

Notice of Licensing Sub-Committee



Date: Wednesday, 12 October 2022 at 10.00 am

Venue: Committee Room, First Floor, BCP Civic Centre Annex, St Stephen's Rd, Bournemouth BH2 6LL

(Please note that Item 5 will be held as a Virtual Teams Meeting in accordance with the Licensing Act 2003 and Item 7 will be held as an 'in person meeting' in accordance with the Local Government (Miscellaneous Provisions) Act 1982.

Membership:

Cllr R Burton

Cllr J J Butt

Cllr N Decent

Reserves:

Councillor G Farquhar (1)

Cllr D Kelsey (2)

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?MIId=4761>

If you would like any further information on the items to be considered at the meeting please contact: Michelle Cutler michelle.cutler@bcpcouncil.gov.uk Democratic Services on 01202 096660 or email democratic.services@bcpcouncil.gov.uk

Press enquiries should be directed to the Press Office: Tel: 01202 118686 or email press.office@bcpcouncil.gov.uk

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

GRAHAM FARRANT
CHIEF EXECUTIVE

4 October 2022



Available online and
on the Modern.gov
app

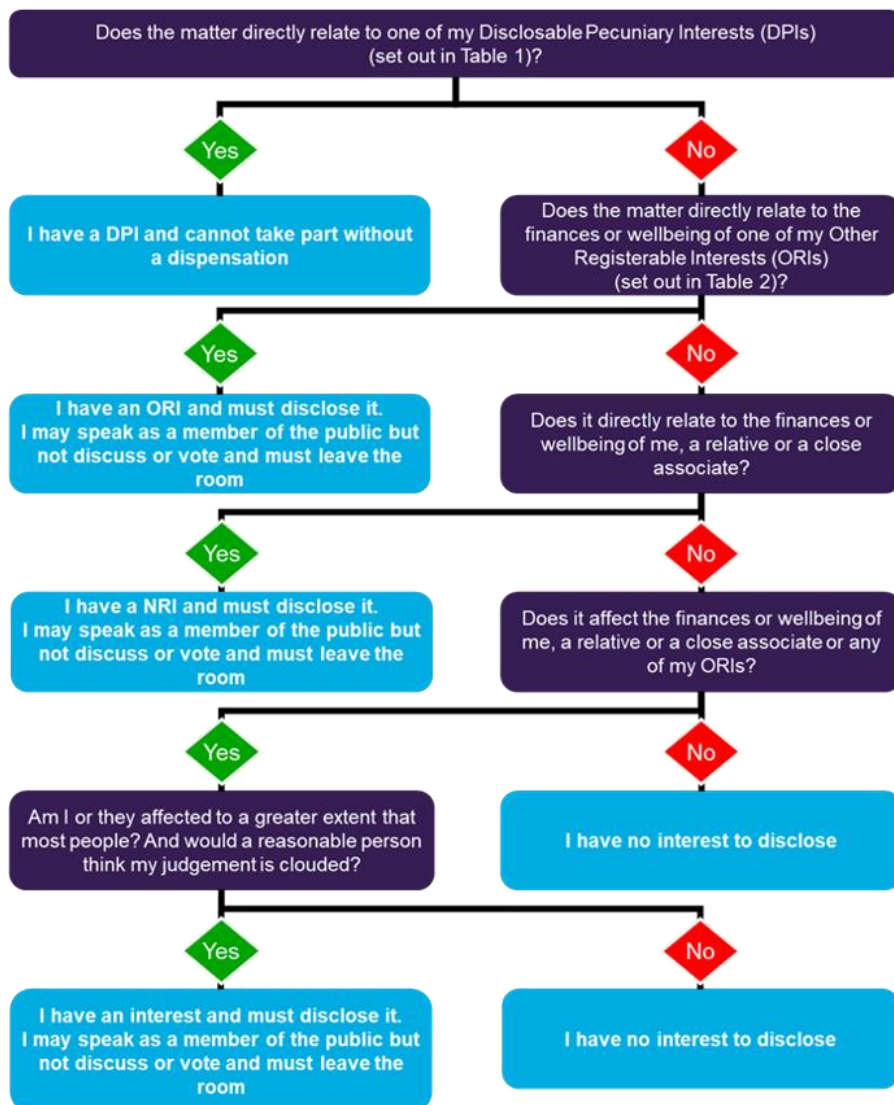


Maintaining and promoting high standards of conduct

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



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)

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 Chair
To elect a Chair 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 Speaking at Virtual Meetings
A revised protocol for public speaking at formal virtual meetings of the Licensing Sub Committee when it is considering Licensing Act 2003 business is included with the agenda sheet for this meeting. | 5 - 8 |
| 5. Application for Premises Licence at Seaside Mini Market, 18 Westover Road, Bournemouth, BH1 1PE

An application has been received for a new premises licence for the premises known as 'Seaside Mini Market', 18 Westover Road, Bournemouth, BH1 1PE.

This matter is brought before the Licensing Sub Committee for determination. | 9 - 48 |
| 6. Protocol for Public Speaking at Meetings
A protocol for public speaking at formal 'in person' meetings of the Licensing Sub Committee is included with the agenda sheet for this meeting. | 49 - 52 |
| 7. FYEO, 134 -136 Old Christchurch Road, Bournemouth

Hampshire Restaurants Ltd have applied for the renewal of the licence to use the premises as a sexual entertainment venue, providing relevant entertainment, for a further twelve-month period.

This matter is brought before the Sub-Committee for determination. | 53 - 86 |

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

1. Introduction

- 1.1. The existing protocol for public speaking has been adapted to apply in respect of virtual hearings under the Licensing Act 2003 and the Gambling Act 2005.
- 1.2. This includes applications relating to the licensing of alcohol, regulated entertainment, late night refreshment and gambling establishments, which are the responsibility of the Licensing Committee/Sub Committee to determine as set out in Part 3(A)-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 virtual 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.

2. 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, representation or notice (as applicable) can be submitted before the hearing. It may only be submitted at the hearing with the consent of all parties. The Licensing Act 2003 (Hearings) Regulations 2005 shall apply. Whereever possible the Licensing Authority encourages parties to submit information at the earliest opportunity to allow sufficient time for this to be considered before the hearing and avoid the need for adjournment.
 - If a party has informed the Authority that they do not intend to participate, or be represented at the hearing, or has failed to advise whether they intend to participate or not, the hearing may proceed in their absence
- 2.2. For other matters in Part 3(A)-3 of the Council's Constitution which are the responsibility of the Licensing Committee and not included in this protocol or the protocol for in person hearings, the procedures set out in Part 4D of the

Council's Constitution in relation to public questions, statements and petitions shall apply.

- 2.3. 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.
- 2.4. The Council's Constitution can be accessed using the following link:
<https://democracy.bcpccouncil.gov.uk/ieListMeetings.aspx?CommitteeID=151&Info=1&bcr=1>
- 2.5. For further information please contact democraticservices@bcpccouncil.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.

LICENSING SUB-COMMITTEE



Report subject	Application for Premises Licence at Seaside Mini Market, 18 Westover Road, Bournemouth, BH1 1PE
Meeting date	12 October 2022
Status	Public Report
Executive summary	<p>Mr Tom Hollington of Set Square Studios Limited has made application on behalf of Mrs Elina Kadir for a premises licence at Seaside Mini Market, 18 Westover Road, Bournemouth. The application is to permit the off sale of alcohol between the hours of 08:00 to 03:00 Monday to Sunday.</p> <p>The Licensing Authority has received 11 representations from other persons in objection to the application on the grounds that to grant the application would undermine the prevention of crime and disorder, public safety, prevention of public nuisance and protection of children from harm licensing objectives.</p> <p>Representation in objection to the application has also been received from Dorset Police on the grounds of Prevention of Crime and Disorder and Public Safety.</p>
Recommendations	<p>It is RECOMMENDED that:</p> <p>Members are asked to decide whether to:-</p> <p>a) Grant the application for a premises licence as made;</p> <p>b) Refuse the application for a premises licence;</p> <p>c) Grant the premises licence subject to additional conditions.</p> <p>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.</p>
Reason for recommendations	<p>The Licensing Authority may only consider aspects relevant to the application that have been raised in the representation. 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 Bobbie Dove – Community Safety and Regulatory Services
Corporate Director	Jess Gibbons – Chief of Operations
Report Authors	Tania Jardim – Licensing Officer
Wards	Bournemouth Central
Classification	For Decision

Background

1. An application for a premises licence under Section 17 of the Licensing Act 2003 was made on 17th of August 2022. A copy of the application and proposed layout plan is attached at 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 one representation by Dorset Police and 11 representations from local residents and business owners. A copy of the representations is attached at Appendix 3 and 4.
5. As part of discussions and attempted mediation with Dorset Police, the applicant proposed some amendments to the application. The licensing officer has not received confirmation agreement has been reached and the representation from Dorset Police still stands. A copy of the proposals is attached at Appendix 5.

Options Appraisal

6. Before making a decision, Members are asked to consider the following matters: -
 - The representations made by Dorset Police and 11 other persons.
 - All four 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. Any other person or responsible authority, who has made a valid representation, may also appeal to the Magistrates' Court within a 21 day period if aggrieved by the decision made.

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

<https://democracy.bcpCouncil.gov.uk/documents/s21122/Statement%20of%20Licensing%20Policy.pdf>

Hearing Regulations

<https://www.legislation.gov.uk/ukSI/2005/44/made>

Revised Guidance issued under Section 182 of the Licensing Act 2003 (April 2018)

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 Plan
- 3 – Representation by Dorset Police
- 4 – Representations from Other Persons

5 – Applicant Proposals

[Insert name and address of relevant licensing authority and its reference number (optional).]

**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 Mrs Elina Kadir

(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 18 Westover Road Bournemouth Dorset BH1 1PE			
Post town	Bournemouth	Postcode	BH1 2BY

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	£Unknown

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 | <input type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <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 ☐ please complete section (B)
- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)






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

Please tick yes

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

I am making the application pursuant to a
 statutory function or ☐
 a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input checked="" type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Kadir			First names Elina		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
1	5	0	9	2	0	2	2

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

DD		MM		YYYY			

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

Off license and convenience shop

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

N/A

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

F

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

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 6)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)		
Mon	08:00	03:00			
Tue	08:00	03:00			
Wed	08:00	03:00			
Thur	08:00	03:00			
			<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri	08:00	03:00			
Sat	08:00	03:00			
Sun	08:00	03:00			

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

Name Elina Kadir	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) [REDACTED]	

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	08:00	03:00	<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> (please read guidance note 5)
Tue	08:00	03:00	
Wed	08:00	03:00	
Thur	08:00	03:00	
Fri	08:00	03:00	
Sat	08:00	03:00	
Sun	08:00	03:00	

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 9)

Applicant will meet all 4 Licensing Objectives as shown below, in particularly through ensuring comprehensive staff training, good neighbour practices, Challenge 25

All staff working at the premises concerned with the sale of alcohol shall be trained in accordance with the SWERCOTS scheme or such other scheme as may be approved by Trading Standards or the Licensing Authority from time to time and shall receive refresher training at least every 6 months. A record of all staff training shall be maintained and kept on the premises and made available on request to an authorised officer of the Council or the Police.

The premises shall not stock, sell or supply bottles of any cider, beer or lager that has a strength of over 5.3% in a size greater than 1 litre. Further, the premises shall not sell single bottles or cans of any beer, cider or lager that has a strength of over 5.3%

A further notice reading “We do not sell single cans or bottles of beers, ciders or lagers that are stronger than 5.3%” will be displayed at or near the beer display area.

All spirits shall be displayed only behind the counter area.

Alcohol shall only be displayed in areas visible from the sales counter or covered by CCTV.
No sale of alcohol shall knowingly be permitted to anyone under the influence of illegal drugs.

Appropriate signage advising customers of the Policy shall be prominently displayed throughout the premises.

b) The prevention of crime and disorder

Whole service area is visible to Management and staff who will be trained and supervised by a DPS and their authorised staff

CCTV is installed to cover all trading and immediate access and exit routes

Posters will be visible from the window to deter customers from congregating by the main door and to remind them to be considerate of neighbours and residents

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

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

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

A CCTV system, shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition.

There must be a member of staff on duty at all times that the premises are trading under this licence who is able to access the CCTV and produce images to the Police on request

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

c) Public safety

The measures outlined above

Challenge 25 Age Verification policy to be adopted and advertised with posters

Adequate rubbish bins provided close to the building

The holder of the licence shall undertake a risk assessment regard to the deployment of SIA door supervisors on any occasion when the premises are open beyond 23:00 hours. A copy of any such risk assessment shall be kept up the premises and made available for inspection by police or other authorised officers.

d) The prevention of public nuisance

The measures detailed above

Particularly ensuring that customers do not congregate in or near the doorways after leaving

Adequate provision of rubbish bins

e) The protection of children from harm

Staff will adopt and stringently enforce a Challenge 25 Policy

Deliveries including alcohol will require appropriate ID at point of transfer

Any staff employed under the age of 18 will be constantly supervised

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. ☒

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.

Part 4 – Signatures (please read guidance note 10)

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

Signature	Tom Hollington
Date	15/08/2022
Capacity	Agent

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

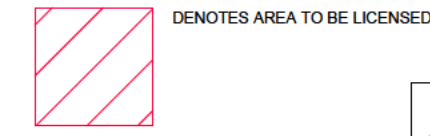
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Tom Hollington

[REDACTED]

Post town	Bournemouth	Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			



DENOTES AREA TO BE LICENSED

EMERGENCY LIGHTING.

- EMERGENCY LIGHT FITTING, NON-MAINTAINED WITH THREE HOUR BATTERY BACKUP (ALL TO B.S.5266 Pt.1 1989) (SUPPLY AND FIX)
- ☒ MAINTAINED EMERGENCY SIGN WITH 'FIRE EXIT' & 'RUNNING MAN PICTOGRAM' TO BS DIRECTIVE 92/58 (SUPPLY AND FIX)
- EMERGENCY LIGHT TEST KEY (ELECTRICAL CONTRACTOR TO AGREE LOCATION)

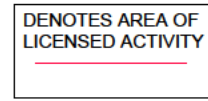
DOORS

- * NEW FD30S FIRE DOOR WITH COLD SMOKE SEAL, INTUMESCENT STRIPS & SELF CLOSING DEVICE (SEALS AND STRIPS TO BE FITTED TO FRAME). REFER TO DOOR SCHEDULE FOR DOOR SPEC.

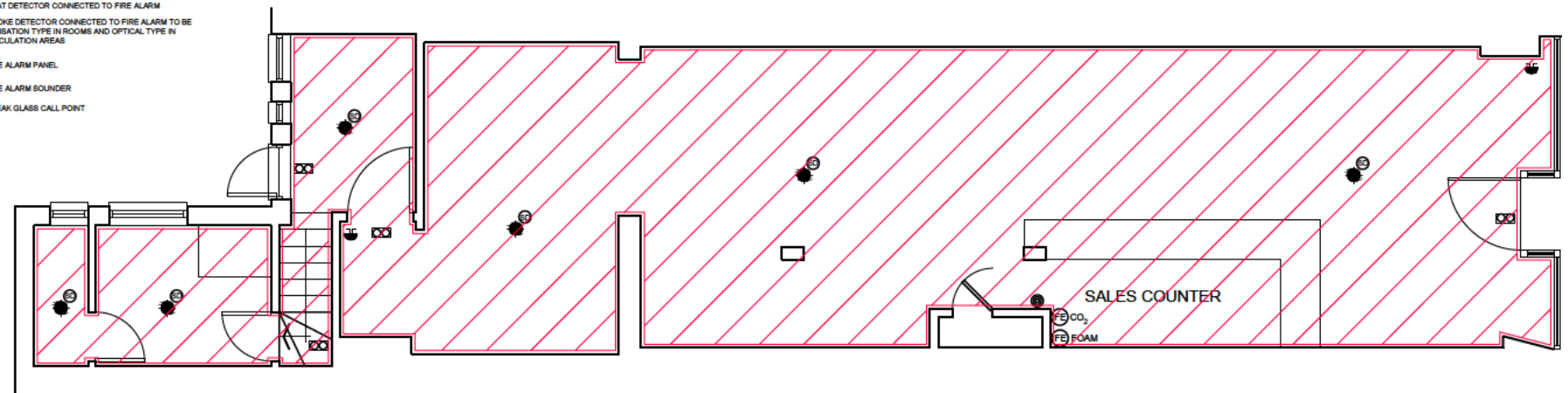
FIRE SAFETY KEY

- * DENOTES PROPOSED FITTING
- Ⓜ HEAT DETECTOR CONNECTED TO FIRE ALARM
- Ⓢ SMOKE DETECTOR CONNECTED TO FIRE ALARM TO BE IONISATION TYPE IN ROOMS AND OPTICAL TYPE IN CIRCULATION AREAS
- FIRE ALARM PANEL
- 🔊 FIRE ALARM SOUNDER
- 🚪 BREAK GLASS CALL POINT

SPECIALIST SUPPLIER	
Ⓜ CO ₂	Min. 2.5kg Carbon dioxide fire extinguisher
Ⓢ FOAM	Min. 9 litre foam fire extinguisher
Ⓢ WATER	Min. 9 litre water fire extinguisher
Ⓢ POWDER	Min. 2.5kg dry powder fire extinguisher



DENOTES AREA OF LICENSED ACTIVITY



NOTE:

The Contractor is to check and verify all building and site dimensions, levels and sewer invert levels at connection points before work starts. This drawing must be read with and checked against any structural or other specialist drawings provided. The Contractor is to comply in all respects with the current Building Regulations whether or not specifically stated on these drawings. This drawing is not intended to show details of foundation or ground conditions. Each area of ground relied upon to support the structure depicted must be investigated by the Contractor and suitable methods of foundation be provided.



SET

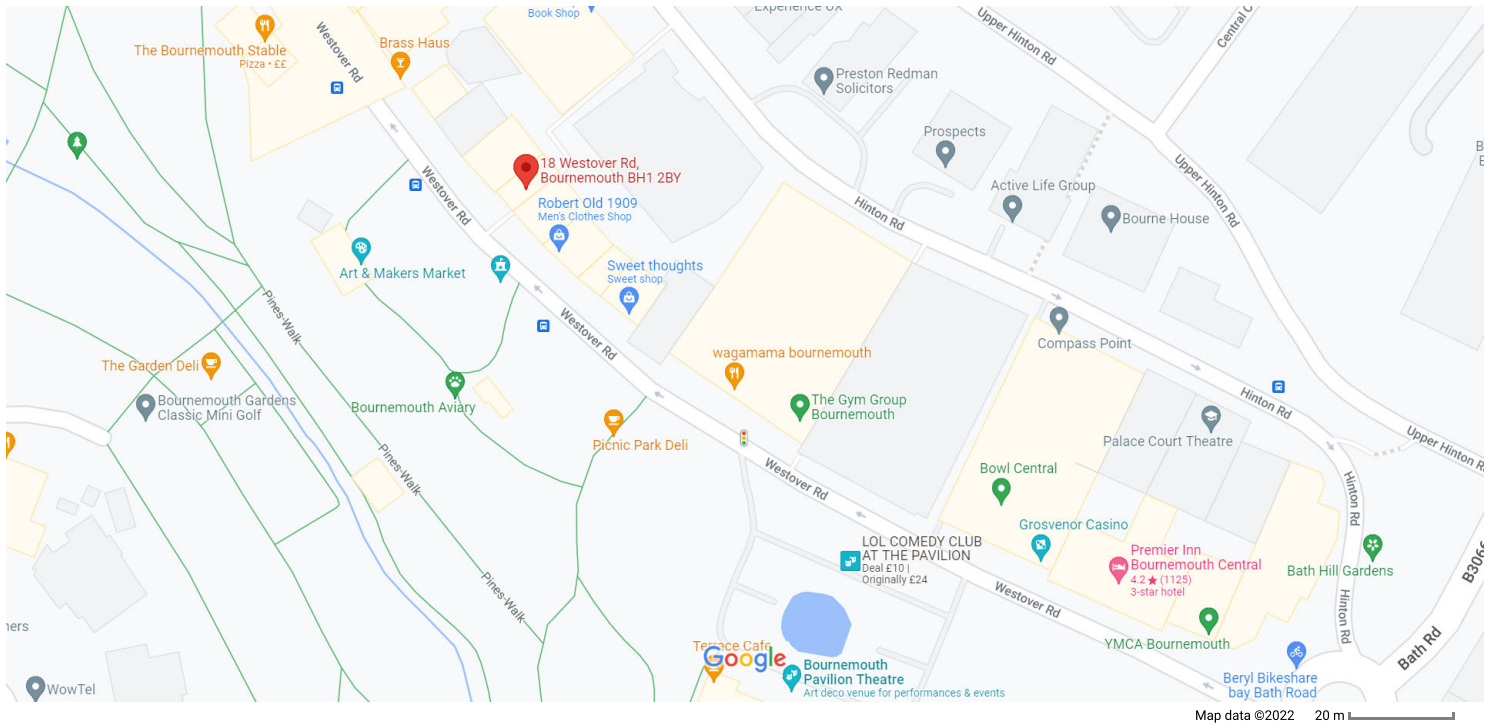
S Q U A R E
S T U D I O
DESIGN & BUILD UNITED

Unit 7
23 Stokewood Road
Bournemouth
Dorset BH3 7NA

Telephone Mobile 07719090723
Telephone Landline 01202 987800
Email tos@setsquarestudio.co.uk
Website setsquarestudio.co.uk

Site			
PROPOSED RETAIL UNIT			
18 Westover Road			
Title			
LICENSING DRAWING			
Project Manager/ Checked	Drawn By	Scale	Date
	TH	1:100@A3	08/22
Arch./Des.	Drawing Number	Rev.	

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From: [Rosales, Vanessa](#)
To: [Tania Jardim](#)
Cc: [REDACTED]; [Dorset Police Licensing](#); [Licensing.Com](#)
Subject: RE: 18 Westover Road, Bournemouth, BH1 2BY (M199067)
Date: 23 August 2022 15:05:35
Attachments: [image005.jpg](#)
[image001.png](#)
[image002.jpg](#)

Good Afternoon,

Further to the application for Sea Side Mini Market, on behalf of the Chief Officer of Dorset Police, I wish to object to this application under the Licensing Objectives of the Prevention of Crime and Disorder, and Public Safety.

The location of this premises is in Bournemouth Town Centre, an area that already experiences a disproportionate number of street drinkers, anti-social behaviour and crime and disorder which already negatively impacts the local community, as well as contributing to an increase in demand on police resources.

Furthermore, Westover Road directly fronts the Lower Gardens, a location which in itself necessitates a seasonal dedicated policing presence. The applicant has failed to detail a provision for SIA other than on a risk – assessed basis to mitigate the risk of contributing or exacerbating to anti social behaviour and crime and disorder in the immediate vicinity; it is of further concern that the hours applied for could further contribute to the issues currently being experienced in the area.

Whilst the applicant has offered to restrict the ABV of certain products, and a no single can policy, it is nonetheless of concern that the applicant proposes to sell beer/cider/lager over 5.3%, (albeit in bottles no larger than 1 litre) and further, with no restriction on the minimum size of bottles of spirits.

Dorset Police therefore does not have the confidence that the Licensing Objectives would be promoted and respectfully for the above reasons wishes to submit a representation to this application.

I have cc'd the applicant for their awareness.

Kind Regards

Vanessa



Vanessa Rosales
Licensing Officer



Drug & Alcohol Harm Reduction Team
Bournemouth Divisional Headquarters
5 Madeira Road
Bournemouth
Dorset Police
BH1 1QQ

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Seaside Mini Market, 18 Westover Road, Bournemouth, BH1 2BY

REPRESENTATIONS

REPRESENTAITON 1 – BUSINESS ON WESTOVER ROAD 01/09/22

For the attention of the Licensing Team - ref:199067 18 Westover Road,

We would like to register an objection regarding the application for an off-licence from 8am to 3am next to our ladieswear store for the following 5 reasons:

- 1) The Westover Road district is currently home to several shelters and hostels for recovering alcoholics and drug addicts - an off-licence in this area is extremely inappropriate and will undermine efforts to help people struggling with recovery.
- 2) An off-licence is also a highly inappropriate neighbour to a luxury ladieswear store. The two retail sectors have **very** different clientele - we have female staff and female customers who will feel intimidated and at risk by the volatile and unpredictable customers that off-licences sometimes attract. We will not be able to trade very long in a location where neither our customers nor staff feel safe when leaving the building.
- 3) The front and side of our premises at 19 Westover Road are made of exceptionally large full-height glass windows. Due to the shape and size of the windows it is impossible for us to install shutters on either aspect. In the past year alone we have suffered costly window damage from drunken behaviour and we fear that an off-licence immediately next door will attract further alcohol-fuelled aggression increasing the risk to our premises, business and stock out of hours.
- 4) There are existing serious anti-social problems linked to alcoholism in Westover Road which will be exacerbated by the arrival of an off-licence:
My employees already feel unsafe when opening up the store in the morning because of the local alcoholics (and their waste) that they find in the doorway. If you would like to visit our store we would be happy to show you photographic evidence of the regular damage and what has to be cleaned up several times a week. Staff retention is difficult in such circumstances. My team are already dreading the winter months when it's dark at closing time. They feel a genuine sense of risk from some of the volatile and inebriated characters that currently hang out in the road.
- 5) Despite all the current anti-social and safety problems, Westover Road is currently home to **nine successful luxury independent stores** that are bucking the declining retail trend in Bournemouth Town Centre. BCP & Future Places have impressive plans to improve the road to build on this unique collection of nationally renowned high-end retail businesses. The aim is to make **Westover Road a clean, respectable and safe area for discerning shoppers**. A late hours off-licence jeopardises the success of these plans.

We hope BCP council reject this application because despite appearances, Westover Road has a thriving luxury retail environment that should be nurtured and protected, not put at risk by increasing the culture of alcoholism in the road.

With very many thanks in advance,

Continuation on Representation Form

<p>The Prevention of Crime and Disorder:</p> <p>Just in the past year we have suffered costly window damage from drunken behaviour. We fear that an off-licence immediately next door to our store will attract further alcohol-fuelled aggression and anti-social behaviour increasing the risk to our premises, business and stock, especially out of hours. The front and side of our premises at 19 Westover Road are made of exceptionally large full-height glass windows. Due to the shape and size of the windows it is impossible for us to install shutters on either aspect.</p>
<p>The Prevention of Public Nuisance:</p> <p>There are existing serious public nuisance problems linked to alcoholism in Westover Road which will be exacerbated by the arrival of an off-licence. Our employees already feel unsafe when opening up the store in the morning because of the local alcoholics (and their waste) that are blocking the doorway. My team are already dreading the winter months when it's dark at closing time. They feel a genuine sense of risk from some of the volatile and inebriated characters that are encountered in the road.</p>
<p>Public Safety:</p> <p>The Westover Road district is currently home to several shelters and hostels for recovering alcoholics and drug addicts - an off-licence in this area is highly inappropriate and will undermine efforts to help keep people safe who are struggling with recovery.</p>
<p>The Protection of Children from Harm:</p> <p>An off-licence is an unsuitable neighbour to a ladieswear store and family sweetshop. Off-licences often have a VERY different clientele - we have female staff and female customers with young children coming in (and we regularly have under 16s on work-experience weeks in store too) who will feel intimidated and at risk by the volatile and unpredictable customers that an off-licence located in Westover Road will certainly attract.</p>
<p>I do not wish my details to be include in the Public Documents for the following reasons:</p> <p>We would like these details excluded from public documents as publicising the extensive alcohol-fueled anti-social, waste and safety problems that businesses currently have to deal with in Westover Road risks deterring shoppers from visiting and undermining the reputation of the road even further. If possible, we need the council's help to solve these problems, not publicise and add to them by increasing the scale of alcoholism on the road.</p>

REPRESENTATION 2 – BUSINESS ON WESTOVER ROAD 05/09/22

<p>The Prevention of Public Nuisance:</p> <p>THIS IS A FAMILY SHOPPING STREET IN WHAT IS THE MOST DISGUSTING PLACE TO HAVE AN OFF LICENCE. WE ALREADY HAVE TERRIBLE ANTI SOCIAL BEHAVIOUR FROM</p>
<p>Public Safety: THE DRUG DEN ABOVE WESTOVER GARDENS HOTEL & THIS WILL GIVE THEM EVEN MORE REASONS FOR STAYING ON THE STREETS. WE ALREADY HAVE</p>
<p>The Protection of Children from Harm:</p> <p>TERRIBLE PROBLEMS WITH ALCOHOL & DRUG RELATED ANTI SOCIAL BEHAVIOUR & I URGE YOU TO TURN DOWN THIS APPLICATION !!!</p>

REPRESENTATION 3 – RESIDENT OF WESTOVER ROAD 06/09/22

Dear sir or Madame

I m writing to you regarding the application of the sale of alcohol at 18 westover road BH1 2 BY Bournemouth made by Elina Kadir.

I m against this decision as I live above the shop (Minton chambers 19 westover road) . The crime and noise is already high in westover road and Bournemouth gardens with people drinking and taking drugs and rough sleepers on my door step . So adding a late night off-licence to the road won't make it any better , it will be more noise and more crime .

This is to confirm that I am against permission of sale of alcohol from 8 till 3:00 am .
Regards

REPRESENTATION 4 – BUSINESS ON WESTOVER ROAD 07/09/22

The Prevention of Public Nuisance:
We have a hostel on this road which homes many recovering addicts. An off licence will only add to their struggle with recovery, and in turn cause further issues along this road, which has already suffered for so long.

Public Safety:
If alcohol being available (especially to this hour) will only add to antisocial behaviour and therefore put public safety at risk.

The Protection of Children from Harm:
This is a holiday resort which aims to attract families, not all night/day drinking - leading to an environment that does not encourage family tourism. We also have pro

Many groups of 'youths' in Bournemouth - I can imagine an off licence will encourage underage drinking

The idea of putting this business onto 18, westover is just absurd. The businesses have all suffered enough in recent years due to covid, without adding further issues linked to drinking - such as crime, anti social behaviour etc which will further add to bringing the road down.

REPRESENTAION 5 – BUSINESS ON WESTOVER ROAD 07/09/22

The Prevention of Crime and Disorder:

- The back alleys of Westover Road are the perfect haven and breeding ground for drug and alcohol abuse. We routinely find discarded needles and paraphernalia.
- After we close(5.30pm) we have homeless people during the night that use the doorways for drinking, and rough sleeping which requires significant cleaning of the entrances and outside spaces each day.
- They can be aggressive and difficult to move on in the morning.

The Prevention of Public Nuisance:

Westover Road is a peaceful shopping parade that shares the pleasure gardens opposite. It is the perfect environment for anti-social behaviour and unsupervised areas where drinking and harassment can take place, and a greater chance of begging and rough sleeping.

Public Safety:

YMCA, on the same road, includes a good number of recovering alcoholics and vulnerable adults. Drinking in the gardens, particularly after dark, will be intimidating.

The Protection of Children from Harm:

The back alleys of Westover Road are the perfect breeding ground for drug and alcohol abuse. We routinely find discarded needles and paraphernalia that children could easily encounter. A recent fire in the ABC cinema was started by kids/teenagers who accessed this from the back of the same landlords premises.

REPRESENTATION 6 – BUSINESS ON WESTOVER ROAD 07/09/22

For the Attention of The Licencing Officer

I write to object to the above Referenced Application 199067 in relation to 18 Westover Road, Bournemouth, BH1 2BY and to outline just some of my concerns.

Our Company, Michael Matthews Jewellery LTD, has occupied the neighbouring premises (Number 17) for nearly 15 years, having previously occupied a smaller unit at Number 11 for some 10 years.

The future of Westover Road is an important topic and I have recently been enthused by the determination of Councillor Broadhead to push through much needed investment into what was once the most prestigious road in Bournemouth. The introduction of a late night off-licence would be disastrous for Westover Road and detrimental to any regeneration opportunity.

Crime and Anti-Social behaviour is already a concern for the Retailers on Westover Road. "Out of Hours" vandalism in the form of costly broken windows and damaged shop fronts has become more commonplace, no doubt alcohol related. Drug dealing and prostitution is becoming more apparent in the alleyway running alongside the Applicant's premises and I fear that by granting a Licence to sell alcohol we will see a rapid and sharp increase to this unwanted behaviour. It is literally adding fuel to the fire. Similarly, anti-social behaviour is a problem for the Winter Gardens and Bournemouth Beach - both within easy reach of the proposed premises.

Also within easy reach of the proposed premises is the YMCA. Alcohol provisions nearby would be disastrous for them.

It is common knowledge that Bournemouth Police Department are stretched as things stand. Our town centre is geographically challenging and adding a further 'trouble spot' would be nothing short of irresponsible of The Licencing Team.

Sadly, the residents of Bournemouth and surrounding areas no longer see Bournemouth as a safe and clean town centre. Regrettably Westover Road is seeing more and more vagrants who add to an uneasy feeling for the public who do visit the town centre. My staff have all recently changed their parking arrangements as they have become more and more intimidated by vagrants. We will be dealing with these vagrants literally on our doorstep should this application succeed. That being said, should an off-licence be a part of the regeneration of Westover Road then I would not want to be a part of that and I would most likely relocate.

I would also like to draw your attention to the concerning records on Companies House regards to the Applicant.

Please accept this email as an official objection to Application Reference 199067 under the name Mrs Elina Kadir.

Regards

REPRESENTATION 7 – BUSINESS ON WESTOVER ROAD 08/09/22

The Prevention of Crime and Disorder:	WE STRONGLY OBJECT TO THIS APPLICATION FOR A LICENCE TO SELL ALCOHOL IN WESTOVER RD. THIS ROAD IS IN A STATE OF DECLINE WITH ITS UNTISOCIAL BEHAVIOUR, FAMILIES WITH CHILDREN CANNOT WALK SAFELY IN WESTOVER ROAD.
The Prevention of Public Nuisance:	WITH AN OFF LICENCE OPENING THINGS WILL ONLY GET CONSIDERABLY WORSE. ESPECIALLY BOURNEMOUTH PLEASURE GARDENS OPPOSITE.
	WE HAVE BEEN TRADING IN WESTOVER ROAD FOR THIRTY FOUR YEARS, IT IS NOW AT ITS LOWEST EBB.
Public Safety:	IT IS IN A STATE OF DECLINE.

REPRESENTATION 8 – BUSINESS ON WESTOVER ROAD 08/09/22

Sir,

I write to object to the above application relating to the sale of alcohol for consumption off premises.

My objection in relation to this application specifically relates to the aspects of Prevention of Crime and the Prevention of Public Nuisance.

I occupy premises at 10 Westover Road (Bournemouth Jewellers) which is adjacent to a well-run public house who employ security staff. Despite this it is necessary for me to employ my own security at weekends in order to prevent disorder in the vicinity of my premises from their inebriated customers.

I am extremely concerned that the sale of alcohol for consumption off premises will add significantly to the theft problems in the area and those of public nuisance. There are a number of hostels and hotels in the locale and many of their residents have issues with alcoholism. I fear that an off licence operating at any time - let alone from 8.00am until 3.00am - will greatly add to the significant anti-social and nuisance problems already existing in Westover Road.

Looking at the demographic it seems very unlikely that the clients of such an establishment will be buying a bottle of Chablis for a party or the local Vicar restocking his Harveys Bristol Cream.

I question who would wish to purchase alcohol at 8.00am? Sadly the answer is self-evident. An alcoholic. Similarly I ask who would wish to buy alcohol at 3.00am? Again the answer is obvious; individuals who would already have consumed more than enough alcohol to enable them to be oblivious to their actions.

Even if the hours are significantly reduced, which may well be the applicants true intention, I am confident that the availability of alcohol at any time will be a blight.

Yours faithfully,

REPRESENTATION 9 – BUSINESS ON WESTOVER ROAD 13/09/22

<p>The Prevention of Crime and Disorder:</p> <p>An off licence is likely to compound the problem of street drinking, resulting in aggressive anti-social behaviour and possible crime being committed.</p>
<p>The Prevention of Public Nuisance:</p> <p>Customers will be reluctant to visit Westover Rd where alcohol fuelled groups are causing rowdiness & litter including cans & broken bottles which ^{with} intimidating behaviour.</p>
<p>Public Safety:</p> <p>Families using local parks will be reluctant to walk up Westover Rd and will be tempted to walk in the road to avoid the pavements, causing potential injury.</p>
<p>The Protection of Children from Harm:</p> <p>It is likely an off licence will attract under-age drinkers who will loiter a short distance away with the intent of persuading customers to buy them alcohol.</p>

REPRESENTATION 10 – BUSINESS ON WESTOVER ROAD 13/09/22

Good Evening Madam/ Sir

We have just find out on Westover Road some one apply for OFF Licence including selling alcohol to the public.

This road need help to bring business back on the street. Since the Cinema has been moved and covid19 destroyed our businesses this street are full of homeless people, drug addict and alcoholic peoples.

We have business next to YMCA an everyday we are dealing with drunk people which is scaring our customers. This has been reported to the public government so many times but none one doing anything.

Few months ago they break a windows to our business but none one do it anything which make us so angry.

Realice the licence will bring more violence and young aggressive people on the street.

Best Regards,



September 13th 2022

Licensing Application 199067
18 Westover Road

Dear Tania

The Board of the Bournemouth Town centre BID wishes to formally object to the granting of a license to sell alcohol, currently being assessed for the above property address.

In talking to our business levy payers & visitors, it is clear that anti-social behaviour (ASB) in the town centre is a very real & pressing concern. Whether it is retail crime, aggressive begging, perceived & real threatening behaviour and more serious offences, anything that increases the likelihood of these incidents occurring cannot be good for the reputation & actual experience of the town.

Substance abuse is both a driver and an outcome of the above issues and in our view granting a license to these premises would increase the propensity for ASB in an area of the town that is currently having to deal with a challenging level of these activities.

In the past 6 months, our Town Ranger team have logged @30 ASB issues between the hours of 9am & 5.15pm (their hours of work) and regularly we are asked by the businesses for help with individuals sleeping in the doorways who appear to be 'under the influence'. The night time economy brings with it additional challenges to the businesses open after normal retailing hours. The easy availability of alcohol, outside of the pubs, restaurants & other security managed venues on Westover Road could very easily exacerbate an existing stressful & threatening situation for staff & customers.

The Lower Gardens is both an environment & magnet for ASB often of a profoundly serious nature. It is an area on which the Police are already focusing their resources in a drive to reduce that kind of activity. Allowing an off license to trade directly opposite this known challenging area, until the

Bournemouth Town Centre BID

First Floor Burlington House, Burlington Arcade, St Peters Road, Bournemouth, BH1 2HZ
info@towncentrebid.co.uk 01202 296343 www.towncentrebid.co.uk

Company Registration Number: 8107171 Registered in England

Registered Office: 5th Floor Waverley House, 44-45-46 Holden Road, Bournemouth BH8 8DY



earlier hours of the morning is both a retrograde step and one that will make the Police's job considerably more difficult.

Finally, on Westover Road itself there is a charitable institution that supports & interacts with vulnerable individuals – the YMCA. Allowing a late-night establishment predicated on the sale of alcohol in such close proximity to the building is dangerous & could lead to further challenges in the lives of those people who are dealing with potential substance abuse

So, we would urge the licensing officers & committee to refuse the license on the above grounds – the negative implications in the lives of those vulnerable people, visitors & shoppers & the businesses located in that area, should the license be granted, do not bear thinking about

Yours sincerely

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From: [REDACTED]
To: [Rosales, Vanessa](#); [REDACTED]; [Tania Jardim](#)
Subject: 18 Westover Road
Date: 09 September 2022 11:59:20

Hi Vanessa

Sorry for the delayed response

The salient points from our conversation; please accept this email as a formal proposal from our clients and their acceptance of the following being added to the license by way of conditions

- Hours of operation to cease at 01:00 hours
- SIA Security to be present from 11:00 hours until close on Friday, Saturday and - Sunday (Bank Holidays Only).
- Canned drinks limited to 5% abv
- Spirits limited to 40% abv

We trust this confirms our discussions and mitigates the concerns raised

Our client is keen to work with the Police and to encourage a healthy relationship moving forward

Kind regards

Tom Hollington

[REDACTED]

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LICENSING COMMITTEE AND SUB COMMITTEE – PROTOCOL FOR PUBLIC SPEAKING

1. Introduction

- 1.1. The following protocol for public speaking shall apply in respect of in person 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).
- 1.2. 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(A)-3 of the Council's Constitution.
 1. The Chair welcomes everyone to the hearing, identifies all parties present and makes introductions.
 2. Matters of general housekeeping are dealt with, eg location of fire exits and toilets, fire alarms, notification that the hearing may be recorded, reminder to switch mobile phones to silent.
 3. All persons who have given notice of their intention to speak are identified.
 4. Identify if any person who wishes to withdraw a representation or wishes not to speak
 5. 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.
 6. Licensing Officer's report is presented.
 7. Parties present their representations in the order agreed.
 8. 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.
 9. 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.
 10. Following representations, the parties will be given the opportunity to sum up. Party who spoke first to go last.

11. Members will deliberate in private with the clerk and legal representative as appropriate present.
12. The decision will be taken by the Committee and that decision delivered by the Chair to all parties at the conclusion of the hearing as appropriate. A written decision notice will be issued following the hearing in accordance with the regulations.
13. The Legal Adviser will advise the parties of any right of appeal as appropriate.

2. 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
 - Licensing Hearings are held in public. However, the Chair may exclude members of the public (including a party to the Hearing) from all or part of a Hearing 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 meeting may also be audio recorded and/or filmed for live or subsequent broadcast by members of the public and media representatives.
 - 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, representation or notice (as applicable) can be submitted before the hearing. It may only be submitted at the hearing with the consent of all parties. The Licensing Act 2003 (Hearings) Regulations 2005 shall apply. Whereever possible the Licensing Authority encourages parties to submit information at the earliest opportunity to allow sufficient time for this to be considered before the hearing and avoid the need for adjournment.
 - If a party has informed the Authority that they do not intend to attend, or be represented at the hearing, or has failed to advise whether they intend to attend or not, the hearing may proceed in their absence
- 2.2. For other matters in Part 3(A)-3 of the Council's Constitution which are the responsibility of the Licensing Committee and not included in this protocol or the protocol for virtual hearings, the procedures set out in Part 4D of the

Council's Constitution in relation to public questions, statements and petitions shall apply.

- 2.3. 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.
- 2.4. The Council's Constitution can be accessed using the following link:
<https://democracy.bcpccouncil.gov.uk/ieListMeetings.aspx?CommitteeID=151&Info=1&bcr=1>
- 2.5. For further information please contact democraticservices@bcpccouncil.gov.uk

Proposed procedure and order of speaking for Licensing Act 2003 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).
- 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)
- Sub-Committee will return, and the Chair will announce the decision if appropriate (a written decision notice will be issued following the hearing in accordance with the regulations).
- The Legal Adviser will advise parties of any right of appeal as appropriate.

LICENSING SUB-COMMITTEE



Report subject	FYEO, 134 -136 Old Christchurch Road, Bournemouth – Renewal of Sexual Entertainment Venue Licence
Meeting date	12 October 2022
Status	Public Report
Executive summary	Hampshire Restaurants Ltd have applied for the renewal of the licence to use the premises as a sexual entertainment venue, providing relevant entertainment, for a further twelve-month period. The Licensing Authority has received 2 objections.
Recommendations	It is RECOMMENDED that: Members are asked to decide whether to:- a) Grant the application for renewal as made; b) Refuse the application for renewal. 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.
Reason for recommendations	Any decision to refuse the renewal of the licence must be relevant to one or more of the following grounds:- (a) that the applicant is unsuitable to hold the licence by reason of having been convicted of an offence or for any other reason; (b) that if the licence were to be renewed the business to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant, renewal or transfer of such a licence if he made the application himself; (c) that the number of sex establishments, or of sex establishments of a particular kind, in the relevant locality at the time the application is determined is equal to or exceeds the number which the authority consider is appropriate for that locality; (d) that the renewal of the licence would be inappropriate, having regard— (i) to the character of the relevant locality; or

	<p>(ii) to the use to which any premises in the vicinity are put; or</p> <p>(iii) to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.</p> <p>Where objections have been received 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>
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Portfolio Holder(s):	Councillor Bobbie Dove
Corporate Director	Jess Gibbons – Chief Operations Officer
Report Authors	Sarah Rogers – Senior Licensing Officer
Wards	Bournemouth Central
Classification	For Decision

Background

1. An application for the renewal of the Sexual Entertainment Venue (SEV) Licence was made on 26h August 2022 to permit the premises to continue providing relevant entertainment for a further twelve-month period. A copy of the application is attached at Appendix 1 with accompanying documentation.
2. The meaning of “relevant entertainment” is “any live performance or live display of nudity which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience (whether by verbal or other means).”
3. In the case of a woman “display of nudity” means the display of her nipples, pubic area, genitals or anus and, in the case of a man; it means exposure of his pubic area, genitals or anus.
4. The premises have operated as a lap dancing club since our records began in 2005 at transition of the Licensing Act 2003. A copy of the current SEV licence is attached at Appendix 2.
5. The premises were last inspected on 10 March 2022 where all matters were found to be satisfactory and there were no breaches.
6. Since the last renewal on 28 September 2021 there have been no complaints about the premises and there have been no changes to the either the management or physical layout of the premises.

Consultation

7. Applicants must give public notice of the application by publishing an advertisement in the local newspaper together with a notice displayed on the premises for a period of 21 days.
8. Relevant objections must be made within 28 days of the application and should not be based on moral grounds or values.
9. 2 objections have been received at Appendix 3.

Options Appraisal

10. Before making a decision, Members are asked to consider the following matters:
 - The submissions made by or made on behalf of the applicant.
 - The objections received.

- Section 27 of the Policing and Crime Act 2009, Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, appropriate Regulations and the Council's Sex Establishments Licensing Policy.

Summary of financial implications

11. N/A

Summary of legal implications

12. If the application for renewal is refused the applicant may appeal the decision to the Magistrates' Court, unless the application was refused under grounds (c) or (d) above (under reasons for recommendation), in which case the applicant can only challenge the refusal by way of judicial review.

Summary of human resources implications

13. N/A

Summary of sustainability impact

14. N/A

Summary of public health implications

15. N/A

Summary of equality implications

16. N/A

Summary of risk assessment

17. N/A

Background papers

BCP Council – Sex Establishment Policy –

<https://www.bcpCouncil.gov.uk/Business/Licences-and-permits/Documents/SexEstablishment-Policy-BCP.pdf>

Home Office Guidance –

<https://webarchive.nationalarchives.gov.uk/ukgwa/20100413151441/http://www.crimereduction.homeoffice.gov.uk/crimereduction057a.pdf>

Appendices

- 1 – Copy application
- 2 – Copy current SEV licence
- 3 – Copy objections



**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982
(AS AMENDED)**

**Licence for a Sex Establishment Application for* Grant / Renewal / Transfer /
Variation
(*delete as appropriate)**

1. Applicant Details

Surname	IVINS		
Forenames	Emily Jane		
Other Name(s) (if applicable)	as Director for and on behalf of Hampshire Restaurants Ltd		
Address	[REDACTED]		
Contact number(s)	[REDACTED]		
Email address	emily@fyeo.co.uk		
Date Of Birth	[REDACTED]	Place of Birth	[REDACTED]
National insurance number	[REDACTED]		
Have you been resident in the UK throughout a period of six months immediately preceding this application?	Yes	Yes/No	





2. Trading company details

Company Name	HAMPSHIRE RESTAURANTS LTD
Managing Director	Emily Ivins
Head Office Address	Bottom Cottage Owselebury Bottom Winchester SO21 1LY
Address from which you operate if different from above	
Company number(s)	08502833
Company email address	emily@fyeo.co.uk
VAT registration number	GB 241881014
Company registration number	08502833





3. Give full names and private residential address for all directors, partners or other persons responsible for the management of the establishment.

Continue on separate sheet if necessary

Person 1

Surname	MINS		
Forenames	Emily Jane		
Other Name(s) (if applicable)			
Address			
Contact number(s)	c/o 01202 813658		
Email address	emily@fyeo.co.uk		
Date Of Birth		Place of Birth	
National insurance number			
Have you been resident in the UK throughout a period of six months immediately preceding this application?	Yes/No		

Person 2

Surname	IVINS		
Forenames	Alexander Peter		
Other Name(s) (if applicable)			
Address			
Contact number(s)	c/o 01202 813658		
Email address	c/o julia.palmer@cpplaw.co.uk		
Date Of Birth		Place of Birth	
National insurance number			
Have you been resident in the UK throughout a period of six months immediately preceding this application?	Yes/No		

Person 3

Surname			
Forenames			
Other Name(s) (if applicable)			
Address			
Contact number(s)			
Email address			
Date Of Birth		Place of Birth	
National insurance number			
Have you been resident in the UK throughout a period of six months immediately preceding this application?	Yes/No		

4. Offences and convictions

Have you or any partners/directors in the company been convicted of ANY offence which is NOT regarded as being SPENT under the terms of the Rehabilitation of Offenders Act 1974	Yes/No No
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If yes, give details of all relevant conviction(s)

Person Name	Date of Conviction	Court	Offence	Sentence

Have you (or if corporate body, that body) been disqualified from holding a sex establishment licence?	Yes/No (If yes provide details)
Have you (or if corporate body, that body) ever been refused a licence for a sex establishment?	Yes/No (If yes provide details)

5. Trading details

Is the application for	Sex Shop	
	Sex Cinema	
	Sexual Entertainment Venue	Yes
Address of the premises	For Your Eyes Only 136-140 Old Christchurch Road Bournemouth BH1 1NL	
Name of the business	For Your Eyes Only	
Opening hours	Monday	00:01-00:00
	Tuesday	00:01-00:00
	Wednesday	00:01-00:00
	Thursday	00:01-00:00
	Friday	00:01-00:00
	Saturday	00:01-00:00
	Sunday	00:01-00:00

If a sex shop

Is any part of the premises is to be used for the purposes of displaying films, video recordings or other moving pictures?	Yes/No (if yes provide details)
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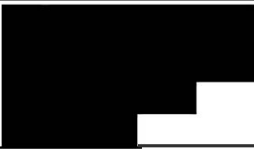



List articles to be offered for sale?	
With regard to any advertisements or displays – provide size(s) of proposed displays or advertisements.	
Detail measures which will be in place to ensure that prevent the interior of the premises being visible to passers-by	

If a Sexual Entertainment Venue





<p>Confirm if there have been any changes to the layout of the premises in relation to:-</p> <p>All designated performance areas including private booths or cubicles</p> <p>Welfare faculties room for performers</p> <p>Access and egress of the premises</p> <p>WC facilities for performers/patrons</p> <p>Smoking areas for performers/staff</p>	<p>YES/NO</p> <p>YES/NO</p> <p>YES/NO</p> <p>YES/NO</p> <p>YES/NO</p> <p>If YES provide plan with highlighted changes</p>
<p>Do you currently have the following documents?.</p> <p>Written code of conduct for Dancers</p> <p>Code of Conduct for Customers</p> <p>Disciplinary Procedure Policy</p>	<p>YES/NO</p> <p>YES/NO</p> <p>YES/NO</p> <p>If YES provide copies</p>
With regard to any advertisements or displays – provide size(s) of proposed displays or advertisements.	Notices A4
Detail measures which will be in place to ensure that prevent the interior of the premises being visible to passers-by	Activities requiring authorisation by a Sexual Entertainment Venue Licence are limited to the basement of the site which cannot be seen from the street level access.

6. Management of premises -In respect of each individual who is to be responsible for the management of the premises, in the absence of the licence holder, continue on separate sheet if necessary





Manager 1

Surname	METCALF		
Forenames	Jonathan Peter		
Maiden Name (if applicable)			
Address			
Contact number(s)	c/o 01202 813658		
Email address	c/o julia.palmer@jcplaw.co.uk		
Date Of Birth		Place of Birth	
National insurance number			
Have you been resident in the UK throughout a period of six months immediately preceding this application?	<div style="text-align: right;">Yes/No</div> Yes		

Manager 2

Surname	COLLIER		
Forenames	Karen Julie		
Maiden Name (if applicable)	Bolt		
Address			
Contact number(s)	c/o 01202 813658		
Email address	c/o julia.palmer@jcplaw.co.uk		
Date Of Birth		Place of Birth	
National insurance number			
Have you been resident in the UK throughout a period of six months immediately preceding this application?	<div style="text-align: right;">Yes/No</div> Yes		

Manager 3

Surname	GRUBB		
Forenames	Jonathan		
Maiden Name (if applicable)			
Address			
Contact number(s)	c/o 0102 813658		
Email address	c/o julia.palmer@jcplaw.co.uk		
Date Of Birth		Place of Birth	
National insurance number			
Have you been resident in the UK throughout a period of six months immediately preceding this application?	<div style="text-align: right;">Yes/No</div> Yes		

For all managers provide full details of convictions for ANY offence which is NOT regarded as being SPENT under the terms of the Rehabilitation of Offenders Act 1974

Person Name	Date of Conviction	Court	Offence	Sentence

APPLICANTS ARE WARNED THAT ANY PERSON WHO IN CONNECTION WITH AN APPLICATION FOR THE GRANT, RENEWAL OR TRANSFER OF A LICENCE MAKES A FALSE STATEMENT WHICH HE KNOWS TO BE FALSE IN ANY MATERIAL RESPECT, OR WHICH HE DOES NOT BELIEVE TO BE TRUE, IS GUILTY OF AN OFFENCE AND LIABLE ON SUMMARY CONVICTION TO A FINE

DECLARATION that all information provided above is true and complete

Signature	
Date	25 August 2022
Capacity	Director of Hampshire Restaurants Limited

For Your Eyes Only

SEVL renewal application

Q6 Persons involved in management continued

Peter Mills

Tel: c/o 01202 813658

Email: c/o julia.palmer@jcplaw.co.uk

NI No :

Dob:

Pob:

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Customer code of conduct

For the enjoyment and safety of all patrons and staff we have a few simple and straight forward rules we require all customers to abide by.

- Customers must at all times conduct themselves in a polite and courteous manner to all members of staff. We will not tolerate any abusive behaviour towards any staff member. Any language or actions discriminating on grounds of age, race, gender, sexuality, religion, disability or any other reason will result in being asked to leave the premises.
- Customers must not proposition the performers for sexual services on or off the premises, or, to meet outside of the premises, have contact via any telephone/message service or social media platforms.
- Customers must not make any contact with the performers during a private dance, to avoid any misunderstanding, no part of the customers body must make contact with any part of the performers body at anytime for any reason.
- The customer must remain seated for the entire duration of the performance.
- Customers are not permitted to dance anywhere within the venue.
- Customers must remain fully clothed at all times.
- The use of telephones is not permitted within the premises, if you need to use you phone, please use it in the reception area or outside the club.
- When leaving the premises, please be courteous to our neighbours and leave in a quiet and orderly manner.

Failure to abide by any of these rules may result in you being asked to leave the premises and may also result in you being barred from returning to the premises for a period of time/permanently.

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HAMPSHIRE RESTAURANTS SELF EMPLOYED DANCER DISCIPLINARY PROCEDURE

SCOPE

1. Hampshire Restaurants incorporated by Alem Leisure and trading as FYEO Disciplinary Procedure will be used only when necessary and as a last resort. Where possible, informal and/or formal counselling or other good management practice will be used to resolve matters prior to any disciplinary action being taken. The procedure is intended to be positive rather than punitive but takes cognisance of the fact that sanctions may have to be applied in some circumstances.
2. Every individual has the right to representation by a work colleague at any point during the disciplinary process.

SUSPENSION

3. Suspension is not disciplinary action. The purpose of suspension is manifold and can be used when it is necessary to remove a dancer from the workplace pending an investigation for example, to allow time for a 'cooling down period' for both parties, for their own or others protection, to prevent them influencing or being influenced by others or to prevent possible interference with evidence. Only the Manager in charge of that individual, at that time or their superior, have the authority to suspend an individual.

COUNSELLING

4. Counselling is an attempt to correct a situation and prevent it from getting worse without having to use the disciplinary procedure. Where improvement is required, the dancer must be given clear guidelines as to:
 - what is expected in terms of improving shortcomings in conduct or performance
 - the time scales for improvement
 - when this will be reviewed
 - the dancer must also be told, where appropriate, that failure to improve may result in formal disciplinary action.
5. It is imperative that any counselling should be followed up and improvements recognised and recorded. Once the counselling objectives have been met, any record of the counselling will be removed from the dancer's file.
6. If during counselling it becomes clear that the matter is more serious, then the discussion should be adjourned, and pursued under the formal disciplinary procedure.

PROCEDURE FOR FORMAL INVESTIGATION

7. Formal investigations should be carried out by the most appropriate manager/director who is not directly involved with the incident being investigated. This manager may involve others to assist with the investigation process. All the relevant facts should be gathered promptly as soon as is practicable after the incident. Statements should be taken from witnesses at the earliest opportunity. Any physical evidence should be preserved and/or photographed if reasonable to do so.

8. A report should be prepared which outlines the facts of the case. This should be submitted to the appropriate senior manager / Director / Business Owner who will decide whether further action is required. Where appropriate, this report may be made available to the individual .
9. In most circumstances where misconduct or serious misconduct is suspected, it will be appropriate to set up an investigatory hearing. This would be chaired by the appropriate senior manager / Director / Business Owner, who would be accompanied by another manager if possible. The investigating manager would be asked to present his/her findings. Witnesses should be called at this stage, and the dancer allowed to question these witnesses. The dancer has a right of representation at this hearing.
10. Following the full presentation of the facts, and the opportunity afforded to the dancer to state her side of the case, the hearing should be adjourned, and everyone would leave the room except the senior manager / Director hearing the case, and the other manager. They would discuss the case and decide which of the following options was appropriate:
 - take no further action against the dancer
 - recommend counselling for the dancer
 - proceed to a disciplinary hearing
11. All parties should be brought back, and informed as to which option has been chosen. Should the decision be taken to proceed to a disciplinary hearing, then this may follow on immediately from the investigatory hearing if the following criteria have been met:
 - she has been told in advance what the nature of the complaint is, and had time to consult with a representative
 - all the facts have been produced at the investigatory hearing, and the manager / Director is in a position to decide on disciplinary action.
12. the manager should inform the dancer that the hearing would now become a formal disciplinary hearing, and invite them to say anything further in relation to the case.
13. Should anyone who is subject to disciplinary action resign during the course of it, the action will cease unless there are extenuating circumstances which require it's continuance. The subject of the discipline may also request that the disciplinary action continue.

WARNINGS

Examples of Minor Misconduct

14. Below are listed examples of misconduct which may warrant either a Verbal Warning or a First Written Warning. It is stressed however that this list is not exhaustive and that on all occasions a full and proper investigation must take place prior to the issue of a warning.
 - Persistent lateness and poor time-keeping. .
 - Smoking within unauthorised areas.
 - Failure to work in accordance with prescribed procedures.
 - Unreasonable standards of dress or personal hygiene.
 - Failure to observe Hampshire Restaurants incorporated by Alem Leisure and trading as FYEO regulations and procedures.

Verbal Warning

15. A Verbal Warning is appropriate when it is necessary for the manager in charge to take action against a dancer for any minor failing or minor misconduct.

First Written Warning

16. A First Written Warning is appropriate when:
- a verbal warning has not been heeded and the misconduct is either repeated or performance has not improved as previously agreed.
 - an offence is of a more serious nature for which a written warning is more appropriate.
 - the recurrence or accumulation of an offence/offences, if left, will lead to more severe disciplinary action.

Examples of Gross – Misconduct

17. Listed below are examples of misconduct which may be considered to be Gross Misconduct and may warrant a Final Warning, Demotion or Dismissal. It is stressed however that this list is not exhaustive and that on all occasions a full and proper investigation must take place prior to the issuing of a Final Warning, Demotion or Dismissal.
- Theft, including unauthorised possession of Company property.
 - Breaches of confidentiality, prejudicial to the interest of the Hampshire Restaurants incorporated by Alem Leisure and trading as FYEO,
 - Being unfit for duty because of the misuse/consumption of drugs or alcohol.
 - Refusal to carry out a management instruction which is within the individual's capabilities and which would be seen to be in the interests of the Hampshire Restaurants incorporated by Alem Leisure and trading as FYEO.
 - Breach of confidentiality / security procedures.
 - Physical assault, breach of the peace or verbal abuse.
 - False declaration of qualifications or professional registration.
 - Failure to observe Hampshire Restaurants incorporated by Alem Leisure and trading as FYEO rules, regulations or procedures.
 - Wilful damage of property at work.
 - Incompetence or failure to apply sound professional judgement.
 - Bribing or attempting to bribe another individual, or personally taking or knowingly allowing another person to take a bribe.

Final Written Warning

18. A Final Written Warning is appropriate when:
- a dancer's offence is of a serious nature falling just short of one justifying dismissal.
 - an employee persists in the misconduct which previously warranted a lesser warning.
 -

Dismissal

19. Dismissal is appropriate when

- an dancer's behaviour is considered to be Gross Misconduct.
- an dancer's misconduct has persisted, exhausting all other lines of the disciplinary procedure.

Time Scales for the expiry of Warnings

20. Warnings issued to employees shall be deemed to have expired after the following periods of time.

- Verbal Warnings: 6 months
- First Written Warnings: 6 months
- Final Written Warnings: 12 months (or as agreed and recorded at the hearing)

21. These time scales remain provided that during that period, no further warnings have been issued in respect of the employee's conduct.

APPEALS

22. Every employee has the right to appeal against the outcome of a disciplinary hearing. The basis of an appeal should normally relate to one of the following areas:.

- that the resulting disciplinary action was inappropriate.
- that the need for disciplinary action was not warranted.
- that new information regarding disciplinary action has arisen

23. An appeal should be put in writing to the manager who issued the disciplinary warning / dismissal. The letter of appeal may be constructed by the dancer. The letter should contain the grounds for appeal and should be lodged within 10 days of receipt of the warning / dismissal letter.

24. An appeal will be arranged within 20 working days of receipt of the appeal letter.

Appeals against Verbal and First Warnings

25. In the case of verbal and first warnings, the appeal will be heard by the manager next in line to the one who issued the warning.

Appeals against Downgrading, Final Warnings and Dismissal

26. The hearing and determining of appeals against final warnings and dismissal will be heard by the appropriate Director or Chief Executive / Business Owner. If possible they may also involve another senior manager / Director not previously involved with the case.

27. When dealing with an appeal against a Final Warning or Dismissal the appellant may submit a written statement for consideration by the person(s) hearing the appeal

28. The person(s) hearing the appeal may consider the appeal based on the information previously available including the investigation report, and any submissions made by the appellant. They may at their discretion seek any further information which they felt would help them to come to a fair conclusion. The decision of the person(s) hearing the appeal are final and no further right of appeal is available.

DANCER NAME -

REAL NAME -

SIGNATURE -

DATE -

MANAGER -

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DANCING RULES / INFORMATION

Legal Name: _____

Stage Name: _____

1	When you start at FYEO, you need to go to your local Police station and obtain a Personal Data Protection Report.	
2	We need to take a copy of your passport or driving licence. If you are not from the EU, we will also need to see a valid work permit.	
3	You are responsible for your own actions and whilst we understand every girl has their own unique style of dance, if alcohol is influencing your dancing or attitude towards the club or people within the club you will be removed from the floor and Sent home. This may result in a loss of shifts or termination of your contract.	
4	Fully read and familiarise yourself with the Code of Conduct.	
5	Please attend all dancers' meetings, as and when required.	
6	No partners, boyfriends or husbands are allowed in the club. If you have friends Who wish to come in, please check and make management aware before hand?	
7	This is a NON-CONTACT CLUB – please keep it that way.	
8	Club fees are charged at the discretion of the management.	
9	When you arrive on the floor at the start at the night you must report to reception Or to whoever is taking fees that night. This list is used in the event of a fire/incident	
10	Do not approach customers before they have a drink.	
11	Please respect the Dj's. You may request a song, if for some reason they cannot play it for you, then please tell them the type of music you prefer. If you leave early you must inform the Dj.	
12	Do not be late for your stage show.	
13	Collect your money for dances as you do them, do not roll them over. NO MONEY. NO DANCE NO EXCEPTIONS.	
14	If a customer wishes to purchase dance chips with their credit/debit cards for a Dance, this can be done through a waitress or preferably at reception. Please try And remember to tell the customers of the additional charge per chip.	
15	You may only sit with a customer for 5 songs, without a dance. Please keep working The floor.	
16	Do not give out your number or take numbers from customers. If a customer gives You a business card please hand it to reception or a member of management.	
17	DO NOT LEAVE WITH OR ARRANGE TO MEET CUSTOMERS. This will Result in a loss of shifts and possible termination of contract.	
18	If a customer touches you in a manner in which can be construed as sexual, back off, Get dressed and inform a member of management or security.	
19	You must re-dress after each dance / stage show.	
20	Do not run around the club: it can cause accidents.	
21	When dancing, do not obstruct any walkways or fire exits.	
22	Please be aware of the waitresses, especially when it's busy, they do carry heavy trays.	
23	VIP customers may require more discretion and attention, however you must operate within the guidelines as detailed. VIP customers must also adhere to the general rules and conditions of the club.	
24	If you decide to go home early, you will still be charged the full club fee. You must Inform a member of management before leaving.	
25	If you are not dancing during the last song of the night, please go immediately Downstairs.	
26	If you are ill, please call the club as early as possible so that cover can be arranged.	

27	Don't take revenge on a customer if they are rude to you. Let management or Security deal with it, so please tell us.	
28	When you arrive and leave the club, do so by the back door. Please arrive and leave quietly.	
29	Once the Manager has decided it is final.	
30	Once you have finished working, you are to make your way home. YOU ARE NOT TO GO ANY OF THE LATE-NIGHT BARS. Anyone caught doing so will be instantly Terminated.	
31	If you require and escort to your car / taxi, please give the club at least 30mins notice. As we will have to arrange a member of staff to escort you.	

DANCING RULES

1	At no time during a dance are you allowed to put your hand in your groin area.	
2	All money up front, no money, no dance.	
3	One foot must remain on the floor at all times whilst dancing naked.	
4	Do not put your feet or knees onto the customer or furniture	
5	During double dances there is to be NO sexual contact between dancers, i.e. licking nipples/genitals or kissing (snogging)	
6	Do not put your head in a customer's lap.	
7	Do not do any floor work, no knees or hands on the floor.	
8	The furniture is for balance only, do not stand or kneel on it	
9	Do not sit on customers, your ass should not make any contact with the customer Ever.	
10	Dance in front of the customer, not to the side, and do not straddle the customers leg or legs.	
11	Do not touch or appear to touch, customers groin area.	
12	Again, remember this is a non-contact club. DON'T MAKE CONTACT WITH THE CUSTOMER.	
13	You are required to wear a thong.	
14	Please respect all other dancers, if there are 3 customers, there should only be 3 dancers.	
15	Do not take more than one customer for a dance at a time.	
16	Tables and chairs are not props; please do not use them in this manner.	
17	When doing a topless dance do not move your thong in anyway.	
18	Long dresses to be worn until midnight, anything there after.	
19	Sit downs must be made known to a manager, no-one else. If you are sitting with a Customer for longer than 5 songs, you will be charged for a sit down.	

NOTICE TO ALL DANCERS

When leaving the club at the end of a shift, please be aware that you are still in the middle of town and there may be customers of the club still about.

Where possible, please leave in a group, if you are being picked up then please notify the club of where and when you are to be picked up from.

If you are unable to leave in a group, and you need accompanying to your car / taxi, then you will have to wait until the end of the shift for security to accompany you.

Once you have finished your shift, please head straight home, do not head for the late-night bars, as you will encounter customer that have been to the club that evening. We are not able to offer you the protection and safety we do in the club in someone else's bar.

If you ever feel as though you are being followed once you have left the club, then please come straight back, as we are more often than not still on site for at least 45 minutes after we have closed. In a more serious case, call 999 and the police will come to you straight away. We have a very good relationship with the Police and it has been pointed out that you will be a priority case if called upon.

Thank you

New rules relating to the Sexual entertainment Venues

Licence

Performers shall be aged not less than 18 years. The Licensee must maintain records of the names, addresses and dates of birth of performers including identity checks.

Performers shall only perform on the stage(s), to a seated audience or in other such other areas of the licensed premises as may be agreed in writing with the Council. ("the performance areas")

Performers must remain fully dressed in public areas and in all other areas except while performing in areas specified by the Council as where sexual entertainment may be provided.

Performers must be fully dressed at the end of each performance.

Performers must not perform a nude table dance unless in a supervised area and within five metres of a floor supervisor.

Performers must never be in the company of a customer except in an area open to the public within the premises. (except in the toilets)

Performers may not accept any telephone number, email address, address or contact information from any customer, except in the form of a business card, which must be surrendered to the Licensee or their representative.

Performers must not, when performing sit on or straddle a customer.

Performers must not when performing, place both of their feet on the seat at any one time. For the avoidance of doubt performers must maintain one shoed foot on the floor at all times and not place both of their feet on the booth seat.

Performers must not when performing, perform any act that clearly simulates any sexual act.

Performers must not when performing, intentionally touch the genitals or breasts of another dancer or to knowingly permit another dancer to intentionally touch their genitals or breasts.

Performers must not when performing, intentionally touch a customer at any time during the performance unless accidentally or due to a third party or for the purpose of restraint. For the avoidance of doubt if a performer has to intentionally touch a customer for the purpose of restraint, the touch should only be made above the customer's chest or on their limbs and only with the performer's hands.

Performers must not when performing act in a lewd manner, or use suggestive or sexually graphic language at any time.

Performers must not engage with the customer in any act of, or communication likely to lead to an act of prostitution or solicitation, even if the Performer has no intention of carrying out the act.

The Licensee is to implement a policy for the safety of the performers when they leave the premises.



I acknowledge that I have read and understood the current dancing rules and code of conduct for FYEO Bournemouth and I agree to abide by these at all times.

I understand that failure to follow these rules may result in loss of shifts or termination of contract, and also may be subject to prosecution by licensing authorities.

Stage name : _____

Legal Name : _____

Signed : _____

Date : _____

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Licence for a Sexual Entertainment Venue

This Licence is granted pursuant to Schedule 3 of the Local Government Miscellaneous Provisions) Act 1982, as amended by Section 27 of the Police and Crime Act 2009, to permit relevant entertainment to

Hampshire Restaurant Ltd

to use the premises as a sexual entertainment venue at

FYEO

For Your Eyes Only, Hanover House 134-136 Old Christchurch Road Bournemouth BH1 1NL

1. This Licence, which will remain in force until 28 September 2022, unless it is revoked or surrendered before that date, is granted on the terms and conditions overleaf and subject to the restrictions contained in regulations, made from time to time by Bournemouth, Christchurch and Poole Council, under Paragraph 13 of the Third Schedule to the Local Government (Miscellaneous Provisions) Act 1982.
2. This Licence is subject to Special Conditions for Sexual Entertainment Venues overleaf (unless expressly varied or excluded).

PERMITTED HOURS

Monday to Sunday inclusive – 00:01 to 00:00 hours

Dated this 28th day of September 2021 (Renewal)

A handwritten signature in black ink, appearing to read "N Randle", written over a horizontal line.

Licensing Manager
Mrs Nananka Randle

General

1. The Licensee must remain in personal control of the premises at all times that it is trading or nominate in writing an individual over the age of 18 with the authority to direct activities within the Premises.
2. Any individual employed on the premises to conduct a security activity (within the meaning of section paragraph 2(1) (a) of schedule 2 to the Private Security Industry Act 2001) must be licensed by the Security Industry Authority.
3. The Licensee must ensure that a suitable number of trained staff, are employed to supervise the interior of the premises ("floor supervisors") whilst performances are given under this licence.
4. The Licensee must ensure that a sufficient number of floor supervisors are employed in the premises to supervise customers and performers whilst sexual entertainment is provided.
5. The Licensee shall ensure that all performers and all staff working within the premises hold any relevant work permit if appropriate if not an EU citizen.
6. The Licensee shall provide in a timely fashion copies of any documents reasonably required by an authorised officer of the Council to prove compliance with this Licence.
7. The Licensee shall establish and maintain a written protocol for the treatment and welfare of vulnerable people when they attend the premises. Vulnerable people are to include those whose mental capacity is or appears reasonably to be impaired.

Admission to the Premises

8. No person under the age of 18 shall be admitted to the premises and a notice to this effect should be clearly displayed at the entrance(s) to the premises.
9. Customers who appear to be under the age of 21 must be asked to provide a Pass-Scheme approved photographic card, their passport or photographic driving licence to prove their age. Prominent notices must be clearly displayed to this effect at the entrance(s) to the premises.
10. Information shall be clearly displayed within the internal exit areas of all sexual entertainment venues, reminding departing customers to behave in a responsible and appropriate way towards all persons.

Advertising

11. No direct approaches (including offering a lift to the premises) may be made to potential customers from vehicles either operated by the Licensee, or on his/her behalf.
12. The Licensee shall ensure that any external advertisement promoting the entertainment on the premises complies with the Advertising Standards Agency guidelines and has prior Council approval.
13. The Licensee shall not permit the display outside of the premises of photographs or other images, excluding trademarks or logos, which are unacceptable to the Council, and which indicate or suggest that striptease or similar entertainment takes place on the premises and which may offend public decency.
14. Where the Council has given notice in writing to the Licensee objecting to an advertisement on the grounds that, if displayed, it would offend public decency or be likely to encourage or incite crime and disorder that advertisement shall be removed immediately or not be displayed.
15. The content of any leaflets shall be approved by the licensing officer in consultation with the Chair and Vice Chair of the Licensing Board prior to any distribution.
16. The Licensee shall ensure that neither they nor any person promoting or providing entertainment on the premises (nor any person acting on behalf of any such person) shall distribute flyers within the Borough of Bournemouth, except in accordance with the relevant licence issued by Bournemouth Borough Council. Information on how to obtain a licence can be found at <http://www.bournemouth.gov.uk/Business/Licensing/GivingOutLeaflets.aspx>

Premises

17. The Licensee shall ensure that the interior of the premises where sexual entertainment is offered shall not be capable of being seen from the outside of the premises, and that the exterior is maintained to a satisfactory level of decorum.
18. At no time shall performers be capable of being seen from outside of the Premises.
19. The Licensee shall ensure compliance with any condition that the Council finds it necessary to impose in respect of the number of members of the public who may be on the premises whilst sexual entertainment takes place.

CCTV

20. The Licensee shall ensure that CCTV is installed and maintained to the reasonable satisfaction of Dorset Police.
21. CCTV shall be installed and used at all times in the private performance areas whenever the premises are open.
22. CCTV images shall be retained for a period of at least 31 days and made available to a police officer or authorised Council officer (subject to the Data Protection Act 1998) The said images shall be downloaded on request and a copy provided to such an officer at the earliest practicable opportunity.

Performers

23. Performers shall be aged not less than 18 years. The Licensee must maintain records of the names, addresses and dates of birth of performers including identity checks.
24. Performers shall only perform on the stage(s), to a seated audience or in other such other areas of the licensed premises as may be agreed in writing with the Council. ("the performance areas").
25. Performers and all staff must remain fully dressed in public areas and in all other areas including any smoking areas or areas where people congregate to smoke, except while performing in areas specified by the Council as where sexual entertainment may be provided.
26. Performers must be fully dressed at the end of each performance.
27. Performers must not perform a nude table dance unless in a supervised area and within five metres of a floor supervisor.
28. Performers must never be in the company of a customer except in an area open to the public within the premises.
29. Performers may not accept any telephone number, email address, address or contact information from any customer, except in the form of a business card, which must be surrendered to the Licensee or their representative before leaving the premises.
30. Performers must not, when performing sit on or straddle a customer.
31. Performers must not when performing, place both of their feet on the seat at any one time. For the avoidance of doubt performers must maintain one shod foot on the floor at all times and not place both of their feet on the booth seat.
32. Performers must not when performing, perform any act that clearly simulates any sexual act.
33. Performers must not when performing, intentionally touch the genitals or breasts of another dancer or to knowingly permit another dancer to intentionally touch their genitals or breasts.
34. Performers must not when performing, intentionally touch a customer at any time during the performance unless accidentally or due to a third party or for the purpose of restraint. For the avoidance of doubt if a performer has to intentionally touch a customer for the purpose of restraint, the touch should only be made above the customer's chest or on their limbs and only with the performer's hands.
35. Performers must not when performing act in a lewd manner or use suggestive or sexually graphic language at any time.
36. Performers must not engage with the customer in any act of, or communication likely to lead to an act of prostitution or solicitation, even if the Performer has no intention of carrying out the act.
37. The Licensee is to implement a policy for the safety of the performers when they leave the premises.
38. There shall be separate, clearly marked and designated toilet facilities with separate entrances for staff/performers and the public.

Customers

39. Customers must be seated in an upright position against the back of the booth or seat with their hands by their sides or on their knees before a dancer can start a table dance.
40. Customers must remain seated during the entire performance of a private dance.
41. During times when performances of sexual entertainment are taking place, customers may only dance in areas specifically designated by the Council as being separate from the areas for performance of sexual entertainment.
42. Customers must remain fully dressed at all times

Objection 1

This is my objection to the renewal of the licence for Sexual Entertainment Venue SEV licence at FYEO Bournemouth

Crime and Disorder around the club-the taxi rank had to be moved away from the outside of this club to an area well away from all three strip clubs in the centre of Bournemouth. The Safe Bus is parked opposite the club on Horseshoe Common as a refuge for people at night because the area is so unsafe. There has been a murder further up the road at night during the hours of operation of these clubs and more recently a stabbing outside one of the other clubs around closing time. I mention the other club as an indication of the crime and disorder around local strip clubs. Male animals fight as part of courtship and it is perfectly understandable that men coming out a club het up after sexual entertainment will behave aggressively.

Could the licensing committee please consider adding a condition to the already complicated standard conditions approved by full council. Please add a condition that there the no touching rule is broken by intentional touching by either performer or customer that the CCTV recording this is made available as quickly as possible to the police. Without this neither the club, performer or customer has any incentive to report breaches as the performer is at risk of being accused of offences associated with prostitution, the customer of indecent or other assault and the club of allowing these to happen. For the very complicated conditions and expense of CCTV and floor supervisors to be anything other than ineffective this clause requiring submission of the CCTV to the police as soon as a breach is identified needs to be there. Simply throwing out a male customer or warning a performer does not adequately reflect the seriousness nor act as sufficient deterrent given that either of them can just to work or patronise one of the other local clubs. This is the big disadvantage of having so many licensed locally.

Unsuitability of the operator-One reason for this is dealt with also in a separate email which shouldn't be disclosed to the public for legal reasons. In addition, the applicant's business is advertised on a website which does not disclose the identity of the applicant, as required by the Company, Limited Liability Partnership and Business (Names and Disclosures) Regulations 2015 Both that website and the facebook page advertising the applicant show images which are not illegal pornography as they show adult women and are not extreme, in my view, but they are accessible to children without any age verification. As BCP has a duty to protect children in need in the area under the Children Act 1989 then this license should have a condition that the advertising online should not be accessible to children without age verification documents. This would prevent children seeing the images and also guard against minors submitting applications to work for the applicant. I do not say that applications would be accepted, which I'm sure they wouldn't but it is in the nature of teenage girls to try to pass for being older particularly if an opportunity to earn money exists. To their credit this applicant doesn't ask for photos of applicants to be submitted as is the case for other local operators.

The website mentioned for advertising also includes a package called stag on stage which I would question whether it is within the standard licensing condition for BCP as it involves a male customer with two performers on stage. Likewise a picture on the facebook page showing two performers pressed together appears to breach the standard licensing conditions, so is either in breach of some sort of misleading advertising or in breach of the new standard licensing conditions.

In addition on suitability, reports of the applicant's club in Southampton suggested that that club had been temporarily closed recently when a customer complained of large amounts of card

payments being made. I have asked Hampshire Police about this and they have told me that a rogue employees had taken the payments so that they have no objection to the applicant continuing to be licensed in Hampshire. However, it is concerning that an employee would be able to do this and I urge the licensing committee to make it a condition that only payments charged to the applicant can be taken on the premises and that no person working at the premises should have any equipment capable of taking payment to another account, ie one operated by the person working there rather than the applicant. In addition, making the place where payment is taken fixed within the building and covered by CCTV would avoid allegations of payment being taken when the customer has lost mental capacity through intoxication.

Condition of the building-the lane at the back of the building is shown on the BCP map of adopted highways as part of the highway yet access is usually restricted by a locked gate, ie obstruction of the highway, which I believe is a crime. In addition I have repeatedly seen badly overflowing bin that may attract rats in that lane near the rear of these premises. I do not know who is responsible for that bin nor who is responsible for the locking of the gate preventing pedestrian and cycling access along the public highway avoiding the road. However I mention it because both amount to crimes, ie obstruction of the highway and allowing a bin to repeatedly overflow. If these are not anything to do with the applicant could they please say what they have done to report both crimes near their premises and affecting them.

The building also has had a broken window at street level at 140 Old Christchurch Road for some time and is revoltingly grimy with some sort of viscous liquid having been thrown at it. The broken window also has the frame around it giving in slightly. The window display is also, in my view, in breach of the Indecent Displays (Control) Act 1981 because it includes an image in silhouette of a woman who is clearly naked because the nipple is shown in profile. I have previously reported the full sized image in the window of a woman in the process of opening the top part of her clothing as if undressing but I'm not sure if that is still there. The door of about 136 Old Christchurch Road has what look like LED cabling for an outside light display coming out of a hole from the inside and having the sheath around the cable partly stripped which looks very tatty, matching the decrepit state of the window at 140 above. I am assured that as LED cabling it is not particularly dangerous to an adult because of the low voltage needed for LED lighting, but it nevertheless looks very slapdash. It seems a terrible waste of public money to have revamped the road outside at great expense and provided public entertainment through music on the common opposite and yet this building to continue to look so bad. I have asked planning to enforce on a s215 notice because the windows and door drag down the rest of the neighbourhood and also that there is no permission for the lighting from the cable. So far they have not agreed to serve a s215 notice that I know of and also have told me about a planning permission for the outside of the building which I can't see allows the cabling and the lights it leads to. The fact that the Echo has just published a picture of the outside of this building in connection with this application, will, I hope prompt planning to reconsider on enforcement. In particular the tatty look of these windows and door could be blighting the building for reletting purposes of the area previously a bar between 140 and 136.

There is also no CEPC certificate for this property listed on the public register. As BCP has a climate change commitment having declared a climate change emergency I would urge them as licensing authority to request a CEPC for this premises as information reasonably requested as permitted by the statute. I also urge the licensing committee to request sight of the legally required fire risk assessment made by the applicant. In the light of the ongoing disrepair of the front of the premises could the licensing authority also please reasonably request sight of the most recent electrical testing for the premises.

The new standard licensing conditions for Sex Establishments adopted by BCP council since the last SEV licence was issued include performers having to use a separate smoking area. If it is at the rear of the premises then I would raise concerns about the safety of this area and the overflowing bin mentioned, whether of this or a neighbouring premises because of the risk of the presence of rats, who urine can I think be poisonous? I have not seen rats here, only seen the overflowing bin which is a risk. I am also aware of high rates of crime in the area as released in statistics from Dorset Police, which might make the area at the back of the premises unsafe for the performers. I have seen a plan of this premises but it is not sufficiently legible for me to see everything on it, nor does it show the separate smoking area the BCP standard conditions require.

Location. Could the licensing committee please distance itself from that part of the BCP licensing policy which restricts objections about location to the immediate vicinity. The reason for this is that the club is situated in the heart of an area closed to cars during the majority of the hours of operation. In addition many premises don't have parking for every resident/customer/member of staff to arrive by car in the day time. Consequently it is unreasonable to assume that people travelling around this area will be using cars and able to travel door to door avoiding walking in the area where customers of the club will also be walking, and having to walk past those customers both when queueing to get in, smoking outside and leaving the premises making their way all through the area closed to cars either to the taxi rank in one direction or the night bus stops in the other direction at the Square/Westover Road. Within this area are every type of premises listed in BCPs policy on licensing of sex establishments as being unsuitable for being near sex establishments. It can also be reasonably assumed that people associated with almost all of them will be moving about at the time this and other strip clubs are open and either customers staff or residents are walking about on foot. The only exception to this is the places of worship which I don't know enough about to say whether night time vigils or services are undertaken there as can sometimes be the case. Although the Home Office has issued guidance which it states is not law that moral objections cannot be made to licensing SEVs, case law has made clear that the people attracted to an area by sex establishments can be a concern for objectors on that basis of the morals of those people, which is different from the morals of the applicant.

Public Sector Equality Duty-please disregard that Home Office advice on licensing of Sex Establishment policy which says that an objection can only be made on the basis of the Local Authority Miscellaneous Provisions Act 1982. Since this guidance was given, which makes clear that it is not law itself, the Equality Act 2010 guidance issued in 2013 has superseded this. If this SEV license is granted it will place BCP in breach of the Equality Act 2010 s.149. I urge the licensing authority to request from the applicant a full equality impact assessment as to compliance with the Equality Act, including people with mobility issues who may find accessing a basement difficult and impact the relationship between people of different genders, given that all people shown as performers in their advertising are female. In deciding whether the applicant should be licensed the licensing authority must have regard to the public sector equality duty, which in this case cannot be decided without provision of and consideration of an equality impact assessment.

Human Rights Act-I do not live near enough to these premises to be disturbed by them on a daily basis. However, I would like to be able to enjoy visiting this area at any time of the day or night and not be concerned by fear of harassment by customers of the strip clubs. I have been warned repeatedly by women not to stand or walk past the strip clubs in the centre of Bournemouth including this one. I have also been harassed by "stag" groups visiting Bournemouth so have avoided it over the years of living locally in Poole. Although I don't think my right to visit Bournemouth is covered by the Human Rights Act I would urge the committee to consider the rights of people who are resident in the many residential units in the centre of Bournemouth, particularly in the area shut off to the traffic at night time. Their right to enjoy their homes is covered by that Act I believe. I

cannot speak for other residents, but the licensing committee has heard in objections to previous licensing applications for strip clubs from councillors who represent residents and business concerned by the presence of these clubs and their customers in the town.

This is a link to the Bournemouth Echo picture of the outside of the premises. It appears from the google image shown that the broken window has been there for over a year at least.

<https://www.bournemouthecho.co.uk/news/20964206.bournemouth-strip-club-fyeo-applies-licence-renewal/>

If the licensing committee is asked to consider evidence from a consultant with previous experience of clubs' licencing in the Metropolitan Police or is swayed by previous evidence of this in other licensing applications, please consider that the this force is currently in "Special Measures" and that there is a national scandal concerning safety of women currently being addressed by forces all over the country. Therefore evidence given as to the safety of women around these clubs should be considered in the light of these issues.

As mentioned above I will send a separate email regarding suitability which is not appropriate for public disclosure.

Kind regards



[Bournemouth h strip club FYEO applies for licence renewal](https://www.bournemouthecho.co.uk/news/20964206.bournemouth-strip-club-fyeo-applies-licence-renewal/)

A THIRD strip club in Bournemouth has applied to renew its licence this year.. The operator of For Your Eyes Only (FYEO) in Old Christchurch Road is seeking permission from BCP Council for its

...
www.bournemouthecho.co.uk

I am so sorry to be piecemeal again but have only just realised a school has just opened off what looks like Stafford Road, off Old Christchurch Road, so could this be tagged onto my objection please?

I was in the area last week in the afternoon and noticed teenagers in school uniform pouring out onto the pavement at the end of the school day.

I checked the website of Livingstone Academy and I think they must have been sixth formers, and apparently they take from all over BCP so probably making their way down to the bus stops in the Square, going past FYEO.

I appreciate that the licencing here has historically been 24/7 even if it hasn't been advertised as being open for all that time.

I would suggest that licensing shouldn't be for when school children will be walking past from regular school or for extra curricular after school activities.

Kind regards

Objection 2

Hello,

I would like to object to the SEV license for For your Eyes only.

The reason for my objection is that the area has changed substantially and continues to do so.

Examples of this are:

Student accommodation - hundreds of new student units have been developed in the vicinity and there are a huge number of young women now living in the area whose safety must be considered

Restaurants have opened near by which are family orientated – please see attached photo with a family eating next to the frontage. (please redact the photo for public papers)

The operator has no regard for residents and businesses in the area with dilapidated signage and objectifying imagery.

A school (Livingstone) is being built close to this site making it no longer suitable.

Best wishes

