April 2024. There has been no offer of mediation or amendment of the premises license conditions to reflect the intention to operate as a restaurant and vary the premises license to reflect this intended use.

Therefore, the conditions I have proposed in my review application are still relevant to this venue and are in line with an establishment offering food during the day and live and recorded music. I wish to reiterate my concerns regarding the late terminal hour of this premises as well as the lack of controls on the premises licence in relation to the prevention of public nuisance in respect to the offering of live and recorded music at this venue.

I invite the Sub-Committee to still consider all of the options available to them under the Licensing Act 2003 with particular consideration to be given to the addition of the conditions to the premises license as outlined in my application for review of the premises license. Currently no evidence has been provided that the premises will operate as a restaurant solely and therefore I must assume that the intention is for this premises to be reinstated as a late night drinking establishment providing live and recorded music.

I would however like to respectfully reiterate my request that the subcommittee consider in particular the addition of the following conditions to the premises license; so that should the premises trade as a restaurant, that local residents are still offered protection from noise;

- *Disapply the provisions of the Live Music Act under section 177A of the Licensing Act 2003 so that any provision of live or recorded music at any time is licensable and subject to conditions on the licence.*
- *The terminal hour for this business be reduced to Sunday to Thursday 23:00 and Friday and Saturday 00:00.*

Kind regards.



Andrew Hill
Environmental Health Officer
Communities



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From: [Andrew Hill](#)
To: [REDACTED] [The Governor](#)
Cc: [Busfield, Louise](#); [Ellie King](#)
Subject: Meeting with Police and Environmental Health
Date: 02 July 2024 11:06:00
Attachments: [image001.jpg](#)
[image002.png](#)

Hi Sy

I hope you are well. When we last spoke you requested a meeting with myself and the Police regarding the ongoing issues with your premises and how you hope to address these.

Myself and Louise Busfield are available next Wednesday at 14:30 is this convenient for you ?

Kind Regards



Andrew Hill
Senior Environmental Health Officer
Communities



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From: [Andrew Hill](#)
To: [REDACTED] [The Governor](#)
Cc: [Busfield, Louise](#); [Ellie King](#)
Subject: RE: Meeting with Police and Environmental Health
Date: 05 July 2024 08:52:00
Attachments: [image001.jpg](#)
[image002.png](#)

Hi Sy

Can you please confirm if you are able to attend the meeting next Wednesday, you requested a meeting and I am trying to facilitate this, all parties have confirmed apart from yourself.

Kind regards



Andrew Hill
Senior Environmental Health Officer
Communities
[REDACTED]
bcpcouncil.gov.uk

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From: Andrew Hill
Sent: Tuesday, July 2, 2024 11:07 AM
To: [REDACTED]; The Governor [REDACTED] >
Cc: Busfield, Louise [REDACTED]; Ellie King
<Ellie.King@bcpcouncil.gov.uk>
Subject: Meeting with Police and Environmental Health

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Andrew Hill
Senior Environmental Health Officer
Communities
T. 01202 123186
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From: [Andrew Hill](#)
To: [REDACTED] [The Governor](#)
Cc: [Busfield, Louise](#); [Ellie King](#); [Yvette Landy](#)
Subject: RE: Meeting with Police and Environmental Health
Date: 08 July 2024 17:37:00
Attachments: [image001.jpg](#)
[image002.png](#)

Hi Sy

I am conscious that we have the forthcoming premises license review hearing as well as the meeting which I have organised on Wednesday. I have not heard from you in respect to both of these matters and would ask that you please contact me to confirm whether you are able to attend the meeting on Wednesday.

Myself and colleagues from the Police and the Licensing team have taken time out of our busy schedules to facilitate the meeting which you requested however have not heard from you regarding the proposed date and time.

Regards



Andrew Hill
Senior Environmental Health Officer
Communities



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From: Andrew Hill
Sent: Friday, July 5, 2024 8:52 AM
To: [REDACTED]; The Governor [REDACTED]
Cc: Busfield, Louise [REDACTED] Ellie King
[REDACTED] >
Subject: RE: Meeting with Police and Environmental Health

Hi Sy

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Kind regards



Andrew Hill
Senior Environmental Health Officer
Communities

[bcpCouncil.gov.uk](https://www.bcpCouncil.gov.uk)

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From: Andrew Hill

Sent: Tuesday, July 2, 2024 11:07 AM

To: [REDACTED] The Governor [REDACTED]

Cc: Busfield, Louise [REDACTED] Ellie King

[REDACTED] >

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Communities

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From: [Andrew Hill](#)
To: [Busfield, Louise](#); [Ellie King](#); [REDACTED] [The Governor](#)
Subject: Canceled: The Governor Meeting with Statutory Authorities
Importance: High

From: [Andrew Hill](#)
To: [Busfield, Louise](#); [Ellie King](#); [REDACTED]; [The Governor](#)
Subject: The Governor Meeting with Statutory Authorities

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