

# Notice of Licensing Sub-Committee

Date: Thursday, 21 January 2021 at 10.00 am

Venue: Virtual meeting via Microsoft Teams



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## Membership:

Cllr R Burton

Cllr J J Butt

Cllr J Bagwell

## Reserve Members:

Cllr Decent

Cllr Flagg

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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=4688&Ver=4>

If you would like any further information on the items to be considered at the meeting please contact: Jill Hollyoake 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](http://democracy.bcpCouncil.gov.uk)

GRAHAM FARRANT  
CHIEF EXECUTIVE

13 January 2021



Available online and  
on the Mod.gov app

Icons for the Mod.gov app, including a blue globe, an Apple logo, an Android robot, and a Windows logo.

## 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

- |   |       |
|---|-------|
| <p><b>1. Election of Chairman</b><br/>To elect a Chairman of this meeting of the Licensing Sub-Committee.</p>   | F_PRO |
| <p><b>2. Apologies</b><br/>To receive any apologies for absence from Members.</p>   | F_PRO |
| <p><b>3. Declarations of Interests</b><br/>Councillors are requested to declare any interests on items included in this agenda. Please refer to the workflow on the preceding page for guidance.<br/>Declarations received will be reported at the meeting.</p>   | F_PRO |
| <p><b>4. Protocol for Public Representation at Virtual Meetings</b><br/>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.<br/><br/>A revised protocol for public representation at formal virtual meetings of the Licensing Sub Committee is included with the agenda sheet for this meeting.</p>                                   | F_PRO |
| <p><b>5. Costcutters, 6 Dunyeats Road, Poole, BH18 8AG</b><br/>An application has been received for a new premises licence for the premises known as 'Costcutters', 6 Dunyeats Road, Poole, BH18 8AG.<br/><br/>This matter is brought before the Sub-Committee for determination.</p>   | F_PRO |
| <p><b>6. Exclusion of Press and Public</b><br/>In relation to the items of business appearing below, the Committee is asked to consider the following resolution: -<br/><br/>Regulation 14 (2) of the Licensing Act 2003 (Hearings) Regulations 2005, which states that the licensing authority may exclude the public from all or part of a hearing where it considers that the public interest in so doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in public.<br/><br/>'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</p> | F_PRO |

defined in Paragraphs 1, 2, 3, 5 and 7 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.'

**7. The Eatery, 104 Ringwood Road, Christchurch, BH23 5RF**

An application has been received to vary the premises licence for the premises known as 'The Eatery', 104 Ringwood Road, Christchurch, BH23 3RF.

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

F\_PRO

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 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.bpcouncil.gov.uk/ieListMeetings.aspx?CommitteeID=151&Info=1&bcr=1>

For further information please contact [democraticservices@bpcouncil.gov.uk](mailto:democraticservices@bpcouncil.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>Application for a New Premises Licence – Costcutters, 6 Dunyeats Road, Poole</b>   |
| Meeting date               | 21 January 2021   |
| Status                     | Public Report   |
| Executive summary          | John Gaunt & Partners, representing Kumarasamy Uthayatharan, have made an application for a new premises licence for a new convenience store. The application is for the off sale of alcohol between the hours of 07:00 and 23:00 daily.  |
| Recommendations            | <p><b>Members are asked to decide whether to:-</b></p> <ul style="list-style-type: none"> <li><b>a) Grant the application for a premises licence as made;</b></li> <li><b>b) Refuse the application for a premises licence;</b></li> <li><b>c) Grant the premises licence subject to additional conditions.</b></li> </ul> <p><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></p>  |
| Reason for recommendations | <p>The Licensing Authority has received representations from 12 other persons on the grounds that to grant this application it would undermine the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm licensing objectives.</p> <p>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.</p> <p>Where representations have been received from 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.</p> |

|                      |  |
|----------------------|--|
| 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                | Broadstone   |
| Classification       | For Decision   |

### **Background**

1. An application for a premises licence under the Licensing Act 2003 was made on the 23<sup>rd</sup> November 2020. A copy of the application is attached as Appendix 1.
2. A plan showing the location of the premises is attached at Appendix 2.

### **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 12 representations from residents under all four licensing objectives. A copy of the representations are attached at Appendix 3.
5. No representations were received from any of the responsible authorities.

### **Options**

6. Before making a decision, Members are asked to consider the following matters:
  - The representations made by or on behalf of the 12 other persons.
  - The submissions made by or made on behalf of the applicant.
  - The relevant licensing objectives, namely the prevention of crime and disorder, prevention of public nuisance, public safety and the protection of children from harm.
  - The Licensing Act 2003, appropriate Regulations, Statutory Revised Guidance issued under section 182 of the Licensing Act 2003 – April 2018 and the Council's Statement of Licensing Policy.

### **Summary of financial implications**

7. N/A

### **Summary of legal implications**

8. 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 human resources implications**

9. N/A

### **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 – This went live on the 24<sup>th</sup> November 2020 following ratification by Full Council. A copy is available from the Licensing Team is required.

Hearing Regulations – <https://www.legislation.gov.uk/uksi/2005/44/contents/made>

Revised Guidance issued under Section 182 of the Licensing Act 2003 – [https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/705588/Revised\\_guidance\\_issued\\_under\\_section\\_182\\_of\\_the\\_Licensing\\_Act\\_2003\\_April\\_2018\\_.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705588/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf)

### **Appendices**

1 – Copy Application

2 – Location Map

3 – Copy of Representations (x12)

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\* required information

**Section 1 of 21**

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

|                  |                      |  |
|------------------|----------------------|--|
| System reference | Not Currently In Use | This is the unique reference for this application generated by the system.   |
| Your reference   | JW/COS74/2           | You can put what you want here to help you track applications if you make lots of them. It is passed to the authority. |

Are you an agent acting on behalf of the applicant?

- Yes       No

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

**Applicant Details**

|                        |              |
|------------------------|--------------|
| * First name           | Kumarasamy   |
| * Family name          | Uthayatharan |
| * E-mail               |              |
| Main telephone number  |              |
| Other telephone number |              |

Include country code.

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

Is the applicant:

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

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

Continued from previous page...

### Address

|                               |                      |
|-------------------------------|----------------------|
| * Building number or name     | <input type="text"/> |
| * Street                      | Lansdowne Road       |
| District                      | <input type="text"/> |
| * City or town                | Southampton          |
| County or administrative area | <input type="text"/> |
| * Postcode                    | <input type="text"/> |
| * Country                     | United Kingdom       |

### Agent Details

|                        |                       |
|------------------------|-----------------------|
| * First name           | John Gaunt & Partners |
| * Family name          | John Gaunt & Partners |
| * E-mail               | <input type="text"/>  |
| Main telephone number  | <input type="text"/>  |
| Other telephone number | <input type="text"/>  |

Include country code.

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

Are you:

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

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

### Agent Business

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

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

Is your business registered outside the UK?  Yes  No

|                               |                        |
|-------------------------------|------------------------|
| Business name                 | John Gaunt & Partners  |
| VAT number                    | - <input type="text"/> |
| Legal status                  | Partnership            |
| Your position in the business | Partner                |
| Home country                  | United Kingdom         |

If your business is registered, use its registered name.

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

The country where the headquarters of your business is located.

Continued from previous page...

**Agent Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

|                               |                                    |
|-------------------------------|------------------------------------|
| Building number or name       | John Gaunt & Partners              |
| Street                        | Unit 39-41 Haslar Marine Tech Park |
| District                      | Haslar Road                        |
| City or town                  | Gosport                            |
| County or administrative area |                                    |
| Postcode                      | PO12 2AG                           |
| Country                       | United Kingdom                     |

**Section 2 of 21**

**PREMISES DETAILS**

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

**Premises Address**

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

- Address     OS map reference     Description

**Postal Address Of Premises**

|                               |                 |
|-------------------------------|-----------------|
| Building number or name       | Costcutter      |
| Street                        | 6 Dunyeats Road |
| District                      | Broadstone      |
| City or town                  | Poole           |
| County or administrative area |                 |
| Postcode                      | BH18 8AG        |
| Country                       | United Kingdom  |

**Further Details**

|   |       |
|---|-------|
| Telephone number                            |       |
| Non-domestic rateable value of premises (£) | 1,900 |

## Section 3 of 21

### APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

### Confirm The Following

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

## Section 4 of 21

### INDIVIDUAL APPLICANT DETAILS

#### Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes  No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes  No

Continued from previous page...

### Current Residential Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes  No

|                               |   |
|-------------------------------|---|
| Building number or name       | <input type="text"/>                        |
| Street                        | <input type="text" value="Lansdowne Road"/> |
| District                      | <input type="text"/>                        |
| City or town                  | <input type="text" value="Southampton"/>    |
| County or administrative area | <input type="text"/>                        |
| Postcode                      | <input type="text"/>                        |
| Country                       | <input type="text" value="United Kingdom"/> |

### Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes  No

|                          |   |
|--------------------------|---|
| E-mail                   | <input type="text"/>                    |
| Telephone number         | <input type="text"/>                    |
| Other telephone number   | <input type="text"/>                    |
| * Date of birth          | <input type="text" value="dd mm yyyy"/> |
| * Nationality            | <input type="text" value="British"/>    |
| Right to work share code | <input type="text"/>                    |

Documents that demonstrate entitlement to work in the UK  
Right to work share code if not submitting scanned documents

## Section 5 of 21

### OPERATING SCHEDULE

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

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

Provide a general description of the premises

*Continued from previous page...*

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.

convenience store

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

**Section 6 of 21**

**PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes  No

**Section 7 of 21**

**PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes  No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes  No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes  No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes  No

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

[See guidance on regulated entertainment](#)

*Continued from previous page...*

Will you be providing recorded music?

- Yes  No

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes  No

**Section 13 of 21**

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

[See guidance on regulated entertainment](#)

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

- Yes  No

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

- Yes  No

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

|       |                                    |     |                                    |
|-------|------------------------------------|-----|------------------------------------|
| Start | <input type="text" value="07:00"/> | End | <input type="text" value="23:00"/> |
| Start | <input type="text"/>               | End | <input type="text"/>               |

SATURDAY

|       |                                    |     |                                    |
|-------|------------------------------------|-----|------------------------------------|
| Start | <input type="text" value="07:00"/> | End | <input type="text" value="23:00"/> |
| Start | <input type="text"/>               | End | <input type="text"/>               |

SUNDAY

|       |                                    |     |                                    |
|-------|------------------------------------|-----|------------------------------------|
| Start | <input type="text" value="07:00"/> | End | <input type="text" value="23:00"/> |
| Start | <input type="text"/>               | End | <input type="text"/>               |

Will the sale of alcohol be for consumption:

- On the premises       Off the premises       Both

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

State any seasonal variations

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

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

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

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

**Name**

First name

Family name

Date of birth   
                  dd           mm           yyyy

Continued from previous page...

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

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

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

Reference number for consent form (if known)

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

**Section 16 of 21**

**ADULT ENTERTAINMENT**

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

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

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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

Continued from previous page...

TUESDAY

|       |                                    |     |                                    |
|-------|------------------------------------|-----|------------------------------------|
| Start | <input type="text" value="06:00"/> | End | <input type="text" value="24:00"/> |
| Start | <input type="text"/>               | End | <input type="text"/>               |

WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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| Start | <input type="text"/>               | End | <input type="text"/>               |

State any seasonal variations

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

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

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

**Section 18 of 21**

**LICENSING OBJECTIVES**

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

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

*Continued from previous page...*

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

CCTV will be installed and maintained. The footage will be kept for at least 31 days and must be produced to a police officer or officer of the Local Authority when making a lawful request.

b) The prevention of crime and disorder

No beer, lager or cider above 6.5%abv will be sold at the premises.

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Challenge 25 will be in place and all staff will be trained on their responsibilities in selling alcohol, with reference to the Challenge 25 policy. A refusal log will be kept recording all instances when the sale of alcohol is refused. The log shall be kept for a minimum of 12 months and made available for inspection by the police or officer of the Local Authority.

**Section 19 of 21**

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

*Continued from previous page...*

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

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

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

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

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

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

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

*Continued from previous page...*

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

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

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

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

*Continued from previous page...*

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

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

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

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

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

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

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

## **Section 20 of 21**

### **NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

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

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

Continued from previous page...

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

## Section 21 of 21

### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Refer to Borough of Poole web pages: <http://www.poole.gov.uk/business/licences-and-street-trading/licensing-act-2003/fees-for-licensing-act-2003/> Or search on: [www.poole.gov.uk/business/licences](http://www.poole.gov.uk/business/licences)

\* Fee amount (£)

### DECLARATION

\* I understand it is an offence, liable on summary conviction to a fine not exceeding level 5 on the standard scale, under section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application.

\* I understand that I must now advertise my application.

\* I understand that if I do not comply with the requirements my application will be rejected.

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

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

\* Full name

\* Capacity

\* Date

 /  /   
dd mm yyyy

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

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/bournemouth-christchurch-poole/apply-1> to upload this file and continue with your application.

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

Continued from previous page...

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

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

OFFICE USE ONLY

|                            |   |
|----------------------------|---|
| Applicant reference number | <input type="text" value="JW/COS74/2"/> |
| Fee paid                   | <input type="text"/>                    |
| Payment provider reference | <input type="text"/>                    |
| ELMS Payment Reference     | <input type="text"/>                    |
| Payment status             | <input type="text"/>                    |
| Payment authorisation code | <input type="text"/>                    |
| Payment authorisation date | <input type="text"/>                    |
| Date and time submitted    | <input type="text"/>                    |
| Approval deadline          | <input type="text"/>                    |
| Error message              | <input type="text"/>                    |
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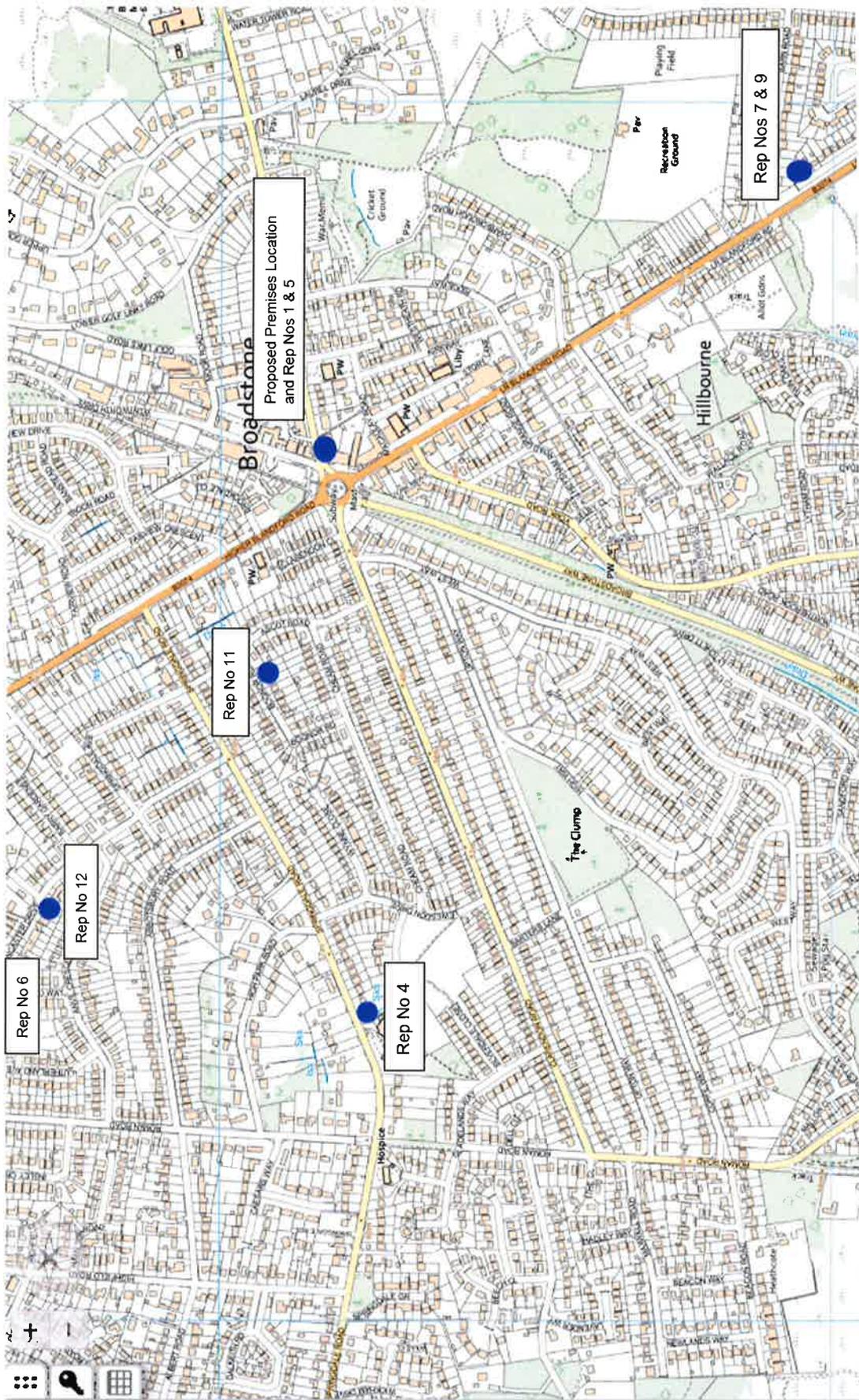
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**Costcutter, 6 Dunyats Road, Poole – Location of Representations Made**  
(No addresses provided for Rep Nos 3, 8 and 10)



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**COSTCUTTERS 6 DUNYEATS ROAD POOLE**

**APPLICATION FOR A NEW PREMISES LICENCE**

**LICENSING SUB-COMMITTEE HEARING – 21 JANUARY 2021**

**LIST OF OTHER PERSONS WHO HAVE MADE A REPRESENTATION**

|    | <b>NAME</b>         | <b>ATTENDING<br/>Y/N</b> | <b>REPRESENTED BY</b>                    | <b>SHOWN ON<br/>LOCATION PLAN<br/>Y/N</b> |
|----|---------------------|--------------------------|--|---|
| 1  | Mrs Ann Girling     |                          | Cllr Slade                               | Y   |
| 2  | Withdrawn           |                          |  |   |
| 3  | Mr Phil Winfield    |                          |  | N   |
| 4  | Mr Chris Terndrup   |                          |  | Y   |
| 5  | Mrs Joyce Jones     | N                        | Did not state who –<br>assume Cllr Slade | Y   |
| 6  | Mr G D West         | N                        | None requested                           | Y   |
| 7  | Mr K Kandasamy      | Y                        | Cllr Slade                               | Y   |
| 8  | Cllr Vikki Slade    | Y                        |  | N   |
| 9  | Mr K Kangatheepan   |                          |  | Y   |
| 10 | Mr and Mrs Harris   |                          |  | N   |
| 11 | Mr and Mrs Williams | N                        | Cllr Slade                               | Y   |
| 12 | P J Wood            |                          |  | Y   |

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**Representations Received to Costcutters, 6 Dunyeats Road, Poole – New Licence Application**

**Representation No: 1**

**From:** Ann Girling < >

**Sent:** Wednesday, 9 December 2020, 12:29 am

**To:** Councillor Bobbie Dove; Councillor Bryan Dion; Councillor David Brown; Councillor David Flagg; Councillor David Kelsey; Councillor Duane Farr; Councillor Judes Butt; Councillor Judes Butt; Councillor Julie Bagwell; Councillor Lawrence Williams; Councillor Norman Decent; Councillor Richard Burton; Councillor Sarah Anderson; Councillor Andy Hadley; Councillor Toby Johnson

**Subject:** Proposed Late License for Costcutter, Broadstone

In response to the Licensing Act 2003 notice with regard to Kumarasamy Uthayatharan's application to the Licensing Authority of BCP Council (Poole) for a Premises Licence for the Costcutter, 6 Dunyeats Rd, Broadstone, Poole, BH18 8AG.

As the Application is for the sale of alcohol between 07.00 and 23.00 each day I wish to submit my personal objection to the late opening hours. This property is directly below my McCarthy & Stone property and I feel that the late opening has the potential to cause a nuisance to me during the evenings 7 days per week. As it happens I am already disturbed by customers of Costa which is also below me as the outdoor seating is constantly used by smokers with the awful odour permeating my apartment and dogs barking out of control therefore to have disturbance during the evening too would mean a potential 16hrs each day which I feel is unacceptable for a Senior Living Community in such close proximity.

I would be agreeable to compromise with a closing time of say 18.00 Mon-Sat & 16.00 Sun but no later.

I would be happy to lodge my complaint in person if the need arose.

With kind regards

Mrs Ann Girling

**Representation No: 2**

This representation was withdrawn prior to report publication and was therefore included in error (updated 19 January 2021).

**Representation No: 3**

**From:** Phil Winfield < >

**Sent:** 14 December 2020 20:34

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

**Subject:** 180545 Dunyeats Road

Is like to object to the Costcutter application. There are enough shops selling alcohol and this will encourage anti social behaviour in the area

Regards

Phil Winfield

## Representation No: 4

**From:** Chris Terndrup <>

**Sent:** 13 December 2020 15:39

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

**Subject:** Application for licence @ 6 Dunyeats Road (Costcutters) - Broadstone

**Importance:** High

To Whom it may concern

It is apparent that an additional premises is being planned for Broadstone @ 6 Dunyeats Road with a request to sale alcohol and other goods from 7.00am until 11.00pm in the evening pending.

I personally object to this in the strongest manner. My objection references the following areas;

### 1. The Prevention of Crime and Disorder

- a. There are already regular issues with underage drinkers and revellers in the region of the underpass at the roundabout adjacent to this area
- b. In fact it was only on Friday 11 December that my wife and I could not use this underpass for fear of abuse having to take a different route. This cannot be right or accepted. I actually tried to call the police but received a response saying it would take more than 30 minutes to raise a case. Not what the residents of Broadstone need or expect – very poor indeed
- c. Parking – Cars already park on the roundabout for the post office and the odd Coffee at Costa, I think this will compound the issue further
- d. A restricted licence (ONLY) was granted to Café Gardenia on the basis of noise and nuisance to neighbourhood. I do not understand why this request would be any different. If this is granted then the licence to Café Gardinia should be extended also
- e. Disturbance to the neighbours of Waterman House – you have already added to their misery by granting a licence for Whittles adjacent to their property. I really feel for them and others in their situation
- f. There is little or no presence to enforce parking issues/laws in the toast rack and area by Mark Bennetts – this will be compounded further and is an accident waiting to happen

### 2. The Prevention of Public Nuisance

- a. (1 a above)
- b. (1 b above)
- c. (1 c above)

### 3. Public Safety and the Protection of Children from Harm

- a. (1 a above)
- b. (1 b above)
- c. New Cycle tracks, walking and congestion at the bottom of Dunyeats Road – already a dangerous area will be compounded further. Again I am not sure who is responsible for risk but I would be very concerned about this indeed

**Community spirit** – Finally, there have been a number of local businesses that have gone out of their way in 2020 during COVID to support their community. They have gone way above and beyond in supporting the needs of the local community – what a knock out blow this would be to them. Please consider the impact on them in your decision making.

Thanks for your consideration.

## Representation No: 5

For the Attention of the Licensing Committee. B.C.P.

My name is Mrs. Joyce Jones and I live at the address shown at the head of this letter. Waterman House is a development of retirement apartments for the over 60s. On behalf of the Waterman House Forum Group I wish to make Representations regarding the application for a licence to sell alcohol in the name of Kumarasamy Uthayatharan, for the Costcutter Store at 6, Dunyeats Road, Broadstone, Poole, Dorset. BH18 8AG between the hours of 07.00 to 23.00. The Forum Group has been formed to put forward the wishes and concerns of the residents of Waterman House on matters which could affect their lives.

We object to the sale of alcohol at the proposed Costcutter store.

In the vicinity of Waterman House and the proposed Costcutter store there several businesses which sell alcohol. We therefore believe that adequate opportunities already exist in the area for the sale of alcohol. To add to that supply would do little to add to the quality of life of the Broadstone community. Indeed it could have the opposite effect.

We also object most strongly to the proposed hours of trading, namely 07.00-23.00 hours. These long opening hours would adversely affect the quality of life for the residents of Waterman House.

Members may be aware that Waterman House and the Post Office are not separate buildings. They are part of the same development, with the Post Office being an integral part of the same building, joined to Waterman House at ground level, with apartments above.

Any light from or activity in and around the store at such late hours would have an adverse effect on the lives of those residents of Waterman House who live directly above the proposed store.

Waterman House opened two and a half years ago and has co-existed amicably with the adjoining Post Office all that time. The opening hours are –

Monday----Friday 9a.m.----4a.m.

Saturday—9a.m.----1p.m.

These hours of trading are perfectly acceptable. There have been no problems with light, noise or disturbance.

Of course, we are not suggesting that Costcutter should keep those hours, but we would ask the Licensing Committee to set opening hours that would be more considerate to those who live in such close proximity to the store

Our final objection concerns the servicing of the shop. Vehicles delivering goods to the shop would have to use the shared car park at the rear of Waterman House. If deliveries were made at unsocial hours this would cause disturbance to the residents of Waterman House whose apartments overlook the car park. We bring this issue to members' attention as at the moment there seems to be no such problem as there is little or no activity in the evening.

We are pleased to learn that there will still be a Post Office counter within the new shop, so at least we will not have lost that much valued amenity.

In principle we have no objection to Costcutters as long as it is well run in a considerate manner and in keeping with the ambience of the residential area in which it sits.

However we do object most strongly to the proposed opening hours for the new shop as it forms an integral part of a residential development.

Another matter that we would like to bring to the Committee's attention is that we had very short notice of the application, which gave us little time in which to formulate our responses to this issue.

The Waterman House Forum Group look forward with interest and anticipation to receiving your decision on this licensing application.

Yours Sincerely,

Mrs. Joyce Jones.

p.p. Waterman House Forum Group.

## **Representation No: 6**

It has come to my attention that the Broadstone Post Office is to be converted to a Costcutter Supermarket. I am enclosing a summary of the objections to the sale of alcohol at this store.

I retired to the Broadstone area more than twenty years ago and have seen the antisocial behaviour increase to an unacceptable level. I completely agree with the enclosed summary of points to consider. Therefore I must object to an application for the sale of alcohol at the Supermarket.

**Representation No: 7**

Dear Sir/Madam,

Please refer to premises licence application for the **Costcutter, 6 Dunyeats Road, Broadstone, Poole, BH18 8AG (Applicant name: Kumarasamy Uthayatharan)**

I wish to register my objections to the above referenced licence application.

These objections are as follows:

I am concerned about the above application as if premises licence was to be granted, it will expose other residents of Broadstone and myself to noise very late into the evening. This area consists prominently of the elderly and children. As a neighbourhood, we would like to keep the town a tranquil place to maintain our peaceful lives. However, by introducing more off licence shops than necessary, it will increase the crime rate, anti-social behaviour (like littering) and nuisance within the area.

The premise was mainly for post office use only. This licensing application suggests use of the premises for the sale of alcohol which will generate additional noise and crowd outside and inside. Also, the crowd created by the sale of alcohol will disturb the customers like me and especially the elderly coming in to use the post office.

In the best interest of the people within the neighbourhood, please avoid granting premises licence in order to keep our area peaceful and secure.

Applicant is attempting to get the premises licence 7:00am- 11:00pm.

Should you mind granting a licensing application, please limit the approval to the same or less hours of operation as those approved for the other stores.

In this regard, please note that the premises licence permission that was granted for other same type of premises placed a tighter restriction on times of operation.

Please ensure that any licence granted restricts the sale of alcohol in post office.

I would be grateful if you would include the above restrictions if you should grant a licence.

Thank You

Yours faithfully

.....

(K.Kandasamy)

## Representation No: 8

21<sup>st</sup> December 2020

Dear Sirs

Licensing Application – 180545 – 6 Dunyeats Road, Broadstone

I am writing to make a formal objection to the application for an alcohol licence at 6 Dunyeats Road, Broadstone under the name of Costcutter on behalf of a number of residents and to make a request to speak at the hearing.

I recognise that the issues around transfer to a convenience store are not a matter for the public but the addition of an alcohol licence with a request to trade until 11pm puts it into the public domain. This area is particularly sensitive as Dunyeats Road is a secondary trading area in Broadstone which is usually quiet after 5pm. The introduction of a restaurant/bar on the opposition corner during 2020 caused great concern, especially to residents in the sheltered flats opposite and this addition will cause them further harm in terms of noise, anti-social behaviour and disturbance.

Under the four licensing objectives I have concerns around

- 1) Protection of harm for children – this is within 100m of a primary school and on route to all the schools in Broadstone with a large frontage which will encourage young people to dwell. I have concerns in terms of their ability to access alcohol.
- 2) Public Safety – my prime concerns relate to road safety because this site has no parking and we already see drivers illegally pull onto the wide pavement to visit the coffee shop next door. This is a busy roundabout and the risk of drivers performing such manoeuvres to purchase alcohol will not only cause issues from road safety but also noise and fumes for residents living above
- 3) Public Nuisance and Disturbance – the change from mainly post office to retail and off sales of alcohol will lead to considerable increases in commercial deliveries which will restrict access for parking at the rear of the building. The potential for people purchasing alcohol to drink outside, causing noise, disturbance, smoking and acting in a drunk or disorderly manner outside the property will cause disturbance and distress for the residents above.

I hope you will consider these things when making your decision and if you are minded to grant the licence would ask that this is time limited to 8pm in line with the opening hours of Marks and Spencer's at the other end of Broadstone.

Yours faithfully

Cllr Vikki Slade

## Representation No: 9

19<sup>th</sup> December 2020

Dear Sirs

Licencing Application – 180545 – 6 Dunyeats Road, Broadstone

I am writing to make a formal objection to the application for an alcohol licence at 6 Dunyeats Road, Broadstone under the name of Costcutter.

The site is currently a post office which has some retail sales and the transfer of this site to become a full convenience store with an associated post office presents a number of risks.

I am aware that under the Licencing Act there is a responsibility to achieve four objectives

1) The Protection of Children from Harm

This site is within a couple of hundred metres from a primary school and is exactly where children wait and gather on route to a middle school and an upper school. Off Sales of alcohol being promoted at this location presents a risk of harm to children

2) The Prevention of Crime and Disorder

This site has a large open frontage which is empty at night. The risk of persons drinking outside the off licence and creating disorder should be considered. In addition there is a risk to traffic crime with vehicles pulling up on the roundabout in a dangerous way to purchase items late at night. There is no parking with this site and while this was not a major problem with a daytime post office and coffee shop this change does bring unacceptable risk of vehicle crime and disorder from excessive consumption of alcohol

3) The Prevention of Public Nuisance

This site is the ground floor of a sheltered housing development and the noise and disturbance from the purchase and local consumption of alcohol could be significant.

4) Public Safety

I refer to the issues around the lack of parking and use of the pavement for parking especially as this is on a busy roundabout.

This application could be mitigated by restricting the hours of licenced operation to daytime only (10am until 6pm) so that the impact from the above could be reduced. Clearly the location being so close to a school would not be altered but additional measures to prevent the advertising of alcohol sales on the windows of the premises would mitigate this.

There are already two supermarkets where alcohol can be purchased, both of which have suitable parking and more limited impact on neighbours as well as sitting within the established shopping area and well away from the schools.

I hope you will consider these things when making your decision.

Yours sincerely

Mr Kanjasamy Kangantheepan

## Representation No: 10

### OBJECTION TO THE PROPOSAL OF ALCOHOL LICENCE

In regards to the application for Broadstone Post Office to enable them to sell alcohol between the hours of 7.30 am and 11.30 pm I would like you to take in to account the following points:-

If one observes the amount of establishments selling alcohol in Broadstone It is extremely high considering the size of the Village.

One would imagine that the requirement of Broadstone Residents regarding the acquisition of alcohol is well catered for.

The comparative new development of Waterman House and its' occupation was an asset to Broadstone. However the Residents were unaware that the Post Office adjacent to the development would within a short time could possibly become an alcohol outlet.

When Whittles Restaurant applied for a licence to open late at night this was refused due to noise and other anticipated problems.

If as has happened in other areas of the conurbation anti social behaviour with easy access to alcohol certain groups of the public often cause dysfunctional behaviour and should be anticipated in these circumstances and avoided at all costs.

Broadstone Residents well know Police are conspicuous by their absence, so controlling anti social behaviour causes great concern.

Competition is good and diverse shops should be encouraged, saturation of similar establishments spell disaster.

There is only a finite of money that Customers have to spend, spread too thinly some Businesses will fail leaving more shops empty due to the lack of foresight when considering applications such as this.

Does Broadstone require a further alcohol outlet? The evidence leans strongly to NO and should be REJECTED.

B.C.P. COUNCIL  
NEW FIELDS

**Representation No: 11**

**RE: Change of use of Broadstone Post Office to a Costcutter Supermarket, selling alcohol between 7am & 11pm.**

We do not approve of the above application to sell alcohol.

Several other shops within the main shopping areas sell alcohol up to 10pm and have adjacent parking. There is no parking adjacent to the Costcutter site. It is situated on a busy roundabout with double yellow lines. Some shoppers could be tempted to park on the double yellow lines while they do a quick shop.

Alongside and above the site are expensive retirement homes. It is not appropriate for Costcutter to be selling alcohol up to 11pm when elderly people are trying to sleep.

It is most likely that customers at a late hour would be youths returning home after a night out. They are likely to be noisy and cause a disturbance. Much has been done by the Police and Councillors to curb antisocial behaviour. Granting this licence would not be appropriate.

Yours sincerely

As a resident of Broadstone for a number of years I find this proposal to convert the Broadstone Post Office into a mini supermarket totally unacceptable not only is there a lack of parking a problem which is ongoing motorists will park on double yellow lines also on the pavement outside the shop. You cannot control the traffic as it is motorists stopped in the yellow box grid causing tailbacks onto the roundabout causing gridlock which you and the police turn a blind eye too also motorists doing 'U' turns into the road. Well good luck to sorting out the problems. Yours,

By virtue of paragraph(s) 1,2,3,5 of Part 1 of Schedule 12A of the Local Government Act 1972.

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