

# Notice of Licensing Sub-Committee

Date: Monday, 14 December 2020 at 10.00 am

Venue: Virtual Meeting



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## Membership:

Cllr J J Butt

Cllr N Decent

Cllr B Dove

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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 view the live stream of this meeting at the following link:

<https://democracy.bcpCouncil.gov.uk/ieListDocuments.aspx?CId=289&MId=4380&Ver=4>

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](mailto:democratic.services@bcpCouncil.gov.uk)

Press enquiries should be directed to the Press Office: Tel: 01202 454668 or email [press.office@bcpCouncil.gov.uk](mailto:press.office@bcpCouncil.gov.uk)

This notice and all the papers mentioned within it are available at [democracy.bcpCouncil.gov.uk](https://democracy.bcpCouncil.gov.uk)

GRAHAM FARRANT  
**CHIEF EXECUTIVE**

4 December 2020



Available online and  
on the Mod.gov app



## Maintaining and promoting high standards of conduct

### Declaring interests at meetings

Familiarise yourself with the Councillor Code of Conduct which can be found in Part 6 of the Council's Constitution.

Before the meeting, read the agenda and reports to see if the matters to be discussed at the meeting concern your interests

Do any matters being discussed at the meeting relate to your registered interests?

Disclosable Pecuniary Interest

Yes

Declare the nature of the interest

Do NOT participate in the item at the meeting. Do NOT speak or vote on the item EXCEPT where you hold a dispensation

You are advised to leave the room during the debate

Local Interest

Yes

Declare the nature of the interest

Applying the bias and pre-determination tests means you may need to refrain from speaking and voting

You may also need to leave the meeting. Please seek advice from the Monitoring Officer

No

Do you have a personal interest in the matter?

Yes

Consider the bias and pre-determination tests

You may need to refrain from speaking & voting

You may also need to leave the meeting. Please seek advice

No

You can take part in the meeting speak and vote

What are the principles of bias and pre-determination and how do they affect my participation in the meeting?

Bias and predetermination are common law concepts. If they affect you, your participation in the meeting may call into question the decision arrived at on the item.

#### Bias Test

In all the circumstances, would it lead a fair minded and informed observer to conclude that there was a real possibility or a real danger that the decision maker was biased?

#### Predetermination Test

At the time of making the decision, did the decision maker have a closed mind?

If a councillor appears to be biased or to have predetermined their decision, they must NOT participate in the meeting.

For more information or advice please contact the Monitoring Officer  
([susan.zeiss@bcpcouncil.gov.uk](mailto:susan.zeiss@bcpcouncil.gov.uk))

### Selflessness

Councillors should act solely in terms of the public interest

### Integrity

Councillors must avoid placing themselves under any obligation to people or organisations that might try inappropriately to influence them in their work. They should not act or take decisions in order to gain financial or other material benefits for themselves, their family, or their friends. They must declare and resolve any interests and relationships

### Objectivity

Councillors must act and take decisions impartially, fairly and on merit, using the best evidence and without discrimination or bias

### Accountability

Councillors are accountable to the public for their decisions and actions and must submit themselves to the scrutiny necessary to ensure this

### Openness

Councillors should act and take decisions in an open and transparent manner. Information should not be withheld from the public unless there are clear and lawful reasons for so doing

### Honesty & Integrity

Councillors should act with honesty and integrity and should not place themselves in situations where their honesty and integrity may be questioned

### Leadership

Councillors should exhibit these principles in their own behaviour. They should actively promote and robustly support the principles and be willing to challenge poor behaviour wherever it occurs

# 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 requested to declare any interests on items included in this agenda. Please refer to the workflow on the preceding page for guidance.

Declarations received will be reported at the meeting.

**4. Protocol for Public Representation at Virtual Meetings**

5 - 8

In response to the Government's guidance to limit the spread of Coronavirus and restrictions around the gathering of more than two people, the following items of business will be conducted as virtual hearings in accordance with Government Regulations and Article 16 of the Council's Constitution. This approach has been taken to ensure the Council is compliant with the current restrictions and is not putting participants and members of the public at risk.

A revised protocol for public representation at formal virtual meetings of the Licensing Sub Committee is included with the agenda sheet for this meeting.

**5. New Licence Application**

9 - 60

An application has been received for a new premises licence for the premises known as 'The Ducking Stool', Ducking Stool Lane, Christchurch, BH23 1DS.

This matter is brought before the Sub-Committee for determination.

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.

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## **LICENSING COMMITTEE AND SUB COMMITTEE**

### **PROTOCOL FOR PUBLIC REPRESENTATION AT VIRTUAL MEETINGS**

**The existing protocol for public speaking has been adapted to apply in respect of virtual hearings under the Licensing Act 2003, the Gambling Act 2005, and Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 (as amended by the Policing and Crime Act 2009).**

**It has been amended in accordance with Article 16 of the Council's Constitution: Covid-19 Interim Decision Making Arrangements, and the requirements of The Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020.**

This includes applications relating to the licensing of alcohol, regulated entertainment, late night refreshment, gambling, and sex establishments, Hackney Carriage and Private Hire vehicles, which are the responsibility of the Licensing Committee/Sub Committee to determine as set out in Part 3.3 of the Council's Constitution.

1. The Chair welcomes everyone, matters of general housekeeping are dealt with, notification that the hearing may be recorded for live and subsequent broadcast on the Council's website, reminder to switch mobile phones to silent, principles for managing formal skype meetings.
2. The Chair identifies all parties present and makes introductions.
3. Matters of general housekeeping are dealt with, notification that the hearing may be recorded for live and subsequent broadcast on the Council's website, reminder to switch mobile phones to silent.
4. All persons who have given notice of their intention to speak are identified.
5. Identify if any person who wishes to withdraw a representation or wishes not to speak
6. Chair explains proposed procedure and order of speaking for hearing as set out in Appendix A. All parties confirm agreement or make representations on procedure proposed.
7. Licensing Officer's report is presented.
8. Parties present their representations in the order agreed.
9. Parties who are speaking should not repeat the information which they have already given in writing in their representation. They will be able to expand on the written information given, provided the information remains relevant. Any addition information should be limited to the grounds of their representation(s). For example, if they are objecting on the grounds of Public Nuisance, then they should confine their comments to matters relating to Public Nuisance.
10. Members of the Licensing Committee or Sub Committee may ask questions after each representation and at the end of all representations. Parties, will be allowed to ask questions through the Chair.

11. Following representations, the parties will be given the opportunity to sum up. Party who spoke first to go last. The hearing will then conclude.
12. Members will deliberate in private with the clerk and legal representative as appropriate present.
13. The decision will be taken by the Committee and notification of the decision will be given within the period of five working days beginning with the day or the last day on which the hearing was held in accordance with the regulations. The notification of decision will include information about the right of appeal as appropriate.
14. The Legal Advisor will advise the parties of any right of appeal as appropriate at the conclusion of the hearing.

#### General points

- The hearing may be adjourned at any time at the discretion of the Members
- Members may amend the procedure at any time if they consider it to be in the public interest or in the interest of a fair hearing
- The Sub Committee may decide to conduct all or part of a hearing in non public session where it considers the public interest in doing so, outweighs the public interest in the hearing.
- The Chair may exclude any person from a hearing for being disruptive.
- Meetings of the Licensing Committee in public session are recorded by the Council for live and subsequent broadcast on its website.
- The hearing will take the form of a discussion.
- Only persons (or their representatives) who have made an application, are subject to an application or have submitted a written representation to the Licensing Authority under the relevant Act are permitted to speak at the hearing.
- Any further information to support an application or a representation must be submitted at least 5 working days prior to the Hearing. Any submissions submitted less than 24 hours before the hearing must be agreed by all parties at the Hearing, before it can be considered
- If a party has informed the Authority that he does not intend to participate, or be represented at the hearing, or has failed to advise whether he intends to participate or not, the hearing may proceed in his absence

**For other matters in Part 3.3 of the Council's Constitution which are the responsibility of the Licensing Committee, the procedures set out in Appendix 6 of the Council's Constitution in relation to public questions, statements and petitions as amended by Article 16: Covid-19 Interim Decision Making Arrangements and the provisions in The Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020 shall apply.**

This includes such matters as making recommendations on relevant policies, approving the level of fees charged by the Council, and making decisions on tariffs charged by the Public Carriage Trade.

**The Council's Constitution can be accessed using the following link:**

<https://democracy.bcpccouncil.gov.uk/ieListMeetings.aspx?CommitteeID=151&Info=1&bcr=1>

For further information please contact [democraticservices@bcpcouncil.gov.uk](mailto:democraticservices@bcpcouncil.gov.uk)

**Proposed procedure and order of speaking for virtual hearings**

- The Licensing Officer/Other Council Officer presents report
- Applicant will make their Application
- Questions of the Applicant by all parties, Members of the Committee/Sub-Committee to go first
- Responsible Authorities and Other Persons will make their representations.
- Questions of the Responsible Authorities and Other Persons. Members of the Committee/Sub-Committee to go first.
- All parties will be given an opportunity to sum up (with the party who spoke last to go first). The hearing will then conclude.
- Sub-Committee will deliberate in private with Legal Adviser and Clerk present. (Councillors new to Licensing may observe but will not take part in the decision making).
- Notification of the Sub Committee's decision will be given within the period of five working days beginning with the day or the last day on which the hearing was held in accordance with the regulations. The notification of decision will include information about the right of appeal as appropriate.
- The Legal Adviser will advise parties of any right of appeal as appropriate at the conclusion of the hearing.

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## LICENSING SUB-COMMITTEE



Report subject	<b>New Premises Licence Application</b> <b>The Ducking Stool, Ducking Stool Lane, Christchurch, BH23 1DS</b>
Meeting date	14 December 2020
Status	Public Report
Executive summary	Innpacked, representing Daniel Murrell, have made an application for a new premises licence for a new café/restaurant wishing to provide seasonal menus using locally sourced organic ingredients.  The application is for the supply of alcohol, both on and off the premises, between the hours of 12:00 and 22:00 daily.
Recommendations	<b>Members are asked to decide whether to: -</b>  a) <b>Grant the application for a premises licence as made;</b> b) <b>Refuse the application for a premises licence;</b> c) <b>Grant the premises licence subject to additional conditions.</b>  <b>Members of the Licensing Sub-Committee are asked to make a decision at the end of the hearing after all relevant parties have been given the opportunity to speak. Members must give full reasons for their decision.</b>
Reason for recommendations	The Licensing Authority has received representations from 7 other persons on the grounds that to grant this application it would undermine the prevention of crime and disorder and prevention of public nuisance licensing objectives.  The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation. Several letters refer to planning issues and members are reminded that planning concerns must be dealt with under planning legislation and is not a matter for the Sub-Committee to consider at this time.  Where representations have been received in relation to an application by a responsible authority or any other person, and the concerns have not been resolved through mediation between all parties, the Scheme of Delegation set out in the Council's Constitution states that these applications should be dealt with by the Licensing Sub-Committee.

Portfolio Holder(s):	Councillor May Haines – Community Safety
Corporate Director	Kate Ryan – Corporate Director for Environment & Community
Report Authors	Sarah Rogers – Senior Licensing Officer
Wards	Christchurch Town
Classification	For Decision

## Background

1. An application for a premises licence under the Licensing Act 2003 was made on the 6<sup>th</sup> November 2020. A copy of the application is attached at Appendix A.
2. A plan showing the location of the premises is attached at Appendix B.

## Consultation

3. The application was served on all responsible authorities and the applicant confirmed that the statutory notices were displayed on site and published in the local newspaper.
4. The application prompted seven representations from residents under the prevention of crime and disorder and prevention of public nuisance licensing objectives. A copy of the representations are attached at Appendix C.
5. No representations were received from any of the responsible authorities.
6. At the time of writing this report there are 3 days remaining of the consultation period. The last date for receipt of representations is the 4<sup>th</sup> December 2020.

## Options

7. Before making a decision, Members are asked to consider the following matters:
  - The representations made by seven other persons.
  - The submissions made by or made on behalf of the applicant.
  - The relevant licensing objectives, namely the prevention of crime and disorder and prevention of public nuisance.
  - The Licensing Act 2003, Regulations, Guidance and the Council's Statement of Licensing Policy.

## Summary of financial implications

8. N/A

## Summary of legal implications

9. If Members decide to refuse the application or attach 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 sustainability impact**

10. N/A

**Summary of public health implications**

11. N/A

**Summary of equality implications**

12. N/A

**Summary of risk assessment**

13. N/A

**Background papers**

BCP Council - Statement of Licensing Policy

**Appendices**

A – Copy of application

B – Copy of location plan

C – Copy of representations made

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**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** Daniel Murrell

*(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			
The Ducking Stool Ducking Stool Lane Christchurch			
<b>Post town</b>	Dorset	<b>Postcode</b>	BH23 1DS

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 9,400

**Part 2 - Applicant details**

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

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

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

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b> Murrell			<b>First names</b> Daniel		
<b>Date of birth</b> <input type="text"/>		I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes			
<b>Nationality</b> British					
Current residential address if different from premises address		<input type="text"/> The Grove Christchurch			
Post town	Dorset			Postcode	BH23 2HB
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

**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)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b>			I am 18 years old or over <input type="checkbox"/> Please tick yes		
<b>Nationality</b>					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(B) OTHER APPLICANTS**

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)

Telephone number (if any)
E-mail address (optional)

### Part 3 Operating Schedule

When do you want the premises licence to start? ASAP

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

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

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

Café/ Restaurant providing seasonal menus using locally sourced organic ingredients.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- |   |                          |
|---|--------------------------|
| a) plays (if ticking yes, fill in box A)  | <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 type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |



**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

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

## B

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

# C

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

## D

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

## E

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

# F

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

# G

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



## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

# I

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

# J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	12:00	22:00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Tue	12:00	22:00			
Wed	12:00	22:00			
Thur	12:00	22:00	<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 6)		
Fri	12:00	22:00			
Sat	12:00	22:00			
Sun	12:00	22:00			

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

<b>Name</b> Daniel Murrell	
<b>Date of birth</b> <input type="text"/>	
<b>Address</b> <input type="text"/> The Grove Christchurch Dorset	
<b>Postcode</b>	BH23 2HB
<b>Personal licence number (if known)</b> Currently being processed	
<b>Issuing licensing authority (if known)</b> Bournemouth, Christchurch and Poole 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 9).

N/A

## L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b><u>State any seasonal variations</u></b> (please read guidance note 5)
Day	Start	Finish	<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 6)
Mon	08:00		
		22:30	
Tue	08:00		
		22:30	
Wed	08:00		
		22:30	
Thur	08:00		
		22:30	
Fri	08:00		
		22:30	
Sat	08:00		
		22:30	
Sun	08:00		
		22:30	

## M

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

NB: As the business will be food led, the selection of the alcohol menu has been designed to enhance the customers dining experience. The nature of the alcohol that we intend to sell is such that it will not appeal to individuals looking to buy cheap alcohol in large quantities.

All staff shall be suitably trained for their job function for the premises. The training shall be written into a programme ongoing and under constant review and shall be made available to a relevant responsible authority when called upon.

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

A properly specified and fully operational CCTV recording system shall be installed, operated and maintained.

The CCTV system shall be in operation at the premises at all times when the premises are used for the provision of licensable activity.

All CCTV recordings shall be securely stored for a minimum of one calendar month.

A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.

Signage indicating that a CCTV recording system is in operation shall be displayed prominently in the premises.

A premises daily register shall be kept at the premises. This register shall be maintained and kept for a rolling period of 12 months. The register shall record all incidents which may have occurred which are relevant to the supply of alcohol and the promotion of the licensing objectives. Such incidents shall include, but not be limited to, complaints made to the premises alleging nuisance or anti-social behaviour by persons attending or leaving the premises and all refusals to sell alcohol. The register shall be readily available for inspection by an authorised person upon reasonable request.

Super-strength lagers, beers and/or ciders, i.e. those with an ABV of 6.5% or higher, shall not be sold at the premises.

**c) Public safety**

All exit routes shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed.

Public areas shall be maintained free from obstruction and trip hazards.

The premises licence holder shall ensure that a suitable fire risk assessment and emergency plan is in place at all times.

An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.

The venue capacity including staff will not exceed 65 people

**d) The prevention of public nuisance**

Patrons smoking outside the premises shall be monitored regularly to ensure the potential for noise nuisance is controlled.

The premises' frontage shall be regularly monitored to keep it clean and clear of litter.

Signage requesting customers to be respectful of others when entering or leaving the premises shall be installed in a prominent position by the premises' exit.

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

The premises will operate challenge 25 proof of age scheme and will require photographic identification from any persons who appear under the age of 25 when purchasing alcohol.

The only acceptable forms of identification are the following recognised photographic identification cards: a driving licence, a passport, a military identification card or a Proof of Age card carrying a 'PASS' hologram.

All occasions when persons have been refused service shall be recorded in the premises daily register.

There shall be no children unaccompanied by a responsible adult on the premises after 7.00pm.

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.



- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☐
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☒

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

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

#### **Part 4 – Signatures (please read guidance note 11)**

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
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Signature	<i>Ian Crockard</i>
Date	06/11/2020
Capacity	Duly Authorised Agent

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Innpacked Ltd 10 Whittle Road Ferndown Industrial Estate			
Post town	<b>Wimborne</b>	Postcode	<b>BH21 7RU</b>
Telephone number (if any)	01202 890030		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) <b>PREMISESLICENCE@INNPACKED.COM</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. 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  4. 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.
  5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  7. 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.
  8. 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'.
  9. 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.
  10. Please list here steps you will take to promote all four licensing objectives together.
  11. The application form must be signed.
  12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
  13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
  14. This is the address which we shall use to correspond with you about this application.

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

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

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

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

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

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

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

Insurance number and their name issued by a Government agency or a previous employer.

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

- (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
- (iv) self-sufficient e.g. bank statements.

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

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

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

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

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

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

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

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

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

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

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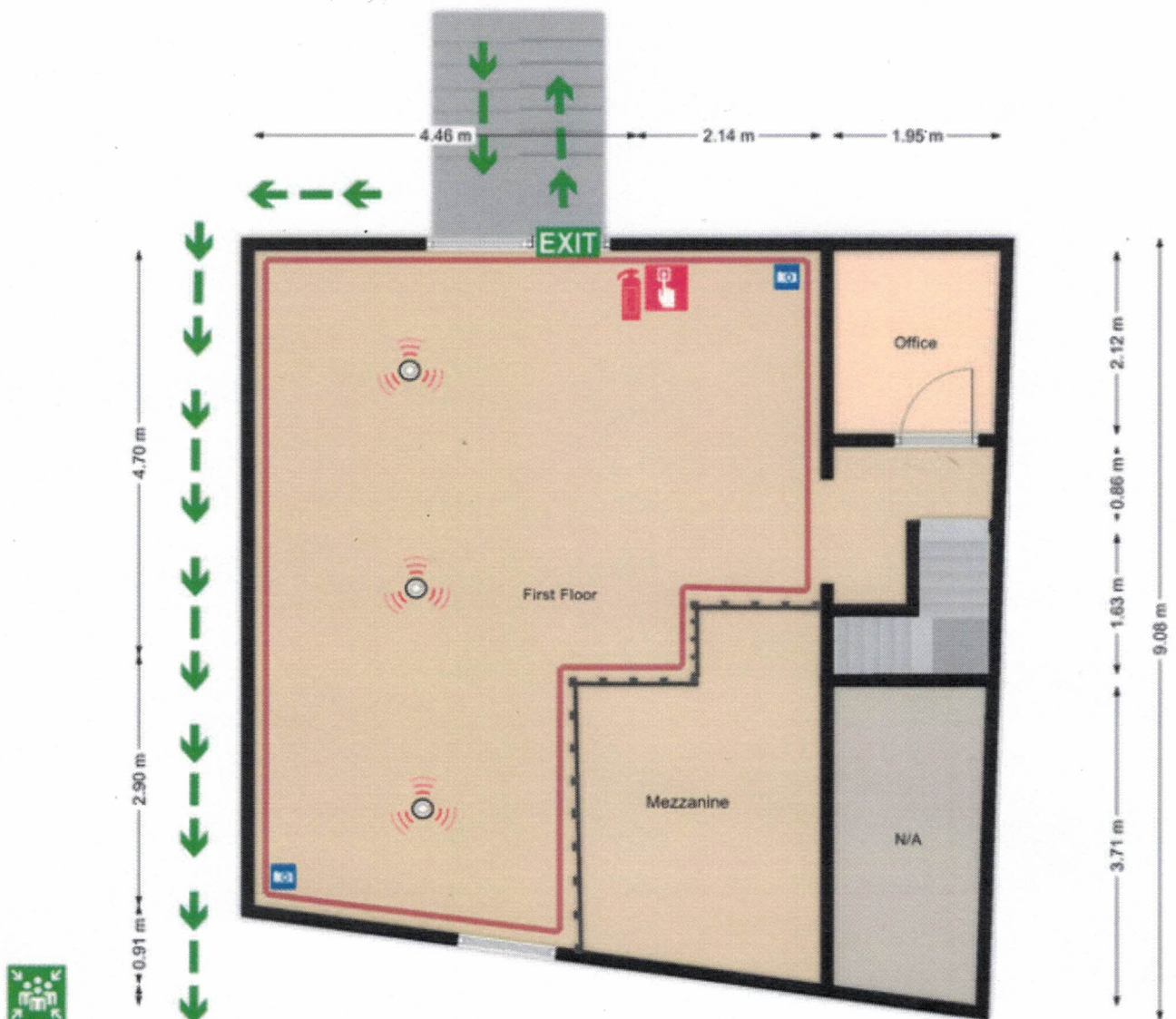


- EXIT** Emergency Exit
- Fire Alarm
- Security Camera
- Fire Extinguisher
- Push Button Alarm
- Meeting Point
- Alcohol Serving / Consumption Area

## Ground Floor

The Ducking Stool  
 Ducking Stool Lane  
 Christchurch  
 Dorset  
 BH23 1DS

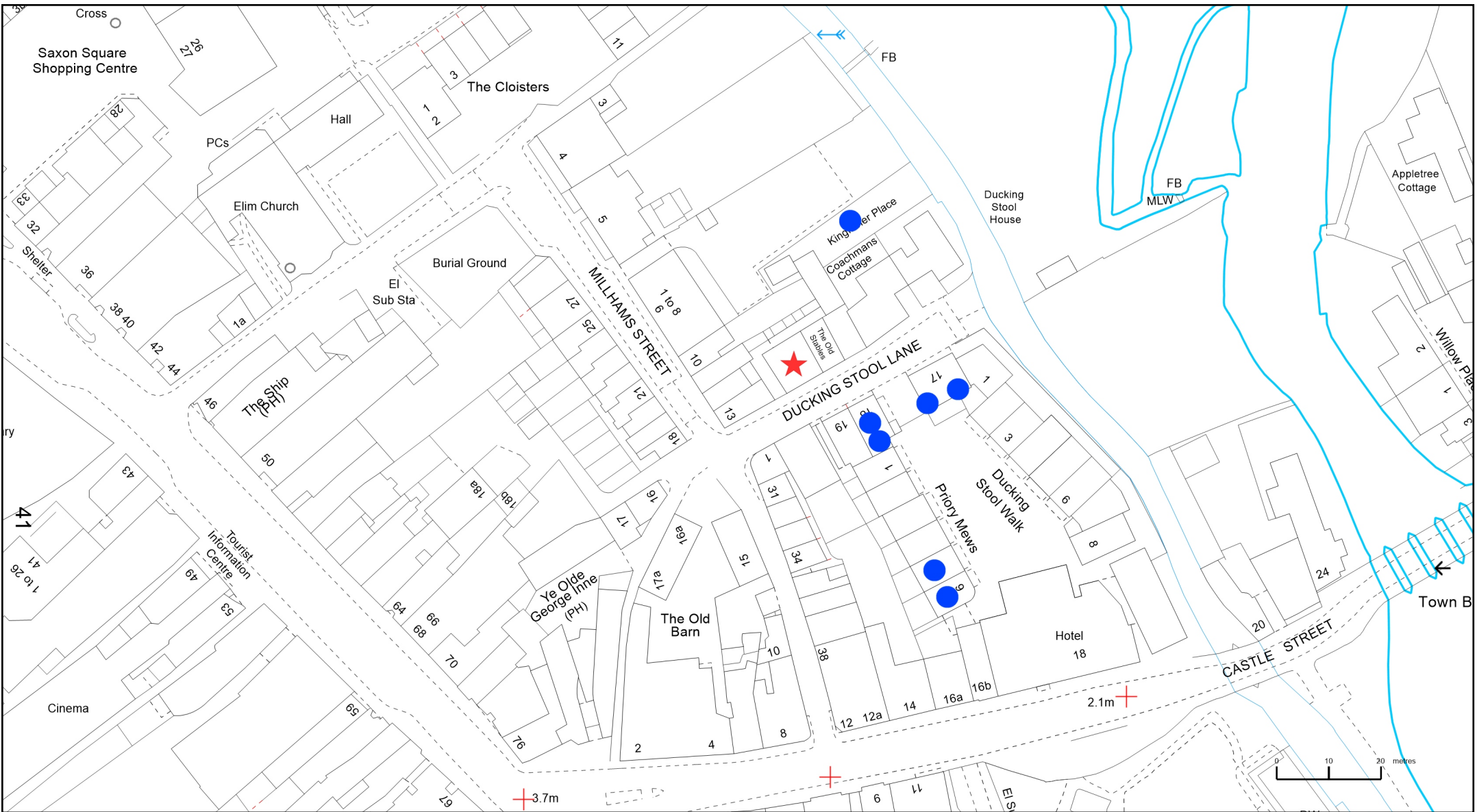




- EXIT** Emergency Exit
- Fire Alarm
- Security Camera
- Fire Extinguisher
- Push Button Alarm
- Meeting Point
- Alcohol Serving / Consumption Area


**First Floor**  
 The Ducking Stool  
 Ducking Stool Lane  
 Christchurch  
 Dorset  
 BH23 1DS





# New Premises Licence Application

The Ducking Stool, Ducking Stool Lane, Christchurch

 district\_borough\_unitary\_region

Scale: 1:1000 @ A4

Date: 01 December 2020

Creator: USER NAME

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17th November 2020

**Licensing Team  
Town Hall Annex  
St Steven's Road  
Bournemouth  
BH2 6EA**

**To whom it may concern**

**OBJECTION**

Re Notice of Application for a Premises Licence Under Section 17 of the Licensing Act 2003 – Daniel Murrell – The Ducking Stool, Ducking Stool Lane, Christchurch, BH23 1DS

I wish to object to the granting of a licence to sell alcohol at the above location.

I am a resident off Ducking Stool Lane and my property is located 5 doors round from this property on the opposite side of the road. This location is not compatible for a restaurant to be located and certainly not for the sale of alcohol and is certainly not appropriate within this quiet historic residential area. It is my understanding that this premises have never been used as a restaurant in the past serving alcohol into the night. – it was a cafe and tea rooms and was never open in the evening.

**The Prevention of Crime and Disorder**

This premises is located in a very quiet residential area of outstanding Christchurch beauty and history, benefiting the town with tourists. This area is residential and there are no other restaurants or late-night opening establishments in the quiet lane. There is a hotel the car park of which backs onto the street but the door for this establishment faces the main road through Christchurch which is in Castle Street. Whereas this property is directly facing the lane with only a small public pathway. If an alcohol licence was granted it would encourage late night drinking with noise pollution in what is currently a residential street. As I am sure you are aware, we will need to look at additional lighting and upgraded security in the form of and including street CCT as we have lost our Police Station and their attendance in Christchurch is almost none if not low and you will need to take extra measures to prevent crime and further disorder within the town residential area to help public safety.



## The Prevention of Public Nuisance

This premises is located in a quiet residential street and I object to the granting of an alcohol licence on the basis of noise nuisance. I believe that a evening and late-night alcohol licence will increase the possibility of noise nuisance to people living nearby some of whom are living, working from home, retired or have school children.

The sale of alcohol often leads to patrons standing outside a restaurant smoking – this building has no outside space and so there will be nowhere else to go. Standing outside smoking will then lead to noise nuisance. I understand that the application is quite open to the idea of its customers gathering outside and standing outside the property smoking and clearly admits this likelihood. This building is located in a residential area which is in an historic part of the area with the attraction of the Ducking Stool which was recently refurbished by the council to attract tourists, not to use it as a drinking seat.

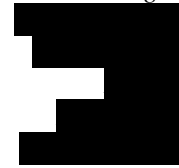
As Ducking Stool Lane is used as a cut through, via the footpaths, to/from Castle street for school children going to/returning from school this could lead to a perception that alcohol sale during the day is acceptable.

In these times of working from home, during Covid19, which civil servants also do, this potential licence will create a noise pollution that works against that, thus not helping any one in these very difficult times. The licensing department should act in the interests of the local Ducking Stool residents and REFUSE this request for a licence.

I would also like to bring to the attention of the licensing office the likelihood of the applicant that will monitor the customers outside or do anything at all to encourage sensible behaviour based on the individuals past involvement with alcohol.

Yours sincerely,

  
Nick Solloway



18th November 2020

Licensing Team  
Town Hall Annex  
Steven's Road  
Bournemouth  
BH2 6EA

To whom it may concern

**OBJECTION**

Re Notice of Application for a Premises Licence Under Section 17 of the Licensing Act 2003 – **Daniel Murrell – The Duckingstool, Duckingstool Lane, Christchurch, BH23 1DS**

I wish to object to the granting of a licence to sell alcohol at the above location from 12 to 10pm each day.

I am a resident of Priory Mews and our property is located opposite the property. This location is not compatible with a restaurant location at all and the evening and night-time sale of alcohol is certainly not compatible with a quiet residential area, which is the location of the proposed restaurant. Please be very clear that this premises has never been used as a restaurant in the past – it was a tearoom and was only open until 4pm.

**The Prevention of Crime and Disorder**

- This premises is located in a very quiet residential cul-de-sac behind Christchurch High Street. This area is residential and there are no other restaurants or late-night opening establishments in the quiet lane. There is a hotel the car park of which backs onto the street but the door for this establishment faces the main road through Christchurch which is Castle Street. Whereas this property is directly

facing the lane with only a small public pathway. If an alcohol licence was granted it would encourage late night drinking, people standing outside drinking and smoking in what is a residential street.

### **The Prevention of Public Nuisance**

- This premises is located in a quiet residential street and I object to the granting of an alcohol licence on the basis of noise nuisance. I believe that an evening and late-night alcohol licence will increase the possibility of noise nuisance to people living nearby.
- The sale of alcohol often leads to patrons standing outside the restaurant smoking and drinking – this building has no space outside, no parking facilities and therefore there will be nowhere else to go apart outside these premises. The distance between the front of the proposed restaurant and the houses opposite is very narrow and the pavements are very narrow as well. This leads to people having to walk already in this very narrow road. An alcohol licence could well lead to patrons standing in the lane. I understand the venue capacity to be 65 people this is an enormous number for a premises which was a little tea room and in the past never had more than 20 people inside at any one time, if even 5 of these 65 people decide to stand on the street to chat and have a smoke it will have an enormously detrimental effect on the surrounding residents. There is also the issue of smoke nuisance as well as noise nuisance. I note that the applicant is quite open to the idea of its customers gathering outside and standing outside the property smoking and clearly admits this likelihood but merely says that it will “monitor” this and put some signs up. This in turn will lead to cigarette butts and empty glass bottles disregarded on the streets causing rubbish issues. This is totally inadequate and unacceptable.

There are plenty of restaurants and bars in Christchurch which are more appropriately located in the High Street which already sell alcohol past the hours of 5pm. It would be most inappropriate to grant a licence to sell alcohol to a premises which has never been a bar or restaurant – that has only been a quiet café or tearoom in the past.

The licensing department should act in the interests of the residents nearby and **REFUSE** this request for a licence. Please consider this application on the basis of its merits – there are **NONE**.

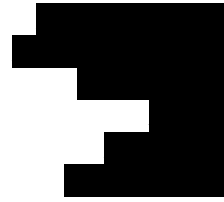
Yours sincerely,

*Paul Knight*

Paul Knight

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**BY EMAIL**

**Licensing Team  
Town Hall Annex  
Steven's Road  
Bournemouth  
BH2 6EA**

**OBJECTION**

Re Notice of Application for a Premises Licence Under Section 17 of the Licensing Act 2003 – **Daniel Murrell – The Duckingstool, Duckingstool Lane, Christchurch, BH23 1DS**

I wish to object to the granting of a licence to sell alcohol at the above location from 12 to 10pm each day.

I am a resident of Duckingstool Lane and our property is located 2 doors down from this property on the same side of the road. This location is not compatible with a restaurant location at all and the evening and night-time sale of alcohol is certainly not compatible with a quiet residential area which is the location of the proposed restaurant. Please be very clear that this premises has never been used as a restaurant in the past. Sometime ago it was a tea rooms and was never open in the evening.

I particularly object to the idea that alcohol will be consumed OFF the premises. WHERE off the premises?? In the Lane? On the very narrow pavement?? Where people need to walk and kids ride bikes and there are mobility scooters? People use the lane to walk down past the Millstream via the boardwalk to Castle Street – there is NO ROOM for tables and chairs or

even standing. This is a ridiculous suggestion. The Council should come and see for themselves – it is totally inappropriate.

### **The Prevention of Crime and Disorder**

- This premises is located in a very quiet residential cul-de-sac behind Christchurch High Street. This area is residential and there are no other restaurants or late-night opening establishments in the quiet lane. There is a hotel the car park of which backs onto the street but the door for this establishment faces the main road through Christchurch Castle Street, whereas this property is directly facing the lane with only a small public pathway between it and the road. If an alcohol licence was granted it would encourage late night drinking in what is currently a residential street. This property was previously a café but alcohol was only ever sold in the day and the café closed at 5pm. This would encourage crime and disorder in this area.

### **The Prevention of Public Nuisance**

- This premises is located in a quiet residential street and I object to the granting of an alcohol licence on the basis of noise nuisance. I believe that a late night alcohol licence will increase the possibility of noise nuisance to people living nearby – many of whom are retired or as in our case have school age children.
- The sale of alcohol often leads to patrons standing outside a restaurant smoking and drinking – this building has no outside space and so there will be nowhere else to go but the pavement outside in the narrow lane. Standing outside smoking/drinking will then lead to noise nuisance. The distance between the front of the proposed restaurant and the house opposite is very narrow and the pavements are very narrow as well. I understand the venue capacity to be 65 people this is an enormous number for a premises which was a little tea room and in the past never had more than 20 people inside at any one time. If even 5 of these 65 people decide to stand on the street to chat and have a smoke it will have an enormously detrimental effect on the surrounding residents. There is also the issue of smoke nuisance as well as noise nuisance. I note that the application is quite open to the idea of its customers gathering outside and standing outside the property smoking and clearly admits this likelihood but merely says that it will “monitor” this and put some signs up. This is

totally inadequate. And is it likely when the need of the business to make money will override any concerns of the residents.

There are plenty of restaurants and bars in Christchurch which are more appropriately located in the High Street which already sell alcohol past the hours of 5pm. It would be most inappropriate to grant a licence to sell alcohol to a premises which has never been a bar or restaurant – only a quiet café or tea room in the past and which is located on a quiet, residential lane in a historic backwater of Christchurch.

The licensing department should act in the interests of the residents nearby and REFUSE this request for a licence. Please consider this application on the basis of its merits – there are NONE.

Yours sincerely,

Melanie Alarcon

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From . Neville Voysey.

I am writing to register my objections to the application for a premises and outside alcohol license for the above establishment. The basis for my opposition is that granting a license for these premises will not promote the licensing objective particularly the prevention of crime, disorder and anti social behaviour which in a number of cases has already been reported to the police in this immediate area. The above premises is situated within a large residential area and allowing the sale of alcohol 7 days a week up to and including 22.00 hours would be detrimental to all homeowners. Granting a license would provide a further source of alcohol within this residential area already populated with licensed premises that crime, disorder and public nuisances would increase in this area of already rising social problems. The local residents have endured the disorder and public nuisances since this area was developed and it would be totally unacceptable to expect them to experience more of the same. Additionally there would be late night lighting opposite and next to residential homes. The Ducking Stool itself would become a drinking and waiting area , also adjacent to residential homes. If the license allows for drinking outside the premises on table and chairs situated on the pavement how on earth would mobility scooters , families with prams and pushchairs, school children and foreign students visiting the Ducking Stool monument get by. The only route would be walking in the middle of the road. Deliveries for the alcohol would have to come by road transport which would block our already congested lane causing more danger. In view of my comments and observations I would urge the Licensing authority department to refuse this application.

Yours sincerely Neville Voysey.

Sent from my iPad

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-----Original Message-----

From: jennifer voysey

Sent: 25 November 2020 11:46

To: Licensing Com <[licensing@bcpcouncil.gov.uk](mailto:licensing@bcpcouncil.gov.uk)>

Subject: Licence alcohol

Dear sir,

Having read the licence application for the ducking stool Bh231ds I should like to register my objection.

Having lived literally next to the actual ducking stool for several years I have witnessed many many act of alcohol related ant social behaviour.causing the residents here to be anxious for their selves and homes we do not approach these people because alcohol and silly behaviour go hand in hand, this is a respectable neighbourhood mostly retired residents we bought our homes for the peace and safety of the neighbourhood this is already not the case please do not grant this licence there are adequate licences establishments here already and we fear for our homes,I'm sure the Ducking Stool does not need to place tables and chairs outside the establishment, causing us fear and obstruction on what is the only pavement for children, disabled, elderly residents, in the summer we have kindergarten children visit,many foreign languages schools and holiday makers.

Please take all of our comment into consideration when allowing yet another alcohol fuelled trauma for us all.

Yours sincerely Jennifer Voysey

Sent from my iPad

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28th November 2020

Licensing Team  
Town Hall Annex  
Steven's Road  
Bournemouth  
BH2 6EA

To whom it may concern

**OBJECTION**

Re Notice of Application for a Premises Licence Under Section 17 of the Licensing Act 2003 – **Daniel Murrell – The Duckingstool, Ducking Stool Lane, Christchurch, BH23 1DS – Application 179872.**

We hereby inform you that we object to the granting of a licence to sell alcohol at the above location between 12pm and 10pm each day.

Our objection relates to the proposed times for the sale of alcohol, not specifically to the sale of alcohol itself.

We have lived in our property for 11 years and we are diagonally opposite this building.

Here is some background information:

Currently the building has planning permission for its substantial demolition and reconstruction as a dwelling [8/18/2531/FUL]. This permission is valid until Dec. 2021. If this residential consent is not enacted, then the prior use would remain the lawful use of the site and any conditions attached to that former use would remain.

Relating to its former use, the building holds A3 planning permission for the ground floor only, with allowed opening between 10am and 5pm each day. Here is the planning history relating to that:

- 8/98/0521/J - 1999 - Certificate of Lawful Use or Development – open from 10:00 - 17:00 Monday - Saturday - Ground Floor Only
- 8/04/0296 - 2004 - open from 10:00 - 23:00 - 7 days a week - refused

- 8/08/0157 - 2008 - open from 10:00 - 17:00 7 days a week - refused but then granted by appeal APP/E1210/A/08/2079214

The building has never had planning consent to open later than 9pm and that was for a trial period of 1 year as the planning committee were concerned about any public nuisance and crime and disorder that might be caused. This is the planning consent relating to that – it expired in 2011:

- 8/09/0147 - 2009 - open from 08:00 - 21:00 7 days a week - refused but then granted by appeal APP/E10210/A/09/2107453 for 1 year - expiring on 31st Jan 2011

The current planning consent for the upper floor is C3 [8/94/0312F – 1994], not A3.

The location of the building is on a quiet, narrow residential lane. We already experience a raised level of public nuisance, disturbance and vandalism mostly during the evenings in the area. This can be confirmed by the Police as all incidents are reported. Patrons of the business who choose to smoke would have to do so outside the front of the building in the street as there are no other outside areas. It is possible that if people had been drinking alcohol, they would probably be louder than normal. This would cause additional noise in the quiet lane.

The applicant is obviously expecting some level of noise/disturbance from his clients as his application notes:

- Patrons smoking outside the premises shall be monitored regularly to ensure the potential for noise nuisance is controlled. The premises frontage shall be regularly monitored to keep it clean and clear of litter. Signage requesting customers to be respectful of others when entering or leaving the premises shall be installed in a prominent position by the premises exit.

He does not detail how the potential noise nuisance will be controlled. Signage requesting customers to be respectful of others has not been proven to be effective at other nearby establishments.

The Ducking Stool on the Mill Stream is often used as a late-night gathering place and the proposed “off premises” sale of alcohol in the evening could provide easy access for anyone wishing to purchase alcohol and then congregate at the Ducking Stool to drink it.

We understand that the allowable capacity of the building is not dealt with by this application, but we feel the potential to serve alcohol to up to 65 people in the small building is concerning.

In summary we feel it would be inappropriate to grant a licence to sell alcohol at the location between 12pm and 10pm each day because:

- Currently the premises is only legally allowed to open between 10am and 5pm

- The upstairs of the premises does not have A3 planning – so alcohol could not be served there anyway
- The Council itself was concerned enough about possible public nuisance and disturbance to limit the opening times even when alcohol was not sold at the premises:

The proposed extension of trading hours would result in the potential for increased comings and goings and the accumulation of people in and around the premises later into the evening which is likely to lead to an increase in noise, disturbance and general nuisance in this quieter residential part of the Town Center Conservation Area. As such the proposal is contrary to Settlement Policy H and Environment Policy H of the Bournemouth, Dorset and Poole Structure Plan (2000) and Policies ES9 and BE4 of the Borough of Christchurch Local Plan (2001).

- We are concerned that granting the licence will see a raised level of public nuisance and disturbance.

If a licence to sell alcohol is granted we believe it should be for between the hours of 12pm and 5pm and should be for on premises sales only.

Yours sincerely,

Kevin & Linda Farrell

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