

Notice of Licensing Sub-Committee

Date: Tuesday, 6 August 2019 at 10.00 am

Venue: Committee Suite, Civic Centre, Poole BH15 2RU



Membership:

Chairman:

Vice Chairman:

Cllr J Bagwell

Cllr D A Flagg

Cllr D Kelsey

All Members of the Licensing Sub-Committee are summoned to attend this meeting to consider the items of business set out on the agenda below.

The press and public are welcome to attend.

If you would like any further information on the items to be considered at the meeting please contact: Democratic Services or email democratic.services@bcpcouncil.gov.uk

Press enquiries should be directed to the Press Office: Tel: 01202 454668 or email press.office@bcpcouncil.gov.uk

This notice and all the papers mentioned within it are available at democracy.bcpCouncil.gov.uk

GRAHAM FARRANT
CHIEF EXECUTIVE

29 July 2019



Available online and
on the Mod.gov app



AGENDA

Items to be considered while the meeting is open to the public

1. Election of Chairman

To elect a Chairman of this meeting of the Licensing Sub-Committee.

2. Apologies

To receive any apologies for absence from Members.

3. Declarations of Interests

Councillors are required to comply with the requirements of the Localism Act 2011 regarding disclosable pecuniary interests. Declarations received will be reported at the meeting.

4. Baggies Coffee House, 43 High Street, Christchurch, BH23 1AS

3 - 52

An application has been received to vary the Premises Licence for the premises known as 'Baggies Coffee House'. Following receipt of representations, this matter is brought before the Licensing Sub-Committee for consideration.

5. Exclusion of Press and Public

In relation to the items of business appearing below, the Committee is asked to consider the following resolution: -

'That under Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the meeting for the following items of business on the grounds that they involve the likely disclosure of exempt information as defined in Paragraphs 1 and 2 in Part I of Schedule 12A of the Act and that the public interest in withholding the information outweighs such interest in disclosing the information.'

6. Personal Licence Application

53 - 70

Please refer to the non-public report circulated at '6'.

7. Private Hire Drivers Licence Application

71 - 82

Please refer to the non-public report circulated at '7'.

No other items of business can be considered unless the Chairman decides the matter is urgent for reasons that must be specified and recorded in the Minutes.



Licensing Sub-Committee

Report subject	Application to vary premises licence PL0269 – Licensing Act 2003. Baggies Coffee House, 43 High Street, Christchurch.
Meeting date	6 th August 2019
Status	Exempt Report
Executive summary	<p>An application to vary the premises licence at Baggies Coffee House, 43 High Street, Christchurch has been received under section 34 of the Licensing Act 2003. An objection to that variation application has been received from Dorset Police concerned with the licensing objectives of the prevention of crime and disorder and public safety.</p> <p>Where representations are received the Licensing Authority is obliged to hold a hearing to consider those representations and determine what action to take in respect of the application.</p>
Recommendations	It is RECOMMENDED that: Members consider the evidence placed before them and reach a decision.
Reason for recommendations	The Council is required by the Licensing Act 2003 to hold a hearing when there are representations in respect of a variation application and determine whether to grant the licence.

Portfolio Holder(s):	Councillor Lewis Allison, Portfolio Holder for Tourism, Leisure and Communities
Corporate Director	Kate Ryan, Corporate Director Environment & Community
Contributors	Sean Whitney, Public Health and Protection Manager ☎ 01202 795387 ✉ sean.whitney@bcpcouncil.gov.uk
Wards	Christchurch Town
Classification	For Decision

Background

1. Baggies Coffee Shop, 43 High Street, Christchurch, was granted a premises licence PL0269 on the 5th August 2015, (see appendix 1) for the sale by retail of alcohol for consumption on and off the premises between 0800 and 2300 hours, Monday to Sunday.
2. An application dated 4th June 20129 has been received in accordance with section 34 of the Licensing Act 2003, to vary this licence (see appendix 2) to extend the terminal hour for the sale of alcohol to 0200hours Monday to Sunday and to permit late night refreshment until 0200 hours. The premises would remain open to members of the public until 0230 hours. These timings have been confirmed with the applicant.
3. As required the variation application was advertised by displaying the required notice at the premises and advertising the application in a local newspaper and copies were sent to all responsible authorities.

Representations received

4. On the 5th July 2019 an objection to the variation application was received from Dorset police. The applicant was informed of the objection and advised to contact Dorset police to try to achieve a resolution to their objections (see appendix 3).
5. Following this e-mail the applicant and Dorset police have met and discussed the application. The e-mails at appendix 4 show that whilst a compromise position was agreed, which meant the police would withdraw their objection, the subsequent stance by the applicant to further vary this agreement meant that Dorset police were no longer satisfied that licensing objectives would be upheld and therefore are maintaining their objection to the variation application.

Statutory Obligations

6. BCP Council is designated as the Licensing Authority by the Licensing Act 2003 for the various licensing functions prescribed within the Act.

7. Whilst carrying out its statutory duties, the Licensing Authority must promote the four licensing objectives :-
 - (a) The Prevention of Crime and Disorder;
 - (b) Public Safety;
 - (c) The Prevention of Public Nuisance; and
 - (d) The Protection of Children from Harm.
8. Where relevant representations are made the Licensing Authority must hold a hearing to consider them and having had regard to those representations take such steps as specified in the Licensing Act 2003 that it considers appropriate for the promotion of the licensing objectives.
9. The steps that may be taken are set out in section 35(4) of the Licensing Act 2003;
 - a. *to modify the conditions of the licence*
 - b. *to reject the whole or part of the application*

and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.
10. It is essential that the Sub-Committee takes into account the Council's Statement of Licensing Policy whilst considering the application and the applicant, responsible authorities, or 'other persons' should bring to members attention any relevant paragraphs in that policy that they feel to be of particular relevance to this application.
11. The Statement of Licensing Policy makes it clear that the Licensing Authority's role is to hold a balance between the needs of the licensing, entertainment and food industry and the needs of residents and others including businesses, workers, shoppers and visitors.
12. The council's policy does not make any predetermined presumptions about licensed premises and their associated applications based on the area in which they are located. The Licensing Authority shall consider each application on its own merits and will base its consideration on the applicant controlling entertainment and customer behaviour whilst in their direct control and not what may occur when customers are beyond that control.
13. If the Sub-Committee does choose to depart from its own policy it must have heard compelling and exceptional reasons during the hearing and must disclose the reasons as part of the decision.
14. It is also a statutory obligation of the Sub-Committee to take into account the statutory guidance issued under section 182 of the Licensing Act 2003 before reaching a decision and the applicant, responsible authorities, or 'other persons' should bring to members attention any relevant paragraphs of the statutory guidance that they feel to be of particular relevance to this application.

Options for Decision

15. The Licensing Sub-Committee must make a decision taking into account all relevant matters before them, but not any that are irrelevant. Hearsay evidence is admissible but it will be for the Sub-Committee to attach whatever weight it thinks fit to such evidence.
16. Whilst there is no fetter on the Sub-Committee's discretion, it must be done according to the rules of reason and justice, not according to private opinion. The main rules of natural justice are to give the other side a fair opportunity of commenting on any evidence before the Sub-Committee and of contradicting it. It is not necessary to allow cross examination but instead a tribunal of this kind is master of its procedure providing that the rules of natural justice are applied.
17. If Members consider that granting the variation as applied for would not jeopardise any of the Licensing Objectives, it should be granted in full with conditions consistent with the revised operating schedule as proposed in the variation application.
18. Alternatively the Sub Committee may grant the application but impose extra conditions as it thinks fit or make amendments to the operating schedule conditions and/or proposed hours etc.
19. If however the sub-committee concludes that no number of conditions would ensure that all of the Licensing Objectives would be upheld, the whole application should be rejected.
20. Full reasons for the decision reached must be given based on the evidence presented to the sub-committee and only as relevant to the Licensing Objectives.

Summary of financial implications

21. There are no financial implications associated with this report.

Summary of legal implications

22. If Members decide to refuse the application or vary the conditions to the licence which the applicant does not agree to, the applicant may appeal to the Magistrates' Court within a period of 21 days beginning with the day that the applicant is notified, in writing, of the decision.

Summary of human resources implications

23. There are no human resource implications associated with this report

Summary of environmental impact

24. The licensing objective of the Prevention of Public Nuisance can impact upon the environment

Summary of public health implications

25. There are no public health implications associated with this report

Summary of equality implications

26. All applicants and objectors will be treated fairly without discrimination, based on the law and natural justice

Summary of risk assessment

27. N/A

Background papers

Published works

Appendices

Appendix 1 – Premises Licence PL0269

Appendix 2 – Variation application

Appendix 3 – Objection from Dorset police

Appendix 4 – Mediation between applicant and Dorset police

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BCP Council
Civic Offices
Bridge Street
Christchurch
BH23 1AZ



Licensing Act 2003

Premises Licence

PL0269

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Supreme Burgers at Baggies

43 High Street, Christchurch, BH23 1AS.

Telephone 01202 490229

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday - Sunday	11:00am	11:00pm

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday - Sunday	8:00am	11:30pm

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Ahmed Ismail Enterprise Ltd

43 High Street, Christchurch, BH23 1AS.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Ahmed Ismail Enterprise Ltd

08435867



Licensing Act 2003

Premises Licence

PL0269

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Ahmed ISMAIL

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. BH174078

Issued by Bournemouth

ANNEXES

ANNEX 1 - MANDATORY CONDITIONS

1. There shall be no sale or supply of alcohol when there is no designated premises supervisor in respect of this premises licence or at a time when the said premises supervisor does not hold a personal licence or when his/her licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
 - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
 - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

Licensing Act 2003

Premises Licence

PL0269

ANNEXES continued ...

- c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours of less in a manner which carries a significant risk of undermining a licensing objective;
 - d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can be reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried out in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -
- a) a holographic mark, or
 - b) an ultraviolet feature.
6. The responsible person shall ensure that -
- a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
 - i. beer or cider: ½ pint;
 - ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and

Licensing Act 2003

Premises Licence

PL0269

ANNEXES continued ...

iv. still wine in glass: 125 ml; and

b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

7. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

8. For the purposes of the condition set out above -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(a)

(b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant persons" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(b)

9. Where the permitted price given by Paragraph (b) of paragraph 8 would (apart from this

ANNEXES continued ...

paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

10. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 8 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

11. All staff involved in the sale of alcohol, shall receive written training in the Licensing Act 2003. Any training given shall be under constant review and training records shall be made available to a relevant responsible authority upon request.
12. Alcohol off sales shall only be permitted in the following instances:
- (a) to permit unfinished bottles of wine to be taken home by the purchaser
 - (b) for home delivery only when accompanying a meal ordered for delivery
13. Orders for home delivery which include the supply of alcohol shall be paid for via credit card prior to delivery.
14. A fully operational CCTV system shall be installed, operated and maintained at the premises. The system shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is regarded as 'identification standard' of all persons entering and/or leaving the premises.
15. The CCTV system shall incorporate a recording facility and all recordings shall be securely stored for a minimum of 31 days. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained.
16. The CCTV system shall be fully operational throughout the hours that the premises are open for any licensable activity.
17. A member of staff who is able to operate the CCTV system shall be on the premises at all times the premises are open to members of the public. This staff member shall be able to

Licensing Act 2003

Premises Licence

PL0269

ANNEXES continued ...

produce recent CCTV images or footage to the Police upon request, as soon as possible.

18. Signage shall be clearly displayed around the premises advising that a CCTV recording system is in operation.
19. A combined incident book and refusals register known as the 'premises daily register' shall be utilised at the premises. This register shall be maintained and kept for a rolling period of 12 months. The register shall record:
 - The name of the person responsible for the premises on each given day
 - Any incidents at the premises relevant to the supply of alcohol and/or the promotion of the licensing objectives. Such incidents shall include complaints made to the premises alleging nuisance or anti-social behaviour by persons leaving or attending the premises.
 - Any refusals to sell alcohol.
 - Any time a person is refused service at the premises.
20. The premises daily register shall be readily available for inspection by an authorised person upon reasonable request.
21. The premises licence holder shall ensure that a range of non-alcoholic beverages are available.
22. The capacity of the premises shall be limited to 40 persons, excluding staff.
23. No person shall be allowed to leave the premises whilst in possession of any glass drinking vessel or open bottle, whether empty or containing any beverage.
24. Signage requesting customers to be respectful of others when entering or leaving the premises shall be positioned in a prominent position at the premises.
25. Staff at the premises shall regularly monitor patrons smoking outside the premises to ensure that a noise nuisance is not caused.
26. The premises licence holder shall ensure that procedures are in place to keep the premises' frontage clean and clear from litter.
27. The Challenge 25 proof of age scheme shall be utilised at the premises.
28. Any children under the 18 years of age on the premises after 21:00hrs shall be accompanied

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Bridge Street
Christchurch
BH23 1AZ



Licensing Act 2003

Premises Licence

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ANNEXES continued ...

by a responsible adult.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

None

BCP Council
Civic Offices
Bridge Street
Christchurch
BH23 1AZ



Licensing Act 2003

Premises Licence Summary

PL0269

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

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WHERE THE LICENCE IS TIME LIMITED THE DATES

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THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday - Sunday	8:00am	11:30pm

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Ahmed Ismail Enterprise Ltd
43 High Street, Christchurch, BH23 1AS.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Ahmed Ismail Enterprise Ltd

08435867

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Ahmed ISMAIL

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

BCP Council
Civic Offices
Bridge Street
Christchurch
BH23 1AZ



Licensing Act 2003

Premises Licence Summary

PL0269

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Application to vary a premises licence 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 AHMED ISMAIL ENTERPRISE LTD

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

PL0269

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
BAGGIES COFFEE HOUSE
43 HIGH STREET
CHRISTCHURCH
DORSET

Post town

Postcode

BH23 1AS

Telephone number at premises (if any)

01202490229

Non-domestic rateable value of premises

£26750

Part 2 – Applicant details

Daytime contact
telephone number

0120249029

E-mail address (optional)

Current postal address if
different from premises
address

Post town

Postcode

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

☒ Yes

☐
No

If not, from what date do you want the variation to take effect?

DD		MM		YYYY			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☒ Yes ☐ No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

- 1- Seek to extend the selling of late night refreshment to 02:00 am, ON and OFF the promises seven days a week
- 2- Also to extend the selling of alcohol from 9am to 02:00 am, ON and OFF the promises seven days a week

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply

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

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



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



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	08:00	02:30	<u>Please give further details here</u> (please read guidance note 5) 1- Seek to extend the selling of late night refreshment to 02:00 am, ON and OFF the promises seven days a week 2- Also to extend the selling of alcohol from 9am to 02:00 am, ON and OFF the promises seven days a week		
Tue	08:00	02:30			
Wed	08:00	02:30	<u>State any seasonal variations for performing plays</u> (please read guidance note 6) 1- Seek to extend the selling of late night refreshment to 02:00 am, ON and OFF the promises seven days a week 2- Also to extend the selling of alcohol from 9am to 02:00 am, ON and OFF the promises seven days a week		
Thur	08:00	02:30			
Fri	08:00	02:30	<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7) NO		
Sat	08:00	02:30			
Sun	08:00	02:30			

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed					
Thur					
			<u>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</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Wed			
Thur			
Fri			<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 7)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<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 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 5)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5) 1- Seek to extend the selling of late night refreshment to 02:00 am, ON and OFF the premises seven days a week 2- Also to extend the selling of alcohol from 9am to 02:00 am, ON and OFF the premises seven days a week		
Mon	08:00	02:30			
Tue	08:00	02:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 6) 1- Seek to extend the selling of late night refreshment to 02:00 am, ON and OFF the premises seven days a week 2- Also to extend the selling of alcohol from 9am to 02:00 am, ON and OFF the premises seven days a week		
Wed	08:00	02:30			
Thur	08:00	02:30	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 (please read guidance note 7) <div style="text-align: center;">NO</div>		
Fri	08:00	02:30			
Sat	08:00	02:30			
Sun	08:00	02:30			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6) 1- Seek to extend the selling of late night refreshment to 02:00 am, ON and OFF the premises seven days a week 2- Also to extend the selling of alcohol from 9am to 02:00 am, ON and OFF the premises seven days a week		
Mon	08:00	02:30			
Tue	08:00	02:30			
Wed	08:00	02:30			
Thur	08:00	02:30	<u>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</u> (please read guidance note 7) NO		
Fri	08:00	02:30			
Sat	08:00	02:30			
Sun	08:00	02:30			

K

<p>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 10).</p> <p style="text-align: center;">THERE IS NO ENTERTAINMENT ON THE PROMSIS</p>
--

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6) OPEN ALL YEAR 365 DAYS
Day	Start	Finish	
Mon	08:00	02:30	
Tue	08:00	02:30	
Wed	08:00	02:30	
Thur	08:00	02:30	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 7)
Fri	08:00	02:30	
Sat	08:00	02:30	
Sun	08:00	02:30	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

NO CURRENT IMPOSED CONDITIONS

Please tick as appropriate

- I have enclosed the premises licence ☒
- I have enclosed the relevant part of the premises licence ☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

TO PROMOTE ALL FOUR LICENSING OBJECTIVES WE WILL KEEP:
Strong management controls and effective training of all staff so that they are aware of the premises licence and the requirements to meet the four licensing objectives with particular attention to:
a/ no selling of alcohol to underage people
b/ no drunk and disorderly behavior on the premises area
c/ vigilance in preventing the use and sale of illegal drugs at the retail area
d/ no violent and anti-social behaviour
e/ no any harm to children

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

- Providing the hours of operation and licensable activities during those hours.
- Supervisor confirmed it is obligated to be in day-to-day control of the premises, to provide good training for staff on the Licensing Act (Training Record)
- Clear "Challenge 25" to prevent the supply of alcohol to under-age drinkers.
- CCTV system installed with recording option available

b) The prevention of crime and disorder

CCTV System installed to monitor entrances, exits, and other parts of the premises.
A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.
Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers will be displayed.
Not selling of alcohol to drunk or intoxicated customers.
Training staff in asking customers to use premises in an orderly and respectful manner and prevent drinking alcohol at the retail unit (ex. canned or bottled beer).

c) Public safety

- Internal and external lighting fixed to promote the public safety Objective.
- Well trained staff adherence to environmental health requirements.
- Training and implementation of underage ID checks.
- A log book kept in the premises to entered particulars of inspections when and as required to be made by statute, and information compiled to the premises licence that requires the recording of such information for inspection.
- All of the premises, all fittings, notices, lighting, heating, electrical, aircondition, sanitary maintained at all times in good order and safe.

d) The prevention of public nuisance

- Noise reduction measures Prominent, clear and legible notices will be displayed at the
- Exit requesting the public to respect the Neighbours and to leave Quietly
- The premises Deliveries of goods necessary for the business will be carried out at such a time as to prevent nuisance and disturbance to residents.
- The Licensee will ensure that staff will conduct themselves in the good manner when the business has ceased trading to avoid causing disturbance
- Customers will be asked not to stand around loudly talking outside the premises.
- Customers will not be admitted to premises above opening hours.
- The movement of bins outside the premises will be kept to a minimum after 11.00pm.

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 a photographic driving
- license or a passport) if they wish to buy alcohol.
- Well trained staff about requirement for persons' identification, age establishment etc.
- All the details provided in Training Record Book available the retail unit.
- Log Book will be kept upon the premises all the time.
- Nothing belong existing Health & Safety requirements.

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee; or ☐
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☐
- I understand that I must now advertise my application. ☒
- I have enclosed the premises licence or relevant part of it or explanation. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	04/06/2019
Capacity	Owner and Director

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

AHMED ISMAIL
BAGGIES COFFEE HOUSE
43 HIGH STREET
CHRISTCHURCH
DORSET

Post town		Post code	BH23 1AS
Telephone number (if any)	01202 490229		

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. 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 of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - 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.
 - 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.
 - 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.
 - 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:
 - 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.
 - 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.
 - 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.
 - 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:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - 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;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - 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.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state 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.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. 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.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. 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 or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.

12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.

This page is intentionally left blank

From: [Becky Baker](#)
To: [Mike Ismail](#)
Cc: [Sean Whitney](#); [Busfield, Louise \(Louise.Busfield@dorset.pnn.police.uk\)](#)
Subject: FW: Variation application for Baggies 43 High Street Christchurch
Date: 08 July 2019 07:27:05
Attachments: [image001.jpg](#)
[image003.png](#)
[image005.png](#)
[image001.wmz](#)
[Schedule 6 - 6 3 17 Application to vary a premises licence under the Licensing Act 2003.pdf](#)
[image006.jpg](#)

Dear Mr Ismail

I have received the email below from Dorset Police, objecting to your application to extend the hours for Baggies until 02:00am 7 days a week.

In light of the objection from the Police, unless the matter can be mediated or the application withdrawn, a licensing hearing shall be arranged and your application will be determined by the Licensing Sub-Committee. You will be advised of the date of the hearing once it has been arranged.

In the meantime you may choose to contact Dorset Police on the email or telephone number in their email below, to discuss the matter and to see if there is any compromise that can be reached with regards to the application.

Kind Regards



Becky Baker
Senior Licensing Officer
Public Health and Protection
T. 01202 795352
becky.baker@bcpcouncil.gov.uk
bcpcouncil.gov.uk

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From: Busfield, Louise <Louise.Busfield@dorset.pnn.police.uk>
Sent: 05 July 2019 12:13
To: Licensing Com <licensing@bcpcouncil.gov.uk>
Subject: FW: Variation application for Baggies 43 High Street Christchurch

Good morning

In relation to the recent application to vary the premises licence of the above premises, I would like to object to the application on behalf of Dorset Police, in relation to the prevention of Crime and Disorder and Public Safety.

The application of variation is to change the premises into a 'late night venue' offering late night refreshment and on and off sales of alcohol from 08:00 to 02:00 hrs 7 days a week, 365 days a year.

Dorset Police are objecting to this variation, due to incidents relating to Crime and Disorder and Public Safety directly relating both to the DPS and the premises itself and that there are no measures proposed within the application to assure Dorset Police that the licensing objectives of Crime and Disorder and Public Safety would be upheld if this variation were granted.

Kind regards,
Louise

Louise Busfield 8952
Licensing Officer
Drug and Alcohol Harm Reduction Team
Prevention Department Bournemouth Police Station Dorset Police
E: louise.busfield@dorset.pnn.police.uk T: 01202 222445 M: 07912 899315

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From: Becky Baker <becky.baker@bcpcouncil.gov.uk>

Sent: 18 June 2019 16:05

To: .Licensing <Licensing@Dorset.PNN.Police.uk>; dorset fire (fire.safety@dwfire.org.uk) <fire.safety@dwfire.org.uk>; Pollution <environmentalhealth@bcpcouncil.gov.uk>; Planning Christchurch BCP <planning.christchurch@bcpcouncil.gov.uk>; publichealth-licensing <publichealth-licensing@dorsetcc.gov.uk>; Trading Standards <trading.standards@bcpcouncil.gov.uk>

Cc: Sean Whitney <sean.whitney@bcpcouncil.gov.uk>

Subject: Variation application for Baggies 43 High Street Christchurch

Hi All

Please find attached an application to vary the premises licence for Baggies at 43 High Street, Christchurch. The applicant is seeking to extend the times that alcohol and late night refreshment may be sold from 23:00 until 02:00 hrs. The applicant has advised that he completed box A under part 4 in error and does not wish to apply for films.

The 28 day consultation period starts tomorrow, 19 June and ends on the 16 July 2019.

Any queries please get in touch.

Kind Regards



Becky Baker
Senior Licensing Officer
Public Health and Protection
T. 01202 795352
becky.baker@bcpcouncil.gov.uk
bcpcouncil.gov.uk

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From: Mike Ismail [REDACTED]
Sent: 04 June 2019 20:35
To: licensing@bcpcouncil.gov.uk
Subject: ***Application for a minor variation PL0269***

Dear Sir or Madam,

Please find the attached Application for a variation to License PL0269,

If the application required to pay fee please do not hesitate to contact me and I will pay by card over the phone

I look forward to hear from you

Yours Faithfully,

Mr Ahmed Ismail
Owner and Director
Ahmed Ismail Enterprise LTD
T/A Baggies Coffee House

W: 01202490229

M: [REDACTED]

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For more information, or to contact us, please visit us at www.devon-cornwall.police.uk or www.dorset.police.uk or e-mail 101@devonandcornwall.pnn.police.uk or 101@dorset.pnn.police.uk

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From: [Sean Whitney](#)
To: [REDACTED]
Cc: "louise.busfield@dorset.pnn.police.uk"; [Becky Baker](#)
Subject: FW: Variation application for Baggies 43 High Street Christchurch
Date: 18 July 2019 14:18:00
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.wmz](#)
[image004.jpg](#)
Importance: High

Mr Ismail

I note from the e-mail exchange below that attempts to reach an agreement on conditions which would allow the Dorset Police to withdraw their objection have not been successful.

I would advise therefore that a hearing has been set for the 6th August 2019. The hearing will take place at the Civic Offices in Poole at 10.00am. Further details will be provided closer to the meeting.

If however in the meantime you are able to reach agreement with the police such that they withdraw their objection then there will be no need for a hearing.

Regards



Sean Whitney
Public Health and Protection Manager
Public Health and Protection
T. 01202 795387
sean.whitney@bcpcouncil.gov.uk
bcpcouncil.gov.uk

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From: Busfield, Louise <Louise.Busfield@dorset.pnn.police.uk>
Sent: 18 July 2019 12:36
To: Mike Ismail [REDACTED]
Cc: Licensing Com <licensing@bcpcouncil.gov.uk>; Becky Baker <BBaker@christchurchandeastdorset.gov.uk>
Subject: FW: Variation application for Baggies 43 High Street Christchurch

Good morning Mike

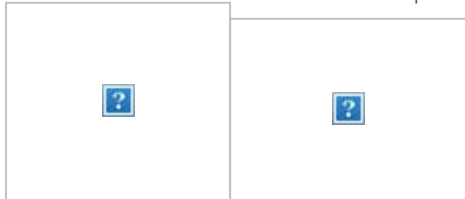
Thank you for your email, I am concerned however about some of the points you raise as they were all considerations that we discussed, and you agreed, during our meeting. As you are aware, Dorset Police initially submitted an objection to this application, however the measures and conditions you subsequently offered gave us the assurance that the licensing objectives of Prevention of Crime and Disorder and Public Safety would be upheld, and therefore we prepared to withdraw our objection. However, as you are now seeking to compromise on these conditions we will have no alternative but to maintain our objection.

As you are aware, the 28 day consultation period has now passed, as such I am cc'ing to the Licensing Authority for their information.

Kind regards,
Louise

Louise Busfield 8952
Licensing Officer
Drug and Alcohol Harm Reduction Team
Prevention Department Bournemouth Police Station Dorset Police
E: louise.busfield@dorset.pnn.police.uk T: 01202 222445 M: 07912 899315

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From: Mike Ismail [REDACTED]
Sent: 17 July 2019 16:44
To: Busfield, Louise <Louise.Busfield@dorset.pnn.police.uk>
Cc: Licensing Com <licensing@bcpcouncil.gov.uk>
Subject: Re: Variation application for Baggies 43 High Street Christchurch

Dear Louise,

It was nice to meet you in person, Thank you very much your email, If I'm in position to agreed all your condition most differently would be happy to agreed, However please see the below my response:-

- This is a very descriptive conditions you have set for a small business trying to establish itself
- I would agreed to measurement of the selling on and off the promises
- In regard to staff condition as our forecast for the operation would be high in cost, I feel that to put condition on the number of the staff from the start of the operation is putting us in financial exposure as we don't know how many order or customer would serve, off curse if we feel we have a good turn out from customers we will increase the staff beyond 4 staff.
- Agreed to terminate hour of sale to alcohol at: 00:00
- In regards to SIA I believe that would agreed with you if we know how much customer or what type of customer? We will seriously employ SIA if we need to, so could you could leave it out as condition, however I can agree to have a police radio and paid for, whoever if the trade pick up and it become necessarily we will get SIA on the door not only for customers safety but for our staff safety too
- in regards to selling take away only through Just Eat, Uber and delivroo its difficult to

commit to as this company closing around 11pm and looking at their charges are very high, we need in option that in case if any dispute we can be able to delivery ourselves

- In regards to other condition such, CCTV, Incident Log, staff training I agreed

I hope that you can consider the above to give us chance to serve the community

However if in the future we be been found that we did not thoroughly investigate any incident occurred in our promises with the out come unsatisfactory to you then you can impose any condition you may see fit.

I look forward to here from you soon,

Your Sincerely,

Mike Ismail
Owner and Director
Ahmed Ismail Enterprise LTD
T/A: Baggies Coffee House
43 High Street, Christchurch, BH23 1AS
W: 01202490229
M: [REDACTED]

From: Busfield, Louise <Louise.Busfield@dorset.pnn.police.uk>
Sent: 16 July 2019 11:00
To: Mike Ismail
Cc: Licensing Com
Subject: RE: Variation application for Baggies 43 High Street Christchurch

Good morning Mike,

Thanks you for taking time to meet me today. In summary, I will withdraw my objection to the application for variation on the basis of measures that we discussed to uphold the licensing objectives of the Prevention of Crime and Disorder and Public Safety as I have detailed below:

Sunday – Thursday – no change

Friday & Saturday: terminal hour 02:30
Last order for late night refreshment: 02:00

Friday & Saturday: terminal hour for sale of alcohol : 00:00

Sale of alcohol ancillary to food – both on and off sales

On sales: no more than 2, 33cl bottles of beer per customer, not exceeding 5.5% ABV or 2, 175 ml glasses of table wine per customer
Off Sales: alcohol to be limited to 2, 33 cl bottles of beer per customer , not exceeding 5.5% ABV
Off sales restricted to 2, 33 cl bottles of beer in plastic bottles ancillary to substantial food order

(meal)

Off sales and delivery of food to be undertaken only by a nationally registered delivery company

Upstairs of premises to close no later than 22:00

4 staff to be on the premises from 19: 00 hrs

1 SIA to be on premises from 21:00 – 02:30 OR when last customers have dispersed from the area

Premises to ensure that there is no debris which has emanated from their premises on the High Street between The Regent Centre and Christchurch library

All staff involved in the sale of alcohol shall receive training on the law relating to prohibited sales, the age verification policy adopted by the premises and the conditions attaching to the premises licence. Refresher training shall be provided at least once every 6 months. A record shall be maintained of all staff training and that record shall be signed by the person receiving the training and the trainer. The records shall be kept for a minimum of 12 months and made available for inspection by police, licensing or other authorised officers.

An incident log shall be kept at the premises. The log shall include the date and time of the incident and the name of the member of staff who has been involved. and made available on request to an authorised officer of the Council or the Police, which shall record the following:

- (a) any complaints received
- (b) any incidents of disorder
- (c) any faults in the CCTV system / or searching equipment / or scanning equipment
- (d) any refusal of the sale of alcohol
- (e) any visit by a relevant authority or emergency service
- (f) all crimes reported to the venue
- (g) all ejections of patrons
- (h) all seizures of drugs or offensive weapons

This log to be checked on a weekly basis by the DPS of the premises.

Challenge 25, shall be operated at the premises where the only acceptable forms of identification are (recognised photographic identification cards, such as a driving licence or passport / Holographically marked PASS scheme identification cards). Appropriate signage advising customers of the policy shall prominently displayed in the premises.

Town Watch radio to be used at all times the premises is open after 19:00 until close

A CCTV system, shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record and cover areas where alcohol is kept for selection and purchase by the public, whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with correct date and time stamping. Recordings shall be made available immediately upon the request of Police or an authorised officer of the council throughout the preceding 31 day period. The CCTV system shall be updated and maintained according to police recommendations.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.

CCTV shall be downloaded on request of the Police or authorised officer of the council. Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.

A documented check of the CCTV shall be completed weekly to ensure all cameras remain operational and the 31 days storage for recordings is being maintained.

I would be grateful if you could confirm that you agree to the above being included on your licence, and confirm the same to the licensing authority.

Kind regards,
Louise

Louise Busfield 8952
Licensing Officer
Drug and Alcohol Harm Reduction Team
Prevention Department Bournemouth Police Station Dorset Police
E: louise.busfield@dorset.pnn.police.uk T: 01202 222445 M: 07912 899315

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From: Mike Ismail [REDACTED]
Sent: 09 July 2019 22:01
To: Busfield, Louise <Louise.Busfield@dorset.pnn.police.uk>
Subject: Re: Variation application for Baggies 43 High Street Christchurch

Dear Louise,

I can confirm today that I briefly spoke with Dave (PCSO), as he with coming with other officer to visit me on other matter, He advised me that the below:-

- I know the (PCSO) Dave for number of years but I never had a good communication
- He said there was a couple of incident I dealt with aggressively in the past, however he did not explain where and when and the out come?
- I can only remember an incident last summer 2018, about 15:00 pm, when 3 yob has come and seated on outside table and I send my waitress to asked them if they need to order anything, however my waitress come in and she said they were very rude to her and they did not wanted anything, after 5 minute I went outside and asked them if they need to order anything, then they been very road to me so I asked them to leave and they refused to leave so I advised them that there is a CCTV recording and I asked three time to evacuate my table for a customer they also refused and one of them swore at me and get up and raised his fist to punch me but I duct down and the other two joined him and tried to fight with me, but I did not report them for the damage
- (PCSO) Dave has asked me to best speak with you and ask what is you ground of Objection and how we can best find a reasonable ground to work together to best solution and if there is concern what are if any condition you propose for me to assure you that my business opening late will not be of a concern to the police?
- The reason that my business best to open late as at the moment business is struggling big time, looking for ways to make the business survived I made a plan by opening late for home delivery
- My business mainly is take away, however many of my customers asked me if I open

late they would like to order take away and home delivery

- As you may know that high street is full of coffee shops and in order to survive have to open for longer hours which will lead to boost the town economy and keep staff employed
- If you have any condition you propose then please let me know and I'm sure we can come into an agreement that is good for both
- I understand your concern in regards to public safety, I take personally public safety is paramount in the core of our business I'm not opening another late night Bar or club
- I been running the business for the last 7 years and have learned and gained very good experience and skill of how to deal with customer
- Also they will be a Manager running the evening shift as I have to look after my kids
- CCTV surrounding in and out of the promises
- They will be No loud music or nonsense noise

I hope you can understand the legitimacy of my business that I thrive to put public safety 1st and in core of everything we do

I look forward to hear your response or meeting with you in person to discuss it further

Yours Sincerely,

Mr Ahmed Ismail
Owner and Director
Ahmed Ismail Enterprise LTD
W: 01202490229
M: [REDACTED]

From: Mike Ismail [REDACTED]
Sent: 08 July 2019 14:07
To: Busfield, Louise <Louise.Busfield@dorset.pnn.police.uk>
Cc: Sean Whitney <sean.whitney@bcpcouncil.gov.uk>; Becky Baker <becky.baker@bcpcouncil.gov.uk>
Subject: Re: Variation application for Baggies 43 High Street Christchurch

Dear Louise,

I have tried to contact you today and been informed you currently out of office and left message for you to contact me back in regards to Variation application for Baggies 43 High Street Christchurch promises license.

I also called your mobile no answer and no facility to leave a voice mail.

Please can you contact me in regard to discuss your objection and also as DPS I'm not

aware of any incident for the past 7 years I been running my business, I'm very keen to know what this incident relate too?

I look forward to hear from you soon

Kind Regards,

Ahmed Ismail
Owner and Director
Ahmed Ismail Enterprise LTD
T/A Baggies Coffee House

W: 01202490229

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